

MINUTES
Regular Meeting
September 14, 2016

ORANGE COUNTY BOARD OF EDUCATION
MINUTES

CALL TO ORDER

The Regular Meeting of the Orange County Board of Education was called to order at 10:06 a.m., September 14, 2016 in the Board Room, 200 Kalmus Drive, Costa Mesa, California.

INVOCATION

Pastor Ryan Miller
For His Glory Community Church

PLEDGE OF ALLEGIANCE

Nina Boyd, Associate Superintendent

ROLL CALL

Present:
David Boyd
Jack Bedell
Linda Lindholm
Rebecca “Beckie” Gomez
Ken Williams (via telecommute)

INTRODUCTIONS

There were no introductions.

AGENDA

Motion by Boyd, seconded by Bedell, and carried by a vote of 5-0 by roll call to approve the agenda of the September 14, 2016 board meeting

MINUTES

Motion by Boyd, seconded by Bedell, and carried by a vote of 5-0 by roll call to approve the minutes from the August 3, 2016 board meeting

PUBLIC COMMENTS

- Brad Dacus – Rancho Santa Margarita
- Scott Walsh – Oceanside
- Ruth Ramirez – Costa Mesa
- Bev Berryman – Fullerton
- Eva Weisz – Huntington Beach

TIME CERTAIN

1. Charter Submission(s) – there were no charter submissions at this meeting

CONSENT CALENDAR

2. Motion by Bedell, seconded by Gomez, and carried by a vote of 5-0 by roll call to approve the granting of a diploma to the students listed from Alternative, Community, and Correctional Education Schools and Services, Alternative Education Division

STAFF RECOMMENDATIONS

3. Motion by Williams, seconded by Bedell, and carried by a vote of 5-0 by roll call to adopt Resolution # 25-16 in support of October 23-29, 2016, as Orange County's Red Ribbon Week campaign, and encourage all community members to promote alcohol, tobacco, and other drug prevention education programs and activities, and send copies of this resolution to school districts in Orange County
4. Motion by Williams, seconded by Bedell, and carried by a vote of 5-0 by roll call to approve apportionment of Federal Forest Reserve receipts in the amount of \$62,832.58
5. Motion by Williams, seconded by Boyd, and carried by a vote of 5-0 by roll call to approve the material revisions to Unity Middle College High School charter concerning the start date of the school which was approved for 2016-17. Unity Middle College High School is requesting a 2017-18 opening.
6. Motion by Williams, seconded by Boyd, and carried by a vote of 5-0 by roll call to approve the material revisions to Oxford Preparatory Academy (OPA) charter school petition and bylaws removing the sole statutory member and terminating all business contracts between Edlighten and OPA

BOARD RECOMMENDATIONS

11. Motion by Williams, seconded by Lindholm, and carried by a vote of 4-1 (Boyd voted no) by roll call to approve resolution #24-16, an Oppose Position on Proposition 64: Marijuana Legalization

CLOSED SESSION

Ron Wenkart, General Counsel provided information to the public regarding the two closed session items on the agenda:

(1) The litigation Whitley vs. Orange County Department of Education; and

(2) A potential litigation: The Board received a letter from an organization requesting that the Board immediately stop scheduling invocations at its meetings, that the Board removes the words "In God We Trust" from the board room and refrain from adopting resolutions to religion in the future.

The Board went into closed session from 10:50 a.m. to 11:10 a.m. to discuss the first item regarding the litigation Whitley vs. Orange County Department of Education.

Ron Wenkart, General Counsel, reported no action was taken in the matter of Whitley vs. Orange County Department of Education.

TIME CERTAIN (continue)

7. OCDE Charter Petition Review Team Recommendation – Global Business Academy - Kelly Gaughran, Administrator, Charter Schools, facilitated.
 - Global Business Academy – presentation conducted by Catherine Sanchirico
 - Staff Report – presented by Aracely Chastain, Coordinator, Charter Schools, OCDE

PUBLIC COMMENTS (continue)

- Wendy Garcia – Global Business Academy
- April Blanchard – Global Business Academy
- Donovan Higbee – Global Business Academy
- Claire Friend – Global Business Academy
- Janice Kimble – Global Business Academy
- Heidi Crowley – Capistrano USD
- Heidi Landgraff – Global Business Academy
- Amanda Valles – Global Business Academy
- Angi Hansen – Global Business Academy
- Leslie McCabe – Global Business Academy
- Susan Mas – Global Business Academy
- Tim Whitacre – Global Business Academy
- Bob Lowen – Global Business Academy
- Miles Durfee – Global Business Academy

TIME CERTAIN (continue)

8. Motion by Williams to approve the Global Business Academy charter school petition as written, without conditions (Option I)

Motion to approve option I failed due to lack of a second

Motion by Williams, seconded by Lindholm to conditionally approve the Global Business Academy charter school petition (Option II): This action would result in the charter petition being conditionally approved and requiring the execution of an Agreement that addresses the issues outlined in the Staff Report and Proposed Findings of Fact

Motion to approve option II failed by a vote of 2-3 (Boyd, Bedell, and Gomez voted no) by roll call

Motion by Boyd, seconded by Gomez, and carried by a vote of 3-2 (Lindholm and Williams voted no) by roll call to adopt the OCDE charter petition review team’s recommendation regarding the Global Business Academy charter school petition and deny the charter petition (Option III)

Recess

The Board took a recess from 1:04 p.m. to 1:45 p.m.

Note

Following recess, due to technical difficulties, Trustee Williams was unable to reconnect back to the board meeting from 1:46 p.m. to 1:58 p.m.

INFORMATION ITEMS

ANNOUNCEMENTS

Superintendent

- Marian Bergeson Memorial Service
- OC United Way Rally for Change at the Fairmont on 9/7/16
- Love Them All Foundation Golf Tournament – October 17th at the Alta Vista Country Club

TIME CERTAIN (continue)

9. Orange County Department of Education Charter Petition Review Team Recommendation – Orange County Workforce Innovation High School – Kelly Barnes facilitated
 - Changes to the template were discussed, amended and approved by both parties representing the Orange County Department of Education and Orange County Workforce Innovation High School
10. Motion by Bedell, seconded by Williams, and carried by a vote of 5-0 by roll call to approve the Agreement between the Orange County Board of Education and Orange County Workforce Innovation High School with amendments discussed in item #9 and designate the Associate Superintendent to sign the Agreement on behalf of OCBE

INFORMATION ITEMS (continue)

BOARD DISCUSSION ITEMS

-A discussion of the marketing and enrollment practices of Epic Charter School and when a Notice of Violation or Notice of Non-Compliance should be issued – discussed

PUBLIC COMMENTS (continue)

- Mike Matsuda – Superintendent, Anaheim Union High School District
- Michelle Anderson – California Charter Schools Association

CLOSED SESSION

The Board went into closed session from 2:44 p.m. to 3:08 p.m. regarding the letter received by the Board, requesting that the Board immediately stop scheduling invocations at its meetings, that the Board removes the words “In God We Trust” from the board room and refrain from adopting resolutions to religion in the future.

Ron Wenkart, General Counsel, reported no action taken in closed session.

INFORMATION ITEMS (continue)

Associate Superintendent

- The next board meeting is on October 5, 2016 at 10:00 a.m.
 - The submission deadline is September 21, 2016
- OCSBA Fiscal Seminar Workshop: Kevin Gordon, September 21st at 4:00 p.m. – RSVP to Darou
- OCSBA/ACSA Joint Dinner Meeting on October 5th, 5:30 p.m. – RSVP to Darou by September 28th
- Teacher of The Year – Tuesday, October 25th at 6:00 p.m., Disneyland Hotel Grand Ballroom – Invitation will be in the Friday folder
- Renee Hendrick, Associate Superintendent, Administrative Services reported on the Status of Negotiations for CSEA
- Modification to Security at OCDE
- September 30th Charter Schools training- OCDE and Charter Association

ADJOURNMENT

On a motion duly made, and seconded, the Board meeting of September 14, 2016, was declared ended at 3:18 p.m.

Nina Boyd
Assistant Secretary, Board of Education

Linda Lindholm
President, Board of Education

Next Regular Board Meeting, Wednesday, October 5, 2016, 10:00 a.m. - The meeting 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 Darou Sisavath, Board Clerk at (714) 966-4012.