



**Minnesota Transitions  
CHARTER SCHOOL**

**Minnesota Transitions Charter School**

**NOTICE OF REGULAR BOARD MEETING AND AGENDA**

**Regular Board Meeting to be held on:**

**Thursday, November 17, 2016 at 4:00 p.m.  
at Minnesota Transitions Charter School District Office  
2872 26<sup>th</sup> Avenue South, Minneapolis, MN 55406**

Pursuant to Article IV, Section 6 of the Bylaws of the Minnesota Transitions Charter School (“MTCS”), the Minnesota Nonprofit Corporations Act, Minn. Stat. § 317A.231, and the Minnesota Open Meetings Law, Minn. Stat. § 13D.04, subd. 1, notice is hereby given of the following Regular Board Meeting of the MTCS Board of Directors, which will take place on the above date, at the above time, at the above location.

1. **Call to Order**
2. **Roll Call and Noting of Quorum**
3. **Elect Board Members (if Any Vacancies Exist)**
4. **Approval of Most Recent Board Meeting Minutes**
5. **Approval of Most Recent Executive Committee Meeting Minutes (if applicable)**
6. **Financial Report**
7. **Progress Review**
8. **Strategic Plan**
9. **Contracts**
10. **Resignations / New Hires**
11. **Superintendent Search**
12. **Old Business**
13. **New Business**
14. **Open Forum**



**15. Pending Litigation \*\*\*CLOSED SESSION per Attorney-Client Privilege\*\*\***

“The Minnesota Open Meeting Law, Minnesota Statutes, Section 13D.05, subdivision 3(b), allows the Board of Directors to close a meeting to engage in attorney-client privileged discussions. The School is engaged in litigation with its landlord in the case of 1130 LLC v. MTCS. The Board seeks to meet with its attorney to discuss the status of the matter and potential resolution of the case. The School and its employees are or may be involved in litigation with a former employee in the cases of Lavorato v. Schultz, and Lavorato v. MTCS. The Board seeks to meet with its attorney to discuss the status of the litigation, the alleged claims against the School, the School attorney's analysis of the same, and the options for responding to such claims. A former employee has also alleged potential legal actions against the School. The Board seeks to meet with its legal counsel to discuss the alleged legal claims, the School Attorney's analysis of the same, and the School's options in responding to such claims. It would be detrimental to the School's interests for the Board to hold a public discussion with its attorney where any adverse party or their attorney could listen to or be made aware of the Attorney's advice related to the litigation. It is in the District's best interest for the Board to obtain legal advice in a confidential setting to maintain the attorney-client privilege. Accordingly, I will hereby entertain a motion that this meeting be closed pursuant to the attorney-client privilege for the reasons cited.

Closed session pursuant to Minnesota Statutes Section 13D.05, subdivision 3(b) to engage in discussions with the Board of Directors' legal counsel related to:

- Current litigation in the case of 1130 LLC, et al. v. Minnesota Transitions Charter School, et al. The Board seeks legal advice on the status and potential resolution of the case.
- Current and threatened litigation in the cases of Lavorato v. Schultz, et al., and Lavorato v. MTCS. The Board of Directors seeks legal advice on the status of the matter, alleged claims against the School, the School Attorney's analysis of the same, and the School's options for responding to such claims.
- A discussion of a former employee's alleged legal claims, the School Attorney's analysis of the same, and the School's options for responding to such claims.”

**16. Adjournment**