

**To: Members of the State Board of
Education and Early Development**

February 28, 2024

From: Dr. Deena Bishop, Commissioner

Agenda Item: 7

◆ ISSUE

The board will consider going into an executive session to obtain legal advice regarding Nikolaevsk Charter School's appeal of the denial of its charter school application to the State Board of Education and Early Development, under AS 14.03.250 and AS 14.03.253.

◆ BACKGROUND

- Under AS 44.62.310(c)(3) of the Open Meetings Act, the following subject may be considered in an executive session: matters, which by law, municipal charter, or ordinance are required to be confidential. Attorney-client advice is a matter which by law is required to be confidential.
- Under the AS 44.62.310(b) of Open Meetings Act, the question of holding an executive session for the consideration of the subjects listed in AS 44.62.310(c) shall be determined by a majority vote of the board.

◆ SUGGESTED MOTIONS

I move the State Board of Education and Early Development convene in executive session to obtain legal advice regarding Nikolaevsk Charter School's appeal of the denial of its charter school application to the State Board of Education and Early Development, under AS 14.03.250 and AS 14.03.253, a matter which is by law required to be confidential, under the Open Meetings Act, AS 44.62.310(c)(3).