Board Policy Manual Azusa Unified School District

Exhibit 9321-E(1): Closed Session

Original Adopted Date: Pending

Status: DRAFT

Exhibit Closed Session **Descriptor Code: 9321(1)**

BOARD MEETING AGENDA DESCRIPTIONS FOR CLOSED SESSION ITEMS

<u>The Governing Board meeting agenda shall include the following description of a closed</u> <u>session item, as applicable:</u>

Personnel Matters

<u>PUBLIC EMPLOYEE APPOINTMENT</u> <u>Government Code 54957</u> <u>Title:</u> (Specify position to be filled)

<u>PUBLIC EMPLOYMENT</u> <u>Government Code 54957</u> <u>Title:</u> (Specify position to be filled)

<u>PUBLIC EMPLOYEE PERFORMANCE EVALUATION</u> <u>Government Code 54957</u> <u>Title:</u> (Specify position of employee being evaluated)

<u>PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE</u> <u>Government Code 54957</u> (*No additional information is required. An employee's dismissal or nonrenewal shall not* <u>be reported until the employee has first exhausted any right to a hearing or other</u> <u>administrative remedy.)</u>

SPECIFIC COMPLAINT OR CHARGE AGAINST EMPLOYEE Government Code 54957 (*No additional information is required.*)

EMPLOYEE APPLICATION FOR EARLY WITHDRAWAL OF FUNDS IN DEFERRED COMPENSATION PLAN Government Code 54957.10 (No additional information is required.)

Negotiations/Collective Bargaining

<u>CONFERENCE WITH LABOR NEGOTIATORS</u> <u>Government Code 54957.6</u>

District-designated representatives:

(Specify names of representatives attending the closed session. If circumstances necessitate the absence of a specified designated representative, an agent or designee may participate in place of the absent representative as long as the name of the agent or designee is announced at an open session held prior to the closed session.)

Employee organization:

(Specify name of employee organization with which negotiations are being held.)

<u>or</u>

Unrepresented employee:

(Specify position of unrepresented employee who is the subject of the negotiations.)

Matters Related to Students

STUDENT SUSPENSION/OTHER DISCIPLINARY ACTION Education Code 35146 Student identification number:

(It is recommended that the student's name not be listed. The district may use other means to identify the student for record-keeping purposes.)

STUDENT EXPULSION Education Code 48912 Student identification number:

(It is recommended that the student's name not be listed. The district may use other means to identify the student for record-keeping purposes.)

STUDENT GRADE CHANGE APPEAL Education Code 49070 Student identification number:

(It is recommended that the student's name not be listed. The district may use other means to identify the student for record-keeping purposes.)

CONFIDENTIAL STUDENT MATTER

Action under consideration:

(If the Board is considering a confidential student matter other than those listed above, specify type of action.)

Student identification number:

(It is recommended that the student's name not be listed. The district may use other means to identify the student for record-keeping purposes.)

Security Matters

<u>THREAT TO PUBLIC SERVICES OR FACILITIES</u> <u>Government Code 54957</u> <u>Consultation with:</u> (Specify name of law enforcement agency and title of officer, or national sector of the sector of

(Specify name of law enforcement agency and title of officer, or name of applicable agency representative and title, with whom the Board will consult.)

DEVELOPMENT/APPROVAL OF TACTICAL RESPONSE PLAN

Education Code 32281 Consultation with:

(Specify name of law enforcement agency and title of officer, or name of applicable agency representative and title, with whom the Board will consult.)

Real Property Negotiations

<u>CONFERENCE WITH REAL PROPERTY NEGOTIATORS</u> <u>Government Code 54956.8</u>

Property:

(Specify street address or, if no street address, the parcel number or other unique referenceof the real property under negotiation.)

District negotiator:

(Specify names of negotiators attending the closed session. If circumstances necessitate the absence of a specified negotiator, an agent or designee may participate in place of the absent negotiator as long as the name of the agent or designee is announced at an open session held prior to the closed session.)

<u>Negotiating parties:</u> (Specify name of party, not agent.) **Under negotiation:**

(Specify whether instruction to negotiator will concern price, terms of payment, or both.)

Pending Litigation

<u>CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION</u> <u>Government Code 54956.9(d)(1)</u>

<u>Name of case: _____</u> (Specify by reference to claimant's name, names of parties, or case or claim numbers.)

<u>or</u>

<u>Case name unspecified, as identification of the case would jeopardize service of process or existing settlement negotiations.</u>

<u>CONFERENCE WITH LEGAL COUNSEL—ANTICIPATED LITIGATION</u> <u>Government Code 54956.9(d)(2) or (3)</u>

Significant exposure to litigation pursuant to Government Code 54956.9(d)(2) or (3). Number of potential cases:

<u>Or</u>

Initiation of litigation pursuant to Government Code 54956.9(d)(4). Number of potential cases:

If applicable, facts and circumstances:

(The district may be required to provide additional information on the agenda or in an oral statement prior to the closed session pursuant to Government Code 54956.9(e)(2)-(5). These include facts and circumstances, such as an accident, disaster, incident, or transactional occurrence that might result in litigation against the district and that are known to potential plaintiff(s).)

Joint Powers Authority Issues

LIABILITY CLAIMS FOR INSURANCE-RELATED JOINT POWERS AGENCY Government Code 54956.95

Name of claimant(s):

(Specify name, except pursuant to Government Code 54961 when the claimant is a victim or alleged victim of tortious sexual conduct or child abuse unless the identity of the person has been publicly disclosed.)

Name of agency against which the claim is made:

CONFERENCE INVOLVING INFORMATION FROM A JOINT POWERS AGENCY WITHDIRECT FINANCIAL OR LIABILITY IMPLICATIONS FOR DISTRICT Government Code 54956.96

Name of JPA:

Discussion will concern:

(Specify closed session description used by the JPA.)

Name of district representative on JPA board:

<u>Names of agencies or titles of representatives attending the closed session as consultants or</u> <u>other representatives, if applicable:</u>

Review of Audit from State Auditor's Office

<u>AUDIT BY CALIFORNIA STATE AUDITOR'S OFFICE</u> <u>Government Code 54956.75</u> (*No additional information is required.*)

Review of Assessment Instruments

REVIEW OF STUDENT ASSESSMENT INSTRUMENT

Education Code 60617 The Board is reviewing the contents of an assessment instrument approved or adopted for the statewide testing program. Education Code 60617 authorizes a closed session for this purpose in order to maintain the confidentiality of the assessment under review. Policy Reference Disclaimer: These references are not intended to be part of the policy itself, nor do they indicate the basis or authority for the board to enact this policy. Instead, they are provided as additional resources for those interested in the subject matter of the policy.

State References	Description
Ed. Code 35145	Public meetings
Ed. Code 35146	Closed sessions regarding suspensions
Ed. Code 44929.21	Notice of reelection decision; districts with 250 ADA or more
Ed. Code 48912	Governing board suspension
Ed. Code 48918	Rules governing expulsion procedures
Ed. Code 49070	Challenging content of records
Ed. Code 60617	Meetings of governing board
Gov. Code 3540-3549.3	Educational Employment Relations Act
Gov. Code 54950	Brown Act - Meetings - https://simbli.eboardsolutions.com/SU/72HY9fm7MiN0RplusBKJaYigA==
Gov. Code 54950-54963	The Ralph M. Brown Act
Gov. Code 6252-6270	California Public Records Act

Description

Management Resources References

References	
Attorney General Opinion	57 Ops. Cal. Atty. Gen. 209 (1974)
Attorney General Opinion	59 Ops.Cal.Atty.Gen. 532 (1976)
Attorney General Opinion	78 Ops.Cal.Atty.Gen. 218 (1995)
Attorney General Opinion	86 Ops.Cal.Atty.Gen. 210 (2003)
Attorney General Opinion	94 Ops.Cal.Atty.Gen. 82 (2011)
Attorney General Publication	The Brown Act: Open Meetings for Legislative Bodies, rev. 2003
Court Decision	Bell v. Vista Unified School District, (2001) 82 Cal.App. 4th 672
Court Decision	Fischer v. Los Angeles Unified School District, (1999) 70 Cal.App. 4th 87
Court Decision	Furtado v. Sierra Community College District (1998) 68 Cal.App. 4th 876
Court Decision	Morrison v. Housing Authority of the City of Los Angeles Board of Commissioners, (2003) 107 Cal.App.4th 860
Court Decision	Roberts v. City of Palmdale, (1993) 5 Cal.App. 4th 363
Court Decision	Sacramento Newspaper Guild v. Sacramento County Board of Supervisors, (1968) 263 Cal.App. 2d 41
Court Decision	San Diego Union v. City Council, (1983) 146 Cal.App.3d 947
CSBA Publication	The Brown Act: School Boards and Open Meeting Laws, rev. 2014
League of California Cities Publication	Open and Public IV: A Guide to the Ralph M. Brown Act, rev. July 2010
Website	League of California Cities - <a href="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug==" https:="" simbli.eboardsolutions.com="" su="" tuf8jslshheiqslshkjphe2qetug='="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslshKJpHe2qEtug=="https://simbli.eboardsolutions.com/SU/TUf8jslshHeiQslsh</td'>
Website	California Attorney General's Office - https://simbli.eboardsolutions.com/SU/5qNslsh5DoKuytasYcv9khGiA==

Website

CSBA -

https://simbli.eboardsolutions.com/SU/W3QxkK2FPsDsQBnMIENxGg==

Cross References	Description
0450	Comprehensive Safety Plan - https://simbli.eboardsolutions.com/SU/XVeModcEEplusmIKmIViNyG8g==
0450	Comprehensive Safety Plan - https://simbli.eboardsolutions.com/SU/vQZUWC8qslshfqZpV1MmtaRBg==
1160	Political Processes - https://simbli.eboardsolutions.com/SU/S8rslshxpyRIhAt6o9sKKuY8A==
1220	Citizen Advisory Committees - https://simbli.eboardsolutions.com/SU/7obBkz3eDZdX6UuwdxRCNQ==
1220	Citizen Advisory Committees - https://simbli.eboardsolutions.com/SU/tHSbWzMDkTpvVHIIUAI5KQ==
1312.1	Complaints Concerning District Employees - https://simbli.eboardsolutions.com/SU/UeCd2AJIxfBU7E37o1kmUg==
1312.1	Complaints Concerning District Employees - https://simbli.eboardsolutions.com/SU/3x1plusj0z5ZLMqRsshsEIT6Q==
1312.1-E(1)	Complaints Concerning District Employees - https://simbli.eboardsolutions.com/SU/eAIz50x7oMx0vq3x9PjTplusg==
1312.3	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/CfApluscpxRIZplusOj2ImuhfqbA==
1312.3	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/NaAoUplustL0gdMDg4YyrqkSQ==
1312.3-E(1)	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/CGtJ1bS0fJ2qqnQzzY5qbQ==
1312.3-E(2)	Uniform Complaint Procedures - https://simbli.eboardsolutions.com/SU/hYsgaF9LHjeplus4tINfVHZyg==
1340	Access To District Records - https://simbli.eboardsolutions.com/SU/Yd0OhypY8zIqBWetfqeDyQ==
1340	Access To District Records - https://simbli.eboardsolutions.com/SU/3WHcNUN51FhE5p4Qq0Swzw==_
2120	Superintendent Recruitment And Selection - https://simbli.eboardsolutions.com/SU/UNQfGbmvK1ozHpvKBT6gSA==
2121	Superintendent's Contract - https://simbli.eboardsolutions.com/SU/3jnAT52i7xoxtslshnloobqpg==
2140	Evaluation Of The Superintendent - https://simbli.eboardsolutions.com/SU/AH2islshKsKrhxNIIoBTg4sbA==
3320	Claims And Actions Against The District - https://simbli.eboardsolutions.com/SU/uCWiR11RDy6p03LxKpKPCw==
3320	Claims And Actions Against The District - https://simbli.eboardsolutions.com/SU/Qrp22NVkslshfb8KJT8vxFvVg==
3515	Campus Security - https://simbli.eboardsolutions.com/SU/hqFPjAhd9goSoQpbplus4kjiQ==
3515	Campus Security - https://simbli.eboardsolutions.com/SU/TNTSaLuS8Nthk6qXGvHC9g==

3516	Emergencies And Disaster Preparedness Plan - https://simbli.eboardsolutions.com/SU/dOrqkL6zGeHD5I2pKwHzwA==
3516	Emergencies And Disaster Preparedness Plan - https://simbli.eboardsolutions.com/SU/MA2DL2Mnc9xXhOn6dxxRIA==
3530	Risk Management/Insurance - https://simbli.eboardsolutions.com/SU/AwD0gWC1fp3vplus35CcotDig==
3530	Risk Management/Insurance - https://simbli.eboardsolutions.com/SU/usslshWhTtZbMepJAoA7BVd6g==
4030	Nondiscrimination In Employment - https://simbli.eboardsolutions.com/SU/japluspF1fDZLwk4z1txs8TVw==
4030	Nondiscrimination In Employment - https://simbli.eboardsolutions.com/SU/1hR1nwwQdqhZCpluskI91M7LA==
4112.6	Personnel Files - https://simbli.eboardsolutions.com/SU/ZbKyC91DY3CsgslshTWWChauQ==
4112.9-E(1)	Employee Notifications - https://simbli.eboardsolutions.com/SU/slshXEwBJdPhVomnqSslshGXCamQ==
4115	Evaluation/Supervision - https://simbli.eboardsolutions.com/SU/IBUu6PplusjcPtV6fM6zWY0Ng==
4115	Evaluation/Supervision - https://simbli.eboardsolutions.com/SU/Je8VtlXpJIF0adUGq6nTKw==
4118	Dismissal/Suspension/Disciplinary Action - https://simbli.eboardsolutions.com/SU/rOKplusxHxHkrEBT6aplusTWhislshQ==
4140	Bargaining Units - https://simbli.eboardsolutions.com/SU/Me9RciM9hArmlwaa2ObDsQ==
4144	Complaints - https://simbli.eboardsolutions.com/SU/KyKD8LDxrB2PwRRY0z7CWA==
4212.6	Personnel Files - https://simbli.eboardsolutions.com/SU/6Sms9Cslshckj3AxFvjjlVLwg==
4212.9	Employee Notifications - <u>https://simbli.eboardsolutions.com/SU/0ZJclXM1TTrTf105E1AArg==</u>
4215	Evaluation/Supervision - https://simbli.eboardsolutions.com/SU/SmPx6fVdmXLplusZ5guHYvd3g==
4218	Dismissal/Suspension/Disciplinary Action - https://simbli.eboardsolutions.com/SU/WSdW3plusnjP9wlvJpaJpgnSA==
4240	Bargaining Units - https://simbli.eboardsolutions.com/SU/Q7v5ZHk0L1RKpslbbtMO3w==_
4244	Complaints - https://simbli.eboardsolutions.com/SU/AG8XgRWjeslshpslshdhFTO2smwQ==
4312.1	Contracts - https://simbli.eboardsolutions.com/SU/ShpXI3Yv7zBIJsplusQVkAdpg==
4312.6	Personnel Files - https://simbli.eboardsolutions.com/SU/c66XSPEsGJAEqplus435ncEpw==
4312.9	Employee Notifications - https://simbli.eboardsolutions.com/SU/a1UsQLi9B3PWiEPE2MJvAQ==
4315	Evaluation/Supervision - https://simbli.eboardsolutions.com/SU/vhVGplusECQumJfKslshW3darlwg==

4340	Bargaining Units - https://simbli.eboardsolutions.com/SU/tg00qOmHqwH523KetmcluA==
4344	Complaints - https://simbli.eboardsolutions.com/SU/qGrsXimwkCHTw02tO8UC4Q==
5117	Interdistrict Attendance - https://simbli.eboardsolutions.com/SU/404ggTkfcRWALKOslshslshkwxtg==
5117	Interdistrict Attendance - https://simbli.eboardsolutions.com/SU/3qJXyPPeZYc0NslshwplusOMDEIA==
5119	Students Expelled From Other Districts - https://simbli.eboardsolutions.com/SU/Fplus6BZahX927RI4tJKpL8hQ==
5125	Student Records - https://simbli.eboardsolutions.com/SU/tWHWUiPwslshr1YYPUplusvwMslshmQ==
5125	Student Records - https://simbli.eboardsolutions.com/SU/Arf4IGHplusjQnGslsh3Sd1slshP0Hw==
5125.3	Challenging Student Records - https://simbli.eboardsolutions.com/SU/ERUTsIsh4dXbbsPkTv6T4WK6A==
5144	Discipline - https://simbli.eboardsolutions.com/SU/VKfDusQz4wO4ztggq0xR0Q==
5144	Discipline - https://simbli.eboardsolutions.com/SU/h8js9swo8roKNec7W9PBIQ==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/2KWiSVzOJQsLVudCPe2bpg==
5144.1	Suspension And Expulsion/Due Process - https://simbli.eboardsolutions.com/SU/1wRsP0evdfTslshv6FLdTXneA==
5144.2	Suspension And Expulsion/Due Process (Students With Disabilities) - https://simbli.eboardsolutions.com/SU/IsIshWEps64d5tGtqQbrI8gaQ==
6162.5	Student Assessment - https://simbli.eboardsolutions.com/SU/O1pOcHMRQnwXK2yNAfbMyg==
6162.51	State Academic Achievement Tests - https://simbli.eboardsolutions.com/SU/NUVRB6a69j7omFVQPA0iVw==
6162.51	State Academic Achievement Tests - https://simbli.eboardsolutions.com/SU/DvplusGs1o9QPJTzyqtV9Jopw==
9011	Disclosure Of Confidential/Privileged Information - https://simbli.eboardsolutions.com/SU/RXe8Xj7wrVHXZFRVqhX3OA==
9121	President - <u>https://simbli.eboardsolutions.com/SU/VFkklttzfg8m9yajislshjpog==</u>
9124	Attorney - https://simbli.eboardsolutions.com/SU/slshOCqMiqEcC60jEt4dQfrsA==
9130	Board Committees - https://simbli.eboardsolutions.com/SU/hgCK0A6mIyM1J1OIWJHEnA==
9150	Student Board Members - https://simbli.eboardsolutions.com/SU/LrYqdslsh0yxq9mFPVJe4VosQ==
9270-E(1)	Conflict Of Interest - https://simbli.eboardsolutions.com/SU/YARn4x3ogplqErh63MXQNg==
9270	Conflict Of Interest - https://simbli.eboardsolutions.com/SU/E4fcgnfSOiHslshULRaL0A3fA==
9320	Meetings And Notices - https://simbli.eboardsolutions.com/SU/OxDNy6bT6iJslshUjLW43u4bg==

9322	Agenda/Meeting Materials - https://simbli.eboardsolutions.com/SU/HMeZuSH7vnURgKSyn06rcA==
9323	Meeting Conduct - https://simbli.eboardsolutions.com/SU/XO5XSujJK74GwuOSsfILDg==