

MINUTES  
Regular Meeting  
January 8, 2020



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 9:03 a.m., January 8, 2020 in the Board Room, 200 Kalmus Drive, Costa Mesa, California.

ROLL CALL

Present:

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

(\*)AGENDA

Motion by Williams, seconded by Bedell, and carried by a vote of 5-0 to approve the agenda of the Regular Meeting of January 8, 2020, moving item #10 to an 11:30 a.m. time certain.

PUBLIC COMMENTS

Related to Closed Session Only - None

The Board went into closed session from 9:06 a.m. to 10:07 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)

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

The Board will conclude the closed session and report out at a later time on the agenda.

INVOCATION

Pastor Joe Hogan

PLEDGE OF ALLEGIANCE

Ken L. Williams, D.O., Board Vice President

INTRODUCTIONS

None

MINUTES

Motion by Bedell, seconded by Williams, and carried by a vote of 5-0, to approve the minutes of the December 11, 2019 Regular Board Meeting.

CONSENT CALENDAR

1. Motion by Bedell, seconded by Williams, and carried by a vote of 5-0, to approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.

PUBLIC COMMENTS

- Paulette Chaffee, General
- Joyce McNabb, General
- Lynne Riddle, AB48 – Prop 13

PUBLIC COMMENTS (OCSA only)

- Miguel Pulido, OCSA
- Margaret Chidester, OCSA
- Luke Pumakanta, SAUSD
- Sonia Llamas, SAUSD

CHARTER SCHOOLS

2. Charter Schools Submissions- Kelly Gaughran facilitated.
  - Orange County School of Arts- Dr. Ralph Opacic
3. Charter School Public Hearing – Irvine International Academy – Aracely Chastain, Administrator, Charter Schools facilitated the public hearing.
  - Dr. Michael Scott, Irvine International Academy
  - Scott Warner, Irvine International Academy
  - Sei Hee Park, Attorney, Young, Minney & Corr
  - Terry Walker, Superintendent, Irvine Unified School District
  - John Fogarty, Assistant Superintendent, Business Services, Irvine Unified School District
  - Cassie Parham, Assistant Superintendent, Educational Services, Irvine Unified School District

PUBLIC COMMENTS

- Christina Shelby, Irvine International Academy
- Jessica Lee, Irvine International Academy
- Marcelino Calvo-Cruz, Irvine International Academy

STAFF RECOMMENDATIONS

10. Receive Vavrinek, Trine, Day & Co., LLP, audit report for the Orange County Department of Education for fiscal year ending June 30, 2019.- Received by the Board
  - Royce Townsend, Eide Bailly LLP (Vavrinek, Trine, Day & Co)

The Board took a recess from 12:33 p.m. to 12:53 p.m.

CHARTER SCHOOLS

4. Charter School Public Hearing - International School for Science and Culture– Aracely Chastain, Administrator, Charter Schools facilitated the public hearing.
  - Padmini Srinivasan, Executive Director, ISSAC
  - Russell Lee-Sung, Deputy Superintendent, Newport-Mesa USD

PUBLIC COMMENTS

- Kana Noriega, ISSAC

BOARD RECOMMENDATIONS

5. 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 Public Statement posting on OCBE Web Site as recommended by Trustee Williams.
6. Motion by Williams, seconded by Sparks, and carried by a vote of 3-1-1 (Sparks, Williams, and Barke voted Yes; Gomez voted No; and Bedell Abstained) to approve the posting of court documents.
7. Motion by Barke, seconded by Williams, to approve moving board meeting start time to late afternoon or early evening the first Wednesday of the month.

The original motion was withdrawn by Barke

Subsidiary motion by Barke, seconded by Sparks, and carried by a vote of 4-0-1 (Barke, Sparks, Williams, Gomez voted Yes;

Bedell Abstained) to approve moving the regular board meeting start time to 5:00 p.m. and closed session at 4:00 p.m., the first Wednesday of the month, effective June 2020.

By board consensus, the February meeting was moved to February 5, 2020 with a start time of 6:00 p.m. for the regular meeting and 5:00 p.m. for closed session.

8. Motion by Williams, seconded by Barke, and carried by a vote of 5-0, to approve Resolution #01-20 - Excess Property Tax for County Offices of Education (Education Code 2578).

#### STAFF RECOMMENDATIONS

9. Motion by Williams, seconded by Sparks, and carried by a vote of 3-2 (Sparks, Williams, and Barke voted Yes; Gomez and Bedell voted No) to table the approval of the 2019-20 First Interim Report, which has been certified as positive by the County Superintendent of Schools.

#### INFORMATION ITEMS

##### BOARD DISCUSSION

- Charter School Certificates (Williams)
- Board Policy on New Member Governance (Bedell) – Tabled
- Term Limits Committee Report
- OCBE Benefits Committee Report- Tabled to March 2020

##### ANNOUNCEMENTS

###### Superintendent

- 2020 California Distinguished Schools
- OC Human Relations/ OCDE, January 7<sup>th</sup> and January 22<sup>nd</sup>
- Acknowledgement of outstanding job- OCDE Charter Schools Unit

###### Associate Superintendent

- Next board meeting is February 5<sup>th</sup> at 6:00 p.m., closed session at 5:00 p.m. – Submission deadline is January 21<sup>st</sup>
- National Charter Schools Conference, Florida, June 21-24
- Mental Health Forum- January 22<sup>nd</sup>, 11:00 a.m. to 3:30 p.m.
- OCSBA Seminar- Kevin Gordon, January 22<sup>nd</sup>, 4pm at OCDE
- Office Closed: Monday, January 20<sup>th</sup>

##### BOARD MEMBER COMMENTS

- Trustee Bedell- David L. Boyd

#### PUBLIC COMMENTS

- Kathy Moffat, Mandarin Immersion Support for AB48

The Board took a recess from 2:46 p.m. to 3:24 p.m. to go into closed session.

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Report Out by Mr. Brenner

For Closed Session #1 and #2, the Board received an update and concluded its discussion. The only action taken was to approve the invoices dated December 31, 2019. The Board voted 4-1 (Barke, Williams, Sparks, and Bedell voted Yes; Gomez voted No) to approve payments for the invoices.

With regard to Closed Session #3, there was no discussion and no action was taken.

ADJOURNMENT

On a motion duly made, and seconded, the Board meeting of January 8, 2020, adjourned at 3:26 p.m.



Nina Boyd  
Assistant Secretary, Board of Education



Mari Barke  
President, Board of Education

Next Regular Board Meeting, Wednesday, February 5, 2020 at 5:00 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.