

Beverly Hills Unified School District Minutes

Regular Board of Education Meeting

February 07, 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 5:00 PM:

Present:

Howard Goldstein
Isabel Hacker
Noah Margo
Sam Schwartz
Mel Spitz

Absent:

Lisa Korbatov

Updated Attendance:

Lisa Korbatov was updated to present at: 5:24 PM

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

II. AGENDA HEARING PERIOD-PUBLIC COMMENT

Minutes:

The following people addressed the Board:

JoAnn Colker-Arison, Joseph Teralis Arison and Amittai Benami

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

III.A. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION OAH
Case No. 2017010623

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

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

III.G. CONFERENCE WITH LEGAL COUNSEL - THREAT TO PUBLIC SERVICES OR FACILITIES pursuant to subdivision (a) of Section 54957

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

Minutes:

Board President Mel Spitz called the meeting to order at 5:09 p.m. and asked Principal Dave Jackson to lead the audience in the Pledge of Allegiance.

Mr. Spitz gave a warm welcome to our new Superintendent Dr. Michael Bregy.

V. APPROVAL OF THE AGENDA

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

Yes Howard Goldstein

Yes Isabel Hacker

Absent Lisa Korbatov

Yes Noah Margo

Yes Mel Spitz

VI. REPORT OF CLOSED SESSION ACTION

Minutes:

Superintendent Bregy reported that in Closed Session the Board voted 4-0 to approve the Resolution Agreement OAH Case No. 2017010623.

VII. AGENDA HEARING PERIOD-PUBLIC COMMENT

Minutes:

The following people addressed the Board:

Telly Tse, Alma Ordaz, Dr. Myra Demeter, Stella Saraf, Ph.D., Ilona Sherman, Herb Young, and Laurie Lande.

The following people did not wish to speak, but wish to go on record that they are not in support of extending Board member terms:

Julie Macht, Elisa Newman, MD., Kathryn (Carrie) Hebroni, Stephen Macht, Donald & Julie Fluegel, Eleanor Ahdoot, Darian Bojeaux, Andrea Grossman, Mona Pouratian, Marlene & Jerry Dobkin, Andrew Sipes, Julie Hershkowitz, Myra Reisman Gabbay, Mark Elliot, Gina Seidel, Myra B. Lurie, Herb Young and Cathy Haymes Baker

The following people did not wish to speak, but wish to go on record that are in support of State Senate Bill #415:

Senator Ben Allen, Kimberly Combs, Woodrow Clark II, Krissy Austin and Cathy Sedacca.

VIII. PROFESSIONAL AND OFFICIAL BUSINESS

VIII.A. Discussion-Board of Education Election Cycles

Minutes:

District Counsel Jabari Willis was at the Board meeting to answer questions related to the consolidation of future Board elections.

VIII.B. Approval of Resolution No. 2016-2017-022 For Consolidation Of Future Governing Board Elections With The Statewide General Election Pursuant To Elections Code Section 1302(b)

Motion Passed: A motion was made for Approval of Resolution No. 2016-2017-022 For Consolidation Of Future Governing Board Elections With The Statewide General Election Pursuant To Elections Code Section 1302(b). A roll call vote was taken. Student Board Member Sam Schwartz cast a preferential vote of No. Passed with a motion by Noah Margo and a second by Howard Goldstein.

Yes Howard Goldstein
No Isabel Hacker
Yes Lisa Korbatov
Yes Noah Margo
No Mel Spitz

IX. CONSENT CALENDAR*

Motion Passed: A motion was made to approve the Consent Calendar minus items D., G., H., I., J., R. S. & U. 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.A. Approval Board Meeting Minutes

IX.A.1. Regular Board Meeting-1.24.2017
IX.A.2. Special Board Meeting-1.26.2017
IX.A.3. Special Board Meeting-1.27.2017
IX.A.4. Special Board Meeting-1.31.2017

IX.B. Personnel Reports

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

IX.C. Approval of 2016-2017 Safe School Plans

IX.D. Approval of 2015-2016 School Accountability Report Cards (SARC)

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of 2015-2016 School Accountability Report Cards (SARC). 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.E. Approval - Professional Service Agreement with Diana Laufenberg

IX.F. Approval of Professional Service Agreement with Be GLAD LLC.

IX.G. Approval of Service Agreement with STAR Education INC. to provide instructional program to students in the District's GATE program

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of Service Agreement with STAR Education INC. to provide instructional program to students in the District's GATE program. 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.H. Approval-Professional Services Agreement: Darren Doerschel, Systems Integration Consultant

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval-Professional Services Agreement: Darren Doerschel, Systems Integration Consultant. 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.I. Approval of Professional Services Agreement with Helen Hixon

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of Professional Services Agreement with Helen Hixon. 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.J. Agreement for Negotiations Support - School Services of California

Motion Passed: This item was pulled for further discussion.

A motion was made to table the Agreement for Negotiations Support - School Services of California. 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. BHHS Out-of-County Trip: Ventura Regional First Robotics Competition ; March 15-18, 2017; Ventura, CA

IX.L. BHHS Out-of-County Trip: BHHS Speech and Debate Tournament at Santa Clara University; March 31 April 2, 2017; Santa Clara, CA

IX.M. BHHS Out-of-County Trip: BHHS Senior Grad Nite at Disneyland, Anaheim, CA; May 30-31, 2017

IX.N. Approval of the new location for El Rodeo School 7th Grade Outdoor Education Trip

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

IX.P. Ratification of Purchase Order #12 for 2016/2017

IX.Q. Cash Collection Report #12 for 2016/2017

IX.R. Approval of Warrant Report #8 for 2016/2017

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of Warrant Report #8 for 2016/2017. Passed with a motion by Isabel Hacker and a second by Noah Margo.

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

IX.S. Approval of Resolution 2016-2017-023 to Execute a Request for Proposal (RFP) for High Speed Internet Connection (Pursuant to Public Contract Code Section 20118.2 et seq)

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of Resolution 2016-2017-023 to Execute a Request for Proposal (RFP) for High Speed Internet Connection (Pursuant to Public Contract Code Section 20118.2 et seq). 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.T. Approval of Resolution 2016-2017-024 to Execute Multiple Request for Proposals (RFP) for District Wide Network Infrastructure Equipment (Pursuant to Public Contract Code Section 20118.2 et seq)

IX.U. Approval of One-Year Maintenance Contracts to Repair and Maintain District Audio-Visual,Public Announcement, and Camera Technology with Digital Networks Group and Golden Star Technology

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of One-Year Maintenance Contracts to Repair and Maintain District Audio-Visual,Public Announcement, and Camera Technology with Digital Networks Group and Golden Star Technology. 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.V. Approval of Agreement with MJP Technologies: Technology Augmented Staffing for 1:1 Initiative Rollout

X. REPORTS

X.A. Superintendent's Report

Minutes:

Superintendent Michael Bregy reported on his first 7 days in the District. He will bring back a transition plan to the February 28 Board meeting.

X.B. Student Board Member Report

Minutes:

Student Board Member Sam Schwartz reported on various activities going on at the high school.

XI. EDUCATIONAL SERVICES

XII. HUMAN RESOURCES

XII.A. PUBLIC HEARING-2016-2017 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association Office, Technical and Business Services (OTBS Unit) And The Beverly Hills Unified School District

Motion Passed: A motion was made to approve the 2016-2017 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association Office, Technical and Business Services (OTBS Unit) 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 Office Technical and Business Services Unit (OTBS) of the Beverly Hills Education Association is now open at 6:45 p.m.

Government Code Section 3547 requires that all initial proposals of an exclusive representative (BHEA-OTBS) 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 OTBS Unit and the District have agreed to sunshine a number of articles and appendices for the 2016-2017 collective bargaining sessions.

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

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 6:46 p.m.

XII.B. PUBLIC HEARING-2016-2017 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association Instructional Assistants(IA Unit) And The Beverly Hills Unified School District

Motion Passed: A motion was made to approve the 2016-2017 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association Instructional Assistants(IA Unit) 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 Instructional Assistants Unit (IA) of the Beverly Hills Education Association is now open at 6:48 p.m.

Government Code Section 3547 requires that all initial proposals of an exclusive representative (BHEA-IA) 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 IA Unit and the District have agreed to sunshine a number of articles and appendices for the 2016-2017 collective bargaining sessions.

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

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 6:49 p.m.

XIII. BUSINESS AND FINANCE

XIII.A. Approval of Resolution #2016-2017-021 Approving the Adoption of the Public Agencies Post-Employment Benefits Trust Administered by Public Agency Retirement Services (PARS)

Motion Passed: A motion was made for Approval of Resolution #2016-2017-021 Approving the Adoption of the Public Agencies Post-Employment Benefits Trust Administered by Public Agency Retirement Services (PARS). 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

XIV. PLANNING AND FACILITIES

XIV.A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XIV.B. Request to Approve an Agreement with American Integrated issued under Board Resolution No. 2015-2016-041 for Beverly Hills High School B4 Electrical Panel Replacement

Motion Passed: A motion was made to Approve an Agreement with American Integrated issued under Board Resolution No. 2015-2016-041 for Beverly Hills High School B4 Electrical Panel Replacement. 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

XIV.C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement.

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XIV.D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention.

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XIV.E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for

the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XIV.F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XIV.G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B

Motion Passed: A motion was made to approve items A. Approval of Amendment Four for Program / Construction Management Services with Totum Corporation, C. Request for Approval for an Agreement with Waisman Construction issued under Board Resolution No. 2015-2016-041 for Beverly Vista School Multi-Purpose Room Ceiling Tile Replacement, D. Acceptance of the Beverly Vista School Soccer Field Project and authorization to file a Notice of Completion and the Release of Retention, E. Approval of Amendment Two for additional DTSC consulting services for El Rodeo School with Phylmar, F. Approval of Amendment Sixteen for extra services during construction for the security systems infrastructure with WLC Architects & G. Approval of Change Order No. 45 with ProWest Constructors at Horace Mann School Building B. 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

XV. BOARD POLICIES

XV.A. First Reading of AR 6173: Education for Homeless Children

Minutes:

This item is a first reading only.

XVI. COMMUNICATION FROM THE BOARD MEMBERS

XVII. FUTURE BOARD MEETINGS

XVII.A. Board Study Session-Budget-Thursdays, February 9, 2017-4:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVII.B. Board Study Session-Budget Part 2-Thursdays, February 16, 2017-3:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVII.C. Regular Board Meeting-Tuesday, February 28, 2017-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVII.D. Regular Board Meeting-Tuesday, March 14, 2017-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XVIII. ADJOURNMENT

Minutes:

Mr. Spitz adjourned the meeting at 7:05 p.m.