

# **Beverly Hills Unified School District Minutes**

## **Regular Board of Education Meeting**

April 12, 2017, 5:00 PM

CLOSED SESSION - Administrative Building  
255 South Lasky Drive Beverly Hills, CA 90212

OPEN SESSION - STC/Jon Cherney Lecture Hall, Beverly Hills High School  
241 Moreno Drive Beverly Hills,

---

### **Attendance Taken at 5:15 PM:**

#### **Present:**

**Howard Goldstein**

**Isabel Hacker**

**Lisa Korbatov**

**Noah Margo**

**Sam Schwartz**

**Mel Spitz**

### **I. OPEN SESSION-3:00 P.M.**

### **II. AGENDA HEARING PERIOD-PUBLIC COMMENT**

### **III. CLOSED SESSION-3:00 P.M.**

#### **III.A. Settlement Agreement - Student 1002935**

#### **III.B. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION Significant exposure to litigation pursuant to subdivision (b) & (d)(2) of Section 54956.9: (4 Cases)**

#### **III.C. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Subdivision (d)(1) of Section 54956.9): Beverly Hills Unified School District v. Los Angeles County Metropolitan Transportation Authority (LASC Case No. BS 137606)**

#### **III.D. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION (Subdivision (d)(1) of Section 54956.9): Beverly Hills Unified School District v. Federal Transit Administration, et al., USDC Case No. CV 12-9861-GW(SS)**

#### **III.E. CONFERENCE WITH LABOR NEGOTIATORS: Agency Representative: Yolanda Mendoza Employee Organizations: CSEA, BHEA-Certificated, BHEA-IA, BHEA-OTBS Unrepresented Employees**

#### **III.F. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

### **IV. OPEN SESSION-CALL TO ORDER-FLAG SALUTE-5:00 P.M.**

#### **Minutes:**

**Board President Mel Spitz called the meeting to order at 5:20 p.m. and asked Telly Tse to lead the audience in the Pledge of Allegiance.**

## V. APPROVAL OF THE AGENDA

**Motion Passed:** A motion was made to approve the Agenda minus item X.E. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

## VI. REPORT OF CLOSED SESSION ACTION

**Minutes:**

Superintendent Bregy reported from Closed Session that the Board voted 5-0 to approve the Settlement Agreement with Student #1002935.

## VII. AGENDA HEARING PERIOD-PUBLIC COMMENT

**Minutes:**

The following people addressed the Board:

Telly Tse, Marla Weiss, Sharon De Moyo, Angelia Chirichigno, Susie Romano and Darlene Prijatel.

## VIII. ACCOMMODATIONS AND RECOGNITION

### VIII.A. Recognition-Les Bronte and the BHHS Every 15 Minutes Team

**Minutes:**

Les Bronte, Karen Setian, Gail Millan and Lisa Kay Schwartz were recognized for their outstanding work on the Every 15 Minutes program at Beverly Hills High School.

### VIII.B. Introduce the 2017 Apple Award Recipients

**Minutes:**

Superintendent Bregy recognized the 2017 Apple Award Recipients:

Kalia Scheiner-BHHS, Beth Schwab-BHHS, Carly Verstegen-Beverly Vista, Michelle Ziskind-El Rodeo, Marcy Scholer-Hawthorne, David Siskin-Horace Mann

Administrator: Dave Jackson and Classified: Gino Garcia

## IX. BUSINESS AND FINANCE

### IX.A. Information - LACOE Review of the 2016-2017 Second Interim Report

### IX.B. Approval/Ratification to Contract with the Los Angeles County Office of Education to Administer of SMAA claims

**Motion Passed:** A motion was made for Approval/Ratification to Contract with the Los Angeles County Office of Education to Administer of SMAA claims. Passed with a motion by Noah Margo and a second by Howard Goldstein.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**IX.C. Presentation and Acceptance of 2015-16 Measure E Performance Audit**

**Motion Passed:** A motion was made to approve the 2015-16 Measure E Performance Audit. Passed with a motion by Howard Goldstein and a second by Noah Margo.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**IX.D. Presentation and Acceptance of 2015-16 Measure E Financial Audit**

**Motion Passed:** A motion was made to accept the 2015-16 Measure E Financial Audit. Passed with a motion by Howard Goldstein and a second by Mel Spitz.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**X. CONSENT CALENDAR\***

**Motion Passed:** A motion was made for approve the Consent Calendar minus item E. Passed with a motion by Howard Goldstein and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Absent** Noah Margo  
**Yes** Mel Spitz

**X.A. Approval Board Meeting Minutes**

**X.A.1. Regular Board Meeting-3-28-2017**

**X.B. Personnel Reports**

**X.B.1. Certificated Personnel Report**

**X.B.2. Classified Personnel Report**

**X.C. Approval of Williams Uniform Complaint Quarterly Report Summary - Third Quarter (January 1, 2017 - March 31, 2017)**

**X.D. Approval-Amendment to the Mediscan Master Contract**

**X.E. Approval - Professional Services Agreement - Halstrom Academy Minutes:**

**This item was pulled from the Agenda.**

**X.F. Approval-Professional Services Agreement - Leigh Kallestad**

**X.G. Approval-Professional Services Agreement - Michelle Elliott Rearick**

**X.H. Approval-Professional Services Agreement - Katharin Rundus**

**X.I. Approval of Contract with Moss, Levy & Hartzheim for District Audit Services**

**X.J. Approval to Contract with Hawkins, Delafield & Wood LLP for Arbitrage Rebate and Yield Restriction Compliance Services with Respect to 2016-17 Tax and Revenue Anticipation Note, Series A**

**X.K. Approval/Acceptance of Donations Listed Pursuant to Board Policy 3290**

**X.L. Ratification of Purchase Order #16 for 2016/2017**

**X.M. Cash Collection Report #16 for 2016/2017**

**X.N. Approval of Warrant Report #10 for 2016/2017**

## **XI. REPORTS**

**XI.A. Superintendent's Report**

**Minutes:**

**Superintendent Bregy reported that he is continuing with the hiring of key positions in the District.**

**XI.B. Student Board Member Report**

**Minutes:**

**Student Board Member Sam Schwartz congratulated the Apple Award winners and reported on various activities going on at the high school.**

## **XII. HUMAN RESOURCES**

**XII.A. Approval of Resolution 2016-2017-033 Authorizing an Agreement with Keenan Financial Services to Design and Administer a Supplemental Early Retirement (SERP) for Eligible Employees Provided there is Sufficient Employee Participation.**

**Motion Passed: A motion was made for Approval of Resolution 2016-2017-033 Authorizing an Agreement with Keenan Financial Services to Design and Administer a Supplemental Early Retirement (SERP) for Eligible Employees Provided there is Sufficient Employee Participation. Passed with a motion by Noah Margo and a second by Isabel Hacker.**

**Yes Howard Goldstein**

**Yes Isabel Hacker**

**Yes Lisa Korbatov**

**Yes Noah Margo**

**Yes Mel Spitz**

**XII.B. PUBLIC HEARING-2016-2017 Sunshine Items For Contract Negotiations Between California School Employees Association (CSEA) And The Beverly Hills Unified School District**

**Motion Passed:** A motion was made to approve the 2016-2017 Sunshine Items For Contract Negotiations Between California School Employees Association (CSEA) And The Beverly Hills Unified School District. Passed with a motion by Noah Margo and a second by Howard Goldstein.

**Yes** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbatov

**Yes** Noah Margo

**Yes** Mel Spitz

**Minutes:**

The public hearing regarding the proposed sunshine items between the Beverly Hills Unified School District and the California Schools Employee Association (CSEA) Beverly Hills Chapter 328 is now open at 7:00 p.m.

In compliance with the provisions of Government Code Section 3547.5, the Board of Education of the Beverly Hills Unified School District, will receive public input and offers interested parties the ability to ask questions and or make comments on the California School Employees, Beverly Hills Chapter #328 articles that will be Sunshined for the 2016-2017 school year.

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

The public hearing is now closed at 7:01 p.m.

**XII.C. PUBLIC HEARING-2016-2017 Management Proposal For Contract to California School Employees Association (CSEA) And The Beverly Hills Unified School District**

**Motion Passed:** A motion was made to approve the 2016-2017 Management Proposal For Contract to California School Employees Association (CSEA) And The Beverly Hills Unified School District. Passed with a motion by Howard Goldstein and a second by Noah Margo.

**Yes** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbatov

**Yes** Noah Margo

**Yes** Mel Spitz

**Minutes:**

The public hearing regarding the 2016-2017 Management Proposal for Contract to California School Employees Association (CSEA) and the BHUSD is now open at 7:02 p.m.

In compliance with the provisions of Government Code Section 3547.5, the Board of Education of the Beverly Hills Unified School District, will receive public input and offers interested parties the ability to ask questions and or make comments on the Beverly Hills Unified School District, Management Proposal to California School Employees, Beverly Hills Chapter #328 articles that will be Sunshined for the 2016-2017 school year.

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

proposed articles.  
The public hearing is now closed at 7:03 p.m.

### **XIII. PLANNING AND FACILITIES**

**XIII.A. Approval of Amendment No. 3 to the Agreement with Leighton Consulting, Inc., for additional Geotechnical and Materials Testing Services for the Beverly Hills High School Modernization Project.**

**Motion Passed:** A motion was made for Approval of Amendment No. 3 to the Agreement with Leighton Consulting, Inc., for additional Geotechnical and Materials Testing Services for the Beverly Hills High School Modernization Project. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.B. Acceptance of the Beverly Hills High School B4 Electrical Panel Replacement Project and authorization to file a Notice of Completion and release retention.**

**Motion Passed:** A motion was made to approve B. Acceptance of the Beverly Hills High School B4 Electrical Panel Replacement Project and authorization to file a Notice of Completion and release retention and C. Acceptance of the Beverly Vista School Multi-purpose Room Ceiling Tile Replacement Project and authorization to file a Notice of Completion and release retention. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.C. Acceptance of the Beverly Vista School Multi-purpose Room Ceiling Tile Replacement Project and authorization to file a Notice of Completion and release retention.**

**Motion Passed:** A motion was made to approve B. Acceptance of the Beverly Hills High School B4 Electrical Panel Replacement Project and authorization to file a Notice of Completion and release retention and C. Acceptance of the Beverly Vista School Multi-purpose Room Ceiling Tile Replacement Project and authorization to file a Notice of Completion and release retention. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.D. Ratification of an Agreement issued under Board Resolution No. 2015-2016-039 for Moving Services at Beverly Vista School with King Office Services.**

**Motion Passed:** A motion was made to approve the Ratification of an Agreement issued under Board Resolution No. 2015-2016-039 for Moving Services at Beverly Vista School with King Office Services. Passed with a motion by Howard Goldstein and a second by Noah Margo.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.E. Approval of Amendment No. 1 to the Agreement with Environmental Audit, Inc. for additional asbestos and lead abatement monitoring services during the the El Rodeo School Abatement and Demolition Project.**

**Motion Passed:** A motion was made to approve E. Approval of Amendment No. 1 to the Agreement with Environmental Audit, Inc. for additional asbestos and lead abatement monitoring services during the El Rodeo School Abatement and Demolition Project and F. Approval of Amendment No. 11 to the Agreement with HMC Group for Architectural and Engineering services for El Rodeo School. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.F. Approval of Amendment No. 11 to the Agreement with HMC Group for Architectural and Engineering services for El Rodeo School.**

**Motion Passed:** A motion was made to approve E. Approval of Amendment No. 1 to the Agreement with Environmental Audit, Inc. for additional asbestos and lead abatement monitoring services during the El Rodeo School Abatement and Demolition Project and F. Approval of Amendment No. 11 to the Agreement with HMC Group for Architectural and Engineering services for El Rodeo School. Passed with a motion by Noah Margo and a second by Isabel Hacker.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.G. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Signage at Horace Mann School with Signs and Lucite Products, Inc.**

**Motion Passed:** A motion was made to approve the Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Signage at Horace Mann School with Signs and Lucite Products, Inc. Passed with a motion by Noah Margo and a second by Howard Goldstein.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIII.H. Approval of Amendment No. 1 to the Agreement with Cumming Construction Management, Inc., for Bid Procurement and Construction Administration of the District's Proposition 39 LED Lighting Retrofit Project.**

**Motion Passed:** A motion was made for Approval of Amendment No. 1 to the Agreement with Cumming Construction Management, Inc., for Bid Procurement and Construction Administration of the District's Proposition 39 LED Lighting Retrofit Project. Passed with a motion by Isabel Hacker and a second by Howard Goldstein.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**Yes** Noah Margo  
**Yes** Mel Spitz

**XIV. COMMUNICATION FROM THE BOARD MEMBERS**

**XV. FUTURE BOARD MEETINGS**

**XV.A. Study Session-District Property Repurposing-Wednesday, April 19, 2017-9:00 AM-Administrative Office/Board Room, 255 South Lasky Drive, Beverly Hills, CA**

**XV.B. Regular Board Meeting-Tuesday, April 25, 2017-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School**

**XV.C. Regular Board Meeting-Tuesday, May 9, 2017-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School**

**XVI. ADJOURNMENT**

**Minutes:**

**Mr. Spitz adjourned the meeting at 7:23 p.m.**