



# Kendall County Special Education Cooperative

201 Garden Street \* Yorkville, IL 60560-9024

630-553-5833 \* Fax: 630-553-5872

www.kcsec.org

## **MINUTES-Special Board Meeting** **KENDALL COUNTY GOVERNING BOARD**

**June 26, 2014**

**KCSEC Administration Center**

### **Present:**

Lynda Shanks, KCSEC	Hector Garcia, Superintendent(88)
Judith Minor, Asst. Superintendent(308)	
Tim Shimp, Superintendent(115)	Amy Smith, Superintendent(18)
Diane Cepela, Superintendent(66)	Chris Mehochko, Superintendent ROE
Michelle Senffner , Asst. Superintendent ROE	
Mary Kay Klimesh, Seyfarth Shaw LLP	Dean Romano, District 115
Lisa Circelli, KCSEC Staff	Christine McFarlane, KCSEC Staff
Sona Parker, KCSEC Staff	Nancy Yaros, KCSEC Staff
Kalyn Belsha, Beacon News	Peggy Holdiman, KCSEC Staff
Carrie Sloloda, KCSEC Staff	Sondra Shatters, KCSEC Staff
D. Considine, KCSEC Staff	Tina Qamar, Parent
Lisa Randazzo, KCSEC Staff	Melissa Feitlich, KCSEC Staff
Sharon Bergfeld, KCSEC Staff	Denise Duggan, KCSEC Staff
Matt Shury, Kendall County Record	

### 1. Roll Call

Meeting was called to order at 9:03 a.m. Roll call showed that a quorum was present.

### 2. Recognition of Cooperative Citizens & Public Comment

No individuals who were present asked to make public comment at the meeting.

### 3. Acknowledgement of Oswego Community Unit School District 308's Resolution and Petition to Withdraw and Direction to KCSEC Director to Provide Notification on behalf of Governing Board pursuant to Article V of the Joint Agreement

Motion by Minor (308) seconded by Garcia (88), to approve acknowledgment of receipt only of Oswego Community Unit School District 308's Resolution and Petition to Withdraw and to direct KCSEC Director to provide notification pursuant to Article V of the Joint Agreement. Motion carried by a roll call vote.



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## 4. Notice of Oswego Community Unit School District 308's Resolution to Offer Resolution Proposing to Dissolve KCSEC

Board Chair, Diane Cepela acknowledged the Board did receive this information.

## 5. Confirm Retention of Seyfarth Shaw LLP as Legal Counsel with Respect to Oswego Community Unit School District # 308's Resolution and Petition to Withdraw and its Resolution to Offer Resolution Proposing to Dissolve KCSEC and Related Matters

Motion by Minor (308) seconded by Smith (18), to approve the retention of Seyfarth Shaw LLP as Legal Counsel with respect to Oswego Community Unit School District # 308's Resolution and Petition to Withdraw and Oswego Community Unit School District # 308's Resolution to Offer Resolution Proposing to Dissolve KCSEC and related matters. Motion carried by a roll call vote.

## 6. Process with Respect to Withdrawal from KCSEC Membership and Procedure for Dissolution.

Mary Kay Klimesh, attorney from Seyfarth Shaw LLP, explained the process for Consideration of Consensual Withdrawal with the KCSEC Board. She referenced Article V of the Joint Agreement and 105 ILCS 5/10-22.31(g) of School Code of Illinois. Mary shared that The Boards of Education of each member district of KCSEC must consider the Petition to withdraw and take such action regarding the Petition as is considers appropriate within ninety (90) days of receipt of the Petition. Action needs to be taken by on or about September 22, 2014. Mary also shared that all member districts Boards of Education must approve the withdrawal of Oswego School District from the Cooperative in order for the withdrawal to be effective. No further action for the Governing Board is needed, other than to send the resolution to the KCSEC Superintendents, Presidents of the Boards of Education and to the ROE. That action would be taken.

Mary told KCSEC Board members if they have any further questions regarding the withdrawal process to forward Lynda or have their Legal Counsel direct to her. They will compile a list of questions and answers to share.

Mary Kay Klimesh also discussed Article VI of the Joint Agreement, which pertains to procedures of Dissolution. She stated that any member of KCSEC Governing Board can file a proposed resolution in writing with Chair of the Governing Board proposing KCSEC be dissolved voluntarily, and requesting that the question of such dissolution be submitted to a vote at a meeting of the Governing Board. At this point Oswego has effectively done this. Mary shared that written notice stating the purpose of a meeting to consider the voluntary dissolution of KCSEC shall be given to each member of the



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Governing Board, this notice should be given 20 days prior to next regular meeting of the Governing Board, which is August 13, 2014.

Mary explained generally the differences between the process for dissolution of KCSEC as compared to the consensual withdrawal of a Member District from KCSEC. Mary also generally shared options for member districts should KCSEC be dissolved.

Questions were raised by Yorkville as to why the Dissolution Resolution was posed. Oswego indicated that the two Resolutions were submitted to give flexibility of options. Newark High School raised concern with disappointment in lack of communication that dissolution was being considered by Oswego. It was stressed by several members of the Governing Board that the timing of the proposed dissolution was a concern for them in respect to July 1, 2015 date. It was discussed that the date the Dissolution would go into effect could possibly be agreed upon by the Governing Board.

Lynda stressed the importance of Governing Board members to ask questions and make sure they have all pertinent information they need in order to make an informed decision. There are many services KCSEC provides outside of the classroom that would have to be taken on by the member districts.

Mary again directed any questions be sent to her or Lynda and they will share information with all Board Members.

## 7. Adjournment

Motion by Garcia (88) seconded by Shimp (115), to adjourn the meeting. Motion carried by a roll call vote.

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Chairman

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Secretary