

MINUTES
Regular Meeting
October 6, 2021

Item: Meeting Minutes - October 6, 2021
[X] Mailed [] Distributed at meeting

ORANGE COUNTY BOARD OF EDUCATION
MINUTES

WELCOME

CALL TO ORDER

The Regular Meeting of the Orange County Board of Education was called to order by Board President Barke at 3:03 p.m., October 6, 2021 in the Board Room, 200 Kalmus Drive, Costa Mesa, California and via YouTube live stream.

ROLL CALL

Present:

Lisa Sparks, Ph.D.
Mari Barke
Tim Shaw
Rebecca "Beckie" Gomez

Absent:

Ken L. Williams, D.O. (arrived at 3:55 pm during closed session)

AGENDA

Motion by Gomez, seconded by Shaw, and carried by a vote of 4-0 (Williams Absent) to approve the agenda of the Regular meeting of October 6, 2021.

PUBLIC COMMENTS (related to Closed Session) None

The Board took a recess to go into closed session from 3:04 p.m. to 5:03 p.m.

TIME CERTAIN

1. Inter-district Appeal Hearing (closed) – 100620210011 – Saddleback Valley Unified School District to Tustin Unified School District.

Motion by Barke, seconded by Sparks, and carried by a vote of 3-1 (Sparks, Barke, and Shaw voted Yes; Gomez voted No; Williams Absent) to approve the appeal and allow the student to attend the Tustin Unified School District for the period of one academic year (2021-22).

Spencer Gooch, Manager, Educational Services facilitated the hearing.

2. Inter-district Appeal Hearing (closed) – 10062021002I – Orange Unified School District to Tustin Unified School District.

Motion by Barke, seconded by Sparks, and carried by a vote of 3-1 (Sparks, Barke, and Shaw voted Yes; Gomez voted No; Williams Absent) to approve the appeal and allow the student to attend the Tustin Unified School District for the period of one academic year (2021-22).

Spencer Gooch, Manager, Educational Services facilitated the hearing.

3. Inter-district Appeal Hearing (open) – 100620210031 – Santa Ana Unified School District to Tustin Unified School District.

Motion by Barke, seconded by Sparks, and carried by a vote of 4-0 (Williams Absent) to approve the appeal and allow the student to attend the Tustin Unified School District for the period of one academic year (2021-22).

CLOSED SESSION 1

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 2

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION- Orange County Board of Education v. Newsom Case Number S270319 - Government Code §§ 54956.9(a) and (d)(1)

Closed Session Report Out Mr. Brenner reported, for Closed Session 1, the Board received an update from counsel. No action was taken. With respect to Closed Session 2, the Board received an update from counsel. No action was taken with the exception of approval of an Epstein, Green & Becker invoice 1062645 by a vote of 4-1 (Williams, Barke, Sparks, and Shaw voted Yes; Gomez voted No).

INVOCATION

Rabbi Stephen J. Einstein, DHL, DD

PLEDGE

Board Vice President Williams

INTRODUCTIONS

None

MINUTES

Motion by Williams, seconded by Sparks, and carried by a vote of 5-0 to approve the minutes of the August 24, 2021 Special Board Meeting.

Motion by Williams, seconded by Shaw, and carried by a vote of 5-0 to approve the minutes of the September 1, 2021 Regular Board Meeting.

PUBLIC COMMENTS

- Karla
- Aly
- Nancy
- Ron
- Jeanette
- Diane
- Jane
- Larry
- Rudi
- Malana
- Michael
- Kristen

- Emily
- Maxine
- Chavi
- Maryann
- Lindsay
- Portia
- Erica
- Irina
- Ben
- Kristen
- Carrie
- Matt
- Jay
- Robert
- “Taxpayer”
- Catherine
- Liza
- Amanda
- Dotty
- Heather
- Tish
- Lyndi
- Magi
- George

The Board took a recess from 6:37 p.m. to 6:46 p.m.

4. Special Presentation - Christine Selter
Board President Barke presented a certificate of recognition to Christine Selter.

CHARTER SCHOOLS

5. Charter submissions - None
6. Charter School Public Hearing – Scholarship Prep Material Revision
Aracely Chastain, Director, Charter Schools, facilitated the public hearing.
▪ Jason Watts
7. Motion by Williams, seconded by Barke, and carried by a vote of 5-0 to approve Scholarship Prep’s revised charter petition and material revision to add two locations beginning the 2022-23 academic year.

PUBLIC COMMENTS (Explore Academy)

- Miles Durfee – CCSA
- Betty Chu, Explore Academy
- Andrea
- Nicole
- Sofia
- Magdalena

- Francesca
 - Regina
8. Charter School Public Hearing – Explore Academy Countywide Charter Petition
Aracely Chastain, Director, Charter Schools, facilitated the public hearing.
 - Gloria Romero
 - Mike Tardiff
 - Janelle Ruley
 9. Motion by Sparks, seconded by Williams to approve Option I for Explore Academy Countywide Charter Petition.

Subsidiary motion by Williams, seconded by Sparks, and carried by a vote of 4-1 (Sparks, Williams, Barke, and Shaw voted Yes; Gomez voted No) to approve Option I for Explore Countywide Charter Petition with amendment to the resolution as recommended by board legal counsel.
 10. Suncoast Prep Update

BOARD RECOMMENDATIONS

11. Presentation of Legal Opinion on Contracts by Chidester & Rolen

The Board took a recess from 9:52 p.m. to 9:58 p.m.

PUBLIC COMMENTS

- Lynne Riddle
 - Alex
12. Motion by Williams, seconded by Sparks, and carried by a vote of 4-1 (Williams, Sparks, Barke, and Shaw voted Yes; Gomez voted No) to approval Board Policy 100-22: Approval of Grants and Contracts.
 14. Motion by Williams, seconded by Sparks, and carried by a vote of 5-0 to approve resolution on Engagement of Educational Pollster.
 15. Motion by Williams, seconded by Sparks, and carried by a vote of 4-1 (Williams, Sparks, Barke, and Shaw voted Yes; Gomez voted No) to approve invoices for Law Offices of Margaret A. Chidester & Associate.

CONSENT CALENDAR

16. Motion by Williams, seconded by Sparks, 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.

STAFF RECOMMENDATIONS

17. Motion by Williams, seconded by Barke, and carried by a vote of 5-0 to approve the Orange County Department of Education's ESSER III plan pursuant to the American Resource Plan (ARP) Act.
13. FCMAT Discussion – Tabled to the November board meeting.

INFORMATION ITEMS

ANNOUNCEMENTS

Superintendent

- National Hispanic Heritage Month
- National Blue Ribbon Schools – Seven schools in Orange County
- College and Career Discovery Fair – acknowledgement of Ian Hanigan and Communications team

Deputy Superintendent

- Next board meeting is November 3rd, submission deadline is October 20th
- Suncoast Prep

Legislative Update

- Trustee Gomez – will provide legislative update at the November board meeting

BOARD MEMBER COMMENTS

- Trustee Williams – resolution regarding the Attorney General NSBA letter at next board meeting

BOARD DISCUSSIONS

- Redistricting by Greg Rolan

PUBLIC COMMENTS

None

ADJOURNMENT

On a motion duly made, and seconded, the board meeting of October 6, 2021 adjourned at 10:37 p.m.



Nina Boyd
Assistant Secretary, Board of Education



Mari Barke
President, Board of Education

Next Regular Board Meeting: Wednesday, November 3, 2021 at 5:00 p.m. The meeting will be held onsite at 200 Kalmus Drive, Costa Mesa, CA 92626 with limited seating and via YouTube live stream.

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.