

Uplift Education Board Meeting
 Tuesday, November 19, 2019 at 8:00 a.m.
 Location: Uplift Education Central Management Office – Stanford Conference Room, 5th Floor
 1825 Market Center Blvd., Dallas, TX, 75207

Called to Order: 8:16 a.m.

Adjourned: a.m.

Governors Present:

1. Richard Frapart
2. Gerardo Fuentes
3. Dawn Mann
4. Cameron Johnson
5. Josh Terry

<i>TOPIC</i>	<i>DISCUSSION/CONCLUSIONS</i>
I. Call to Order	<p>A quorum being present, the meeting was called to order at 8:16 a.m. by R. Frapart, Vice Chair. R. Frapart explained the purpose of the special meeting was to hear the expulsion appeal of Scholar DM. R. Frapart explained the family of Scholar DM was not present for hearing. R. Frapart then asked Administration to present.</p>
II. Scholar DM Expulsion Appeal	<p>Present for the Appeal:</p> <ol style="list-style-type: none"> 1. A. Berk, Hearing Officer 2. Jeremy Green, Director of Hampton High School 3. David Giddens, Attorney for the Board of Governors <p>The Board elected to hear the appeal in OPEN SESSION.</p> <p>Alex Berk presented for Administration. A. Berk explained that because he served as the hearing officer for the expulsion hearing he was not serving in his capacity of Chief Legal Officer.</p> <p>For background purposes, A. Berk explained that Scholar DM was a 9th grade scholar in his first year with Uplift Education and that he was being expelled for being in possession of a weapon on campus, specifically a police baton, which is a type of club. A. Berk noted that Scholar DM had told at least one other scholar that the police baton was a gun.</p> <p>Alex Berk explained to the Board that campus administration received a note from Metrocare Services stating that a patient, Scholar GT, informed her physician that another Scholar was in possession of a gun on campus. Campus administration immediately interviewed Scholar GT, who identified Scholar DM has the Scholar in possession of the gun. Campus administration then immediately interviewed Scholar DM who admitted to having a “stick” on him, and when campus administration searched his backpack the police baton was found. Scholar DM explained the police baton was for protection against another person who is not enrolled in any Uplift school.</p> <p>Alex Berk explained that whether Scholar DM did have a gun on him could not be disproved, but that when he was searched a week after the incident, what he was in possession of was the police baton.</p> <p>Alex Berk explained that campus administration determined Scholar DM violated the Student Code of Conduct for being in possession of a “prohibited weapon,” specifically a “club.” A. Berk then made clear that Scholar DM had a right to be scared and to want protection, but he did not have a right to bring a “prohibited weapon” onto campus.</p>

The Board discussed the purpose for having the weapon and the history of Scholar DM's behavior on the campus.

The Board retired to CLOSED SESSION at 8:35 a.m. pursuant to 551.071 of the Texas Government Code to consult with its attorney.

The Board returned to OPEN SESSION at 8:39 a.m. No decision or action was made by the Board in closed session. Upon motion to uphold the expulsion of Scholar DM by C. Johnson, and seconded by G. Fuentes, the Board voted unanimously to uphold the expulsion of Scholar D.M.

Present for the Appeal:

1. A. Berk, Attorney for the Board of Governors
2. David Giddens, Attorney for the Administration
3. Mauricio Dominguez, Managing Director of Uplift Heights High School
4. Andrew Baca, Director of Uplift Heights High School
5. Andy Franklin, Grievant

At 8:43 a.m., R. Frapart called the special meeting to order and explained the purpose of the special meeting was to hear the Level Three grievance appeal of Andy Franklin. R. Frapart asked whether Mr. Franklin elected for the hearing to be conducted in open or closed session. Mr. Franklin elected for the hearing to be conducted in closed session.

III. Andy Franklin
Level Three Grievance
Appeal

At 8:45 a.m. the Board retired to CLOSED SESSION pursuant to 551.074 of the Texas Government Code to hear the grievance appeal of Mr. Franklin. A certified agenda of the closed session was maintained.

At 9:22 a.m. the Board retired to CLOSED SESSION pursuant to 551.071 of the Texas Government Code to consult with its attorney.

The Board returned to OPEN SESSION at 9:38 a.m. No decision or action was made by the Board in closed session. Upon motion to deny Mr. Franklin's grievance and uphold Mr. Franklin's termination by D. Mann, and seconded by C. Johnson, the Board voted unanimously to deny Mr. Franklin's grievance and uphold Mr. Franklin's termination.

R. Frapart ordered the hearing closed at 9:40 a.m.

Staff Present:

1. A. Berk, CLO
2. A. Erickson, CPO

IV. Consider and
Take Action on
CEO
Compensation
and Benefits

Anne Erickson provided a review of Administration's recommendation for the 2019-2020 CEO compensation and benefits package.

Upon motion to approve the 2019-2020 CEO compensation and benefits package by J. Terry, and seconded by C. Johnson, the Board voted unanimously to approve the 2019-2020 CEO compensation and benefits package.

V. Adjournment

There being no further action before the Board, the meeting was adjourned at 9:48 a.m.