



**From:** Dick Corso dick.corso@me.com

**Subject:** Fwd: Surety Bond - TVLC Parking Lot

**Date:** March 25, 2016 at 12:33 AM

**To:** Council@lvcs.org, Brett Banducci bbanducci@lvcp.org, Eric Dillie eldillie@lvcp.org, Gary Falcon gfalcon@lvcp.org, Scott Lessard scottlessard@lvcp.org, Linda Ransom lindaransom@lvcp.org, Brian Scharmann bscharmann@lvcp.org, Louann Tung ltung@lvcp.org, Julie Weingart julieweingart@lvcp.org, Phillip Weiss phillipweiss@lvcp.org, Mary Wyosnick mwyosnick@lvcs.org, Tea Stephenson tstephenson17@lvcp.org, Shawn Cox scox17@lvcp.org

Dear LVCP and LVCS Site Council Members,

As you undoubtedly know by now, I am have deep regard for the schools we have fostered under the TVLC banner. With that, my regard does not extend universally above to corporate leadership or to 4 of 5 of the TVLC Board Members. I want to be clear that it is not because I have been maligned in some way. To my knowledge, I have not. Where I have lost respect for both the corporate leadership and the majority of the BOD is in their management of this wonderful experiment our kids call their charter schools.

I feel that the corporation is over burdened with debt, it is exhibiting signs of ineffectively managing its financial resources. An audit recently uncovered among some other issues that internal controls are weak such that the corporation has been failing to reconcile statements. This may also account for why some checks have bounced, including certain payroll checks. But there is more.

For some many years, the BOD seems to have hunkered down in a "them versus us" mentality with its authorizers and the City of Livermore. After an episode in December 2015 where it took over 6 weeks to have TVLC own up to the impact caused in the relationship with Livermore, one would imagine that the Corporation might have decided to take a new approach. Unfortunately, that is not the case.

Recently, President Hall met with Mayor John Marchand. With permission of the Mayor, I have included an email discussion that he and I shared related to the parking lot. You will see below that the mayor describes his position. He also describes a foreclosure situation. He then talks about the discussion between him and TVLC BOD President Tim Hall.

I will let you decide what you think about this. I'll even encourage that you put yourself in Mayor Marchand's shoes.

There is a section in the TVLC Bylaws that states that a board member might be removed for conduct detrimental to the corporation. If, after you have read this, you think that there is no indication of detriment, please feel free to correct me, indeed call me out. However, if you feel that there is possibility that this behavior was detrimental to the best interest of TVLC, please call your board members to act to remove Mr Hall from office. If they then do not choose to act, I urge you, as I have before, to recall those board members and replace them with some people who will. It is your voice, not mine or any other that will cause appropriate change.

I do not believe that the TVLC BOD is immune from removal. They may. Do you?

What more is it going to take before you act on behalf of your constituents. There are problems with the board, therefore with the corporation. Those are not going to be resolved with the same individuals leading.

The mayor agreed to share with folks who I thought could make a difference. That is you. Please do.

Please read on...an unedited dialog.

-dc

Sent from my iPad

Begin forwarded message:

**From:** "Marchand, John" <jpmarchand@cityoflivermore.net>

**Date:** March 24, 2016 at 7:19:55 PM PDT

**To:** Dick Corso <dick.corso@me.com>

**Subject:** Re: Surety Bond - TVLC Parking Lot

Dick,

Share it with people that you believe can make a difference. I may have been a bit harsh, but the truth is, the Board is not accountable to the parents.

MJM

On Mar 24, 2016, at 12:21 AM, Dick Corso <dick.corso@me.com> wrote:

Sir, May I share this email thread openly? If you say no, I will respect you. If you say yes, please let me know what the limits of that sharing may be. If I get no response, I will assume your answer is no.

Sent from my iPad

On Mar 24, 2016, at 12:06 AM, Dick Corso <dick.corso@me.com> wrote:

John,

How can I help?

Sent from my iPad

On Mar 23, 2016, at 7:36 PM, Marchand, John <[jpMarchand@cityoflivermore.net](mailto:jpMarchand@cityoflivermore.net)> wrote:

Hello, Dick,

The City has no control over what the TVLC CEO or Board does. Apparently, neither do the charter school parents.

As I understand it, a surety bond is a financial instrument that guarantees that the TVLC will follow through with its promise to build a parking lot. I am not interested in bonds or guarantees. Following the recommendations of the charter school's own traffic study, I want a parking lot to be constructed before the occupancy of the high school takes place. This is what TVLC agreed to back in June.

It has come as a surprise that the TVLC Board did not know about the connection between the parking lot and the high school site occupancy. Even though Zukoski stated that the Board agreed to it in June, the board members told me that they did not know about it until late November.

I met with Tim Hall two weeks ago. I mentioned that Zukoski's "apology" contained two denials and that he never took responsibility for his actions. However, Tim was adamant that the Board would take no action against him. I understand that even though Zukoski will resign as interim CEO, he will stay on as CFO.

Our City Manager has spending and contract authority up to \$100,000. When I expressed my astonishment to Tim that the TVLC Board was unaware that the CEO had agreed to a \$1 million project, he called me "condescending". During the course of our meeting, Tim asked four separate times for me to disconnect the requirement of the parking lot from the site occupancy. When I said that this was a recommendation from their own traffic study and had been agreed to by TVLC's representative months before, he told me that the issue was a "bug up my ass" and the meeting was over.

You may want to know that, because of the ongoing non-payment to the Facilities District, the City has initiated foreclosure proceedings against TVLC.

As far as TVLC, my concern is not about debt or bonds. My concern is about the safety of our students.

Respectfully,

Mayor John Marchand  
City of Livermore

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From: Dick Corso [[dick.corso@me.com](mailto:dick.corso@me.com)]  
Sent: Wednesday, March 23, 2016 12:13 PM  
To: Marchand, John  
Subject: Surety Bond - TVLC Parking Lot

Mayor Marchand,

While I am unsure about the process for a surety bond, I am told TVLC is pursuing that avenue to finance the build of the parking lot that was agreed in permits they agreed to with the City of Livermore.

I want to express that I am strongly opposed to any support that would give TVLC any further financial encumbrance. With that alone, I would say no further financing, without cash reserves, should be undertaken. Then mention two outstanding Notices of Violation and an outstanding Letter of Concern by LVJUSD as well as several Notices of Violation and a qualified budget from New Jerusalem School District in Tracy. Finally add the qualified audit report that TVLC received, I do not believe that TVLC is in a position to take on any more debt. I feel they are in shaky ground already.

I urge you personally to help ensure, if possible, that the City of Livermore does not support TVLC in further financing for the Parking Lot on which the occupancy permit is partially dependent.

Thank you as always,  
Dick Corso

408-666-0975  
243 Martin Avenue  
Livermore, CA 94551

Sent from my iPhone

