

SANTA CLARA COUNTY BOARD OF EDUCATION

1290 Ridder Park Drive
San Jose, California 95131

APPROVED on January 15, 2025
December 18, 2024
Regular Meeting #2454
San Jose Room
5:00 p.m.

1. SCCBOE CALL TO ORDER

President Berta called the meeting to order at approximately 5:03 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:

Jessica Speiser, Area 1
Tara Sreekrishnan, Area 2
Don Rocha, Area 3 (Vice President)
Maimona Afzal Berta, Area 6 (President)
Raeena Lari, Area 7
Student Board Member Erick De La Rosa Aguilera

Victoria Chon, Area 5 joined after Closed Session at 7:50 p.m.

E. Set the Agenda

MOTION #2454-1 by Trustee Pacheco and seconded by Vice President Rocha to set the agenda and pull items 5(F), (J) and (K) for discussion. Motion carried 6-0-1.

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Lari, Pacheco, Speiser, and Sreekrishnan
No: none
Abstain: none
Absent: Trustee Chon

President Berta reviewed the livestream details for the December 18, 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. Recognition of the SCCOE Employee of the Month

Vice President Rocha introduced the County Office of Education Employee of the Month, Cindy Padilla, an Early Start Program paraeducator in the Special Education Department within the Educational Services Division. Padilla was not present, Michelle Kjellesvig, Assistant Director of Early Learning and Development was present to accept the award, engraved pen, and reserved parking space on Padilla's behalf.

B. Recognition of the Santa Clara County Youth Poet Laureate

Trustee Lari introduced the Youth Poet Laureate, Sage Cobb, in honor of Poet Laureate Day on December 20. Cobb performed a beautiful poem and received a certificate of recognition from the Interim Superintendent and Santa Clara County Board of Education.

3. STUDENT BOARD MEMBER REPORT

Student Board Member De La Rosa Aguilera shared updates, including:

- Recognition of Ms. Maggie who was given the PBIS award for staff of the month;
- Updates on his State Seal of Civic Engagement project; and
- Welcoming Trustees Speiser and Pacheco onto the Board.

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

There were 6 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 November 20, 2024 (#2452)**
- C. Request Approval of Minutes of Special Board Meeting of December 9, 2024 (#2453-S1)**
- D. Accept the Statement of Votes and Certificate of November 5, 2024 Election Results**
- E. Accept Donation to the Santa Clara County Office of Education**
- F. Third Reading and Request of Adoption of Board Bylaw 9270 Conflict of Interest**
- G. Resolution Recognizing Fred Korematsu Day of Civil Liberties and the Constitution**
- H. Resolution Approving Application for Whale Tail Grant from California Coastal Commission**
- I. Resolution to Reaffirm Support for Equal Access to Education for All Children and Families Regardless of Immigration Status**
- J. Approval to Request Change of Scope – No Cost Enrollment Reduction for Grant 09CH011479 Head Start/Early Head Start - Basic**
- K. Approval to Request Change of Scope – No Cost Enrollment Reduction for Grant 09CH000551 Early Head Start – CCP**

MOTION #2454-2 by Trustee Lari and seconded by Vice President Rocha to accept the Consent Action Items A, B, C, D, E, G, H, and I. Items 5(F), 5(J) and 5(K) were pulled for discussion. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: Trustee Chon

- F. Third Reading and Request of Adoption of Board Bylaw 9270 Conflict of Interest**

Item 5(F) was pulled for discussion.

MOTION #2454-3 by Trustee Sreekrishnan and seconded by Trustee Pacheco to approve Board ByLaw 9270 Conflict of Interest. Motion carried 5-1-1.

Motion carried with the following vote:

Yes: Vice President Rocha, Trustees Lari, Pacheco, Speiser, and Sreekrishnan

No: President Berta

Abstain: none

Absent: Trustee Chon

- J. Approval to Request Change of Scope – No Cost Enrollment Reduction for Grant 09CH011479 Head Start/Early Head Start – Basic**
- K. Approval to Request Change of Scope – No Cost Enrollment Reduction for Grant 09CH000551 Early Head Start – CCP**

Item 5(J) and 5(K) were pulled and discussed together.

MOTION #2454-4 by President Berta and seconded by Trustee Sreekrishnan to proceed with both the change in scope requests to the Office of Head Start Regional Office. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: Trustee Chon

6. INFORMATION ITEMS

A. Charter Schools Update

There was 1 public comment.

Mefula Fairley, Executive Director of Charter Schools, provided an update on the status of teacher credentials at the Voices College-Bound Language Academy schools authorized by the Santa Clara County Board of Education.

B. 2024-2025 First Interim Financial Report

Stephanie Gomez, Assistant Superintendent of Business Services, and Lauren Nguyen, Director of Internal Business Services, presented the 2024-2025 First Interim Financial Report.

C. Contracts \$250K and Over

Stephanie Gomez, Assistant Superintendent of Business Services, and Lauren Nguyen, Director of Internal Business Services, presented on Board Policy 3312 relating to contracts from \$250,000 and over.

7. ACTION ITEMS

A. Request Approval of the Budget Revisions for the Month of October 2024

MOTION #2454-5 by Trustee Sreekrishnan and seconded by Vice President Rocha to approve the Budget Revisions for the Month of October 2024. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: Trustee Chon

B. Request Approval of the Budget Revisions for the Month of November 2024

MOTION #2454-6 by Trustee Sreekrishnan and seconded by Trustee Lari to approve the Budget Revisions for the Month of November 2024. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: Trustee Chon

Student Board Member De La Rosa Aguilera was excused at 6:28 p.m.

8. CLOSED SESSION

The Board moved to a Closed Session at approximately 6:30 p.m. President Berta called Closed Session to order at approximately 6:39 p.m. and called roll. All Trustees, except Trustee Chon, were present.

- A. Conference with Legal Counsel - Anticipated Litigation Significant Exposure to litigation pursuant to Government Code section 54956.9(d)(2): 2 cases**
- B. Conference with Legal Counsel – Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: one or more potential cases (County Board action on Bullis Charter School's renewal)**

- C. Conference with Legal Counsel – Existing Litigation Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9: Case Number 24CV449859, Santa Clara County Superior Court**
- D. Conference with Legal Counsel – Existing Litigation Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9: Case Number 5:24-cv-08527-VKD, US District Court, Northern District of California**

9. OPEN SESSION (Immediately Following Closed Session)

A. Report of Actions Taken in Closed Session

The Board concluded Closed Session at 7:47 p.m. and returned to Open Session at 7:56 p.m.

President Berta reported that in the matter of 8A, the County Board took no reportable action.

President Berta reported that in the matter of 8B, the County Board took no reportable action.

President Berta reported that in the matter of 8C, the County Board took no reportable action.

President Berta reported that in the matter of 8D, the County Board took no reportable action.

10. ACTION ITEMS

A. Action On Compliance with Conditions of Approval Memorandum of Understanding by and Between the Santa Clara County Office of Education and The Bullis-Purissima Elementary School

There were 2 public comments.

MOTION #2454-7 by Vice President Rocha and seconded by Trustee Sreekrishnan to approve the MOU and direct SCCOE to execute the MOU, thereby fulfilling the condition that the parties enter into an MOU addressing the conditions of approval and the Bullis Charter renewal will be in effect for the term of July 1, 2025, through June 30, 2030; with a friendly amendment on page 18 to add “identify plans to increase effectiveness as necessary” as requested by Trustee Speiser. Motion carried 5-2-0.

Motion carried with the following vote:

Yes: Vice President Rocha and Trustees Chon, Lari, Speiser, and Sreekrishnan

No: President Berta and Trustee Pacheco

Abstain: none

Absent: none

11. ANNUAL ORGANIZATIONAL MEETING ITEMS

A. Election of President of the County Board of Education

MOTION #2454-8 by Vice President Rocha and seconded by Trustee Pacheco to Elect Maimona Afzal Berta as President of the County Board of Education and waiving the provision within Board ByLaw 9121 to allow for a President a serve consecutive term. Motion carried 5-2-0.

Motion carried with the following vote:

Yes: President Berta, Vice President Rocha, Trustees Chon, Lari, and Pacheco

No: Trustees Sreekrishnan and Speiser

Abstain: none

Absent: none

B. Election of Vice-President of the County Board of Education

MOTION #2454-9 by Trustee Pacheco and seconded by Trustee Lari to Elect Jorge Pacheco Jr. as Vice-President of the County Board of Education. Motion failed 3-4-0.

Motion failed with the following vote:

Yes: President Berta, Trustees Lari and Pacheco

No: Vice President Rocha, Trustees Chon, Sreekrishnan and Speiser

Abstain: none

Absent: none

MOTION #2454-10 by Trustee Sreekrishnan and seconded by Trustee Lari to Elect Victoria Chon as Vice-President of the County Board of Education. Motion carried 6-1-0.

Motion carried with the following vote:

Yes: President Berta, Trustees Chon, Lari, Pacheco, Speiser, and Sreekrishnan

No: Vice President Rocha

Abstain: none

Absent: none

C. Request Adoption of Calendar for Regular County Board of Education Meetings for 2025

MOTION #2454-11 by Trustee Pacheco and seconded by Vice President Chon to adopt calendar for regular County Board of Education Meetings for 2024. Motion carried 7-0-0.

Motion carried with the following vote:

Yes: President Berta, Vice President Chon, Trustees Lari, Pacheco, Rocha, Speiser, and Sreekrishnan

No: none

Abstain: none

Absent: none

D. Discussion/Action on Annual Board Compensation Increase per California Education Code 1090

MOTION #2454-12 by Trustee Pacheco and seconded by President Berta to approve an increase in the board compensation by 5 percent per California Education Code 1090 effective January 1, 2025. Motion carried 6-1-0.

Motion carried with the following vote:

Yes: President Berta, Vice President Chon, Trustees Lari, Pacheco, Rocha, and Speiser

No: Trustee Sreekrishnan

Abstain: none

Absent: none

E. Request Approval of Annual Addendum to Board Bylaw 9250 Approved Routine Travel Items for 2025

MOTION #2454-13 by Vice President Chon and seconded by Trustee Pacheco to approve Annual Addendum to Board Bylaw 9250 Approved Routine Travel Items for 2025. Motion carried 7-0-0.

Motion carried with the following vote:

Yes: President Berta, Vice President Chon, Trustees Lari, Pacheco, Rocha, Speiser, and Sreekrishnan

No: none

Abstain: none

Absent: none

F. Discussion of Board Appointments to Subcommittees for 2025

President Berta requested the Board to submit preferences relating to the subcommittee assignments by Wednesday, January 8, 2025 to the Board President and Interim Superintendent.

G. Announcement of the County Superintendent of Schools as secretary and executive officer of the County Board

President Berta announced that the County Superintendent is the secretary and executive officer of the Board.

H. Request Adoption of Certification of Signatures for 2025

MOTION #2454-14 by Vice President Chon and seconded by Trustee Lari to adopt the Certification of Signatures for 2025. Motion carried 7-0-0.

Motion carried with the following vote:

Yes: President Berta, Vice President Chon, Trustees Lari, Pacheco, Rocha, Speiser, and Sreekrishnan

No: none

Abstain: none

Absent: none

12. BOARD COMMITTEE REPORTS

A. Committee members may provide or report on recent committee activities.

Vice President Chon reported that the Policy Council held a virtual meeting to discuss the change in scope request that was presented to the Board earlier in the agenda. The Council also had a training relating to the bylaws to better understand the process for the Head Start Policy Council and committee. Vice President Chon noted that a Special Meeting was called but she was not able to attend, therefore she will provide an update to the Board at the next meeting.

Trustee Lari reported that the Santa Clara County School Board Association met on November 6th, the same day as the SCCBOE meeting, therefore she was unable to attend.

Trustee Lari reported that the Strong Start Coalition met via Zoom on November 12th and heard presentations from Picha Wilson, Educational Health and Supportive Services Director at SJB Child Development Centers; Dr. Rachel Gilgoff, Clinical and Science Senior Advisor at the University of California; and Matthew Tinsley, Manager of Early Learning Initiatives from SCCOE.

13. COUNTY BOARD OF EDUCATION MEMBER REPORTS

Trustee Lari reported that on November 8th she attended an event hosted by Parents Helping Parents at SCCOE to entitled “Disability Race in Equity, Exploring Intersectionality and Advancing Justice.”

Vice President Chon reported that she attended the CSBA Conference in Anaheim. Trustee Chon also reported that she and Trustee Pacheco participated in a seminar with the Silicon Valley Korean School.

President Berta reported that she attended the CSBA Delegate Assembly and the Annual Education Conference. President Berta also shared with the Board the passing of her paternal grandfather, Retired Deputy Commissioner Mirza Muhammad Afzal Jarral.

14. SUPERINTENDENT’S REPORT

Dr. Hinman presented President Berta with a plaque and gavel to recognize her year of service as the President of the Board.

15. CONSENT INFORMATION ITEMS (Information items provided for review that do not require presentation or action.)

A. Head Start/Early Head Start Monthly Board Reports

16. ADJOURNMENT

The next Santa Clara County Board of Education regular meeting is scheduled for January 15, 2025.

MOTION #2454-15 by Vice President Chon and seconded by Trustee Pacheco to adjourn the meeting in memory of Retired Deputy Commissioner Mirza Muhammad Afzal Jarral. Motion carried 7-0-0. The meeting was adjourned at approximately 9:50 p.m.

Motion carried with the following vote:

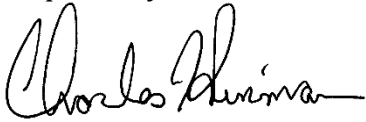
Yes: President Berta, Vice President Chon, Trustees Lari, Pacheco, Rocha, Speiser, and Sreekrishnan

No: none

Abstain: none

Absent: none

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles Hinman", with a long horizontal flourish extending to the right.

Charles Hinman, Ed.D.

Interim County Superintendent of Schools

Ex-Officio Secretary