

I. CONSENT CALENDAR

Motion by Hammond, seconded by Boyd, and carried by a vote of 5-0 to approve the Consent Calendar.

Diplomas I-1 Approved granting of a diploma to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.

J. SPECIAL RECOMMENDATIONS

Legal Opinion J-1 Motion by Hammond, seconded by Lindholm to approve Orange County Board of Education Board option to obtain a Second Opinion of Legal Counsel.

Discussion Williams provided genesis for this item and based concerns and complex issues that have arisen for which a second opinion is requested.

Four issues were discussed regarding the need or lack thereof regarding having a second legal opinion:

- . Does the board have authority to hire and fire General Counsel?
- . Does the board or the superintendent have responsibility for the budget? Grants?
- . Who has the final decision regarding opposing opinions or complex issues regarding expulsion and interdistrict appeals?
- . Can the board accept/request updates or changes on Charter School Petition appeals?

Comments/Concerns:

- . The Board Agenda Item is actually 4 separate requests
- . The attorney could be referred to as the "board attorney"
- . The cost is an unknown
- . The decision as to who is chosen as the "board attorney" will be made by only the two members of the Executive Committee

Boyd suggested rather than proceeding with seeking outside counsel at this time, the task could wait until a need arises.

The other option would be to have the Executive Committee screen law firms and bring back to the board for approval. Bedell indicated that the board might consider appointing a specific law firm or individual as legal counsel in the matters for which they have jurisdiction under the code.

Subsidiary Motion J-1 Motion by Williams, seconded by Bedell, and carried by a vote of 5-0 to table the Board Agenda Item and resubmit it for the December 2014 Board Meeting Agenda.

H. PUBLIC COMMENTS

David Whitley, Irvine – Parent Notification
Dominica Keistedja, Tustin – Parent Notification
Richard Sungaila, Newport Beach, Common Core
Tom Pollitt, Costa Mesa – Parent Notification

Innovation

J-2

Motion by Bedell, seconded by Hammond to approve Orange County Board of Education Board Policy 300-4, Invocations at Board Meetings.

Discussion

The board members discussed some of the language in the proposed policy and a few changes were suggested and were applied.

Williams asked for a moment to voice his view on the topic "Earlier Trustee Hammond wanted to have a similar invocation item that we were to vote on, I think it was July. It was put on the table for several months and was going to come in July and I shared with him that I could not support that. Yes, that may be a surprise considering I am a man of deep Christian faith. But America has changed and it's no longer the nation it was and began several several centuries ago and it's not even the same nation it was 5 years ago. When I began on this board I actually wanted to have an invocation and I, it was brought up and allowed to go no further. But 20 years ago I might have voted for this but America's cultures and religious beliefs have changed and so has morality, so has what is right and what is defined as wrong. And you know we say in law enforcement evil has become good and good has become evil. Cops are looked at as bad people and the criminals are the ones who are the good people. So like in religion, people of faith, we've been maligned, we've been attacked, and religion is diluted to a point where there is no right and wrong and this nation was founded on Judeo Christian principals and Christianity. There may have been some of non-western culture. But America is not the same, so personally I have a conflict with someone who may be polytheistic. I would have problems if someone were to lead us in prayer who was an occultist or a devil worshiper. And I may be taking more of a libertarian view point but when you start making recommendations and requirements for who can give and what is expected, you get into free speech issues so personal, no offence is meant, but even if we did change the language because it invites a whole lot of deep spiritual issues that I would disagree with I would vote against it from a conscience perspective. That's all I wanted to say."

Subsidiary Motion		Motion by Bedell, seconded by Hammond, and carried by a vote of 5-0 to table J-2 Board Agenda Item regarding Invocations at Board Meetings and resubmit it for the November 12, 2014 Board Meeting.
Board Policy 100-5	J-3	Motion by Lindholm, seconded by Hammond to approve Orange County Board of Education temporary Board Policy 100-5 change for Public Hearings on October 20 and November 17. Reduce the public input time from a total allotment of 45 to 30 minutes.
Discussion		Bedell mention that his concern about going from 45 to 30 minutes might make the public feel as though they were being censored, however the consensus was that the special meeting was put together for the specific purpose of providing the board information by experts about the Common Core State Standards.
Vote	J-3	The motion was restated and carried by a vote of 4-1 (Bedell voting no).
Special Meeting Budget	J-4	Motion by Hammond, seconded by Williams to approve Orange County Board of Education estimated budget for the purpose of holding 2 Public Hearings for the Common Core State Standards.
Discussion		Mrs. Boyd provided answers to questions from the board members. The newer version of the budget depicting a lower cost for travel reimbursement was distributed. The board discussed the format of the October 20 Special Meeting including public comments, panelists, questions from board members, moderator, the timeline, the agenda, whether or not to include videotaping the meeting.
Subsidiary Motion	J-4	Motion by Bedell, seconded by Hammond to delete the line for video recording from the proposed budget.
Discussion		The board members discussed the agenda for the October 20 Special Meeting and requested changes in the order of the items listed. Clarification was provided for the timing as well as how the panelists were selected.
Vote	J-4	The Subsidiary Motion to delete the line for video recording from the proposed budget passed 4-1 (Boyd voting no).
Subsidiary Motion	J-4	Motion by Bedell, seconded by Lindholm to approve proposed budget as amended and include a cap of \$5000 for the two hearings. Motion passed by a 4-1 vote (Boyd voting no).
Original Motion	J-4	Original motion by Hammond, seconded by Williams, and carried by a vote of 5-0 to approve Orange County Board of Education estimated budget as amended and include a cap of \$5000 for the

two hearings for the purpose of holding 2 Public Hearings for the Common Core State Standards.

Discussion

Bedell discussed his concerns regarding the plan for Dr. Williams to moderate the Public Hearings on October 20 and November 17, 2014. He pointed out that Dr. Williams has been very articulate about his views on Common Core, he (Dr. Williams) was very active in putting the anti-Common Core group together, and he is a leading spokesperson against Common Core. Dr. Bedell indicated that if Dr. Williams were to conduct the meetings it would most likely put Dr. Williams and all of the other board members in an awkward position. Dr. Williams said he also was not comfortable with the idea of moderating the meeting and asked Ron Wenkart if he could lead the hearing. Mr. Wenkart requested that the board invite a person who would not have a bias one way or the other, a non-partisan person. Staff agreed to work together to identify a moderator for the evenings and assured the board that they would be kept up to date on the on the matter.

Parent Notification

J-5

Motion by Hammond and seconded by Lindholm to table Item J-5 for a future meeting.

Discussion

The members discussed the item and clarified the notification affects only the students of the Orange County Department of Education.

Substitute Motion

Motion by Hammond, seconded by Bedell, and carried by a vote of 5-0 to approve Orange County Board of Education notification to all parents/guardians of OCDE students regarding the availability of exemptions from testing under Education Code section 60615K.

Board Member leaves meeting

Ken Williams departs the meeting at 2:53 p.m.

K. CLOSED SESSION

None at this meeting

L. INFORMATION ITEMS

L-1

ANNOUNCEMENTS - Superintendent & Associate Superintendent

Superintendent

- None Today

Associate Superintendent

- None Today

L-2 COMMUNICATION/INFORMATION/DISCUSSION

L-3 EXECUTIVE COMMITTEE REPORT

L-4 BOARD ROUNDTABLE

-White Paper TBD after the Common Core Discussion – Lindholm

-Bond Borrowing Meeting with Staff – Lindholm

-Board meeting audio on website – D. Boyd

-Lindholm and Boyd will work on Charter School Committee Lindholm


-Juvenile Hall visit – Lindholm

-CSBA Conference - Lindholm

M. ADJOURNMENT

On a motion duly made, seconded, and carried by a vote of 4-0 (Williams absent), the Board meeting of October 15, 2014, was declared ended at 2:56 p.m.


Nina Boyd
Assistant Secretary, Board of Education


Dr. Ken L. Williams
President, Board of Education

Next Regular Board Meeting: Wednesday, November 12, 2014 at 11:00 a.m. Next Special Board Meeting will be held on Monday, November 17. The meetings 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 Penny Dunseth, Board Secretary at (714) 966-4012.

cc: Cabinet