

CSBA's 2022 Legal Symposium for Experienced Board Members Agenda

November 30, 2022

7:00 a.m. – 8:30 a.m.	Registration/Check-In
8:30 a.m. – 8:45 a.m. (.25 hr. MCLE)	Welcoming Remarks - Robert Jacobsen, CCSA President and General Counsel, Norwalk-La Mirada Unified School District
8:45 a.m. – 9:45 a.m. (1 hr. MCLE)	<p>Board Meetings and Governance - the New “Normal” - While pre-pandemic board meetings for many boards had been relatively quiet with a focus on school business and education, that all changed with COVID-19 and board members have been facing challenges from a governance standpoint they previously only experienced on occasion or never. Now that school board meetings have been identified as a platform to drive positions on social issues, will the pandemic era board meeting reality be the new “normal” moving forward? During this interactive session, the panel of experienced education attorneys, including two who have served on the Board of Trustees of their local school districts for multiple years, will explore the governance and legal challenges, responsibilities, and realities board members have experienced and will continue to likely face during board meetings and as policy makers.</p> <p>Presenters: Greg Dannis, Shareholder, Dannis Woliver Kelley; William Tunick, Shareholder, Dannis Woliver Kelley; Bill Schuetz, CCSA Immediate Past-President and Shareholder, Dannis Woliver Kelley</p>
10:00 a.m. – 11:30 a.m. (1.50 hrs. MCLE)	<p>California Voting Rights Act and By-Trustee Area Elections - Approximately a quarter of school districts in the state have moved to by-trustee area elections. Plaintiffs’ counsel continue to send out demands to public agencies to make the transition to by-trustee area elections under the California Voting Rights Act, and the number of school districts making this transition continues to grow, both in response to such demands and voluntarily in order to avoid these demands. This presentation will provide an overview of the CVRA and by-trustee area elections, legal and other issues that have arisen both before and after the transition being made, how sequencing of the elections operates, and best practices for districts considering or having already made the transition. We will also review recent case law and trends under the CVRA.</p> <p>Presenter: Harold Freiman, Partner, Lozano Smith</p>
11:30 a.m. – 12:30 p.m.	Lunch
12:30 p.m. – 1:30 p.m. (1 hr. MCLE)	<p>Tips for Providing Quality Educational Services to Students with Disabilities and the Costly Ramifications and Liabilities Faced by LEA’s for Failing to Do So - This session will focus on what a “Quality Education” means from a practical/legal perspective and will use case law, data and practical examples to give insight into protecting the rights of students with disabilities, while also helping districts minimize exposure to the increasing tide of disability litigation.</p> <p>Presenters: Marlon Wadlington, Partner, Atkinson, Andelson, Loya, Ruud & Romo; Jack Clarke, Jr., Partner, Atkinson, Andelson, Loya, Ruud & Romo; Kristin Myers, Partner, Atkinson, Andelson, Loya, Ruud & Romo</p>
1:40 p.m. – 2:40 p.m. (1hr. MCLE)	<p>The Role of the Board in Labor Negotiations - This presentation will focus on best practices for experienced Board members during negotiations. The training will provide an overview of the EERA as it relates to bargaining. The session will also discuss recommendations on giving your chief negotiator guidance, setting parameters for proposals, and getting the necessary information from administrators that the board needs in order to grant authority to the district’s negotiators. We will also discuss the Board’s role in the process from sunshining to impasse, unilateral implementation, avoiding unfair labor practice complaints, and everything that comes in between. Our panel has experience in big and small districts and will offer dos and don’ts to support a productive negotiation process.</p> <p>Presenters: Amy Brandt, Associate, Liebert Cassidy Whitmore; Yesenia Carrillo, Associate, Liebert, Cassidy, Whitmore; Jenine Lindsey, Executive Director of Labor Relations & ADR, Oakland Unified School District</p>
2:50 p.m. – 3:50 p.m. (1 hr. MCLE)	<p>Developing Effective Superintendent Contracts and Evaluation Procedures - Board members have all heard, and likely experienced, the impacts of the labor shortage. The impacts of this shortage can be felt even in the districts’ highest-level position where there have been increased vacancies and where leadership is more important than ever as districts recover from school closures, impacts of the pandemic and the general business of ensuring a high-quality education for students. This presentation will focus on current trends in superintendent contracts and how boards can help attract and retain high quality leaders through the use of the contracting process, including alternate compensation models, and effective evaluation procedures.</p> <p>Presenters: Chelsea Olson Murphy, Partner, Lozano Smith; Michael E. Smith, Partner, Lozano Smith; Roman J. Muñoz, Partner, Lozano Smith</p>

(5.75 hrs. MCLE)