

APPROVED

Ocean View School District Minutes

17200 Pinehurst Lane, Huntington Beach, CA 92647

Board of Trustees' Meeting

September 20, 2016

5:00 PM - CLOSED SESSION; 6:00 PM OPEN SESSION

Trustees:

Gina Clayton-Tarvin, President

Jack Souders, Vice President

John Briscoe, Clerk

Debbie Cotton, Member

Joseph Gaglione, Member

Administration:

Carol Hansen, Ed.D., Superintendent

Michael Conroy, Ed.D., Deputy Superintendent, Administrative Services

Felix Avila, Assistant Superintendent, Human Resources

Jodee Brentlinger, Assistant Superintendent, Educational Services

A. Call to Order

The Regular meeting of the Board of Trustees was called to order by President Gina Clayton-Tarvin at 5:00 p.m.

B. Roll Call

Members present: Trustees John Briscoe, Gina Clayton-Tarvin, Debbie Cotton, Joseph Gaglione, Jack Souders (arrived at 5:01 p.m.)

C. Agenda Adoption - Regular Board of Trustees' Meeting of September 20, 2016

President Clayton-Tarvin pulled Agenda Item M.3 (Purchase Orders) from the Consent Calendar and moved it before N.1 (Old Business) for discussion.

MOTION to approve Consent Calendar, with the exception of M.3 - Purchase Orders.

Passed with a motion by John Briscoe and a second by Joseph Gaglione.

Yes John Briscoe

Yes Gina Clayton-Tarvin

Yes Debbie Cotton

Yes Joseph Gaglione

Yes Jack Souders

D. * Closed Session

President Clayton Tarvin read aloud the items listed for consideration under Closed Session.

D.1. Government Code Section 54956.9(2)(d): Conference with Legal Counsel - Anticipated Litigation - Significant Exposure to Litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9: Two Potential Cases

D.2. Government Code Section 54956.9(a): Conference with Legal Counsel - Existing litigation: 1) OVSD v. Rainbow Transfer/Recycling, Inc., et al (30-2013-00692278-CU-PO-CJC) and 2) OVSD v. CalRecycle, et al (30-2015-00814383-CU-WM-CJC)

D.3. Government Code Section 54957.6: Conference with Labor Negotiators - Agency designated representative: Felix Avila, Assistant Superintendent, Human Resources; Employee Organizations: CSEA and OVTA

E. Return to Open Session/Report of Closed Session Action

The Board of Trustees returned to Open Session at 6:04 p.m. There were no Closed Session actions to report.

F. Pledge of Allegiance

The Pledge of Allegiance was led by President Clayton-Tarvin.

G. Introductions

None.

H. Minutes

H.1. Regular Board of Trustees' Meeting, September 6, 2016

Passed with a motion by Joseph Gaglione and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

I. Time Certain

None.

J. Public Comments

John Briscoe, community member, shared an invocation.

Jean Epting, community member, spoke regarding the personal attacks on her husband and family by members of the public that are affiliated with the Board President; questioned the example being set for our children by this behavior, what purpose these attacks are serving, and when will this end.

Jim Knapp, community member, discussed the deplorable treatment he received at a recent piano concert/candidate meet and greet event held at the Huntington Beach Public Library, as he was asking Board President Clayton-Tarvin questions about recent statements she had made.

Chris Epting, community member, commented on threatening social media posts made by Patrick Mahoney who is affiliated with Gina Clayton-Tarvin; shared that he spoke at a recent City Council meeting on behalf of concerned families regarding these threats; noted that President Clayton-Tarvin has an obligation to disassociate with Mr. Mahoney; asked that she comment during her public remarks on her recent conversation with Mr. Mahoney or agree to discuss the matter privately with him and others after the Board meeting.

Kathleen Nutting, parent, spoke about the District's excellent reputation in the past, noting that we have the opportunity to bring back excellence under the direction of the current leadership; expressed her support of the re-election of Gina Clayton-Tarvin and the election of Patricia Singer to the Board, as well as the passage of the District's bond measure.

Patricia Singer, parent, formally announced her candidacy for the Ocean View School District School Board; commented on her past service in the District; pleased with the positive direction in which the District is moving; pledged to work together in a transparent manner to listen, understand, and address the challenges ahead in our District; mentioned she also has the support of hundreds of teachers.

Heather Dowland, staff member, thanked the Board members for their service, even during difficult times when they are being harassed; discussed her concerns with the OVSD Community Forum Facebook page and those individuals using this venue to bash the District, stating that "OVSD" should be removed from the group's name; mentioned that she and her colleagues are supporting Gina Clayton-Tarvin and Patricia Singer for re-election and election, respectively, to the Board of Trustees.

Victor Valladares, community member, commented on his attendance at the piano concert/candidate meet and greet event at the Huntington Beach Public Library, noting he witnessed the aggressive behavior of Jim Knapp toward Gina Clayton-Tarvin, similar to the behavior that Mr. Knapp displayed during his public comments tonight.

Emily Anderson, parent, shared how pleased she has been with the many positive activities occurring at the school sites, as well as the improvements at the previously closed sites, and the completed ADA accessible construction work done at the schools; expressed her anger at those people, such as Mr. Epting and Mr. Knapp, who would distract from these accomplishments.

K. Communications

K.1. Written Communications to the Board

None.

K.2. Board/Committee Reports

None.

K.3. Trustees' Communications

Trustee Briscoe commented on the recently published Grand Jury report entitled, "Dealing with Asbestos in Orange County Public Schools" that includes their findings and recommendations to which each District is required to respond; expressed concern that the Grand Jury has overstepped their authority to make demands upon districts and urged that we continue to follow federal and state requirements in this matter.

Trustee Gaglione shared that he has visited several schools recently, and is very proud of the newly reopened Lake View STEAM School; thanked everyone for working to make this possible; noted that despite the distractions, the District will keep on doing what is right for the students.

Trustee Souders thanked everyone for coming and participating in the political process.

President Clayton-Tarvin shared highlights of the wonderful grand reopening of Lake View School; thanked the maintenance and grounds crews for completing the project on time and under budget; thanked the teachers for developing the new STEAM curriculum as they prepare to teach their students this year; noted that although there were some distractions by a few people who attended the event at Lake View, the District will continue moving forward; attended Back to School Night at Harbour View, where she talked to community members and parents about the District's facilities needs and urged support for Measure R on the November ballot; shared information from the County Tax Assessor that the average homeowner in the District would pay \$109 annually for the bond measure, based on \$30 per \$100,000 of assessed value; asked everyone to vote in favor of Measure R to support public education in Ocean View School District.

K.4. Superintendent's Communication

Dr. Hansen advised that the 2016-2017 school year is off to a great start, noting she has visited several schools sites and witnessed students fully engaged in learning activities; thanked the teaching and support staff for all they do for the benefit of our students; hopes to attract families outside of our District or those who may have previously left the District to avail themselves of the opportunities that abound at our District schools; shared that we have a new District website that is user-friendly and full of information, and thanked staff members Rick Larson, Julie Jennings, and Phi Tran for their diligent work in developing and implementing the new website at www.ovsd.org; looking forward to hearing the update on Lake View School's STEAM program that will be presented tonight; reminded everyone that it is Back to School Night season, which offers parents a great opportunity to visit their student's school, get to know their teacher, and ask any

questions they may have; urged everyone to support their local PTA/PTO/PTSA/PTSO by joining and becoming actively involved in supporting our students; acknowledged Pam Bridges, Director of Fiscal Services, in the audience as she retires at the end of this month, and thanked Pam for her dedicated service to the District over the years.

K.5. PTA/PTO/PTSA/PTSO Presidents' Roundtable

Patricia Singer, Roundtable President, shared that the Presidents held their first Roundtable meeting of the school year, which was also attended by Principals and Administrators; pleased to hear about all the upcoming activities being planned, and excited to see new people serving their school sites in the role of President of their parent organization; one area of discussion involved the recently Board-approved, new District Volunteer Policy, and everyone agreed that the safety of students is our top priority; noted she had not heard any concerns with potential volunteers discouraged by the policy, and stated that some boards indicated they are providing supplemental funds for those who wish to volunteer but cannot afford the fingerprinting fees.

K.6. Employee Associations' Communications (CSEA, OVTA)

Bryan Leipper, OVTA Bargaining Chairperson, shared the initial proposals to begin the collective bargaining process with the District for the 2016-2017 school year; thanked everyone for their hard work in preparing the school sites for the new school year, as the District continues to move in a positive direction; noted the collective work being done to support the passage of Measure R; thanked Pam Bridges for her dedication and commitment to the District throughout the years, and wished her well in her retirement.

L. Reports

L.1. Construction Update

Dr. Conroy introduced Jim Choate, Director of Maintenance, Operations, and Facilities, who serves as the District's Asbestos Hazard Emergency Response Act (AHERA) Designated Person who is responsible for the implementation of the AHERA plan to manage Asbestos Containing Building Materials (ACBM) in the school buildings and for compliance with the federal asbestos regulations. Also introduced was Certified Environmental Hygienist, Howard Spielman, President of Health Science Associates (HSA), an environmental and occupational health and safety consulting firm. HSA worked directly with the District during the asbestos matter, assisted in the development of the District's AHERA Management Plans, and continues to make sure the District is in full compliance with all AHERA regulations.

Mr. Choate narrated a detailed PowerPoint presentation on the AHERA Report and the state of asbestos within the District. The presentation focused on answering topical questions, including what AHERA is and what it requires; what the District has done to comply with AHERA regulations, including comprehensive AHERA training for all maintenance, grounds, custodial, warehouse, and site administrators; what is contained in the 3 year AHERA report; what the condition is of the remaining asbestos in our buildings, and how we know our school sites are safe. He reiterated that all of the school sites are safe according to the national AHERA standards and guidelines. With the assistance of professional environmental hygienists, the District has identified,

eliminated, abated, and/or mitigated all potential asbestos related risks at all District sites. Any remaining asbestos is encapsulated according to AHERA regulations and is environmentally safe.

Mr. Spielman and Mr. Choate responded to questions from the Board regarding asbestos fiber length; procedures, policies, and protocols currently in place to support staff or outside service contractors who may interact with asbestos, including training provided; and definition of terms used in AHERA reports, such as encapsulate, abatement, and friable asbestos.

Mr. Spielman confirmed that all school sites are safe from asbestos exposure.

L.2. OVSD Connections: Steam Program Update

Mrs. Brentlinger introduced her fellow presenters: Kathy Tryon, Director of Curriculum, Instruction, and Assessment; Jamie Goodwyn, Principal at Lake View School, and Sandi Lewis, Teacher on Special Assignment (TOSA), Science, Technology, Engineering, and Math. Lake View teachers in the audience were also acknowledged.

Mrs. Brentlinger and her team narrated a detailed PowerPoint presentation, which focused on the purpose and outcomes of a STEAM school; future opportunities based on a STEAM-focused education; various STEAM components, including innovation and instructional design; and an overview of the layout of a typical student day and what students will experience in a STEAM school.

Dr. Hansen, Mrs. Brentlinger, Mrs. Goodwyn, and Mrs. Lewis responded to questions from the Board of Trustees.

M. Consent Calendar

M.1. Administrative Services: Gifts to the District

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.2. Administrative Services: Payroll Check Registers from August 11, 2016, through September 10, 2016

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.3. Administrative Services: Purchase Orders for all Funds for August 24, 2016, through September 8, 2016

Purchase Order No. K38R0646 (Connor, Fletcher & Hedenkamp) was previously pulled from the Consent Calendar for further discussion.

Dr. Conroy responded to questions from President Clayton-Tarvin, explaining the budget line items and internal labeling used for billings from this law firm.

Passed with a motion by Gina Clayton-Tarvin and a second by John Briscoe.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.4. Administrative Services: School District Check Registers from August 16, 2016, through September 6, 2016

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.5. Educational Services: Agreement for Non-Public School/Non-Public Agency Placement of Special Education Students as Determined by Individualized Education Program (IEP)

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.6. Educational Services: Agreement with Lynn E. Silver for Visual and Performing Arts Program

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.7. Educational Services: Independent Contractor Agreements for Art Services at Circle View, Sun View, and Village View Schools

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.8. Educational Services: Independent Contractor Agreements for Music Services at College View and Hope View Schools

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.9. Educational Services: Listing of Conferences, Meetings, Workshops, and Consultants

Motion Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.10. Educational Services: Reimbursement to Parent for an Independent Education Evaluation (IEE) for a Special Education Student

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.11. Human Resources: Certificated Employee Personnel Activity List - August 17, 2016, through September 6, 2016

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

M.12. Human Resources: Classified Employee Personnel Activity List - August 17, 2016, through September 6, 2016

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

N. Old Business

N.1. Administrative Services: Approve Fee Justification/Rate Study - Civic Center Act Public Access (Action)

Jim Knapp, community member, shared his past history working on District subcommittees; stated that the District is in violation of the Civic Center Act regarding fees and field usage; clarified that as Chairman of the 7-11 Committee, it was the Committee's recommendation that the District sell certain parks to the City, with the understanding that they would remain public parks.

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
No Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

N.2. Superintendent's Office: Proposed Additions/Revisions to Board Policies and Administrative Regulations Series 1000: Community Relations - Board Policy/Administrative Regulation 1330 - Use of School Facilities (Third Reading) (Action)

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
No Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O. New Business

O.1. Administrative Services: Change Order to Construction Contract for Chapman Coast Roof Co., Inc. (Action)

Dr. Conroy responded to questions from the Board regarding this matter.

Passed with a motion by John Briscoe and a second by Joseph Gaglione.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.2. Administrative Services: Change Order to Construction Contract for Whitehead Construction (Action)

Passed with a motion by John Briscoe and a second by Joseph Gaglione.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.3. Administrative Services: Change Orders to Construction Contract for Inland Building Construction Companies, Inc. (Action)

Passed with a motion by John Briscoe and a second by Joseph Gaglione.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.4. Administrative Services: Change Orders to Construction Contracts for Danny Letner Inc. dba Letner Roofing Co. (Action)

Passed with a motion by Jack Souders and a second by Joseph Gaglione.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.5. Administrative Services: Change Orders to Construction Contracts for Paul C. Miller Construction Co., Inc. (Action)

Passed with a motion by John Briscoe and a second by Joseph Gaglione.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.6. Administrative Services: Ratification of Amendment No. 2 to Independent Contractor Agreement Between Ocean View School District of Orange County and Terry Gerner, SNS (Action)

Passed with a motion by Gina Clayton-Tarvin and a second by Jack Souders.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.7. Educational Services: Agreement with Odysseyware to Facilitate Professional Development for Middle School Teachers to Pilot 240 Courses, Content, Lessons, Projects, Quizzes, and Tests (Action)

Passed with a motion by John Briscoe and a second by Gina Clayton-Tarvin.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.8. Educational Services: Agreement with Orange County Department of Education to Facilitate Developing a Comprehensive Middle School Physical Education Program (Action)

Dr. Hansen and Mrs. Brentlinger responded to questions from the Board members regarding this matter.

Passed with a motion by John Briscoe and a second by Gina Clayton-Tarvin.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

O.9. Human Resources: Public Hearing on the Initial Openers Between Ocean View Teachers Association and Ocean View School District for the 2016-2017 School Year

President Clayton-Tarvin opened the Public Hearing on this matter at 8:09 p.m. There being no one wishing to address the Board, the Public Hearing was closed at 8:10 p.m.

O.10. Human Resources: Public Hearing on the Proposed Openers for Contract Negotiations Between Ocean View School District and Ocean View Teachers Association for the 2016-2017 School Year

President Clayton-Tarvin opened the Public Hearing on this matter at 8:10 p.m.

James Ball, community member, expressed his concern with the District's unfunded liabilities and urged the Board to consider this problem when entering negotiations.

There being no further speakers to address the Board, the Public Hearing was closed at 8:13 p.m.

O.11. Superintendent's Office: Independent Contract with Carolyn Canzano for Graphic Services (Action)

Passed with a motion by Gina Clayton-Tarvin and a second by John Briscoe.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Debbie Cotton
Yes Joseph Gaglione
Yes Jack Souders

P. Any Other Public Communications to the Board of Trustees

Jim Knapp, community member, thanked Jim Choate for his informative presentation tonight regarding asbestos; pleased to see that Lake View is now a STEAM school; discussed his attendance at the Lake View School Grand Reopening, stating that his actions at the event were within his First Amendment rights; noted his rights were violated when he was asked to leave by District officials, as he was not disrupting this public event; commented on the remarks made by the Board President at the event regarding asbestos; advised the public they can make a choice in November for new leadership on the Board.

President Clayton-Tarvin responded to Mr. Knapp's statements, noting that the asbestos has been abated at Lake View School, as confirmed by Mr. Choate in his presentation.

James Ball, community member, expressed his concern with the District's implementation of the Common Core math curriculum, which he does not support.

Bryan Swezea, parent, provided his account of the actions that took place at the recent piano concert and candidate meet and greet event at the Huntington Beach Library involving the aggressive behavior of Mr. Knapp toward President Clayton-Tarvin.

Naomi Anderson, community member, expressed her dismay and alarm with Trustee Cotton's recent actions and support of Board candidate Norm Westwell; noted her disgust with Mr. Westwell's campaigning methods; urged the Board to stay the course.

Miguel Zamudio, community member, spoke highly of the current Oak View and Lake View School facilities; advocated for the passage of Measure R so that all school sites will have similar improvements.

Chris Epting, community member, responded to remarks made about him by Mrs. Dowland; discussed misinformation that has been circulating on social media; questioned the validity of Council Member Erik Peterson's endorsement listed on the Board President's campaign website; quoted comments made by Mrs. Dowland on social media; requested that President Clayton-Tarvin meet privately with him and his wife, to which she agreed.

Patricia Singer, parent, addressed the recent political campaigning activity that occurred at the Lake View School Grand Reopening event, noting the inappropriateness of such political actions in front of students; reminded everyone that the children should be our priority, and these types of actions should be kept between adults and away from the students.

Q. Future Agenda Items (As requested by Board Members)

None.

R. Board of Trustees' Roundtable

Trustee Briscoe commented on the fiscal actions taken by the District during the recently difficult economic years, noting that compared to other Districts, our staff members were treated honestly and fairly, with teachers continuing to receive their annual step and column increase; acknowledged OVSD retired teacher Lynn Silver as a treasure and an asset who continues to serve the District as its Arts Coordinator; commended the new Director of Food Services for his continued work in returning pizza sticks to the menu for middle school students; noted the importance of providing icy cold, fresh milk to our students as a healthy option.

Trustee Cotton responded to comments made by Mrs. Anderson; expressed concern with remarks made by President Clayton-Tarvin at the Lake View Grand Reopening event; appreciated the comprehensive presentation given by Mr. Choate and Mr. Spielman.

President Clayton-Tarvin disagreed with Trustee Cotton regarding her comments at the Lake View event; thanked Mr. Choate for confirming that the Lake View classrooms are free of asbestos; noted she is willing to meet with residents, but due to the incessant attacks, harassment, and libelous, inappropriate remarks which she has endured from Mr. Epting over the past year, she does not feel safe in his presence; mentioned Mr. Epting's presentation of information regarding her son's medical disability, stating that her son's medical information is confidential and private.

As disruptions from the audience continued after President Clayton-Tarvin gaveled for order, she declared that the room be cleared.

S. * Closed Session (if needed)

The Board of Trustees moved to Closed Session at 8:47 p.m. to continue discussion of items previously announced tonight under Closed Session. Any reports of action taken will be made from the Board Room.

T. Return to Open Session/Report of Closed Session Action

The Board of Trustees returned to Open Session at 9:21 p.m. There were no Closed Session actions to report.

U. Adjournment

Time: 9:22 p.m.

Passed with a motion by John Briscoe and a second by Jack Souders.

Yes John Briscoe

Yes Gina Clayton-Tarvin

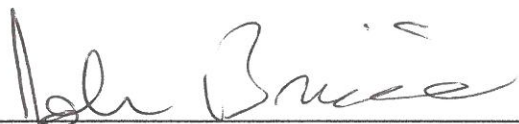
Yes Debbie Cotton

Yes Joseph Gaglione

Yes Jack Souders



Carol Hansen, Ed.D., Superintendent



John Briscoe, Board Clerk

October 5, 2016

Date