

# **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

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### **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 Korbatov**  
**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 Korbatov**  
**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

**Yes** Noah Margo  
**Yes** Mel Spitz

**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** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**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 Korbatov  
**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 Korbatov  
**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 Korbatov.

**Yes** Howard Goldstein  
**Yes** Isabel Hacker  
**Yes** Lisa Korbatov  
**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.**