

SANTA CLARA COUNTY BOARD OF EDUCATION

1290 Ridder Park Drive
San Jose, California 95131

APPROVED on November 6, 2024
October 16, 2024
Regular Meeting #2450
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)
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

E. Set the Agenda

MOTION #2450-1 by Vice President Rocha and seconded by Trustee Mah 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 October 16, 2024, Board meeting and explained where to call to listen to the meeting in Spanish or Vietnamese or view ASL interpretation.

2. STUDENT BOARD MEMBER REPORT

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

- At Blue Ridge School, a new cohort of the 3-week building program started last week in which students will learn about different building skills and earn industry-recognized certifications.
- At Osborne school there is a trades program that teaches similar skills.
- Student Board Member De La Rosa Aguilera is attending a new Court class.
- Student Board Member De La Rosa Aguilera expressed his and other students' support for Dr. Dewan.

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

There were 31 public comments.

4. CLOSED SESSION

There were 5 public comments.

The Board moved to a Closed Session at approximately 5:52 p.m. President Berta called Closed Session to order at approximately 6:00 p.m. and called roll. All Trustees were present.

- A. Interdistrict Attendance Appeal Filed on Behalf of Student, Resident District: Campbell Union High School District, Desired District: Saratoga Union School District**
- 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 – Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 1 case (County Board action on Alpha Jose Hernandez Charter School's request for renewal)**

- D. Conference with Legal Counsel – Existing Litigation pursuant to paragraph (1) of subdivision (d) of Cal. Govt. Code Section 54956.9) Name of case: Mary Ann Dewan v. Santa Clara County Board of Education, Case No. 24CV449081, Santa Clara County Superior Court**
- E. Conference with Legal Counsel – Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9: 1 case. In accordance with Cal. Govt. Code Sec. 54956.9(e)(3), see attached.**
- F. Per Cal. Govt. Sec. 54957, Public Employee Appointment, Title: Interim Superintendent**

5. OPEN SESSION (Immediately Following Closed Session)

A. Report of Actions Taken in Closed Session

The Board concluded Closed Session at 9:09p.m. and returned to Open Session at 9:15p.m.

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

MOTION #2450-2 by Trustee Di Salvo and seconded by Trustee Chon to deny the appeal based on Factors 8, 10, and 12. Motion carried 7-0-0.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: none

President Berta reported that in the matter of 4B, the County Board took no reportable action.

President Berta reported that in the matter of 4C, the County Board took no reportable action.

President Berta reported that in the matter of 4D, the County Board took no reportable action.

President Berta reported that in the matter of 4E, the County Board took no reportable action.

President Berta reported that in the matter of 4F, the County Board, having met with Dr. Charles Hinman, on a 6-1 vote, has forwarded his appointment to be considered in open session on item 6A. The vote was as follows:

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

No: Trustee Sreekrishnan

Abstain: none

Absent: none

There were no other reportable actions.

6. ACTION

A. Approval of Agreement for Interim Superintendent

There were 3 public comments.

MOTION #2450-3 by Vice President Rocha and seconded by Trustee Di Salvo to approve of the agreement with a start date of October 17, 2024. The 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

B. Approval of Consulting Services Agreement with Leadership Associates for Superintendent Recruitment

There were 2 public comments.

MOTION #2450-4 by Vice President Rocha and seconded by President Berta to approve the consulting services agreement with Leadership Associates. The 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

C. Approve Contract of Separate Legal Counsel for the Board of Education (Redwood Public Law, LLP)

There were 2 public comments.

MOTION #2450-5 by Vice President Rocha and seconded by Trustee Di Salvo to approve the contract of separate legal counsel for the Board of Education. 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

D. Request Approval of the Budget Revision for the Month of September

MOTION #2450-6 by Vice President Rocha and seconded by Trustee Di Salvo to approve the budget revisions for the month of September 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

7. ACTION: DECISION ON ALPHA JOSE HERNANDEZ CHARTER SCHOOL – At or After 8:00 p.m

A. Request for Action/Decision on the Renewal Petition Submitted by Alpha Jose Hernandez Charter School

President Berta opened the decision hearing on the renewal petition for Alpha Jose Hernandez Charter School at approximately 10 p.m.

The hearing began with a report from staff of the Charter Schools Department.

Shara Hedge, Chief Executive Officer, and Julianna Parra Principal of 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 23 public comments on the Alpha Jose Hernandez Charter School renewal petition.

MOTION #2450-7 by President Berta and seconded by Trustee Di Salvo to adopt the motion to conditionally approve the request for renewal of the Charter for a term of two years (July 1, 2025 - June 30, 2027) on the condition that Alpha: José Hernández Charter School, Alpha Public Schools, and SCCOE enter into an MOU and/or addendum to the MOU on or before the board meeting in January 2025, or such later deadline as may be agreed to by the County Superintendent or designee, that includes all the provisions listed below, as well as any additional conditions or requirements identified by the SCCBOE, and adopt the Board Resolution Conditionally Approving for the period of July 1, 2025, through June 30, 2027, the Charter Renewal for AJH Charter School, and, Alternatively, Making Written Factual Findings Supporting Denial and Denying the AJH Charter School Charter Renewal if the Conditions Are Not Met; with the MOU and addendum to come back to the Board for approval in January 2025. Motion carried 7-0-0.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: none

8. HEARING and POSSIBLE ACTION ITEM

A. Conduct a Public Hearing for the appointment of the SCCOE to the Santa Clara County Office of Education Personnel Commission

There were no public comments.

Dr. Denise Coleman is appointed to serve on the Personnel Commission starting December 1, 2024 through November 30, 2027.

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

A. Head Start/Early Head Start Monthly Board Reports

10. ADJOURNMENT

The next Santa Clara County Board of Education regular meeting is scheduled for November 6, 2024.

MOTION #2450-8 by Trustee Lari and seconded by Trustee Chon to adjourn the meeting. Motion carried 7-0-0. The meeting was adjourned at approximately 11:35 p.m.

Motion carried with the following vote:

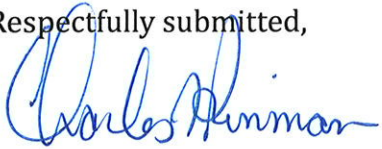
Yes: President Berta, Vice President Rocha, Trustees Chon, Di Salvo, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: none

Respectfully submitted,



Charles Hinman, Ed.D.
Interim County Superintendent of Schools
Ex-Officio Secretary