

**TEMPLE CITY UNIFIED SCHOOL DISTRICT
REGULAR MEETING OF THE BOARD OF EDUCATION
DISTRICT OFFICE BOARDROOM
9700 LAS TUNAS DRIVE, TEMPLE CITY, CALIFORNIA
Approved Minutes of the Regular Board Meeting of May 23, 2018**

Mr. Marston called the Regular Meeting to order at 6:00 p.m.

Call to Order

Board Members Present

Roll Call

Larry Marston, President
Vinson Bell, Vice President
George Goold, Clerk
Louise Huff, Member
Kenneth Knollenberg, Member
Samuel Kim, Student Board Member

Board Members Absent

None

Administrators Present

Marianne Sarrail, Chief Business Official, Acting Superintendent
Art Cunha, Assistant Superintendent, Personnel Services
Soomin Chao, Interim Assistant Superintendent, Educational Services

Administrators Absent

Kathy Perini, Superintendent – On Paid Administrative Leave

Mr. Marston announced that tonight's meeting is audio recorded.

Recording of Meeting

Mr. Marston led the flag salute.

Flag Salute

•Elementary Science Olympiad Teams

JM Leeming, head coach of Cloverly's SciOly team introduced Lisa Taylor and Samantha Chang, and Michelle Conzonire, coaches of Longden and Emperor's team.

Special Recognition/
Presentation

The LACOE Elementary Science Olympiad is arranged to encourage team collaboration. The success of the students as they participate in individual events contributes to the overall score of the entire team. Based on the overall success of the team, all the students on the team earn a Gold, Silver, or Bronze Medal. It is very difficult to earn a Gold Medal. The team needs to earn a certain number of points within a point range. This year, over 70 Elementary school teams participated in the LACOE Elementary Science Olympiad. Cloverly, Emperor and Longden each sent a team to represent TCUSD this year. All three teams earned a Gold Medal this year.

The teams started training at the beginning of the school year. In addition to their regular homework and extracurricular activities, the students had to put in many extra hours training and studying after school, and at home, to prepare for the Olympiad.

Member Marston thanked the SCiOly teams, congrats on your success!

•2018-2019 Employees of the Year

Dr. Cunha presented the Teachers and Employees of the Year with certificates:

2018-19 Teacher of the Year

Cloverly Elementary School	Yvonne Rosales-Rivera
Dr. Doug Sears Learning Center	Ann Marie Lozier
Emperor Elementary School	Shelby Elliott
La Rosa Elementary School	Jamie Ceralde
Longden Elementary School	Jennifer De Vito
Oak Avenue School	Jack Taylor
Oak Avenue School	Marlisse Reina
Temple City High School	Yvonne Kyla Hjertstedt

2018-19 Classified Employee of the Year

Cloverly Elementary School	Samnith Kat
Dr. Doug Sears Learning Center	Albert Camargo
Emperor Elementary School	Cindy Scott
La Rosa Elementary School	Karla Fischer
Longden Elementary School	Isidro Ocampo Jr.
Oak Avenue School	Elizabeth Speakes
Temple City High School	Joel Catalan
District Office	Cindy Ayala

•Outgoing Student Board Member, Samuel Kim & Incoming Student Board Member, Eileen Duong
Ms. Sarrail presented Sam with a plaque for serving as the student Board member this year and welcomed new student Board member, Eileen Duong.

Member Marston: thanked Sam, always thinking outside the box, great having him, appreciates his spirit and drive

1. Krishna Rios addressed the Board regarding his disagreeing with the Board's decision to not extend Ms. Perini's contract
2. Donna Georgino- commented about May 23rd Joint ASB/BOE Agenda was not posted 24 hours in advance
3. Rachel LaSota- commented on May 23rd Joint ASB/BOE Agenda not being posted 24 hours in advance, commented about May 21st special meeting- after Board members left the meeting, Member Marston continued to meet with the legal counsel and who she interpreted to be, two labor negotiators, for an extended period of time, also wanted to draw attention to the fact that she believes a board member was meeting with an administrator.
4. Mike Kidd- graduation is coming up, Senior Sunset 6/1, senior class invite a

Public
Comments

teacher to honor teachers who made them who they are. Asking the Board to grant access to Ms. Perini Senior Sunset and Commencement, policies and politics will not be discussed, show compassion and do what is right for kids, kids have indicated they would like her to be at these events.

Marianne Sarrail

- Nothing to report tonight

Business Services
Update

Soomin Chao

- ELA Adoption – met 4 times selected materials to pilot in the Fall, very careful and thorough, teachers did a wonderful job in selecting materials that were aligned to our standards that addressed the needs of all of our students
- GLAD training – Guided Language Acquisition by Design, facilitated by an outside agency where District and site admin. As well as teachers attend from all the sites, very excited to begin to implement these strategies

Educational
Services Update

Art Cunha

- Thanked Robin Penn and Dave Niles for helping with the district selection of Classified EOY

Personnel
Services Update

Deb Maurey: Congratulated amazing teachers of the year, tonight is a special night, tonight is her last Board meeting, the role of TCEA is to represent all members of the association, and so sometimes public comment does not reflect personal opinion, has stayed silent recently because many TCEA members recognize the Board's right to make personnel decisions, believes the Board would not jump into the fire without good reason. Recognizes the right of Emperor persons to disagree with her, but does not believe jumping on bandwagon would be representing her members. Remembers another similar situation when she first started at the District with the Oak Principal. Understands that nobody wants to be told they no longer have a job, however that is the nature of admin. Jobs, big paychecks no security. Contracts are not renewed all the time and she let Kathy know some members of the Board were not happy with her performance back in August, but Kathy remained confident- which shocked her. However the Board did have enough votes so what now? Kathy has done amazing work and rescued the District four years ago, and turned everything around. Nobody could have done it but Kathy. Kathy has over 40 years in this District and Ms. Maurey asks Kathy how she can let the community be ripped apart on her behalf, and how she will let that be her legacy. Believes Kathy has many options and with all the connections, the sky is the limit. If she decides on retiring, she will have fun spending her \$216,000 annual retirement.

Bargaining Unit
Comments

Samuel Kim

Student Board

- This morning was the Senior Awards, included scholarships that were both inside and outside TCHS and awarded students for academic achievement
 - Rampage is working on their Senior Goodbye issue where seniors will be writing their last goodbyes and giving advice through publication
 - Yearbook early distribution begins tomorrow
 - Students are currently in the middle of CAASPP testing this week so adjusting to testing schedule
 - Youth Committee has a Quality of Life meeting to discuss issues of school safety tomorrow at City Council Chambers 3:30
 - TedX TCHS is hosting a convention on Friday
- Member
Comments

Mr. Goold

- Great to see all the SciOly kids, very proud of their season, also very appreciative to the parents, also great to see Teachers of the Year, great that we have two, thanked Sam for all his work and help, always keeping the Board informed, congrats to Eileen and welcome to the Board
- Board Member
Comments

Mrs. Huff

- introduced herself and gave a brief family history, remembers working with Bill Perini
- Even though going through rough time, still love the District
- Believes the community can rebuild just like her ancestors
- Visits the sites, amazed by the administrators, students, teachers and parents who support them
- We should take a second look at the character traits up on walls
- Thanked everyone and wanted everyone to know that she prays every night for healing

Mr. Bell

- Thanked ASB for coming out, incredibly rewarding, validates what we do here
- Congratulated Sam on his acceptance to Carnegie Mellon
- And Science Olympiad Teams – so much passion and it is lifelong and beneficial, wishes them continued success
- Echoed fellow board members regarding Employees and Teachers of the year, without a doubt it's what makes school districts run
- Family Feud party, Has been preparing for dinner dance with daughter, Jerry Jambazian played Family Feud and received 10k
- Everything we do here is in service for our kids
- Addressed past resolution, neither Kathy/him committed anything intentionally, made a mistake, at no point neither one had any intention to cheat anyone, guilty of ignorance, trust Kathy and still do to this day, always looking out for kids, will always be by her side

Mr. Knollenberg

- Thanked ASB for their meeting update, whether it was formally Agendized, not a big deal, just a presentation, just for information per se
- Thanked SciOly parents, the success of students hinges on the parents
- Sympathetic towards parents and all the supporting staff to be able to help kids perform at the competitions
- Thanked Teachers of the Year, very good choices
- Thanked the student Board member, thinks we are the first District to have that, gives us some insight as to what's happening at TCHS
- Attended the Cloverly Open House and it was nice to see all the accomplishments at Cloverly

Mr. Marston

- Echoed previous comments of Board members
- Always a pleasure to hear what ASB is up to and how they're thinking outside the box, and generally creating nice air of spirit at the high school campus, very passionate about it and he knows they take it very seriously
- SciOly, such a pleasure to see so many young students in elementary school who are becoming very proficient at problem solving, feeds the Oak program, which feeds the high school program, such an accomplishment- hand it to the teachers and staff who give their time and effort and heart to make sure kids are pushed to their limit and have what they need
- Employees of the Year, doesn't understand how you can pick, all of them are just as equal have high caliber, glad he's not involved because it would be a tough decision, thank you Mr. Cunha for taking care of that

There were no Superintendent Comments this evening.

Superintendent's
Comments

There were no official written communications this evening.

Written
Communications

Former Board member, Bob Ridley made a public comment regarding the Other Post-Employment Benefits Actuarial Report: Two board members encouraged him to come speak about Other Post-Employment Benefits. Mr. Ridley went through the report and pointed out specific numbers and definitions to pay attention to during the presentation. These key words and figures will be essential to understanding the District's current and future liabilities.

Other Post-
Employment
Benefits Actuarial
Report

During Mr. Ridley's public comment, District legal counsel, Warren Kinsler, joined the Board at the Board table.

Mr. Geoffrey Kischuk presented his Other Post-Employment Benefits Actuarial

Report to the Board.

Temple City Unified School District engaged Total Compensation Systems, Inc. (TCS) to analyze liabilities associated with its current retiree health program as of June 30, 2017 (the measurement date). The numbers in this report are based on the assumption that they will first be used to determine accounting entries for the fiscal year ending June 30, 2018. If the report will first be used for a different fiscal year, the numbers may need to be adjusted accordingly.

Other Post-
Employment
Benefits Actuarial
Report (cont.)

This actuarial study is intended to serve the following purposes:

- To provide information to enable Temple City USD to manage the costs and liabilities associated with its retiree health benefits.
- To provide information to enable Temple City USD to communicate the financial implications of retiree health benefits to internal financial staff, the Board, employee groups and other affected parties.
- To provide information needed to comply with Governmental Accounting Standards Board Accounting Standards 74 and 75 related to "other postemployment benefits" (OPEB's).

General Findings

We estimate the "pay-as-you-go" cost of providing retiree health benefits in the year beginning July 1, 2017 to be \$408,921 (see Section IV.A.). The "pay-as-you-go" cost is the cost of benefits for current retirees. For current employees, the value of benefits "accrued" in the year beginning July 1, 2017 (the service cost) is \$1,375,212. This service cost would increase each year based on covered payroll. Had Temple City USD begun accruing retiree health benefits when each current employee and retiree was hired, a substantial liability would have accumulated. We estimate the amount that would have accumulated to be \$21,129,429. This amount is called the "Total OPEB Liability" (TOL). Based on the information we were provided, the OPEB Expense for the fiscal year ending June 30, 2018 is \$2,036,324. As noted in this report adjustments may be needed – particularly if the reporting date is not the same as the measurement date. We based all of the above estimates on employees as of September, 2017. Over time, liabilities and cash flow will vary based on the number and demographic characteristics of employees and retirees.

Recommendations

- We recommend that Temple City USD maintain an inventory of all benefits and services provided to retirees – whether contractually or not and whether retiree-paid or not. For each, Temple City USD should determine whether the benefit is material and subject to GASB 74 and/or 75.
- We recommend that Temple City USD conduct a study whenever events or contemplated actions significantly affect present or future liabilities, but no less frequently than every two years, as required

under GASB 74/75.

- Under GASB 75, it is important to isolate the cost of retiree health benefits. Temple City USD should have all premiums, claims and expenses for retirees separated from active employee premiums, claims, expenses, etc. To the extent any retiree benefits are made available to retirees over the age of 65 – even on a retiree-pay-all basis – all premiums, claims and expenses for post-65 retiree coverage should be segregated from those for pre65 coverage. Furthermore, Temple City USD should arrange for the rates or prices of all retiree benefits to be set on what is expected to be a self-sustaining basis.
- Temple City USD should establish a way of designating employees as eligible or ineligible for future OPEB benefits. Ineligible employees can include those in ineligible job classes; those hired after a designated date restricting eligibility; those who, due to their age at hire cannot qualify for District-paid OPEB benefits; employees who exceed the termination age for OPEB benefits, etc.
- Several assumptions were made in estimating costs and liabilities under Temple City USD's retiree health program. Further studies may be desired to validate any assumptions where there is any doubt that the assumption is appropriate. For example, Temple City USD should maintain a retiree database that includes – in addition to date of birth, gender and employee classification – retirement date and (if applicable) dependent date of birth, relationship and gender. It will also be helpful for Temple City USD to maintain employment termination information – namely, the number of OPEB-eligible employees in each employee class that terminate employment each year for reasons other than death, disability or retirement.

Member Knollenberg asked Mr. Kischuk a series of clarifying questions.
Member Bell commented that he believes the Board needs a study session.
Member Marston thanked Mr. Kischuk for his presentation.

Due to a scheduling conflict, the COC will present their Annual Report at a later date.

Citizens
Oversight
Committee
(COC) Annual
Report

Member Marston recused himself from all discussions regarding Agenda items 15a, 15b, 15c as he owns a partnership in a company that could potentially do business with developers within our jurisdiction, requested Member Bell to take over this portion of the meeting.

Opened Public
Hearing to
increase Level
One Developer
Fees for
Residential and
Commercial
Construction, as
Authorized by
Government

On motion of Member Bell, seconded by Member Knollenberg, and on a 4-0-1 vote (Aye: Bell, Goold, Huff, Knollenberg; Nay: none; Abstain: Marston), the Board opened the public hearing to increase Level One Developer Fees for Residential and Commercial Construction, as Authorized by Government

Code Section 65995(b)(3).
Conducted Public Hearing from 7:46 p.m. to 8:03 p.m.

Code Section
65995(b)(3)

Mr. Lopez of Cooperative Strategies presented both their
Commercial/Industrial and Residential development school fee justification
studies to the Board.

The Commercial/Industrial Development School Fee Justification Study
("Study") analyzes the extent to which a nexus can be established in the
Temple City Unified School District ("School District") between categories of
commercial/industrial development ("CID") and (i) the need for school
facilities, (ii) the cost of school facilities, and (iii) the amount of statutory
school fees ("School Fees") per square foot that may be levied for schools
pursuant to the provisions of Assembly Bill ("AB") 181, Section 66001 of the
Government Code, and subdivision (e) of Section 17621 of the Education
Code.

Public Hearing
(cont.)

New residential housing opportunities within the School District were also
evaluated to confirm the availability of new homes for those who may
relocate into the School District due to employment opportunities generated
by new CID. Projections of the number of future residential units to be built
within the School District's boundaries are based on information provided by
the Southern California Association of Governments ("SCAG"). Based on this
information, approximately 649 new residential units could be developed
within the School District through calendar year 2035 ("Future Units"). Of
these 649 Future Units, 378 are expected to be single family detached ("SFD")
units while 271 are expected to be multi-family attached ("MFA") units. These
units thereby provide room for new employees without the displacement of
existing residents.

This Residential Development School Fee Justification Study ("Study") is
intended to determine the extent to which a nexus can be established in the
Temple City Unified School District ("School District") between residential
development and (i) the need for school facilities, (ii) the cost of school
facilities, and (iii) the amount of statutory school fees ("School Fees") per
residential building square foot that may be levied for schools pursuant to the
provisions of Section 17620 of the Education Code, as well as Sections 65995
and 66001 of the Government Code.

To establish a nexus and a justifiable residential School Fee level, the Study
evaluated the number and cost of new facilities required to house students
generated from future residential development within the School District.
Based on data provided by the Southern California Association of
Governments ("SCAG") approximately 649 additional residential units could
be constructed within the School District's boundaries through calendar year
2035 ("Future Units"). Of these 649 Future Units, 378 are expected to be single
family detached ("SFD") and 271 are expected to be multi-family attached

("MFA") units.

On January 24, 2018, the SAB increased the maximum residential School Fee authorized by Section 17620 of the Education Code from \$3.48 to \$3.79 per residential building square foot for unified school districts. Based on the square footage of the average multi-family attached residential unit constructed within the School District, the School Fees would provide for less than 100 percent of the school facilities cost impacts. Therefore, the School District is fully justified in levying the maximum residential School Fee of \$3.79 per square foot for all new residential development within its boundaries.

The Board is presented with a Developers Fee Justification Study recently prepared that relates to proposed and potential development, the resulting school facilities needs, the cost thereof, and the available sources of revenue including the fees provided by this Resolution. The study's findings justify the increases recommended in the Resolution.

Developer Fees are collected on new building construction or remodels over 500 square feet. The District has collected Developer Fees for over 30 years. Fees collected are used to construct or reconstruct classrooms as needed, to cover the possible costs associated with additional students that may enroll in the District because of the added construction. Developer Fees have also been used for needs that are not addressed by the Bond (i.e., roofs or new relocatable classrooms).

Fees are increased by the State every 2 years, and the District last increased Developer Fees on July 1, 2016.

This increased revenue will provide additional funding to support needed facility improvements.

- 2015-2016 TCUSD Developer Fees Income: \$738,721.08
- 2016-2017 TCUSD Developer Fees Income: \$597,640.20
- 2017-2018 TCUSD Developer Fees Income: \$363,413.36 (as of 5/12/18)

Mr. Pomeroy: how much has the District received since the last study?

Member of Public: what have you used the funds in the past

Mr. Tiet- any restrictions on how funds will be spent?

Member of Public: as the demographics of the city change, and city council changes, allowing for bigger vs smaller homes, how does that change the impact?

Mr. Lopez responded that the square footage of homes will impact how much the District receives in developer fees.

Jerry Jambazian: understands fees may not be used to remove asbestos, how about mold? Ms. Sarraill replied no.

Ms. Sarraill responded to the other questions that the budget presentation next meeting will lay out how developer fees have been spent

On motion of Member Bell, seconded by Member Goold, and on a 4-0-1 vote (Aye: Bell, Goold, Huff, Knollenberg; Nay: none; Abstain: Marston), the Board closed the public hearing to increase Level One Developer Fees for Residential and Commercial Construction, as Authorized by Government Code Section 65995(b)(3).

Closed Public Hearing to increase Level One Developer Fees for Residential and Commercial Construction, as Authorized by Government Code Section 65995(b)(3)

On motion of Member Knollenberg, seconded by Member Goold, and on a 4-0-1 vote (Aye: Bell, Goold, Huff, Knollenberg; Nay: none; Abstain: Marston), the Board Adopted Resolution 1718-14, Increasing Developer Fees for Residential and Commercial/Industrial Construction, as Authorized by Government Code Section 65995(b)(3).

Adopted Resolution 1718-14, Increasing Developer Fees for Residential & Commercial/Industrial Construction, as Authorized by Government Code Section 65995(b)(3)

After the vote, Member Marston returned to the Board table and continued the meeting.

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the Board Approved Budget Adjustments to 2017-2018 Budget. Revisions to the adopted budget require County Office approval under Education Code section 42600, 42601, 42602, 42603, or 42610. This includes increases or decreases in the revenue accounts, expenditure accounts, and transfers to and from ending balances, and adjustments to the components or ending balances.

Approved Budget Adjustments to 2017-2018 Budget

The budget revisions must be approved by the Governing Board prior to submittal to the Country Office. The budget adjustment before you tonight relates to the transfers, carry over and additional revenue from Ametll and Adult Education Block Grant (AEBG) to pay for program expenses.

- Increase budgeted revenue by \$498,889 to General Fund (01.0)
- Increase budgeted revenue by \$340,979 to Adult Education (11.0)

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the Board Approved Notice of Completion and Release of Retention to Angeles Contractor Inc. for the Temple City High School Phase 1A New Classroom Buildings Project.

Approve Notice of Completion and Release of Retention to Angeles Contractor Inc. for the Temple City High School Phase 1A New Classroom

On September 24, 2015 the District entered into an Agreement with Angeles Contractor Inc. to provide labor and materials for new 57,500 SF, 2-story classroom buildings and associated site work. The contractor's work meets District standards. Since the project is now complete, Board action is required

for the filing of the Notice of Completion and Release of Retention in the amount of \$931,750.

Buildings Project

The retention amount of \$931,750 is included in the original contract of 18,635,000 which was Board approved on September 24, 2015. This completes the contract in the amount of \$18,635,000 which is the final contract amount.

Budget: \$18,635,000

Cost of Services To Date: \$17,703,250

Amount Requested for Release: \$ 931,750 (Retention 5%)

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the Board Approved the Visual and Performing Arts (VAPA) Masterplan.

Approve Visual
and Performing
Arts (VAPA)
Masterplan

Temple City Unified School District believes the visual and performing arts play an essential role in creating a vibrant and literate society. In August 2016, the district received a grant from the LA County Arts Education Collective (formerly Arts for All), which provided funds toward the formation of a Visual and Performing Arts (VAPA) Team. Under the guidance of an Arts Coach provided to grant awardees, the team has spent the last year (March 2017-March 2018) mapping out a direction for VAPA curriculum, programs, and opportunities in the district over the next several years.

The team has identified strengths and challenges in our current VAPA offerings and used them to inform a vision of the arts in Temple City. The plan emphasizes the need to build community and professional partnerships to enhance our programs; to offer VAPA enrichment excursions to students at all grade levels; to create a position for a district VAPA coordinator; to provide and support dedicated VAPA spaces, materials, and equipment; to plan for a TCUSD VAPA venue; to provide VAPA-related professional development opportunities for teachers; to sustain and increase VAPA funding; to develop and implement a cohesive Interdisciplinary K-12 arts curriculum; and to offer comprehensive K-12 extracurricular arts programming.

The adoption of this strategic masterplan will enable the district to enhance VAPA opportunities and make them available to every student across the district. Approval signifies agreement with the direction outlined in the masterplan.

The adoption of this plan will have no fiscal impact. LCAP Goal 3 allocates funding for STEAM and VAPA clubs, activities, and opportunities that promote student engagement and connectedness to school. This funding allocation is sufficient at this time. Any future costs incurred from actions in the plan will be subject to Board of Education approval.

Board members had the opportunity to ask Mr. Stocks questions about the VAPA presentation and master plan he presented at the last May 9 meeting. There were questions on if a Master List exists for all these programs and if each program required a teacher of faculty member present. Mr. Stocks responded that there is no master list and that this is a living document that will change as needed, also a teacher/faculty member's required presence varies depending on the situation/program.

Member Marston: Our Visual and Performing Arts programs are very robust, appreciates all the hard work

On motion of Member Marston, seconded by Member Goold and on a 4-0-1 roll call vote (Aye: Goold, Huff, Knollenberg, Marston; Nay: None; Abstain: Bell), the Board approved Resolution 1718-17 Authorizing Compensation of Assistant Superintendent of Personnel Services and Chief Business Official for Additional Service as Acting Superintendent.

Approval of Resolution 1718-17 Authorizing Compensation of Assistant Superintendent of Personnel Services and Chief Business Official for Additional Service as Acting Superintendent

In April and May 2018, two cabinet-level employees consecutively took on additional duties to serve, at the request of the Governing Board, as Acting Superintendent of the Temple City Unified School District. Assistant Superintendent of Personnel Services Art Cunha and Chief Business Official Marianne Sarrail continued to perform their regular duties while working in the additional capacity of Acting Superintendent of the District.

Dr. Cunha's and Ms. Sarrail's compensation for their service was uncertain at the time they provided Acting Superintendent services. This action is recommended at the Board's first regular meeting following the May 9, 2018 regular meeting in which compensation of unrepresented employees was discussed. The Resolution will compensate both employees with a reasonable stipend for their additional service to the District. Fiscal impact to General Fund (01.0) is dependent on the number of days served.

Rachel LaSota made a public comment regarding this Agenda item: Does not make sense to pay Mr. Cunha for, in her opinion, an illegal appointment. Dishing out more District money to compensate existing employees, the District should resolve existing issue, in her opinion, band-aiding and patching problems, not resolving anything.

Member Bell asked Mr. Kinsler: With regards to the points Ms. LaSota brought up, from a technical standpoint, are we sound?

Mr. Kinsler addressed the Board to clarify the additional compensation and responded to Member Bell's question, that yes we are sound.

On motion of Member Marston, seconded by Member Goold, and on a 5-0-0 roll call vote (Aye: Bell, Goold, Huff, Knollenberg, Marston; Nay: None; Abstain: None), the Board approved Resolution 1718-15 Regarding a Demand to Cure and Correct a Brown Act Violation Alleged by Donna

Adoption of Resolution 1718-15 Regarding a Demand to Cure

Georgino and Received by the District on May 9, 2018.

On May 9, 2018, District administration received a demand to cure and correct an alleged violation of the Ralph M. Brown Act (Government Code § 54950 et seq.) from Donna Georgino. Ms. Georgino alleged the Governing Board violated the Brown Act on March 21, 2018 when it took action to not renew the employment contract of Superintendent Kathy Perini. The alleged violation was related to the closed session discussion of the Superintendent's performance evaluation and the public session action to not renew the Superintendent's employment contract. Discussion and action for closed and public session on the matter of the Superintendent's employment at the March 21, 2018 Governing Board meeting were properly agendaized pursuant to the Brown Act. There was no violation of the Brown Act as alleged by Ms. Georgino. Moreover, to the extent Ms. Georgino's demand to cure or correct alleges a violation of the Brown Act related to the public session agenda for the March 21, 2018, the demand is untimely. (Government Code § 54960.1(c)(1).)

and Correct a
Brown Act
Violation Alleged
by Donna
Georgino and
Received by the
District on May 9,
2018

The Brown Act provides that a legislative body may "cure and correct" an alleged Brown Act violation by resolution. (Government Code § 54960.1(c).) Because no violation of the Brown Act occurred at the March 21, 2018 meeting, the Governing Board need not cure or correct any action taken at that meeting. However, to create a record of this matter, the Governing Board should consider adopting the accompanying Resolution declining to cure and correct the alleged violation.

Following passage of the Resolution, the District shall inform Ms. Georgino of its action in writing in accordance with the Brown Act. (Government Code § 54960.1(c)(2).)

Ms. Donna Georgino made a public comment regarding this Agenda item. In her opinion, not surprised by Board's action, would like Board to embrace responsibility, be transparent with their deliberations. Ms. Georgino also commented about Member Knollenberg's reaction about not posting the Special ASB meeting in advance, which she found discouraging.

Member Marston read a prepared statement from our District Legal Counsel, declining to correct the alleged violation, because there was no violation. Member Bell personally believes that we could've taken a better path and at the same time, given Ms. Perini an opportunity to address some of these things.

Donna Georgino requested to speak about the May 9 Minutes and would like the item voted on separately

- Minutes should reflect Mr. Warren Kinsler's presence

Member Marston requested a second glance at his Board comments to ensure it was correctly worded. Also requested to add the Written

Approved
Minutes of May
9, 2018 Meeting
with the
Requested
Revisions Made

Communication received on May 9, 2018.

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the Board approved Minutes of May 9, 2018 Meeting with the Requested Revisions Made.

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the Board approved the following Consent Agenda items:

Approved
Consent
Agenda

- Disposal of Obsolete Equipment
- Payroll Documents, Warrants, Contracts, and Purchase Orders
- Certificated Personnel Order 1718-16
- Classified Personnel Order 1718-16

Member Bell: would like to make a motion to allow Ms. Perini to attend campus year – end events, it's about the kids, the kids are asking for this, thinks we owe it to them

Board Member
Comments

Member Marston: will address this topic through legal counsel on both sides, sees no reason not to grant this permission but will go through legal counsel

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the meeting was adjourned to Closed Session at 8:36 p.m.

Adjourned to
Closed Session

The Board held a Closed Session Meeting on the following topic(s):

Closed Session

1. CONFERENCE WITH LEGAL COUNSEL — ANTICIPATED LITIGATION - Significant exposure to litigation pursuant to paragraphs (2) and (4) of subdivision (d) and paragraphs (1) and (2) of subdivision (e) of Government Code section 54956.9

A. Pursuant to Government Code section 54956.9(e)(2) – Demand for cure and correction of an alleged Brown Act violation received from Donna Georgino on May 9, 2018.

B. Pursuant to Government Code section 54956.9(e)(1) – two potential cases.

2. PUBLIC EMPLOYEE APPOINTMENT AND EMPLOYMENT — Pursuant to Government Code section 54957(b)

Title: Interim Superintendent

3. CONFERENCE WITH LABOR NEGOTIATORS - Pursuant to Government Code section 54957.6

Agency designated representatives: Board President Larry Marston

Unrepresented employees: Interim Superintendent

On motion of Member Marston, seconded by Member Goold, and on a 5-0

Reconvene to

vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the meeting was reconvened to Open Session at 9:37 p.m.

Open Session

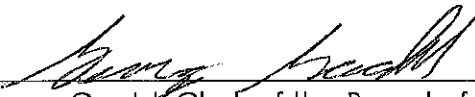
On motion of Member Marston, seconded by Member Goold, and on a 5-0-0 roll call vote (Aye: Bell, Goold, Huff, Knollenberg, Marston; Nay: None; Abstain: None), the Board voted unanimously to retain the services of Capitol Advisors Group, and specifically Richard Tauer and Mark Skvarna to serve as Interim Superintendents effectively May 24, 2018, subject to negotiation and public approval under mutually agreeable contract for services.

Action Taken in
Closed Session

Mr. Richard Tauer gave a brief introduction.

On motion of Member Marston, seconded by Member Goold, and on a 5-0 vote (Aye: Bell, Goold, Huff, Knollenberg, Marston), the meeting was adjourned at 9:41 p.m.

Adjournment



George Goold, Clerk of the Board of Education

Future Board of Education Meetings

Future Board
Meetings

June 27, 2018