

Beverly Hills Unified School District Minutes

Regular Board of Education Meeting

June 11, 2019, 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

619 North Elm Drive
Beverly Hills, CA

Attendance Taken at 5:00 PM:

Present:

Isabel Hacker

Rachelle Marcus

Noah Margo

Mel Spitz

Sean Toobi

Tristen Walker Shuman

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

II. AGENDA HEARING PERIOD-PUBLIC COMMENT

Minutes: Mr. Wade Roach addressed the Board.

III. CLOSED SESSION-2:00 P.M.

III.A. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

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

III.B. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION

**(Government Code 54956.9(d)(1)): Beverly Hills Unified School District v. Federal
Transit Administration; et al. (Case No. 2:18-cv-0716)**

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

**III.D. PUBLIC EMPLOYEE APPOINTMENT Title: Assistant Superintendent,
Business Services**

III.E. SUPERINTENDENT EVALUATION

**III.F. CONFERENCE WITH LABOR NEGOTIATORS: Agency Designated
Representative(s): Luke Pavone, Executive Director Human Resources; Employee
Organization: BHEA**

III.G. PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE (Gov. Code 54957)

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

Minutes:

Mr. Margo called the meeting to order at 5:12 p.m. and asked Thomas Recupero to lead the audience in the Pledge of Allegiance.

Mr. Spitz attended the meeting via telephone.

V. MOMENT OF SILENCE-Bill Dean

Minutes:

Mr. Margo asked the Board for a moment of silence for Bill Dean. Mr. Dean was a member of the iXero team and was instrumental in developing a safety plan for BHUSD.

VI. APPROVAL OF THE AGENDA

Motion Passed: A motion was made to approve the Agenda. Passed with a motion by Isabel Hacker and a second by Tristen Walker Shuman.

Yes Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

VII. REPORT OF CLOSED SESSION ACTION

Minutes:

Dr. Bregy reported that in Closed Session the Board voted 5-0 to approve grievance #001 with the BHEA. The Board voted 5-0 to approve grievance #002 with the BHEA.

The Board voted 4-1 (Isabel Hacker voted No) to approve the Settlement Agreement with employee #DW3792591.

VIII. AGENDA HEARING PERIOD-PUBLIC COMMENT

Minutes:

Kathy Hakakian addressed the Board.

IX. ACCOMMODATIONS AND RECOGNITION

IX.A. Approval of Resolution #2018-2019-027-Student Board Member

Motion Passed: A motion was made for Approval of Resolution #2018-2019-027-Student Board Member. Passed with a motion by Isabel Hacker and a second by Rachelle Marcus.

Yes Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

Minutes:

The Board members thanked Mr. Toobi for his participation on the Board this year.

IX.B. Recognition of New Student Board Member-Thomas Recupero

Minutes:

Mr. Margo introduced the 2019-2020 student board member Thomas Recuperero.

X. STAFF PRESENTATIONS

X.A. Schoology (Learning Management System) Update

Minutes:

Bernadette Lucas gave a Schoology update to the Board.

XI. PUBLIC HEARING

XI.A. Public Hearing for the Proposed Local Control Accountability Plan (LCAP) as presented to the Board on June 21, 2018

Minutes:

The public hearing on the draft Local Accountability Control Plan (LCAP) is now open at 6:13 p.m.

Beginning July 1, 2013, the State of California changed the funding formula for public education and requires school districts to develop a Local Control Accountability Plan (LCAP). The LCAP is a plan that aligns the District's educational goals with financial resources.

Pursuant to Education Code Section 52060-52077, the governing board of each school district shall adopt a Local Control Accountability Plan (LCAP) using a template adopted by the state board on or before July 1, 2019. The LCAP shall be adopted with the district's annual budget. The LCAP is effective for a period of three years - updated on or before July 1 of each year.

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

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

The public hearing is now closed at 6:14 p.m.

XI.B. Public Hearing for the 2019-20 Budget

Minutes:

The public hearing regarding the 2019-2020 Budget is now open at 6:15 p.m.

Pursuant to Education Code Sections 42127, 42126, and 42103, the 2019/2020 budget has been prepared, made available to the public for review and publicly advertised as required.

We now invite members of the audience to address the Board of Education on the 2019-2020 Budget.

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 6:19 p.m.

XII. CONSENT CALENDAR*

Motion Passed: A motion was made to approve the Consent Calendar minus items B.1., B.2., C., E. & L. Passed with a motion by Noah Margo and a second by Tristen Walker Shuman.

Yes Isabel Hacker

Absent Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.A. Approval Board Meeting Minutes

XII.A.1. Special Board Meeting-5-29-2019

XII.B. Personnel Reports

XII.B.1. Certificated Personnel Report

Motion Passed: This item was pulled for further discussion.

A motion was made to approve the Certificated Personnel Report. Passed with a motion by Noah Margo and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.B.2. Classified Personnel Report-Revised

Motion Passed: This item was pulled for further discussion.

A motion was made to approve the Classified Personnel Report-Revised.

Passed with a motion by Noah Margo and a second by Tristen Walker Shuman.

Yes Isabel Hacker

Absent Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.C. Approval of Professional Services Agreement with FirstTek, Inc. for the 2019-2020 school year

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of Professional Services Agreement with FirstTek, Inc. for the 2019-2020 school year. Passed with a motion by Noah Margo and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.D. Approval of Tech Ed Services, Inc. proposal to Assist with Universal Services Fund Applications (E-Rate) for funding year 2020

XII.E. Approval of the Alludo Software Licensing & Services for the 2019-20

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of the Alludo Software Licensing & Services for the 2019-20. Passed with a motion by Tristen Walker Shuman and a second by Mel Spitz.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.F. Approval of BHHS AP Human Geography Textbook

XII.G. Approval to discard old BHHS Geometry textbooks

XII.H. Authorization To Declare Obsolete Equipment Surplus Property

XII.I. Approval of Contract with a Liquidation Company

XII.J. Approval of Williams Uniform Complaint Quarterly Report Summary - Fourth Quarter (April 1, 2019 - June 30, 2019)

XII.K. Approval of Appointment of District Representative to California Interscholastic Federation (CIF)

XII.L. Approval of the Licensing Agreement with Document Tracking Services for 2019-2020 School Plan and LCAP

Motion Passed: This item was pulled for further discussion.

A motion was made for Approval of the Licensing Agreement with Document Tracking Services for 2019-2020 School Plan and LCAP. Passed with a motion by Tristen Walker Shuman and a second by Rachelle Marcus.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XII.M. Approval of Beverly Vista Middle School 2019-2020 Out-of-County Activities for 6th Grade

XII.N. Approval of Professional Services Agreement with Pathways Speech and Language

XII.O. Approval of Professional Services Agreement with Karen Conway, Ph.D.

XII.P. Approval-Professional Services Agreement-Ryan Damavandi for the 2019-2020 School Year

XII.Q. BHHS Out-of-County Trip: BHHS Madrigal Singers Retreat, Idyllwild Pines Camp and Conference Center; September 6-8, 2019; Idyllwild, CA

XII.R. Approval of Amendment-Professional Services Agreement - David Stiles

XII.S. Approval of Amendment-Professional Services Agreement-Ryan Damavandi

XII.T. Approval/Acceptance of Donations Listed Pursuant to Board Policy 3290

XII.U. Cash Collection Report #21 for 2018-2019

XII.V. Ratification of Purchase Order Report #22 2018/2019

XII.W. Approval of Warrant Report #12 for 2018-2019

XII.X. Approval of Resolution 2018-2019-029 Targeting use of Education Protection Account (EPA) Funds for 2019-20

XII.Y. Approval of Resolution 2018-2019-030 Authorization for Interfund Transfers for the 2019-20FY

XII.Z. Approval of Resolution 2018-2019-031 Authorizing Temporary Cash Borrowing for the 2019-20FY

XII.AA. Approval of Resolution 2018-2019-032 Temporary Transfers From The School Pools Fund for the 2019-20FY

XII.BB. Approval of Resolution 2018-2019-033 Delegation of Administrative Authority to Process Routine Budget Revision, Adjustments, and Transfers for the 2019-20 FY

XII.CC. Approval of Resolution 2018-2019-034-Authorization of Year-End Appropriating Transfers to be made by Los Angeles County Office of Education

XIII. REPORTS

XIII.A. Superintendent's Report

Minutes:

Dr. Bregy reported that he, Dr. Fine, Chris Regan and Rebecca Starkins spent three hours walking around the Horace Mann neighborhood visiting businesses and homes to address questions and concerns of our neighbors. He thought this was a very worthwhile experience and he would like to see this happen at all of the schools.

XIII.B. Student Board Member Report

Minutes:

School Board Member Sean Toobi thanked everyone for a wonderful year and highlighted some of the exceptional work that was done this year.

XIV. HUMAN RESOURCES

XIV.A. Approval of Agreement for Employment of Assistant Superintendent, Business Services

Motion Passed: A motion was made for Approval of Agreement for Employment of Assistant Superintendent, Business Services. Passed with a motion by Tristen Walker Shuman and a second by Noah Margo.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo
Yes Mel Spitz
Yes Tristen Walker Shuman

Minutes:

Dr. Bregy introduced Wade Roach as the new Assistant Superintendent of Business Services.

XV. BUSINESS AND FINANCE

XV.A. Rejection of Claim No. 571255

Motion Passed: A motion was made to approve the Rejection of Claim No. 571255. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus
Yes Noah Margo
Yes Mel Spitz
Yes Tristen Walker Shuman

XVI. PLANNING AND FACILITIES

XVI.A. Facilities/Reconfiguration/Construction/Theatre 40/Performance Tent/Oil Well Update

Minutes:

Mr. Jeff Pylman gave a facilities update to the Board.

XVI.B. Approval of Amendment No. 1 to the Agreement for Professional Services with K12 School Facilities.

Motion Passed: A motion was made for Approval of Amendment No. 1 to the Agreement for Professional Services with K12 School Facilities. Passed with a motion by Tristen Walker Shuman and a second by Rachelle Marcus.

Absent Isabel Hacker

Yes Rachelle Marcus
Yes Noah Margo
Yes Mel Spitz
Yes Tristen Walker Shuman

XVI.C. Approval of Amendment No. 2 to Agreement with Moss Adams LLP for Professional Services.

Motion Passed: A motion was made for Approval of Amendment No. 2 to Agreement with Moss Adams LLP for Professional Services. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus
Yes Noah Margo
Yes Mel Spitz
Yes Tristen Walker Shuman

XVI.D. Ratification of Amendment No. 3 to the Agreement with Environmental Audit, Inc., for Asbestos and Lead Abatement Monitoring at Beverly Hills High School Buildings A and B

Motion Passed: A motion was made to approve the Ratification of Amendment No. 3 to the Agreement with Environmental Audit, Inc., for Asbestos and Lead Abatement Monitoring at Beverly Hills High School Buildings A and B. Passed with a motion by Tristen Walker Shuman and a second by Rachelle Marcus.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.E. Approval of Amendment No. 4 to the Agreement with Environmental Audit, Inc. for Asbestos and Lead Abatement Monitoring at Beverly Hills High School Buildings A and B.

Motion Passed: A motion was made for Approval of Amendment No. 4 to the Agreement with Environmental Audit, Inc. for Asbestos and Lead Abatement Monitoring at Beverly Hills High School Buildings A and B. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.F. Approval of Amendment No. 5 to the Agreement with Environmental Audit, Inc. for Asbestos and Lead Abatement Monitoring Services for Beverly Hills High School Buildings A and B.

Motion Passed: A motion was made for Approval of Amendment No. 5 to the Agreement with Environmental Audit, Inc. for Asbestos and Lead Abatement Monitoring Services for Beverly Hills High School Buildings A and B. Passed with a motion by Tristen Walker Shuman and a second by Mel Spitz.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.G. Approval of Amendment No. 1 to the Agreement for Professional Services Geotechnical and Geoenvironmental Observations & Testing with Leighton Consulting, Inc.

Motion Passed: A motion was made for Approval of Amendment No. 1 to the Agreement for Professional Services Geotechnical and Geoenvironmental Observations & Testing with Leighton Consulting, Inc. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.H. Approval of Amendment No. 28 to the Agreement with DLR Group for Architectural Services for the Beverly Hills High School Modernization Project

Motion Passed: A motion was made for Approval of Amendment No. 28 to the Agreement with DLR Group for Architectural Services for the Beverly Hills High School Modernization Project. Passed with a motion by Tristen Walker Shuman and a second by Rachelle Marcus.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.I. Approval of Amendment No. 29 to the Agreement with DLR Architects for Architectural Services for the Beverly Hills High School Modernization Project

Motion Passed: A motion was made for Approval of Amendment No. 29 to the Agreement with DLR Architects for Architectural Services for the Beverly Hills High School Modernization Project. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVI.J. Approval of Amendment No. 1 to the Consultant Services Agreement with RMA Group for Special Inspection and/or Testing Services at Beverly Hills High School Buildings B1 and B2

Motion Passed: A motion was made for Approval (subject to a header change on the June 4 RMA group letter to read Exhibit A) of Amendment No. 1 to the Consultant Services Agreement with RMA Group for Special Inspection and/or Testing Services at Beverly Hills High School Buildings B1 and B2. Passed with a motion by Rachelle Marcus and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVII. BOARD POLICIES

**XVII.A. Second Reading-Board Policy 4112.8/4212.8/4312.8
Employment of Relatives**

Motion Passed: A motion was made to approve the Second Reading-Board Policy 4112.8/4212.8/4312.8 Employment of Relatives. Passed with a motion by Noah Margo and a second by Tristen Walker Shuman.

Absent Isabel Hacker

Yes Rachelle Marcus

Yes Noah Margo

Yes Mel Spitz

Yes Tristen Walker Shuman

XVIII. BOARD DISCUSSION

XVIII.A. Discussion-Special Education

Minutes:

Laura Chism presented a year-end review of the Special Education program.

XIX. COMMUNICATION FROM THE BOARD MEMBERS

XX. FUTURE BOARD MEETINGS

XX.A. Special Board Meeting-Thursday, June 13 at 9:00 AM, Administrative Office/Board Room, 255 South Lasky Drive, Beverly Hills

XX.B. Regular Board Meeting-Tuesday, July 16, 2019-5:00 PM-STC/Jon Cherney Lecture Hall, Beverly Hills High School

XXI. ADJOURNMENT

Minutes:

Mr. Margo adjourned the meeting at 8:11 p.m.