- B. In October 3, 2017, Mr Childs advised the Board that it could go into Executive Session to discuss a Public Statement made by an individual Board Member. The topic itself was not vithin the Board's purview even for Public Discussion. In the Executive Session, a statement was crafted by Mr Duff and read aloud by the Board Chair. The statement was never voted on by the Board and was never on the Agenda that was posted for the meeting. These multiple violations of FOIA rules and of Board Policy (2.2.D) caused considerable loss of respect for the Board in the community, contributing to the gathering distrust of the Board.
- C. In December 2017, Mr Childs involved himself, without a vote of Consent by the Board, in an attempt to arrange for the so-called "marriage counselor". This episode cost the taxpayer thousands of dollars and was abandoned before it could begin due to its innappropriate nature. Mr. Childs actually lobbied BOE members to vote in favor of his proposal.
- D. In January, 2018, and onward, Duff & Childs advised the Board Officers and the Administration not to release subpoenas involved in the FBI probe, severely eroding what little public trust in the Board that remained at that point.
- E. Duff & Childs, again without a vote from the Board, negotiated with the Officers and the former Superintendent to create a seperation agreement that far exceeded any reasonable obligation that the District may have had to the former Superitendent. To wit, the "consultant ee" that the District is obligated to pay Dr Moss for any information that he is asked for regarding issues that occured during his tenure. Also, the agreement called for an Annuity for performance be granted without the required Performance Evaluation taking place. In addition, the agreed departure date extended into the new fiscal year, resulting in over twenty thousand dollars in extra unused vacation being reimbursed.
- F. The uneccesary involevemnt of the Board in Dr Moss' request for \$35,000 to support his legal expenses, when District Regulations required that employees and former employees deliver such requests to the HR Department for a decision to be made by the Superintendent.

I am including the minutes of the BOE Meeting of 8/15/2017, at which the Board voted to require any retaining of Outside Counsel for any Purpose to be authorized only by a vote of the full Board. This Motion was re-asserted by Drew Davis, District Counsel, at a Public Meeting in which he opined that a Motion describing the "will of the Board" had the strength of a Policy, even if the August 15th vote had never been turned into Policy. The will of the Board declared on 15 August was further recognized in April of 2018 when the full Board voted to hire Duff & Childs to give advice on a matter.

2. Relationship. Duff & Childs continually interact, without Board Consent, with the former Superintendent and have shown throughout at least the past two years, a predilection for

supporting the interests of the former Superintendent at the expense of the School District, and therefore, at the expense of County Residents and our students.

I will find it extremely difficult, if not impossible, to award credibility to any recommendations made to the Board that have employed Duff & Childs involvement.

Below you will find the minutes of the August 15 BOE Meeting.

Best Regards, John R. Dowling, Jr District 6 Representative Beaufort County BOE 843-290-8068

Members Present

Earl Campbell, Chair

Geri Kinton, Vice Chair David Striebinger, Secretary Eva Anderson Joseph Dunkle Christina Gwozdz Bill Payne Mary Cordray Cynthia Gregory-Smalls JoAnn Orischak BEAUFORT COUNTY BOARD OF EDUCATION School Board Meeting Minutes August 15, 2017 Bluffton Library Mr. Earl Campbell called the meeting to order at 5:00p.m.

Mr. David Striebinger made the motion to go into Executive Session for the purpose of discussion of the employment and/or discipline of an employee; discussion of negotiations incident to proposed purchase of real property in the Beaufort High School cluster; receipt of legal advice relating to resolution of a EEOC claim against the BCSD. The motion was seconded by Mrs. Evva Anderson. The motion passed 10/0.

Open Session at 6:00 p.m.

No Action coming out of Executive Session.

Mr. Bill Payne made the motion to approve the agenda. The motion was seconded by Mrs. Mary Cordray. The motion passed 10/0.

Pledge of Allegiance was recited and the invocation was given by Mr. Earl Campbell.

Mr. Campbell stated the media has been properly notified.

Under Points of Celebration, Dr. Moss and the Board recognized the following:

Character Education Student of the Month for May, 2017 Southern BCSD – Isabelle Bailey, Okatie Elementary School 1st Grade.

Public Comment

2 John Dowling of Bluffton, provided five reasons the district should have a forensic audit.

② Anthony Cambria of Hilton Head Island, congratulated the Finance Committee for passing the recommendation for a forensic audit and encouraged the full Board to support the need for a forensic audit.

No Chair Report

Committee Reports

Curriculum & Instruction – reported by JoAnn Orischak, chair. The committee will meet on September 12, 2017 at H.E. McCracken Middle School beginning at 4:30 p.m.

Finance – reported by Bill Payne, chair. The committee met and discussed the forensic audit. The committee voted 3-2 to hire a consultant to define the scope of work for a forensic audit. The next meeting will be September 14 at the District Office beginning at 4:30 pm.

Policy – reported by David Striebinger, chair. The committee met on August 9. section 3.1 was discussed. The next meeting is September 18 at the District Office, beginning at 4:30. Human Resources – reported by Joseph Dunkle, chair. The committee has not met. Student Services – reported by Evva Anderson, chair. The committee did not meet in July. The next meeting is August 22 at Okatie Elementary School beginning at 4:30. Superintendent's Report

Dr. Gregory McCord provided an update on transportation. Dr. Moss presented the Enrollment Report and provided an update on the State Department's new policies regarding chronic truancy. Dr. Moss updated the Board on the school personnel vacancies. School will start with the majority of the positions filled.

Mr. Drew Davis provided an update to Administrative Regulations HRS-16, IS 60-E1, and SS- 42. Board Business

Mrs. Mary Cordray made the motion requesting that the Beaufort County School District commission a school facility impact fee study to document the projected demand for additional school facilities and the costs necessitated by and attributable to new development in our service area and that we work with the County to share the cost. The motion was seconded by Mr. Bill Payne. The motion passed 9/1. Joseph Dunkle voted against. Mr. David Striebinger made the motion that the Board agree to forego up to \$125,000 per year of MCIP funds for 20 years contingent upon an agreement for TCL to provide \$125,000 or more in services to Beaufort County k-12 students for an equal length of time. If those services drop below that threshold the agreement to contribute will be voided. Also contingent on TCL obtaining commitments from all funding partners as needed levels presented to this board. The motion was seconded by Mr. Joseph Dunkle. The motion passed 7/3. JoAnn Orischak, Mary Cordray and Christina Gwozdz voted against.

Mrs. Geri Kinton made the motion to remove from the table Policy 4.1, Public Comment at Board of Education Meetings. The motion was seconded by Mrs. Mary Cordray. The motion passed 9/0/1. Cynthia Gregory abstained.

Mr. Joseph Dunkle made the motion to accept Policy 4.1, Public Comment at Board of Education Meetings, First Reading with the amendment of amending IV Letter B -to strike everything after six (6) month. Remove "and/or may request the removal of the participant from the Board or committee room and BCSD grounds by law enforcement.". The motion was econded by Mr. David Striebinger. The passed 6/3. Evva Anderson, JoAnn Orischak, and Mary Cordray voted against. This was first read.

Mrs. Geri Kinton made the motion to take off table the Ad Hoc Committee's Recommendation on Board's Use of Outside Counsel. The motion was seconded by Mr. Bill Payne. The motion passed 10/0.

Mr. Bill Payne made the motion for the Board to approve the use of outside counsel only by majority vote. This motion is meant to apply purely Board legal matters only, and not to the District legal matters which may be separate from the Board, not to the matter covered by the District insurance coverage, and not to matters in which selection of counsel may be an administrative matter. The motion was seconded by Mrs. Mary Cordray.

Mr. David Striebinger made the amended motion to say the Board's use of outside counsel requires the majority vote of the Board. The motion was seconded by Mr. Joseph Dunkle. Mrs. Geri Kinton made suggestions to the wording of the motion. Mr. David Striebinger withdrew his amended motion.

Mrs. Geri Kinton made an amendment to the motion to read Board's use of outside counsel will only be by majority vote of the Board. The motion was seconded by Mr. David Striebinger. Mr. Joseph Dunkle made a motion to amend the amendment to insert that it says Board and Board Officers. The motion was seconded by Mrs. JoAnn Orischak.

The motion passed 6/4. Evva Anderson, Mary Cordray, Bill Payne and Christina Gwozdz. Final motion for use of outside counsel by the Board and or its officers will be by majority vote of the Board. The motion passed 7/3. Evva Anderson, Geri Kinton and Mary Cordray. Mr. David Striebinger made the motion to adopt the recommendation from the Finance and Operations Committee to hire a consultant to define the scope and objectives of work for a forensic audit. The motion was seconded by Mrs. JoAnn Orischak. The motion failed 5/5. Evva Anderson, Geri Kinton, Mary Cordray, Bill Payne, and Cynthia Gregory voted against.

Mrs. Mary Cordray's made the motion to recommend that the Board of Education authorize an additional set of agreed upon procedures be performed of Procurement Card transactions for the 2016-2017 school year. A report will be presented to the Board, who will then determine if further review is necessary. This motion will be added to the next agenda. Mr. David Striebinger made the motion to waive the three readings of Policy 3.1 – Board Officers and the Election Process. The motion was seconded by Mrs. Evva Anderson. The motion passed 8/1/0 Mary Cordray voted against, and JoAnn Orischak was absent from the vote.

Mrs. Evva Anderson made the motion to accept Policy 3.1 Board Officers and Election Process as written. The motion was seconded by Mr. Bill Payne. The motion passed 9/0. Geri Kinton voted against.

Mrs. Mary Cordray made the motion to accept committee structure as describe at the work session effective October 1, 2017. The motion was seconded by Mrs. Geri Kinton. The motion passed 6/4. JoAnn Orischak, Joseph Dunkle, David Striebinger, and Cynthia Gregory voted against.

Mrs. Geri Kinton made the motion to approve the Consent Agenda. The motion was seconded by Mr. Bill Payne. The motion passed 10/0.

Mrs. Mary Cordray made the motion to adjour	n. The motion was seconded by Mr. Joseph	
Dunkle. The motion passed 10/0.		
Meeting adjourned at 9:57p.m.		
Signature on Official File Copy)	Date: September 5, 2017	
David Striebinger, Secretary, Board of Education Minutes prepared by Robyn Cushingberry,		
Executive Assistant		

Motion Summary

A motion was made to go into Executive Session for the purpose of discussion of the employment and/or discipline of an employee; discussion of negotiations incident to proposed purchase of real property in the Beaufort High School cluster; receipt of legal advice relating to resolution of a EEOC claim against the BCSD. The motion was seconded and passed 10/0. A motion was made to approve the agenda. The motion was seconded and passed 10/0. A motion was made requesting that the Beaufort County School District commission a school facility impact fee study to document the projected demand for additional school facilities and the costs necessitated by and attributable to new development in our service area and that we work with the County to share the cost. The motion was seconded and passed 9/1. Joseph Dunkle voted against.

A motion was made that the Board agree to forego up to \$125,000 per year of MCIP funds for 20 years contingent upon an agreement for TCL to provide \$125,000 or more in services to Beaufort County k-12 students for an equal length of time. If those services drop below that hreshold the agreement to contribute will be voided. Also contingent on TCL obtaining commitments from all funding partners as needed levels presented to this board. The motion was seconded and passed 7/3. JoAnn Orischak, Mary Cordray and Christina Gwozdz voted against.

A motion was made to remove from the table Policy 4.1, Public Comment at Board of Education Meetings. The motion was seconded and passed 9/0/1. Cynthia Gregory abstained. A motion was made to accept Policy 4.1, Public Comment at Board of Education Meetings, First Reading with the amendment of amending IV Letter B -to strike everything after six (6) month. Remove "and/or may request the removal of the participant from the Board or committee room and BCSD grounds by law enforcement.". The motion was seconded and passed 6/3. Evva Anderson, JoAnn Orischak, and Mary Cordray voted against. This was first read.

A motion was made to take off table the Ad Hoc Committee's Recommendation on Board's Use of Outside Counsel. The motion was seconded and passed 10/0.

A motion was made for the Board to approve the use of outside counsel only by majority vote. This motion is meant to apply purely Board legal matters only, and not to the District legal matters which may be separate from the Board, not to the matter covered by the District insurance coverage, and not to matters in which selection of counsel may be an administrative hatter. The motion was seconded.

An amended motion was made to say the Board's use of outside counsel requires the majority vote of the Board. The motion was seconded.

The amended motion was withdrawn.

An amendment to the motion to read Board's use of outside counsel will only be by majority vote of the Board. The motion was seconded.

An amended motion to amend the amendment to insert that it says Board and Board Officers. The motion was seconded. The motion passed 6/4. Evva Anderson, Mary Cordray, Bill Payne and Christina Gwozdz.

Final motion for use of outside counsel by the Board and or its officers will be by majority vote of the Board. The motion passed 7/3. Evva Anderson, Geri Kinton and Mary Cordray. A motion was made to adopt the recommendation from the Finance and Operations Committee to hire a consultant to define the scope and objectives of work for a forensic audit.

The motion was seconded and failed 5/5. Evva Anderson, Geri Kinton, Mary Cordray, Bill

Payne, and Cynthia Gregory voted against.

A motion was made to recommend that the Board of Education authorize an additional set of agreed upon procedures be performed of Procurement Card transactions for the 2016-2017 school year. A report will be presented to the Board, who will then determine if further review is necessary. This motion will be added to the next agenda.

A motion was made to waive the three readings of Policy 3.1 – Board Officers and the Election Process. The motion was seconded and passed 8/1/0 Mary Cordray voted against, and JoAnn Orischak was absent from the vote.

A motion was made to accept Policy 3.1 Board Officers and Election Process as written. The motion was seconded and passed 9/0. Geri Kinton voted against.

A motion was made to accept committee structure as describe at the work session effective October 1, 2017. The motion was seconded and passed 6/4. JoAnn Orischak, Joseph Dunkle, David Striebinger, and Cynthia Gregory voted against.

A motion was made to approve the Consent Agenda. The motion was seconded and passed 10/0.

A motion was made to adjourn. The motion was seconded and passed 10/0.

Dowling, John R < John. Dowling@beaufort.k12.sc.us>

ent:

Wednesday, January 16, 2019 10:02 AM

To:

Parlagreco, Ashley

Subject:

Fwd: Duff & Childs

This was my memo to Herb and the Board about Duff&Childs. The newbies could care less.

John R. Dowling, Jr District 6 Representative Beaufort County BOE 843-290-8068

From: Dowling, John R < john.dowling@beaufort.k12.sc.us>

Sent: Tuesday, January 15, 2019 12:14 PM

To: Berg, Herbert M

Cc: Cartledge, Wendy B; BOEOnly

ubject: Duff & Childs

Good Morning Herb

I am writing to stress my considerable concerns with the involvement of Duff & Childs in the investigation into the O'nan situation. My concerns are based on two general catagories:

- 1. Quality of past advice given by Duff & Childs to the Board 2. Duff & Childs historical and ongoing relationship with the former Superintendent.
- 1. Quality of Advice..... Here is a list of advice given to the Board that turned out to be not in the best interests of the Board, and therefore, the District.

A: In June 20, 2017, Mr Duff persuaded a Majority of the Board to go into Executive Session to discuss the legality of a Board Policy that had been adopted in 2016 (Board Policy 3.5). The Policy was vetted, discussed and voted on by the Board in 2016 and was deemed legal by Drew Davis, District Counsel. Public policies are developed in public and are not a protected topic under the SC FOIA. This was a clear cut violation of the SC FOIA.

B. In October 3, 2017, Mr Childs advised the Board that it could go into Executive Session to discuss a Public Statement made by an individual Board Member. The topic itself was not within the Board's purview even for Public Discussion. In the Executive Session, a statement was crafted by Mr Duff and read aloud by the Board Chair. The statement was never voted on by the Board and was never on the Agenda that was posted for the meeting. These multiple violations of FOIA rules and of Board Policy (2.2.D) caused considerable loss of respect for the Board in the community, contributing to the gathering distrust of the Board.

C. In December 2017, Mr Childs involved himself, without a vote of Consent by the Board, in an attempt to arrange for the so-called "marriage counselor". This episode cost the taxpayer thousands of dollars and was abandoned before it could begin due to its innappropriate nature. Mr. Childs actually lobbied BOE members to vote in favor of his proposal.

D. In January, 2018, and onward, Duff & Childs advised the Board Officers and the Administration not to release subpoenas involved in the FBI probe, severely eroding what little public trust in the Board that remained at that point.

E. Duff & Childs, again without a vote from the Board, negotiated with the Officers and the former Superintendent to create a seperation agreement that far exceeded any reasonable obligation that the District may have had to the former Superitendent. To wit, the "consultant fee" that the District is obligated to pay Dr Moss for any information that he is asked for regarding issues that occured during his tenure. Also, the agreement called for an Annuity for performance be granted without the required Performance Evaluation taking place. In addition, the agreed departure date extended into the new fiscal year, resulting in over twenty thousand dollars in extra unused vacation being reimbursed.

F. The uneccesary involevemnt of the Board in Dr Moss' request for \$35,000 to support his legal expenses, when District Regulations required that employees and former employees deliver such requests to the HR Department for a decision to be made by the Superintendent.

I am including the minutes of the BOE Meeting of 8/15/2017, at which the Board voted to require any retaining of Outside Counsel for any Purpose to be authorized only by a vote of the full Board. This Motion was re-asserted by Drew Davis, District Counsel, at a Public Meeting in which he opined that a Motion describing the "will of the Board" had the strength of a Policy, even if the August 15th vote had never been turned into Policy. The will of the Board declared on 15 August was further recognized in April of 2018 when the full Board voted to hire Duff & Childs to give advice on a matter.

2. Relationship. Duff & Childs continually interact, without Board Consent, with the former Superintendent and have shown throughout at least the past two years, a predilection for

supporting the interests of the former Superintendent at the expense of the School District, and therefore, at the expense of County Residents and our students.

will find it extremely difficult, if not impossible, to award credibility to any recommendations made to the Board that have employed Duff & Childs involvement.

Below you will find the minutes of the August 15 BOE Meeting.

Best Regards, John R. Dowling, Jr District 6 Representative Beaufort County BOE 843-290-8068

Members Present

Earl Campbell, Chair

Geri Kinton, Vice Chair David Striebinger, Secretary Eva Anderson Joseph Dunkle Christina Gwozdz Bill Payne Mary Cordray Cynthia Gregory-Smalls JoAnn Orischak BEAUFORT COUNTY BOARD OF EDUCATION School Board Meeting Minutes August 15, 2017 Bluffton Library Mr. Earl Campbell called the meeting to order at 5:00p.m.

Mr. David Striebinger made the motion to go into Executive Session for the purpose of discussion of the employment and/or discipline of an employee; discussion of negotiations incident to proposed purchase of real property in the Beaufort High School cluster; receipt of legal advice relating to resolution of a EEOC claim against the BCSD. The motion was seconded by Mrs. Evva Anderson. The motion passed 10/0.

Open Session at 6:00 p.m.

No Action coming out of Executive Session.

Mr. Bill Payne made the motion to approve the agenda. The motion was seconded by Mrs. Mary Cordray. The motion passed 10/0.

Pledge of Allegiance was recited and the invocation was given by Mr. Earl Campbell.

Mr. Campbell stated the media has been properly notified.

Under Points of Celebration, Dr. Moss and the Board recognized the following:

Character Education Student of the Month for May, 2017 Southern BCSD – Isabelle Bailey, Okatie Elementary School 1st Grade.

Public Comment

2 John Dowling of Bluffton, provided five reasons the district should have a forensic audit.

② Anthony Cambria of Hilton Head Island, congratulated the Finance Committee for passing the recommendation for a forensic audit and encouraged the full Board to support the need or a forensic audit.

No Chair Report

Committee Reports

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Dr. Gregory McCord provided an update on transportation. Dr. Moss presented the Enrollment Report and provided an update on the State Department's new policies regarding chronic truancy. Dr. Moss updated the Board on the school personnel vacancies. School will start with the majority of the positions filled.

Mr. Drew Davis provided an update to Administrative Regulations HRS-16, IS 60-E1, and SS-42. **Board Business**

Mrs. Mary Cordray made the motion requesting that the Beaufort County School District commission a school facility impact fee study to document the projected demand for additional school facilities and the costs necessitated by and attributable to new development in our service area and that we work with the County to share the cost. The motion was seconded by Mr. Bill Payne. The motion passed 9/1. Joseph Dunkle voted against. Mr. David Striebinger made the motion that the Board agree to forego up to \$125,000 per year of MCIP funds for 20 years contingent upon an agreement for TCL to provide \$125,000 or more in services to Beaufort County k-12 students for an equal length of time. If those services drop below that threshold the agreement to contribute will be voided. Also contingent on TCL obtaining commitments from all funding partners as needed levels presented to this board. The motion was seconded by Mr. Joseph Dunkle. The motion passed 7/3. JoAnn Orischak, Mary Cordray and Christina Gwozdz voted against.

Mrs. Geri Kinton made the motion to remove from the table Policy 4.1, Public Comment at Board of Education Meetings. The motion was seconded by Mrs. Mary Cordray. The motion passed 9/0/1. Cynthia Gregory abstained.

Mr. Joseph Dunkle made the motion to accept Policy 4.1, Public Comment at Board of Education Meetings, First Reading with the amendment of amending IV Letter B -to strike everything after six (6) month. Remove "and/or may request the removal of the participant from the Board or committee room and BCSD grounds by law enforcement.". The motion was seconded by Mr. David Striebinger. The passed 6/3. Evva Anderson, JoAnn Orischak, and Mary Cordray voted against. This was first read.

Mrs. Geri Kinton made the motion to take off table the Ad Hoc Committee's Recommendation on Board's Use of Outside Counsel. The motion was seconded by Mr. Bill Payne. The motion passed 10/0.

Mr. Bill Payne made the motion for the Board to approve the use of outside counsel only by majority vote. This motion is meant to apply purely Board legal matters only, and not to the District legal matters which may be separate from the Board, not to the matter covered by the District insurance coverage, and not to matters in which selection of counsel may be an administrative matter. The motion was seconded by Mrs. Mary Cordray.

Mr. David Striebinger made the amended motion to say the Board's use of outside counsel requires the majority vote of the Board. The motion was seconded by Mr. Joseph Dunkle. Mrs. Geri Kinton made suggestions to the wording of the motion. Mr. David Striebinger withdrew his amended motion.

Mrs. Geri Kinton made an amendment to the motion to read Board's use of outside counsel will only be by majority vote of the Board. The motion was seconded by Mr. David Striebinger. Mr. Joseph Dunkle made a motion to amend the amendment to insert that it says Board and Board Officers. The motion was seconded by Mrs. JoAnn Orischak.

The motion passed 6/4. Evva Anderson, Mary Cordray, Bill Payne and Christina Gwozdz. Final motion for use of outside counsel by the Board and or its officers will be by majority vote of the Board. The motion passed 7/3. Evva Anderson, Geri Kinton and Mary Cordray. Mr. David Striebinger made the motion to adopt the recommendation from the Finance and Operations Committee to hire a consultant to define the scope and objectives of work for a orensic audit. The motion was seconded by Mrs. JoAnn Orischak. The motion failed 5/5. Evva Anderson, Geri Kinton, Mary Cordray, Bill Payne, and Cynthia Gregory voted against.

Mrs. Mary Cordray's made the motion to recommend that the Board of Education authorize an additional set of agreed upon procedures be performed of Procurement Card transactions for the 2016-2017 school year. A report will be presented to the Board, who will then determine if further review is necessary. This motion will be added to the next agenda. Mr. David Striebinger made the motion to waive the three readings of Policy 3.1 – Board Officers and the Election Process. The motion was seconded by Mrs. Evva Anderson. The motion passed 8/1/0 Mary Cordray voted against, and JoAnn Orischak was absent from the vote.

Mrs. Evva Anderson made the motion to accept Policy 3.1 Board Officers and Election Process as written. The motion was seconded by Mr. Bill Payne. The motion passed 9/0. Geri Kinton voted against.

Mrs. Mary Cordray made the motion to accept committee structure as describe at the work session effective October 1, 2017. The motion was seconded by Mrs. Geri Kinton. The motion passed 6/4. JoAnn Orischak, Joseph Dunkle, David Striebinger, and Cynthia Gregory voted against.

Mrs. Geri Kinton made the motion to approve the Consent Agenda. The motion was seconded by Mr. Bill Payne. The motion passed 10/0.

Mrs. Mary Cordray made the motion to adjourn.	The motion was seconded by Mr. Joseph
Dunkle. The motion passed 10/0.	
Meeting adjourned at 9:57p.m.	
(Signature on Official File Copy)	Date: September 5, 2017
David Striebinger, Secretary, Board of Education Minutes prepared by Robyn Cushingberry,	
Evacutive Assistant	

Motion Summary

A motion was made to go into Executive Session for the purpose of discussion of the employment and/or discipline of an employee; discussion of negotiations incident to proposed purchase of real property in the Beaufort High School cluster; receipt of legal advice relating to resolution of a EEOC claim against the BCSD. The motion was seconded and passed 10/0. A motion was made to approve the agenda. The motion was seconded and passed 10/0. A motion was made requesting that the Beaufort County School District commission a school facility impact fee study to document the projected demand for additional school facilities and the costs necessitated by and attributable to new development in our service area and that we work with the County to share the cost. The motion was seconded and passed 9/1. Joseph Dunkle voted against.

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A motion was made to remove from the table Policy 4.1, Public Comment at Board of Education Meetings. The motion was seconded and passed 9/0/1. Cynthia Gregory abstained. A motion was made to accept Policy 4.1, Public Comment at Board of Education Meetings, First Reading with the amendment of amending IV Letter B -to strike everything after six (6) month. Remove "and/or may request the removal of the participant from the Board or committee room and BCSD grounds by law enforcement.". The motion was seconded and passed 6/3. Evva Anderson, JoAnn Orischak, and Mary Cordray voted against. This was first read.

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A motion was made for the Board to approve the use of outside counsel only by majority vote. This motion is meant to apply purely Board legal matters only, and not to the District legal matters which may be separate from the Board, not to the matter covered by the District insurance coverage, and not to matters in which selection of counsel may be an administrative matter. The motion was seconded.

An amended motion was made to say the Board's use of outside counsel requires the majority vote of the Board. The motion was seconded.

The amended motion was withdrawn.

An amendment to the motion to read Board's use of outside counsel will only be by majority vote of the Board. The motion was seconded.

An amended motion to amend the amendment to insert that it says Board and Board Officers. The motion was seconded. The motion passed 6/4. Evva Anderson, Mary Cordray, Bill Payne and Christina Gwozdz.

Final motion for use of outside counsel by the Board and or its officers will be by majority vote of the Board. The motion passed 7/3. Evva Anderson, Geri Kinton and Mary Cordray.

A motion was made to adopt the recommendation from the Finance and Operations Committee to hire a consultant to define the scope and objectives of work for a forensic audit. The motion was seconded and failed 5/5. Evva Anderson, Geri Kinton, Mary Cordray, Bill Payne, and Cynthia Gregory voted against.

A motion was made to recommend that the Board of Education authorize an additional set of agreed upon procedures be performed of Procurement Card transactions for the 2016-2017 school year. A report will be presented to the Board, who will then determine if further review is necessary. This motion will be added to the next agenda.

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A motion was made to accept Policy 3.1 Board Officers and Election Process as written. The motion was seconded and passed 9/0. Geri Kinton voted against.

A motion was made to accept committee structure as describe at the work session effective October 1, 2017. The motion was seconded and passed 6/4. JoAnn Orischak, Joseph Dunkle, David Striebinger, and Cynthia Gregory voted against.

A motion was made to approve the Consent Agenda. The motion was seconded and passed 10/0.

A motion was made to adjourn. The motion was seconded and passed 10/0.

Orischak, Josephine A < Josephine. Orischak@beaufort.k12.sc.us>

Sent:

Thursday, January 17, 2019 1:26 PM

To:

joannorischak@hotmail.com

Subject:

Fwd: Freedom of Information Act (FOIA) Request Form

Sent from my iPad

Begin forwarded message:

From: "Berg, Herbert M" < Herbert. Berg@beaufort.k12.sc.us

<mailto:Herbert.Berg@beaufort.k12.sc.us>>

Date: January 17, 2019 at 10:27:44 AM EST

To: "Orischak, Josephine A" < Josephine. Orischak@beaufort.k12.sc.us

<mailto:Josephine.Orischak@beaufort.k12.sc.us>>

Subject: Fwd: Freedom of Information Act (FOIA) Request Form

Get Outlook for iOS ______

From: Staton, Jennifer A

Sent: Thursday, January 17, 2019 7:56:01 AM

To: Confare, Robert P

Cc: Cartledge, Wendy B; Walton, Alice W; Berg, Herbert M

Subject: FW: Freedom of Information Act (FOIA) Request Form

Rob-

Obviously, we cannot search Ms. Orischak's private e-mail. But, will you search Ms. Orischak's district e-mail from December 8-11 for mangst@islandpacket.com <mailto:mangst@islandpacket.com>?

Thanks,

Jennifer Staton, MS, CSP Risk Manager Beaufort County School District

843-322-2355 | Fax: 843-322-2389

From: JotForm <noreply@jotform.com <mailto:noreply@jotform.com> >

Sent: Wednesday, January 16, 2019 8:17 PM

To: Foster, James H < James.Foster@beaufort.k12.sc.us < mailto: James.Foster@beaufort.k12.sc.us > ; Staton, Jennifer A

<Jennifer.Staton@beaufort.k12.sc.us <mailto:Jennifer.Staton@beaufort.k12.sc.us> >

Subject: Re: Freedom of Information Act (FOIA) Request Form

Freedom of Information Act (FOIA) Request Form

Enter your email address below to receive a confirmation email when you submit your data: (Optional)

jcmoss11@gmail.com < mailto:jcmoss11@gmail.com >

Name:

Jeffrey Moss

Address:

Street Address: 1403 Lakewood Falls Road

City: Goldston

State: North Carolina Zip Code: 27252

Country: United States

Home Phone Number:

(252) 725-4735

E-mail Address:

jcmoss11@gmail.com <mailto:jcmoss11@gmail.com>

Public Records Requested (Description of Documents or Information Requested):

I am requesting all emails and attachments from JoAnn Orischak that include:mangst@islandpacket.com <mailto:mangst@islandpacket.com> or any email sent to the island packet from all emails associated with Mrs. Orischak, school district or personal emails. This request is for emails sent between December 8-11, 2018. These emails were sent to the media, so redaction is not permissible or is there a need to have them reviewed. There should also not be a charge due to the emails sent to media.

You can edit this submission

https://linkprotect.cudasvc.com/url?a=https%3a%2f%2fwww.jotform.com%2fedit%2f423497 0380527656081%3futm_source%3demailfooter%26utm_medium%3demail%26utm_term%3d 62377878488984%26utm_content%3dedit_submissions%26utm_campaign%3dnotification_e mail_footer_submission_links%26email_type%3dnotification&c=E,1,aCnBV0N4R4_JVeP2UuN OfRtus6QdRGue3zxEFFn6O9HRx152cXZI6869mlb1dguntwF-Yl_phjH5aMtkXwM-yo6DAKXDMDUcBsrFho_x5A,,&typo=1> and view all your submissions easily.

Orischak, Josephine A < Josephine. Orischak @beaufort.k12.sc.us>

Sent:

Thursday, January 17, 2019 1:44 PM

Sent:

Berg, Herbert M

Subject:

Fw: Another concerning matter re: TECHNOLOGY

Herb,

FYI: Please find the below email. Drew Davis tried to contact me by phone to discuss, but I felt it was important to document via email.

This matter was never resolved.

JoAnn Orischak
Beaufort County Board of Education
District 11
Hilton Head Island
C. (843) 338-1737

From: Orischak, Josephine A

Sent: Tuesday, May 22, 2018 9:39:23 AM To: Davis, Drew H; Staton, Jennifer A

Cc: Chauhan, Mark H

Subject: How Much It Costs to Meet With Superintendents - The New York Times

Drew and Jenny,

Sorry I didn't return your phone call yesterday, but I am preparing to go out of town for our son's commissioning. There were about three documents on the BCSD website (under FOIA Log) that I was able to view one day, but went missing the next. Here is a list of the three documents:

- 1) A PDF which appeared to be a screen shot of the opening page of my PERSONAL EMAIL ACCOUNT. This was particularly alarming as you might imagine. The good news: when I clicked on the folders presented there, I was not able to view my personal emails.
- 2) A PDF which was an email response from Dr. Moss to me regarding questions I'd posed to him about iReady. (I still have the actual email exchange in my district inbox.)

And ...

3) A PDF with the fee sheet contained in this NYT article link.

https://www.nytimes.com/interactive/2017/11/03/technology/document-2017-erdi-feessponsorships.html

How Much It Costs to Meet With Superintendents

NOV. 3, 2017

I am not concerned that these items were on our district website, but rather the fact they are inexplicably no longer found there. I have since spoken with a very knowledgeable tech guy outside our system to gain some insight as to how this might have occurred.

JoAnn Orischak
Beaufort County Board of Education
District 11
Iilton Head Island
C. (843) 338-1737

Sent from my iPad

Robine, Cathy G < Cathy.Robine@beaufort.k12.sc.us>

Sent:

Thursday, January 17, 2019 6:33 PM

To:

Walton, Alice W

Cc:

BOEOnly; Berg, Herbert M

Subject:

Re: Media Update

Thank you.

Cathy G. Robine Beaufort County Board of Education District 8 610-888-5296

From: Dowling, John R < john.dowling@beaufort.k12.sc.us>

Sent: Thursday, January 17, 2019 6:04 PM

To: Walton, Alice W

Cc: BOEOnly; Berg, Herbert M Subject: Re: Media Update

Thank You, Alice

JOHN DOWLING
DISTRICT 6 REPRESENTATIVE
BEAUFORT COUNTY BOE

Sent from my iPad

On Jan 17, 2019, at 5:35 PM, Walton, Alice W <Alice.Walton@beaufort.k12.sc.us mailto:Alice.Walton@beaufort.k12.sc.us >> wrote:

<image001.gif>

Dear Board Members,

Jim is driving and asked that I forward a media update to you.

The email sent to the Island Packet by former Superintendent Jeff Moss prompted Reporter Maggie Angst to reach out to me and Protective Servicers Officer Dave Grissom about whether we played active roles in the 2016 investigation of Amanda O'Nan. Dave and I responded that we did not. We did however discuss our standard roles in personnel eviews/investigations. We were both asked questions about the 2016 investigation; but since the 2016 investigation is now a part of the 2019 investigation, we did not answer those questions.

Best Regards,

Alice W. Walton

Chief Administrative and Human Resource Officer

Beaufort County School District

843-322-2419 | Office

Geier, Richard P < Richard.Geier@beaufort.k12.sc.us>

ent:

Friday, January 18, 2019 9:39 AM

To:

Campbell, Melvin P

Cc:

Walton, Alice W; BOEOnly; Berg, Herbert M

Subject:

Re: Media Update

I deeply appreciate your professional integrity Dick

Sent from my iPad
Colonel Richard P. Geier USA (Ret)
Beaufort County Board of Education
District 5 Representative
Beaufort/Burton/Spring Island/Callawassie Island

On Jan 17, 2019, at 10:15 PM, Campbell, Melvin P < Melvin.Campbell@beaufort.k12.sc.us < mailto:Melvin.Campbell@beaufort.k12.sc.us > > wrote:

<image002.gif>

Thank you all for your prudent decisions.

Mel Campbell

From: Walton, Alice W

Sent: Thursday, January 17, 2019 5:35 PM

To: BOEOnly <BOEOnly@beaufort.k12.sc.us <mailto:BOEOnly@beaufort.k12.sc.us>>

Cc: Berg, Herbert M < Herbert. Berg@beaufort.k12.sc.us

<mailto:Herbert.Berg@beaufort.k12.sc.us>>

Subject: Media Update

Dear Board Members,

Jim is driving and asked that I forward a media update to you.

The email sent to the Island Packet by former Superintendent Jeff Moss prompted Reporter Maggie Angst to reach out to me and Protective Servicers Officer Dave Grissom about whether we played active roles in the 2016 investigation of Amanda O'Nan. Dave and I responded that we did not. We did however discuss our standard roles in personnel reviews/investigations. We were both asked questions about the 2016 investigation; but since the 2016 investigation is now a part of the 2019 investigation, we did not answer those questions.

Best Regards,

Alice W. Walton

Chief Administrative and Human Resource Officer

Beaufort County School District

843-322-2419 | Office

843-812-8374 | Mobile

From: ent: To:

Skip Hoagland <shoagland@me.com> Sunday, January 20, 2019 11:17 PM

Skip Hoagland; jwiendl@sonesta.com; Chris Mccorkendale; Steve Birdwell; Michael Gottdenker; John Munro; Cary Corbitt; david tigges; paula@phbethea.com; rdeal@hiltonheadisland.org; rwarco@websterrogers.com; bcreech@websterrogers.com; tcundari@sowellgray.com; rstepp@sowellgray.com; djennings@rrhlawfirm.com; hhill@explorecharleston.com; wegmannj@beaufortlaw.com; shellie@blufftonchamberofcommerce.org; mdukes@bcgov.net; edukes@lcre.com; Apernice@hiltonheadisland.org; jpedersen@cityofmyrtlebeach.com; bbethune@cityofmyrtlebeach.com; tecklenburgj@charleston-sc.gov; Darrell Hawkins; Frances Cantwell; JohnM@hiltonheadislandsc.gov; Tom Upshaw; Tom Lennox; WilliamH@hiltonheadislandsc.gov; drew laughlin; tompeeples@aol.com; ted.pitts@scchamber.net; sunny.philips@scchamber.net; Otis Rawl Otis Rawl; Lee Bright; skiphoagland@yahoo.com; wesjones@jsplaw.net; tucker@playerlawfirm.com; tdavis@harveyandbattey.com; jimbrownlaw@hargray.com; tfinger@fingerlaw.com; HERDINAS@charleston-sc.gov; james.carpenter@carpenterlawfirm.net; wnewton@jsplaw.net; madkins@hargray.com; Paul@cbphlaw.com; jbender@brblegal.com; brianh@hiltonheadislandsc.gov; jrosen@rrhlawfirm.com; johncrangle2@gmail.com; jparker@pmped.com; barrett@brewerlawfirmsc.com; Jmunroe@seapines.com; Cclark@hiltonheadisland.org; Bmiles@hiltonheadisland.org; bradmhenry@gmail.com; Bmarra@palmettodunes.com; Trilar3@aol.com; Stewartbrown@yahoo.com; Mike.alsko@gmail.com; AWilson@scag.gov; William@herlonglaw.com; mkeel@sled.sc.gov; shamm@ethics.sc.gov; mburchstead@ethics.sc.gov; dparrish@scprt.com; schsdistrict118@aol.com; jbagnall@ethics.sc.gov; kdukes@harveyandbatty.com; Christinajfjeffery@gmail.com; Mgrn@bellsouth.net; jfuchko@hotmail.com; Bensch@hargray.com; exodusmandate@gmail.com; moorefam@bellsouth.net; rtp@iowatelecom.net; dpascoe@scsolicitor1.org; becka@charleston-sc.gov; ssmetana@charlestoncounty.org; faidras@hiltonheadislandsc.gov; gregg@alfordlawsc.com; MarcG@hiltonheadislandsc.gov; gregd@hiltonheadislandsc.gov; eriggs949@gmail.com; bshelly@scprt.com; mfleming@acce.org; CEO@destinationmarketing.org; dwelsh@destinationmarketing.org; tdonahue@uschamber.org; bill@dmoproz.com; cristy@visitstillwater.org; akinkaid@islandpacket.com; kmeyerhofer@islandpacket.com; btolley@islandpacket.com; will.folks@gmail.com; schsdistrict@aol.com; cjohnson@postandcourier.com; pruett.john.s@gmail.com; sbrandon@thebrandonagency.com; tommy@localwebsites.co.uk; Dwilliams@sled.sc.gov; letters@islandpacket.com; KimL@hiltonheadislandsc.gov; lsulka@townofbluffton.com; morlando@townofbluffton.com; psommerville@bcgov.net; sturodman@aol.com; tvaux@bcgov.net; gringoviejotwo@yahoo.com; beachbroker@aol.com; meyerstreamreality@gmail.com; jstewart@bcgov.net; cmaxey@bcgov.net; dwood@townofbluffton.com; fHamilton@townofbluffton.com; glitz@townofbluffton.com; Itoomer@townofbluffton.com; dmarsh@townofbluffton.com; All@townofbluffton.com; mikejraymond@yahoo.com; mchestnut@cityofmyrtlebeach.com; mlowder@cityofmyrtlebeach.com; kmeany@bfgcom.com; jmcvayjr@aol.com; eyelandart@yahoo.com; edcarey.cm@gmail.com; dj@chamberweblink.com; reportingofc@yahoo.com; walter@carr-properties.com; thomaskherron@gmail.com; tellenburg@cityofmyrtlebeach.com; joe_mckeown@scott.senate.gov; rick.brundrett@gmail.com; tkhuffman1@gmail.com; stever@hiltonheadislandsc.gov; prender@cityofmyrtlebeach.com; peter@mediafeedia.com; PLogan@scag.gov;

Cc:

david@myrtlebeachsc.com; lafaive@mackinac.org; mcovert@bcgov.net; melanieshellmer@gmail.com; mjeffcoat@cityofmyrtlebeach.com; marksanford99 @gmail.com; mark@marksanford.com; mfrey@freymedia.com; aad@sccoast.net; Luke@rankinandrankin.com; lhigh@islandpacket.com; lisabeanwilliamswork@gmail.com; lgibson@scag.gov; jgruber@bcgov.net; jrhodes@cityofmyrtlebeach.com; hhill@cacvbmail.com; gsmith@cityofmyrtlebeach.com gsmith@islandpacket.com; gkubic@bcgov.net; davidb@hiltonheadislandsc.gov; amesco@earthlink.net; scmolloy@gmail.com; cdad@hiltonheadisland.net; brianf@bcgov.net; maryellencurto@gmail.com; brad.dean@visitmyrtlebeach.com; blakelyw@beaufortsc.org; billyk@islc.net; brogers@scpress.org; ahoward@bcgov.net; smiles@wmbfnews.com; carla@habitatmb.org; bortonb@uscb.edu; evanmulch@icloud.com; Lev Glikman; Alex Kinkaid; kkokal@islandpacket.com; Karl Engelman; jrmurphy@murphygrantland.com; Kody Krueger; Barry johnson; CNickels@clawsonandstaubes.com; mmatney@islandpacket.com; mazallion@burr.com; wnester@mcnair.net; jeggert@burr.com; cgriffin@burr.com; Lauren Martel shellie@blufftonchamberofcommerce.org; Dustin Waters; ciohnson@postandcourier.com; Will Folks; david@myrtlebeachsc.com; Gina Smith; paula@phbethea.com; patricia@facesdayspa.com; Carolyn Vanagel; John Dowling; john@scrla.org; jrosen@rrhlawfirm.com; John Keener; jbauer2@sc.rr.com; aldenbauer706@gmail.com; Larry Myers; John Munro; chris hendricks; gordon borrell; Ron Jackson; josh metnick; Scott Brandon; dan@media360.com; Dave.Butka@ci.irs.gov; dpascoe@scsolicitor1.org; Dean Zerbe; Jeffery Tenendaum; Joe And Chris Joe And Chris; Bill Geist; Mick Fleming; bcreech@websterrogers.com; dwelsh@destinationmarketing.org; tdonahue@uschamber.org; cristy@visitstillwater.org; dj muller; Art Davis; Jeremia Froyland; Sriley@hiltonheadislandsc.gov; tcundari@sowellgray.com; rcaporale@bcgov.net; jstewart@bcgov.net; ahoward@bcgov.net; blueheaven36@yahoo.com; jmcvayjr@aol.com; gerardmahieu@aol.com; eyelandart@yahoo.com; edcarey.cm@gmail.com; dalehhi@hotmail.com; reportingofc@yahoo.com; wnewton@jsplaw.net; walter28 @hargray.com; thomaskherron@gmail.com; tellenburg@cityofmyrtlebeach.com; tdavis@harveyandbattey.com; joe_mckeown@scott.senate.gov; rick.brundrett@gmail.com; tfinger@fingerlaw.com; Taylor@harrisonfirm.com; sfastenau@islandpacket.com; pgrant@sled.sc.gov; sfreeman@townofbluffton.com; smarshall@townofbluffton.com; bisi@roadrunner.com; mcavoylegend@gmail.com; beachbroker@aol.com; roberts.vaux@vmblawfirm.com; rdeal@hiltonheadisland.org; prender@cityofmyrtlebeach.com; peter@mediafeedia.com; PLogan@scag.gov; paul@cbphlaw.com; otis@lexingtonsc.org; mlowder@cityofmyrtlebeach.com; lafaive@mackinac.org; mchestnut@cityofmyrtlebeach.com; mikejraymond@yahoo.com; mcovert@bcgov.net; melanieshellmer@gmail.com; madkins@hargray.com; mjeffcoat@cityofmyrtlebeach.com; MKruea@cityofmyrtlebeach.com; mfrey@freymedia.com; aad@sccoast.net; Luke@rankinandrankin.com; lhigh@islandpacket.com; lisabeanwilliamswork@gmail.com; lgibson@scag.gov; Josephine.Orischak@beaufort.k12.sc.us; joseph.dunkle@beaufort.k12.sc.us; jrhodes@cityofmyrtlebeach.com; jimbrownlaw@hargray.com; jeffbradley@schouse.gov; jwiendl@sonesta.com; jbender@brblegal.com; jvereen@cityofmyrtlebeach.com; hhill@cacvbmail.com; hlutz@townofbluffton.com; gsmith@cityofmyrtlebeach.com; gkubic@bcgov.net; fhamilton@townofbluffton.com; earl.campbell@beaufort.k12.sc.us; dwilliams@sled.sc.gov; letters@islandpacket.com; djennings@rrhlawfirm.com; dwood@townofbluffton.com; bensch@hargray.com; scmolloy@gmail.com; cdad@hiltonheadisland.net; david@ccin.com; brianf@bcgov.net; maryellencurto@gmail.com; brogers@scpress.org; akincaid@islandpacket.com; alan@clemmonslaw.com; wesjones@jsplaw.net; sunny.philips@scchamber.net; smiles@wmbfnews.com; rstepp@sowellgray.com; jparker@pmped.com;