



Board Meeting Minutes

November 13, 2017

6:30 p.m.

Encore Education Corporation

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Sites:

16955 Lemon Street, Hesperia, CA 92345

3800 Main Street, 3rd Floor, Riverside, CA 92501

Meeting Site Location:

16955 Lemon Street, Hesperia, CA 92345

3800 Main Street, 3rd Floor, Riverside, CA 92501

Board Members:

Lenny Esposito, Board President

Kelly Ahmed, Board Secretary/Treasurer

Suzanne Cherry, Member

Kathy Nielson, Member

Rob Gabler, Member

The Order of Business may be changed without notice: Notice is hereby given that the order of consideration of matters on this agenda may be changed without prior notice.

Reasonable Limitations May be placed on public testimony: The Governing Board's presiding officer reserves the right to impose reasonable time limits on public testimony to ensure that the agenda is completed.

Special Presentation may be made: Notice is hereby given that, consistent with the requirements of the Bagley-Keene Open Meeting Act, special presentations not mentioned in the agenda may be made at this meeting. However, any such presentation will be for information only.

Reasonable Accommodation for any individual with a Disability: Pursuant to the Rehabilitation Act of 1973, any individual with a disability who requires reasonable accommodation to attend or to participate in this meeting of the Governing board may request assistance by contacting the EEC (760) 949-2036.

Public Documents relating to Open Session Agenda items are available for review by the public at the Reception Desk at Encore Education Corporation's Executive office. For more information concerning this agenda, please contact EEC (760) 949-2036.

1.0 CALL TO ORDER. The meeting was called to order at 6:32pm (time).

2.0 PLEDGE OF ALLEGIANCE

3.0 OPEN GENERAL SESSION

ROLL CALL	Present	Absent
Lenny Esposito	_____	<u> x </u>
Kelly Ahmed	<u> x </u>	_____
Suzanne Cherry	<u> x </u>	_____
Kathy Nielson	<u> x </u>	_____
Rob Gabler	_____	<u> x </u>

4.0 APPROVAL OF THE AGENDA

MOTION: Kelly Ahmed	Second: _Kathy Nielson	Vote: Pass		
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	_____	_____	_____	<u> x </u>
Kelly Ahmed	<u> x </u>	_____	_____	_____
Suzanne Cherry	<u> x </u>	_____	_____	_____
Kathy Nielson	<u> x </u>	_____	_____	_____
Rob Gabler	_____	_____	_____	<u> x </u>

5.0 CONSENT ITEMS. It is recommended that the board considers approving a number of agenda items as a consent list. These items are routine in nature and can be enacted in one motion without further discussion. Consent items may be called up by any member at the meeting for clarification, discussion, or change.

5.1 Approve October 16, 2017 Board Meeting Minutes. (Exhibit 5.1)

MOTION: _Kelly Ahmed	Second: _Kathy Nielson	Vote: Pass		
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	_____	_____	_____	<u> x </u>
Kelly Ahmed	<u> x </u>	_____	_____	_____
Suzanne Cherry	<u> x </u>	_____	_____	_____
Kathy Nielson	<u> x </u>	_____	_____	_____
Rob Gabler	_____	_____	_____	<u> x </u>

6.0 INVITATION TO ADDRESS THE BOARD, OPEN SESSION ITEMS. This is the time and place for the general public to address the Board of Directors on any matter within jurisdiction of the Board. Comments should be limited to 3 minutes. Unless an item has been placed on the published agenda in accordance with the Brown Act, there shall be no action taken, nor should there be comments on, responses to, or discussion of a topic not on the agenda. The Board members may: (1) acknowledge receipt of information/report; (2) refer to staff with no direction as to action or priority; or (3) refer the matter to the next agenda.

7.0 INFORMATION SESSION

7.1 CEO REPORT – Including updates on RUSD and HUSD investigations. (Exhibit 7.1)

7.2 Monthly Financial report from Delta Managed Solutions. (Exhibit 7.2)

7.3 Encore Board Meeting Dates for 2017-2018 school year. (Exhibit 7.3)

7.4 Website update. (Exhibit 7.4)

8.0 DISCUSSION ITEMS

8.1 Changes to payroll for Non-Exempt Employees. Per Labor Code Section 204 payroll must be paid as follows: (2) Non-exempt payroll must be paid according to this schedule: * Labor performed between the 1st and 15th days of any calendar month must be paid between the 16th and the 26th day of that same month. * Labor performed between the 16th and the last day of any calendar month must be paid between the 1st and 10th day of the following month. Encore will have payroll dates of the 5th and 20th of each month for all non-exempt. (Exhibit 8.2)

9.0 ACTION ITEMS.

9.1 Approval of Title IX Notice and complaint form (Hesperia and Riverside). (Exhibit 9.1)

MOTION: Kelly Ahmed	Second: Kathy Nielson		Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.2 Approval of DM Charter SELPA local plan. (Exhibit 9.2)

MOTION: Kelly Ahmed	Second: Kathy Nielson		Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.3 Approval of Local Education Agency Assurance statement for Encore High School for the performing & visual arts (Hesperia). (Exhibit 9.3)

MOTION: Kelly Ahmed	Second: Kathy Nielson		Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.4 Approval of Local Education Agency Assurance statement for Encore High School for the Arts – Riverside. (Exhibit 9.4)

MOTION: Kelly Ahmed	Second: Kathy Nielson		Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.5 Approval of November 1, 2017 Placeworks Service Authorization Agreement in the amount of \$41,398.00 for Technical Services for Relocation and Consolidation of Encore School for the Arts to 3600 Lime Street, Riverside, CA. (Exhibit 9.5). Consulting services for entitlement process and CEQA studies for facilities project.

MOTION: Kathy Nielson	Second: Kelly Ahmed		Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.6 Ratify 2016-2017 tenant improvement expenses to Riverside Campus (Roosevelt, Life Arts, Walling, Loring, 9th St., and Orange St. in the amount of \$405,687.06. (Exhibit 9.6: Detail).

MOTION: Kathy Nielson		Second: Kelly Ahmed	Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.7 Authorize CEO Griffin to negotiate and execute AIA Owner/Architect agreement with WLC Architects for 3600 Lime Street property. Final agreement to be presented for ratified at subsequent regularly schedule board meeting.

MOTION: Kelly Ahmed		Second: Kathy Nielson	Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.8 Approval of 2018-2019 Encore High School for the Arts – Riverside school calendar. (Exhibit 9.8)

MOTION: Kelly Ahmed		Second: Kathy Nielson	Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.9 Approval of 2018-2019 and Encore High School for the Arts – Riverside Regular Day Bell schedule. (Exhibit 9.9)

MOTION: Kelly Ahmed		Second: Kathy Nielson	Vote: Pass	
ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

9.0 ADJOURN TO CLOSED SESSION (Note should be 10.0)

Pursuant to Government code section 54957, the Board may adjourn to closed session at any time during the meeting to discuss staff/student personnel matters, negotiations, litigation, and/or acquisition of land or facilities. The board will adjourn to closed session in a private area for discussion and may take action on the following closed session items.

A. Student Discipline appeals. Due to the confidential nature of discipline appeals, all student discipline appeals take place in closed session. – **NO APPEALS**

B. Pending Litigation. Due to the confidential nature of any litigation that may come against the corporation, issues relating specifically to pending legal issues are orders of closed session. – **DISCUSS EXPOSURE**

C. Real Estate Negotiation. In the intent of fair and legal bargaining power, issues related to real estate negotiations are discussed in closed session. – **DISCUSS NEGOTIATIONS**

D. Employee Actions. Any actions that may take place in regards to employees including disciplinary and corrective actions are discussed within closed session. - **DISCUSSION**

10.0 RECONVENE AFTER CLOSED SESSION. (Note should be 11.0) Called to order at 753pm (time).

At the conclusion of closed session, the Board will reconvene in open session for the purposes of disclosing in public session any actions taken during closed session regarding the outlined scope of closed session.

Next scheduled Regular Board meeting: December 11, 2017.

11.0 BOARD COMMENTS.(Note should be 12.0) The Governing Board will take comments/updates from fellow board members for future agenda issues.

12.0 ADJOURNMENT (Note should be 13.0)

MOTION: Kelly Ahmed Second: Kathy Nielson Vote: Pass

ROLL CALL	AYE	NAY	ABSTENTION	ABSENT
Lenny Esposito	___	___	___	__x
Kelly Ahmed	__x	___	___	___
Suzanne Cherry	__x	___	___	___
Kathy Nielson	__x	___	___	___
Rob Gabler	___	___	___	__x

The meeting adjourned at ___756pm___ (time).