



# Mountain View Whisman School District

## Board of Trustees - Special Meeting Minutes

August 5, 2023  
9:00 AM

(Live streaming available at [www.mvwsd.org](http://www.mvwsd.org))

---

***As a courtesy to others, please turn off your cell phone upon entering.***

Under Approval of Agenda, item order may be changed. All times are approximate.

### **I. CALL TO ORDER (9:00 a.m.)**

The meeting was called to order at 9:10 a.m.

#### **A. Pledge**

Trustees President Laura Berman led the Pledge of Allegiance.

#### **B. Roll Call**

Present: Berman, Blakely, Chiang, Conley, Lambert

Absent: None

#### **C. Approval of Agenda**

A motion was made by Laura Blakely and seconded by William Lambert to approve the agenda as presented.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

### **II. REVIEW AND DISCUSSION**

#### **A. Board Retreat-Philosophy and Pragmatism, Governance, and the Brown Act**

With the facilitation of Jonathan Pearl of Dannis Woliver Kelley, the Trustees reviewed/discussed Boardsmanship, Board Bylaws, and the Brown Act.

### **III. OPPORTUNITY FOR MEMBERS OF THE PUBLIC TO ADDRESS THE BOARD CONCERNING ITEMS ON THE CLOSED SESSION AGENDA**

No member of the public wished to address the Board concerning items on the Closed Session.

### **IV. CLOSED SESSION**

#### **A. Litigation**

1. Conference with Legal Counsel – Existing Litigation (Government Code § 54956.9(d)(1), one case - Student v. Mountain View Whisman School District, Office of Administrative Hearings Case No. 2023050207 (student name withheld to protect confidentiality).)
2. Conference with Legal Counsel - Anticipated Litigation (Government Code § 54956.9(d)(2)) - one case: Claim related to special education program/services (student name withheld to protect confidentiality)
3. Conference with Legal Counsel – Existing Litigation (Government Code § 54956.9(d)(1), one case - Student v. Mountain View Whisman School District, Office of Administrative Hearings Case No. 2023050532 (student name withheld to protect confidentiality).)

B. Public Employee Performance Evaluation

1. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code, § 54957, subd. (b)(1)) Title: Superintendent

**V. RECONVENE OPEN SESSION**

A motion was made by Devon Conley and seconded by Laura Blakely to extended the meeting to 2:15 p.m.

Ayes: Berman, Blakely, Chiang, Conley, Lambert

The meeting was reconvened to Open Session at 1:53 p.m.

B. Closed Session Report

Trustee President Laura Berman reported the following:

Item number:

A.1 A majority of the board voted to approve a compromise agreement in Office of Administrative Hearings case number 2023050207 to resolve claims raised against the District in exchange for funding of \$70,000 for Student's past private educational expenses and Parents' attorneys' fees incurred in this matter. AYES: Laura Blakely, Laura Berman, Devon Conley, Christopher Chiang, William Lambert NOES: 0

A.2 A majority of the board voted to approve a compromise agreement with parents of a former student who asserted special education related claims against the District. The board approved reimbursement of \$24,000 for certain private related services and attorneys' fees, in exchange for releases and waivers of legal claims against the District. AYES: Laura Blakely, Laura Berman, Devon Conley, Christopher Chiang, William Lambert NOES: 0

A.3 A majority of the board voted to approve a compromise agreement in Office of Administrative Hearings case number 2023050532 to resolve claims raised against the District in exchange for funding of \$36,000 for private educational services, private assessment, and Parents' attorneys' fees incurred in this matter. AYES: Laura

B.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Gov. Code, § 54957, subd. (b)(1)) Title: Superintendent - No action was taken

## **VI. REVIEW AND DISCUSSION (continued)**

### **A. Review of Board Goals**

The Board of Trustees did a review of the Board's Goals.

## **VII. FUTURE BOARD MEETING DATES**

### **A. Future Board Meeting Dates**

August 17, 2023

September 7, 2023

September 21, 2023

## **VIII. ADJOURNMENT (2:00 p.m.)**

The meeting was adjourned at 2:15 p.m.

---

### **NOTICES FOR AUDIENCE MEMBERS**

**1. RECORDING OF MEETINGS:**

The open session will be video recorded and live streamed on the District's website ([www.mwwsd.org](http://www.mwwsd.org)).

**2. CELL PHONES:**

As a courtesy to others, please turn off your cell phone upon entering.

**3. FRAGRANCE SENSITIVITY:**

Persons attending Board meetings are requested to refrain from using perfumes, colognes or any other products that might produce a scent or chemical emission.

**4. SPECIAL ASSISTANCE FOR ENGLISH TRANSLATION/INTERPRETATION:**

The Mountain View Whisman School District is dedicated to providing access and communication for all those who desire to attend Board meetings. Anyone planning to attend a Board meeting who requires special assistance or English translation or interpretation is asked to call the Superintendent's Office at (650) 526-3552 at least 48 hours in advance of the time and date of the meeting.

El Distrito Escolar de Mountain View Whisman esta dedicado a proveer acceso y comunicacion a todas las personas que deseen asistir a las reuniones de la Junta. Se pide que aquellas personas que planean asistir a esta reunion y requieren de asistencia especial llamen a la Oficina del Superintendente al (650) 526-3552 con por lo menos 48 horas de anticipacion del horario y fecha de esta reunion, para asi poder coordinar los arreglos especiales.

5. **DOCUMENT AVAILABILITY:**

Documents provided to a majority of the Governing Board regarding an open session item on this agenda will be made available for public inspection in the District Office, located at 1400 Montecito Avenue during normal business hours.

Los documentos que se les proveen a la mayoría de los miembros de la Mesa Directiva sobre los temas en la sesión abierta de este orden del día estarán disponibles para la inspección pública en la Oficina del Distrito, localizada en el 1400 Montecito Avenue durante las horas de oficinas regulares.