

# **Beverly Hills Unified School District Minutes**

## **Regular Board of Education Meeting**

September 08, 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

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### **Attendance Taken at 7:00 PM:**

#### **Present:**

**Shawn Ahdout**

**Dr. Brian Goldberg**

**Howard Goldstein**

**Lewis Hall**

**Lisa Korbatov**

**Noah Margo**

### **I. OPEN SESSION-4:30 P.M.**

### **II. PUBLIC COMMENT**

### **III. PROFESSIONAL AND OFFICIAL BUSINESS**

#### **III.a. Citizens' Oversight Committee-Measure E INTERVIEW APPLICANTS**

### **IV. CLOSED SESSION-5:00 P.M.**

**IV.a. California High School Exit Exam Waiver Student #'s  
14210,14216,14227,14291,14380,14464,14501,15304**

**IV.b. Conference with Legal Counsel Existing Litigation (1 case) - OAH Case No.  
2015040979**

**IV.c. Action Involving a Pupil Education Code section 35146**

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

**IV.e. 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)**

**IV.f. 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)**

**IV.g. 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**

**IV.h. 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)**

**IV.i. 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)**

**IV.j. CONFERENCE WITH LABOR NEGOTIATORS**

**IV.k. EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

**IV.l. PUBLIC EMPLOYEE APPOINTMENT**

**IV.l.1. Certificated Personnel Report**

**IV.l.2. Classified Personnel Report**

**V. OPEN SESSION-CALL TO ORDER-FLAG SALUTE-7:00 P.M.**

**Minutes:**

**Board President Dr. Goldberg called the meeting to order at 7:00 PM and asked the Honorable  
Joe Tilem 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 Noah  
Margo and a second by Howard Goldstein.**

**Yes Shawn Ahdout**

**Yes Dr. Brian Goldberg**

**Yes Howard Goldstein**

**Absent Lewis Hall**

**Yes Lisa Korbatov**

**Yes Noah Margo**

**VII. REPORT OF CLOSED SESSION ACTION**

**Minutes:**

**Mr. Kessler reported the following Closed Session Action:**

**The Board has approved CAHSEE waivers for student #'s 14210, 14216, 14227, 14291, 14380,  
14464, 14501 and 15304.**

**The Board has also approved student #7330 admittance to the transitional kindergarten  
program.**

## **VIII. AGENDA HEARING PERIOD/ADDRESSING THE BOARD**

### **Minutes:**

**The following person addressed the Board:**

**Joseph Tilem**

**A motion was made to suspend the rules and move the agenda to Board Comment by Mr. Hall and seconded by Mrs. Korbatov. The motion passed 4-0-1.**

**The meeting came back to the Agenda Hearing Period:**

**Sarah Maizes addressed the Board.**

**The following person wish to go on record but did not wish to speak:**

**Deena Wachtel.**

**The following people were not in attendance but wish to go on record:**

**Dear Board Members and District Administrators,**

**As parents and active community members, we strongly urge you to re-evaluate our school calendar and move the start of school to as late in August as possible. In our family of 3 children, the current schedule leaves us only 6 weeks when all 3 children are on break at the same time. With one of those 3 being in college, 6 weeks per year is a very short window during which to have time with siblings and to share experiences as a family.**

**We believe that success in school starts at home, and a key component of that is well-rested kiddos. Trying to get anyone to sleep while it's still bright daylight out is a challenge - maybe a miracle when that someone is under the age of 10. The late sunset combined with our increasingly warm August temps is already resulting in our sending a 3rd grader to school who is in less than optimal condition. The earlier in August we start, the greater the percentage of the year's instructional time we spend in this compromised state.**

**We are having to forgo some great summer experiences because we have to be back to school before programs are over.**

**Lastly, as active PTA supporters it just seems absurd that we are working hard on 'start-of-school' activities for our BHUSD community while our kids in other schools are still in 'last' year.**

**ANYTHING that gets us closer to Labor Day for the start of the BHUSD school year will be greatly appreciated in our household!**

**With many thanks for your time and consideration,  
Kimberly and Tee Combs**

## **TOP 10 REASONS WHY BHUSD KIDS SHOULD GO BACK TO SCHOOL THE END OF AUGUST**

**10. Not many camps/childcare is available for BHUSD student's end of May and the first week of June. For example STAR camps start the second week of June**

9. A/C bills won't be as high in June as they will be in August

8. Many highly ranked schools around the Los Angeles area will start mid to late August (2016-2017)

Manhattan Beach 8/28-6/8

La Canada 8/16-6/1

Las Virgenes 8/24-6/14

7. 4,187 students make up BHUSD. It's not fair to schedule a district wide calendar so the senior class (10% of the population) can take exams before winter break and AP students (an even smaller %) won't be "bored" during the time exams have been completed through the end of the year..

6. Majority of sleepaway camps begin 6/19/2016 and end 8/14/2016

5. 2016 "summer" Olympics are held August 5th- August 23rd while BHUSD kids will be back in school

4. Did I mention how much higher the A/C bills will be in August vs. June?

3. The "official" first day of summer in 2016 is June 20th

2. How can BHUSD fall school calendar begin August 8th when in fact FALL doesn't begin until September 22nd

1. And the #1 reason why kids should not go back to school until end August it's just plain SILLY!

Mandi Dyner- Mom to Cori (8th) and Daniel (5th)

## IX. CONSENT CALENDAR\*

Motion Passed: A motion was made to approve the Consent Calendar minus items b.2., f. and g. 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.a. Approval Board Meeting Minutes

#### IX.a.1. Regular Board Meeting-8-25-2015

### IX.b. Personnel Reports

#### IX.b.1. Certificated Personnel Report

**IX.b.2. Classified Personnel Report**

**Motion Passed: This item was pulled for further discussion.**

**A motion was made to approve the Classified Personnel Report. 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-Professional Services Agreement - Grant Gorrell**

**IX.d. Approval-Professional Services Agreement - Believe Ability Inc.**

**IX.e. Approval-Professional Services Agreement - K and M Center**

**IX.f. Approval of Professional Services Agreement for Daniel Audell, Audio Technician**

**Motion Passed: This item was pulled for further discussion.**

**A motion was made to table this item. There is no Conflict of Interest Form attached to the PSA. Passed with a motion by Noah Margo and a second by Dr. Brian Goldberg.**

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

**IX.g. Approval of Service Agreement with Carskadon Associates to Provide Title 1 Services to Harkham Hillel Academy**

**Motion Passed: This item was pulled for further discussion.**

**A motion was made for Approval of the Revised Service Agreement with Carskadon Associates to Provide Title 1 Services to Harkham Hillel Academy. 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.h. Approval of Service Agreement with American Language Services to provide oral and written translations**

**IX.i. Approval of Warrant Report #4 for 2015/2016**

**IX.j. Ratification of Purchase Order #5 for 2015/2016**

**IX.k. Cash Collection Report #5 for 2015/2016**

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

## **X. REPORTS**

### **X.a. Superintendent's Report**

#### **Minutes:**

**Superintendent Kessler made the following report:**

**It was my pleasure to be recently interviewed by BHHS Highlights reporter Evan Minniti. Evan, who is a sophomore at Beverly, left a great impression with me as he was so respectful and professional with his interaction with me. It reminded me of the wonderful students we have not only at BHS but throughout the district.**

**I was also impressed with the 10th and 11th grade college nights headed by Ms. AhYoung Chi. The full house at the Salter Theatre illustrated once again the strong support given to college readiness for all our students.**

**Last but certainly not least it was my honor to be invited by our outstanding singing ensemble "The Madrigals" and their gifted teacher Ms. Kikkawa to lead them in the Star Spangled Banner. I was a bit rusty since I last led my 1976 Kindergarten Class in Frosty the Snowman, but I gave it my best shot. I was so impressed with the musical ability and enthusiasm of the Madrigals as well as their positive attitudes. I was equally impressed with the way they responded so well to their gifted teacher, Ms. Kikkawa. I am looking forward to attending their concerts. They represent what is so great about our students at BHHS.**

### **X.b. Student Board Member Report**

#### **Minutes:**

**Student Board member Shawn Ahdout reported that the BHHS Back-to-School night will be on Thursday, September 10. The ASB is busy working on the winter formal which will be held at the Avalon. Mr. Ahdout is working on getting high school students involved in the November Board elections.**

## **XI. HUMAN RESOURCES**

**XI.a. Resolution #2015-2016-004 Authorizing Assignments In Accordance With Education Code 44258.7(b)**

**Motion Passed: A motion was made to approve Resolution #2015-2016-004 Authorizing Assignments In Accordance With Education Code 44258.7(b). 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

## **XII. BUSINESS AND FINANCE**

### **XII.a. Approval of the 2014-15 Unaudited Actuals**

**Motion Passed:** A motion was made for Approval of the 2014-15 Unaudited Actuals. 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

### **XII.b. Approval of Resolution 2015-2016-003 Adoption of the Gann Limit**

**Motion Passed:** A motion was made for Approval of Resolution 2015-2016-003 Adoption of the Gann Limit. 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

### **XII.c. 2015 Series GO Bond Closing Summary**

**Minutes:**

This is a discussion item.

LaTanya Kirk-Carter gave the following report:

The district issued \$76 million in general obligation bonds. As a result of investor preference for higher coupons, as additional ~\$6.6 million in premium was generated. Premium is generated when an investor elects to pay a higher upfront price for the bonds in order to receive higher semi-annual coupon payments through the term of the bonds. The investor's ultimate yield, however, remains unchanged. In the current market, it is extremely common for investors to demand a higher coupon structure for their cash flow purposes, which results in premium. Nearly every K-12 bond financing in the State generates premium.

Of the ~\$6.6 million in premium generated, ~\$144,000 was used to pay the underwriter's discount and the rest (~\$6.45 million) was deposited into the debt service fund. The debt service fund will be used to make interest payments on the bonds, therefore reducing the interest cost to District taxpayers. This is illustrated on page two of the financing summary.

#### **XII.d. Discussion-Sports Turf at Beverly Vista School and Beverly Hills High School**

**Minutes:**

This is a discussion item.

**Staff Direction:** there is support from the majority of the Board Members to look at new turf at Beverly Vista and BHHS. We should continue the conversation with AYSO and continue looking into using our developer fees. It was suggested that we look at organic and synthetic turf for the fields.

#### **XII.e. Approval to Contract with Worxtime System for Affordable Care Act - Internal Revenue Service Reporting**

**Motion Passed:** A motion was made for Approval to Contract with Worxtime System for Affordable Care Act - Internal Revenue Service Reporting. 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

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

#### **XIII.a. Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for Preparation of Additional Geotechnical Investigation and Report for Horace Mann Building A School Renovation Project**

**Motion Passed:** A motion was made for Approval to enter into an Agreement Amendment with Leighton Consulting, Inc., for Preparation of Additional Geotechnical Investigation and Report for Horace Mann Building A 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  
**Yes** Lewis Hall  
**Yes** Lisa Korbatov  
**Yes** Noah Margo

#### **XIII.b. Approval to enter into an Agreement Amendment with PlanNet for Low Voltage Design Services for Relocation of BHHS KBEV Studios.**

**Motion Passed:** A motion was made for Approval to enter into an Agreement Amendment with PlanNet for Low Voltage Design Services for Relocation of BHHS KBEV Studios. A roll call vote was taken. 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

**XIII.c. Approval to Award a Construction Contract to PCN3, Inc., as the Apparent Low Bidder for Bid#14-15/009 Modernization Interim Housing Site Development Beverly Hills High School and El Rodeo School.**

**Motion Passed: This item was tabled and will brought back to the Special Board Meeting on Thursday, September 17, 2015. Passed with a motion by Lisa Korbatov 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

**XIII.d. Approval of ProWest Constructors Change Order No. 27**

**Motion Passed: A motion was made for Approval of ProWest Constructors Change Order No. 27. Passed with a motion by Lewis Hall 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

**XIII.e. Approval to enter into an Agreement Amendment with Leighton Consulting for Preparation of a Supplemental Geotechnical Report for El Rodeo School Renovation Project.**

**Motion Passed: A motion was made for Approval to enter into an Agreement Amendment with Leighton Consulting for Preparation of a Supplemental Geotechnical Report for El Rodeo School Renovation Project. Passed with a motion by Lewis Hall and a second by Howard Goldstein.**

**Yes** Shawn Ahdout  
**Yes** Dr. Brian Goldberg  
**Yes** Howard Goldstein  
**Yes** Lewis Hall  
**Yes** Lisa Korbatov  
**No** Noah Margo

**XIII.f. Approval to amend PrimeSource's existing Agreement to have K-12 School Facilities subcontract under PrimeSource Project Management LLC**

**Motion Passed: A motion was made for Approval to amend PrimeSource's existing Agreement to have K-12 School Facilities subcontract under PrimeSource Project**

**Management LLC. 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

#### **XIV. PROFESSIONAL AND OFFICIAL BUSINESS**

##### **XIV.a. Discussion-School Calendars for 2016-2017 and 2017-2018**

**Minutes:**

**Board Direction:** Staff was asked to bring a Sunshine Request to negotiations in regards to the 2016-17 school calendar.

##### **XIV.b. Discussion and Vote Supporting Sen. Allen's Bill SB 799 Reserve Cap**

**Motion Passed:** A motion was made to have BHUSD formally support Sen. Allen's Bill SB 799 Reserve Cap. A roll call vote was taken. Passed with a motion by Dr. Brian Goldberg 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

#### **XV. COMMUNICATION FROM THE BOARD MEMBERS**

##### **XVI. FUTURE BOARD MEETINGS**

**XVI.a. Special Board Meeting/DTSC Public Hearing-Thursday, September 17, 2015-7:00 PM-Administrative Office/Board Room, 255 South Lasky Drive, Beverly Hills, CA.**

**XVI.b. Regular Board Meeting-Tuesday, September 29, 2015-7:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School**

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

#### **XVII. ADJOURNMENT**

**Minutes:**

**Dr. Goldberg announced the Future Board Meetings and he adjourned the meeting at 9:21 PM.**