

SANTA CLARA COUNTY BOARD OF EDUCATION  
1290 Ridder Park Drive  
San Jose, California 95131

APPROVED  
Board Agenda  
September 3, 2014  
Regular Meeting #2144  
San Jose Room  
5:00 p.m.

1. Call to Order

a. Roll Call

Member(s) Present:

Grace Mah, Area 1  
Michael Chang, Area 2  
Leon Beauchman, Area 3  
Joseph Di Salvo, Area 4  
Anna Song, Area 5  
Darcie Green, Area 6  
Julia Hover-Smoot, Area 7

b. Adoption of Agenda

Member Di Salvo requested to pull Consent Action Item 9.E. *“Request Approval of Contract over \$100,000 with Odysseyware”* for further discussion.

MOTION #2144-1 by member Chang to adopt the agenda with noted request. Member Mah seconded the motion and it passed 5-0-2 with member Hover-Smoot and Song absent.

c. Pledge of Allegiance

President Beauchman asked Rebecca Slattery, recipient of the Employee of the Month, to lead the pledge of allegiance.

2. Employee of the Month Recognition: Rebecca Slattery, Accounting Technician, Internal Business Services, Business Services Branch

*(Member Song arrived at approximately 5:09 p.m.)*

Member Chang introduced Rebecca Slattery, September’s Employee of the Month. He noted Rebecca’s contributions, presented a plaque and an engraved pen in recognition of her work. Member Chang introduced Jackie Durham, Controller, who spoke about Rebecca’s commitment to providing superior volunteer support in multiple programs. Rebecca thanked her colleagues for the nomination.

3. Public Comments of Persons Desiring to Address the Board

No one wished to address the Board.

4. The Board held a Closed Session to consider the following items:

- a) Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student  
Resident District: Franklin-McKinley School District  
Desired District: Mount Pleasant School District
- b) Conference with Legal Counsel – Potential Litigation Government Code Section 54956.9(d)(4)(two cases)
- c) Conference with Legal Counsel – Existing Litigation  
(Government Code Section 54956.9 (d)(1))  
Sharma et al. v. Successor Agency to the Redevelopment Agency of the City of Santa Clara et al., Sacramento Superior Ct. Case No. 34-2013-80001396
- d) Conference with Legal Counsel – Existing Litigation  
(Government Code Section 54956.9(d)(1))  
Santa Clara County Office of Education et al., v. Successor Agency to the Redevelopment Agency of the City of Sunnyvale et al., Sacramento Superior Ct. Case No. 34-2013-80001627

5. Report of Actions taken in Closed Session

*(Member Hover-Smoot arrived at approximately 5:41 p.m.)*

In the matter of Closed Session Item 4.A., President Beauchman reported that Motion #2144-2 was made by member Mah and seconded by member Chang to uphold appeal through 8<sup>th</sup> grade based on Factor 1 “The pupil’s psychological or physical well-being,” and Factor 4 “Hardship resulting from lack of available or appropriate after school care options for the pupil in the district of resident,” and Factor 12 “Other exceptional or extraordinary circumstances which would weigh heavily in favor of the appellate pupil.” Motion carried 6-0-1 with member Hover-Smoot abstaining.

In the matter of Closed Session Items 4.B. 4.C and 4.D., President Beauchman reported that there were no reportable actions.

6. Public Comments of Persons Desiring to Address the Board or to Present Petitions

There were no public comments.

7. Correspondence

- Email, August 13, 2014, Deborah T., Subject: Vote to Remove the Geographic Preference and Exercise Oversight

8. Superintendent's Report

- Attended a countywide Chief Business Officer's meeting
- Provided the welcoming remarks at the "Courageous Conversations About Race" lecture series
- Visited district school sites
- Announced upcoming district superintendents' retreat
- Attended the annual Cambrian Festival sponsored by Councilman Donald Rocha
- Attended the San Jose Silicon Valley first Chinese Star contest for K-12 students
- Attended the Silicon Valley Leadership Group's BBQ
- Attended the San Jose Chamber's PAC BBQ
- Attended the Silicon Valley Leadership Group's luncheon featuring Senator Dianne Feinstein – "Update on Washington"

9. Consent Action Items

- A. Request Approval of Minutes of Regular Board Meeting of August 13, 2014 (#2143)
- B. Request Acceptance of Donation(s)
- C. Request Adoption of Second Reading of Revised Board Policies 0220, 5141.21, E 5245.6 and 6173.1
- D. Request Approval for the Paving Work at Chandler Tripp School
- F. Request Adoption of Resolution in Support of September 28, 2014 as Confucius Day
- G. Request Adoption of Resolution in Support of Efforts at the Congressional Level to Address the Growing Humanitarian Crisis of Unaccompanied Children Fleeing Violence from Central America
- H. Request Adoption of Resolution in Support of September 15, 2014 as the Beginning of National Hispanic Heritage Month
- I. Morgan Hill Successor Agency Compensation and Government Dedication

MOTION #2144-3 by member Song to approve Consent Action Items 9A through 9D and 9F through 9I. Member Di Salvo seconded the motion and it carried unanimously.

Member Di Salvo spoke about the Odysseyware contract over \$100,000 in regards to the Alternative Education Department's WestEd report. Dr. Mary Ann Dewan, Chief Schools Officer, answered questions. Member Di Salvo requested that a WestEd checklist update be brought to the Board at a future meeting.

- E. Request Approval of Contract over \$100,000 with Odysseyware

MOTION #2144-4 by member Song to approve contract over \$100,000 with Odysseyware. Vice President Green seconded the motion and it carried unanimously.

10. Public Hearing

A. Public Hearing on Spark Charter Petition

President Beauchman explained the public hearing process regarding the Spark Charter Petition. Toni Cordova, Chief Strategy Officer, presented the staff report.

Laura Stuchinsky, board member and Gigi Carunungan, Curriculum Specialist, presented the merits on the Spark Charter Petition. Superintendent Ben Picard, Sunnyvale School District, commented on the petition request.

The following individuals commented on the charter petition:

**S =Support O=Oppose**

- Jane Lii, founder, Spark Charter Schools (S)
- Dave Whittum, Sunnyvale Councilman (S)
- Rachel Torgunrud, student, (S)
- Paul Brunemeier, parent (S)
- John McManus, parent (S)
- Einat Clarke, parent (S)
- Ann McCarty, teacher (O)
- Heather Mumy, President, Sunnyvale Education Association (O)
- Kathleen Meadows, teacher (O)
- Wendy Smith, Sunnyvale resident (O)
- Don Pearson, Sunnyvale resident (O)
- Kathleen Keating, teacher (O)
- Javita Contreras, parent (S)
- Peter Laub, EdTech (S)
- David O'Brien, parent (S)
- Gustavo Abrego, parent (S)
- Stacey Peralta, parent (S)
- Luchi de Lima Boyle, parent (S)
- Umit Yapanel, parent (S)
- Shashi Guruprasad, parent (S)
- Niti Madan, parent (S)
- Lisa Lloyd, parent (S)
- Michelle Lopez, attorney, Young, Minney & Corr, LLP (S)

The Board asked clarifying questions.

11. Action Items

A. Request for a Material Revision to the Bullis Charter School Petition

President Beauchman explained the decision process. Ms. Cordova provided an opening statement.

Francis La Poll, board member, Bullis Charter School, thanked the Board of Education and staff for oversight throughout the years.

MOTION 2144-5 by member Di Salvo to approve the material revision to the Bullis Charter School Petition. Member Song seconded the motion and it carried unanimously.

*(Member Hover-Smoot left the meeting at approximately 9:54 p.m.)*

B. Request Approval of Contract Exceeding Prior Board Approval Amount (EBS Healthcare)

Dr. Dewan answered questions from the Board.

MOTION 2144-6 by member Song to approve the contract exceeding prior board approval amount for EBS Healthcare. Vice President Green seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

C. Request Approval of Contract Exceeding Prior Board Approval Amount (Maxim Healthcare)

MOTION 2144-7 by Vice President Green to approve the contract exceeding prior board approval amount for Maxim Healthcare. Member Mah seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

D. Request Acceptance of the William and Flora Hewlett Foundation Grant

Cecilio Dimas, Director of STEAM and Esther Tokihiro, Coordinator of VAPA, answered questions from the Board.

MOTION 2144-8 by member Di Salvo to accept the William and Flora Hewlett Foundation grant. Member Song seconded the motion and it carried 6-0-1 with member Hover-Smoot absent.

12. Information Items

A. Web Streaming Board Meetings

Ms. Cordova presented information on web streaming board meetings and answered questions.

B. First Reading of Revised Board Policy 6146.1

Board members reviewed the first reading of revised Board Policy 6146.1.

13. Board Committee Reports

Darcie Green

- Announced the California County Boards of Education (CCBE) conference on Sept 12-14

14. Board Committee Reports

Darcie Green

- Announced the upcoming annual meeting of the California Latinos School Board Association (CLSBA)

15. FUTURE AGENDA ITEMS

Requested items by Board members may be addressed at this time.

- STRIVE and Collective Impact, fall 2014 (Member Di Salvo)
- Foster Vision, Oct 1 (Member Mah)
- Board Retreat, Nov 22 (President Beauchman)
- Early Childhood, winter 2015 (Member Mah)
- Charter Schools Workshop, spring 2015 (President Beauchman)

16. Adjournment

The meeting adjourned at 10:35 p.m.

Respectfully submitted,



Jon R. Gundry, County Superintendent of Schools  
Ex-Officio Secretary

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