

GOVERNANCE COUNCIL OF SUPERINTENDENTS (GCS) MEETING MINUTES

1290 Ridder Park Drive, San Jose, CA 95131

November 19, 2024

MEMBERS PRESENT:

✓ Cambrian	Kristi Schwiebert	✓ Moreland	Clover Codd
✓ Campbell Elem	Shelly Viramontez	✓ MVLA	Eric Volta
✓ Campbell High	Robert Bravo	✓ MVWSD	Frank Selvaggio for Kevin Skelly
✓ Cupertino	Stacy Yao	<input type="checkbox"/> Palo Alto	Yolanda Conaway for Don Austin
✓ Fremont Union	Graham Clark	<input type="checkbox"/> San Jose Unified	Seth Reddy for Nancy Albarran
<input type="checkbox"/> Lakeside	Sean Joyce	<input type="checkbox"/> SCCOE	Charles Hinman
<input type="checkbox"/> Loma Prieta	Kevin Grier	<input type="checkbox"/> Santa Clara Unified	Gary Waddell
✓ Los Altos	Sandra McGonagle	✓ Saratoga	Kenneth Geisick
<input type="checkbox"/> Los Gatos	Paul Johnson	✓ Sunnyvale	Michael Gallagher
<input type="checkbox"/> Los Gatos-Saratoga	Heath Rocha	✓ Union	Kate Adams for Carrie Andrews
<input type="checkbox"/> Luther Burbank	Ladislao Lopez	✓ SELPA	Leo Mapagu

OTHERS PRESENT: Maggie Hong (Moreland SD), Heather Wellendorf (Campbell Elem), Maithili Rao (SELPA), Jaqueline Rodriguez (SELPA), Marjorie Paeste (SELPA)

TIME CONVENED: 9:31 a.m.

TIME ADJOURNED: 10:24 a.m.

RECORDER: Marjorie Paeste

I. PUBLIC SESSION

A. Roll Call and Welcome of Guests

The meeting was called to order at 9:31 a.m. by NW SELPA Governance Council Chair, Dr. Michael Gallagher. Roll was taken via the attendance/sign-in sheet.

B. Hearing of persons wishing to address the Council

No one addressed the Council.

II. CONSENT ITEMS

A. Setting the Agenda

Dr. Shelly Viramontez moved to approve the agenda as presented. Supt. Sandra McGonagle seconded and the motion carried, 11-0.

B. Approval of Minutes

Dr. Kenneth Geisick moved to approve the minutes from the September 24, 2024 meeting. Supt. Stacy Yao seconded and the motion carried, 11-0.

III. ACTION ITEM

A. Approval of San Andreas Regional Center (SARC) Inter-Agency Agreement as per SELPA Local Plan

The inter-agency agreement with SARC, as required by the SELPA Local Plan, is to ensure timely transitions for infants/toddlers with disabilities, and to clearly define the responsibilities of each agency (SCCOE, NW SELPA, SE SELPA, and SARC) and other components necessary to ensure effective

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coordination of services. It has a three-year term from July 1, 2024 through June 30, 2027.

Dr. Shelly Viramontez moved to approve the SARC inter-agency agreement. Supt. Kristi Schwiebert seconded and the motion carried, 11-0.

B. Approval of Cost Limitations for Independent Educational Evaluations (IEE) 2024-25

The cost limitations for the common areas of assessments of Individual Educational Evaluations for school year 2024-25 is part of the SELPA Procedural Handbook and has been discussed with district special education administrators and SELPA legal counsel. Dr. Robert Bravo moved to approve the cost limitations for IEEs in 2024-25. Dr. Shelly Viramontez seconded and the motion carried, 12-0.

IV. INFORMATION ITEMS

A. SELPA Executive Director's Update

Director Leo Mapagu provided updates on the following:

1. **SELPA Administrative Unit (AU) Council** – activities/meetings relating to the AU council are on hold pending the hiring of a new county superintendent of schools, who will serve as the secretary of the AU council. Both North West and South East SELPAs have elected their respective co-vice chairpersons of the AU council, per the AU agreement.
2. **NW SELPA Committees** – Director Mapagu went over the roles and composition of each of the NW SELPA Committees – Collaborative Committee, Coordinating Committee (Brown Act), Budget Allocation Plan Committee, Finance Committee (Brown Act), and the Community Advisory Committee. He stated that majority of our LEA members have successfully recruited board-appointed CAC members, and that CAC officers have been elected. A Representative Board comprised of chairpersons from the previous SELPA I, II, III, IV, VII CACs will be maintained for two years during the transition period.
3. **NW SELPA Budget Allocation Plan** – clarification was made by SELPA legal counsel that when a student is on an inter-district transfer, they become the resident of the receiving district (district of acceptance DOA), which means receiving district bears the responsibilities, including costs. Without any MOU/agreement, the receiving district will not be able to bill the other district for the cost of services. Currently for NW SELPA, all costs for special education students, (over and above ADA), shall be the responsibility of the district of residence, and the DOA shall bill the district of residence pursuant to the SELPA Cost Calculation Formula. Member LEAs have expressed through the Budget Allocation Plan meetings that they would like to maintain this process. The SELPA Inter-District policy shall be reviewed by the group to include some procedural revisions/clarifications.
4. **Compliance and Monitoring Activities:**
 - Disproportionality Data and Annual Determination – CDE will be releasing Annual Determination Letters to district superintendents in February 2025. This is to allow more time for LEAs to complete Compliance Improvement Monitoring (CIM) activities. Member LEAs are encouraged to review/clean up data by the December 13, 2024 initial certification deadline, which is when CDE will be collecting data from CALPADS.
 - CDE's Constituent's Office – as part of CDE's alternative dispute resolution efforts, the Constituent's Office was established to enhance communication, streamline assistance, and

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ensure a timely response to concerns. They can be reached through 800-926-0648, SEDCO@cde.ca.gov.

5. **Procedural Updates:**

- Inter-District Transfers – as mentioned in agenda item IV.A.3 above, the SELPA Inter-District policy shall be reviewed by the group to include some procedural revisions/clarifications. The updated policy shall be presented to the GCS for approval at the end of the school year.
- Private School Policy – the SELPA Private School policy will need to be reviewed and updated based on recent guidance from CDE regarding equitable services provision. This applies to children with disabilities enrolled by their parents in private schools, including home-schooled children in a state that recognizes home schools as private elementary schools and secondary schools, such as California.

6. **MOU: CA Children's Services (CCS) Medical Therapy Unit** – the interagency agreement with CCS was signed in June 2024. However, the Department of Health Care Services and CDE provided MOU templates on August 1, 2024. As a result, SELPA is working with legal counsel to incorporate information from the state template to update our local agreement. A draft of the revised agreement will be shared for approval by the GCS in January 2025.

7. **Public Records Request Update** – the SELPA has worked with SCCOE's Communications department in responding to/completing two public records requests: (1) request by an advocate to access records related to SELPA's Independent Educational Evaluation process and correspondence, and (2) request by district parent to access staff training materials and recording.

8. **SELPA Activities:**

- Fiscal – quarterly federal IDEA expenditure reports, special ed Maintenance of Effort reports, NPS Extraordinary Cost Pool claims, excess cost calculation reports, and Table 8 reports have all been submitted to CDE.
- Data – Personnel Data Report certification and re-certification, Personnel Data Report Anomaly survey and audit, IEP Implementation certification, EOY3 and EOY4 SELPA approvals have all been completed.
- Professional Development – there are 39 trainings/events scheduled to date; workgroups and Communities of Practice are ongoing.

V. **ADJOURNMENT**

Dr. Michael Gallagher moved to adjourn the meeting at 10:24 a.m. Supt. Graham Clark seconded and the motion carried, 12-0.