

MINUTES
Special Meeting
July 28, 2020

ORANGE COUNTY BOARD OF EDUCATION
MINUTES

CALL TO ORDER

The Special Meeting of the Orange County Board of Education was called to order by Board President Williams at 6:09 p.m., July 28, 2020 in the Board Room, 200 Kalmus Drive, Costa Mesa, California and via virtual meeting/ teleconference.

ROLL CALL

Present:

- Ken L. Williams, D.O.
- Mari Barke
- Tim Shaw
- Lisa Sparks, Ph.D.

Absent/ Late:

Rebecca "Beckie" Gomez attended closed sessions 1 & 2.

(*)AGENDA

Motion by Williams, seconded by Barke, and carried by a roll call vote of 4-0 (Gomez Absent) to approve the agenda of the Special Meeting of July 28, 2020 with an amendment to language for Closed Session #3 to read "The reason for it is from the significant exposure to litigation from the Freedom from Religion Foundation."

INVOCATION

Ken Williams, D.O., Board President

PLEDGE OF ALLEGIANCE

Mari Barke,

INTRODUCTIONS

None

PUBLIC COMMENTS

- Leigh, Support Lawsuit
- Holly, Oppose Lawsuit
- Lynne, Oppose Lawsuit
- Robin, Support Lawsuit
- Kim, Support Lawsuit
- Darlene, Support Lawsuit
- Elizabeth, Oppose Lawsuit
- Katrina, Oppose Lawsuit
- Bree, Oppose Lawsuit
- Amanda, Oppose Lawsuit
- Robin, Oppose Lawsuit

- Julie, Oppose Lawsuit
- Kelli, Oppose Lawsuit
- Wendy, Oppose Lawsuit
- Jayme, Oppose Lawsuit
- Brooke, Oppose Lawsuit
- Vasantha, Oppose Lawsuit
- Priya, Oppose Lawsuit
- Shari, Support Lawsuit
- Cardon, Oppose Lawsuit
- Angela, Oppose Lawsuit
- Michelle, Reopen Schools
- Isabella, Oppose Lawsuit
- Nolina, Oppose Lawsuit
- Sherry, Oppose Lawsuit
- Mike, Support Lawsuit
- Rochelle, Oppose Lawsuit
- Alison, Oppose Lawsuit
- Robyn, Oppose Lawsuit

The board took a recess to go into closed session from 6:51 p.m. to 8:34 p.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

Potential litigation pursuant to (d) (4) of Government Code Section 54956.9 Freedom From Religion Foundation

CLOSED SESSION 4:

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

Potential litigation pursuant to (d)(4) of Government Code Section 54956.9 regarding state orders and restrictions against reopening schools.

Report out

Mr. Brenner reported the following:

For Closed Session #1 and #2, all board members were present and an update and discussion with board legal counsel was held. No action was taken by the Board.

For Closed Session #3, all board members except for Trustee Gomez were in attendance. An update and discussion with board legal counsel was held. No action was taken by the Board.

For Closed Session #4, all board members except for Trustee Gomez were in attendance, and four motions were made and passed by the Board.

1. Motion by Barke, seconded by Williams, and carried by a vote of 4-0 (Gomez Absent) to proceed with claims relating to the Governor's and public health officer's orders regarding school closures.
2. Motion by Williams, seconded by Shaw, and carried by a vote of 4-0 (Gomez Absent) to engage Tyler and Bursch on a pro bono basis to represent the Board and any other plaintiffs in that suit.
3. Motion by Williams, seconded by Sparks, and carried by a vote of 4-0 (Gomez Absent) to approve the issuance of a press release.
4. Motion by Barke, seconded by Sparks, and carried by a vote of 4-0 (Gomez Absent) to approve a Board statement to be read into the transcript and posted on the Board's webpage.

PUBLIC COMMENTS (continue)

None

INFORMATION ITEMS

BOARD MEMBER COMMENTS

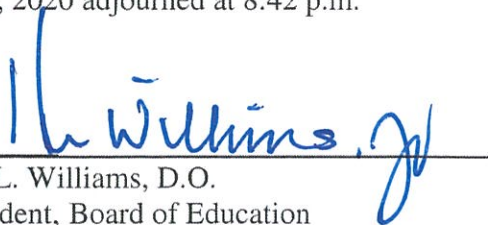
ANNOUNCEMENTS

ADJOURNMENT

On a motion duly made, and seconded, the Special Board meeting of July 28, 2020 adjourned at 8:42 p.m.



Nina Boyd
Assistant Secretary, Board of Education



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

Next Regular Board Meeting, Wednesday, August 5, 2020 at 4:00 p.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.