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MINUTES
Regular Meeting
September 12, 2018

ORANGE COUNTY BOARD OF EDUCATION
MINUTES

CALL TO ORDER

The Regular Meeting of the Orange County Board of Education was called to order by President Williams at 10:04 a.m., September 12, 2018 in the Board Room, 200 Kalmus Drive, Costa Mesa, California.

INVOCATION

Brenda Lebsack, Board Member, Orange Unified School District

PLEDGE OF ALLEGIANCE

Jeff Hittenberger, Ph.D., Chief Academic Officer

ROLL CALL

Present:

Lisa Sparks, Ph.D. (via skype)
Mari Barke
John W. Bedell, Ph.D.
Rebecca "Beckie" Gomez
Ken L. Williams, D.O.

INTRODUCTION

None

AGENDA

Motion by Barke, seconded by Gomez, and carried by a roll call vote of 5-0, to approve the agenda of the September 12, 2018 Board meeting.

MINUTES

Motion by Barke, seconded by Gomez, and carried by a roll call vote of 5-0, to approve the minutes from the August 7, 2018 Regular Board meeting with the following amendments:
-Call to Order- change Bedell to Williams
-For item #13, specify that the appeal was denied and in support of the Tustin Unified School District.

PUBLIC COMMENTS

- Jill Marks – Oxford Preparatory Academy
- Michelle New – AB 329
- Christina Gonzales – AB 329
- Shanda Lobatos – AB 329
- Nina Simonds – AB 329
- Lynne Riddle – AB 329
- Shannen Boccignone – AB 329
- Susan Meyer – AB 329

- Speaker 9 – AB 329
- Stephanie Yates – AB 329

CONSENT CALENDAR

Motion by Barke, seconded by Gomez, and carried by a roll call vote of 5-0, to approve Consent Calendar items #1, #2, and #3.

1. Approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.
2. Adopt Resolution #20-18 in support of October 23-31, 2018, as Orange County's Red Ribbon Week campaign, and encourage all community members to promote alcohol, tobacco, and other drug prevention education programs and activities, and send copies of this resolution to school districts in Orange County.
3. Adopt Resolution #19-18 identifying the Gann actual appropriations limit for 2017-18 and the Gann estimated appropriations limit for 2018-19.

PUBLIC COMMENTS

- Michelle McNutt – Item #4
- Carol Crane – Item #4
- Laura Kanter – Item #4

BOARD RECOMMENDATIONS

4. Motion by Barke, seconded by Williams, and carried by a roll call vote of 3-1-1 (Barke, Williams, Sparks voted Yes; Gomez voted No; Bedell Abstained) to approve the posting of the Board's mission statement regarding the California Healthy Youth Act (CHYA) with the following amendments:
 - Under Purpose on the fourth bullet, replace the word "guidelines" with "information"
 - Under Goals, second bullet point, delete "on opponents" and replace "be avoided" with "not be tolerated"
 - Under Goals, third bullet point, replace the whole sentence with "Discussion will be apolitical, non-ideological, and areligious."
5. Motion by Barke, seconded by Sparks, and carried by a roll call vote of 3-2 (Barke, Sparks, and Williams voted Yes; Gomez and Bedell voted No) to take action pursuant to California Education Code Section 1042 and the Board's prior resolution on August 7, 2018, to retain outside legal counsel, Greg Rolen, Haight Brown and Bonesteel LLP, to provide special legal services and advice to the Board pending the appointment of General Counsel to the Board in conformity with California Education Code 35014.5.

Subsidiary motion by Williams, seconded by Barke, and carried by a vote of 3-2 (Williams, Barke, and Sparks voted Yes; Gomez and Bedell voted No) to request a legal opinion, with a cap of 10 hours at \$300 per hour, from Greg Rolen regarding gift of funds and the Board's authority to hire outside counsel.

6. Motion by Barke, seconded by Sparks, and carried by a roll call vote of 4-1 (Barke, Sparks, Williams, and Bedell voted Yes; Gomez voted No), to approve the Executive Committee's recommendation of Maggie Chidester, Law Offices of Maggie Chidester, as the moderator for the California Healthy Youth Act (CHYA) forum on September 26, 2018.
7. Motion by Barke, seconded by Sparks, and carried by a roll call vote of 3-2 (Barke, Sparks, and Williams voted Yes; Gomez and Bedell voted No) to approve Orange County Board of Education estimated budget not to exceed \$6000 for the purpose of holding a Special Meeting for the California Healthy Youth Act (CHYA) on September 26, 2018.

The Board took a recess from 11:40 a.m. to 11:52 a.m.

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Potential Initiation of litigation pursuant to (d) (4) of Government Code Section 54956.9 (One case)

The Board went into closed session from 11:53 p.m. to 12:51 p.m.

Board Attorney Mr. Brenner provided updates to Board. No resolutions or decisions were made.

CLOSED SESSION 2

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION

Anaheim Union High School District and Anaheim Elementary School District v. Orange County Board of Education and Orange County Department of Education, Case No. 30-2016-00891539-CU-PT-CJC
Government Code section 54956.9(a)

The Board did not go into closed session for this item.

8. Charter School Submissions – None

9. Charter School Public Hearing – National University Academy – Teresa Johnson, Coordinator Charter Schools, facilitated the public hearing.
- National University Academy – Kimberleigh Kopp, Jennifer Carrete, and James Gianelli

PUBLIC COMMENTS (continue)

- Michelle Hass – National University Academy
 - Sandy Chou – National University Academy
 - Jenny Feliciano – National University Academy
 - Michelle McCoy – National University Academy
 - Laurel Evans – National University Academy
 - Keely Dien – National University Academy
 - Megan Perkins – National University Academy
 - April Sonnenberg – National University Academy
 - Michelle Anderson – National University Academy
 - Nancy Rohland – National University Academy
 - Connie Cavanaugh – National University Academy
10. Inter-district Appeal Hearing (closed) – Student #091220180011 – Anaheim Union High School District to Fullerton Joint Union High School District.

There was no hearing. The case had been settled.

The Board recessed the Board of Education Regular Meeting to hold the meeting of the Facilities Corporation from 2:12 p.m. to 2:23 p.m.

INFORMATION ITEMS

ANNOUNCEMENT

Superintendent

- Bechtel Foundation
- Christine Olmstead honored at Girl Scouts of Orange County
- Communication and Media team – Deeper Learning Podcast on Bilingual Education

Associate Superintendent

- Next special board meeting- September 26th at 6:30 p.m.; submission deadline is September 17th
- Next regular board meeting- October 3rd at 10:00 a.m.; submission deadline is September 19th
- California County Boards of Education (CCBE) Annual Conference – Trustee Bedell, Trustee Gomez, and Trustee Barke attending

BOARD DISCUSSION

- Boardroom Music – Discussed

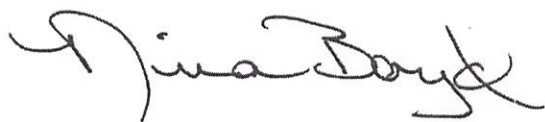
BOARD MEMBER COMMENTS

Trustee Gomez-

- Trustee Gomez- OCSBA Meeting, Ribbon-cutting at Heideman Elementary, and Tustin State of the School's Breakfast

ADJOURNMENT

On a motion duly made, and seconded, the Board meeting of September 12, 2018, adjourned at 2:36 p.m.



Nina Boyd
Assistant Secretary, Board of Education



Ken L. Williams, D.O.
President, Board of Education

Next Special Board Meeting, Wednesday, September 26, 2018, 6:30 p.m. - The meeting will be held in the Board Room at 200 Kalmus Drive, Costa Mesa, CA.

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.