

MINUTES
Regular Meeting
July 5, 2023

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 Shaw at 3:04 p.m., July 5, 2023 in the Board Room, 200 Kalmus Drive, Costa Mesa, California, via YouTube live stream at <https://www.youtube.com/watch?v=3gBiLBlwZtg> and an alternate location at Signora Sparks, Localita Bosco 8/9, 87022, Cetraro, Calabria, Italy.

ROLL CALL

Present:

Mari Barke
Lisa Sparks, Ph.D. (participated via Zoom)
Tim Shaw
Jorge Valdes, Esq.

Absent:

Ken L. Williams, D.O. (arrived at 3:48 p.m.)

AGENDA

Motion by Valdes, seconded by Shaw, and carried by a roll call vote of 4-0 (Williams Absent) to approve the agenda of the Regular meeting of July 5, 2023.

MINUTES

Motion by Barke, seconded by Sparks, and carried by a roll call vote of 4-0 (Williams Absent) to approve the minutes of the Regular meeting of June 7, 2023.

PUBLIC COMMENTS (related to Closed Session) - None

The Board took a recess from 3:06 p.m. to 5:06 p.m. to go into closed session to conduct Inter-District appeal hearings, followed by Closed Sessions 1-5.

TIME CERTAIN

1. Inter-district Appeal Hearing (closed) – Student # 070520230011 – Santa Ana Unified School District to Newport-Mesa Unified School District.

Motion by Barke, seconded by Valdes, and carried by a roll call vote of 4-0 (Williams Absent) to approve the appeal and allow the student to attend the Newport-Mesa Unified School District for the period of one academic year (2023-2024).

Terrance Dunn, Coordinator, Educational Services facilitated the hearing.

2. Inter-district Appeal Hearing (closed) – Student # 07052023003I – Ocean View School District to Fountain Valley School District.

Motion by Barke, seconded by Sparks, and carried by a roll call vote of 4-0 (Williams Absent) to approve the appeal and allow the student to attend the Fountain Valley School District for the period of one academic year (2023-2024).

Terrance Dunn, Coordinator, Educational Services facilitated the hearing.

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION-
Orange County Board of Education v. Newsom Case Number 30-2021-01233170 - 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)

CLOSED SESSION 3

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Orange County Board of Education v. Orange County Committee on School District Organization – Case Number 30-2022-01242499-CU-WM-CJC - Government Code §§ 54956.9(a) and (d)(1)

CLOSED SESSION 4

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION
Michael Sean Wright v. Orange County Board of Education and Al Mijares, Orange County Superintendent of Schools – Case Number 30-2022-01243638-CU-WM-CJC - Government Code §§ 54956.9(a) and (d)(1)

CLOSED SESSION 5

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Potential litigation pursuant to (d) (4) of Government Code Section 54956.9

Trustee Williams arrived at 3:48 p.m., during Closed Sessions 1-5.

Trustee Sparks was not able to participate in Closed Sessions 1-5 due to technical difficulties.

INVOCATION

Scott Baugh

PLEDGE OF ALLEGIANCE

Scott Baugh

INTRODUCTIONS

Trustee Barke introduced the family of new Board President Shaw.

SPECIAL PRESENTATIONS

3. Chairman Don Wagner Presentation of the Supervisors Fentanyl Resolution.

Shaw Family Photo

PUBLIC COMMENTS

- Bill
- Joette
- Portia
- Patty
- Diane

Report Out

Mr. Rolan reported, Closed Session 1 did not take place. For Closed Sessions 2-4, the Board received a report, no action was taken. For Closed Session 5, the Board received a report, no action taken other than the approval of the Nielsen Merksamer invoices, #248522, #252111, #253629, #254789, #256286, #257902, and #259175. The approval was by a vote of 4-0 (Sparks Absent.)

CONSENT CALENDAR

4. Motion by Barke, seconded by Williams, and carried by a roll call 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.

CHARTER SCHOOLS

5. Charter submissions – None

BOARD RECOMMENDATIONS

6. General Counsel Litigation Comment read by Mr. Brenner, Board Attorney.
7. Motion by Barke, seconded by Sparks, and carried by a roll call vote of 5-0 to approve disbursement of funds for Orange County Board of Education professional organization membership dues in the amended amount of \$7,524.00 for California County Board of Education (CCBE), 2023-2024 fiscal year.
8. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve disbursement of funds for Orange County Board of Education professional organization membership dues in the amount of \$250.00 for Orange County School Boards Association (OCSBA), 2023-2024 fiscal year.
9. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve disbursement of funds for Orange County Board of Education professional organization membership dues in the amount of \$50.00 for PTA, 2023-2024 fiscal year.
10. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve registration and travel for Board Members to attend education related events/meetings sponsored by California School Boards Association (CSBA) and

California County Boards of Education (CCBE), effective July 1, 2023 for the 2023-2024 fiscal year.

11. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve registration and travel for Board Members to attend education related events/meetings sponsored by California Charter Schools Association (CCSA), effective July 1, 2023 for the 2023-2024 fiscal year.

PUBLIC COMMENTS (item #12)

▪ Julie

12. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve registration and travel for Board Members to attend education related events/meetings sponsored by Orange County School Boards Association (OCSBA), effective July 1, 2023 for the 2023-2024 fiscal year.
13. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve registration and travel for Board Members to attend education related events/meetings sponsored by National Alliance for Public Charter Schools, effective July 1, 2023 for the 2023-2024 fiscal year.
14. Motion by Barke, seconded by Williams, and carried by a roll call vote of 5-0 to approve Board conference attendance cash advances for the 2023-2024 fiscal year.
15. Motion by Bark, seconded by Williams to discuss the approval of travel and name new representative for CCBE Board of Directors and Delegate Assembly.

Subsidiary motion by Williams, seconded by Barke, and carried by a roll call vote of 5-0 to approve travel and nominate Trustee Valdes for CCBE Board of Directors and Delegate Assembly.
16. Motion by Barke, seconded by Williams to discuss the nomination and approval of board member assignments for the 2023-2024 fiscal year.

Motion by Shaw, seconded by Valdes, and carried by a roll call vote of 5-0 to nominate Trustee Williams for PTA Liaison.

Motion by Valdes, seconded by Barke to nominate Trustee Sparks as OCSBA representative. Trustee Sparks declined.

Subsidiary motion by Valdes, seconded by Barke, and carried by a roll call vote of 5-0 to nominate Trustee Shaw as the 2023-24 OCSBA representative.

INFORMATION ITEMS

ANNOUNCEMENTS
Deputy Superintendent

- Next regular board meeting is on August 2, 2023; submission deadline is July 19th; delivery is July 28th
- Special Board Meeting on September 20, 2023

LEGISLATIVE UPDATES

- SB 1352 (Williams)
- AB 665 (Williams)
- AB 1314 (Williams)
- US House Bill (Steele) CCP Influence in Confucius Classrooms (Williams)

BOARD MEMBER COMMENTS

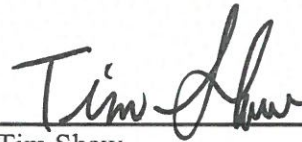
- Trustee Shaw – Charter Schools tab on board website; Acknowledgement of Dr. Sparks, past Board President
- Trustee Barke – Wall Street Journal article, Garden Grove USD Ribbon Cutting
- Trustee Sparks – Charter Schools
- Trustee Williams – AB 1078
- Trustee Valdes – School Choice Outreach

ADJOURNMENT

On a motion duly made, and seconded, the board meeting of July 5, 2023 adjourned at 6:52 p.m.



Nina Boyd
Assistant Secretary, Board of Education



Tim Shaw
President, Board of Education

Next Regular Board Meeting: Wednesday, August 2, 2023 at 5:00 p.m. All meetings 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.