

SANTA CLARA COUNTY BOARD OF EDUCATION

1290 Ridder Park Drive
San Jose, California 95131

APPROVED on December 18, 2024
November 20, 2024
Regular Meeting #2452
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 (participated remotely)
Student Board Member Erick De La Rosa Aguilera

Trustee Di Salvo, Area 4 (*arrived at 5:03 p.m.*)

E. Set the Agenda

MOTION #2452-1 by Vice President Rocha and seconded by President Berta to set the agenda and pull items 5(c) and 5(f) for discussion. 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 reviewed the livestream details for the November 20, 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 SCCBOE-Authorized Charter Schools and the SCCOE Teacher of the Year for 2024

There were 2 public comments.

President Berta introduced County Office of Education Teacher of the Year, Annette Hernandez, from the Alternative Education Program, and Bridgette Goshtasb, a teacher from ACE Empower Academy Middle School, a charter school authorized by the County Board of Education. Both Hernandez and Goshtasb were presented with a plaque recognizing their contributions to the Santa Clara County Office of Education and an iPad.

B. Acknowledging Trustees for Service to the SCCBOE

President Berta and Dr. Charles Hinman presented an overview and shared an acknowledgment for Trustees Joseph Di Salvo and Grace Mah, whose terms will end prior to the next Board meeting on December 18.

3. STUDENT BOARD MEMBER REPORT

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

- Activities during Kindness Day on November 13;
- Ten students at Blue Ridge received welding certificates through the American Welding Association; and
- Appreciation for teacher Annette Hernandez for being recognized as Teacher of the Year.

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

There were 11 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 06, 2024 (#2451)**
- C. Second Reading and Request of Adoption of Board Bylaw 9270 Conflict of Interest**
- D. Request Adoption of Resolution Recognizing National Special Education Day and Empowering Youth Voices in Special Education**
- E. Request Certification of Attendance Supervisors**
- F. Request Approval for Budget Revision of Head Start Grant PY4**

There were 2 public comments.

MOTION #2452-2 by Vice President Rocha and seconded by Trustee Chon to accept the Consent Action Items A, B, D, and E. Items 5(c) and 5(f) were pulled for discussion. Motion carried 6-0-1.

Motion carried with the following vote:

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

No: none

Abstain: none

Absent: Trustee Lari

- C. Second Reading and Request of Adoption of Board Bylaw 9270 Conflict of Interest**

Item 5(c) was pulled for discussion.

MOTION #2452-3 by Trustee Chon and seconded by Vice President Rocha to bring back this item at the December meeting for a third reading. 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

- F. Request Approval for Budget Revision of Head Start Grant PY4**

Item 5(f) was pulled for discussion.

MOTION #2452-4 by Vice President Rocha and seconded by Trustee Chon to adopt the resolution to support the recognition of cricket by the California Interscholastic Federation. 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

Student Board Member De La Rosa Aguilera was excused at 6:10 p.m.

6. CLOSED SESSION

The Board moved to a Closed Session at approximately 6:12 p.m. President Berta called Closed Session to order at approximately 6:17 p.m. and called roll. All Trustees were present.

- A. 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 Rocketship Alma Academy Charter School’s request for renewal)**
- B. 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 Rocketship Academy Brilliant Minds Charter School’s request for renewal)**
- C. 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)**
- D. 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)**

7. OPEN SESSION (Immediately Following Closed Session)

A. Report of Actions Taken in Closed Session

The Board concluded Closed Session at 7:11 p.m. and returned to Open Session at 7:15 p.m.

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

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.

8. PUBLIC HEARING AND ACTION ITEMS AT OR AFTER 6:30 P.M.

A. Request for Action/Decision on the Renewal Petition Submitted by Rocketship Alma Academy Charter School

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

The Board heard a statement from Janine Ramirez, Rocketship Public Schools' Interim Executive Director for California, and Abel Ibarra, Principal of Rocketship Alma Academy.

There were no speakers from the San Jose Unified School District.

There were 9 public comments.

MOTION #2452-5 by Vice President Rocha and seconded by Trustee Di Salvo to adopt the Proposed Resolution entitled: Board Resolution Conditionally Approving for a term of July 1, 2025, through June 30, 2030, the Charter Renewal for Rocketship Alma Academy with the Addition of Requirements Pursuant to Education Code Section 47605.6(b), and, Alternatively, Making Written Factual Findings Supporting Denial and Denying the Rocketship Alma Academy Charter Renewal if the Conditions Are Not Met and Separately Denying the Request for Material Revisions and Adopting Written Factual Findings of Denial. 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

B. Request for Action/Decision on the Renewal Petition Submitted by Rocketship Academy for Brilliant Minds Charter School

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

The Board heard a statement from Janine Ramirez, Rocketship Public Schools' Interim Executive Director for California, and Lisa Greene, Principal of Rocketship Academy for Brilliant Minds.

There were no speakers from the San Jose Unified School District.

There were 13 public comments.

MOTION #2452-6 by Trustee Di Salvo and seconded by Trustee Mah to adopt the Proposed Resolution entitled: Board Resolution Conditionally Approving for a term of July 1, 2025, through June 30, 2030, the Charter Renewal for Rocketship Academy for Brilliant Minds with the Addition of Requirements Pursuant to Education Code Section 47605.6(b), and, Alternatively, Making Written Factual Findings Supporting Denial and Denying the Rocketship Academy for Brilliant Minds Charter Renewal if the Conditions Are Not Met and Separately Denying the Request for Material Revisions and Adopting Written Factual Findings of Denial. 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

9. 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

Dr. Charles Hinman, Interim County Superintendent, presented background information on the item.

There was 1 public comment.

After discussing in Open Session, the Board recessed to continue their discussion on item 6(c): 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). Following the Closed Session discussion, the Board made the following motion.

MOTION #2452-7 by Trustee Chon and seconded by Trustee Lari to bring back this item at the December 18 Board meeting for discussion and action. Motion carried 4-1-2.

Motion carried with the following vote:

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

No: Trustee Mah

Abstain: none

Absent: Vice President Rocha and Trustee Di Salvo

B. Approve Contract of Separate Legal Counsel for the Board of Education (Mundell, Odlum, and Haws, LLP)

There was 1 public comment.

MOTION #2452-8 by Trustee Chon and seconded by Trustee Mah to approve a contract with separate legal counsel for the Board of Education (Mundell, Odlum, and Haws, LLP). 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 Joint Legal Counsel for the Santa Clara County Board of Education and Office of Education (Law Offices of Adrienne Konigar & Associates, LLC)

There was 1 public comment.

MOTION #2452-9 by Trustee Chon and seconded by Trustee Mah to approve a contract with joint legal counsel for the Santa Clara County Board of Education and Office of Education (Law Offices of Adrienne Konigar & Associates, LLC). 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

10. INFORMATION ITEMS

A. Charter Schools Update

Mefula Fairley, Executive Director of the Charter Schools Department, presented an update on the status of teacher credentials at SCCBOE-authorized charter schools.

11. DISCUSSION/ACTION if necessary

A. Superintendent Search Process

Jackie Horejs of Leadership Associates provided a presentation to discuss the Superintendent search process, search firm protocols during the search, discussion of the online survey, Board recommendations regarding community and staff participation in the input sessions with Leadership Associates Consultants, the timeline for the search, and Board input regarding desired qualities and characteristics of a new superintendent

There were 4 public comments.

12. CLOSED SESSION (2)

The Board moved to a Closed Session at approximately 11:45 p.m. President Berta called Closed Session to order at approximately 11:50 p.m. and called roll. All Trustees were present.

- A. Public Employee Appointment/Discussion, Position: Superintendent (Government Code Section;54957)**
- B. 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**
- C. Conference with Legal Counsel - Anticipated Litigation Significant Exposure to litigation pursuant to Government Code section 54956.9(d)(2): 2 cases**

13. OPEN SESSION (Immediately Following Closed Session)

D. Report of Actions Taken in Closed Session

The Board concluded Closed Session at 2:07 a.m. and returned to Open Session at 2:10 a.m.

President Berta reported that in the matter of 12A, the County Board took no reportable action.

President Berta reported that in the matter of 12B, the County Board took no reportable action.

President Berta reported that in the matter of 12C, the County Board took no reportable action.

14. BOARD COMMITTEE REPORTS

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

President Berta provided an update regarding the Budget Study Committee which met the same day. President Berta noted that the committee received a presentation from Assistant Superintendent Stephanie Gomez and the presentation has been published in BoardDocs.

Trustee Chon informed the Board that she was unable to attend the Head Start Policy Council meeting but will provide the Board with an update after the Council meets in December 2024.

Trustee Lari will also provide updates on the Santa Clara County School Boards Association meeting and Strong Start Coalition meeting at the December Board meeting.

B. Formation of an Interim Governance Ad Hoc Committee

President Berta nominated Trustee Chon and herself to join the Interim Governance Ad Hoc Committee. Trustee Chon recommended one of the new Trustees join the committee.

MOTION #2452-10 by Trustee Chon and seconded by Trustee Lari to approve the formation of an Interim Governance Ad Hoc Committee. Motion carried 5-0-2.

Motion carried with the following vote:

Yes: President Berta, Trustees Chon, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: Vice President Rocha and Trustee Di Salvo

15. COUNTY BOARD OF EDUCATION MEMBER REPORTS

Trustee Sreekrishnan requested Dr. Hinman to revisit the formation of the Student Advisory Board.

16. SUPERINTENDENT'S REPORT

Dr. Hinman shared with the Board information regarding the CSBA registration.

17. INFORMATION ITEM

A. Future Agenda Items

There was 1 public comment.

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

- A. 2024 Williams Settlement Annual Report**
- B. Budget Revisions for the Month of October 2024**
- C. Disposition of Surplus Items - July 2024 - September 2024**
- D. Contracts \$250K and Over**
- E. Head Start/Early Head Start Monthly Board Reports**

President Berta requested to re-agendize item 18(d) for more information.

MOTION #2452-11 by President Berta and seconded by Trustee Chon to pull Item 18(D) for discussion and bring it back to the December 2024 meeting. Motion carried 4-1-2.

Motion carried with the following vote:

Yes: President Berta, Trustees Chon, Lari, and Mah

No: Trustee Sreekrishnan

Abstain: none

Absent: Vice President Rocha and Trustee Di Salvo

19. ADJOURNMENT

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

MOTION #2452-12 by Trustee Chon and seconded by Trustee Sreekrishnan to adjourn the meeting. Motion carried 5-0-2. The meeting was adjourned at

approximately 2:28 a.m.

Motion carried with the following vote:

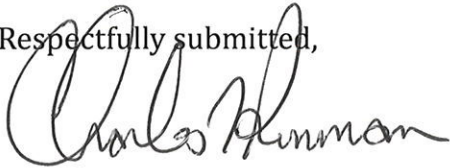
Yes: President Berta, Trustees Chon, Lari, Mah, and Sreekrishnan

No: none

Abstain: none

Absent: Vice President Rocha and Trustee Di Salvo

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles Hinman". The signature is fluid and cursive, with the first name "Charles" being more prominent than the last name "Hinman".

Charles Hinman, Ed.D.

Interim County Superintendent of Schools

Ex-Officio Secretary