



A CALIFORNIA DISTINGUISHED SCHOOL

SPECIAL MEETING MINUTES BOARD OF DIRECTORS

Tuesday, October 6, 2009

4:30 PM

LIBRARY

I. PRELIMINARY:

A. CALL TO ORDER: Rene Rodman, 4:38PM

B. ROLL CALL

Members Present:

Amy Dresser Held (arr'd 4:45PM)

Darcy Stamler

Karen Perkins

John Riley

James Paleno

Torino Johnson (arr'd 5:10PM)

Patrice Fisher

Rene Rodman

Alex Shuhgalter

John Callas (left 8:35PM)

Victoria Francis

Officers/Non-Voting Members

Greg Wood (arr'd 4:45PM)

Marcia Haskin

Azad Amanat (arr'd 6:20PM)

C. APPROVAL OF MINUTES FROM BOARD MEETING ON SEPTEMBER 15, 2009. See final approved version at www.palihigh.org.

- James Paleno moved that the Board approve the minutes from the September 15, 2009 Board Meeting. Patrice Fisher seconded the motion.

BOARD ACTION: Motion Passed

9 – yes (Mr. Alex Shuhgalter, Ms. Patrice Fisher, Ms. Vicky Francis, Mr. John Callas, Ms. Rene Rodman, Ms. Darcy Stamler, Dr. Karen Perkins, Dr. John Riley, Mr. James Paleno)

2- absent (Ms. Amy Dresser Held, Mr. Torino Johnson)

II. PUBLIC COMMENTS:

Non-agenda items: No individual presentation shall be for more than two (2) minutes and the total time for this purpose shall not exceed sixteen (16) minutes. Board members will not respond to presentations and no action can be taken. However, the Board may give direction to staff following a presentation. Use of names of individuals should be avoided when referring to accusations or wrongdoing (names should be presented to the Executive Director for follow-up action). Speakers may choose to speak during the public comment segment and/or at the time an agenda item is presented.

- Steve Klima spoke regarding the Public Records Act.

Board Chair then announced agenda items for closed session.

III. CLOSED SESSION: 4:45PM

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION b OF SECTION 54956.9:
One Case

- B. CONFERENCE WITH LABOR NEGOTIATOR PCHS Negotiator: Ms. Amy Dresser Held,
Executive Director

EMPLOYEE ORGANIZATION: PESPU, UTLA

- James Paleno, Karen Perkins, Alex Shuhgalter and Torino Johnson left the meeting at this time as they are members of employee bargaining units.

IV. PUBLIC SESSION: 6:20PM

PUBLIC REPORT ON ACTION TAKEN IN CLOSED SESSION

- Rene Rodman reported out board action taken in closed session. The board approved a no fault settlement agreement with Heltzer Development; the settlement amount was \$25,000 to be paid out of the PCHS pool account, in exchange for full closure and release of all claims. John Riley made the motion and James Paleno seconded the motion.

BOARD ACTION: Motion Passed

10 – yes (Mr. Alex Shuhgalter, Ms. Patrice Fisher, Ms. Amy Dresser Held, Mr. Torino Johnson, Ms. Vicky Francis, Mr. John Callas, Ms. Rene Rodman, Ms. Darcy Stamler, Dr. John Riley, Mr. James Paleno)

1- no (Dr. Karen Perkins)

V. ACTION ITEMS:

- A. DISCUSSION AND BOARD APPROVAL OF PCHS EMPLOYEE MEDICAL BENEFITS PACKAGE.

- Darcy Stamler moved that the Board approve the PCHS Employee Medical Benefits Package which will go into effect January 2010. Vicky Francis seconded the motion.

BOARD ACTION: Motion Passed

6 – yes (Ms. Vicky Francis, Mr. John Callas, Ms. Patrice Fisher, Ms. Rene Rodman, Ms. Darcy Stamler, Dr. John Riley)

1 – abstained (Ms. Amy Dresser Held)

5- recused (Mr. Alex Shuhgalter, Mr. James Paleno, Mr. Torino Johnson, Dr. Karen Perkins)

- B. BOARD RATIFICATION OF COLLECTIVE BARGAINING AGREEMENT BETWEEN PALISADES CHARTER HIGH SCHOOL (PCHS) AND PALISADES EDUCATIONAL SUPPORT PERSONNEL UNITED (PESPU) FOR 2007-2010.

- Darcy Stamler moved that the Board ratify the Collective Bargaining Agreement between PCHS and PEPSU for 2007-10. Vicky Francis seconded the motion.

BOARD ACTION: Motion Passed

7 – yes (Ms. Vicky Francis, Mr. John Callas, Ms. Patrice Fisher, Ms. Amy Dresser Held, Ms. Rene Rodman, Ms. Darcy Stamler, Dr. John Riley)

4- recused (Mr. Alex Shuhgalter, Mr. James Paleno, Mr. Torino Johnson, Dr. Karen Perkins)

- James Paleno, Karen Perkins, Alex Shuhgalter and Torino Johnson returned to the meeting.

- C. BOARD REVIEW OF COMPOSITION OF EXECUTIVE DIRECTOR REVIEW COMMITTEE.

- Amy Dresser Held left the room for the discussion.

- John Riley moved that the Executive Director Review Committee review the recommendations of the prior Executive Director Review Committee in moving forward with the review this year, bring its planned process recommendations back to the Board for approval before beginning the review, and keep the committee membership, composed of Darcy Stamler, Alex Shuhgalter, Vicky Francis and Karen Perkins, intact. Vicky Francis seconded the motion.

BOARD ACTION: Motion Passed

8 – yes (Ms. Vicky Francis, Ms. Patrice Fisher, Mr. James Paleno, Mr. Torino Johnson, Dr. Karen Perkins, Ms. Rene Rodman, Ms. Darcy Stamler, Dr. John Riley)

- 1- no (Mr. John Callas)
- 1- recused (Ms. Amy Dresser Held)
- 1 – abstain (Mr. Alex Shuhgalter)

VI. DISCUSSION/INFORMATION ITEMS:

- A. ADMINISTRATIVE REPORT CONCERNING POOL CONSTRUCTION.
 - Because the meeting was running later than expected, the members of the Pool Committee were no longer in attendance, so this item was tabled until the next Board meeting
- B. ELECTION COMMITTEE REPORT. (see attachment)
 - Monica Iannessa updated the Board on the Election Committee’s recent meeting and procedures for the upcoming Board elections.
 - A “Meet the Candidates Night” was shifted from Friday October 23 to Wednesday October 21 in the hopes that a mid-week time would be more convenient for stakeholders to attend.
- C. REVISED DRAFT EXECUTIVE LIMITATIONS POLICY – HIRING. (see attachment)
 - Susan Frank, a parent, spoke regarding the Draft Executive Limitations Policy.
 - Board discussion centered around whether the Board should make final decisions regarding the hiring of high level administrators or whether the final decision should rest with the future employee’s supervisor.
 - This item was tabled until the next Board meeting.
- D. REVIEW OF DRAFT BYLAWS REVISION DATED AUGUST 11, 2009. (see attachment)
 - Discussion centered around removing language in Article VII pertaining to eligibility for board elections. Because the Election Committee plans to follow many past election practices for the upcoming board election, this language will not apply and can be revisited in the next bylaws update when the new charter goes into effect.
 - To address concerns and questions raised by stakeholders, the board also discussed adding language to specifically note that PCHS must follow the Public Records Act. Specific reference is not technically necessary because PCHS is already required by law to follow the PRA, but there was a general sense that it would be helpful to include this, as well as to make a few other minor revisions to Article XV.
- E. PUBLIC RECORDS ACT.
 - Jim Young, PCHS counsel, spoke regarding the Public Records Act and basic protocols to fulfill requests.
 - Mr. Young’s advice centered around interpretation of what is a “reasonable” amount of time for fulfillment of a request. Among other factors, the specific kind of document, the personnel needed to procure the document, the location of a document, and time to determine whether a document is public or not (which sometimes requires legal consultation) will all come into play in fulfilling a request.
- F. TRUSTEE QUESTIONS REGARDING DEVELOPMENT OF SEPTEMBER 15, 2009 BOARD AGENDA.
 - Board Chair Rene Rodman spoke to the Board and answered questions regarding the development of the September 15 agenda.
- G. FUTURE AGENDA ITEMS (IN DISCUSSING POSSIBLE FUTURE AGENDA ITEMS, BOARD MEMBERS MUST RESPECT CONFIDENTIALITY RIGHTS OF EMPLOYEES).
 - The board discussed items to be included on the October 20, 2009 board meeting agenda.

The Board Chair then announced agenda items for closed session.

VII. CLOSED SESSION: 8:45PM

- A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO SUBDIVISION b OF SECTION 54956.9:
One Case

VIII. PUBLIC SESSION: 9:30PM

➤ Rene Rodman announced that there was no action taken in Closed Session.

IX. ADJOURNMENT: 9:30PM