

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

APPROVED
 Board Minutes
 August 17, 2016
 Regular Meeting #2187
 San Jose Room
 5:00p.m.

1. Call to Order

a. Roll Call

Member(s) Present:

Grace Mah, Area 1

Michael Chang, Area 2

Rosemary Kamei, Area 3 arrived at approximately 5:53 p.m.

Joseph Di Salvo, Area 4

Anna Song, Area 5 arrived at approximately 7:29 p.m.

Darcie Green, Area 6

Claudia Rossi, Area 7

b. Adoption of Agenda

MOTION #2187-1 by member Di Salvo to adopt the agenda as submitted. Member Green seconded the motion. Motion carried 5-0-2 with President Song and member Kamei absent.

c. Pledge of Allegiance

Vice President Chang led the pledge of allegiance.

2. Public Comments of Persons Desiring to Address the Board

No one wished to address the Board at this time.

3. Closed Session

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

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Pajaro Unified School District, Desired District: Loma Prieta Joint Union School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Mountain View Los Altos High School District, Desired District: Palo Alto Unified School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Sunnyvale School District, Desired District: Palo Alto Unified School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Berryessa School District, Desired District: Milpitas Unified School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Fremont Unified School District, Desired District: Milpitas School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Oak Grove School District, Desired District: Saratoga Union School District

Interdistrict Transfer Appeal Filed on Behalf of Student, Resident District: Campbell Union School District, Desired District: Saratoga Union School District

The Board broke for Recess at 7:06 p.m. and reconvened into Open Session at 7:16 p.m.

4. Open Session

a. Report of Actions Taken in Closed Session

President Song reported on the following Closed Session items:

In the matter of Closed Session item 3A, an Interdistrict Transfer Appeal filed on behalf of a student, a motion (#2187-2) was made by Trustee Rossi and seconded by Trustee Mah 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 residency)," 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." Motion carried 5-0-2 with President Song and member Kamei absent.

In the matter of Closed Session item 3B, an Interdistrict Transfer Appeal filed on behalf of a student, a motion (#2187-3) as made by Trustee Rossi and seconded by Trustee Di Salvo to approve the appeal for two (2) school years based on Factor 3 "A specialized and specific academic program or service, unavailable in the district of residence, but necessary to the pupil's career or academic objective," and Factor 12 "Other exceptional or extraordinary circumstances which would weigh heavily in favor of the appellate pupil." Motion carried 4-2-1 with Trustee Green and Mah voting no and President Song absent.

In the matter of Closed Session item 3C, an Interdistrict Transfer Appeal filed on behalf of a student, a motion (#2187-4) was made by Trustee Mah and seconded by Trustee Kamei to deny the appeal based on Factor 12 "Other exceptional or extraordinary circumstances which would weigh heavily in favor of the affected school district. Motion failed 3-3-1 with members Di Salvo, Rossi and Green voting no and President Song absent. A second motion (#2187-5) was made by Trustee Kamei and seconded by Trustee Mah to deny the appeal based on Factor 12. Motion carried 4-2-1 with Trustees Di Salvo and Green voting no and President Song absent.

In the matter of Closed Session item 3D, an Interdistrict Appeal filed on behalf of a student, a motion (#2187-6) was made by Trustee Di Salvo and seconded by Trustee Rossi to deny the appeal based on Factor 10 "Lack of space for the pupil in the receiving district." Motion carried 6-0-1 with President Song abstaining.

In the matter of Closed Session item 3E, an Interdistrict Appeal filed on behalf of a student, a motion (#2187-7) was made by Trustee Di Salvo and seconded by Trustee Rossi to approve the appeal for grades 9 to 12 based on Factor 12 "Other exceptional or extraordinary circumstances which would weigh heavily in favor of the appellate pupil." Motion carried 7-0.

In the matter of Closed Session item 3F, an Interdistrict Appeal filed on behalf of a student, a motion (#2187-8) was made by Trustee Rossi and seconded by Vice President Chang 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 residency)" and Factor 10 "Lack of space for the pupil in the receiving district." Motion carried 7-0.

In the matter of Closed Session item 3G, an Interdistrict Transfer Appeal filed on behalf of a student, a motion (#2187-9) was made by Trustee Di Salvo and seconded by Trustee Rossi to approve the appeal for 5th to 8th grade based on Factor 5 "A severe and demonstrated hardship to parents or guardians which could affect the pupil's success in school," and Factor 12 "Other exceptional or extraordinary circumstances which would weigh heavily in favor of the appellate pupil." Motion carried 7-0.

5. Public Comments

No one wished to address the Board.

6. Superintendent's Report

Announced the Santa Clara County Office of Education's first day of school.

Visited the Oster school site and called attention to the amazing improvements at the school.

Announced Mark Skvarna's, interim Chief Business Officer, departure and thanked him for his leadership and the many contributions he has made to the Santa Clara County Office of Education.

7. County Board of Education Member Reports

There were no reports.

8. Public Hearing

a. Public Hearing on the Options for Youth Charter Petition

President Song opened the public hearing and explained the hearing process. Deputy Superintendent, Dr. Mary Ann Dewan, presented the staff report.

Petitioners Gloria Mercado-Fortine and Jocelyn Baldwin presented the merits of Options for Youth Charter.

Local school districts were not present for comment.

Rocio Castro spoke in support of the Options for Youth Charter petition.

Board members asked clarifying questions.

(Vice President Chang and member Green left the meeting at approximately 9:01 p.m.)

9. Consent Actions Items

- a. Request Approval of Minutes of Regular Board Meeting of July 20, 2016 (#2186)
- b. Request Approval of County Superintendent of School's Financial Activity Report
- c. Request Approval of the 2016-17 Santa Clara County Office of Education Title III LEA Goal 2 Plan
- d. Request Acceptance of Donations to the Santa Clara County Office of Education
- e. Request Approval to Submit a Competitive Early Head Start Grant Application

MOTION #2187-9 by member Di Salvo and seconded by member Rossi to approve Consent Action Items 9A through 9E. Motion carried 5-0-2 with Vice President Chang and member Green absent.

10. Actions Items

a. Approve Nominations for California County Boards of Education (CCBE) Outstanding Legislator Award

MOTION #2187-10 by member Kamei to nominate Jim Beall for the CCBE Outstanding Legislator Award. Member Di Salvo seconded the motion. Motion carried 4-1-2 with President Song voting no and Vice President Chang and member Green absent.

b. Approve the Budget Revisions for the Month of July 2016

MOTION #2187-11 by member Di Salvo to approve the budget revisions for the month of July 2016. Member Kamei seconded the motion. Motion carried 5-0-2 with Vice President Chang and member Green absent.

c. Decision on the SCCOE-Dependent, Countywide Opportunity Youth Academy Charter Petition for the Term of September 1, 2016 through June 30, 2021.

President Song introduced the decision item on the SCCOE-Dependent, Countywide Opportunity Youth Academy (OYA) charter petition. Petitioners Steve Olmos, Chief Schools Officer and Dr. Nicky Ramos-Beban, interim OYA Principal, provided comments on the petition.

There were no local school districts present for comment. The Board asked clarifying questions and then deliberated.

MOTION #2187-12 by member Di Salvo and seconded by member Mah to adopt the resolution approving the charter petition of Opportunity Youth Academy Charter School for an initial period of five years of school operation, commencing on September 1, 2016 and continuing through June 30, 2021. Motion carried 5-0-2 with Vice President Chang and member Green absent.

11. Information Items

President Song asked the Board if there were any clarifying questions for Information Items 11A through 11H. The Board did not have any questions.

a. Contracts \$100K to \$250K

b. Contracts over \$250K – Special Education Local Plan Area (SELPA) Non-Public Schools (NPS)

c. Contracts over \$250K – Hopkins and Carley

d. Contracts over \$250K – Maxim Healthcare Services, Inc.

e. Contracts over \$250K – Alpha Vista Services, Inc.

f. Contracts over \$250-K – Via Services, Inc.

g. Head Start/Early Head Start Monthly Board Reports

h. First Reading of Reading of Revised Board Policy 3513.3 Tobacco Free Schools and Board Policy 6000 Concepts and Roles

i. Charter Schools Update – August 17, 2016

Deputy Superintendent Dewan briefed the Board on the closure of Silicon Valley Flex Academy (SVFA) and mentioned that the Morgan Hill Unified School District (MHUSD) will be assisting in accommodating displaced (SVFA) students in MHUSD. Dr. Dewan also reported on Rocketship Rising Stars (formerly known as Rocketship Franklin McKinley).

12. Board Committee Reports

There were no Board Committee reports.

13. Future Agenda Items

This item was deferred to the next meeting.

14. Adjournment

The meeting adjourned at 10:15 p.m.

Respectfully submitted,

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

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