

PROCEEDINGS OF THE BOARD OF TRUSTEES
SD #58 YELLOWSTONE COUNTY
BILLINGS, MT 59106

June 24, 2019

Board Chair Mitch Burns called a regular Board of Trustees meeting to order at 12:00 p.m.

PRESENT: Mitch Burns and Michael Chandler. Absent: Chris Eide. Superintendent Keith Tresch, Cass Cole, Dwight VonSchriltz and Clerk Roger Heimbigner were present.

GUESTS: Mike Chavers and Larry Martin

The Pledge of Allegiance was recited by all in attendance.

**HEARING OF
INDIVIDUALS/
CORRESPONDENCE**

None

APPROVE ADDITION

None

NEW BUSINESS

Items for Action

Larry Martin Update

Larry Martin, an attorney from Felt Martin, updated the board on the current status of the Zabrocki case. Mr. Zabrocki was a former superintendent at the academy and then retired but continued to work for YBGR in a similar capacity while receiving retirement benefits. TRS became aware of this and proceeded with agency proceedings making Mr. Zabrocki and the Yellowstone Academy pay back the employee and employer contributions. Yellowstone Academy has already paid the employer portion. TRS has garnished Mr. Zabrocki's retirement pay to get his contribution. Mr. Zabrocki has filed a "Petition for Judicial Review" asking the judge to determine that the decision was faulty and asking for a declaratory judgment action as well. As it stands now the Yellowstone Academy is not part of the process, however, if the courts agree with Mr. Zabrocki then TRS will probably file a claim against Yellowstone Academy. If the courts say no then it is possible that Zabrocki would file a separate suit against the academy. Larry also state that Zabrocki is asking for indemnification asking the Yellowstone Academy if they want to provide him legal representation.

The board discussed the need to inform the insurance company in case Yellowstone Academy needs to get involved in the case.

Approve Consent Agenda

Michael Chandler moved, seconded by Mitch Burns to approve the minutes of May 16th and June 10th, 2019. A motion was made by Michael Chandler, seconded by Mitch Burns to approve the bills for payment. Both motions passed unanimously.

Resignation

Michael Chandler moved, seconded by Mitch Burns to approve the resignations of Jennifer Hammond (Special Ed Teacher) and Daysi Onstad (Therapist). Motion passed unanimously.

Approve Contract

A motion was made by Michael Chandler, seconded by Mitch Burns to approve the contract to ITBRSolutions to provide accounting services for the Yellowstone Academy for the 2019-20 school year including payroll, accounts payable, budgeting and the accounting of the funds. There is an annual software maintenance fee of \$3,500 and a monthly cost of \$2,725 for these services. Motion passed unanimously.

Approve Canceled Warrant List

A motion was made by Michael Chandler, seconded by Mitch Burns to approve the canceled warrant list as provide in the board packet. Motion passed unanimously.

Approve Commitment to the Coop

A motion was made by Michael Chandler, seconded by Mitch Burns to approve the recommitment to the Yellowstone West/Carbon County Special Services Cooperative for the next 3 years. Motion passed unanimously.

Approve Next Board Meeting Time and Date

Michael Chandler moved, seconded by Mitch Burns to approve the next board meeting on July 24th at noon. Motion passed unanimously.

Superintendent Report

Supt. Keith Tresch reported on the following:

- 1) Supt. Tresch stated they are still working with OPI to get a set rate for tuition that will help with determining funding for next year;
- 2) Supt. Tresch reported to the board on the extent of the vandalism and theft of 16-20 chromebooks, 5-8 laptops, and 8 Motorola radios. The theft happened this past week in a couple of the buildings on campus.

Trustee Report

None

Adjournment:

Michael Chandler moved, seconded by Mitch Burns to adjourn. Motion passed unanimously. Adjournment was at 12:40 p.m. Next meeting is scheduled for July 24th at noon.

Mitch Burns, Chairman

Roger Heimbigner, Clerk