Beverly Hills Unified School District Minutes

Regular Board of Education Meeting
September 29, 2015, 7:00 PM

STC/Jon Cherney Lecture Hall
Beverly Hills High School
Beverly Hills, California 90212

CLOSED SESSION - Administrative Building

OPEN SESSION - STC/Jon Cherney Lecture Hall at Beverly Hills High School

Attendance Taken at 7:00 PM:

Present:
Shawn Ahdout
Dr. Brian Goldberg
Howard Goldstein
Lewis Hall
Lisa Korbatov
Noah Margo

I. OPEN SESSION-4:00 P.M.

II. PUBLIC COMMENT

III. CLOSED SESSION-4:00 P.M.

III.a. Conference with Legal Counsel Existing Litigation (1 case) - OAH Case No. 2015040979

III.b. Conference with Legal Counsel Existing Litigation (1 case) - OAH Case No. 2015090492

III.c. Settlement Agreement Student Number 14334

III.d. Settlement Agreement Student Number 13344

III.e. Settlement Agreement Student Number 13897

III.f. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) of Section 54956.9: (3 Cases)

III.g. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION Beverly Hills Unified School District v. Federal Transit Administration, et al., USDC Case No. CV 12-9861-GW(SS)
III.h. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9): Beverly Hills Unified School District v. Los Angeles County Metropolitan Transportation Authority (LASC Case No. BS 137606)

III.i. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9): Karen Christiansen v. Beverly Hills Unified School District Case No. BC 420456 Claim of Strategic Concepts and Karen Christiansen

III.j. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9): Jeff Fisher v. Beverly Hills Unified School District, et al., (Case No. SC121947)

III.k. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION  
(Subdivision (a) of Section 54956.9): Amy Golden v. The Beverly Hills Unified School District, a public school district, Brian Goldberg, an individual; Lisa Korbatov, an individual (Case No. BC573853)

III.l. CONFERENCE WITH LABOR NEGOTIATORS

III.m. EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

III.n. PUBLIC EMPLOYEE APPOINTMENT

III.n.1. Certificated Personnel Report
III.n.2. Classified Personnel Report - Revision

IV. OPEN SESSION-CALL TO ORDER-FLAG SALUTE-7:00 P.M.  
Minutes:
Board President Brian Goldberg called the meeting to order at 7:00 PM and asked Ena LaVan to lead the audience in the Pledge of Allegiance.

V. APPROVAL OF THE AGENDA  
Motion Passed: A motion was made to approve the Agenda. Passed with a motion by Howard Goldstein and a second by Lisa Korbatov.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Absent Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

VI. REPORT OF CLOSED SESSION ACTION  
Minutes:
Superintendent Steve Kessler reported from Closed Session that the Board approved Case No. SC121947.

VII. AGENDA HEARING PERIOD/ADDRESSING THE BOARD  
Minutes:
The following person addressed the Board:
Hillary Hartman
VIII. STAFF PRESENTATIONS

VIII.a. Beverly Hills High School - Principal's Update
Minutes:
BHHS Principal Dave Jackson updated the Board on the high school.

IX. CONSENT CALENDAR*
Motion Passed: A motion was made to approve the Consent Calendar minus items b.1, b.2, d., e. and h. Passed with a motion by Noah Margo and a second by Howard Goldstein.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

IX.a. Approval Board Meeting Minutes

IX.a.1. Regular Board Meeting-9.8.2015
IX.a.2. Special Board Meeting-9.17.2015
IX.a.3. Emergency Board Meeting-9.16.2015

IX.b. Personnel Reports

IX.b.1. Certificated Personnel Report
Motion Passed: This item was pulled for further discussion.
A motion was made to approve the Certificated Personnel Report minus line 32. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

IX.b.2. Classified Personnel Report - Revision
Motion Passed: This item was pulled for further discussion.
A motion was made to approve the Classified Personnel Report-Revision. Passed with a motion by Noah Margo and a second by Lewis Hall.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

IX.c. Approval of School Psychology Supervised Fieldwork Agreement with Loyola Marymount University
IX.d. Approval to discard BHHS Obsolete Library Books
Motion Passed: This item was pulled for further discussion.
A motion was made for Approval to discard BHHS Obsolete Library Books. Passed with a motion by Lewis Hall and a second by Noah Margo.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

IX.e. Disposal of Obsolete Trailer
Motion Passed: This item was pulled for further discussion.
A motion was made for approval for Disposal of Obsolete Trailer. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

IX.f. Ratification of Purchase Order #6 for 2015/2016

IX.g. Cash Collection Report #6 for 2015/2016

IX.h. Approval/Acceptance of Donations Listed Pursuant to Board Policy 3290

X. REPORTS

X.a. Superintendent's Report
Minutes:
No Report.

X.b. Student Board Member Report
Minutes:
No Report.

XI. EDUCATIONAL SERVICES

XI.a. Approval of Proposed Library Budget
Motion Passed: A motion was made for Approval of Proposed Library Budget. A roll call vote was taken. Passed with a motion by Noah Margo and a second by Lewis Hall.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo
XI.b. Public Hearing and Approval of Resolution # 2015-2016-05: Statement of Assurance of Fiscal Year 2015-2016 Pupil Textbook and Instructional Materials Program, Grades K-12
Motion Passed: A motion was made for Approval of Resolution #2015-2016-05: Statement of Assurance of Fiscal Year 2015-2016 Pupil Textbook and Instructional Materials Program, Grades K-12. Passed with a motion by Noah Margo and a second by Lewis Hall.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

Minutes:
PUBLIC HEARING AND APPROVAL OF RESOLUTION # 2015-2016-005: SUFFICIENCY OF INSTRUCTIONAL MATERIALS

The public hearing on sufficiency of instructional materials is now open at 8:30 p.m.

The governing board of the Beverly Hills Unified School District, in compliance with the Education Code Section 60119 is required to hold a public hearing on or before the eight week of school that certify that each pupil in the District has sufficient textbooks or instructional materials, in each subject area that are consistent with the content and cycles of the curriculum framework adopted by the State Board of Education.

We now invite members of the audience to address the Board of Education on the proposed resolution.

The Board of Education has heard your comments and we thank you very much for your input.

The public hearing is now closed at 8:31 p.m.

XI.c. Approval of Character Education Month Resolution # 2015-2016-06
Motion Passed: A motion was made for Approval of Character Education Month Resolution #2015-2016-06. Passed with a motion by Dr. Brian Goldberg and a second by Noah Margo.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

XI.d. Discussion and Approval of the Broadband Infrastructure Improvement Grant 2.0 Application
Motion Passed: A motion was made for Approval of the Broadband Infrastructure Improvement Grant 2.0 Application. Passed with a motion by Noah Margo and a second by Lewis Hall.
XI.e. Presentation of District CAASPP Test Score Results
Minutes:
Dr. Tedford and Mr. Kessler did a power point presentation for the Board on the District CAASPP Test Score Results.

XI.f. Discussion of Advanced Studies Program
Minutes:
This is a discussion item only.
Dr. Phil Chase discussed an Advanced Studies Program at the high school.
Staff direction: keep the conversation moving forward.

XII. HUMAN RESOURCES

XII.a. PUBLIC HEARING-2015-2016 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Certificated Unit) And The Beverly Hills Unified School District

Motion Passed: A motion was made to approve the PUBLIC HEARING-2015-2016 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Certificated Unit) And The Beverly Hills Unified School District:
Article IX-PROFESSIONAL ASSESSMENT OF CERTIFICATED PERSONNEL
Appendix A-Article III-SALARIES-Stipends and Extra Pay
Article VIII-CLASS SIZE
Article V-HEALTH, WELFARE AND OTHER BENEFITS-Staff Permits to BHUSD
Appendix D-SCHOOL CALENDAR
New Article- SUBSTITUTE CONTRACT LANGUAGE
Article IV-HOURS
Article VII-TRANSFER LANGUAGE

A roll call vote was taken. Passed with a motion by Noah Margo and a second by Howard Goldstein.

Minutes:
The public hearing regarding the proposed sunshine items between the Beverly Hills Unified School District and the Certificated Unit of the Beverly Hills Education Association is now open at 9:24 p.m.
Government Code Section 3547 requires that all initial proposals of an exclusive representative (BHEA-Certificated) of the public school employers which relate to matters within the scope of representation shall be presented at a public meeting of the public school employer and thereafter be a public record. The Beverly Hills Education Association Certificated Unit and District have agreed to sunshine a number of articles and appendices for the 2015-2016 collective bargaining sessions.

We now invite members of the audience to address the Board of Education on the proposed articles.

The Board of Education has heard your comments and concerns and we thank you very much for your input.

The public hearing is now closed at 9:26 p.m.

XIII. BUSINESS AND FINANCE

XIII.a. Approval 2015-16 Budget Revision
Motion Passed: A motion was made to approve the 2015-2016 Budget. Passed with a motion by Noah Margo and a second by Lewis Hall.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

XIV. PLANNING AND FACILITIES

Motion Passed: A motion was made to extend the meeting to 11:30 p.m. Passed with a motion by Howard Goldstein and a second by Noah Margo.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

XIV.a. Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for additional work (backfill) for the Preparation of a Geotechnical Report for California Geologic Survey (CGS) for El Rodeo School Renovation Project

Motion Passed: A motion was made for Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for additional work (backfill) for the Preparation of a Geotechnical Report for California Geologic Survey (CGS) for El Rodeo School Renovation Project. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.

Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
XIV.b. Approval to Begin Advertisement and Bid Process for the Building B Low Voltage Cabling at Horace Mann School

Motion Passed: A motion was made for Approval to Begin Advertisement and Bid Process for the Building B Low Voltage Cabling at Horace Mann School. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.

XIV.c. Approval/Ratification to enter into an Agreement with California Access Scaffold for work of Inspection and Protection Scaffolding at Hawthorne School

Motion Passed: A motion was made for Approval/Ratification to enter into an Agreement with California Access Scaffold for work of Inspection and Protection Scaffolding at Hawthorne School. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.

XIV.d. Approval/Ratification to enter into an Agreement with Bragg Crane Service for Work of the Removal of Finials and Cupola at Hawthorne School.

Motion Passed: A motion was made for Approval/Ratification to enter into an Agreement with Bragg Crane Service for Work of the Removal of Finials and Cupola at Hawthorne School. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.

XIV.e. Approval to enter into an Agreement Amendment with California Access Scaffold, LLC for Additional Protection Scaffolding and Safety Measures at El Rodeo School.
Motion Passed: A motion was made for Approval/Ratification to enter into an Agreement with Bragg Crane Service for Work of the Removal of Finials and Cupola at Hawthorne School. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

Motion Passed: A motion was made for Approval to enter into an Agreement Amendment with California Access Scaffold, LLC for Additional Protection Scaffolding and Safety Measures at El Rodeo School. Passed with a motion by Howard Goldstein and a second by Noah Margo.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

XIV.f. Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for Additional Work Required by the Preparation of a Geotechnical Report to California Geologic Survey (CGS) at El Rodeo School.

Motion Passed: A motion was made for Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for Additional Work Required by the Preparation of a Geotechnical Report to California Geologic Survey (CGS) at El Rodeo School. Passed with a motion by Lewis Hall and a second by Lisa Korbatov.
Yes Shawn Ahdout
Yes Dr. Brian Goldberg
Yes Howard Goldstein
Yes Lewis Hall
Yes Lisa Korbatov
Yes Noah Margo

XV. PROFESSIONAL AND OFFICIAL BUSINESS

XV.a. Approval of new members to the Citizens’ Oversight Committee

Minutes:
Mr. Goldstein made a motion for approval of new members to the Citizens' Oversight Committee: Kathryn Cavanaugh, Lee Egerman, Jason Rund, Richard Schreiber, Michael Schulman and Hunter Tanner.

Mr. Goldstein withdrew the motion and the item was tabled.
XV.b. Discussion-Sending drones to survey other campuses
   Minutes: This item was not discussed

XVI. COMMUNICATION FROM THE BOARD MEMBERS

Minutes:
Mr. Hall: Staff was directed to develop a plan to put students housed in Hawthorne Building A into portables.

XVII. FUTURE BOARD MEETINGS

   XVII.a. Regular Board Meeting-Tuesday, October 13, 2015-7:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

   XVII.b. Regular Board Meeting-Tuesday, October 27, 2015-7:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVIII. ADJOURNMENT

Minutes:
Dr. Goldberg announced the Future Board Meetings and the meeting was adjourned at 11:20 p.m.