

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

APPROVED  
Board Agenda  
October 1, 2014  
Regular Meeting #2146  
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 (*arrived at approximately 5:20 p.m.*)  
Leon Beauchman, Area 3  
Joseph Di Salvo, Area 4  
Anna Song, Area 5  
Darcie Green, Area 6  
Julia Hover-Smoot, Area 7

MOTION #2146-1 by member Vice President Green to excuse member Chang from the September 17, 2014 regular meeting. Member Song seconded the motion and it passed 6-0-1 with member Chang absent.

b. Adoption of Agenda

MOTION #2146-2 by member Hover-Smoot to adopt the agenda as submitted. Member Mah seconded the motion and it passed 6-0-1 with member Chang absent.

c. Pledge of Allegiance

President Beauchman asked Carol Snow, recipient of the Employee of the Month recognition, to lead the pledge of allegiance.

2. Employee of the Month Recognition

Vice President Green introduced Carol Snow, October's Employee of the Month. She noted Carol's contributions, presented a plaque and an engraved pen in recognition of her work. Vice President Green introduced Karen Reasoner, School Psychologist, who spoke about Carol's energetic, uplifting and student focused attitude and also stated that Carol creates an atmosphere of unity. Carol spoke about her admiration for her students and colleagues and thanked the Board for the recognition.

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. Conference with Legal Counsel –Potential Litigation (Government Code § 54956.9(d) (4) (one case))
- B. Conference with Legal Counsel—Existing Litigation (Government Code § 54956.9(d)(1))  
*Santa Clara County Office of Education, et al. v. San Jose Unified School District*  
6th Appellate District No. H041088 (Appeal from Superior Court Case No. 113CV241695)
- C. Conference with Legal Counsel—Existing Litigation (Government Code § 54956.9(d)(1))  
*Alum Rock Union Elementary School District et. al. v. Santa Clara County Board of Education Superior Court Case No. 114CV260070*

5. Report of Actions taken in Closed Session

In the matter of Closed Session Items 4A through 4C, 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

- Letter, September 9, 2014, John McManus, re: Spark Charter School petition
- Email, September 12, 2014, Serge Bonte, Subject: Spark Charter School appeal
- Email, September 14, 2014, Dave Cortright, Subject: Bullis Charter School illegally claims copyright on works created by a public institution
- Email, September 17, 2014, Laura Stuchinsky, Subject: Research on K-8 Schools
- Letter, September 22, 2014, Supt Benjamin Picard, Sunnyvale School District, re: Spark Charter School

President Beauchman shared his personal correspondence from the Double Tenth Celebration Committee of the Republic of China—San Francisco & Bay Area regarding the Double Tenth Chinese holiday.

8. Superintendent's Report

- Attended a State Superintendent Forum, which was co-hosted by the Santa Clara County Office of Education and Educate Our State
- Attended a District Superintendent's Retreat

- Visited the Krause Center for Innovation
- Attended the Alpha 2 ribbon cutting ceremony
- Visited Osborne Court School
- Announced the upcoming Teacher of the Year Recognition Celebration

9. Consent Action Items

- A. Request Approval of Minutes of Regular Board Meeting of September 17, 2014 (#2145)
- B. Request Approval of FIRST 5 Santa Clara County Contract for Child Signature Program
- C. Request Approval to Accept the El Camino Hospital Community Benefit Program Grant
- D. Request Approval of Contract for Supporting the Strategic Implementation Initiative of the California Department of Education (CDE) After School Division (ASD)
- E. Request Approval to Accept Grant for Tobacco-Use Prevention Education (TUPE) County Technical Assistance and Leadership Funds

MOTION #2146-3 by member Di Salvo to approve Consent Action Items 9A through 9E. Vice President Green seconded the motion and it carried 7-0.

10. Public Hearing and Action

- A. Conduct a Public Hearing and Adopt Resolution for the 2013-14 Gann Appropriations Limit and the Estimated Gann Appropriations Limit for 2014-15

President Beauchman explained the public hearing process and opened the floor for public comments.

No one wished to address the Board.

MOTION #2146-4 by member Mah to Conduct a Public Hearing and Adopt Resolution for the 2013-14 Gann Appropriations Limit and the Estimated Gann Appropriations Limit for 2014-15. Member Song seconded the motion and it carried 7-0.

11. Action Items

- A. Decision on the Charter Petition for Spark Charter School

President Beauchman explained the decision process and Toni Cordova presented a staff report and answered questions.

Laura Stuchinsky, lead petitioner, and Peter Laub, Ed Tec representative, answered questions from the Board.

Dr. Benjamin Picard, Superintendent of Sunnyvale School District, answered questions.

The following individuals spoke in support of the charter petition for Spark Charter School:

- Karen Gumaer, attorney
- Christine Hernandez, Spark Charter School, board member
- Alexandra Zdravkovic, Spark Charter School, board president
- Juliana Hawley, student
- Winnie Poon, parent
- Jane Lii, Spark Charter School, board member
- Dave Whittum, parent
- David O'Brien, parent
- Laura Stuchinsky, Spark Charter School, board member

The following individuals spoke in opposition of the charter petition for Spark Charter School:

- Ann McCarty, Sunnyvale School District, teacher
- Heather Mumy, Sunnyvale Education Association
- Kathleen Meadows, Sunnyvale School District, teacher
- Kathleen Keating, Sunnyvale School District, teacher
- Nancy Newkirk, Sunnyvale School District, board member

The Board asked clarifying questions and deliberated.

Member Mah requested date changes to the resolution approving the Spark Charter petition.

MOTION #2146-5 by member Mah to adopt the resolution to approve the charter petition for Spark Charter School with requested date amendments to the resolution and granting the charter for a period of three years commencing on July 1, 2015 through June 30, 2018. Member Hover-Smoot seconded the motion and it carried 4-3 with Vice President Green and members Chang and Song voting no.

*The Board broke for Recess at 9:45 p.m. and reconvened into Open Session at 9:53 p.m.*

B. Request Approval of Contract Exceeding \$250,000 (Kaiser Permanente)

MOTION #2146-6 by member Hover-Smoot that the Board approve the contract exceeding \$250,000 for Kaiser Permanente. Member Mah seconded the motion and it carried 5-2 with Vice President Green and member Song abstaining.

C. Request Approval of Contract Exceeding \$250,000 (Valley Health)

MOTION #2146-7 by member Hover-Smoot that the Board approve the contract exceeding \$250,000 for Valley Health. Member Mah seconded the motion and it carried 6-1 with Vice President Green abstaining.

D. Request Approval of Contract Exceeding \$250,000 (Delta Dental through the Alameda County Schools Insurance Group (ACSIG))

MOTION #2146-8 by member Hover-Smoot that the Board approve the contract exceeding \$250,000 for Delta Dental through the Alameda County Schools Insurance Group. Member Song seconded the motion and it carried 7-0.

E. Request Approval of Contract Exceeding \$250,000 (Medical Eye Services)

MOTION #2146-9 by member Hover-Smoot that the Board approve the contract exceeding \$250,000 for Medical Eye Services. Member Song seconded the motion and it carried 7-0.

12. Information Items

A. Office of Innovative Schools Report

*(Member Song left the meeting at approximately 10:00 p.m.)*

Ms. Cordova presented an overview of the Office of Innovative Schools and answered questions. Maribel Medina, General Counsel, also assisted in answering questions.

B. 2013-14 Unaudited Actuals Financial Report

Micaela Ochoa, Chief Business Officer, presented the status on the 2013-14 Unaudited Actuals Financial Report and answered questions.

*(Member Hover-Smoot left the meeting at approximately 11:06 p.m.)*

C. Local Control and Accountability Plan (LCAP) Update

Ms. Ochoa and Cecilio Dimas, Director of Science, Technology, Engineering, Art & Math (STEAM), presented an update on the Local Control and Accountability Plan and answered questions from board members.

D. FosterVision Project Update

Dr. Kelly Calhoun, Chief Information Officer, presented the progress made to date and next steps involved with the current five pilot school districts, as well as the partner public agencies on the FosterVision project.

*(Vice President Green left at approximately 11:41 p.m.)*

E. First Reading of Recommended Deleted Board Policies 6142.6, 6142.91, 6142.92 and 6162.5

The Board briefly reviewed the First Reading of Recommended Deleted Board Policies 6142.6, 6142.91, 6142.92 and 6162.5.

F. First Reading of Revised Board Policies 6141, 6162.51 and Board Bylaw 9320

The Board briefly reviewed the First Reading of Revised Board Policies 6141, 6162.51 and Board Bylaw 9320.

13. Board Committee Reports

Michael Chang

- Attended a Santa Clara County School Boards Association (SCCSBA) meeting

14. County Board of Education Members Report

There were no County Board of Education Members report.

15. FUTURE AGENDA ITEMS

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

- STRIVE and Collective Impact, fall 2014 (member Di Salvo)
- Board Retreat, Nov 22 (President Beauchman)
- Charter Schools Workshop, spring 2015 (President Beauchman)
- Early Childhood, winter 2015 (member Mah)
- Civic Education (member Di Salvo)

16. Adjournment

The meeting adjourned at 12:01 a.m. (October 2, 2014)

Respectfully submitted,



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

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