

2017-18
July 2016

July 2017 Board Agenda

AGENDA

A Special Meeting of the Marin County Board of Education will be held on Monday, July 24, 2017 at the Marin County Office of Education, 1111 Las Gallinas Avenue, San Rafael, CA (415-499-5801), beginning at 4:00 p.m. in the Board Room.

OPEN SESSION

- 1. **Call To Order** **Mr. Hellman**
- 2. **Roll Call** **Ms. Burke**
- 3. **Approval and Adoption of the Agenda** **Mr. Hellman**
July 24, 2017 Agenda. *
- 4. **The Superintendent will introduce guests in attendance at the meeting.** **Ms. Burke**
- 5. **Identification of persons wishing to address the Board on items on the agenda** **Mr. Hellman**
This is an opportunity for the public to direct questions or comments related to school business to the Superintendent/Governing Board concerning matters on the agenda.

CLOSED SESSION

- 6. **Persons wishing to address the Board on items listed on the Closed Session Agenda may do so at this time.** **Mr. Hellman**
Closed Session Agenda. *

SPECIAL ACTION ITEM CLOSED SESSION

- 7. **Expulsion Appeal** **Mr. Hellman**
A Closed Session will be held in compliance with Education Code 48920 et seq. to hear an appeal of expulsion of a student.

OPEN SESSION

- 8. **Closed Session Announcement in Open Session** **Mr. Hellman**
An announcement will be made in open session of any decision made by the Board in Closed Session.
- 9. **Adjournment** **Mr. Hellman**

The Marin County Office of Education adheres to the Americans With Disabilities Act. Should you require special accommodations, or more information about accessibility, please contact Terena Mares at 415-499-5801. All efforts will be made for reasonable accommodations.

Additional materials available at the Superintendent's Office between 8:00 a.m. and 4:00 p.m. and at www.marinschools.org under Board of Education.

Except for agenda items for which a specific time may be denoted the Board reserves the right to adjust the order of any item on this agenda.

ADOPTED MINUTES

MARIN COUNTY BOARD OF EDUCATION
SPECIAL MEETING
July 24, 2017

1. The special meeting of the Marin County Board of Education was held on Monday, July 24, 2017 at the Marin County Office of Education, 1111 Las Gallinas Avenue, San Rafael, CA, 94903.

Call to Order

2. Vice President Hellman called the meeting to order at 4:00 p.m.

Roll Call

3. Members present: Goldman, Hellman, Nemzer, Robinson, Warren, Wilson

Members absent: Garbarino

Present in Open Session and Closed Session: Mary Jane Burke, Marin County Superintendent of Schools and Raquel Rose, Assistant Superintendent

Staff member present in Open Session: Bobo

Approval and Adoption of Agenda

4. M/s/c Wilson-Robinson, the matter passed 6-0 to approve and adopt the agenda as presented.

Guests

5. Vice President Hellman welcomed all guests in attendance.

A list of guests is attached to and made a part of the original minutes of this meeting.

Public Questions/
Comments

6. Vice President Hellman asked if there was anyone wishing to address the Board on items listed on the agenda.

Guest Roberta Wain Becker, Founder and General Director of the Golden Gate Opera presented information (not on the agenda) about educational programs the opera is offering local schools and shared materials about their programs.

Closed Session

7. The Board met in Closed Session to hear an expulsion appeal of a student from the Novato Unified School District.

Closed Session
Announcement

8. M/s/c Goldman-Robinson; the Marin County Board of Education by a majority vote of 6-0 found there was relevant and material evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the governing board. Based on the findings outlined in the attached Statement of Decision No. 2017-01, the Marin County Board of Education remanded the decision of the governing board of the Novato Unified School District to conduct a full evidentiary hearing. The Statement of Decision No. 2017-01 is attached to and made a part of the original minutes of this meeting.

The motion passed on the following roll call vote:

AYES: Goldman, Hellman, Nemzer, Robinson, Warren
NOES: None
ABSENT: Garbarino

Adjournment

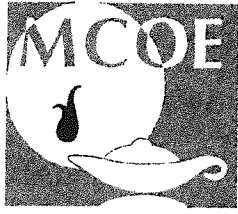
9. M/s/c Robinson-Nemzer; the matter passed 6-0 to adjourn the meeting.

Vice President Hellman adjourned the meeting at 4:47 p.m.

Respectfully submitted,



MARY JANE BURKE, Secretary



MARIN COUNTY
OFFICE OF EDUCATION

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BEFORE THE
MARIN COUNTY BOARD OF EDUCATION
STATEMENT OF DECISION #2017-01

In Re:)
)
The Novato Unified School District)
)
Respondent, and the)
)
Expulsion Appeal of A.B.)
)
Appellant.)

WHEREAS, the Marin County Board of Education met in closed session on July 24, 2017 to consider the expulsion appeal filed on behalf of A.B.; and

WHEREAS, the parties and their representatives were present; and

WHEREAS, the representatives argued and submitted the matter; and

WHEREAS, the Board deliberated in closed session and made the following findings:

Relevant and Material Evidence

1. There was relevant and material evidence which, in the exercise of reasonable diligence, could not have been produced or which was improperly excluded at the hearing before the governing board.
2. Mr. and Mrs. S. did not understand the Stipulation and Request for Waiver of Expulsion Hearing with Recommendation for Expulsion agreement they signed, thus the agreement was not an enforceable waiver of the right to an evidentiary hearing.

NOW, THEREFORE, BE IT RESOLVED

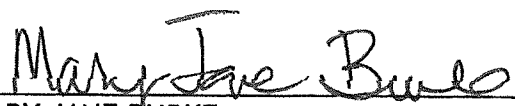
1. Based on the findings set for above the Marin County Board of Education remands the decision of the governing board of the Novato Unified School District to conduct a full evidentiary hearing.
2. The Secretary of the Board shall serve appropriate notice of this decision on both parties, in conformance with Education Code section 48924.

The vote on this resolution was as follows:

<u>Member</u>	<u>Yes</u>	<u>No</u>	<u>Absent</u>
Patricia D. Garbarino			X
Robert M. Goldman	X		
David M. Hellman	X		
Marilyn L. Nemzer	X		
Curtis F. Robinson	X		
Patricia A. Warren	X		
Clairette C. Wilson	X		

Date: July 24, 2017

ATTEST:



MARY JANE BURKE,
Marin County Superintendent of Schools and
Secretary to the Marin County
Board of Education



Date