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# APPROVED MINUTES

## CORAL ACADEMY OF SCIENCE LAS VEGAS REGULAR MEETING OF BOARD OF GOVERNORS

### Meeting Information

Date: Saturday, June 1, 2019

Time: 11:00 a.m.

Location: 1051 Sandy Ridge Ave Henderson, NV 89052

### **Posting of Agenda:**

This agenda was posted at the following locations:

Coral Academy of Science Las Vegas ("CASLV"), Green Valley Library, Enterprise Library, James Gibson Library, Paseo Verde Library, Whitney Library, CASLV website at [www.caslv.org](http://www.caslv.org), and Nevada Public Notice website at <http://notice.nv.gov>.

### **Format / Procedures / Rules:**

*[See Agenda for information regarding format, procedure, and rules governing the meeting]*

### Agenda

**Call to order** Ms. Diggins called the meeting to order at 11:03 a.m.

**Roll Call** Present: Ms. Diggins, Mr. Zhang, Ms. Hayman, Ms. Kazelskis, Dr. Warren, and Mr. Tandon. Mr. Gibson was absent.

### **Pledge of Allegiance**

#### **A. Public Comment (*Information*)**

*[Please see the Agenda for the procedures and rules regarding Public Comments.]*

There were no public comments made at this time.

#### **B. Consent Agenda (*For Possible Action*)**

##### **1. Approval of April 6, 2019 Regular Board Meeting Minutes**

Motion to approve the Consent Agenda April 6, 2019 Regular Board Meeting Minutes, by Ms. Diggins, seconded by Ms. Kazelskis.

**ACTION:** Motion unanimously carried.

#### **C. Discussion & Possible Action Items – Policy**

##### **1. CASLV Personnel Handbook for 2019-2020 School Year (*For Possible Action*)**

Mr. Ercan presented redlined copies of the updated handbooks with the proposed changes for the board to review. Mr. Gardberg stated this is an older format and recommends having an employment labor colleague review and update the handbook. Mr. Gardberg also stated an update to the bereavement policy should be made. Mr. Ercan explained that the changes to the bereavement policy would allow additional time for those that are not able to make funeral arrangements right away.

Ms. Hayman had a question regarding the travel policy and Mr. Ercan answered her questions. The travel policy stipulates a school employee will be reimbursed for school related travel of 30 miles (one way trip) or more from their campus of employment.

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The board recommends that the verbiage be updated in the handbook as well; specifically the word “commuting” should be revised.

Mr. Zhang motioned to approve the Personnel Handbook with the recommended changes/edits, seconded by Ms. Hayman.

**ACTION:** Motion unanimously carried.

### **2. CASLV Student and Parent Handbook for 2019-2020 School Year (*For Possible Action*)**

Mr. Ercan explained the proposed changes for both the Elementary and Middle/High School Student and Parent Handbooks. The lottery process has been added to both handbooks. Smaller revisions have also been added which include no electronic cigarettes or vaping allowed.

Ms. Kazelskis asked who enforces the handbook to which Mr. Ercan noted he is working with all principals and will continue work with them to ensure the handbook is enforced at each campus. The principals are aware of handbook violations and will be making changes in the new school year.

Dr. Warren had questions regarding the Academic Dishonesty Policy, and is concerned teachers will now be responsible for setting their own disciplinary policies. Dr. Warren has concerns that one student might not face the same consequences as another. “Teachers set their own standards or procedures” on page 21 is the verbiage in question. Mr. Ercan confirmed teachers do not have the ability to suspend or expel a student, only administration, and that this is currently working satisfactorily. Dr. Warren doesn’t see uniformity in the consequences. Mr. Zhang asked how the language should be modified and Dr. Warren suggests we add, “Teachers must report all incidents of cheating and plagiarism”. Mr. Tandogan recommends that all teachers have this policy as a part of their syllabus, and for all teachers to follow it. Mr. Ercan recommends we update the language in both to include: Teachers have these regulations in their syllabus and that they report any incidents of cheating to CASLV administration.

Mr. Tandogan motioned to approve the CASLV Student and Parent Handbooks with recommended changes regarding cheating and plagiarism, seconded by Dr. Warren.

**ACTION:** Motion unanimously carried.

### **3. Charter Contract between the State Public Charter School Authority and CASLV (renewal) (*For Possible Action*)**

Mr. Ercan explained that Mr. Gardberg and the State Public Charter School Authority (SPCSA)’s legal counsel have finalized the wording. Mr. Gardberg noted there were some textual changes that were important and a few that were less important. The authority does not want several different contract templates and rejected some lesser changes, but all in all, the final version is reasonable.

Ms. Hayman moved to approve the charter contract with the SPCSA and CASLV, seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

### **4. Increase in Employee Pay for Unused Personal/Sick Days (*For Possible Action*)**

Mr. Ercan explained CASLV has a policy which reimburses staff members \$75 per day for unused personal/sick days, up to eight (8) days total. Currently we are paying more

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for substitute teachers. Mr. Ercan is proposing an increase to \$100 per day for unpaid personal/sick time to make it more attractive for our teachers and staff. Ms. Diggins asked how this will impact the budget and Mr. Nick said it is hard to estimate, but likely “minor.” Mr. Ercan noted it would not affect the budget much, as we have to pay either way (to the teacher or to a substitute teacher).

Mr. Zhang motioned to approve the increase in employee pay for unused personal/sick days from \$75 to \$100, seconded by Ms. Kazelskis.

**ACTION:** Motion unanimously carried.

### **5. CASLV Foster Care Education Policy (For Possible Action)**

Mr. Ercan explained this is similar to our homeless policy, and the SPCSA has requested we have a similar policy in place for foster care. Our office drafted the policy and we requested Mr. Gardberg to review it. Ms. Hayman had a question regarding transportation and Mr. Gardberg said we could conceivably be legally responsible for transportation under federal law, but we’ll research that in full if it ever arises.

Ms. Diggins motioned to approve the Foster Care Education Policy, seconded by Mr. Tandogan.

**ACTION:** Motion unanimously carried.

### **6. Consumable Materials Fee Policy (For Possible Action)**

Ms. Diggins gave a summary of this policy and stated that we have been negotiating the language of this policy with the SPCSA. The SPCSA is insistent in discouraging a suggested contribution amount in our correspondence to parents and guardians, as per conversations Mr. Ercan has had with them. Ms. Diggins appreciates the authority advising CASLV to ensure we are in line with the NRS statutes. However, without a recommended contribution, she is concerned about a budget deficit. Ms. Kazelskis noted parents should be informed what the fees have provided and how a deficit will impact the students.

It is the opinion of Ms. Diggins that considering the scope of the SPCSA’s authority and the scope of the Board’s authority, the latter should be able to list a suggested donation of \$100. While the Board values the SPCSA’s input and perspective and rarely (if ever) disagreed with its instructions, here, (1) the board believes it has the authority to disagree, in part because there is no mistaking the draft letter’s description of the donation as voluntary; and (2) the school has a strong, material interest in doing so, given the extremely important supplies this money purchases. The board members agreed with Ms. Diggins and mentioned they think the amount should be increased to \$150 or \$200. Ms. Hayman noted there are typos that need to be revised in the letter.

Dr. Warren made a motion to remove the Consumable Materials Fee Policy and replace it with a letter for voluntary contribution (as so written, with minor edits) and to include a suggested dollar amount to be determined by CASLV’s Executive Director. Seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

### **7. Amendment for Travel Policy (For Possible Action)**

Mr. Ercan explained there was one area revised on page 3. This policy was created when CASLV had only three campuses, and would reimburse for more than 30 miles round trip. With the policy update CASLV will reimburse when it is more than 30 miles one way for school business travel, conferences, etc.

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Mr. Zhang made a motion to approve the updated travel policy, seconded by Dr. Warren.

**ACTION:** Motion unanimously carried.

### **8. New Basketball Program at Sandy Ridge Campus (*For Possible Action*)**

Mr. Gardberg explained that any proposed link between the school and the Findlay Prep Basketball Program poses a fundamental legal problem: how could we guarantee placement for those 10-12 students, in light of our year-on-year high school campus waiting list? He added there are pros and cons to this potential partnership, and the Board discussed the pros and cons of having this program at our school at length.

Dr. Warren made a motion not to approve the Findlay Basketball Program at Sandy Ridge at this time, (without prejudice to the ability of these students to enroll if they win the lottery and get in), seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

### **9. Selection of Uniform Company to provide student uniforms for the 2019-2020 school year (*For Possible Action*)**

Mr. Ercan explained that previously with the Consumable Material Fees we were providing students free uniforms annually. In light of the SPCSA's intervention, that is no longer possible. Our current uniform provider was contributing 4,000 free uniforms towards this program. Since CASLV will no longer provide free uniforms, we tried to negotiate a new contract with the current provider, however they would not make any changes, as they had not increased their fees in three years. We received two more quotes from local companies, which are more attractive. Our recommendation is Divine Line, in part because of the discounts for military families.

Ms. Kazelskis noted the pricing is the same as the current provider. She asked if they would still provide the uniform sale. Mr. Ercan confirmed they would.

The brand is different but Mr. Ercan confirmed it would be the same quality.

Mr. Tandogan made a motion to select Divine Line to provide student uniforms for the 2019-2020 school year, seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

## **D. Discussion & Possible Action Items – Facilities**

### **1. Strategic Planning Update re Nevada Legislative Proposals for Charter Schools (*For Possible Action*)**

Ms. Diggins explained there is a new executive director at the SPCSA. The charter school environment is changing with new legislation. The new executive director is on a fact finding mission and creating focus groups to learn more about existing charter schools.

The belief among some politicians and unions is that charter schools have been taking advantage of suburban demographic populations that have more successful students. It is thought charters haven't been meeting the needs of disadvantaged populations. According to the SPCSA, charters have not made their campuses and programs accessible in lower socio-economic neighborhoods. Mr. Ercan noted that half of CASLV's campuses (i.e., Eastgate, Nellis, and Centennial) do serve a large number of disadvantaged children.

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Going forward for growth and decisions regarding new campuses, the SPCSA is developing a heat map of where it would be amenable to charters opening new campuses, focusing on neighborhoods they have identified as meeting those social economic criteria. Mr. Ercan reviewed a map of the areas the SPCSA is generally willing to support, and confirmed that one area he is proposing later in today's agenda is within one of these targeted areas.

Ms. Diggins wanted the board to be aware of these significant changes as it will limit our ability in Henderson to alleviate the current wait list of students through expansion. The massive waitlist issue has been a driving force in charting expansion and responding to our future student population and their families. Mr. Ercan gave further explanation regarding this and answered various questions from the board. Mr. Ercan also noted CASLV needs a K-12 school between Centennial Hills and Nellis.

**NO ACTION:** Information only.

### **2. Construction of a New Playground and Sports Area for the Centennial Hills Campus on an Adjacent Lot Owned by CASLV (*For Possible Action*)**

Ms. Diggins (i) gave a brief explanation of the status of this project, noting that the board supports it and intends to match the Centennial Hills campus parents' fundraising dollar for dollar, but (ii) reminded everyone that the board had requested a master plan (which is still in the works; a Red Hook plan was rejected).

Mr. Ercan said these students need a playground and after long meetings, we decided not to have a large building, but will proceed with phase one which is the basketball court and fencing. Centennial Hills parents have raised \$46,000 for this project.

The staff recommendation is in favor of Sport Court's proposal.

Ms. Hayman asked if there would be four square like most elementary playgrounds and Mr. Gardberg noted there are no volleyball lines either. We might need to add these later. Ms. Diggins asked if the basketball hoops will lower for the smaller kids, and Mr. Ercan said we would look into adding them.

Mr. Zhang made a motion to approve phase one of the sports area by Sport Court for \$148,899 with approximately \$46,000 being covered by donations from the parents for this project, seconded by Mr. Tandogan.

**ACTION:** Motion unanimously carried.

### **3. Facility for a New Campus in Las Vegas/Henderson Metropolitan Area (*For Possible Action*)**

Mr. Ercan explained that this Agenda item is regarding the expansion plan and our Charter Amendment for a new campus. It was going to be heard at the SPCSA's June meeting, however, our authorizer said it would like to wait because they want to include the Legislators' new policy/plan (summarized in Item D(2) above); it will be added to their July board meeting.

There are three facilities CASLV is negotiating. One consists of land in West Henderson: 5 acres of currently undeveloped land. Unfortunately, the price of the land is not within our budget. A second option is a parcel with an existing facility, which CASLV administrators have visited. The owner is asking \$1.70 per square foot to rent. The building is a completed shell, with a lease to purchase option. We counter-offered at \$1.35 per square foot as well as \$8 million in tenant improvements. This location is

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not within an SPCSA-approved area of need. The third location is between Nellis and Centennial: it will be ideal for K-12 and is a very nice facility. Mr. Ercan has signed a confidentiality agreement and could not share exact details on the location. It is within the new legislative heat map. Ms. Diggins noted we should move number three to the top of the list, pending additional details.

**NO ACTION:** Information only.

#### **4. Nellis Construction Change Order Number 2 (Including Potential Pre-approval of Related Future Change Order(s)) (For Possible Action)**

Bruce with DC Building Group explained that they found live gas lines on the building site although they were not indicated on plans or marked on the property. They have done their best to isolate the problem and seal the gas lines, however it delayed the project, as well as incurred additional expenses. Bruce confirmed the building was shifted westward, the construction has begun, and due to the gas lines delay, the completion date has been pushed to February 3, 2020. Bruce noted they are aiming for substantial completion prior to February. Mr. Gardberg confirmed NAFB understands we are not at fault, and there are no penalties for this delay. There is a hard deadline for the project to be completed by early February; however, Mr. Gardberg will work with the Air Force to amend the Lease Agreement.

Mr. Ercan noted this is change order number 2; that change order number 1 was under \$10,000, which he approved. Subsequently, a third change order was received, also under \$10,000. Mr. Ercan is concerned that more change orders will follow due to the unmarked gas lines. Mr. Gardberg recommended having a motion and Board approval governing future, additional, change orders due to this gas line problem. Ms. Diggins requested the change orders come to the Finance and Facilities Subcommittee during the summer months. A summary of change orders in process will be reviewed at the September board meeting. Mr. Gardberg noted the original change order ("contingency") budget was \$300,000, we are currently well within the original budget.

Ms. Diggins made a motion to approve the Nellis Construction change order number 2 and also propose that change orders during the summer come to the Finance and Facilities Subcommittee for action and decisions, seconded by Ms. Hayman.

**ACTION:** Motion unanimously carried.

#### **5. Turf installation for the Sandy Ridge Campus Playground (For Possible Action)**

Mr. Ercan explained that in the back near the gym there is a playground area and we would like to extend the turf area so the students may enjoy using this space. We have three bids and staff recommends the lowest one.

Ms. Diggins made a motion to contract Purchase Green for the installation of artificial turf at the Sandy Ridge campus in the amount of \$44,000, seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

#### **6. Installation of Drop Ceiling at Eastgate Classrooms (For Possible Action)**

Mr. Ercan noted there is no longer a need to discuss this with the Board at the time of the meeting.

**NO ACTION**

#### **7. Tamarus Campus Landscape and Turf Renovation (For Possible Action)**

## PLEASE POST

Mr. Ercan explained this is part of the \$300,000 bond budget for tenant improvements. Mr. Yutuc noted that \$37,000 was raised through a Fun Run and will be applied towards this project. CASLV will also be receiving an estimated \$50,000 credit from the Southern Nevada Water District for removal of existing grass. The large fruit trees will not be removed and they will redress all areas that are not aesthetically pleasing. The grass has been hard to maintain and turf is more durable.

Ms. Hayman made a motion to approve GTI to complete the landscape and turf renovation at Tamarus campus in the amount of \$150,000 with the stipulation that \$37,000 will be applied from fundraising with recognition to the parents, seconded by Dr. Warren.

**ACTION:** Motion unanimously carried.

**Following this agenda item, a break took place from 12:48 p.m. – 12:59 p.m.**

### **E. Discussion & Possible Action Items – Finance and Governance**

#### **1. Budget Hearing Notice (For Possible Action)**

Mr. Nick explained there were few changes between the proposed final budget here and the earlier-approved tentative budget. Consumable material fees were reduced from \$400,000 to \$100,000. The gift donations were increased from \$110,000 to \$200,000. Staff tuition reimbursement was also increased from \$30,000 to \$40,000. Items reduced include training development, teacher travel, as well as some smaller reductions. CASLV total net income is \$24,701. Mr. Ercan noted there is a good possibility that there will be an increase per student in DSA funds after the legislation passes, which would increase our net budget. No increase was included in this budget.

Mr. Zhang made a motion to approve the final budget, seconded by Mr.

Tandogan. **ACTION:** Motion unanimously carried.

#### **2. Purchase of Textbooks (For Possible Action)**

Ms. Diggins noted this could be under the consent agenda in the future unless there is something that a board member would like to discuss about a specific quote. These have already been approved within the budget. Ms. Diggins said she is comfortable approving these voted upon as a group, as the board has had time to review them all.

Mr. Zhang made a motion to approve the textbook purchases, seconded by Ms. Kazelskis.

**ACTION:** Motion unanimously carried.

#### **3. Purchase of Chromebooks (For Possible Action)**

Ms. Diggins asked if there is a recommendation by staff for these and Mr. Ercan said the lowest quote is the recommendation.

Ms. Diggins made a motion to approve the purchase of the Chromebooks from EdTech 101 not to exceed the amount of \$193,000, seconded by Mr. Tandogan.

**ACTION:** Motion unanimously carried.

#### **4. Election of Board Members (for three Board posts with expiring terms) (For Possible Action)**

## PLEASE POST

Ms. Diggins, Ms. Hayman, and Mr. Gibson's terms are expiring this year. They have all agreed to stand for election and serve another term. Mr. Zhang proposed the re-election of all three existing board members to which they accepted.

Mr. Zhang made a motion to nominate Ms. Diggins, Ms. Hayman, and Mr. Gibson to continue serving as board members of Coral Academy of Science Las Vegas' Governing Board, seconded by Dr. Warren.

**ACTION:** Motion unanimously carried.

### **5. Selection of Audit Company to perform annual audit (*For Possible Action*)**

Mr. Nick explained that we received three quotes and reviewed them with the Board. The staff recommendation is Ellsworth Stout, and Mr. Zhang noted he agrees and approves.

Ms. Diggins made a motion to approve Ellsworth Stout to perform the annual audit, seconded by Ms. Hayman.

**ACTION:** Motion unanimously carried.

### **6. Executive Director's Annual Review (i.e., performance evaluation) and Potential Contact Renewal, with potential terms (*For Possible Action*)**

Ms. Diggins said as they did last year, the Board sent out an anonymous survey to senior leadership throughout all campuses and the central office. Ms. Diggins also sent a survey to each board member. Among other things, the Board received a self-evaluation from Mr. Ercan. It was clear across the Board that Mr. Ercan is doing an excellent job. Ms. Diggins asked if anyone had any comments, and Mr. Zhang noted as well that Mr. Ercan is doing an excellent job with the growth, opening the new schools, adding and implementing new policies and procedures. Mr. Gardberg noted that the Board's report card amounted to giving Mr. Ercan a 96% grade. He noted that common staff and Board terms were, "hard-working," "well-organized," and "passionate" about the school's success.

Mr. Zhang also said he would like to extend his comments to Mr. Ercan's team for all the help and support they offer. Ms. Diggins asked if there is money in the budget for cost of living increases and Mr. Nick confirmed yes, at 3%. Ms. Diggins asked if there is anything in the budget for merit pay, and Mr. Nick noted we didn't plan for it, but we have cash reserves.

Mr. Gardberg reviewed Mr. Ercan's past increases with the board and noted he is (finally) in the middle to upper range compared to other charter schools in Las Vegas, based on previously available information, and in light of prior year increases (including last year's 18% true-up increase).

Ms. Diggins noted the Board does not think Mr. Ercan is easily replaceable. The 3% is for cost of living but at least a 10% merit increase is what Ms. Diggins would like to see, and the Board agrees.

Mr. Nick suggested we create a merit policy for senior leadership. Mr. Gardberg noted this is important because Mr. Ercan has strong staff and the Board has always expressed consistency. Ms. Diggins encourages Mr. Ercan to think about having a regular merit structure in place for his team to reward their good work, and if he needs the Board to assist that is something she will entertain. Mr. Gardberg suggested those policies could go to the Academic Subcommittee and then back to the Board. Ms. Diggins mentioned the possibility of creating an incentive program with an annual

## PLEASE POST

bonus pool. Mr. Nick cautioned that the auditors are uncomfortable with “bonuses,” so careful consideration to the details and terminology is required.

Ms. Diggins proposed 10% total (7% plus 3% for cost of living), or 10% merit plus 3% cost of living as part of Mr. Ercan’s base salary. Mr. Zhang proposed 8% across the board or 10% across the board. The Board agreed to a 10% across the board increase.

Mr. Zhang made a motion to increase Mr. Ercan’s salary by 10% across the board, increasing his salary from \$165,000 to \$181,500, meaning an increase of \$16,500, seconded by Ms. Diggins.

**ACTION:** Motion unanimously carried.

### F. Information Discussion Items

#### 1. Discipline Suspension Report, presented by CASLV Administration (*Information*)

Mr. Ercan explained that Mrs. Cristine Hanna, CASLV SPED Director, prepared the report but he will be reviewing it with the Board as she is unavailable due to a family emergency. The report includes suspensions and expulsions by category, by campus, and by offense (cyber bullying, bullying, etc.). The other report shows all discipline incidents by student.

Mr. Gardberg commented on three entries in the report, and questioned how certain offenses differed from others.

Ms. Diggins noted the board would like to receive this report quarterly.

#### 2. Financial Update by CASLV’s current third-party back-office service provider, CSMC (*Information*)

CASLV is in strong financial standing and has ample cash on hand (approximately 94 days). Everything looks really positive. Overall, CASLV will most likely end with a higher net income than what was projected.

#### 3. Executive Director’s Progress Report (*Information*)

Mr. Ercan reviewed the following CASLV accomplishments and important information regarding students and school clubs with the board:

- CASLV Centennial Hills Campus received Nevada Highlighted School Recognition from NDE Superintendent Jhone Ebert at the Nevada Mega Conference 2019.
- CASLV Speech and Debate Team competed at National Qualifying Tournament with much success. A few students qualified to compete at the National tournament in Dallas, TX in June.
- The CASLV High School Speech and Debate team competed at the University of Kentucky Tournament of Champions.
- 2019 Southern Nevada All Girls Math Tournament: We had 270 grade 3-8 participants from 47 different schools from the Las Vegas valley. The 2019 math tournament is organized by CASLV A-Stem Math program to promote mathematics interest among the female students.
- CASLV Community raised \$30,000 to support a student whom is currently undergoing chemo treatment for brain and spinal cancer.

## PLEASE POST

- Centennial Hills students, teachers, staff, admin, and parents had a great time at their Fun Run event. They raised over \$60K, which was above their goal.
- City of Henderson Councilwoman Gerri Schroder visited the CASLV Sandy Ridge Campus to discuss the importance of local government with our senior students. Students were all engaged and asked poignant questions.
- KTNV Channel 13 Action News interviewed live with Coral Debate team. They were the only middle school to represent Nevada in the National Speech and Debate Tournament.
- Henderson twins attending our Sandy Ridge campus, both valedictorians, have big college plans featured in the Las Vegas Review Journal.
- Eastgate campus Speech & Debate Team did a great job at the UNLV Middle School Congressional Debate Tournament.
- Sandy Ridge campus Speech & Debate Team did great job at the UNLV Middle School Debate Tournament.
- Mayor Debra March recognized Henderson Schools' valedictorians including 21 CASLV valedictorians.
- Senior Signing Day at Sandy Ridge where our senior's accomplishments were highlighted.
- CASLV Nellis campus celebrated the multicultural diversity of its student body and the community in which it serves during the Cinco de Mayo week.
- Sandy Ridge junior, Samuel G. received the Las Vegas Review-Journal Academic Excellence Award in 11th grade category.
- CASLV Speech and Debate team competed at the NIETOC.
- CASLV ranks the seventh best high school in Nevada in 2019 according to U.S. News and World Report.
- Sandy Ridge senior Connor D. won the Jean Ford Democracy Award and was honored at the Nevada State Legislative session.
- Nevada's CASLV graduates posted the lowest rates of remediation placements of any open-enrollment public high school in Nevada over the most recent two-year period as measured by NSHE.
- CASLV students competed at the 22<sup>nd</sup> Math Kangaroo in the US on March 15<sup>th</sup>. Mr. Ercan reviewed the students that placed nationwide and in the state.
- Henderson City Manager Richard Derrick recognized CASLV for making the U.S. News and World Report's Best High Schools rankings. CASLV is the only Henderson High School in Nevada's top 10 ranking.
- The Nevada SPCSA also recognized CASLV for making the U.S. News and World Report's Best High Schools rankings.
- Senator Rosen recognized our debate team's hard work and congratulated them on representing our great state at the national finals.

## PLEASE POST

- Mr. Ercan also reviewed images from CASLV Tamarus campus kindergarten graduations, Centennial Hills and Eastgate campus' 5<sup>th</sup> graders promotion ceremonies as well as the annual senior walk with graduating class of 2019.
- Mr. Ercan reviewed a list of colleges that the class of 2019 will attend, 91 graduates. Lastly, the board reviewed the 2018-19 End of Year Six Campus Newsletter.

**G. Privileged & Confidential Attorney/Client Conference** with CASLV Legal Counsel pursuant to NRS 241.015(3)(b)(2) (Information, Deliberation). Note: per the Open Meeting Law ("OML"), this constitutes a non-public meeting that is statutorily exempt from OML.

The Attorney/Client Conference took place from 2:02 p.m. to 2:20 p.m.

**H. Potential Action(s), if any, re. the legal matters heard during the Closed Session** (Item G). (**For Possible Action**) Note: this may consist, for example, of a decision to submit a written demand on a potential litigant (e.g., a cease-and-desist letter), to authorize litigation, to conduct further legal research, to propose a settlement, or to tender a matter to insurance.

Ms. Diggins said as a result of the attorney/client conference, she would like to make a motion for the Board and parents to receive communications from Administration regarding the upcoming Henderson City Council meeting on August 6<sup>th</sup> at 6 p.m. (to consider our conditional use permit for the Eastgate campus). The communications should encourage people to attend that meeting in mass, and show their support for the school, seconded by Ms. Hayman.

**ACTION:** Motion unanimously carried.

### **I. Open Meeting Law Compliance**

#### **1. Findings of Fact and Conclusions of Law from the Office of the Attorney General ("OAG"), attached to an OAG Letter to Mr. Ron Tetirick dated April 9, 2019 (Information, Deliberations, For Possible Action).**

Mr. Gardberg discussed with the Board that occasionally, we have discussed an individual, who has been filing open meeting law complaints against different charter schools. He submitted a total of 76 complaints against 29 charter schools over 6 months, for 16 types of breaches. The Attorney General batched them all together and notified each school that there was enough evidence to suggest technical violations occurred. The representative from the Attorney General's office agreed with Mr. Gardberg that these violations are "de minimis" in nature and caused absolutely no prejudice or harm to the community or any particular individuals (including the claimant himself).

Against CASLV, there were three alleged violations: 1. We did not send the notice to Mr. Tetirick by 9 a.m. three days prior to the meeting. 2. We did not have the word "For" when we said "For Possible Action". 3. We did not have clear and complete descriptions of our agenda items, particularly in our Agenda items following closed, confidential sessions with counsel.

Mr. Gardberg spoke with the Deputy Attorney General about these, including CASLV's strong objections to some of the allegations and claims, all of which were included in written communications to that office. However, given the extraordinary taxpayer waste entailed in formally contesting the charges, leading to a formal investigation, official decision, potential court appeal, and so forth, Mr. Gardberg recommended

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taking the Attorney General's offer to include this on a CASLV agenda at a public meeting (i.e., this current meeting), and then have a follow-up training session with our board president and staff within the next six months. Mr. Ercan agreed with that approach: the educated decision is that this is not worth more of the school's time or money to fight this.

Mr. Gardberg sent a letter stating that CASLV was agreeing to plead *nolo contendere* (i.e., no contest). Mr. Gardberg noted if the Board would like him to reopen this he can, but it is his strong recommendation that this is the correct and proper resolution.

**NO ACTION:** Information only.

### **2. Training Session for Staff and Board President. (Information, Deliberation, For Possible Action).**

Our board president and staff will attend the training session.

Mr. Zhang made a motion to go with counsel's and the staff's recommendation on this matter, and for the training session for staff and our board president to be scheduled, seconded by Mr. Tandogan.

**ACTION:** Motion unanimously carried.

### **J. Public Comments (Information)**

*[Please see the Agenda for the procedures and rules regarding Public Comments.]*

There were no public comments made at this time.

### **K. Adjournment (Action)**

Ms. Hayman made a motion to adjourn, seconded by Mr. Zhang.

**ACTION:** Motion unanimously carried.

The meeting was adjourned at 2:29 p.m.