

**SAN JOAQUIN COUNTY BOARD OF EDUCATION  
GAYLORD A. NELSON EDUCATION CENTER / BOARD ROOM  
2922 TRANSWORLD DRIVE / STOCKTON, CA  
JULY 18, 2018 / 12:00 P.M.  
REGULAR MEETING  
MINUTES**

**PRESENT:** Peter Ottesen, President; Kenneth Vogel, Vice-President; Janet Dyk, Board member; Vernon Gebhardt, Board member; Greg Clark, Board member; James Mousalimas, Secretary.

**OTHERS PRESENT:** Scott Anderson, Deputy Superintendent; Troy Brown, Associate Superintendent; Janine Kaeslin, Assistant Superintendent; Jane Steinkamp, Assistant Superintendent; Nick Mueller, Nancy Hopple, SJCOE staff; Suzanne Fagundes, Lincoln Unified School District; Andrea Burrise, Noreen Williams, Joe Billingsly, Stockton Unified School District; Interdistrict transfer appellants and families; Isela Bingham, Interpreter; Chet Quaide, Legal Counsel; Janai Stanton, Recorder.

**I. CALL TO ORDER:**

Vice-President Ottesen called the meeting to order at 12:00 p.m. Board member Dyk led the Pledge of Allegiance.

**II. OATH OF OFFICE:** Superintendent Mousalimas administered the Oath of Office to new Board members Ken Vogel and Greg Clark, and reelected Board member Janet Dyk.

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

**IV. COMMENTS:** Superintendent Mousalimas introduced Mr. Troy Brown as the new associate superintendent. He provided Mr. Brown's background at Tracy Unified School District and indicated that with the ongoing growth and change at San Joaquin County Office of Education, Mr. Brown would serve well in this important role.

**V. ANNUAL ORGANIZATION MEETING:**

1. **Election of Officers and Appointments:** On a motion from Janet Dyk, second by Vern Gebhardt, the Board elected Pete Ottesen as President, Ken Vogel as Vice-President, and James Mousalimas as Secretary for the 2018 – 2019 school year.

Greg Clark will serve as the non-voting representative for the governing boards of one.Charter and San Joaquin Building Futures Academy and Ken Vogel will serve as the non-voting representative for the governing board of Venture Academy Family of Schools.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

- VI. BOARD STUDY SESSION: Chet Quaide, legal counsel from Atkinson, Andelson, Loya, Ruud & Romo provided an overview of the role of the San Joaquin County Board of Education. Items reviewed included the legal authority of a board member and statutory duties of a county board of education. Also reviewed were county board of education appeal hearings, including interdistrict transfers, expulsions, and charter school applications.

VII. ITEMS SCHEDULED FOR INFORMATION:

2. Williams Uniform Complaints Quarterly Report: Superintendent Mousalimas presented the quarterly report that indicates there were no uniform complaints filed regarding the schools and programs operated by the San Joaquin County Office of Education between mid-April and mid-July.

VIII. ITEMS SCHEDULED FOR ACTION:

3. Minutes: On a motion from Vern Gebhardt, second by Janet Dyk, the Board approved the minutes from the June 27, 2018 meeting as presented.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

4. Minutes: On a motion from Vern Gebhardt, second by Janet Dyk, the Board approved the minutes from the June 29, 2018 meeting as presented.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

5. Board Member Absence: On a motion from Vern Gebhardt, second by Ken Vogel, the Board deemed the absence of Board member Dyk from the June 27, 2018 regular meeting as acceptable due to hardship.

AYES: Ottesen, Vogel, Gebhardt, Clark  
NOES: None  
ABSTAIN: Dyk

IX. CLOSED SESSION: Action taken in Closed Session was announced in Open Session.

- Lease Agreement #181901                      14993 Camage Avenue  
Sonora, CA 95370  
PIP CC, LCC, Property Owner
- Conference with Legal Counsel – Anticipated Litigation  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4): One case
- Interdistrict Transfer Appeal Hearing #01-18-19
- Interdistrict Transfer Appeal Hearing #02-18-19
- Interdistrict Transfer Appeal Hearing #03-18-19
- Interdistrict Transfer Appeal Hearing #04-18-19
- Interdistrict Transfer Appeal Hearing #05-18-19
- Interdistrict Transfer Appeal Hearing #06-18-19
- Interdistrict Transfer Appeal Hearing #07-18-19
- Interdistrict Transfer Appeal Hearing #08-18-19
- Interdistrict Transfer Appeal Hearing #09-18-19
- Interdistrict Transfer Appeal Hearing #10-18-19

X. ITEMS SCHEDULED FOR ACTION (continued):

6. Lease Agreement #181901: On a motion from Vern Gebhardt, second by Greg Clark, the Board approved the lease agreement as presented. The property is located at 14993 Camage Avenue, Sonora, CA 95370 and owned by PIP CC, LCC.

AYES:            Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES:            None  
ABSTAIN:       None

7. Interdistrict Transfer Appeal Hearing #01-18-19: On a motion from Ken Vogel, second by Greg Clark, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #01-18-19 to the Manteca Unified School District.

AYES:            Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES:            None  
ABSTAIN:       None

8. Interdistrict Transfer Appeal Hearing #02-18-19: On a motion from Greg Clark, second by Vern Gebhart, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #02-18-19 to the Manteca Unified School District.

AYES:            Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES:            None  
ABSTAIN:       None

9. Interdistrict Transfer Appeal Hearing #03-18-19: On a motion from Janet Dyk, second by Ken Vogel, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #03-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

10. Interdistrict Transfer Appeal Hearing #04-18-19: On a motion from Vern Gebhardt, second by Greg Clark, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #04-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

11. Interdistrict Transfer Appeal Hearing #05-18-19: On a motion from Vern Gebhardt, second by Ken Vogel, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #05-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

12. Interdistrict Transfer Appeal Hearing #06-18-19: On a motion from Greg Clark, second by Ken Vogel, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #06-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

13. Interdistrict Transfer Appeal Hearing #07-18-19: On a motion from Ken Vogel, second by Vern Gebhardt, the Board denied the appeal of the decision by the Governing Board of the Lincoln Unified School District and ordered the attendance of student #07-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Gebhardt, Clark  
NOES: Dyk  
ABSTAIN: None

14. Interdistrict Transfer Appeal Hearing #08-18-19: On a motion from Vern Gebhardt, second by Ken Vogel, the Board found that pursuant to Education Code § 46601 (c) (1) new evidence or grounds for the interdistrict attendance request has been introduced at this hearing in the form of the July 9, 2018 letter from the school district to the appellant, and on this basis, remands the appeal of attendance of student #08-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

15. Interdistrict Transfer Appeal Hearing #09-18-19: On a motion from Vern Gebhardt, second by Ken Vogel, the Board found that pursuant to Education Code § 46601 (c) (1) new evidence or grounds for the interdistrict attendance request has been introduced at this hearing in the form of the July 9, 2018 letter from the school district to the appellant, and on this basis, remands the appeal of attendance of student #09-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None

16. Interdistrict Transfer Appeal Hearing #10-18-19: On a motion from Vern Gebhardt, second by Ken Vogel, the Board found that pursuant to Education Code § 46601 (c) (1) new evidence or grounds for the interdistrict attendance request has been introduced at this hearing in the form of the July 9, 2018 letter from the school district to the appellant, and on this basis, remands the appeal of attendance of student #10-18-19 to the Stockton Unified School District.

AYES: Ottesen, Vogel, Dyk, Gebhardt, Clark  
NOES: None  
ABSTAIN: None


#### XI. CLOSING COMMENTS FOR BOARD MEMBERS:

- The next San Joaquin County Board of Education regular meeting will be held August 15, 2018, 5:00 p.m., at 2922 Transworld Drive, Stockton, CA.

#### XII. ADJOURNMENT:

There being no further business, the meeting was adjourned at 4:30 p.m.

Respectfully submitted,



James A. Mousalimas  
Secretary to the Board / County Superintendent of Schools