

SAN JOAQUIN COUNTY BOARD OF EDUCATION
GAYLORD A. NELSON ADMINISTRATION CENTER / BOARD ROOM
2922 TRANSWORLD DRIVE, STOCKTON, CA
AUGUST 18, 2021 / 5:00 P.M.
REGULAR MEETING
MINUTES

PRESENT: Vernon Gebhardt, President; Douglas Vigil, Board member; Ken Vogel, Board member; Janet Dyk, Board member; Troy Brown, Secretary.

ABSENT: Greg Clark, Vice-President.

OTHERS PRESENT: Scott Anderson, Deputy Superintendent; Janine Kaeslin, Associate Superintendent; Brandie Brunni, Assistant Superintendent; Sean Morrill, Assistant Superintendent; Jane Steinkamp, Assistant Superintendent; Peter Foggiato, Melanie Greene, Nancy Hopple, Craig Allen, Lisa Bryant, Brandie Moore, Melissa Galea, Veronica Tova, SJCOE staff; Suzanne Fagundes, Lincoln Unified School District; Teresa Oden, Stockton Unified School District; Mary Petty, Tracy Unified School District; interdistrict transfer appellants and families; Davina Hardin, Legal Counsel; Mark Medina-Wilson, Lori Strauther, Interpreters; Marlene Flau, Recorder.

I. CALL TO ORDER:

President Gebhardt called the meeting to order at 5:00 p.m. Board member Vogel led the Pledge of Allegiance.

II. ADDITIONS TO THE AGENDA: There were no additions to the agenda.

III. COMMENTS: There were no comments from the public.

IV. PUBLIC HEARING:

1. Public Hearing Regarding the Sufficiency of Instructional Materials: President Gebhardt opened the hearing to discuss and receive input from the public relative to a resolution regarding the sufficiency of instructional materials for the 2021 – 2022 school year. Superintendent Brown noted the declaration of materials from County Operated Schools and Programs and Special Education Programs. There were no comments relative to the topic from the audience. The public hearing was closed.

V. ITEMS SCHEDULED FOR ACTION:

1. Stockton Community School Charter School Petition and Resolution #21-22-02 – Resolution to Deny the Countywide Charter Petition for Unbound Stockton Community School: Assistant Superintendent Janine Kaeslin reported that a committee of San Joaquin County Office of Education (SJCOE) staff reviewed the petition according to Assembly Bill 1505 and Education Code. In accordance with Education Code § 47605(b), the SJCOE posted the staff recommendation to deny the Stockton Unbound Community School Charter School Charter Petition on August 3, 2021. Ms. Kaeslin introduced Stockton Unbound Community School lead petitioner Phillip Hon.

Mr. Hon shared a PowerPoint presentation for the Board including the greater community impact, benefits of intentional integrated schools, location, student demographic comparison, and community influence.

Comments were heard from several members of the public in support of Unbound Stockton Community School.

Comments from the public submitted electronically were read into the minutes:

To the San Joaquin County Board of Education: I am the Superintendent of the Stockton Unified School District. I address you today to express my opposition to the Petition to form the Unbound Stockton Community School Charter School.

The District is gratified that County Office staff concluded that the Unbound Stockton Countywide charter petition did not meet the requirements of Education Code section 47605.6 “that the educational services to be provided by the charter school will offer services to a pupil population that will benefit from those services and that cannot be served as well by a charter school that operates in only one school district in the county.”

I would also like to discuss another inconsistency in the Unbound Stockton petition. The petition claims on page 18 that the petitioners are “committed to service a student body that reflects the vast racial and socioeconomic diversity of Stockton and the San Joaquin County at large.” However, this contention does not hold water. As shown on the chart appearing on pp. 19-20 of the Petition, the Stockton Unified School District has a higher concentration of Hispanic/Latino and Black/African American students than San Joaquin County as a whole, and most of its constituent districts. Therefore, opening the admissions preference to all students in the county would likely have the effect of moving the charter school further from Stockton Unified School District’s demographic profile, not closer. Refer to Figure 1: Target School Demographic table.

Therefore, Unbound Stockton’s contention that it is committed to approximating and serving the student demographic at Stockton Unified School District is undermined by the fact that it seeks to draw its student population from a wider geographic area whose demographic profile does not match that of the District.

Accordingly, the District encourages the County Board to enforce the intent of Education Code section 47605.6 and to deny the petition to form the Unbound Stockton Charter School. Sincerely, John Ramirez, Jr., Superintendent, Stockton Unified School District.

On a motion from Ken Vogel, second by Janet Dyk, the Board adopted the Staff Analysis and Proposed Findings of Facts as presented and denied the Unbound Stockton Community School Charter School Petition.

AYES: Gebhardt, Vigil, Vogel, Dyk
NOES: None
ABSTAIN: None

2. Minutes: On a motion from Janet Dyk, second by Ken Vogel, the Board approved the minutes from the July 21, 2021, meeting as presented.

AYES: Gebhardt, Vigil, Vogel, Dyk
NOES: None
ABSTAIN: None

3. Resolution #21-22-03 – Sufficiency of Instructional Materials: On a motion from Janet Dyk, second by Doug Vigil, the Board considered public hearing input and approved the resolution regarding the sufficiency of instructional materials in County Operated Schools and Programs and Special Education Programs as presented.

AYES: Gebhardt, Vigil, Vogel, Dyk
NOES: None
ABSTAIN: None

4. Resolution #21-22-04 – Observance of Constitution Day: On a motion from Doug Vigil, second by Janet Dyk, the Board approved this resolution in recognition of United States Constitution Day as presented.

AYES: Gebhardt, Vigil, Vogel, Dyk
NOES: None
ABSTAIN: None

5. Resolution #21-22-05 – National Hispanic Heritage Month: On a motion from Ken Vogel, second by Janet Dyk, the Board approved this resolution in recognition of National Hispanic Heritage Month as presented.

AYES: Gebhardt, Vigil, Vogel, Dyk
NOES: None
ABSTAIN: None

- V. CLOSED SESSION: Action taken in Closed Session will be reported in Open Session.

- Interdistrict Transfer Appeal Hearing #04-21-22
- Interdistrict Transfer Appeal Hearing #05-21-22
- Interdistrict Transfer Appeal Hearing #06-21-22
- Interdistrict Transfer Appeal Hearing #07-21-22
- Interdistrict Transfer Appeal Hearing #08-21-22

VI. ITEMS SCHEDULED FOR ACTION (cont.):

6. Interdistrict Transfer Appeal Hearing #04-21-22: The hearing for student #04-21-22 was postponed to September 15, 2021.
7. Interdistrict Transfer Appeal Hearing #05-21-22: On a motion from Ken Vogel, second by Doug Vigil, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #05-21-22 to the school district of residence, Stockton Unified School District.

AYES: Gebhardt, Vigil, Vogel, Dyk
 NOES: None
 ABSTAIN: None

8. Interdistrict Transfer Appeal Hearing #06-21-22: On a motion from Doug Vigil, second by Ken Vogel, the Board denied the appeal of the decision by the Governing Boards of the Tracy and Lammersville Unified School Districts and ordered the attendance of student #06-21-22 to the school district of residence, Tracy Unified School District.

AYES: Gebhardt, Vigil, Vogel, Dyk
 NOES: None
 ABSTAIN: None

9. Interdistrict Transfer Appeal Hearing #07-21-22: On a motion from Doug Vigil, second by Ken Vogel, the Board denied the appeal of the decision by the Governing Board of the Lammersville Unified School District and ordered the attendance of student #07-21-22 to the school district of residence, Tracy Unified School District.

AYES: Gebhardt, Vigil, Vogel, Dyk
 NOES: None
 ABSTAIN: None

10. Interdistrict Transfer Appeal Hearing #08-21-22: The hearing for student #08-21-22 was canceled at the request of the parents.

VII. CLOSING COMMENTS FOR BOARD MEMBERS:

- The next regular San Joaquin County Board of Education meeting will be held September 15, 2021, 12:00 p.m., 2922 Transworld Drive, Stockton, CA.

VIII. ADJOURNMENT:

There being no further business, the meeting was adjourned at 7:15 p.m.

Respectfully submitted,



Troy A. Brown, Ed.D.
Secretary to the Board /
County Superintendent of Schools