NEW LOS ANGELES CHARTER SCHOOLS

GOVERNING BOARD SPECIAL MEETING ORDER OF BUSINESS
Teleconference Meeting
12:00 pm, June 26, 2020

This meeting will be by teleconference pursuant to Executive Orders N-25-20 and N-29-20. The Board of Directors ("Board") and employees of New Los Angeles Charter Schools shall meet via the Zoom meeting platform. Members of the public who wish to access this Board meeting may do so by calling a conference telephone line:

Phone Number: 16699009128

Access Code: 95785826636#

Members of the public may not comment on non-agenda items during this special meeting. Individuals wishing to provide public comment on the agenda items must send their comments in writing to Board@newlosangeles.org prior to the meeting or prior to the discussion of the Agenda item during the meeting – comments received after that point in the meeting will not become part of the record. Comments submitted by email will be read aloud during the Board meeting for up to three (3) minutes. If comments are in Spanish or another language, they will be translated to English and such comments will be limited to six (6) minutes. The Board may limit the total time for public comment to a reasonable time. The Board reserves the right to mute or remove a participant from the meeting if the participant unreasonably disrupts the Board meeting.

Access to Board Materials: A copy of the written materials which will be submitted to the School Board may be reviewed by any interested persons on New Los Angeles Charter School's website along with this agenda following the posting of the agenda at least 24 hours in advance of this meeting.

Disability Access: Requests for disability-related modifications or accommodations to participate in this public meeting should be made 24 hours prior to the meeting by emailing Dr. Xochitl Lira, Director of Operations at xlira@newlosangeles.org. All efforts will be made for reasonable accommodations. The agenda and public documents can be modified upon request as required by Section 202 of the Americans with Disabilities Act.

Agenda

1. Call to order
2. Public Comment*
3. Consideration of Approval of Conflict of Interest Code
4. Consideration of Approval of Resolution Authorizing the Adoption of a Conflict of Interest Code and Other Actions Related Thereto
5. Adjourn

CONFLICT OF INTEREST CODE
NEW LOS ANGELES CHARTER SCHOOL

1. Standard Code of FPPC

The Political Reform Act of 1974 (Gov. Code, § 81000 *et seq*.) requires each state and local government agency to adopt and promulgate a conflict of interest code. As a local government agency, New Los Angeles Charter School, a California nonprofit public benefit corporation ("NLACS" or "Corporation") operating public charter schools, is therefore required to adopt such a code. The Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code of Regs. § 18730) that contains the terms of a model conflict of interest code, which can be incorporated by reference as an agency's code. After public notice and hearing, the regulation may be amended by the FPPC to conform to amendments in the Political Reform Act.

2. Adoption of Standard Code of FPPC

The terms of 2 Cal. Code of Regs. § 18730 and any future amendments to it duly adopted by the FPPC are hereby adopted and incorporated herein by reference. This regulation and the Appendix attached hereto designating officials and employees and establishing disclosure categories shall constitute the Conflict of Interest Code of Corporation ("Code"). This Code shall take effect when approved by the Los Angeles County Board of Supervisors.

3. Filing of Statements of Economic Interests

Pursuant to Section 4 of the model code set forth in 2 Cal. Code of Regs. § 18730(b), each designated employee set forth in the Appendix shall file a Statement of Economic Interests ("Form 700") with the Secretary of the Corporation. For anyone holding multiple designated positions, only one Form 700 is required. Upon receipt of the statements of the members of the Board of Directors, the Secretary shall make and retain copies and forward the originals of these statements to the Clerk of the Los Angeles County Board of Supervisors. Original statements for all other designated employees shall be retained by the Secretary. All retained statements shall be available for public inspection and reproduction (Gov. Code, § 81008).

APPENDIX TO
CONFLICT OF INTEREST CODE OF
NEW LOS ANGELES CHARTER SCHOOL

Preamble

Any person designated in Section I of this Appendix who is unsure of any right or obligation arising under this Code may request a formal opinion or letter of advice from the FPPC or an opinion from legal counsel to New Los Angeles Charter School, a California nonprofit public benefit corporation ("Corporation"). (Gov. Code, § 83114; 2 Cal. Code of Regs. § 18730(b)(11).) A person who acts in good faith in reliance on an opinion issued to him or her by the FPPC shall not be subject to criminal or civil penalties for so acting, provided that all material facts are stated in the opinion request. (Gov. Code, § 83114(a).)

Opinions rendered by legal counsel to Corporation do not provide any statutory defense to an alleged violation of conflict of interest statutes or regulations. The prosecuting agency may, but is not required to, consider a requesting party's reliance on such legal counsel's opinion as evidence of good faith. In addition, Corporation may consider whether such reliance should constitute a mitigating factor to any disciplinary action that Corporation may bring against the requesting party under Government Code section 91003.5.

I.

Designated Employees

Designated Positions	**Disclosure Categories**
Members of the Board of Directors	1, 2
Executive Director	1, 2
Consultants/ New Positions	*

*Consultants/New Positions shall be included in the list of designated positions and shall disclose pursuant to the broadest disclosure category in the Code, subject to the following limitation:

> The Executive Director or designee may determine in writing that a particular consultant/ new position, although a "designated position," is hired to perform a range of duties that is limited in scope and thus is not required to fully comply with the disclosure requirements in this section. Such written determination shall include a description of the consultant's/ new position's duties and, based upon that description, a statement of the extent of disclosure requirements. The Executive Director's or designee's determination is a public record and shall be retained for public inspection in the same manner and location as this code. (Gov. Code, § 81008.)

II.

Disclosure Categories

Category 1
Designated positions assigned to this category must report:

All interests in real property which are located in whole or in part within two (2) miles of any facility utilized by a NLACS charter school, including any leasehold, beneficial, or ownership interest or option to acquire such interest in real property.

Persons are not required to disclose a residence, such as a home or vacation cabin, used exclusively as a personal residence; however, a residence in which a person rents out a room or for which a person claims a business deduction may be reportable.

Category 2
Designated positions assigned to this category must report:

All investments and business positions in business entities or sources of income (including gifts, loans, and travel payments) that are from business entities engaged in the performance of work or services, or sources that manufacture, sell, repair, rent, or distribute school supplies, books, materials, school furnishings, or equipment, of the type utilized by NLACS.

RESOLUTION OF THE BOARD OF DIRECTORS OF NEW LOS ANGELES CHARTER SCHOOL AUTHORIZING THE ADOPTION OF A CONFLICT OF INTEREST CODE AND OTHER ACTIONS RELATED THERETO

WHEREAS, New Los Angeles Charter School ("NLACS"), as a California nonprofit public benefit corporation that operates one or more public charter schools, is required to adopt a Conflict of Interest Code pursuant to Government Code Section 87300;

WHEREAS, the Fair Political Practices Commission ("FPPC") has adopted a regulation (2 Cal. Code Regs. § 18730) which is a model conflict of interest code and requires certain local agency officials, employees, and consultants to file FPPC Form 700s, Statement of Economic Interests; and

WHEREAS, NLACS desires to adopt a Conflict of Interest Code adopting and incorporating the FPPC Model Code by reference.

NOW, THEREFORE, this Board of Directors of NLACS does hereby find, resolve, and order as follows:

Section 1. A Conflict of Interest Code, in the form attached as Exhibit A, is hereby tentatively adopted and promulgated.

Section 2. The Executive Director or her designee is directed to seek preliminary or other review of the Conflict of Interest Code by the Los Angeles County Board of Supervisors and/or its administrative staff ("LACBOS") and is authorized to make amendments to the Code as requested by the LACBOS.

Section 3. After receiving preliminary or other review from the LACBOS, the Executive Director or designee is directed to notify any individuals who will hold "Designated Positions" under the Conflict of Interest Code by providing them with a copy of the Code.

Section 4. After providing notice to individuals designated in the Conflict of Interest Code, the Executive Director or designee is directed and authorized to submit a copy thereof and any other required documents or information to the LACBOS for final approval.

Section 5. The Executive Director is further authorized and directed to take any additional actions deemed necessary or beneficial to complete the process to formally adopt the Conflict of Interest Code, in accordance with law or direction or recommendation from the LACBOS.

Section 6. This resolution shall take effect immediately upon its adoption.

SECRETARY'S CERTIFICATE

I, _____, Secretary of the Board of Directors of New Los Angeles Charter School, a California nonprofit public benefit corporation, County of Los Angeles, California, hereby certify as follows:

The attached is a full, true, and correct copy of the resolutions duly adopted at a meeting of the Board of Directors of New Los Angeles Charter School, which was duly held on the __ day of _____, 2020, at which meeting a quorum of the members of the Board of Directors was present; and at such meeting such resolutions were adopted by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

I have carefully compared the same with the original minutes of such meeting on file and of record in my office; the attached resolution is a full, true, and correct copy of the original resolution adopted at such meeting and entered in such minutes; and such resolution has not been amended, modified, or rescinded since the date of its adoption, and the same is now in full force and effect.

WITNESS my hand this ___ day of _____, 2020.

_____
Secretary
New Los Angeles Charter School

EXHIBIT A

[Conflict of Interest Code]

Descriptions of Positions and Offices with Explanation of Reasons for Employees and Consultants as "Designated Employees"

Members of the Board of Directors

The Members of the Board of Directors ("Board") of New Los Angeles Charter School ("NLACS") formulate general policy and programs of NLACS and hire the Executive Director. The Board is responsible for assuring that all aspects of the financial and programmatic accountability systems are consistent with NLACS's charters. The Board has responsibility to fulfill NLACS's obligations to its charter authorizer and the California Department of Education. The Board is responsible for approving major contracts on behalf of NLACS, including the purchase, sale, lease, or transfer of real property. NLACS does not have any surplus or special reserve funds to invest, and the Board does not direct the investment of public moneys, formulate or approve investment policies, approve or establish guidelines for asset allocations or approve investment transactions. Consequently, Members of the Board are not "other officials who manage public investments" within the meaning of Government Code section 87200, as defined in California Code of Regulations, Title 2, section 18700.3.

Executive Director

As an employee of NLACS, the Executive Director generally participates in the formulation of NLACS's general policy and programs, and implements policy on behalf of the Board. The Executive Director hires employees and contractors, including those providing management, curriculum, technology and instructional services. The Executive Director has general supervision, direction and control of the business and affairs of NLACS. NLACS does not have any surplus or special reserve funds to invest, and the Executive Director does not direct the investment of public moneys, formulate or approve investment policies, approve or establish guidelines for asset allocations or approve investment transactions. Consequently, the Executive Director is not an official who manages public investments within the meaning of Government Code section 87200, as defined in California Code of Regulations, Title 2, Section 18701.