

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

APPROVED
Regular Meeting #2048
Board Room
October 21, 2009
5:05 p.m.

1. CALL TO ORDER

President Mann called the meeting to order at 5:13 p.m.

a. Roll Call

Trustees Present:

Grace Mah, Area 1
T.N. Ho, Area 2
Leon Beauchman, Area 3
Joseph Di Salvo, Area 4
Anna Song, Area 5
Craig Mann, Area 6
Jane Howard, Area 7

b. Pledge of Allegiance

President Mann asked Helen Yu, SCCOE Student of the Month, to lead the pledge of allegiance.

c. Adoption of Agenda

Dr. Weis requested Item #3 "*Michael J. Delmonico Recognition*" to be pulled off the agenda.

MOTION #2048-1 by member Beauchman to adopt agenda with request to pull off Item 3. Member Howard seconded the motion and it carried 7-0.

2. SCCOE STUDENT OF THE MONTH: HELEN YU, LEIGH HIGH SCHOOL,
SPECIAL EDUCATION DEPT

Member Di Salvo introduced Helen Yu and presented her with an iPod and a plaque in recognition of her achievements. Member Di Salvo introduced Ginny Maiwald, Principal at Oster School and cluster sites, who introduced Helen's parents, teachers and interpreter and stated she was very proud of Helen. Helen discussed her challenges and thanked her family, teachers and friends for supporting her road to success.

3. MICHAEL J. DELMONICO RECOGNITION, PRESIDENT AND CEO OF SANTA CLARA COUNTY FEDERAL CREDIT UNION

This item was pulled off the agenda.

4. SANTA CLARA COUNTY OFFICE OF EDUCATION 2008-2009 ANNUAL FINANCIAL AUDIT REPORT

Ahmed Gharaibeh of Vavrinek, Trine, Day & Co., LLP reported on the Annual Financial Audit and answered questions from the Board.

5. PUBLIC HEARING AND ACTION

- a. Public Hearing and Action to Reappointment Mr. Nicholas R. Gervase to the Santa Clara County Office of Education Personnel Commission for the Term December 1, 2009 to November 30, 2012

MOTION #2048-2 by Vice President Song that the Board approve the reappointment of Nicholas R. Gervase to the Santa Clara County Office of Education Personnel Commission for the term December 1, 2009 to November 30, 2012. Member Di Salvo seconded the motion and it carried 7-0.

Mr. Gervase introduced Rod Martin, SCCOE Personnel Commissioner, and thanked the Board for his reappointment to the Personnel Commission and acknowledged the exceptional support of Philip Gordillo, Director of Classified Personnel Services and Laura Kidwiler, Chief Human Resources Officer.

- b. Public Hearing and Action to Approve Waiver to the State Board of Education

President Mann opened the hearing for public comment. No one wished to address the Board or Dr. Weis.

Dr. Cary Dritz, Deputy Superintendent and Dr. Weis provided an overview of the waiver to the State Board of Education and answered questions from the Board.

MOTION #2048-3 by member Howard that the Board approve the waiver proposal for placement on a future 2010 agenda of the State Board of Education. Member Mah seconded the motion and it carried 7-0.

6. CLOSED SESSION

The Board adjourned into Closed Session at 5:50 p.m. to hear the following items:

- a. Subject Matter: Interdistrict Transfer Appeal Filed on Behalf of Student (Resident District: Franklin-McKinley School District, Desired District: San Jose Unified School District)

Recess

The Board broke for recess at 6:00 p.m. and reconvened into Open Session at 6:06 p.m.

OPEN SESSION – 6:06 p.m.

7. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

President Mann reported that in the matter of Agenda Item 6.A. *Interdistrict Transfer Appeal Filed on Behalf of Student (Resident District: Franklin-McKinley School District, Desired District: San Jose Unified)*, there was a motion (#2048-4) by Vice President Song and seconded by member Howard, to uphold the appeal for one school year based on Factor 7 “*The pupil’s plan to move in the near future and desire to begin the semester or school year in his or her new school district.*” Motion carried 7-0.

8. PUBLIC COMMENTS OF PERSONS DESIRING TO ADDRESS THE BOARD OR TO PRESENT PETITIONS

President Mann opened the hearing for public comment. No one wished to address the Board or Dr. Weis.

9. CORRESPONDENCE

Letter dated October 13, 2009 addressed to members Di Salvo, Ho, Howard, Mah and Dr. Weis, from Senator Ellen Corbett, inviting them to attend a hearing of the California State Senate Select Committee on *Earthquake and Disaster Preparedness* on Monday, October 26, 2009 from 10:00 a.m. to noon at Hayward City Hall.

10. CONSENT ACTION ITEM

- a) Request Approval of Minutes of Regular Meeting of October 7, 2009 (#2047)
- b) Request Acceptance of Grant Award Notifications

MOTION #2048-5 by member Mah that the Board approve Consent Action Items A and B. Member Howard seconded the motion and it carried 7-0.

11. STUDY ACTION ITEMS

- a. Request to Approve the Contracts for the Operation of the Following Charter Schools: 1) ACE Charter School 2) Bullis Charter School 3) Discovery Charter School 4) Leadership Public Schools—San Jose 5) Rocketship Mateo Sheedy Elementary School 6) Rocketship Si Se Puede Academy 7) South Bay Preparatory Academy 8) University Preparatory Academy for the Period July 1, 2009 to June 30, 2010

Joe Fimiani, Chief Schools Officer, provided an overview of the charter school contracts of operation for the period July 1, 2009 to June 30, 2010 and answered questions from the Board.

MOTION #2048-6 by member Beauchman that the Board approve all of the contracts for the charter schools except South Bay Preparatory Academy. Member Howard seconded the motion and it carried 7-0.

- b. Second Reading and Adoption of New Board Policies 6000 Instruction

Vice President Song introduced the New Board Policies 6000 Instruction.

MOTION #2048-7 by member Beauchman that the Board adopt the Second Reading of New Board Policies 6000 Instruction. Member Howard seconded the motion and it carried 7-0.

- c. Second Reading and Adoption of New Board Policy 6146.1 on High School Graduation Requirements

Vice President Song presented the new Board Policy 6146.1 on high school graduation requirements. Board members asked questions and deliberated.

MOTION #2048-8 by Member Howard that the Board adopt the new Board Policy 6146.1 on high school graduation requirements. Member Ho seconded the motion and it carried 6-1 with member Di Salvo voting no.

- d. Second Reading and Adoption of New Board Bylaw 9150 and Revised Board Bylaw 9110

Vice President Song briefed the Board on the new Board Bylaw 9150 and the revised Board Bylaw 9110. Board members asked questions.

MOTION #2048-9 by member Howard that the Board adopt the new Board Bylaw 9150 and table revised Board Bylaw 9110. Vice President Song seconded the motion and it carried 7-0.

- e. Second Reading and Adoption of Revised Board Bylaw 9250 (formerly Board Bylaw 8260)

Vice President Song introduced revised Board Bylaw 9250.

MOTION #2048-10 by member Howard that the Board adopt Revised Board Bylaw 9250. Member Beauchman seconded the motion and it carried 7-0.

12. INFORMATION / DISCUSSION ITEMS

- a. Sunol Property Agreement

Dr. Weis presented the Sunol Property agreement, summary of related attorney fees and handouts from member Beauchman. Mr. Beauchman discussed his inquiry to the City of San Jose regarding the process for parties providing comments related to the planning property process.

- b. Conflict of Interest

Mr. Beauchman discussed his concern on the potential conflict of interest and the legal and ethical responsibilities associated with the solicitation or acceptance of gifts or contributions from individuals or organizations doing business before the Board of Education.

- c. STAR Data Release for Santa Clara County

Dr. Weis introduced Dr. Dale Russel, Director of Assessment and Accountability and Linda Aceves, Chief Academic Officer. Ms. Aceves introduced the STAR Data Release for Santa Clara County and Dr. Russell presented highlights on the 2008-09 State and Federal accountability requirements and answered questions from the Board.

- d. Report on Staff Diversity at the Santa Clara County Office Of Education

Dr. Weis and Laura Kidwiler, Chief Human Resources Officer, introduced the report on SCCOE staff diversity and answered questions from the Board.

- e. Human Resources Summary

Ms. Kidwiler presented information on the Human Resources Summary and Detail Report and answered questions.

f. Williams Complaint Report

Dr. Weis reported that there were no Williams complaints received for SCCOE school sites during the July 1 through September 30, 2009 reporting period.

g. First Reading of New 4000 Personnel Board Policies

Vice President Song presented the new 4000 Personnel Board Policies.

h. First Reading of New Board Bylaws 9000

Vice President Song presented new Board Bylaws 9000. Dr. Dritz answered questions.

i. Board Members Report on Visitations

Joseph Di Salvo

- Has collaborated with Leslie Reynolds, Board Member, San Jose Unified School District, regarding the Charter School Task Force

Grace Mah

- Participated in numerous visitations and conversations with Palo Alto School board members; interacted with Los Altos and Mt. View superintendents—attended challenge team meetings.

Jane Howard

- Participated in several PACT meetings by invitation; attended a meeting in Alum Rock School District on student leadership; at the request of the Morgan Hill Board of Education, has worked closely with a grant writer in Morgan Hill Unified School District on a 3-year American History grant; collaborated with various Gilroy Unified School Board members at various committees

T.N. Ho

- Collaborated with local school board members at various events

Leon Beauchman

- Have not made formal visits to school districts this year – requested a video presentation on SCCOE to present to districts, PACT and Santa Clara County Alliance of Black Educators

Anna Song

- Introduced Dr. Ina Bendis, Board Member, Santa Clara Unified School District, to Dr. Weis; collaborated with Albert Gonzalez, Board Member, Santa Clara Unified School District; attended the White House Initiative Community Conversation at Mission College; interacted with Milpitas School Board members ; interacted with Linda Chen, Board member, Berryessa Union School District at APISMA meetings

Craig Mann

- Had regular contact with former Superintendent Manny Barbara of Oak Grove School District; interacted with Franklin-McKinley board members; interacted with East Side School District board members; daily interact with Evergreen School District administrator

j. County Committee on School District Organization

There was no report on County Committee on School District Organization.

(Member Di Salvo left the meeting 8:15 p.m.)

e. Board Committee Reports

Anna Song

Policy Development Subcommittee

- Mentioned a possibility of another meeting before the end of 2009

Jane Howard

Santa Clara County Regional Occupational Program (SCCROP)

- Announced that Dr. David Moutazak, Director of SCCROP, has been elected to a 3-year term to the Gilroy Chamber of Commerce Board of Directors

Grace Mah

Head Start Policy Council

- Attended a Head Start planning meeting and announced an upcoming planning meeting later this month

Jane Howard

Joint committee on Child Care (JCCC)

- Waiting for a full report

Leon Beauchman

Juvenile Justice System Collaborative (JJSC)

- Mentioned last week's meeting and stated he would be forwarding the committee's recommendations to Board members

1. County Board of Education Member Reports

T.N. Ho

- Visited Downtown College Preparatory
- Visited a school site formerly known as the Foundry School

Leon Beauchman

- Attended a Silicon Valley Leadership Group meeting
- Attended 'Dictionary Day' in the Alum Rock School District
- Attended the Santa Clara County Alliance of Black Educators 'Back-to-School' event where Dr. Weis presented on SJ2020

Grace Mah

- Visited Downtown College Preparatory
- Visited the school site formerly known as the Foundry School
- Attended 'Dictionary Day' in the Alum Rock School District
- Attended a Charter School Task Force meeting

Jane Howard

- Attended the Gilroy Rotary Club meeting held at the Christopher High School library
- Gilroy Workforce Prep website – will be launching next week
- Reported kudos to SCCOE from the Director of Business Services of Gilroy Unified School District (GUSD) for outstanding service to GUSD

Anna Song

- Announced the January 30, 2010 Charter School Summit
- Discussed UC and Cal State Admissions System's decision to increase students from out-of-state and out-of-country

Craig Mann

- Attended a CTA meeting with the Ravenswood Teachers Association

g. County Superintendent's Report:

Dr. Weis presented the following information relative to the activities of the Office:

- November 4 Board Meeting -- cancellation
- New SELPA Director – Michele Syth
- SBx5 1 (Romero)

- Attendance & Enrollment for Community Schools – reports dated: Sept 9 to Oct 14, 2009
- Gave a Report to the Grand Jury on SCCOE services
- Attended a graduation at Osborne School – the solo graduate was the first student to use SCCOE’s “on-line course credit accrual system” – graduated with 240 units
- Announced his upcoming testimony to the Assembly Ed Committee – “Race to the Top”
- Announced Oct 29 @ 3:30 p.m. official launch of SJ2020
- Official launch, November 13, announced, Career Technical Education (CTE) conference
- Presented to Champions for Leadership at SCCOE

13. CLOSED SESSION

The Board convened into Closed Session at 8:47 p.m. to discuss a “Public Employee Performance Evaluation” Title: County Superintendent of Schools
(Government Code Section 54957(b)(1) permits Boards to conduct a closed session for evaluation of performance of a public employee.)

OPEN SESSION – 9:20 p.m.

14. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

President Mann reported that, in the matter of Agenda Item 13, “Public Employee Performance Evaluation, Title: County Superintendent of Schools” there were no reportable actions.

15. FUTURE AGENDA ITEMS

- Alternative Schools –New Vision, November 18

16. ADJOURNMENT

The meeting adjourned at 9:20 p.m.

Respectfully submitted,



Dr. Charles Weis, County Superintendent of Schools
Ex-Officio Secretary

ca