MINUTES OF THE SAN MATEO COUNTY BOARD OF EDUCATION

Meeting Date: June 20, 2018

Meeting Location: California Suite
101 Twin Dolphin Drive
Redwood City, California

Board Members Present: Susan Alvaro, Hector Camacho, Jr., Beverly Gerard, Rod Hsiao, Ted Lempert, Joe Ross

Board Member Absent: Jim Cannon

Staff Officials Present: Anne E. Campbell, Secretary
Lead Deputy County Counsel Claire Cunningham
Marcia Serpa-Garcia, Executive Assistant

Other Staff Present: Marco Chávez, Mefula Fairley
Patricia Love, Nancy Magee, Lori Musso, Denise Porterfield

1. OPENING ITEMS

A. Call to Order

Board President Susan Alvaro called the meeting to order at 7:02 p.m.

B. Approval of Agenda

Superintendent Campbell requested a time-sensitive item, Resolution No. 18-36 be added to the Board Agenda as item 2.B.

After a motion by Mr. Ross and a second by Mr. Hsiao, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon) the June 20, 2018, agenda as amended.

C. Employee of the Month – June 2018 Employee of the Month Mary Mani, Paraeducator, Court/Community, Court Schools, Student Services Division

Board President Alvaro recognized the June 2018 Employee of the Month, Mary Mani, Paraeducator, Court/Community, Court Schools, Student Services Division. Ms. Alvaro congratulated Ms. Mani on behalf of the Board and presented her with a clock and a check.
2. **2018 RECOGNITION AWARDS**

A. **Special Recognition Awards**

Superintendent Campbell said she was honored to join Board President Alvaro at the podium to convey congratulations to the recipients of this year’s California Longitudinal Pupil Achievement Data System (CALPADS) Special Recognition. Ms. Campbell explained CALPADS maintains individual-level data including student demographics, course data, discipline, assessments, staff assignments, and other data for state and federal reporting as well as the California Dashboard. Due to the importance of the system, the California Department of Education created the CALPADS Data Management Recognition Program to acknowledge school districts and county offices that meet CALPADS submission certification deadline.

Superintendent Campbell then invited Board President Alvaro to recognize the County Office team that received this recognition for the 2016-2017 school year.

Board President Alvaro said on behalf of the Board she would recognize members from the Student Services and Business Services departments who participated in this project: Manager Student Information Systems Dhanya Unni, Student Services Specialist Rina Kolesnikov, School Administrative Assistant Lorie Stuckert, Office Assistant Ann Soto, and School Administrative Assistant KarieAn Craig (who was unable to attend the meeting).

Ms. Alvaro said student data is critical to understanding and improving student achievement. She said the CALPADS team at the County Office takes its responsibility in this area seriously and this award recognizes its careful and timely work.

B. **Adopt Joint Resolution No. 18-36 In Honor of Marco Chávez**

Superintendent Campbell said adding this agenda item was difficult to get by Administrator for Board/Superintendent Support and Community Relations Marco Chávez, since he reads every item that is placed on the Board Agenda. She said Mr. Chávez joined the San Mateo County Office of Education (SMCOE) as Networks for Success Coordinator and commented that Ravenswood City School District Superintendent Maria de la Vega was sorry to see him leave.

Superintendent Campbell reported Mr. Chávez began his work at SMCOE with great vim and vigor and is always up for a challenge. Mr. Chávez was promoted to Director of Networks for Success after establishing deep connections and partnerships with districts in Program Improvement (PI). He also acclimated to SMCOE as a great thought partner, someone who is totally committed to student success and enjoyed all aspects of life at the County Office.

Superintendent Campbell acknowledged Mr. Chávez’s ability to facilitate meetings, noting school districts asked for his help along with partners from throughout San Mateo and Santa Clara Counties.
2018 RECOGNITION AWARDS (continued)

Superintendent Campbell reported when the Administrator for Board/Superintendent Support position became available she said it was clear to her that Mr. Chávez was the right fit to fulfill that role. She said additionally, Mr. Chávez was also a member of the Ravenswood City School Board and understands school boards and how they work.

Mr. Chávez also served as staff support to the County Committee on School District Organization (CCSDO), which required being highly organized, interfacing with multiple organizations, school boards, superintendents, community members, elected officials, legal counsel, California Department of Education (CDE), State Board of Education (SBE) and cartographers. She said Mr. Chávez had to deal with situations where no matter what happens, someone is not going to be happy with the outcome, but people always knew Mr. Chávez was professional, organized, a good listener and fair in his presentations to the CCSDO.

Superintendent Campbell said SMCOE staff also have “other duties as assigned,” which for Mr. Chávez included:

- Vital part of The Big Lift
  - Liaison for The Big Lift with the district superintendents
  - Member of The Big Lift Core Team
- County Office presence for the countywide initiative for affordable housing Home For All
- Key in implementing the SMCOE Strategic Plan
  - Masterful at working with groups of people to ensure processes continue
  - Involved with employee groups working on Cultural Humility
- Vital part of bringing together a network of support to high school and middle school campuses working to help LGBTQ youth
- Important member of the Immigrant Forum

Superintendent Campbell said Mr. Chávez always graciously does whatever she asks him to do and does so with a smile. Ms. Campbell said she has learned over time that there are people who just instinctively know what needs to be done and they take care of it, that’s Mr. Chávez. She said Mr. Chávez is always willing to help, he is capable, thoughtful and highly esteemed by his colleagues.

Mr. Chávez is a devoted uncle, someone who loves to travel and a passionate Warriors fan, he was even seen on national television at a recent Warriors basketball game. Ms. Campbell said Mr. Chávez is also a terrific dancer and created one of the more memorable entertainment pieces at a holiday party at SMCOE. She said this was even more memorable because he did the performance at the last minute when the gentleman who was supposed to perform was unable to at the last minute.

Superintendent Campbell said she now completely understands why Superintendent de la Vega sighed so deeply about losing “Our Marco.”
2018 RECOGNITION AWARDS (continued)

Superintendent Campbell then requested the Board consider approval of Resolution No. 18-36 In Honor of Marco Chávez and read “Whereas, Mr. Chávez’s supervisors and colleagues view him as one of the most capable, thoughtful, sensitive, unassuming, and likeable people with whom they have worked and as someone who is focused with laser-like intensity on improving excellence and equity in education;

Now, Therefore, Be It Resolved that the San Mateo County Board of Education and the San Mateo County Superintendent of Schools congratulate Marco Chávez on his seven years of service to San Mateo County Office of Education and wish him many years of continued success as he serves students and families.”

Board Member Hsiao thanked Mr. Chávez for the support he provided and wished him well on future endeavors.

Board Vice President Camacho said he is honored to be part of the recognition of Mr. Chávez, noting Mr. Chávez was instrumental in helping him to adjust to his new role as a San Mateo County Board Member and serving the community.

Board Member Lempert said he has seen Mr. Chávez in action on many of the various committees he served and said he will be missed.

Board Member Ross said he was sorry to see Mr. Chávez go and said he enjoyed and appreciated the assistance he provided when accompanying him on visits to district school board meetings as well as seeing him in the shared community of Ravenswood. Mr. Ross said he is confident Mr. Chávez will be amazing wherever he goes.

Board Member Gerard agreed and said she did get to see Mr. Chávez dance and said it was terrific. She said Mr. Chavez was also an excellent support to her during her visits to district school board meetings and said she will miss him.

Board President Alvaro reported she had the opportunity to work with Mr. Chávez on the Achievement Gap, the Board Policy Committee and other various committees. Ms. Alvaro said over the past few months in her role as Board President she has had reason to call on Mr. Chávez and said to say she will miss working with him is an understatement. The Board needs the scaffolding below to ensure the work it does is done well and Mr. Chávez understood what it takes and has been a huge part of that work for the past few years. Ms. Alvaro said she will miss Mr. Chávez and wishes him well in the future.

After a motion by Ms. Gerard and a second by Mr. Lempert, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon) Resolution No. 18-36 In Honor of Marco Chavez.
3. **RECEPTION**

   A. Reception to Honor Award Recipients

The Board recessed at 7:31 p.m. to honor the award winners.

The Board reconvened at 7:48 p.m.

4. **OXFORD DAY ACADEMY ANNUAL REPORT**

   A. Receive Report from Oxford Day Academy

Educational Support Services (ESS) Administrator Mefula Fairley reminded the Board it approved Oxford Day Academy (ODA) Charter School in August 2016 and said the school has just completed the first of three years it was approved to operate. Ms. Fairley said Dr. Mallory Dwinal, Oxford Day Academy Founder and Chief Executive Officer, would provide the Board with a report on student enrollment as well as staff implementation of the educational program and its impact on student achievement.

Dr. Dwinal presented the Board with a yearbook the students put together. She said during the presentation she would cover: Student Achievement; programs and services; and enrollment.

- **Student Achievement**
  - Student Attendance – shows 95% annual attendance rate which exceeded expectations; Yearlong 10% of students (5) hit chronic absenteeism, but during the last month of school some students turned behavior around and reduced the chronic absenteeism to 4% (2) for the month
  - Measures of Academic Progress (MAP) – thinking about long-term structure
    - Mathematics (winter to spring) - Average performance percentile: 18th percentile nationwide for 9th graders (Average Growth Percentile 94%)
    - Reading – (fall to winter) – Average Performance Percentile: 19th Percentile nationwide for 9th graders (Average Growth Percentile: 98%)
  - Mental Emotional Social Health (MESH) Data Results
    - Transforming Education – (fall) students are reporting above the cohort grade average in curiosity – Students are reporting below the cohort grade average in all other competencies besides curiosity. Dr. Dwinal reported the numbers flipped when spring data was presented and are now statistically above average compared to cohorts in all competencies except curiosity

- **Programs and Services**
  - Learning Studio – Rollout of Socratic dialog and discourse:
    - Independent Learning Time, Small Group Intervention, Harkness Tables, Field Work – ODA is concurrently working with the University of Oxford to make sure all parties (students, staff and stakeholders) are ready for the Tutorials, which will be rolled out next year
Oxford Day Academy Annual Report (continued)

- Full Western Association of Schools and Colleges (WASC) Accreditation received in the first year of operation
- 15:1 class sizes this year may need to increase by one or two for next year depending on enrollment
- Field Experience and Enrichment
  - 12 field experience sites for 2017-2018 (ranging from working at the East Palo Alto Senior Center to the SMCOE ARTS Committee)
  - Weekly college and career counseling for all students
  - Credit-bearing courses at Canada College for all students
  - Real-world elective with Stanford Medical School (piloted a program in 2017-2018 and will roll out the program in 2018-2019)
  - Annual field trip/stay with Harvard University (students stay in freshman dorms on campus, attend classes and spend three-four days in the life of a student there)
  - Camp LEAD (via SMCOE) builds team, culture and community
- Oxford Partnership
  - Phase 0 (Jan 2018): finalize logistical details of training modules; confirm Oxford trip structure, speakers, and logistics
  - Phase 1 (Feb-Jul 2018): Remote introductory tutorial training including tailored supports and coaching for administrators, teachers and students
  - Phase II (August 2018): Select 15 stakeholders, travel to Oxford for weeklong training (board members, school leadership, instructional staff, field partners, parents, students)
  - Phase III (Sept-Dec 2018): Phase II attendees supplement remote tutorial trainings to provide comprehensive training for corresponding stakeholder groups

Dr. Dwinal explained this is a longer standard partnership and said ODA is in early talks with Canada College’s Teacher Credentialing Pipeline to make a bridge where Master Teachers and senior faculty members are able to get a certificate from the University of Oxford in Tutorial Instruction and would then serve as Master Teachers to Apprentice Novice Teachers that are going through the Teacher Credentialing Program at Canada College. Dr. Dwinal provided the Board with an itinerary for the Oxford Partnership trip. She said the Oxford faculty that does the training will observe at the ODA campus to observe the students in the last week of August and invited the Board and SMCOE staff to learn more about the broader experience of the local school eco system.

- Enrollment
  - 2017-2018: 9th grade only; Charter Petition anticipated 68 students per grade level; Beginning of Year (BoY) 45 students enrolled; End of Year (EoY) 52 students enrolled
  - 2018-2019: 9th and 10th grades Charter Petition anticipated 136 students; BoY 95; EoY 100
OXFORD DAY ACADEMY ANNUAL REPORT (continued)

Dr. Dwinal said she is grateful for the phenomenal partnership between SMCOE and ODA. She thanked Administrator Fairley and all staff who have interacted and assisted ODA during its first year including: Learning Analytics and Continuous Improvement Services (LACIS) Administrator Liz Wolfe and Special Education Local Plan Area (SELPA) Senior Administrator Anjanette Pelletier, and many others who have found ways to help ODA.

Dr. Dwinal then answered questions from the Board.

5. PERSONS WISHING TO ADDRESS THE BOARD, DELEGATIONS AND PETITIONS

There were no persons wishing to address the Board.

6. APPROVAL OF MINUTES

A. June 6, 2018, Regular Board Meeting

After a motion by Ms. Gerard and a second by Mr. Lempert, the Board approved, by a vote of five in favor (Alvaro, Camacho, Gerard, Hsiao and Lempert), none opposed and one absent (Cannon) and one abstention (Ross) the Minutes of the June 6, 2018, Regular Meeting as presented.

7. CONSENT AGENDA

B. Staffing Reports

C. Adopt Joint Resolution No. 18-35 Honoring Jean-Marie Houston on Her Retirement

After a motion by Ms. Gerard and a second by Mr. Hsiao, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon) the Consent Agenda.

Board President Alvaro commended Jean-Marie Houston for her phenomenal work at the San Mateo County Office of Education and said she will be missed.

8. LOCAL CONTROL ACCOUNTABILITY PLAN (LCAP)

A. Discuss/Adopt San Mateo County Office of Education’s 2018-2019 Proposed Local Control Accountability Plan (LCAP)

Associate Superintendent Nancy Magee said in the future between the Public Hearing and the
LOCAL CONTROL ACCOUNTABILITY PLAN (LCAP) (continued)

final draft of the LCAP, the Board will receive the redline copy of any changes made to the proposed LCAP document. Ms. Magee said the final Local Control Accountability Plan will be posted online.

Ms. Magee said in the document the Board received explaining the changes made to the LCAP there were key changes and offered to answer any questions the Board had.

Associate Superintendent Magee said once the LCAP is approved and returned from the State Board of Education, staff will prepare a document to present to stakeholders that will explain the process for next year’s LCAP. Ms. Magee said this document will be brought to the Board during the upcoming summer months.

After a motion by Mr. Hsiao and a second by Mr. Ross, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), the 2018-2019 San Mateo County Office of Education’s Local Control Accountability Plan (LCAP).

8. BUSINESS SERVICES

A. Discuss/Adopt the San Mateo County Office of Education’s 2018-2019 Proposed Budget

Deputy Superintendent Denise Porterfield said no changes have been made to the budget document since the Public Hearing. Ms. Porterfield noted during the Public Hearing, the Board raised the question concerning the capital outlay dollar amount and said she would address that question during her update on SMCOE projects.

After a motion by Mr. Hsiao and a second by Ms. Gerard, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), the 2018-2019 San Mateo County Office of Education’s Proposed Budget.

B. Receive Update on Governor’s Final State Budget for 2018-2019

Deputy Superintendent Porterfield reported on June 14, 2018, one day before the constitutional deadline, the Legislature voted on the state spending plan, SB 840 and accompanying trailer bills, for the 2018-2019 fiscal year. This plan will now be sent to the Governor and he has until June 26th to take one of the following actions:

- Approve the Budget bill and/or accompanying trailer bills as presented to him
- Approve the Budget bill with specific line item reductions
- Veto the Budget bill and/or any accompanying trailer bills and send it back to the Legislature
BUSINESS SERVICES (continued)

Deputy Superintendent Porterfield said since the agreement made with the Final Conference Committee has been announced, significant line item vetoes are not expected. She explained based on the agreement there are some adjustments:

- The revenue estimate for the General Fund remains the same. This is consistent with the Governor’s prior budgets in that his numbers are the ones being used.
- Increase in Local Property Taxes by ½ billion. This means the State gets more credit towards funding with local property taxes and frees up funds from the state for other purposes.
- There is an increase in the Local Control Funding Formula (LCFF). The Governor was recommending a 2.71% COLA with an addition of $166 million. The final recommendation is 2.71% COLA with an addition of $570 million, the Trailer bill will add LCFF funding as a continuing appropriation and will be percentage based. The Department of Finance can now appropriate the amount needed to ensure the COLA percentage.

Ms. Porterfield reported one-time discretionary funding was reduced from $2.042 billion or $344 per pupil to $1.092 billion or $184 per pupil. These funds show up in a number of onetime grants:

- $25 million additional towards Special Education Teacher Residency Grants
- $300 million for Low Performing Student Supplemental Grant in LCFF
- $50 million for California Employees Professional Development
- $50 million California Employees Summer Furlough Fund
- $100 million Full Day Kindergarten for facility grants
- $2 million for Special Olympics
- $15 million for Kids Code Grants in the After-School Education and Safety (ASES) Program
- $1.7 million for training in Suicide Prevention
- $1.0 million for California Grown School meals grant
- $432 million in Early Education and Child care, increasing slots, increasing rates and help with complying with federal requirements

Deputy Superintendent Porterfield said there is no significant impact to the SMCOE budget. She noted it will be interesting to watch how these one-time funding measures could change under a new governor.

Deputy Superintendent Porterfield then answered questions from the Board.

C. Receive Update on Projects at San Mateo County Office of Education’s School Sites

Deputy Superintendent Porterfield reminded the Board Members that questions regarding the issue of locks on classroom doors were brought up at a couple of prior Board meetings. She said she would now report on the status of that project as requested by Board President Alvaro as well as other projects in which SMCOE is currently engaged. Ms. Porterfield said she would
also respond to the request for information on the Capital Expenditure outlay.

Deputy Superintendent Porterfield explained “Projects Take Time” and for the locks on the doors project it’s hard to move fast enough to address the emotional side to this project. She explained:

- Public Construction Code Bid Limit (PCC 20111(b)) – $15,000
- California Uniform Public Construction Cost Account Act (CUPCCAA)
  - $45,000 or less – Employee can decide amongst three quotes
  - $175,000 or less – Informal Bid (three quotes)
  - Greater than $175,000 – Formal Bid required

Deputy Superintendent Porterfield said SMCOE schools are equipped with Classroom Function locking hardware, which does not allow a teacher or staff member to lock the door from inside. She said the need for new locks was identified and the process begun over a year ago, however, the former facilities manager left and the work stopped. This project started again after a security expert and architect were hired. Staff consulted with the Division of State Architect (DSA), researched Education Code and Fire Life Safety Code, and talked with districts and other County Offices about their door locking requirements. The choice has been narrowed down to two types: Classroom Security Function; and an Office Entrance Function. A panic door as well as double entry doors and store front door options also needs to be taken into consideration, along with a key hierarchy.

Deputy Superintendent Porterfield said plans have been completed for school sites and bid packages were just received. After reviewing the bid packages, they will be sent out to potential contractors. Bidders will be walked through the facilities so they can look at the project, ask questions and then help make adjustments if needed. Ms. Porterfield said construction should begin in approximately three months.

Deputy Superintendent Porterfield explained many projects have been in planning stages, which is why $3.5 million was budgeted for capital outlay in 2017-2018, but due to staffing issues needs were reevaluated and she just finished the process of changing the position of Facilities Manager to Director of Maintenance, Operations and Transportation. She said a number of projects are being reviewed for prioritization and $3.8 million has been budgeted for 2018-2019. Ms. Porterfield said she is working on designing and costing out a playground for K-12.

Ms. Porterfield reported restroom remodel at 101 Twin Dolphin Drive has begun to bring the restrooms at this facility up to current accessibility standards, noting this project will be paid from the Capital Outlay Funds.

Deputy Superintendent Porterfield said as more program development is considered at the County Office changes need to made to accommodate additional electrical power. The sites were not built to handle the electricity needs for the increased demand of adding technology and other tools. These expensive upgrades are also in the Capital Outlay budget. Ms. Porterfield then shared other project requests received this year:
BUSINESS SERVICES (continued)

- Electrical Upgrades
- Early Child Education (ECE) Licensing Standards to expand Full Inclusion Preschool
- Restroom Upgrades ECE, K-12
- Window Mechanism Repairs
- Interior Painting ECE, K-12
- Ramp Repair at Gateway
- Intercom Systems

Deputy Superintendent Porterfield then answered questions from the Board.

10. STUDENT SERVICES

A. Discuss/Act on Triennial Countywide Plan for the Provision of Educational Services to Expelled Students

Associate Superintendent Nancy Magee said every three years the County Board of Education approves the Triennial Countywide Plan for the Provision of Education Services to Expelled Students. She commented the packet before the Board includes a short plan for each school district in San Mateo County as well as an overview of what the County Office does in its own programs and countywide. She said on page nine discussion regarding what the gaps in educational services to expelled students might be has been broken down to three gaps: Academic Achievement; College and Career Readiness; and Safety Nets.

After a motion by Ms. Gerard and a second by Mr. Lempert, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), the Triennial Countywide Plan for the Provision of Education Services to Expelled Students.

B. Approve Consolidated Application for Funding (ConApp)

Associate Superintendent Nancy Magee said this is the summer consolidated application that includes a report of all Title I, Title II and Title III budgets and what been spent as well as remaining balances. She said when she began her position as Associate Superintendent of Student Services there were carryover funds in the Title budgets and said she has worked hard to intentionally and strategically apply those funds to strengthen and support the programs in Court and Community Schools. She drew the Board’s attention to the 2016-2017 fiscal reports showing zero balance, which is what she was trying to do. She said Student Services will now focus on spending the 2017-2018 funds. There are good plans for the funds as well as a buffer so staffing can be continued appropriately. Ms. Magee said other reports regarding demographics, the number of students being served and the different populations, as well as federal regulations required to be approved each year, are included in the Consolidated Application for Funding (ConApp).
STUDENT SERVICES (continued)

After a motion by Mr. Ross and a second by Mr. Hsiao, the Board approved, by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), the Consolidated Application for Funding (ConApp).

11. CLOSED SESSION

A. Hear Interdistrict Attendance Appeal (ITA-18-3) Filed on Behalf of a Student Currently Residing in the San Lorenzo Unified School District, County of Alameda, but Requesting to Attend School in the San Mateo Union High School District, County of San Mateo

At 8:56 p.m., Board President Alvaro announced the meeting would move into closed session to hear Interdistrict Attendance Appeal ITA-18-3 filed on behalf of a student currently residing in the San Lorenzo Unified School District, County of Alameda, but requesting to attend school in the San Mateo Union High School District, County of San Mateo.

12. OPEN SESSION: REPORT ON CLOSED SESSION

a. Report on Action Taken in Closed Session on Interdistrict Attendance Appeal (ITA-18-3)

The Board reconvened in open session at 9:32 p.m. Ms. Alvaro announced the following action was taken in closed session.

After a motion by Mr. Lempert and a second by Mr. Hsiao, Interdistrict Attendance Appeal: ITA-18-3 was denied by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), due to a lack of sufficiently compelling evidence.

13. CLOSED SESSION

B. Hear Interdistrict Attendance Appeal (ITA-18-4) Filed on Behalf of a Student Currently Residing in the Redwood City School District, but Requesting to Attend School in the Woodside Elementary School District

At 9:34 p.m., Board President Alvaro announced the meeting would move into closed session to hear Interdistrict Attendance Appeal ITA-18-4 filed on behalf of a student currently residing in the Redwood City School District, but requesting to attend school in the Woodside Elementary School District.
14. **OPEN SESSION: REPORT ON CLOSED SESSION**


The Board reconvened in open session at 10:01 p.m. Ms. Alvaro announced the following action was taken in closed session.

After a motion by Mr. Hsiao and a second by Ms. Gerard, Interdistrict Attendance Appeal: ITA-18-4 was denied by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross), none opposed and one absent (Cannon), due to a lack of sufficiently compelling evidence.

15. **OFFICE OF THE SUPERINTENDENT**

   A. **Superintendent’s Comments**

Superintendent Campbell announced staff is preparing an application for a California School Boards Association (CSBA) Golden Bell Award on behalf of Project Change. She said Vice President Camacho requested and Board President Alvaro agreed that Project Change should be recognized for the outstanding work they do. Ms. Campbell acknowledged Administrator, Strategy and Communications, Patricia Love for putting the application together and said it will be submitted before the deadline for consideration.

Superintendent Campbell said SMCOE will finalize a contract with a private consultant to do a new Classification Study for both Classified and Certificated staff since it has been over 10 years since the last study was completed. She said Deputy Superintendent Porterfield would provide more information at a future meeting.

Superintendent Campbell reported earlier in the day March Church, San Mateo County Assessor-County Clerk-Recorder and Chief Elections Officer, released additional results for the June 5, 2018, election and said the new results indicate that Nancy Magee has 50.46% of the vote and Gary Waddell has 49.54% of the vote in the race for San Mateo County Superintendent of Schools. She announced Dr. Waddell called Ms. Magee to concede and wrote a gracious statement to the County Office staff. Superintendent Campbell said she will be honored to assist Superintendent-Elect Magee embark upon a successful transition into her new role.

Superintendent Campbell announced Belmont-Redwood Shores parcel tax looks as though it has passed, and the Jefferson Union High School District Bond has passed. She said the Cabrillo Bond is very close, but there are still more votes to count.

16. **BOARD MEMBERS**

   A. **Discuss/Act on Legislation**

There was no legislation to discuss.
BOARD MEMBERS (continued)

B. Discuss/Act on a request from the Lead Petitioner of the La Honda Road Territory Transfer Petition that the County Board of Education submit a request for a waiver on his behalf to the State Board of Education. In the event the State Board of Education approves the petition to transfer territory from the La Honda-Pescadero Unified School District to the Portola Valley School District and the Sequoia Union High School District, the requested waiver would waive any requirement to expand the area of election to include the opposing school district.

Board President Alvaro introduced Agenda Item 16.B. noting Lead Petitioners in the La Honda Road Territory Transfer Petition, John and Karen Ellis, are requesting the County Board take action to submit a waiver on their behalf to the State Board of Education (SBE) regarding the area of election if the State Board approves the petition to transfer territory from the La Honda-Pescadero Unified School District to the Portola Valley School District and the Sequoia Union High School District. Should the SBE approve the petition for transfer, Mr. and Mrs. Ellis request waiving any requirement to expand the area of election to include the entire opposing school district.

Board President Alvaro then asked Lead Deputy County Counsel Claire Cunningham to provide a summary of the situation regarding the petition.

Lead Deputy County Counsel Cunningham summarized the history of the La Honda Road Petition stating in 2012 the Petitioners submitted a petition to the County Committee on School District Organization (CCSDO) seeking to change the boundaries of the school district so their property, currently within the La Honda-Pescadero Unified School District boundaries would be transferred into the Portola Valley School District and Sequoia Union High School District. She said the CCSDO made a recommendation that the petition be granted. The petition now goes before the SBE and is currently agendized at the SBE’s September meeting.

Counsel Cunningham cited Education Code that says if a transfer is opposed by the governing board of a school district with an average daily attendance of 900 students or less, the election area must include the territory of the district opposing the transfer. She said in this case the La Honda-Pescadero Unified School District has opposed this transfer of territory and their Average Daily Attendance (ADA) falls well below that threshold. Ms. Cunningham said per the Education Code the election area must include the entire La Honda-Pescadero district.

Counsel Cunningham said the petitioners are asking that the County Board trigger a mechanism in Education Code where a school board or county board of education can go to the State Board of Education and ask for a waiver of an Education Code requirement. She reiterated in this case the law requires that the election area include the whole La Honda-Pescadero School District instead of just the parcels that are being transferred. The Petitioners are asking that the San Mateo County Board of Education submit a request to the SBE waiving that legal requirement.
Counsel Cunningham reported there was a discussion with the Department of Education to determine whether County Boards of Education routinely decide to submit waivers in circumstances such as this one, as cited in Mr. Ellis’s letter to the Board, and was told by the Department of Education there is no precedent for this situation. She reported there have been a couple of instances where a county board of education submitted a request for a waiver at the behest of a school district, but there is no precedence for a county office of education submitting a request for a waiver on behalf of an individual or petitioners of a transfer of territory petition. Ms. Cunningham said she wanted to clarify that since it is different than what was presented in the letter submitted by the petitioners.

Board President Alvaro explained the process would proceed as follows:
- Lead Petitioners and their attorney would have 10 minutes to make their request to the San Mateo County Board of Education
- Portola Valley School District Superintendent Eric Hartwig and La Honda-Pescadero Unified School District Superintendent Amy Wooliever would have 10 minutes to put forward their respective positions regarding the request of the Lead Petitioners
- Speakers from the public would have an opportunity to speak
- The Board would discuss the request and determine what, if any, action it wishes to take in this matter

Lead Petitioner John Ellis summarized his request of the County Board of Education to seek a waiver of certain election requirements for his petition. He cited: driving distances to schools in each district; and the small district Education Code requirement for election that must include the territory of the district opposing the transfer.

Attorney for the Lead Petitioner, Chris Skinnel, with Nielsen Merksamer Parrinello Gross and Leoni LLP, summarized the Petitioners are asking the Board to exercise its authority under Education Code section 33050(a) to request a waiver from the State Board of Education of the districtwide area of election; and believes the San Mateo County Board of Education has the authority to request the waiver since the Department of Education staff routinely recommends, and the State Board of Education routinely approves, requests from other county boards and county offices of education to waive election requirements.

Portola Valley School District Superintendent Eric Hartwig noted the current Board of Trustees of the Portola Valley School District has not taken a position on the La Honda Road Transfer of Territory Petition or the waiver of certain election requirements for this petition. Superintendent Hartwig believes it is important that all residents and taxpayers in an affected school district be allowed to understand all the motivations and implications of a transfer of territory and be allowed to participate in a decision that will affect them. Mr. Hartwig encouraged a denial of the waiver.
BOARD MEMBERS (continued)

La Honda-Pescadero Unified School District (LHPUSD) Superintendent Amy Wooliever explained LHPUSD appealed the decision by the CCSDO, which is scheduled to be heard by the SBE in September 2018. She said in 2012 the LHPUSD Board formally opposed the La Honda Road Petition, which triggers an election should the State Board approve the Petition. Ms. Wooliever asked the County Board to allow the SBE to hear both appeals and afford La Honda-Pescadero the rights granted under Education Code, without interference.

The following members of the public spoke on behalf of a waiver of certain election requirements for this petition:
- Lissa Rothfuss
- Karena Lee
- Alexandra Wrigley
- Tamara Gabel
- James Senal
- Susan Anderson M.D.
- Karyn Ellis

The Board then engaged in an extended discussion.

Topics of discussion included:
- Precedent the County Board would be setting if it approved seeking the requested waiver
- Autonomy of the CCSDO and local school boards
- Processes that need to be followed
- What role, if any, does the County Board have in this situation?

After further discussion, a motion was made by Mr. Camacho, and seconded by Mr. Hsiao, to deny by a vote of five in favor (Alvaro, Camacho, Gerard, Hsiao and Lempert) one opposed (Ross) and one absent (Cannon) the request from the Lead Petitioner of the La Honda Road Territory Transfer Petition to have this Board submit a request for a waiver on his behalf to the State Board of Education, seeking to waive the election area requirements relating to his territory transfer petition because the Board is not prepared to take a position.

C. Discuss/Act on Board Policy: BP 5282 (Educational Equity: Immigration and Citizenship Status) – Second Reading.

Board President Alvaro said in aligning this new Board Policy with existing current Board Policies the assigned Board Policy number should read BP 5283 (Educational Equity: Immigration and Citizenship Status).

After a motion by Mr. Hsiao and a second by Ms. Gerard, the Board approved by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross) none opposed and one absent (Cannon), New Board Policy BP 5283 (Claims and Actions Against the San Mateo County Office of Education and the County Superintendent) with the amended Policy number BP 5283.
D. Discuss/Act on a Nomination of California County Boards of Education (CCBE) 2018 Outstanding Legislator Awards Program

The Board took no action on this item.

E. Discuss/Act on a Revision to the 2017-2018 Board Meeting Calendar

After a motion by Ms. Gerard and a second by Mr. Hsiao, the Board approved by a vote of six in favor (Alvaro, Camacho, Gerard, Hsiao, Lempert and Ross) none opposed and one absent (Cannon), to cancel its June 27, 2018, Board Meeting.

F. Board Member Comments

Mr. Ross
No items to report.

Mr. Camacho
No items to report.

Mr. Hsiao
No items to report.

Mr. Lempert
No items to report.

Ms. Gerard
No items to report.

Ms. Alvaro
No items to report.

17. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 11:50 p.m.

Anne E. Campbell, Secretary