

SANTA CLARA COUNTY BOARD OF EDUCATION

1290 Ridder Park Drive
San Jose, California 95131

APPROVED ON SEPTEMBER 18, 2024
September 4, 2024
Regular Meeting #2447
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>

B. Pledge of Allegiance

C. Land Acknowledgement

D. 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)
Victoria Chon, Area 5
Maimona Afzal Berta, Area 6 (President)
Raeena Lari, Area 7
Student Board Member Erick De La Rosa Aguilera

Joseph Di Salvo, Area 4 (*arrived at 5:05 p.m.*)

Trustee(s) Absent:

None

E. Set the Agenda

MOTION #2447-1 by Vice President Rocha and seconded by Trustee Mah to set the agenda, deferring Item 6C and deleting Item 9F from the Closed Session agenda. Motion carried 4-2-1.

Motion carried with the following vote:

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

No: Trustees Chon and Sreekrishnan

Abstain: Trustee Di Salvo

Absent: none

President Berta reviewed the livestream details for the September 4, 2024, Board meeting and explained where to call to listen to the meeting in Spanish or Vietnamese or view ASL interpretation.

2. Special Recognition

Trustee Mah introduced Michael Barnhart, a teacher of Specialized Academic Instruction in the Special Education Department, within the Educational Services Division. She noted and thanked Barnhart for his contributions and presented him with an engraved pen, a reserved parking space, and a plaque recognizing his contributions to the Santa Clara County Office of Education.

3. STUDENT BOARD MEMBER REPORT

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

- School has commenced and students at Osborne have been able to participate in various programs, including in culinary horticulture, trades, art, music, and a new program called a Brighter Day that provides training in customer service, communication, teamwork, and creates a pipeline to employment in the service industry.
- Students in South County Community and Special Education classrooms participated in a garden project in the South County Annex.
- Students at Osborne and Blue Ridge have started college classes to help earn high school and college credits.
- Student Board Member De La Rosa Aguilera met with County Counsel for a training regarding preferential voting.

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

There were 15 public comments.

5. CONSENT ACTION ITEMS

A. Request Approval of Consent Action Items as listed in Item #5 Consent Action Items

- B. Request Approval of Minutes of Regular Board Meeting of August 26, 2024 (#2446)**
- C. Request Adoption of Resolution Supporting Constitution Day and California High School Voter Education Weeks**
- D. Request Adoption of Resolution Acknowledging and Celebrating National Hispanic Heritage Month**
- E. Request Adoption of Resolution to Support Community Conversations and Updated Policies Concerning Student Cell Phone Use in Schools**
- F. Request Adoption of Resolution Supporting Establishing a Healthy and Safe Start to the School Year**
- G. Request Second Reading and Adoption of Board Policy 1312.3 Uniform Complaint Procedures**
- H. Request Second Reading and Adoption of Board Policy 5132 Dress and Grooming**
- I. Request Second Reading and Adoption of Board Bylaw 9150.1 Compensation for Student Board Members of the Santa Clara County Board of Education**

MOTION #2447-2 by Trustee Sreekrishnan and seconded by Trustee Lari to approve Consent Action Items as listed in Item #5 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

6. INFORMATION ITEMS

A. Announcement of Intent to Appoint to the Santa Clara County Office of Education Personnel Commission

Dr. May Ann Dewan, County Superintendent of Schools, presented an announcement of the intent to appoint Dr. Denise Coleman to the Santa Clara County Office of Education Personnel Commission. Dr. Dewan thanked Mr. Nick

Gervase, whose term will expire November 30, 2024, for his service as he is fully retiring from public service.

Dr. Coleman was present and gave introductory remarks to the Board and public.

A public hearing will be held on October 14, 2024, to approve the appointment for a three-year term commencing on December 1, 2024, through November 30, 2027.

B. Preferential Voting by the Student Board Member

Dr. Dewan introduced Assistant Superintendent of Educational Services, Teresa Shipp, and representative from the Office of County Counsel, Marcela Quinones, to provide an overview of preferential voting by a student Board Member.

C. Spotlight: Santa Clara County Attendance Supports

This item was moved to the next meeting scheduled for September 18, 2024.

D. Board of Trustees Head Start & Early Head Start Training

Assistant Superintendent Shipp provided an overview and training on Head Start and Early Head Start. This item will return to the Board at a meeting in October 2024 with an in-depth training on the SCCBOE policies and bylaws related to Head Start and Early Head Start, including personnel.

E. Charter Schools Update

Mefula Fairley, Executive Director of the Charter Schools Department provided an overview of the California Department of Education's Charter School renewal tiers and performance categories, including information on academic progress indicators, post-secondary indicators, and grounds for denial on non-academic grounds.

7. ACTION ITEMS

A. Accept a Head Start Program Update on Director Vacancy and Affirm Initiation of Applicable Policy Council Bylaws

Assistant Superintendent Shipp presented on the Director vacancy and provided information on the initial and next steps to fill the Head Start Director vacancy as outlined in the applicable Council bylaws.

MOTION #2447-3 by Trustee Sreekrishnan and seconded by Trustee Chon to accept the Head Start program update and affirm the applicable bylaws to be implemented. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: President Berta

Absent: none

8. PUBLIC HEARING

A. Public Hearing: Public Hearing on the Alpha: Jose Hernandez Charter School Renewal Petition

President Berta opened the public hearing on the renewal petition for Alpha: Jose Hernandez Charter School at approximately 6:40 p.m. The hearing began with a report from staff of the Charter Schools Department.

Shara Hedge, CEO, Julianna Parra, Principal, and Jorge Arellano, Senior Director of Advocacy and Community Engagement for Alpha: Jose Hernandez Charter School made a presentation on the renewal petition.

There were no speakers from the Alum Rock Union School District.

There were 17 public comments on the Alpha: Jose Hernandez renewal petition.

Student Board Member De La Rosa Aguilera was excused at 7:57 p.m.

President Berta closed the hearing at 8:00 p.m.

9. CLOSED SESSION

The Board moved to a Closed Session at approximately 8:00 p.m. President Berta called Closed Session to order at approximately 8:20 p.m. and called roll. All Trustees were present.

A. Interdistrict Attendance Appeal Filed on Behalf of Student, Resident District: East Side Union High School District, Desired District: San Jose Unified School District

- B. Interdistrict Attendance Appeal Filed on Behalf of Student, Resident District: Alum Rock Union School District, Desired District: San Jose Unified School District**
- C. County Superintendent Evaluation**
- D. Conference with Legal Counsel - Anticipated Litigation Significant Exposure to litigation pursuant to Government Code section 54956.9(d)(2): 2 cases**
- E. Conference with Legal Counsel – Anticipated Litigation Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): (1 or more potential cases - County Board action on Bullis Charter School’s renewal)**
- ~~F. Conference with Legal Counsel – Anticipated Litigation Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9(d)(4): 1 case~~**

This item was removed from the agenda.

10. OPEN SESSION (Immediately Following Closed Session)

A. Report of Actions Taken in Closed Session

The Board concluded Closed Session at 11:02 p.m. and returned to Open Session at 11:03 p.m.

President Berta reported that in the matter of 9A, the County Board voted to approve the interdistrict transfer appeal.

MOTION #2447-4 by Trustee Di Salvo and seconded by Trustee Chon to approve the appeal based on factor 12 through grade 12. 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 9B, the County Board voted to approve the interdistrict transfer appeal.

MOTION #2447-5 by Trustee Sreekrishnan and seconded by Trustee Di Salvo to approve the appeal based on factor 12 through grade 8. 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 9C, the County Board took no reportable action.

President Berta reported that in the matter of 9D, the County Board took no reportable action.

President Berta reported that in the matter of 9E, the County Board took no reportable action.

11. HEARING AND POSSIBLE ACTION ITEM

A. Bullis Request for Reconsideration of Action on Bullis Charter School Renewal, Public Hearing and Action on Bullis Charter School Renewal with Addendum

MOTION #2447-6 by Trustee Sreekrishnan and seconded by Trustee Mah to reconsider the action of August 26-27, 2024, on Bullis Charter School's request for renewal of its charter, which was conditionally approved at the August 26-27, 2024, meeting, for a period of five (5) years from July 1, 2025, through June 30, 2030. Motion failed 2-3-1.

Motion for reconsideration failed with the following vote:

Yes: Trustees Mah and Sreekrishnan

No: President Berta, Vice President Rocha and Trustee Lari

Abstain: Trustees Chon and Di Salvo

Absent: none

12. BOARD COMMITTEE REPORTS

Trustee Lari provided an update from August 12, 2024, Strong Start Coalition meeting. The Coalition members heard a presentation by Mathew Tinsley, Manager of the Early Learning Initiatives on the findings of the 2024 Early Care and

Education Facility Study. The members also heard a presentation from Christina Branham of American Survey Research on the 2023 School Readiness Assessment report process and findings. Trustee Lari announced that the next Strong Start Coalition meeting will be Tuesday, September 10, 2024.

Trustee Mah provided an update from the Silicon Valley Reads Advisory Committee. The Committee heard from Director Reed Myers on the recommended reading list. Trustee Mah shared that the committee has not yet finalized a theme but is considering themes such as technology, future of society, or how innovation will help humanity.

Dr. Dewan provided an update from the September 4, 2024, Policy Development Subcommittee meeting. The subcommittee held a discussion and review of Board Policy 0410 relating to nondiscrimination in SCCOE programs and activities and Board Policy 5143.3 relating to nondiscrimination and harassment. The next Board Policy Development Subcommittee regular meeting is scheduled for October 2, 2024. Both passed unanimously and will come to the Board for first reading on September 18, 2024.

13. COUNTY BOARD OF EDUCATION MEMBER REPORTS

Trustee Chon

- Trustee Chon shared appreciation for the AI Integration and Education event that was held in partnership with the Korean Office of Education.

Trustee Lari

- Trustee Lari shared that on August 10, together with Vice President Rocha, Trustees Mah and Sreekrishnan, and Dr. Dewan, she attended a film screening of the award-winning documentary, *Make a Circle*, hosted by SEIU 521, which showed the struggles of childcare workers.
- During the week of August 14, Trustee Lari attended various annual Pakistani Independence Day celebrations in the Bay Area and Santa Clara County.
- On August 18, Trustee Lari attended a panel discussion organized by the Democratic Activists for Women Now (DAWN) and former SCCOE Board President Claudia Rossi on the implications of Project 2025.
- Trustee Lari thanked Dr. Dewan and staff on the resolution to establish a healthy and safe start of the school year.

Trustee Sreekrishnan

- Trustee Sreekrishnan thanked Dr. Dewan for connecting her with Jyothi Kalai, musician who performed at Hester.

President Berta

- President Berta reminded attendees to register for the CSBA's County Board Services Conference happening later this month.

14. SUPERINTENDENT'S REPORT

Dr. Dewan shared two upcoming events, including:

- A Title IX Reception and Panel Discussion that will dive into the new regulations and how Title IX has revolutionized education will be held on September 20 at the Mexican Heritage Plaza.
- The SCCOE's Second Annual AI Summit to be held on Monday, October 28.

15. INFORMATION ITEM

A. Future Agenda Items

Dr. Dewan reported that the SCCOE continues to make progress on the items previously mentioned and that the table in BoardDocs has been updated since the last meeting.

Trustee Mah requested information regarding the Office of Civil Rights complaint.

Trustee Sreekrishnan thanked staff for the resolutions that were added upon her previous requests and further requested that the work of students who crafted a resolution relating to climate change be highlighted.

Vice President Rocha requested a program update relating to the Post Secondary Deaf and Hard of Hearing program. Trustee Chon echoed Vice President Rocha's request for the Deaf and Hard of Hearing update.

Trustee Chon acknowledged and thanked staff for including the land acknowledgement.

16. ADJOURNMENT

The next Santa Clara County Board of Education regular meeting is scheduled for September 18, 2024.

MOTION #2447-7 by Trustee Chon and seconded by Trustee Lari to adjourn the meeting. Motion carried 7-0-0. The meeting was adjourned at approximately 11:50 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

Respectfully submitted,

A handwritten signature in cursive script, reading "Mary Ann Dewan".

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

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