

Ocean View School District
17200 Pinehurst Lane, Huntington Beach, CA 92647

Board of Trustees' Meeting - Minutes
April 10, 2018
5:15 PM - CLOSED SESSION; 6:00 PM - OPEN SESSION

A blue ink stamp with a checkmark in a square box followed by the word "APPROVED" in a bold, sans-serif font, tilted slightly upwards to the right.

Trustees:

Jack Souders, President
John Briscoe, Vice President
Gina Clayton-Tarvin, Clerk
Patricia Singer, Member
Norm Westwell, 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 Board of Trustees meeting was called to order by President Jack Souders at 5:15 p.m.

B. Roll Call

Members present: John Briscoe (arrived at 7:15 p.m.), Gina Clayton-Tarvin, Jack Souders, Norm Westwell

C. OATH OF OFFICE: Per Education Code Section 5091 and Board Bylaw 9223, the Board of Trustees has completed the process of selecting a provisional appointee to fill the vacancy on the Board resulting from the resignation of Trustee Joseph Gaglione. The selected appointee is required to take an Oath of Office before assuming his or her duties. Board of Trustees' President Jack Souders will administer the Oath of Office to the selected appointee, Patricia Singer, at this time.

President Souders administered the Oath of Office to Patricia Singer, who then joined the Board of Trustees at the dais.

D. Agenda Adoption - Regular Board of Trustees' Meeting of April 10, 2018

Passed with a motion by Gina Clayton-Tarvin and a second by Norm Westwell.

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

E. * Closed Session

President Souders read the items listed under Closed Session.

The Board of Trustees moved to Closed Session at 5:20 p.m.

E.1. Government Code Section 54956.8: Conference with Real Property Negotiators - Property: 4.4 acre parcel of land located at corner of Warner Avenue and Nichols Lane, commonly referred to as the "Wintersburg Property"; Agency Negotiators: Carol Hansen, Ed.D., Superintendent, Michael Conroy, Ed.D., Deputy Superintendent; Negotiating Parties: Ocean View School District of Orange County; Rainbow Disposal Co., Inc.; Nichols Street Properties LLC, Republic Services, Inc.; National Trust for Historic Preservation, and Trust for Public Land; Under Negotiations: Instruction and authority provided to Negotiators will concern price, terms of payment, and conditions for the District's possible exercise of its option to purchase or right of first refusal to purchase.

E.2. Government Code Section 54956.8: Conference with Real Property Negotiators: Property: Haven View School site, 16081 Waikiki Lane, Huntington Beach, CA; Agency Negotiator: Michael Conroy, Ed.D., Deputy Superintendent; Negotiating Parties: Ocean View School District of Orange County and LePort Educational Institute, Inc.; Under Negotiation: Terms and conditions of agreement.

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

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

The Board of Trustees returned to Open Session at 6:00 p.m. There were no Closed Session actions to report.

G. 6:10 p.m. OATH OF OFFICE: Per Education Code Section 5091 and Board Bylaw 9223, the Board of Trustees has completed the process of selecting a provisional appointee to fill the vacancy on the Board resulting from the resignation of Trustee Joseph Gaglione. The selected appointee is required to take an Oath of Office before assuming his or her duties. Prior to Agenda Adoption, Board of Trustees' President Jack Souders administered the Oath of Office to the selected appointee, Patricia Singer. President Souders will now ceremoniously administer the Oath of Office to Mrs. Singer.

President Souders ceremoniously administered the Oath of Office to Patricia Singer, and welcomed her to the Board of Trustees. Mrs. Singer introduced members of her family in the audience.

H. Pledge of Allegiance

The Pledge of Allegiance was led by President Souders.

I. Introductions: None.

J. Minutes

J.1. Regular Board of Trustees' Meeting, March 20, 2018

Passed with a motion by Norm Westwell and a second by Gina Clayton-Tarvin.

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Abstain	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

J.2. Special Board of Trustees' Meeting, March 27, 2018

Passed with a motion by Norm Westwell and a second by Jack Souders.

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Abstain	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

K. Time Certain

K.1. 6:05 p.m. Classified Employees Of The Year 2018: Superintendent Hansen will recognize the following employees as Ocean View School District's Classified School Employees of the Year 2018 and present them with recognition plaques: Thomas Wroniak (Transportation); Jason Kina (Para-Educator/Instructional Assistant); Laurie Gorham (Child Nutrition); Ryan Keel (Office & Technical); and Arthur Camarena (Maintenance & Operations).

Assistant Superintendent Avila shared brief comments about each employee recognized tonight and presented them with plaques of recognition.

K.2. 6:20 p.m. Teachers Of The Year 2018: Superintendent Hansen will recognize the 2018 Teachers of the Year, Sandi Lewis and Niki Hoang, and present them with recognition plaques.

Mrs. Lewis and Mrs. Hoang received recognition plaques from Mr. Avila, who shared special tributes about each teacher.

L. Recess: Please join the Board of Trustees in a brief cake/coffee reception to congratulate all of our honorees tonight.

The meeting recessed at 6:21 p.m. and reconvened at 6:36 p.m.

M. Public Comments: None.

N. Communications

N.1. **Written Communications to the Board

Dr. Hansen advised the following correspondence had been received:

1. Email from Chris Epting, received March 24, 2018;
2. Email from Jonathan Rogers, received March 25, 2018;
3. Email from Chris Epting, received March 27, 2018;
4. Email from Chris Epting, received April 4, 2018.

Copies of these written communications have been provided to the Board of Trustees and are available for public review.

N.2. Board/Committee Reports: None.

N.3. Trustees' Communications

Trustee Westwell congratulated the classified and certificated employees of the year.

Trustee Clayton-Tarvin congratulated those receiving awards tonight, noting she will be attending a ceremony at OCDE tomorrow for the award finalists; plans to attend activities at Lake View School in recognition of April as Child Abuse Prevention Month; mentioned the upcoming Open Houses, Parent/Teacher Conference Weeks; attended the California Federation of Teachers convention as a delegate and union representative on behalf of the ABC Unified School District; urged everyone to vote in the next election on June 6th; shared about recent rallies she has attended in the area.

President Souders congratulated the employees receiving awards tonight; urged everyone to visit the Student Art Exhibit at the Huntington Beach Art Center.

N.4. Superintendent's Communication

Dr. Hansen welcomed Trustee Singer to the Board of Trustees; congratulated the employees recognized tonight; is looking forward to attending the Orange County School Board meeting tomorrow, where County award finalist and OVSD employee Arthur Camarena will be honored; discussed the District's collaboration with The Raise Foundation to recognize April as Child Abuse Prevention month, as well as focusing on keeping children happy and healthy, noting that pinwheel gardens will be planted throughout the District as part of this project; invited everyone to the Student Art Exhibit at the Huntington Beach Art Center, where over 500 pieces of District students' art will be showcased; shared information about the upcoming Superintendent's Parent Forum and Online Parent/Guardian Survey.

N.5. PTA/PTO/PTSA/PTSO Presidents' Roundtable: None.

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

Jason Bozarth, CSEA President, congratulated the employees receiving awards tonight, and Trustee Singer on her appointment to the Board; shared information about the upcoming District Employees' Recognition Banquet and union vote/ratification.

O. Reports: None.

P. Consent Calendar

P.1. Administrative Services: Gifts to the District

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.2. Administrative Services: Purchase Orders for all Funds for March 13, 2018, through March 26, 2018

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.3. Administrative Services: School District Check Registers from March 3, 2018, through March 19, 2018

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.4. Administrative Services: Agreement for Special Services - Fiscal and Management Information Services Between Ocean View School District of Orange County and School Services of California, Inc.

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.5. Administrative Services: Internet Access Agreement Between Ocean View School District of Orange County and Orange County Superintendent of Schools

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.6. Administrative Services: Network Support Services Agreement Between Ocean View School District of Orange County and Orange County Superintendent of Schools

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.7. Educational Services: Agreement for Non-Public School Placement of a Special Education Student as Determined by Individualized Education Program (IEP)

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.8. Educational Services: Contract for Independent Educational Evaluation (IEE) for a Special Education Student

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

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

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.10. Human Resources: Certificated Employee Personnel Activity List - March 7, 2018, through March 20, 2018

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

P.11. Human Resources: Classified Employee Personnel Activity List - March 7, 2018, through March 20, 2018

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

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

Q. Old Business: None.

R. New Business

R.1. Administrative Services: Use of Piggyback Contract Bid SSPB #40-09/2016-17 Awarded to Elite Modular Leasing and Sales, Inc. by the Savanna School District (SSD) for the Lease of Portable Buildings at Sun View School and Approve Lease Agreements (Action)

Passed with a motion by Norm Westwell and a second by Jack Souders.

Absent	John Briscoe
Yes	Gina Clayton-Tarvin
Yes	Patricia Singer
Yes	Jack Souders
Yes	Norm Westwell

R.2. Administrative Services: Amended and Restated Lease Agreement Between Ocean View School District of Orange County and LePort Educational Institute (Action)

MOTION by Trustee Clayton-Tarvin and seconded by Trustee Singer to approve.

Trustee Westwell expressed concern with certain portions of the Agreement, including the term expressed as five years instead of seven years, a reference to Exhibit C which is not included in the Lease, and the order of the Exhibits.

Substitute motion by Trustee Westwell and seconded by Trustee Clayton-Tarvin to postpone this matter to the next meeting to allow additional time for staff to closely review the Agreement.

Dr. Conroy explained that on page 2, Section 3 (Term), the language can be corrected to “seven (7)” instead of “five (5)” which would then align with the remainder of the Agreement. He noted that the reference to Exhibit C on page 3, Section 6.b. (Individual Guaranty) of the Agreement states “at District’s sole discretion,” and as such, the District has not included Exhibit C. Dr. Conroy stated that the Agreement has been written by our attorney.

Further discussion ensued regarding whether to revise the Agreement by making corrections tonight prior to approval or postponing the matter to the next meeting.

Trustee Singer suggested amending the Lease on page 3, Section 6.b. (Individual Guaranty), to include the words, “if chosen to” in reference to Exhibit C.

Trustee Westwell noted on page 1, Section 1.a.(1) refers to the lessee complying with all federal, state and local laws. He expressed concern with this wording, noting the differing views of state and federal law on immigration policy.

Trustee Clayton-Tarvin raised a Point of Order, stating that immigration policy or state/federal law is not agendized.

President Souders shared that upon reading the entire section, the compliance issue and any costs or fees involved would fall on the lessee and not the District.

Vote on Substitute motion to postpone this matter to the next meeting to allow additional time for staff to closely review the Agreement:

Absent	John Briscoe
No	Gina Clayton-Tarvin
No	Patricia Singer
No	Jack Souders
Yes	Norm Westwell

Substitute motion by Trustee Clayton-Tarvin and seconded by Trustee Singer to approve the Agreement, with the following changes: Page 2, Section 3 (Term) to state, “The term of this LEASE AGREEMENT shall be **seven (7)** years...”; Page 3, Section 6.b. (Individual Guaranty) to state, “DISTRICT, at DISTRICT’s sole discretion, may require the execution of the Lease Rent Payment Guaranty (“Guaranty”) attached hereto, **if chosen to**, as Exhibit C...”

Trustee Briscoe arrived at 7:15 p.m.

Vote on Substitute motion to approve the Agreement, with the following changes: Page 2, Section 3 (Term) to state, “The term of this LEASE AGREEMENT shall be **seven (7)** years...”; Page 3, Section 6.b. (Individual Guaranty) to state, “DISTRICT, at DISTRICT’s sole discretion, may require the execution of the Lease Rent Payment Guaranty (“Guaranty”) attached hereto, **if chosen to**, as Exhibit C...”

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

R.3. Administrative Services: Disposal of Electronic Waste and Enter into Agreement with Recycle International (Action)

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

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

R.4. Administrative Services: File Notice of Completion: R. J. Daum Construction Company on Restroom Modernization Projects (Action)

Passed with a motion by John Briscoe and a second by Patricia Singer.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

R.5. Educational Services: Independent Contractor Agreement between Ocean View School District of Orange County and the California Arts Project (Action)

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

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

R.6. Human Resources: Public Hearing on the Proposed Openers For Contract Negotiations Between Ocean View School District of Orange County and California School Employees Association and Its Chapter #375 for the 2017-2018 School Year (Public Hearing)

President Souders opened the Public Hearing at 7:23 p.m. There being no one present wishing to address the Board of Trustees on this matter, the Public Hearing was closed at 7:24 p.m.

R.7. Human Resources: Quarterly Summary on Williams Uniform Complaints (Education Code Section 35186) - April 2018 (Information)

Received for information.

R.8. Human Resources: Resolution No. 21:1718 - A Resolution of the Ocean View School District Of Orange County Designating May 14 - 18, 2018, as Week of the Employee (Action)

Passed with a motion by John Briscoe and a second by Patricia Singer.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

R.9. Superintendent's Office: California School Boards Association Agenda Online Service Agreement (Action)

Passed with a motion by Norm Westwell and a second by John Briscoe.

Yes John Briscoe
Yes Gina Clayton-Tarvin
Yes Patricia Singer
Yes Jack Souders
Yes Norm Westwell

S. Any Other Public Communications to the Board of Trustees: None.

T. Future Agenda Items (As requested by Board Members): None.

U. Board of Trustees' Roundtable

Trustee Briscoe noted his absence at the start of the meeting was due to a flight delay, and appreciated being home.

Trustee Singer thanked everyone for their support; is looking forward to creating relationships and working with her fellow Board members, as well as keeping students our top priority.

Trustee Westwell welcomed Trustee Singer to the Board of Trustees.

Trustee Clayton-Tarvin mentioned she is looking forward to working with Trustee Singer; provided additional information regarding tomorrow's school site pinwheel garden events to focus on happy and healthy children; invited everyone to attend the Student Art Exhibit Reception for OVSD on Friday at 5:00 p.m. at the Huntington Beach Art Center, and thanked Trustee Briscoe for his work in bringing this program to the attention of the District; plans to attend the upcoming Superintendent's Parent Forum.

President Souders thanked the audience for attending tonight's meeting; welcomed Trustee Singer; invited everyone to the Student Art Exhibit at the Huntington Beach Art Center.

V. * Closed Session (if needed)

The Board of Trustees returned to Closed Session at 7:35 p.m. to continue discussion of items previously announced. Any announcements regarding Closed Session actions will be made from the Building C Conference Room.

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

The Board of Trustees returned to Open Session at 8:54 p.m. There were no Closed Session actions to report.

X. Adjournment

Time: 8:55 p.m.

Passed with a motion by Norm Westwell and a second by John Briscoe.

Yes John Briscoe

Yes Gina Clayton-Tarvin

Yes Patricia Singer

Yes Jack Souders

Yes Norm Westwell



Carol Hansen, Ed.D., Superintendent



Gina Clayton, Board Clerk

April 24, 2018

Date