

RH

REGULAR MEETING

April 3, 2024

3:30 p.m.

Location: The public meeting will be conducted onsite with limited seating at 200 Kalmus Drive, Costa Mesa, CA 92626 and via YouTube live stream at <https://www.youtube.com/live/-OEENKtjoyM?si=RCkoxNG74vwNjPEx>

ORANGE COUNTY BOARD OF EDUCATION  
AGENDA

WELCOME

CALL TO ORDER

STATEMENT OF PRESIDING OFFICER: For the benefit of the record, this Regular Meeting of the Orange County Board of Education is called to order.

ROLL CALL

(\*) AGENDA

Regular Meeting of April 3, 2024 – Adoption

(\*) MINUTES

Regular Meeting of March 6, 2024 – Approval

TIME CERTAIN

1. Budget Study Session- David Giordano, Associate Superintendent, Administrative Services will conduct the budget study session.

PUBLIC COMMENTS (related to Closed Session)

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

CLOSED SESSION 3

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

INVOCATION

5:00 p.m.

Nelson Cook  
Coaches of Influence

PLEDGE OF ALLEGIANCE

INTRODUCTIONS

PUBLIC COMMENTS (30 minutes)

CONSENT CALENDAR

- (\*) 2. Approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.
- (\*) 3. Adopt Resolution #06-24 to recognize May 8, 2024 as California Day of the Teacher.
- (\*) 4. Adopt Resolution #07-24 to recognize May 19-25, 2024 as Classified School Employee Week.
- (\*) 5. Accept donation of \$12,000 on behalf of the Special Education Services Division and send a letter of appreciation to the donor.
- (\*) 6. Approval of Board President Shaw travel to Sacramento to testify at the Senate Education Committee regarding SB 907, March 19-20, 2024. (Shaw)
- (\*) 7. Approve invoice #3273173 in the amount of \$30,021.69 for Haight, Brown & Bonesteel LLP.

CHARTER SCHOOLS

- 8. Charter submissions
- (\*) 9. Charter School Public Hearing – Tustin International Charter School Aracely Chastain, Director, Charter Schools Unit, will facilitate the public hearing.

Discussion Format:  
Tustin International Charter School  
Tustin Unified School District  
Public Comments  
Board Questions

TIME CERTAIN

- 12. Public Hearing – David Giordano, Associate Superintendent, Division of Administrative Services, will conduct a public hearing on OCSEA’s Initial Proposal to Superintendent.
- 13. Public Hearing – David Giordano, Associate Superintendent, Division of Administrative Services, will conduct a public hearing on Superintendent’s Initial Proposal to OCSEA.

BOARD RECOMMENDATIONS

- (\*) 14. Board action on a resolution regarding the Establishment of a Charter School Special Fund. (Williams & Valdes)

STAFF RECOMMENDATIONS

INFORMATION ITEMS

COMMUNICATION/INFORMATION/DISCUSSION

ANNOUNCEMENTS

- Superintendent
- Deputy Superintendent

LEGISLATIVE UPDATES

- SB 907 Update (Tim Shaw)

COMMITTEE REPORT

BOARD MEMBER COMMENTS

ADJOURNMENT



Renee Hendrick  
Assistant Secretary, Board of Education

The next Regular Board Meeting will be on Wednesday, May 1, 2024 at 5:00 p.m. The meeting will be held onsite at 200 Kalmus Drive, Costa Mesa, CA 92626 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.

(\*) Printed items included in materials mailed to Board Members

24

MINUTES  
Regular Meeting  
March 6, 2024

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 3:01 p.m., March 6, 2024 in the Board Room, 200 Kalmus Drive, Costa Mesa, California and via YouTube live stream at <https://youtube.com/live/Y0fu5QzMjaM>

ROLL CALL

Present:  
Jorge Valdes, Esq.  
Lisa Sparks, Ph.D.  
Tim Shaw  
Mari Barke  
Ken L. Williams, D.O.

AGENDA

Motion by Williams, seconded by Sparks and carried by a vote of 5-0 to approve the agenda of the Regular meeting on March 6, 2024.

MINUTES

Motion by Barke, seconded by Sparks and carried by a vote of 5-0 to approve the minutes of the Regular meeting on February 7, 2024.

PUBLIC COMMENTS (related to Closed Session) - None

The Board took a recess from 3:02 p.m. to 5:09 p.m. to go into closed session to conduct Closed Session items and an interdistrict student appeal hearing.

TIME CERTAIN

CLOSED SESSION 4

Consultation with Deputy Superintendent of Operations regarding security of public buildings – Government Code section 54957(a)

- 1. Inter-district Appeal Hearing (Closed) – Student # 03062024001I– Capistrano Unified School District to Saddleback Valley Unified School District.

Motion by Barke, seconded by Sparks, and carried by a vote of 5-0 to approve the appeal and allow the student to attend the Saddleback Valley Unified School District for the period of one academic year (2023-2024).

CLOSED SESSION 1

CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Orange County Board of Education v. OC Superintendent of Schools, Al Mijares, and

CLOSED SESSION 2

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

CLOSED SESSION 3

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

INVOCATION

Pastor Craig Hill  
Taft Avenue Community Church

PLEDGE OF ALLEGIANCE Veida Hurtado

INTRODUCTIONS

None

PRESENTATIONS

2. Presentation by Jim Henery, Santa Ana Fire Chief and Juan Huerta, Fire Marshall
3. Recognition of Laurie Tristan, California School Counselor of the Year by the American School Counselor Association

PUBLIC COMMENTS

- Windi
- Heidi
- Stephen

CONSENT CALENDAR

Motion by Barke, seconded by Sparks, and carried by a vote of 5-0 to approve Consent Calendar items #4, #5, #6, and #7.

4. Approve the granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.
5. Adopt Resolution #04-24 to recognize April 1-5, 2024 as Week of the Young Child.
6. Adopt Resolution #05-24 to recognize April 2024 as Public Schools Month.
7. Approve invoice #3272188 in the amount of \$41,956.06 for Haight, Brown & Bonesteel LLP.

CHARTER SCHOOLS

8. Charter submissions
  - Tustin International
9. Charter School Public Hearing – Magnolia Science Academy-Orange County Aracely Chastain, Director, Charter Schools Unit, facilitated the public hearing.

- Alfredo Ruvalcaba, CEO & Superintendent, Magnolia Science Academy- Orange County
- Dr. Maria Rowell, Principal, Magnolia Science Academy- Orange County

PUBLIC COMMENTS (Magnolia Science Academy Only)

- Gael
- Sarah
- Anthony
- Lordes
- Veronica
- Luisa
- Nicole
- Lubna
- Candice
- Kevin
- Michael
- Fevzi
- Mustafa
- Veida
- Jacy
- Ariana
- Yusuf
- Mekan

10. Charter School Public Hearing – Orange County Academy of Sciences and Arts III  
Aracely Chastain, Director, Charter Schools Unit, facilitated the public hearing.
  - Kapil Mathur, Executive Director, OCASA

PUBLIC COMMENTS (OCASA Only)

- Javier
  - Alicia
  - Yazari
  - Milagros
  - Braeden
  - Julie
11. Motion by Shaw, seconded by Barke, and carried by a vote of 5-0 to approve Option I for Orange County Academy of Sciences and Arts III, adding Mari Barke as Clerk of the Board to the resolution.

The Board took a recess from 7:00 p.m. to 7:10 p.m.

STAFF RECOMMENDATIONS

12. Budget Presentation – David Giordano, Associate Superintendent, Administrative Services.



13. Motion by Williams, seconded by Sparks, and carried by a vote of 5-0 to approve the revision to the annual budget in excess of \$25,000 as per Education Code Section 1280. The revision has been included in the Second Interim Report that is certified Positive by the County Superintendent of Schools.

Report Out

Mr. Brenner reported for closed sessions 1-3, the board had a discussion with legal counsel, no action was taken other than the approval of invoices 1150527 and 1150528. Mr. Brenner also noted invoices 1147237 and 1147238 approved at the February 7<sup>th</sup> board meeting should be corrected to read 1147234 and 1147235. The approval was 5-0.

INFORMATION ITEMS

COMMUNICATION/INFORMATION/DISCUSSION

- Annual Transportation Update
- Memorial Day Contest Discussion

ANNOUNCEMENTS

Deputy Superintendent Renee Hendrick

- Next Regular board meeting – Wednesday, April 3, 2024; Submission deadline –March 20; Board packet delivery – March 29
- National Alliance Charter Schools Conference in Boston, MA, June 30-July 3, 2024
- Complaint regarding OCSA- Fair admission

BOARD MEMBER COMMENTS

- Trustee Barke- Garden Grove USD State of the District
- Trustee Sparks- Election
- Trustee Valdes- Donations to campaign and Public Comments after Board Member Comments on agenda
- Trustee Shaw- Election and May board meeting via zoom

ADJOURNMENT

On a motion duly made and seconded, the March 6, 2024, board meeting adjourned at 8:13 p.m.



Renee Hendrick  
Assistant Secretary, Board of Education

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Tim Shaw  
President, Board of Education

The next Regular Board Meeting will be on Wednesday, April 3, 2024 at 5:00 p.m. All meetings will be held onsite at 200 Kalmus Drive, Costa Mesa, CA 92626 and via YouTube live stream.

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**ORANGE COUNTY BOARD OF EDUCATION**

**BOARD AGENDA ITEM**

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Ramon Miramontes, Ed.D., Deputy Superintendent  
SUBJECT: Granting of Diplomas

The students listed on the attached pages have been certified for graduation by the Custodian of Records or their designee for the Division of Alternative Education of the Orange County Department of Education. These students have met the standards of proficiency in the basic skills prescribed by the governing board in accordance with Education Code 51412. It is requested that the Board approve the granting of diplomas to these students.

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RECOMMENDATION:

Approve granting of diplomas to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division.

VB:rc



Pages 9-10 removed (CONFIDENTIAL STUDENT INFORMATION)

*RA*

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Darou Sisavath, Recording Clerk  
SUBJECT: Resolution #06-24  
California Day of the Teacher

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RECOMMENDATION:

Adopt Resolution #06-24 to recognize May 8, 2024 as California Day of the Teacher.

**RESOLUTION OF THE BOARD OF EDUCATION  
ORANGE COUNTY, CALIFORNIA**

**CALIFORNIA DAY OF THE TEACHER  
May 8, 2024**

**WHEREAS**, Education Code Section 37222 designated the Day of the Teacher to recognize the enormous contributions of teachers and ancillary staff; and

**WHEREAS**, teachers and ancillary staff provide important leadership and guidance for students of all ages; and

**WHEREAS**, the positive influence and encouragement provided to children directly benefits the community; and

**WHEREAS**, it is fitting to recognize the significant role of teachers and ancillary staff in providing effective programs in schools of the Orange County Department of Education;

**NOW, THEREFORE, BE IT RESOLVED**, that the Orange County Board of Education recognizes teachers and ancillary staff for their dedicated service to education in the State of California and at the Orange County Department of Education and declares May 8, 2024 as the California Day of the Teacher.

**AYES:**

**NOES:**

**ABSTAINED:**

**ABSENT:**

**STATE OF CALIFORNIA**

**COUNTY OF ORANGE**

**I, Mari Barke**, Clerk of the Board of Education of Orange County, California, hereby certify that the foregoing Resolution was duly and regularly adopted by the said Board at a regular meeting thereof held on the 3rd day of April 2024.

**IN WITNESS THEREOF**, I have hereunto set my hand and seal this 3rd day of April 2024.

\_\_\_\_\_  
Mari Barke, Clerk of the Board  
Orange County Board of Education

*RA*

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Darou Sisavath, Recording Clerk  
SUBJECT: Resolution #07-24  
Classified School Employee Week

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RECOMMENDATION:

Adopt Resolution #07-24 to recognize May 19-25, 2024 as Classified School Employee Week.

**RESOLUTION OF THE BOARD OF EDUCATION  
ORANGE COUNTY, CALIFORNIA**

**CLASSIFIED SCHOOL EMPLOYEE WEEK  
May 19-25, 2024**

**WHEREAS**, Education Code Section 45460 encourages recognition of the outstanding contributions of the classified school employees in the programs and services for the students in the Orange County Department of Education schools; and

**WHEREAS**, classified school employees are instrumental to the success of the educational programs; and

**WHEREAS**, classified school employees provide essential leadership and encouragement to the students in the Orange County Department of Education schools who represent the future of the country; and

**WHEREAS**, classified school employees are greatly responsible for maintaining the exceptional level of service that benefits the entire educational community;

**NOW, THEREFORE, BE IT RESOLVED** that the Orange County Board of Education hereby recognizes classified school employees for their many services and dedication to education in the State of California and at the Orange County Department of Education and declares the week of May 19-25, 2024 as Classified School Employee Week.

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAINED:**

**STATE OF CALIFORNIA**

**COUNTY OF ORANGE**

I, **Mari Barke**, Clerk of the Board of Education of Orange County, California, hereby certify that the foregoing Resolution was duly and regularly adopted by the said Board at a regular meeting thereof held on the 3rd day of April 2024.

**IN WITNESS THEREOF**, I have hereunto set my hand and seal this 3rd day of April 2024.

---

Mari Barke, Clerk of the Board  
Orange County Board of Education

RA

ORANGE COUNTY BOARD OF EDUCATION  
BOARD AGENDA ITEM

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Analee Kredel, Chief, Special Education Services Division  
SUBJECT: Acceptance of Donation

Connections in the Special Education Services Division, has the privilege of being the recipient of the following donation from the “Love Them All Foundation” (LTAF). The donation is a check for \$12,000.

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RECOMMENDATION:

Accept donation of \$12,000 on behalf of the Special Education Services Division and send a letter of appreciation to the donor.



*RS*

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Tim Shaw, Board President  
SUBJECT: Board President Travel

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RECOMMENDATION:

Approval of Board President Shaw travel to Sacramento, March 19-20, 2024 to testify at the Senate Committee meeting regarding SB 907. The cost of airfare, taxi, shuttle, lodging and meals is \$779.13.

*OK*

ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: April 3, 2024  
TO: Renee Hendrick, Deputy Superintendent  
FROM: Tim Shaw, Board President  
Lisa Sparks Ph.D., Board Vice President  
  
SUBJECT: Haight, Brown & Bonesteel LLP – Invoice

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RECOMMENDATION:

Approve invoice #3273173 in the amount of \$30,021.69 for Haight, Brown & Bonesteel LLP.

# Haight

## LAWYERS

555 South Flower Street  
Forty-Fifth Floor  
Los Angeles, CA 90071

P.O. Box 17939  
Los Angeles, CA 90017-0939

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Facsimile: 213.542.8100

Bill Inquiries: 213.542.8074  
accountsreceivable@hbblaw.com

Tax ID: 95-1605271

Renee Hendrick  
ORANGE COUNTY BOARD OF EDUCATION  
200 Kalmus Drive  
Costa Mesa, CA 92626-5922

Invoice No.: 3273173  
Client/Matter: OC18-0000004  
Billing Atty: ROLEN, GREGORY J.  
March 7, 2024

### Account Statement

<u>Invoice Number</u>	<u>Invoice Date</u>	<u>Matter Number</u>	<u>Billing Attorney</u>	<u>Invoice Amount</u>	<u>Balance Due</u>
3272188	02/21/2024	0000004	01123	\$41,956.06	\$41,956.06
Total Outstanding Balance					\$41,956.06
Total Amount Due on this Invoice					\$30,021.69
<b>Total Balance Now Due</b>					<b>\$71,977.75</b>

### Aging of Past Due Amounts

<u>0-30 Days</u>	<u>31-60 Days</u>	<u>61-90 Days</u>	<u>91-120 Days</u>	<u>Over 120 Days</u>	<u>Total Past Due</u>
\$41,956.06	\$0.00	\$0.00	\$0.00	\$0.00	\$41,956.06

# Haight

## Haight Brown & Bonesteel LLP

### LAWYERS

555 South Flower Street  
Forty-Fifth Floor  
Los Angeles, CA 90071

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Tax ID: 95-1605271

Renee Hendrick  
ORANGE COUNTY BOARD OF EDUCATION  
200 Kalmus Drive  
Costa Mesa, CA 92626-5922

Invoice No.: 3273173  
Client/Matter: OC18-0000004  
Billing Atty: GREGORY J. ROLEN  
March 7, 2024

### Representing: Orange County Board of Education

Re: ORANGE COUNTY BOARD OF EDUCATION  
General Counsel to the OCBE

Total Fees This Invoice	\$28,835.50
Total Costs Advances This Invoice	\$1,176.04
Interest Accrued on Previous Balance	\$10.15
Total Fees and Costs This Invoice	\$ 30,021.69
Balance Carried Forward from Previous Invoice(s)	41,956.06
<b>Total Due Upon Receipt</b>	<b>\$ 71,977.75</b>

BILLS ARE DUE AND PAYABLE UPON RECEIPT

THIS STATEMENT DOES NOT INCLUDE EXPENSES NOT YET RECEIVED BY THIS OFFICE  
WHICH MIGHT HAVE BEEN INCURRED DURING THE PERIOD COVERED BY THIS BILLING

**TERMS: Accounts are due in full Net 30 days. If payment is not received within one month, the unpaid balance will be subject to a FINANCE CHARGE computed by a "Periodic Rate" of 1% per month which is an ANNUAL PERCENTAGE RATE of 12%.**

LOS ANGELES " ORANGE COUNTY " RIVERSIDE " SACRAMENTO " SAN DIEGO " SAN FRANCISCO

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION  
OC18-0000004  
General Counsel to the OCBE

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PROFESSIONAL SERVICES RENDERED through 02/29/2024

<b>Date</b>	<b>Description</b>	<b>Attorney</b>	<b>Hours</b>
12/12/2023		CA	0.50
02/01/2024		GJR	0.40
02/01/2024		GJR	0.30
02/01/2024		GJR	3.60
02/01/2024		GJR	2.00
02/01/2024		GJR	0.50
02/01/2024		GJR	4.90
02/01/2024		CC	0.20
02/01/2024		CC	0.50
02/01/2024		CC	0.40
02/01/2024		CC	0.30
02/01/2024		CC	0.80
02/01/2024		CC	0.20
02/02/2024		GJR	0.30
02/05/2024		GJR	0.60
02/05/2024		GJR	3.80
02/05/2024		GJR	0.90
02/05/2024		GJR	0.80

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION

OC18-0000004

General Counsel to the OCBE

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02/05/2024	DAV	0.30
02/06/2024	GJR	0.20
02/06/2024	GJR	0.90
02/07/2024	GJR	5.80
02/07/2024	GJR	4.30
02/08/2024	GJR	0.30
02/08/2024	GJR	0.60
02/08/2024	GJR	0.30
02/08/2024	GJR	0.50
02/08/2024	GJR	4.90
02/08/2024	GJR	0.40
02/08/2024	DAV	0.60
02/08/2024	CC	1.30
02/08/2024	CC	0.30
02/08/2024	CC	0.40
02/09/2024		0.30
02/09/2024		4.10
02/11/2024	GJR	0.90



**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION  
OC18-0000004

General Counsel to the OCBE

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02/12/2024	GJR	0.70
02/12/2024	GJR	0.90
02/12/2024	GJR	0.70
02/13/2024	GJR	0.50
02/13/2024	GJR	0.90
02/13/2024	GJR	0.60
02/13/2024	GJR	0.30
02/13/2024	DAV	0.40
02/13/2024	CC	0.10
02/14/2024	GJR	0.90
02/14/2024	CC	0.20
02/15/2024	GJR	0.90
02/15/2024	GJR	1.00
02/15/2024	GJR	0.60
02/15/2024	CC	1.60
02/15/2024	CC	0.30
02/15/2024	CC	0.30
02/16/2024	GJR	0.50

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION  
OC18-0000004

General Counsel to the OCBE

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02/16/2024	GJR	0.90
02/16/2024	GJR	0.80
02/16/2024	GJR	0.30
02/17/2024	CC	0.80
02/17/2024	CC	1.70
02/17/2024	CC	0.60
02/18/2024	CC	1.00
02/18/2024	CC	1.40
02/20/2024	GJR	0.70
02/20/2024	GJR	1.80
02/20/2024	GJR	0.40
02/21/2024	GJR	0.80
02/21/2024	GJR	0.40
02/22/2024	GJR	0.80
02/23/2024	GJR	0.70
02/27/2024	GJR	0.50
02/27/2024	GJR	0.50
02/27/2024	GJR	0.90
02/28/2024	GJR	0.40

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION

OC18-0000004

General Counsel to the OCBE

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02/28/2024	GJR	0.40	
02/28/2024	GJR	0.50	
02/28/2024	GJR	0.90	
02/28/2024	GJR	0.80	
02/29/2024	GJR	0.90	
02/29/2024	GJR	0.30	
02/29/2024	GJR	0.30	
02/29/2024	GJR	0.40	
Total Hours		78.70	
Total Fees This Invoice			\$28,835.50

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION

OC18-0000004

General Counsel to the OCBE

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<b>Timekeeper</b>	<b>Hours</b>	<b>Rate</b>	<b>Amount</b>
GREGORY J. ROLEN	64.50	\$400.00	25,800.00
DONALD A VELEZ JR	1.30	\$400.00	520.00
CATHERINE CAWLEY	12.40	\$195.00	2,418.00
CHRISTINA ALLEN	0.50	\$195.00	97.50
	<u>78.70</u>		<u>28,835.50</u>

**Haight Brown & Bonesteel LLP**

213.542.8000

Invoice No: 3273173

Re: ORANGE COUNTY BOARD OF EDUCATION

OC18-0000004

General Counsel to the OCBE

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**Mileage**

02/07/2024 37.99

**Total for Mileage**

**37.99**

**Out-of-Town Travel**

02/28/2024 36.00

02/28/2024 593.95

02/28/2024 432.10

02/28/2024 52.00

02/28/2024 24.00

**Total for Out-of-Town Travel**

**1,138.05**

Total Costs Advanced This Invoice

\$1,176.04

Total Fees and Costs This Invoice

\$30,021.69

# Haight

## Haight Brown & Bonesteel LLP

### LAWYERS

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Forty-Fifth Floor  
Los Angeles, CA 90071

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Tax ID: 95-1605271

Renee Hendrick  
ORANGE COUNTY BOARD OF EDUCATION  
200 Kalmus Drive  
Costa Mesa, CA 92626-5922

#### Remit To:

Haight Brown & Bonesteel LLP  
P.O. Box 17939  
Los Angeles, CA 90017-0939  
Attn, Accounts Receivable

Invoice No.: 3273173  
Client/Matter: OC18-0000004  
Billing Atty: GREGORY J. ROLEN  
March 7, 2024

#### PROFESSIONAL SERVICES RENDERED through February 29, 2024

Total Fees This Invoice	\$ 28,835.50
Total Costs Advanced This Invoice	\$ 1,176.04
Interest	\$ 10.15
Total Fees and Costs This Invoice	<u>\$ 30,021.69</u>
Balance Forward	\$ 41,956.06
<b>Total Due Upon Receipt</b>	<b><u>\$ 71,977.75</u></b>

**PLEASE RETURN THIS PAGE WITH YOUR REMITTANCE**

LOS ANGELES " ORANGE COUNTY " RIVERSIDE " SACRAMENTO " SAN DIEGO " SAN FRANCISCO



**ORANGE COUNTY BOARD OF  
BOARD AGENDA IT**

Item: Charter Schools #9  
April 3, 2024  
 Mailed    Distributed at meeting

*ck*

**DATE:** April 3, 2024  
**TO:** Renee Hendrick, Deputy Superintendent  
**FROM:** Aracely Chastain, Director, Charter Schools Unit  
**SUBJECT:** Public Hearing – Tustin International Charter School Appeal Charter Petition

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**DESCRIPTION:**

On February 26, 2024, Mandarin Immersion Schools, Inc., a California nonprofit public benefit corporation, submitted an appeal to operate Tustin International Charter School after denial by the Tustin Unified School District governing board. The charter school proposes to operate a classroom-based program serving students in TK through grade five for an initial charter term from 2024 through 2029.

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**RECOMMENDATION:**

Under California Education Code 47605, the Orange County Board of Education will hold a public hearing on the provisions of the Tustin International Charter School petition and consider the level of support for the charter school by teachers employed by the school district, other employees of the school district and parents at the April 3, 2024, board meeting.

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ORANGE COUNTY BOARD OF EDUCATION

BOARD AGENDA ITEM

DATE: April 3, 2024

TO: Renee Hendrick, Deputy Superintendent

FROM: Ken L. Williams, D.O., Trustee Area 3  
Jorge Valdes, Esq., Trustee Area 1

SUBJECT: Resolution regarding the Establishment of a Charter School Special Fund

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RECOMMENDATION:

Board action on a resolution regarding the Establishment of a Charter School Special Fund.

**RESOLUTION OF THE BOARD OF EDUCATION  
ORANGE COUNTY CALIFORNIA**

*Establishment of a Charter School Special Fund*

April 3, 2024

WHEREAS, California Education Code § 1040(a), establishes that county boards of education shall (a) *Adopt rules and regulations not inconsistent with the laws of this state, for their own government; and*

WHEREAS, California Education Code § 1040 (c-d), establishes that county boards of education shall (c) *Approve the annual budget of the county superintendent of schools; and* (d) *Approve the annual county school service fund budget of the county superintendent of schools before its submission to the Superintendent of Public Instruction; and*

*WHEREAS*, California Education Code § 1042 (a) allows county boards of education to *adopt rules and regulations governing the administration of the office of the county superintendent of schools; and*

WHEREAS, on May 6, 1996, the Orange County Board of Education passed Resolution #17-96 apportioning \$3,000,000 to the Laguna Beach School District. Resolution #17-96, passed by a 5-0 vote, provided in relevant part:

“NOW, THEREFORE BE IT RESOLVED, The Orange County Department of Education Board of Education grant a temporary apportionment from the County School Service Fund, pursuant to Education Code Section 42662, in the amount of \$3,000,000, to be repaid during the 1996-1997 fiscal year.” (See Exhibit 1 Resolution #17-96, dated May 6, 1996).

Whereas, California Education Code §42622 states, “ The county superintendent of schools, with the approval of the county board of education, may make an apportionment to a school district or charter school from the county school service fund conditional upon the repayment to the fund during the next succeeding fiscal year of the amount apportioned to the school district or charter school and, during the next succeeding fiscal year, shall transfer the amount of the apportionment from the general fund of the school district or charter school to the county school service fund.”

*WHEREAS*, on October 4, 2023, at its regular board meeting, the Orange County Board of Education (“Board”) unanimously passed, Resolution Establishing *Fair and Equitable Facilities for All-Public School Students*, and committed that all public schools and public school students have access to quality school facilities and resources for all ACCESS and charter school programs; and

Whereas, on October 4, 2023 , the Board committed to the following action, including but not limited:

- Allocate resources to support the development of facilities that will provide increased options for ACCESS and charter school programs.
- Create legal mechanisms and agreement to reduce barriers to the acquisition, lease, and use of facilities for charter schools within Orange County.
- *Establish a Board committee to support the above referenced workgroup.*

*WHEREAS*, on November 1, 2023, at its regular board meeting, the Board established a Public Charter School Facilities subcommittee to address concerns and recommend for board adoption policies about charter school facilities, and Trustees Williams and Valdes, were approved by the Board to be the subcommittee members; and

*WHEREAS*, the Board acknowledges and anticipates that in light of the anticipated multi-billion-dollar budget shortfall that public schools, including charter schools, may require extraordinary and exigent funding to establish and meet financial obligations and state mandates.

*WHEREAS*, existing California Education Code § 41365 creates a funding source for charter schools. California Education Code §41365 (a) references the Charter School Revolving Loan Fund created in the State Treasury. §41365 (c) provides in relevant part, “Loans may be made from moneys in the Charter School Revolving Loan Fund to a chartering authority for charter schools that are not the conversion of an existing school, or directly to a charter school that qualifies to receive funding... The loan to a chartering authority for a charter school, or to a charter school, pursuant to this subdivision shall not exceed two hundred and fifty thousand dollars (\$250,000) over the lifetime of the charter school.”

*WHEREAS*, the California Education Code § 47614.5<sup>1</sup> establishes within the California School Finance Authority (under Senate Bill 740 Program) a Charter School Facility Grant Program (CSFGP)<sup>2</sup> for facilities rent and lease costs for pupils in charter schools; and

*WHEREAS*, the California State Treasurer’s office has in place a Charter School Revolving Loan Fund Program (“CSRLF”)<sup>3</sup> designed to provide low-interest loans of up to \$250,000 to new charter schools; and

*Therefore*, by this Resolution the Board recommends the establishment of the following:

1. To further the objectives of California law and previous Board actions and resolutions, to the extent legally permissible, establish a *Charter School Special Fund*, for Board approved charter schools, to provide special bridge funding and financially to assist the Board approved charter schools in the event exigent, urgent, and/or emergencies circumstances occur.
2. The Orange County Superintendent of Schools/Department of Education (“OCDE”) shall create a separate object code entitled *Charter School Special Fund*. The fund balance shall be discussed by the Board during the Budget Adoption process.
3. By this Resolution, as set forth in law and policy, the amount of \$250,000 to establish an object code and/or Budget line item in the OCDE budget for such fund.
4. Request input from the acting Orange County Superintendent of Education, Associate Superintendent of Administrative Services, and OCDE legal services, and private sectors sources; certain recommendations and assistance in establishing guidelines for the *Charter School Special Fund* based upon principles of the CSRLF and CSFGP.

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<sup>1</sup> <https://law.justia.com/codes/california/2022/code-edc/title-2/division-4/part-26-8/chapter-3/section-47614-5/>

<sup>2</sup> <https://www.treasurer.ca.gov/csfa/csfgp/index.asp>

<sup>3</sup> <https://www.treasurer.ca.gov/csfa/csrlf/index.asp>