

113

MINUTES  
Special Meeting  
November 26, 2019

ORANGE COUNTY BOARD OF EDUCATION  
MINUTES  
Special Board Meeting

CALL TO ORDER

The Special Meeting of the Orange County Board of Education was called to order by Board President Barke at 6:00 p.m., November 26, 2019 in the Board Room, 200 Kalmus Drive, Costa Mesa, California.

PLEDGE OF ALLEGIANCE

Ken Williams, D.O., Board Vice President

ROLL CALL

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

AGENDA

Motion by Williams, seconded by Sparks, and carried by a vote of 5-0 to approve the agenda of the November 26, 2019 Special Board meeting.

INTRODUCTIONS

None

PUBLIC COMMENTS

- Dr. Scott, Irvine International Academy
- Jordan Brandman, item #1 and item #2
- Martha Fluor, General

The Board went into closed session from 6:10 p.m. to 7:06 p.m.

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Orange County Board of Education v. OC Superintendent of Schools, Case No 30-2018-01023385-CU-MC-CJC Government Code §§ 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)

On Closed Session item #1 and Closed Session item #2, Ms. Kristin Halsing of Epstein, Becker and Green, reported board counsel provided an update to the Board. No direction was given to board counsel.

### CLOSED SESSION 3

#### CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Discussion of risk mitigation options in light of significant exposure to litigation in the opinion of legal counsel pursuant to (d) (2) of Government Code §54956.9

On Closed Session item #3, Mr. Rolen reported the Board voted 5-0, to provide specific direction to board counsel to perform specific risk management inquiries.

### LEGAL COUNSEL UPDATE

1. Update on California Department of Education Budget Committee Approval Process- Greg Rolen, Board Counsel

### BOARD ACTION

2. Motion by Williams, seconded by Sparks, and carried by a vote of 3-1-1 (Williams, Barke, and Sparks voted Yes; Gomez voted No; Bedell Abstained), to approve the Board Statement for public posting on the board webpage.
3. Motion by Williams, seconded by Sparks, and carried by a vote of 4-1 (Williams, Sparks, Barke, and Bedell voted Yes; Gomez voted No) to approve the public posting on the board webpage: Petition for Writ of Mandate and Complaint for Declaratory and Injunctive relief-Orange County Board of Education v. OC Superintendent of Schools, Al Mijares, & State Superintendent of Public Instruction, Tony Thurmond Case No 30-2019-01112665-CU-WM-CJC
4. Motion by Bedell, seconded by Williams for the Executive Committee to meet with the Superintendent to select the Budget Review Committee.

The motion was withdrawn by Trustee Bedell.

Subsidiary motion by Williams, seconded by Sparks, and carried by a vote of 3-2 (Williams, Barke, and Sparks voted Yes; Gomez and Bedell voted No) to approve the selection of Rainey, Jessup, and Von Flue for Budget Review Committee.

ADJOURNMENT

On a motion duly made, and seconded, the Board meeting of November 26, 2019, adjourned at 7:44 p.m. in memory of David L. Boyd, Orange County Board of Education, Trustee Area 2 (2010-2018).



---

Nina Boyd  
Assistant Secretary, Board of Education



---

Mari Barke  
President, Board of Education

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.