

# **Beverly Hills Unified School District Minutes**

## **Regular Board of Education Meeting**

September 26, 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,

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### **Attendance Taken at 5:30 PM:**

#### **Present:**

**Jonathan Artal**

**Howard Goldstein**

**Isabel Hacker**

**Lisa Korbatov**

**Noah Margo**

**Mel Spitz**

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

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

#### **II.A. Approval of Settlement for Student #13955**

#### **II.B. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION-OAH Case Number 2017051088**

#### **II.C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS**

**a. Property: (605 Whittier Drive, Beverly Hills, CA, 8701 Charleville Blvd., Beverly Hills, CA, 624 North Rexford Drive, Beverly Hills, CA, 200 South Elm Drive, Beverly Hills, CA, 241 Moreno Drive, Beverly Hills, CA)**

**b. Agency Negotiator: La Tanya Kirk-Carter**

**c. Negotiating Parties: City of Beverly Hills**

**d. Under Negotiation: Price, terms of payment, or both.**

#### **II.D. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**

**Significant exposure to litigation pursuant to subdivision (b) & (d)(2) of Section 54956.9: (4 Cases)**

#### **II.E. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**

**(Subdivision (d)(1) of Section 54956.9): Karen Christiansen v. Beverly Hills Unified School District Case No. BC 420456 Claim of Strategic Concepts and Karen Christiansen**

#### **II.F. 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)**

**II.G. 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)**

**II.H. CONFERENCE WITH LABOR NEGOTIATORS: Agency Representative: Luke Pavone Employee Organizations: CSEA, BHEA-Certificated, BHEA-IA, BHEA-OTBS Unrepresented Employees**

**II.I. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE**

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

**Minutes:**

**Board President Mel Spitz called the meeting to order at 5:30 p.m. and asked Student Board Member Jonathan Artal to lead the audience in the Pledge of Allegiance.**

**Mr. Spitz called up Jonathan Prince to say a few words about his father Dr. Martin Prince: Thank you for giving me a brief moment to speak about my father, Dr. Martin Prince. As you know, my parents put all five of their children and I put my son in the Beverly Hills Unified School District. We have had a love affair with our schools for decades, since my Mom first attended kindergarten at Beverly Vista.**

**My dad ran a busy optometric practice on Pico Boulevard across the street from what was then the Picwood Theater and Picwood Bowl. On his half-days Wednesdays and Saturdays he dedicated hours of volunteer time to the Venice Family Clinic and to the Lions Club, and one of the most important volunteer activities of his life were the years he spent serving on the Beverly Hills Board of Education.**

**Our father wasn't someone who merely talked about community service. For him, making a difference in whatever community you lived or worked in wasn't merely part of the ongoing conversation. For our Dad, you couldn't just talk the talk. He wasn't someone who donated a few dollars and checked off the box. Dad set a high bar for doing volunteer work in multiple communities. And it wasn't just the hours he put it, because wherever he gave his time, that community saw a noticeable difference.**

**When he was elected to the Beverly Hills Board of Education in the mid -60's, he threw himself into that task with that same Marty Prince ability for ongoing conversations, combined this time with an uncharacteristic appetite for immediate action, even in the face of fierce opposition. In his few years on the board, he led the fight to relax the draconian dress code at the high school, and to allow the varsity athletes to have long hair, if they so choose. And in the 60's and 70's, believe me, that's what they wanted. Go back and look at the High School yearbooks to see what our students looked like before and after my father's term.**

**But more than that. Dad never considered himself a professional educator. But he studied and learned and schooled himself on the topic. He asked questions, he listened to teachers and administrators, and yes he had a belief system. Coming from the Walden school of thought, Dad believed that it was time for schools to change their methods. Time to create a student-centric way of educating one that made the students live up to graduation requirements, but in a way that made them responsible for their own schedules. So, my father led the Board to what became the groundbreaking Mod 70 program. Student would "run for classes" in order to create a schedule of classes with the teachers and at the times that felt best to them. From that**

program, years of graduates left our high school prepared for that part of college life in a way that was uniquely better than most other public school kids around the country.

Finally, with his good friend, high school art teacher Lyle Suter, my father created pioneering Cultural Diversity program. Dad and Lyle Suter, one of only a few black teachers in the District, felt that the kids in Beverly Hills would be served well to go to school with students of color. That our classrooms, our band rooms and choir rooms, our theater and our newspaper, our athletic fields and our locker rooms would benefit from motivated, talented, excited students from outside of the district. Students of color. And more, they knew that an elite district like ours owed it to the nearby communities those who were served by the lesser school districts - to offer up seats in our classroom to ambitious black and Latino students. Not to bus them in bussing came with a lot of negative baggage for both the students who were bussed and the schools that received them. This was a program in which well-deserving students of color who wanted to come to Beverly High could do just that, provided that got here on their own in car pools, public busses, whatever it took.

Needless to say, Dad and Lyle were met with a great deal of resistance it was not a tolerant time in our country's history, and that intolerance was reflected in much of the population of our own city. And in our schools and PTA's, and even on the Board itself. But my father was informed, passionate, and he spoke from the heart. He and Lyle persuaded Superintendent Ken Peters and Principal Willard Robinson and the program flourished.

The fight against the dress code, the Mod 70 program, the Diversity Permits much of my father's legacy has since disappeared. Pendulums swing back and forth. Districts change in population and temperament.

But what I hope that all of will remember about my father is his passion for community action. His uncompromising morality. His humility when it came to knowing what he didn't know. His ability to listen to others. To ask questions. To serve.

Thank you for this moment my sisters and the rest of my family truly appreciate it.

A moment of silence was held in memory of Dr. Prince.

#### **IV. 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** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbatov

**Yes** Noah Margo

**Yes** Mel Spitz

#### **V. REPORT OF CLOSED SESSION ACTION**

**Minutes:**

Dr. Bregy reported that in closed session, the Board took action to enter into a Mutual Release & Waiver Agreement with Pro West Constructors in order to resolve claims regarding the Horace Mann School New Construction Building Project (Bid No. 13-14/014).

The roll call vote was as follows:

Mr. Goldstein Yes

**Mr. Margo Yes**  
**Mrs. Hacker No**  
**Mrs. Korbatov Yes**  
**Mr. Spitz Yes**

**Dr. Bregy reported that the Board Voted 5-0 to approve the Settlement Agreement with Student #13955. The Board Voted 5-0 to approve the Settlement for OAH Case Number 2017051088.**

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

### **Minutes:**

**The only person to address the Board was Telly Tse.**

## **VII. CONSENT CALENDAR\***

**Motion Passed: A motion was made to approve the Consent Calendar. 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

### **VII.A. Approval Board Meeting Minutes**

#### **VII.A.1. Regular Board Meeting-9-12-2017**

### **VII.B. Personnel Reports**

#### **VII.B.1. Certificated Personnel Report**

#### **VII.B.2. Classified Personnel Report - Revised**

### **VII.C. BHHS Out-of-County Trip: BHHS Culinary Hospitality to University of Nevada, Las Vegas; November 16 - 18, 2017**

### **VII.D. BHHS Out-of-County Trip: BHHS Madrigal Singers to CODA National Choral Festival; April 12-17, 2018; Minneapolis, MN**

### **VII.E. BHHS Out-of-County Trip: BHHS Theatre to attend California Thespian Festival; March 29-31, 2018; Upland, CA**

### **VII.F. Approval-Professional Services Agreement - Rediscover Center**

### **VII.G. Approval-Professional Services Agreement for Dr. Michael Mc Rae, Ph.D.**

### **VII.H. Approval-Master Contract Pediatric Therapy Network**

### **VII.I. Approval/Acceptance of Donations Listed Pursuant to Board Policy 3290**

### **VII.J. Ratification of Purchase Order #6 and #6.1 2017/2018**

**VII.K. Cash Collection Report #6 for 2017-2018**

**VII.L. Approval of Warrant Report #4A for 2017-2018**

**VIII. REPORTS**

**VIII.A. Superintendent's Report**

**Minutes:**

**Dr. Bregy reported the he has received over 50 applications for the Future Focused School Team. This group of fantastic and dynamic people will be studying some very complex issues about reconfiguration. The team will come up with some authentic, viable options for reconfiguration which will be brought to the Board. Dr. Bregy will be sending out emails to inform the people who were selected and who were not. He is very excited to start working with this team.**

**Dr. Bregy announced the National Merit Scholarship Semi-Finalists: Jonathan Artal, Jason Harward, Jae Yi Kim and Brain Harward.**

**VIII.A.1. Lease-Leaseback Project Delivery Method**

**Minutes:**

**District legal counsel Terry Tao from Atkinson, Andelson, Loya, Rudd and Romo gave a power point presentation to the Board on Lease-Leaseback Project Delivery Method.**

**VIII.B. Student Board Member Report**

**Minutes:**

**Student Board Member Jonathan Artal reported on the various activities going on at the high school. Homecoming on Friday, October 20 will be the prime focus for ASB. There will be a series of pep rallies to increase student involvement and participation in many different sports. The Homecoming Court will be gender neutral this year.**

**IX. EDUCATIONAL SERVICES**

**IX.A. Public Hearing and Approval of Resolution # 2017-2018-006: Statement of Assurance of Fiscal Year 2017-2018 Pupil Textbook and Instructional Materials Program, Grades K-12**

**Motion Passed: A motion was made to approve the Resolution 2017-2018-06: Statement of Assurance for Fiscal Year 2017-2018 Pupil Textbook and Instructional Materials Incentive Program, K-12. 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**

**Minutes:**

**The public hearing on sufficiency of instructional materials is now open at 6:27 p.m. The governing board of the Beverly Hills Unified School District, in compliance with the**

**Education Code Section 60119 is required to hold a public hearing on or before the eight week of school that certify that each pupil in the District has sufficient textbooks or instructional materials, in each subject area that are consistent with the content and cycles of the curriculum framework adopted by the State Board of Education.**

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

**The Board of Education has heard your comments and we thank you very much for your input.**

**The public hearing is now closed at 6:28 p.m.**

## **X. HUMAN RESOURCES**

### **X.A. PUBLIC HEARING-2017-2018 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Certificated Unit) And The Beverly Hills Unified School District**

**Motion Passed: A motion was made to approve the 2017-2018 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Certificated Unit) 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 proposed sunshine items between the Beverly Hills Unified School District and the Certificated Unit of the Beverly Hills Education Association is now open at 6:34 p.m.**

**Government Code Section 3547 requires that all initial proposals of an exclusive representative (BHEA-Certificated) 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 Certificated Unit and the District have agreed to sunshine a number of articles and appendices for the 2017-2018 collective bargaining sessions.**

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

**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 6:35 p.m.**

### **X.B. PUBLIC HEARING-2017-2018 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Instructional Unit) And The Beverly Hills Unified School District**

**Motion Passed: A motion was made to approve the 2017-2018 Sunshine Items For Contract Negotiations Between The Beverly Hills Education Association (Instructional 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 6:36 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 2017-2018 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 6:37 p.m.

## **XI. BUSINESS AND FINANCE**

### **XI.A. PUBLIC HEARING AND APPROVAL OF SALARY INCREASE FOR BHEA-CTA, BHEA-OTBS, BHEA-IA, CSEA, CONFIDENTIAL, MANAGEMENT AND UNREPRESENTED EMPLOYEE GROUPS**

**Motion Passed:** A motion was made for Approval of Salary Increase for BHEA-CTA, BHEA-OTBS, BHEA-IA, CSEA, Confidential, Management and Unrepresented Employees. 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 SALARY INCREASE FOR BHEA-CTA, BHEA-OTBS, BHEA-IA, CSEA, CONFIDENTIAL, MANAGEMENT AND UNREPRESENTED EMPLOYEE GROUPS is now open at 6:39 p.m.

As part of AB 1200, it is required to have a public hearing before approval by the Board of Education to disclose any increase in cost that occurs as a result of recommendation for salary increases. Once the Board has held the public hearing and approved the salary increase, the district will forward the appropriate certification to the Los Angeles County Office of Education.

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

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 6:40 p.m.

## **XII. PLANNING AND FACILITIES**

### **XII.A. Approval of Agreement for Bond Management Services Between Beverly Hills Unified School District and Team Concept Development Services Inc.**

**Motion Passed: A motion was made for Approval of Agreement for Bond Management Services Between Beverly Hills Unified School District and Team Concept Development Services Inc. Passed with a motion by Noah Margo and a second by Lisa Korbato.**

**Yes** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbato

**Yes** Noah Margo

**Yes** Mel Spitz

### **XII.B. Approval of Resolution 2017-2018-007 to issue a Request for Qualifications for Preconstruction and Lease-Leaseback Services**

**Motion Passed: A motion was made for Approval of Resolution 2017-2018-007 to issue a Request for Qualifications for Preconstruction and Lease-Leaseback Services. Passed with a motion by Noah Margo and a second by Isabel Hacker.**

**Yes** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbato

**Yes** Noah Margo

**Yes** Mel Spitz

### **XII.C. Approval of Rental Agreement with Temple Emanuel of Beverly Hills for the Corwin Family Sanctuary**

**Motion Passed: A motion was made for Approval of Rental Agreement with Temple Emanuel of Beverly Hills for the Corwin Family Sanctuary. Passed with a motion by Isabel Hacker and a second by Noah Margo.**

**Yes** Howard Goldstein

**Yes** Isabel Hacker

**Yes** Lisa Korbato

**Yes** Noah Margo

**Yes** Mel Spitz

### **XII.D. Acceptance of the El Rodeo Buildings A, B, C, and D Abatement and Demolition Project and authorization to file a Notice of Completion and release retention.**

**Motion Passed: A motion was made to approve the Acceptance of the El Rodeo Buildings A, B, C, and D Abatement and Demolition 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

**Absent** Lisa Korbato

**Yes** Noah Margo

**Yes** Mel Spitz

**XII.E. Award of Audio Visual and Campus Communications Systems Project for the Horace Mann School Building A Modernization Project to Digital Networks Group.**

**Minutes:**

**A motion was made to Award of Audio Visual and Campus Communications Systems Project for the Horace Mann School Building A Modernization Project to Digital Networks Group.**

**Mr. Goldstein withdrew his motion and asked to table this item. Mr. Margo agreed to table the item.**

**XIII. COMMUNICATION FROM THE BOARD MEMBERS**

**XIV. FUTURE BOARD MEETINGS**

**XIV.A. Regular Board Meeting-Monday, October 9, 2017-5:00 PM-STC/Jon Cherney  
Lecture Hall, Beverly Hills High School**

**XIV.B. Regular Board Meeting-Monday, October 23, 2017-5:00 PM-STC/Jon Cherney  
Lecture Hall, Beverly Hills High School**

**XV. ADJOURNMENT**

**Minutes:**

**Mr. Spitz adjourned the meeting at 7:20 p.m.**