

**Minutes of the Special Meeting of the**

**STATE BOARD OF EDUCATION  
2500 NORTH LINCOLN BOULEVARD  
STATE BOARD ROOM, SUITE 1-20  
OKLAHOMA CITY, OKLAHOMA**

**May 24, 2021**

The State Board of Education met in special session at 5:31 p.m. on Monday, May 24, 2021, conducted via a virtual platform only. The final agenda was posted at 5:02 p.m. on Friday, May 21, 2021.

The following were present at remote locations:

Mr. Brad Clark, General Counsel, via Zoom videoconference

Ms. Terrie Cheadle, Chief Executive Secretary, via Zoom videoconference

Members of the State Board of Education present at remote locations appearing via teleconference and Zoom videoconference:

State Superintendent Joy Hofmeister, Chairperson of the Board

Mrs. Estela Hernandez, Oklahoma City

Mr. Trent Smith, Yukon

Mrs. Carlisha Williams Bradley, Tulsa

Mr. William "Bill" Flanagan, Claremore

Mr. Brian Bobek, Oklahoma City

Mrs. Jennifer Monies, Oklahoma City

## CALL TO ORDER AND ROLL CALL

State Superintendent Joy Hofmeister called the State Board of Education regular meeting to order at 5:31 p.m. Ms. Cheadle called the roll and ascertained there was a quorum.

Superintendent Hofmeister welcomed everyone to the virtual meeting of the State Board of Education.

(Board member Smith ~~absent at Roll Call~~ and joined the meeting at 5:34 p.m.)

## LEGAL SERVICES

### Executive Session

**pursuant to 25 O.S. §§ 307 (B)(4)** for the purpose of conducting confidential communications between the State Board of Education and legal counsel concerning pending litigation, to wit: 1) *Oklahoma Public Charter School Association v. Oklahoma State Board of Education*, CV-2017-1330, in the District Court of Oklahoma County; 2) *Elk City School District, et al., v. Oklahoma State Board of Education*, Case No. 119553, in the Supreme Court of the State of Oklahoma; and, 3) *Tulsa Public Schools v. Oklahoma State Board of Education*, CV-21-617, in the District Court of Tulsa County, the State Board having been advised by legal counsel that disclosure will seriously impair the ability of the State Board to conduct the litigation in the public interest.

### **Rescind the March 25, 2021, Resolution concerning *Oklahoma Public Charter School Association v. Oklahoma State Board of Education, CV-2017-1330, in the District Court of Oklahoma County and the funding of Oklahoma public charter schools***

Brad Clark, General Counsel recommended to convene into the executive session pursuant to 25 O.S. §§ 307 for the reason identified on the agenda.

Board member Hernandez moved into Executive Session at 5:35 p.m. Board member Smith seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

### **Return to Open Session**

Board member Hernandez moved to return to Open Session at 6:22 p.m. Board member Smith seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

Board member Smith moved to resend the State Board of Education Resolution from March 25, 2021, as it pertains to the 2017 Charter School Association lawsuit. This retention, however, being subject to a few items first. A dismissal being filed in that 2017 lawsuit by the Charter School Association, a release of all claims against the State Board of Education,

a release of all claims against the State Department of Education and Governor Stitt signing Senate Bill 229 into law. Board member Hernandez seconded the motion.

John O'Connor asked for clarification the motion is releasing the Charter Public Charter School Association.

Board member Smith said yes, that is the intention.

The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

### **ADJOURNMENT**

Board member Hernandez moved to adjourn the meeting at 6:25 p.m. Board member Smith seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; Mr. Smith, yes; and Superintendent Hofmeister, yes.

The next regular meeting of the State Board of Education will be held on Thursday, May 27, 2021, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

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Joy Hofmeister, Chairperson of the Board

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Terrie Cheadle, Chief Executive Secretary