

## SOLANO COUNTY BOARD OF EDUCATION

### MINUTES Special Meeting/Interdistrict Attendance Appeal Hearing #1 May 11, 2016

In accordance with Education Code sections 46601–46603, the Solano County Board of Education met on Wednesday, May 11, 2016, in a *Closed Hearing* to act as an appeals board to review an interdistrict attendance appeal.

#### I. CALL TO ORDER

Board President Dana Dean called the meeting to order at 5:16 PM.

#### II. ROLL CALL

##### Members Present

Dana Dean, President (Trustee Area 3)  
Elease Cheek, Vice President (Trustee Area 5)  
Mayrene Bates (Trustee Area 4)  
Peggy Cohen-Thompson (Trustee Area 7)  
Michelle Coleman (Trustee Area 1)  
Doug Ford (Trustee Area 6)  
Raymond Silva (Trustee Area 2)

Trustee Dean welcomed those in attendance and noted that a quorum of Board Members was present.

#### III. APPROVAL AND ADOPTION OF AGENDA

Motion was made by Trustee Coleman, seconded by Trustee Cheek, and unanimously carried by a vote of those present to approve and adopt the agenda as presented.

#### IV. PUBLIC COMMENT ON CLOSED HEARING AGENDA ITEM

There were no comments from members of the public.

#### V. CLOSED HEARING OPENS

The hearing began at 5:17 PM.

- (a) Introduction of appellant, district representatives, SCOE staff, legal counsel, others present

Lisette Estrella-Henderson, Associate Superintendent of Student Programs and Educational Services, explained her role as facilitator of the hearing and introduced Solano County Superintendent of Schools Jay Speck, who serves as Secretary to the Board, and Dr. Victor Romualdi, Assistant Superintendent of Student Programs, who served as timekeeper. These three individuals do not vote on this matter; only the Board votes on the outcome. The Board Members introduced themselves.

The student (Appellant) is a 12-year-old female entering eighth grade in the fall. She was not present but was represented by her mother and father.

The Respondent, Vallejo City Unified School District (VCUSD), was represented by Phillip Shelley, Director of School Management & Support; Edison Kelly, Coordinator of School Management & Support; and Jocelyn Hendrix, Principal of Hogan Middle School.

- (b) Review of legal authorization, purpose, scope, and procedures of the interdistrict attendance appeal hearing and materials pertaining to the appeal

Mrs. Estrella-Henderson stated that the expulsion appeal was being held as a closed hearing. Prior to the hearing, all parties involved had been given a record of the case for their advance review. Mrs. Estrella-Henderson reviewed the hearing procedures, agenda, and order of presentations. She

explained the Board's limited authority and possible actions that the Board may take. Following the presentation of the case, the Board Members may ask questions of the presenters. Questions shall be limited to the scope of the hearing.

#### **VI. PRESENTATION OF CASE**

(a) Opening statement by Appellant

The Appellant's mother and father made statements in support of granting the appeal to allow the student to attend school outside of the district of residence (VCUSD). Both father and mother answered questions from the Board Members.

(b) Opening statement by representative(s) from District of Residence and District of Proposed Attendance, when applicable

Mr. Kelly and Ms. Hendrix distributed information about VCUSD's various program offerings and spoke in support of affirming the district's decision to deny the Appellant's request. The VCUSD representatives answered questions from the Board.

(c) Closing remarks by Appellant

Appellant's parents made a closing statement.

(d) Closing remarks by representative(s) from District of Residence and District of Proposed Attendance, when applicable

VCUSD's representatives made a closing statement on behalf of the district.

#### **VII. HEARING CLOSES – CLOSED SESSION DELIBERATIONS BEGIN**

The hearing closed at 6:04 P.M. Pursuant to Education Code §35146, the Board adjourned to closed session to deliberate the appeal.

#### **VIII. RECONVENE IN OPEN SESSION**

The Board reconvened at 6:14 PM.

Motion was made by Trustee Cohen-Thompson, seconded by Trustee Ford, and carried by the following roll call vote to grant the appeal based on the facts of the case and evidence presented. (AYES (6): Trustees Bates, Cohen-Thompson, Coleman, Ford, Silva, Dean; NOES (1): Trustee Cheek; ABSTINTIONS (0): None; ABSENCES (0): None)

#### **IX. ADJOURNMENT**

There being no further business, the hearing concluded and the meeting was adjourned at 6:15 PM.

*Signature on File*

---

Jay Speck

Secretary to the Solano County Board of Education