

MODIFIED MEETING PROCEDURES FOR MAY 13, 2020:

As per Executive Order N-29-20 from Governor Newsom, the Orange County Board of Education meetings will move to a virtual/teleconferencing environment using Zoom. The purpose of the Governor's executive order is to control the spread of Coronavirus (COVID-19) and to reduce and minimize the risk of infection by "limiting attendance at public assemblies, conferences, or other mass events." The Governor's executive order on March 12, 2020, already waived the requirement for a majority of board members to physically participate in a public board meeting at the same location.

The intent is not to limit public participation, but rather to protect public health by following the Governor's Stay at Home executive order and the Orange County's Safer at Home order. Members of the public will be permitted to attend this meeting in person, but due to social distancing there is limited seating. Once the meeting room is at capacity, no one will be admitted.

Individuals with disabilities in need of copies of the agenda and/or the agenda packet or in need of reasonable modification or accommodations, consistent with the Americans with Disability Act, may request assistance by contacting Darou Sisavath, Board Clerk at (714) 966-4012. Complaints regarding requests for reasonable modifications or accommodations will be swiftly addressed.

Instructions for observing the meeting and making public comments via virtual/ teleconference

To observe the board meeting use the following information:

- At the start time for the meeting, click on this link <https://ocde.zoom.us/j/84963924281> or
- Go to www.Zoom.us and enter the Meeting ID: 849 6392 4281 or
- Connect via phone (audio only) 1-855-880-1246 and enter the Meeting ID: 849 6392 4281.

If you wish to make a public comment at the May 13, 2020 meeting, please follow these instructions:

1. Submit a speaker card attached with your public comments to ocbe@ocde.us. Only comments received by 4:00 p.m., May 12, 2020 will be read during the meeting by a staff member. Comments received after 4:00 p.m. but prior to discussion of an item on the agenda will be added to the official transcript but not read into the record. The time limit for public comments outlined in board policy still applies. Public Comments will be read in the order received.
2. Speakers will fill in their name and select if they wish to address the board regarding a specific agenda item or during General Public Comments.
3. Speakers are asked to attend the board meeting virtually through the Zoom invitation link at the top of the agenda.
4. When it is time for Public Comments, their name will be identified and the comment will be read into the transcript.
5. As with all meetings, once discussion begins on an agenda item, anyone who wishes to submit a public comment may do so during the meeting, but these will not be read. Public comments received during the meeting will be added to the official transcript.



REQUEST TO ADDRESS THE
ORANGE COUNTY BOARD OF EDUCATION
Speaker Card

Please Print

Date _____

Agenda Item # _____ or General Topic _____

Name _____

Home Address _____ City _____ Zip _____

School District(s) of Residence _____

Do you have school age children? Yes _____ No _____

Do your children attend public schools? Yes _____ No _____

**Timer
Information**

GREEN

Start with 3
minutes

YELLOW

1 minute
remaining

RED

Time is up

Members of the public may address the Board of Education regarding any agenda and/or off-agenda items within the subject matter jurisdiction of the Board of Education provided that NO action may be taken on off-agenda items unless authorized by law. Comments shall be limited to 3 minutes per person per meeting and 45 minutes for all comments. 30 minutes of Public Comments will be heard prior to Board Business and 15 minutes will be heard prior to adjournment.

Please complete and submit this card along with any handouts to the Recording Secretary prior to speaking.

Thank you!

REGULAR MEETING

May 13, 2020

9:00 a.m.

Location:

The public meeting will be conducted onsite with limited seating at 200 Kalmus Drive, Costa Mesa, CA 92880 and via virtual/ teleconferencing (www.Zoom.us, ID: 849 6392 4281 (<https://ocde.zoom.us/j/84963924281>) or phone: (855) 880-1246, ID: 849 6392 4281.

4B

ORANGE COUNTY BOARD OF EDUCATION
AGENDA

CALL TO ORDER

STATEMENT OF PRESIDING OFFICER: For the benefit of the record, this Regular Meeting of the Orange County Board of Education is called to order.

ROLL CALL

(*)AGENDA

Regular Meeting of May 13, 2020 – adoption

PUBLIC COMMENTS

Related to Closed Session Only

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION
Orange County Board of Education v. Orange County Superintendent of Schools, Case No. 30-2018-01023385-CU-MC-CJC
Government Code Section 54956.9(a) and (d)(1)

CLOSED SESSION 2

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Orange County Board of Education v. OC Superintendent of Schools, Al Mijares, and State Superintendent of Public Instruction, Tony Thurmond
Case No 30-2019-01112665-CU-WM-CJC -Government Code §§
54956.9(a) and (d)(1)

TIME CERTAIN

1. Budget Study Session- Renee Hendrick, Associate Superintendent, Administrative Services will conduct the budget study session.

WELCOME

INVOCATION

Bishop Gale Oliver, Jr.
The Greater Light Family Church, Santa Ana

PLEDGE OF ALLEGIANCE

INTRODUCTIONS

(*)MINUTES

Regular Meeting of April 15, 2020 – approval

PUBLIC COMMENTS

(30 minutes)

Individuals watching the board meeting on the zoom line may submit public comments that will be included in the official transcript of the May 13, 2020 meeting. Public comments received by 4:00 p.m. Tuesday, May 12, 2020 will be read into the transcript during the 30-minute public comment period, time permitting.

CONSENT CALENDAR

- (*) 2. Approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.
- (*) 3. Accept the 3rd Quarter Report on Williams Uniform Complaints for OCDE student programs for the period of January 1 to March 31, 2020.
- (*) 4. Adopt Resolution #04-20 to recognize May 25, 2020 as Memorial Day.
- (*) 5. Adopt the annual updated Orange County Department of Education Investment Policy.

CHARTER SCHOOLS

- 6. Charter Submissions
- (*) 7. Charter School Public Hearing – College and Career Preparatory Academy – Aracely Chastain, Administrator, Charter Schools will facilitate the public hearing.
 - Discussion Format:
 - College and Career Preparatory Academy
 - Public Comments (30 minutes)
 - Board Questions
- (*) 8. Charter School Public Hearing – International School for Science and Culture – Aracely Chastain, Administrator, Charter Schools will facilitate the public hearing
 - Discussion Format:
 - International School for Science and Culture
 - Newport-Mesa Unified School District
 - Public Comments (30 minutes)
 - Board Questions

BOARD RECOMMENDATIONS

- (*) 9. Resolution regarding board policy, board budget, and budget adoption protocols
- (*) 10. Resolution regarding 2020 -2021 budget

STAFF RECOMMENDATIONS

TIME CERTAIN

11. Expulsion Appeal Hearing (open) – Student 05132020005E, Huntington Beach Union High School District

INFORMATION ITEMS

ANNOUNCEMENTS

- Superintendent
- Associate Superintendent

Legislative Updates

- CSBA Update
- CCBE Update
- NSBA Update
- Capitol News Update
- School Services Update

BOARD MEMBER COMMENTS

EXECUTIVE COMMITTEE REPORT

PUBLIC COMMENTS

(15 minutes)

Individuals watching the board meeting on the zoom line may submit public comments that will be included in the official transcript of the May 13, 2020 meeting. Public comments received by 4:00 p.m. Tuesday, May 12, 2020 will be read into the transcript during the 15-minute public comment period, time permitting.

ADJOURNMENT



Nina Boyd
Assistant Secretary, Board of Education

Next Regular Board Meeting: Wednesday, June 3, 2020 at 4:00 p.m. The meeting will be held via virtual/ teleconferencing environment.

Individuals with disabilities in need of copies of the agenda and/or the agenda packet or in need of auxiliary aides and services may request assistance by contacting Darou Sisavath, Board Clerk at (714) 966.4012.

(*) Printed items included in materials mailed to Board Members

MINUTES
Regular Meeting
April 15, 2020

473

ORANGE COUNTY BOARD OF EDUCATION
MINUTES

CALL TO ORDER

The Regular Meeting of the Orange County Board of Education was called to order by Board President Barke at 9:06 a.m., April 15, 2020 in the Board Room, 200 Kalmus Drive, Costa Mesa, California.

ROLL CALL

Present:
Lisa Sparks, Ph.D.
Ken L. Williams, D.O.
Mari Barke
John W. Bedell, Ph.D.
Rebecca "Beckie" Gomez

(*)AGENDA

Motion by Williams, seconded by Bedell, and carried by a roll call vote of 5-0 to approve the agenda of the Regular Meeting of April 15, 2020.

PUBLIC COMMENTS

Related to Closed Session Only - None

The Board went into closed session from 9:08 a.m. to 9:58 a.m.

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Orange County Board of Education v. Orange County Superintendent of Schools, Case No. 30-2018-01023385-CU-MC-CJC

Government Code Section 54956.9(a) and (d)(1)

CLOSED SESSION 2

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Orange County Board of Education v. OC Superintendent of Schools, Al Mijares, and State Superintendent of Public Instruction, Tony Thurmond Case No 30-2019-01112665-CU-WM-CJC -Government Code §§ 54956.9(a) and (d)(1)

Report Out

Mr. Brenner reported the Board conducted Closed Session #1 and #2. No action was taken except with respect to the invoices for both matters which were approved by a vote of 3-1-1 (Barke, Williams, Bedell voted Yes; Gomez voted No; Sparks Abstained).

INVOCATION

Mari Barke, Board President

PLEDGE OF ALLEGIANCE

Ken Williams, D.O., Board Vice President

INTRODUCTIONS

There were no introductions.

MINUTES

Motion by Williams, seconded by Bedell, and carried by a roll call vote of 5-0, to approve the minutes of the March 4, 2020 Regular Board Meeting.

PUBLIC COMMENTS

- Kapil Mathur
- Susan Guilford
- Miles Durfee

CONSENT CALENDAR

Motion by Williams, seconded by Gomez, and carried by a roll call vote of 5-0, to approve Consent Calendar items #1 through #3.

1. Approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.
2. Acceptance of Donation for PAL® Peer Assistance Leadership Program
3. Board action on Scholarship Prep Academy

CHARTER SCHOOLS

4. Charter Schools Submissions
 - CCPA Renewal
 - ISSAC Material Revision

TIME CERTAIN

5. Public Hearing – Nina Boyd, Associate Superintendent conducted a public hearing on OCSEA's Initial Proposal to Superintendent. The hearing was opened at 10:11 a.m. There being no input from the audience, the hearing was closed at 10:12 a.m.
6. Public Hearing – Nina Boyd, Associate Superintendent conducted a public hearing on Superintendent's Initial Proposal to OCSEA. The hearing was opened at 10:12 a.m. There being no input from the audience, the hearing was closed at 10:13 a.m.

STAFF RECOMMENDATIONS

7. Approve the 2019-2020 Second Interim Report, which has been certified as positive by the County Superintendent of Schools.

Motion by Sparks, seconded by Williams, and carried by a vote of 3-2 (Sparks, Williams, and Barke voted Yes; Gomez and Bedell voted No) to approve the expenditure increases of \$25,000 or more that are reflected in the variances noted and provided to the Board in connection with the Second Interim Report. The motion does not approve an increase in spending Object Codes 5851, 5220, 5253 that would reduce or eliminate the spending reductions adopted and approved by the Board for those Object Codes on June 26, 2019, and on August 1, 2019, thus maintaining those reductions.

Subsidiary motion by Williams, seconded by Barke, and carried by a vote of 3-2 (Williams, Barke, and Sparks voted Yes; Bedell and Gomez voted No) to also exclude the variances or increase in the MTSS funds from the original motion until questions on the grant could be answered and the grant revisited at the 2020-2021 budget adoption in June.

INFORMATION ITEMS

ANNOUNCEMENTS

Superintendent

- COVID-19- Orange County Updates: informs the public and school districts, updates website
- Saddleback Church- provides food for the county and ACCESS programs

Associate Superintendent

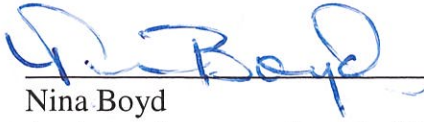
- Next board meeting is May 13th – Submission deadline is April 29th.
- Charter Schools
- Educational Services- Distance Learning

BOARD MEMBER COMMENTS

- Trustee Barke – Acknowledgment of OCDE Staff
- Trustee Williams – May 13th board meeting planning
- Trustee Gomez- Acknowledgment of OCDE Website updates regarding COVID-19 and Superintendent's leadership

ADJOURNMENT

On a motion duly made, and seconded, the Board meeting of April 15, 2020 adjourned at 11:34 a.m.



Nina Boyd
Assistant Secretary, Board of Education

Mari Barke
President, Board of Education

Next Regular Board Meeting, Wednesday, May 13, 2020 at 9:00 a.m. - The meeting will be held via virtual conference.

Individuals with disabilities in need of copies of the agenda and/or the agenda packet or in need of auxiliary aides and services may request assistance by contacting Darou Sisavath, Board Clerk at (714) 966-4012.



ORANGE COUNTY BOARD OF EDUCATION
BOARD AGENDA ITEM

DATE: April 22, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Jeff Hittenberger, Chief Academic Officer
SUBJECT: Granting of Diplomas

The students listed on the attached pages have been certified for graduation by the Custodian of Records or their designee for the Division of Alternative Education of the Orange County Department of Education. These students have met the standards of proficiency in the basic skills prescribed by the governing board in accordance with Education Code 51412. It is requested that the Board approve the granting of diplomas to these students.

RECOMMENDATION:

Approve granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.

LS:sl

Pages 10-11 removed (CONFIDENTIAL STUDENT INFORMATION)

478

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: May 13, 2020

TO: Nina Boyd, Associate Superintendent

FROM: Christine Omlstead, Ed.D., Associate Superintendent
Educational Services

Stacy Deeble-Reynolds, Director
Student Achievement and Wellness

SUBJECT: Acceptance of 3rd Quarter Report on Williams Uniform Complaints
for the Period of January 1 to March 31, 2020 for OCDE Student Programs

California Education Code section 35186(d) requires that school districts and county operated programs report summarized data on the nature and resolution of all Williams Uniform Complaints on a quarterly basis to the county superintendent of schools and the governing board of the school district.

The enclosed report indicates no complaints were filed for the Orange County Department of Education student programs in the Divisions of Alternative Education and Special Education Services for the period of January 1 to March 31, 2020.

RECOMMENDATION:

Accept the 3rd Quarter Report on Williams Uniform Complaints for OCDE student programs for the period of January 1 to March 31, 2020.

SDR:ag

4385040820



ORANGE COUNTY DEPARTMENT OF EDUCATION
Third Quarter Report on Williams Uniform Complaints
January 1 – March 31, 2020

Education Code section 35186(d) requires that school districts and county operated programs report summarized data on the nature and resolution of all Williams Uniform complaints on a quarterly basis to the County Superintendent of Schools and their governing board. This report includes the number of complaints filed, if any, by general subject area and identifies the number of resolved and unresolved complaints.

Division of Alternative Education

General Subject Area	Total # of Complaints	# Resolved	# Unresolved
Textbooks and Instructional Materials	0		
Teacher Vacancies or Misassignments	0		
Facility Conditions	0		
TOTALS	0		

Division of Special Education Services

General Subject Area	Total # of Complaints	# Resolved	# Unresolved
Textbooks and Instructional Materials	0		
Teacher Vacancies or Misassignments	0		
Facility Conditions	0		
TOTALS	0		



ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: May 4, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Darou Sisavath, Recording Clerk
SUBJECT: Resolution #04-20
Recognize May 25, 2020 as Memorial Day

RECOMMENDATION:

Adopt Resolution #04-20 to recognize May 25, 2020 as Memorial Day.

ORANGE COUNTY BOARD OF EDUCATION
Resolution Honoring MEMORIAL DAY - May 25, 2020

WHEREAS, the U.S. Congress, by a Joint Resolution, approved May 11, 1950, as amended (36 U.S.C. 116), requests the President of the United States to issue a proclamation calling on the people of this country to observe each Memorial Day as a day of prayer for permanent peace, and designating a period on that day when the people of the United States may unite in prayer. The Congress, by Public Law 106-579, has designated 3:00 p.m. local time on that day as a time for all Americans to observe, in their own way, the National Moment of Remembrance; and

WHEREAS, the California Constitution affirms in Article IX, Section 1, "A general diffusion of knowledge and intelligence being essential to the preservation of the rights and liberties of the people, the Legislature shall encourage by all suitable means the promotion of intellectual, scientific, moral, and agricultural improvement"; and

WHEREAS, school boards, educators, teachers, school administrators and staff play a significant role in the education of our children; and

WHEREAS, Memorial Day is a national celebration whereby students, parents, veterans service organizations, and elected officials celebrate with patriotic and memorial ceremonies at monuments, civic centers, parks, schools, and cemeteries in Orange County and throughout this great nation; and

WHEREAS, since our Nation's founding, America's sons and daughters have given their lives in service to our country, from Concord and Gettysburg, to Marne and Normandy, from Inchon and Khe Sanh, to Baghdad and Kandahar; and they laid down their lives as the greatest sacrifice for a cause greater than themselves; and

WHEREAS, the instruction and inculcation of American history and the knowledge of military veterans fighting for American liberties and freedoms, is an essential component of our American education process because it passes this remembrance and knowledge unto subsequent generations of American children in our schools; and

WHEREAS, we honor the service and sacrifice of our disabled veterans, prisoners of war, those Americans missing in action who should never be forgotten. As educators and leaders in education in Orange County we acknowledge the sacrifice and sorrow of parents who lost sons or daughters, spouses, and children due to the war and terrorism; and

WHEREAS, citizens and their elected government should encourage educating America's children in our schools about American patriotism and the relevance of Memorial Day by having the opportunity of participating in a symbolic act to respectfully honor the memory and actions of America's heroes, and

WHEREAS, on May 25th of this year our students, parents, and citizens will recognize Memorial Day by honoring over one million American men and women who gave their lives in service to our country in defense of our treasurable freedoms.

NOW, THEREFORE, be it resolved that the Governing Board of the Orange County Department of Education recognizes May 25th, 2020, as Memorial Day and expresses its support of this moment in the Month of May. We likewise encourage our students to participate in Memorial Day events and learn more of American history.

AYES:

NOES:

ABSENT:

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, **Mari Barke**, President, Board of Education of Orange County, California hereby certify that the foregoing Resolution was duly and regularly adopted by the said Board at a regular meeting thereof held on the 13th day of May 2020.

IN WITNESS THEREOF, I have hereunto set my hand and seal this 13th day of May 2020.

Mari Barke
President, Orange County Board of Education

NS

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: May 13, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Dean West, CPA, Associate Superintendent, Business Services
SUBJECT: Orange County Department of Education Investment Policy

In accordance with Government Code Section 53646, government agencies may annually render an investment policy to be considered at a public meeting. This policy is for the investment of funds held by the Orange County Department of Education (the "Department") and also governs the issuance of debt by the Department. The policy is based upon federal, state, and local laws, and prudent money management practices. The only changes from the previous policy are the date of the Board meeting on the cover and the date in Section VIII. The primary goals of this policy are:

- To assure compliance with all federal, state, and local laws governing the investment of monies and the issuance of debt;
- To protect the principal deposits of the Department; and
- To generate investment income within the parameters of this policy.

RECOMMENDATION:

Adopt the annual updated Orange County Department of Education Investment Policy.

DW: ts

ORANGE COUNTY

DEPARTMENT OF EDUCATION

INVESTMENT POLICY

MAY 13, 2020

ORANGE COUNTY DEPARTMENT OF EDUCATION

INVESTMENT POLICY

I. PURPOSE:

To establish a policy for investment of funds held by the Orange County Department of Education (the "Department"). The policy also governs the issuance of debt by the Department. This policy is based upon federal, state, and local laws, and prudent money management practices. To the extent that this policy conflicts with applicable law, the applicable law shall prevail. The primary goals of this policy are:

- To assure compliance with all federal, state and local laws governing the investment of monies and the issuance of debt;
- To protect the principal deposits of the Department; and
- To generate investment income within the parameters of this policy.

II. POLICY:

The Department's primary investment objective shall be to maintain the safety and liquidity of its funds. Safety of principal is the foremost objective of the Department. The investment factors the Department shall consider, in order of descending importance, are the following:

- Safety of invested funds;
- Sufficient liquidity to meet future cash flow requirements; and
- Attain maximum yield consistent with the aforementioned requirements.

In addition, the Department shall adopt measures as set forth herein to ensure that the issuance of debt by the Department complies with all applicable state and federal laws, including federal and state securities laws.

The County Superintendent of Schools ("County Superintendent"), or his designee, under the direction of the Board of Education, shall have the responsibility for all decisions and activities performed under the Department's investment policy. The County Superintendent shall have the ability to allocate resources or delegate responsibility as necessary to optimize the safety and liquidity of the investment portfolio and to implement this investment policy.

III. LEGAL CONSTRAINTS:

Pursuant to California Education Code Section 41001, the Department shall deposit all funds received or collected from any source into the Orange County Treasury, to be placed to the credit of the proper fund of the Department, except as otherwise provided herein. Pursuant to California Education Section 41015, the Department may invest all or part of funds deposited in a Special Reserve Fund or any surplus monies not required for the immediate necessities of the Department in any of the investments specified in California Government Code Sections 16430 or 53601. Special Reserve Funds are defined as those funds which the Board of Education has designated for capital outlay or other purposes where an accumulation over a period of fiscal years is desired.

IV. AUTHORIZED INVESTMENTS:

The Department shall make investments in the context of the “Prudent Investor Rule” (Probate Code Section 16045 et seq.), which in substance states that:

Investment shall be made with the judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence, exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

The Department shall deposit all funds received or corrected from any source into the Orange County Treasury, except as provided for through the California Education Code. Those funds maintained in a Special Reserve Fund or any surplus funds not required for the immediate necessities of the Department shall be available for investment (“funds available for investment”) under the conditions set forth in the policy.

1. The Orange County Investment Pool(s) established by the Orange County Treasurer for the benefit of local agencies and/or schools. The Department may invest up to one-hundred percent (100%) of its funds available for investment in the Orange County Investment Pool(s).
2. The Local Agency Investment Fund (LAIF) established by the California State Treasurer for the benefit of local agencies. The Department may invest up to the current LAIF limit of sixty-five million dollars (\$65,000,000) of its funds available for investment in the Local Agency Investment Fund.

3. To the extent that the Department directs the investment of its funds to specific securities, those securities shall be limited to the securities identified in California Government Code Section 53601. However, the Department will not, under any circumstances, direct the investment of its funds to reverse repurchase agreements unless such transactions are matched to maturity.

Monies received from the sources, or for the purposes, listed below may be deposited in a bank or other financial institution. Monies so deposited shall be in a fully-insured or collateralized account(s) or instruments(s). Bank accounts maintained outside the County Treasury shall be limited to the following purposes:

- (a) Cash Clearing Account
Purpose: To deposit accounts receivable checks then write check to County Superintendent once checks have cleared.
- (b) Revolving Cash
Purpose: Emergency transactions and accounts payable.
- (c) Payroll Revolving Cash
Purpose: Emergency transactions for payroll.
- (d) County Superintendent of Schools – Golden West Adult Transition Program
Purpose: This account was created to help with a special education program that is funded from the Medi-Cal Health Collaborative.
- (e) TRANS Proceeds
Purpose: In the event that Tax Revenue Anticipation Notes (TRANS) are issued, the proceeds would be deposited into this account.

V. COMPLIANCE WITH STATE AND FEDERAL SECURITIES LAWS:

The Department will take reasonable steps to ensure that any debt offerings issued by the Department comply fully with all applicable state and federal securities laws. In connection with all debt offerings issued by the Department, the Department will retain bond counsel and disclosure counsel to review the offering materials prepared in connections with the debt offering to ensure that disclosures contained in offering materials comply with federal and state securities laws. The Associate Superintendent for Business shall be responsible for reviewing the offering materials regarding the accuracy of information disclosed in such materials.

VI. DEPOSIT OF PROCEEDS FROM THE ISSUANCE OF DEBT:

The Department shall not issue debt, for the sole purpose of generating funds for investment. The Department shall limit the issuance of debt for the purposes of meeting short-term cash flow needs to fund capital projects.

When depositing proceeds from the issuance of debt into the County Treasury, the Department shall limit such investments to those authorized investment identified in this policy. Should a trust agreement of a particular debt issued by the Department be more restrictive than the Department's policy on authorized investments, then the trust agreement will take precedence.

VII. INVESTMENT REVIEW:

The Associate Superintendent for Business will review monthly reports on investment performance, with the objectives of safety, liquidity and yield.

VIII. CHANGES TO INVESTMENT POLICY:

This policy dated May 13, 2020, has been submitted to the Board of Education for review and approval. This policy will be reviewed at least annually to ensure its consistency with the objectives of income, growth and safety, and changes in applicable laws and financial trends. Any proposed amendments to the Investment Policy will require approval by the Board of Education.

IX. FINANCIAL PROFESSIONAL'S COMPLIANCE WITH INVESTMENT POLICY:

All outside investment advisors/managers, attorneys and other financial professionals employed or retained by the Department and/or its representatives, including without limitation financial advisors, underwriters, bond counsel, and disclosure counsel, must review this policy and sign a statement of compliance confirming that they have reviewed this investment policy and will fully comply with these policies. A copy of this Statement of Compliance is attached as Exhibit "A."

EXHIBIT "A"

STATEMENT OF COMPLIANCE WITH INVESTMENT POLICIES

ADOPTED BY THE ORANGE COUNTY DEPARTMENT OF EDUCATION

The undersigned has been retained to perform services for the Orange County Department of Education. The undersigned has been provided with a copy of the Orange County Department of Education Investment Policies and has reviewed the Investment Policy thoroughly. In providing services to the Department, the undersigned agrees to comply fully with all of the policies and procedures set forth in the Investment Policies.

Date: _____

BY: _____

Item: Charter Schools #7
May 13, 2020
[X] Mailed [] Distributed at meeting

**ORANGE COUNTY BOARD OF
BOARD AGENDA ITEM**

78

DATE: April 29, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Aracely Chastain, Administrator, Charter Schools
SUBJECT: College and Career Preparatory Academy – Material Revision Public Hearing

DESCRIPTION:

On June 17, 2015, the Orange County Board of Education approved College and Career Preparatory Academy (CCPA), a county charter school, for a five-year term, which expires on June 30, 2020. On April 15, 2020, CCPA submitted a renewal charter petition that included a material revision to the schools charter regarding the following changes in locations.

New Locations:

4022 Saratoga Ave Bldg. 55, Los Alamitos, 92708 (Opened February 2020)
31894 Plaza Dr., San Juan Capistrano, 92675 (To be opened June 2020)

Closed Locations:

31522 El Camino Real, San Juan Capistrano, 92675 (To be closed June 2020)
313 Cerritos, Anaheim, 92805 (Closed June 2019)

Future Locations:

1169, 1173, 1175, 1177 N. Euclid St., Anaheim 92801
1525 Mesa Verde Dr. E, Costa Mesa 92626
13252 Century Blvd., Garden Grove 92843
13110 Magnolia, Garden Grove 92844
550 N. Flower St., Santa Ana 92706
511, 515 W. 17th St., Santa Ana 92706
1277 S. Lyon St., Santa Ana 92705
13922 Prospect Ave., Santa Ana 92705
1001 S. Grand Ave., Santa Ana 92705
501 City Drive South, Orange 92868
18672 E. Center St., Orange 92869
321 E. Grove Ave., Orange 92865
580 W. 6th St., Tustin 92780
174 E. Main St., Tustin 92780

RECOMMENDATION:

Per California Education Code, OCBE shall hold a hearing to consider public input on the requested material revision at the May 13, 2020 board meeting.

Item: Charter Schools #8
May 13, 2020
[X] Mailed [] Distributed at meeting

**ORANGE COUNTY BOARD OF
BOARD AGENDA ITEM**

DATE: April 29, 2020

TO: Nina Boyd, Associate Superintendent

FROM: Aracely Chastain, Administrator, Charter Schools

SUBJECT: International School for Science and Culture – Material Revision Public Hearing

DESCRIPTION:

International School for Science and Culture (ISSAC) serves students grades TK-8 within the boundaries of Newport-Mesa Unified School District. On April 15, 2020, ISSAC submitted a request to the Orange County Board of Education (OCBE) for material revisions to the school's Bylaws and Articles of Incorporation.

RECOMMENDATION:

Per California Education Code, OCBE shall hold a hearing to consider public input on the requested material revision at the May 13, 2020 board meeting.

47B

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: May 8, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Ken Williams, D.O., Board Vice President
SUBJECT: Resolution #05-20

RECOMMENDATION:

Resolution regarding board policy, board budget, and budget adoption protocols

*Resolution
Budget Procedures
Orange County Board of Education
May 13, 2020*

Whereas, California Education Code 1040(a) authorizes county boards of education to “adopt rules and regulations not inconsistent with the laws of the state, for their own government”; and

Whereas, California Education Code Section 1042(a) authorizes county boards of education to “adopt rules and regulations governing the administration of the office of the county superintendent of schools”; and

Whereas, pursuant to California Education Code Sections 1040(c) and 1043, and the resolutions of the Orange County Board of Supervisors passed in February and June 1977 delegating its budgetary oversight authority to the Orange County Board of Education (the “Board”) and establishing the Board and the Orange County Superintendent of Schools (the “Superintendent”) as “fiscally independent”, the Board has exclusive authority to approve and adopt the annual fiscal budget of the Board, the Superintendent, and the office of the Superintendent (the “annual budget”); and

Whereas, California Education Code Section 17340 provides that “The county superintendent shall, on or before June 30 of each year, submit to the Superintendent of Public Instruction (SPI) a proposed budget as approved by the county board of education for the succeeding fiscal year, on forms prescribed by the Superintendent of Public Instruction, pursuant to the provisions of Section 14050 of the Education Code; and

Whereas, the Board desires to make clearer certain requirements, expectations, and procedures for approval and submission of the annual budget, and to promote greater transparency in regard to the budgeting process, contractual commitments, and the receipt and use of public funds.

Therefore, the Board hereby resolves as follows:

1. That the Superintendent shall, in advance of entering into or consummating them, present and submit to the Board all contracts and state grants that fall within California Education Code Sections 1042, 1240, 1250, 1251, 1259, 1260, 1271, 1273, 1277, 1620-1630, 1703, 1720, 1721, 1722, or any other provision of California law that requires or authorizes the Board to approve such contracts and state grants; and
2. That the Superintendent, in his capacity as Secretary to the Board, and pursuant to his duties and obligations to the Board in connection therewith, shall promptly and timely sign and submit to the Superintendent of Public Instruction (the “SPI”) the annual budget approved and adopted by the Board as the proposed annual budget in accordance with Education Code Section 17340; and
3. In the event of a failure or refusal by the Superintendent to promptly and timely submit to the SPI the annual budget adopted and approved by the Board, the Board Clerk shall be authorized to and shall sign and submit such annual budget to the SPI.

Certificate of Board Clerk

I, the undersigned Board Clerk of the Orange County Board of Education (the "Board"), hereby certify that the attached is a full, true, and correct copy of a resolution duly adopted by the Board at a meeting thereof on May 13, 2020.

Lisa Sparks, PhD
Board Clerk to the Orange County Board of Education

Date of Signature: _____

WB

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: May 8, 2020
TO: Nina Boyd, Associate Superintendent
FROM: Ken Williams, D.O., Board Vice President
SUBJECT: Resolution #06-20

RECOMMENDATION:

Resolution regarding 2020 -2021 budget

*Resolution
Elements for 2020-21 Annual Budget
Orange County Board of Education
May 13, 2020*

Whereas, pursuant to California Education Code Sections 1040(c) and 1043, and the resolutions of the Orange County Board of Supervisors passed in February and June 1977 delegating its budgetary oversight authority to the Orange County Board of Education (the “Board”) and establishing the Board and the Orange County Superintendent of Schools (the “Superintendent”) as “fiscally independent”, the Board has exclusive authority to approve and adopt the annual fiscal budget of the Board, the Superintendent, and the office of the Superintendent (collectively, the “annual budget”); and

Whereas, California Education Code Section 1621(d) provides that the annual budget “*may contain a fund balance designated for any specific purpose as determined by the county board of education. Those funds shall be available for appropriation by a majority vote of the members of the county board of education;*” and

Whereas, there are two active and ongoing litigation matters between the Board and the Superintendent addressing disputes regarding the respective powers and authority of the Board and the Superintendent in regard to appointment of a shared General Counsel and the adoption and approval of the annual budget, and there is a third active and ongoing litigation matter that was initiated by the Orange County Employee Retirement System (OCERS) against the Superintendent; and

Whereas, in order to facilitate and promote the Board’s ability to conduct business, make informed decisions, discharge its responsibilities, and serve the public, and in order to promote transparency in the budgeting process and expenditure of public funds, the Board has determined that the 2020-2021 annual budget should include a fund balance item and additional object codes and/or spending categories, as set forth in the resolution below.

Therefore, the Board hereby resolves as follows:

1. That the 2020-2021 annual budget include a fund balance in the amount of \$350,000, along with an accompanying budget code and category, for appropriation by the Board for the purpose of receiving and paying for special and/or other legal services, as well as special and/or other professional services, rendered or to be rendered to the Board, as determined by a majority vote of the members of the Board pursuant to Education Code Section 1621(c); and
2. That the 2020-2021 annual budget include separate object codes and/or spending categories for litigation fees, costs and other expenditures, including the aforementioned litigation matters; and
3. The County Superintendent of Schools is instructed that the above items be included in the proposed annual budget for the 2020-2021 fiscal year that will be submitted to the Board in connection with the Board’s June 3, 2020, meeting.

Certificate of Board Clerk

I, the undersigned Board Clerk of the Orange County Board of Education (the "Board"), hereby certify that the attached is a full, true, and correct copy of a resolution duly adopted by the Board at a meeting thereof on May 13, 2020.

Lisa Sparks, PhD
Board Clerk to the Orange County Board of Education

Date of Signature: _____