Beverly Hills Unified School District Minutes

Regular Board of Education Meeting
August 23, 2016, 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, CA  90212

Attendance Taken at 5:11 PM:

Present:
Howard Goldstein
Isabel Hacker
Lisa Korbatov
Noah Margo
Sam Schwartz
Mel Spitz

I. OPEN SESSION-2:00 P.M.

II. AGENDA HEARING PERIOD-PUBLIC COMMENT

III. PROFESSIONAL AND OFFICIAL BUSINESS

III.a. Citizens’ Oversight Committee-Measure E INTERVIEW APPLICANTS

IV. CLOSED SESSION-3:00 P.M.

IV.a. PUBLIC EMPLOYEE PERFORMANCE EVALUATION Title: Chief Administrative Officer

IV.b. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to subdivision (b) & (d)(2) of Section 54956.9: (1 Case)

IV.c. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
(subdivision) (d) (1) Beverly Hills Unified School District v Metropolitan Transportation Authority (LASC Case No. BS 137606)

IV.d. THREAT TO PUBLIC SERVICES OR FACILITIES (Gov. Code Section 54957(a)

IV.e. CONFERENCE WITH REAL PROPERTY NEGOTIATORS-Property: 220 South Doheny Drive, Beverly Hills CA Agency Negotiator: La Tanya Kirk-Carter

IV.f. CONFERENCE WITH LABOR NEGOTIATORS: Agency Representative: Yolanda Mendoza Employee Organizations: CSEA, BHEA-Certificated, BHEA-IA,
BHEA-OTBS Unrepresented Employees (IA's MOU)

IV.g. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

V. OPEN SESSION-CALL TO ORDER-FLAG SALUTE-5:00 P.M.

Minutes:
Board President Howard Goldstein called the meeting to order at 5:12 p.m. and asked Sophia Goldberg to lead the audience in the Pledge of Allegiance.

VI. APPROVAL OF THE AGENDA

Motion Passed: A motion was made to approve the Agenda. Passed with a motion by Mel Spitz and a second by Isabel Hacker.

Yes Howard Goldstein
Yes Isabel Hacker
Yes Lisa Korbataov
Yes Noah Margo
Yes Mel Spitz

VII. REPORT OF CLOSED SESSION ACTION

Minutes:
Superintendent Steve Kessler reported out of Closed Session that the Board voted 5-0 to approve employee settlement agreement for employee #GF5147724.

VIII. AGENDA HEARING PERIOD-PUBLIC COMMENT

IX. CONSENT CALENDAR* 

IX.a. Approval Board Meeting Minutes

IX.a.1. Regular Board Meeting-08.09.2016

Motion Passed: This item was pulled for further discussion. A motion was made to approve the minutes for the Regular Board Meeting-8.9.2016. Passed with a motion by Noah Margo and a second by Isabel Hacker.

Yes Howard Goldstein
Yes Isabel Hacker
Yes Lisa Korbataov
Yes Noah Margo
Yes Mel Spitz

IX.a.2. Special Board Meeting-08.17.2016

IX.b. Personnel Reports

IX.b.1. Certificated Personnel Report
IX.b.2. Classified Personnel Report

IX.c. Approval of Professional Services Agreement with Joe Ayala
IX.d. Approval of Service Agreement with STAR Education INC. to provide instructional program to students in the District's GATE program

IX.e. Approval of Amendment-Professional Services Agreement with American Language Services

IX.f. Approval of Professional Services-Dr. Robert Colegrove

IX.g. Approval of Professional Services-Dr. Jeffrey Jessum

IX.h. Approval Master Contract-Youth Care Residential of Utah

IX.i. Approval of Professional Service Agreement with La Trice Harris for Accounting and Financial Services

IX.j. Professional Services Agreement for Coldwell Banker Residential Brokerage

Motion Passed: This item was pulled for further discussion.
A motion was made to table this item. 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

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

IX.l. BHHS Out-of-County Trip: BHHS Madrigal Singers Retreat; Idyllwild, CA; September 9-11, 2016

IX.m. Ratification of Purchase Order #3 for 2016/2017

Motion Passed: This item was pulled for further discussion.
A motion was made to approve the Ratification of Purchase Order #3 for 2016/2017. Ms. Kirk-Carter will address Mrs. Hackers concerns. 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

IX.n. Approval of Warrant Report #2 for 2016/2017

IX.o. Cash Collection Report #3 for 2016/2017

X. BOARD POLICIES

X.a. Discussion-Board Bylaw 9100 Organization
Minutes:
Board Direction: have staff and counsel look at other school districts policies on Board succession, rotation and election and have it vetted through District counsel. Terms of service needs to be clarified.

X.b. Discussion-Board Bylaw 9400-Self Evaluation

Minutes:
Board Direction: contact CSBA and look into getting a facilitator to assist with the self-evaluation. An October date should be added to the bylaws.

X.c. First Reading Board Bylaw 9200-Limits of the Board Member Authority -

Motion Passed: A motion was made to waive the First Reading and approve the Second Reading of Board Bylaw 9200-Limits of the Board Member Authority. A roll call vote was taken. Passed with a motion by Noah Margo and a second by Mel Spitz.

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

X.d. First Reading Board Policy 4313.1-Hours of Employment

Motion Passed: A motion was made to waive the First Reading and approve the Second Reading of Board Policy 4313.1-Hours of Employment. A roll call vote was taken. Passed with a motion by Mel Spitz and a second by Isabel Hacker.

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

X.e. First Reading Board Policy 4362-Employee Relationships/Non-Fraternization Policy

Motion Passed: A motion was made to waive the First Reading and approve the Second Reading for Board Policy 4362-Employee Relationships/Non-Fraternization Policy.

Mr. Margo amended his motion to approve the first reading of Board Policy 4362-Employee Relationships/Non-Fraternization Policy. 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

XI. REPORTS
XI.a. Human Relations Commission Update-Noah Margo

XI.b. Superintendent's Report

Minutes:
Superintendent gave the following report:

Last Sunday was a memorable day for not only Horace Mann School but the BHUSD as we celebrated the grand opening of the Horace Mann School addition.

We have a number of photos to show those in attendance tonight, as well as the community of Beverly Hills to capture the enthusiasm of the event.

It was estimated that approximately 2,500 people attended the event. There was a wonderful mix of students, parents, staff and community members who constantly exhibited smiles on their faces.

Along with the entertainment and wonderful food options provided to all in attendance, the look on the faces of those entering our new classrooms that will support 21st century learning was something to see. Our community center that will host both school and community events, complete with a fabulous skylight in the center of a 30 foot ceiling, was met with oo's and awe's. The Husky purple sports field was also a success as many of our students spent their time having fun on the new field. There was definitely a "wow" factor in the air.

Equally gratifying was seeing so many current Horace Mann students and their parents as well as alumni. The pride they feel for their school and the district was reflected in the positive comments they authored. Many of our alumni commented about the wonderful educational experience they received at Horace Mann and BHHS.

Make no mistake about it, from the newly completed soccer fields at BV, to the development of plans for the Hawthorne Auditorium, or the abatement currently underway at both BHHS and ER, the modernization of the BHUSD is under way.

XI.c. Student Board Member Report

Minutes:
Student Board member Sam Schwartz reported on various activities going on at the high school.

XII. EDUCATIONAL SERVICES

XII.a. Discussion and Approval of the District Technology Plan

Motion Passed: A motion was made to table the Approval part of the District Technology Plan. This will only be a discussion item. 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
Minutes:
Bernadette Lucas, the Director of Technology gave a presentation of the District Technology Plan to the Board.

XIII. BUSINESS AND FINANCE

XIII.a. Approval of Resolution 2016-2017-005 Adoption of the Gann Limit

Motion Passed: A motion was made for Approval of Resolution 2016-2017-005 Adoption of the Gann Limit. Passed with a motion by Noah Margo and a second by Mel Spitz.

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

XIII.b. Approval of the 2015-16 Unaudited Actuals

Motion Passed: A motion was made for Approval of the 2015-16 Unaudited Actuals. Passed with a motion by Mel Spitz and a second by Isabel Hacker.

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

XIII.c. Moss, Levy & Hartzheim, LLP - Proposal for Professional Auditing Services Pursuant to Proposition 39 Measure "E" School Facilities Program

Motion Passed: A motion was made to table this item. 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

XIV. PLANNING AND FACILITIES

XIV.a. Approval of the 5th Amendment to the Agreement with PlanNet Consulting for Additional Consulting Design Support, Coordination, Implementation, Oversight and General IT Operations Support and Guidance.

Motion Passed: A motion was made for Approval of the 5th Amendment to the Agreement with PlanNet Consulting for Additional Consulting Design Support, Coordination, Implementation, Oversight and General IT Operations Support and Guidance.
A new motion was made to table the item. Passed with a motion by Mel Spitz and a second by Noah Margo.

Yes Howard Goldstein
No Isabel Hacker
Yes Lisa Korbatov
XIV.b. Ratification of Contracts Under Board Resolution No. 2015-2016-041 for the Miscellaneous Synthetic Turf at El Rodeo School

Motion Passed: A motion was made to approve the Ratification of Contracts Under Board Resolution No. 2015-2016-041 for the Miscellaneous Synthetic Turf at El Rodeo School. Passed with a motion by Noah Margo and a second by Mel Spitz.

Yes  Noah Margo
Yes  Mel Spitz

XIV.c. Approval to Ratify an Agreement Under Board Resolution No. 2015-2016-041 for Miscellaneous Asphalt Paving at El Rodeo School

Motion Passed: A motion was made for Approval to Ratify an Agreement Under Board Resolution No. 2015-2016-041 for Miscellaneous Asphalt Paving at El Rodeo School. Passed with a motion by Noah Margo and a second by Mel Spitz.

Yes  Howard Goldstein
Yes  Isabel Hacker
Yes  Lisa Korbato
Yes  Noah Margo
Yes  Mel Spitz

XIV.d. Approval to Ratify an Agreement with Waisman Construction Under Resolution No. 2015-2016-041 for the Additional Trailers Electrical Project at El Rodeo School

Motion Passed: A motion was made for Approval to Ratify an Agreement with Waisman Construction Under Resolution No. 2015-2016-041 for the Additional Trailers Electrical Project at El Rodeo School. Passed with a motion by Noah Margo and a second by Mel Spitz.

Yes  Howard Goldstein
Yes  Isabel Hacker
Yes  Lisa Korbato
Yes  Noah Margo
Yes  Mel Spitz

XIV.e. Approval for an Agreement Amendment with The Phylmar Group for Department of Toxic Substances Services at El Rodeo School

Motion Passed: A motion was made for Approval for an Agreement Amendment with The Phylmar Group for Department of Toxic Substances Services at El Rodeo School. Passed with a motion by Mel Spitz and a second by Lisa Korbato.

Yes  Howard Goldstein
Yes  Isabel Hacker
Yes  Lisa Korbato
Yes  Noah Margo
Yes  Mel Spitz
XV. BOARD POLICIES

XV.a. Second Reading and Approval of Board Policy and Administrative Regulation 0450

Motion Passed: A motion was made to approve BP and AR 0450, BP and AR 5111.1 and BP and AR 6142.1. 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

XV.b. Second Reading and Approval of Board Policy, Administrative Regulation, and Exhibit 6174

Motion Passed: A motion was made to approve the Second Reading and Approval of Board Policy, Administrative Regulation, and Exhibit 6174. 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

XV.c. Second Reading and Approval Reading of Board Exhibit 5145.6

Motion Passed: A motion was made to approve the Second Reading and Approval Reading of Board Exhibit 5145.6. 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

XV.d. Second Reading and Approval of Board Policy and Administrative Regulation 5111.1

Motion Passed: A motion was made to approve BP and AR 0450, BP and AR 5111.1 and BP and AR 6142.1. 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
XV.e. Second Reading and Approval of Board Policy and Administrative Regulation 6142.1

Motion Passed: A motion was made to approve BP and AR 0450, BP and AR 5111.1 and BP and AR 6142.1. 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

XVI. COMMUNICATION FROM THE BOARD MEMBERS

XVII. FUTURE BOARD MEETINGS

XVII.a. Regular Board Meeting-Tuesday, September 13, 2016-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVII.b. Regular Board Meeting-Tuesday, September 27, 2016-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVIII. ADJOURNMENT

Minutes:
Mr. Goldstein announced the Future Board meetings and adjourned the meeting at 7:05 p.m.