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

Frank Biehl addressed his concerns regarding Action Item 10.A. “Discussion/Action on the Request from Rocketship Education that the Santa Clara County Board of Education Grant Rocketship Education Use of the Santa Clara County Office of Education’s Zoning Exemption” and requested a deferred action to allow his board colleagues to discuss their position on the topic.

Andras Szabo requested that the Board include a waiver request of Education Code 35756.5 for the case of the Marty Road territory transfer on a future agenda.

CLOSED SESSION

2. The Board convened into Closed Session to hear the following items:

a. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
   Resident District: Gilroy
   Desired District: Morgan Hill Unified School District

b. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
   Resident District: Alum Rock School District
   Desired District: Sunnyvale School District

c. Hearing
   Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
   Resident District: Alum Rock School District
   Desired District: Union Elementary School District
d. Hearing

Subject Matter: Inter-District Transfer Appeal Filed on Behalf of Student
Resident District: Scotts Valley Unified School District (Santa Cruz County)
Desired District: Loma Prieta Join School District

(Member Mah joined the meeting via teleconference from Taiwan.)

e. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9: (Two potential cases)

3. Report of actions taken in Closed Session

In the matter of Closed Session Item 2.A., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that a motion (#2103-1) was made by member Mann and seconded by Vice President Hover-Smoot to deny the appeal based on Factor 9 The pupil’s demonstrated failure to meet reasonable standards related to behavior, attendance, or diligence to studies. Vote carried 5-0-2 with members Mah and Chang absent.

In the matter of Closed Session Item 2.B., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that a motion (#2103-2) was made by Vice President Hover-Smoot and seconded by member Mann to deny the appeal based on Factor 8 The financial impact of educating the pupil (district of desired attendance) or of losing the pupil (district of resident); Factor 10 Lack of space for the pupil in the receiving district and Factor 12 Other exceptional or extraordinary circumstances which would weigh heavily in favor of the affected school district. Vote carried 5-0-2 with members Mah and Chang absent.

Closed Session Item 2.C., Inter-District Transfer Appeal Filed on Behalf of Student, was dropped from the agenda.

In the matter of Closed Session Item 2.D., Inter-District Transfer Appeal Filed on Behalf of Student, President Di Salvo reported that a motion (#2103-3) was made by Vice President Hover-Smoot and seconded by member Mann to uphold the appeal based on the following factors: Factor 1 The pupil’s psychological or physical well-being; Factor 2 A substantial danger to the pupil’s health or safety, Factor 4 Hardship resulting from lack of available or appropriate after school care options for the pupil in the district of residence and Factor 5 A severe and demonstrated hardship to parents or guardians which could affect the pupil’s success in school, through the 8th grade. Vote carried 5-0-2 with members Mah and Chang absent.
In the matter of Closed Session Item 2.E. Conference with Legal Counsel – Anticipated Litigation, President Di Salvo reported that there were no reportable actions.

(Member Chang joined the meeting.)

4. Call to Order

a. Roll Call
   Member(s) Present:
   Grace Mah, Area 1 (teleconference from Taiwan)
   Michael Chang, Area 2
   Leon Beauchman, Area 3
   Joseph Di Salvo, Area 4
   Anna Song, Area 5
   Craig Mann, Area 6
   Julia Hover-Smoot, Area 7

b. Adoption of Agenda

President Di Salvo requested that Action Item 10.A., Discussion/Action on the Request from Rocketship Education that the Santa Clara County Board of Education Grant Rocketship Education Use of the Santa Clara County Office of Education’s Zoning Exemption be deferred to a Special Board meeting on Tuesday, August 14 at 9:00 a.m.

MOTION #2103-4 by member Mann to adopt agenda with requested amendment by President Di Salvo. Vice President Hover-Smoot seconded the motion and it carried unanimously.

c. Pledge of Allegiance

President Di Salvo asked students Alexia, Jordan and Natalia to lead the pledge of allegiance.

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

The following individuals addressed their concerns regarding Action Item 10.A., Discussion/Action on the Request from Rocketship Education that the Santa Clara County Board of Education Grant Rocketship Education Use of the Santa Clara County Office of Education’s Zoning Exemption:

- Cameron Hamblin, Los Altos School District resident
- Tamara Logan, Los Altos School District resident
- Chris Funk, Superintendent, East Side Union High School District
• Cathy Sullivan, Morgan Hill Unified School District resident
• Rogelio Ruiz, Counsel for Alum Rock School District, speaking on behalf of Superintendent Stephan Fiss—Alum Rock School District
• Jo Lucy, Campbell Union School District

6. Correspondence
• Email, July 30, 2012, Dave Cortright, Subject: When does the real, earnest investigation into BCS’ behavior begin?

7. Superintendent’s Report
a) SJ/SV2020 Update (standing item)
   b) Introduced Angelica Ramsey, newly hired Chief Academic Office and Micaela Ochoa, newly hired Chief Business Officer

8. Consent Action Items
   a) Request Approval of Minutes of Regular Board Meeting of July, 18 2012 (#2102)
   b) Request Acceptance of Donations
   c) Request Acceptance of the Whole Child Network Grant Award

MOTION #2103-5 by member Mann to approve Consent Action Items 8A through 8C. Vice President Hover-Smoot seconded the motion and it carried unanimously.

9. Public Hearing and Action

President Di Salvo opened the public hearing, explained the hearing process, and invited staff to present a report on the material revision to Magnolia Science Academy—Santa Clara. Dr. Lucretia Peebles, Director of the Charter Schools Department, presented the staff report on Magnolia Science Academy—Santa Clara Countywide Charter School petition.

Lead petitioners, Dr. Mehmet Argin, Chief Executive Officer and Carol Barkley, Consultant, explained the reason for the material request. Mr. Thomas Williams, Milpitas City Manager, chimed in on the merits of Magnolia Science Academy.

Superintendent Will Ector—Berryessa Union School District stated that he came to tonight’s meeting to learn more about Magnolia Science Academy, which will be moving into his school district.

Tamara Logan addressed her concerns regarding the summaries found in Dr. Mehmet Argin’s letter dated July 15, 2012 to the Santa Clara County Board of Education.
The board asked clarifying questions.

MOTION #2103-6 by member Mann to approve the material revision request by Magnolia Science Academy to increase the class size from 25 to 28 students and approve the request to delay the opening of MSA—Milpitas and MSA—San Jose to 2013-14, contingent on a successful renewal of the charter. Member Beauchman seconded the motion and it carried unanimously.

The Board broke for recess at 8:43 p.m. and reconvened into Open Session at 8:51 p.m.

10. Action Items

a. Discussion/Action on the Request from Rocketship Education that the Santa Clara County Board of Education Grant Rocketship Education Use of the Santa Clara County Office of Education’s Zoning Exemption

This item was deferred to a Special Board meeting on Tuesday, August 14, 2012 at 9:00 a.m. in the boardroom.

b. Appointment to Los Gatos RDA Successor Agency Oversight Board

Dr. Xavier De La Torre, County Superintendent of Schools, provided an overview of the appointment to the Los Gatos RDA Successor Agency Oversight Board.

MOTION #2103-7 by member Song to appoint Andy Bursch, Purchasing Manager at the Santa Clara County Office of Education (SCCOE), to the Los Gatos RDA Successor Agency Oversight Board. President Di Salvo seconded the motion and it carried unanimously.

c. Discussion/Action on the Request from Bullis Charter School that the Santa Clara County Board of Education appoint a board member to the newly formed Bullis Advisory Council

President Di Salvo presented the request from Bullis Charter School to appoint a current or former board member to their newly formed advisory council. Member Mah volunteered to be the appointee and member Beauchman volunteered to me the alternate.

Tamar Logan expressed her concern on how a non-voting advisor to the Bullis Advisory Council will be able to affect change.
11. Information Item

a. Santa Clara County Board of Education’s Quarterly Expenses

Board members reviewed their quarterly expenses and member Song provided an explanation on her expenses.

b. Report for AR3423 (Sale of SCCOE Personal Property)

Dr. De La Torre reported that pursuant to AR3423, there have been no sales of any items valued at less than $25,000 this fiscal year.

c. Board Committee Reports

Julia Hover-Smoot

• Reported on a California School Board Association (CSBA) newsletter, which she received, notifying members that CSBA’s legal counsel has filed an amicus brief on behalf of the respondents in the case of the Bullis Charter School vs. Los Altos School District. The Board directed Dr. De La Torre to write a letter on their behalf to the CSBA President regarding this matter, which did not receive input from the Santa Clara County Board of Education. In addition, a request was made to place a discussion on membership with CSBA as a future agenda item.

d. County Board of Education Member Reports

Anna Song

• Communicated to the County Board that her husband, Chris Stampolis, strongly re-emphasized and reminded the Board on how important it is for the County Board to serve as the leader in bringing the K-12 and Community Colleges together. This topic will be a future agenda item.

Michael Chang

• Met with SEIU board members

12. FUTURE AGENDA ITEMS

• Discussion on how the County Board of Education can convene and create a dialogue with community college trustees, August 8 (Anna Song)
• SCCOE’s role in re-engaging dropouts back into school, August 8 (Joseph Di Salvo)
• Meeting with the County Board of Education and the County Board of Supervisors to discuss School Linked Services and SJ2020, Aug 8 (Joseph Di Salvo)
• Foster Youth Update, First Quarter in 2013 (Joseph Di Salvo)
13. ADJOURNMENT

The meeting adjourned at 9:23 p.m.

Respectfully submitted,

Dr. Xavier De La Torre, County Superintendent of Schools
Ex-Officio Secretary