

# **Beverly Hills Unified School District Minutes**

## **Regular Board of Education Meeting**

May 09, 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:**

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

**III.A. Settlement Agreement for student # 15288**

**III.B. Settlement Agreement for student # 15258**

**III.C. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION**  
**Significant exposure to litigation pursuant to subdivision (b) & (d)(2) of Section 54956.9:**  
**(3 Cases)**

**III.D. 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.E. 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.F. CONFERENCE WITH LEGAL COUNSEL-EXISTING LITIGATION**  
**(Subdivision (d)(1) of Section 54956.9): Brad Vincent v. The Beverly Hills Unified School District (Case No. BS169289)**

**III.G. PUBLIC EMPLOYEE APPOINTMENT Title: Principal-Horace Mann, Director of Communications, Assistant Superintendent-Student Services**

**III.H. CONFERENCE WITH LABOR NEGOTIATORS: Agency Representative: Yolanda Mendoza Employee Organizations: CSEA, BHEA-Certificated, BHEA-IA, BHEA-OTBS Unrepresented Employees**

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

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

**Minutes:**

**Board President Mel Spitz called the meeting to order at 5:31 p.m. and asked David Siskin to lead the audience in the Pledge of Allegiance.**

**V. APPROVAL OF THE AGENDA**

**Motion Passed: A motion was made to approve the Agenda minus item XIII.I. 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**

**VI. REPORT OF CLOSED SESSION ACTION**

**Minutes:**

**Superintendent Dr. Bregy reported from Closed Session that the Board voted unanimously to approve the Settlement Agreement for Student #15288 and the Settlement Agreement for Student #15258.**

**VII. AGENDA HEARING PERIOD-PUBLIC COMMENT**

**Minutes:**

**The following people addressed the Board:**

**Telly Tse, Carol Courneya, Aaron Bennahum, Melissa Chacon, Mina Zargar, Gita Moallemi, Evelyn Muniz, Nilo Khalili, Lauren Kashani and Vanid Neman.**

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

**Jason Ozur**

**VIII. ACCOMMODATIONS AND RECOGNITION**

**VIII.A. Approval of Resolution 2016-2017-038-National PTA Teacher Appreciation Week-MAY 7-13, 2017**

**Motion Passed: A motion was made for Approval of Resolution 2016-2017-038-National PTA Teacher Appreciation Week-MAY 7-13, 2017 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:**

**Mr. Spitz called up BHEA President Telly Tse to accept the resolution.**

**VIII.B. Approval of Resolution 2016-2017-039-Classified School Employee Appreciation Week-May 21-27, 2017**

**Motion Passed: A motion was made for Approval of Resolution 2016-2017-039-Classified School Employee Appreciation Week-May 21-27, 2017. 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:**

**Mr. Spitz called up Andre Law-President OTBS, Carol Courneya-President Instructional Assistants and Pierre Hollie-President CSEA (Food Service, Trades, Custodians)to accept the resolution.**

**VIII.C. Approval of Resolution #2016-2017-040-Student Board Member**

**Motion Passed: A motion has been made for Approval of Resolution #2016-2017-040-Student Board Member. 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. HUMAN RESOURCES**

**IX.A. Approval of Agreement for Employment of Assistant Superintendent, Student Services**

**Motion Passed: A motion was made for Approval of Agreement for Employment of Assistant Superintendent, Student Services. 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:**

**Dr. Bregy introduced Laura Chism as the new Assistant Superintendent, Student Services.**

**IX.B. Approval of Resolution #2016-2017-042 RESOLUTION IMPLEMENTING CERTIFICATED LAYOFF AND TERMINATING SERVICES OF CERTIFICATED EMPLOYEES**

**AS A RESULT OF REDUCTION OR DISCONTINUATION OF PARTICULAR KINDS OF SERVICES**

**Motion Passed: A motion was made for Approval of Resolution #2016-2017-042 Resolution Implementing Certificated Layoff and Terminating Services of Certificated Employees as a Result of a Reduction or Discontinuation of Particular Kinds of Services. Passed with a motion by Lisa Korbatov and a second by Mel Spitz.**

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

**X. CONSENT CALENDAR\***

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

**Dr. Bregy introduced Michelle Bernat as the new Principal at Horace Mann School.**

**X.A. Approval Board Meeting Minutes**

**X.A.1. Regular Board Meeting-4.25.2017**

**X.B. Personnel Reports**

**X.B.1. Certificated Personnel Report**

**X.B.2. Classified Personnel Report**

**X.C. Approval-Professional Services Agreement - Julie West**

**X.D. Approval-Professional Services Agreement - David Niemeyer**

**X.E. Approval of Name Change-Professional Services Agreement-Leigh Kallestad to Make Music, Inc.**

**X.F. Approval-Professional Services Agreement - David Lee**

**X.G. Approval-Professional Services Agreement- Dr. Russell Hyken**

**X.H. Amendment to Master Contract for Specialized Therapy Services**

**X.I. Acceptance of Lease for Digital Copiers an Maintenance Service**

**X.J. BHHS Out-of-County Trip: BHHS Varsity and Junior Varsity Basketball Team Camp; June 16-18, 2017; San Diego, CA**

**X.K. BHHS Out-of-County Trip: BHHS Skills USA National Championship and Leadership Conference; June 19 - 24, 2017; Kentucky**

**X.L. Approval/Acceptance of Donations Listed Pursuant to Board Policy 3290**

**X.M. Cash Collection Report #18 for 2016/2017**

**X.N. Approval of Warrant Report #11 for 2016/2017**

**X.O. Ratification of Purchase Order #18 for 2016/2017**

## **XI. REPORTS**

### **XI.A. Superintendent's Report**

#### **Minutes:**

**Superintendent Bregy praised Mr. Schwartz for his time on the Board. He also announced that in addition to Teacher Appreciation Week it is also National Nurses Week and he thanked our BHUSD nurse.**

### **XI.B. Student Board Member Report**

#### **Minutes:**

**Student Board Member Sam Schwartz gave his final school board report. He talked about his time on the Board and he announced various activities going on at the high school.**

### **XI.C. BHEF REPORT**

#### **Minutes:**

**BHEF President Monique Gibbons reported that BHEF gave \$543,000 to the school district during 2016-2017 school year and have pledged to give \$562,000 for the 2017-2018 school year. Ms. Gibbons introduced Cindy Trost the incoming BHEF President.**

## **XII. BUSINESS AND FINANCE**

**XII.A. Approval of Contract with RBC Capital Markets for Underwriting Services Related to the 2017-18 Pooled Tax and Revenue Anticipation Notes.**

**Motion Passed: A motion was made for Approval of Contract with RBC Capital Markets for Underwriting Services Related to the 2017-18 Pooled Tax and Revenue Anticipation Notes. 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**

**XII.B. Approval of Resolution 2016-2017-041 For Assignment of Delinquent Tax Receivables to the California Statewide Delinquent Tax Finance Authority JPA**

**Motion Passed:** A motion was made for Approval of Resolution 2016-2017-041 For Assignment of Delinquent Tax Receivables to the California Statewide Delinquent Tax Finance Authority JPA. 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

**XII.C. Adoption of Resolution No.2016-2017-043 Authorizing the Formation of a Surplus Property Advisory Committee ("7-11 Committee")Pursuant to Education Code Section 17387 ET SEQ.**

**Motion Passed:** A motion was made to approve the Adoption of Resolution No.2016-2017-043 Authorizing the Formation of a Surplus Property Advisory Committee ("7-11 Committee")Pursuant to Education Code Section 17387 ET SEQ. 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  
**No** Mel Spitz

**XIII. PLANNING AND FACILITIES**

**XIII.A. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for B2 Window Plastic Covers to be Replaced with Plywood for 42 Windows and painting of 72 windows at Beverly Hills High School with Edgar Garza Construction, Inc.**

**Motion Passed:** A motion was made to approve the Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for B2 Window Plastic Covers to be Replaced with Plywood for 42 Windows and painting of 72 windows at Beverly Hills High School with Edgar Garza Construction, Inc. 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

**XIII.B. Acceptance of the at Beverly Hills High School B2 Window Plywood and Paint Project and authorization to file a Notice of Completion and release retention.**

**Motion Passed:** A motion was made to approve the Acceptance of the at Beverly Hills High School B2 Window Plywood and Paint Project and authorization to file a Notice of Completion and release retention. 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

**XIII.C. Acceptance of the Beverly Hills High School Building B1 and B2 Demolition and Abatement Project and authorization to file a Notice of Completion and release retention.**

**Motion Passed:** A motion was made to approve the Acceptance of the Beverly Hills High School Building B1 and B2 Demolition and Abatement Project and authorization to file a Notice of Completion and release retention. 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

**XIII.D. Approval of Amendment No. 18 to the Agreement with DLR Group for additional services at Beverly Hills High School.**

**Motion Passed:** A motion was made for Approval of Amendment No. 18 to the Agreement with DLR Group for additional services at Beverly Hills High School. 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

**XIII.E. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for six steel coupon extraction samples to provide for SSMP additional testing requirements at El Rodeo School with V3 Steel.**

**Motion Passed:** A motion was made to approve E. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for six steel coupon extraction samples to provide for SSMP additional testing requirements at El Rodeo School with V3 Steel and F. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Building B Amir wall painting and miscellaneous work at Horace Mann School with Edgar Garza Construction, Inc. 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

**XIII.F. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Building B Amir wall painting and miscellaneous work at Horace Mann School with Edgar Garza Construction, Inc.**

**Motion Passed: A motion was made to approve E. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for six steel coupon extraction samples to provide for SSMP additional testing requirements at El Rodeo School with V3 Steel and F. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Building B Amir wall painting and miscellaneous work at Horace Mann School with Edgar Garza Construction, Inc. 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

**XIII.G. Acceptance of the Building B Amir wall painting and miscellaneous work at Horace Mann School and authorization to file a Notice of Completion and release retention.**

**Motion Passed: A motion was made to approve the Acceptance of the Building B Amir wall painting and miscellaneous work at Horace Mann School and authorization to file a Notice of Completion and release retention. 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

**XIII.H. Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Manufacture and Installation of 10 Cabinets for the Art Room at Horace Mann School with Bristol Omega, Inc.**

**Motion Passed: A motion was made to approve the Ratification of an Agreement issued under Board Resolution No. 2015-2016-041 for Manufacture and Installation of 10 Cabinets for the Art Room at Horace Mann School with Bristol Omega. 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

**XIII.I. Approval of Change Order No. 8 with 2H Construction at Horace Mann School Building A**

**Minutes:**

**This item was pulled from the agenda.**



**XIII.J. Authorize the Superintendent to negotiate and execute an agreement for program management services for the Measure E bond program, Phase 1, and construction management services for the modernization of Horace Mann Building A and Sitework at Horace Mann.**

**Motion Passed: A motion was made to Authorize the Superintendent to identify and commence on negotiations of an agreement for program management services for the remainder of Measure E, Phase I, and for construction management services for the modernization of Horace Mann Building A and sitework at Horace Mann School. 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. COMMUNICATION FROM THE BOARD MEMBERS**

#### **XV. FUTURE BOARD MEETINGS**

**XV.A. Regular Board Meeting-Tuesday, June 13, 2017-5:00 PM-STC/Jon Cherney  
Lecture Hall, Beverly Hills High School**

**XV.B. Regular Board Meeting-Tuesday, June 27, 2017-5:00 PM-STC/Jon Cherney  
Lecture Hall, Beverly Hills High School**

#### **XVI. ADJOURNMENT**

**Minutes:**

**Mr. Spitz adjourned the meeting at 7:52 p.m.**