

May 20, 2016

Dear Mr. Thoming, Mr. Tilton, TVLC BOD & Dr. Lysko,

I'm writing to you for several reasons. While NJESD is not the authorizer for the school my children attend, clearly decisions made and actions taken in regards to the Acacia Schools directly impacts LVCS and other schools under TVLC.

I have several concerns. Some stem from the May 12, 2016 TVLC BOD meeting. While there are no approved minutes yet from this meeting, there is a recording of it here:  
<http://livestream.com/accounts/6780389/may12>

At the TVLC BOD meeting last week, May 12, 2016, it was on the agenda for the BOD to form an audit committee. I raised a concern during public comment on this agenda item that, to the best of my recollection, the response to the NOV had read that an audit committee had already been formed. Again, to the best of my recollection, I was told by Dr. Lysko that the response read that a committee would be formed. Wanting to trust her word, I let the matter go. There was a discussion and a plan for Dr. Lysko to forward interested names onto Mr. Lessard who then scheduled the first Audit Committee meeting for Tuesday, May 17, 2016 at 7:30, and that he would contact interested parties.

Then, last night at our LVCS council meeting during the TVLC update, I was informed that Audit committee meeting did not happen. It was potentially either canceled at the last minute or dismissed. I'm still not clear. I've cc'd Tiffany Smith who has volunteered to serve on that committee so perhaps she can provide further clarification on what happened and what communication she has received prior to or since Tuesday, May 17.

This morning, I reviewed the language in the response to the NOV dated May 8, 2016. It was clear on May 12, 2016, that this response was not and has not been approved by the TVLC BOD. It reads:

TVLC's Response to Finding (4): Annual Report- TVLC's then Interim CEO, John Zukoski, provided a draft of the 2014-15 annual audit report to the TVLC Board on February 25, 2016. The Final audit report was provided to NJESD on March 14, 2016. TVLC's Board formed an audit committee to ensure that the 2015-16 audit, and all future audits, are prepared in a timely manner.

Staff Recommendation to Address Exceptions or Deficiencies-  
TVLC's management response to the exception or deficiency findings are reflected on pages 37 and 38 of the 2014-15 annual audit report. These responses were reviewed and approved by the TVLC Board of Directors at their March 24, 2016 meeting. The District provided no direction or comment to TVLC after it received a copy of the 2014-15 audit report. TVLC has hired the Charter School Management Corporation take over all back office fiscal duties for TVLC. TVLC will no longer have any internal financial staff.

It is possible that Dr. Lysko misspoke on her recollection of what was in the NOV. It is possible Dr. Lessard was suddenly not available Tuesday evening, May 17, 2016 at 7:30. I was in another subcommittee meeting at LVCS in building 11, following the canceled BOD meeting, and saw him there briefly although I cannot confirm how long he was there. It is possible that this misunderstanding is all a result of human error and life simply getting in the way of necessary business. However, it is

also possible that Dr. Lysko knew what was stated in the NOV the night of May 12, 2016 and / or could simply have referred to the document herself on the TVLC website to be sure of the accuracy of her statements. It is also possible that Mr. Lessard had no interest in leading or forming an audit committee. I'm curious to know which explanation, if any, we will receive from Dr. Lysko and Mr. Lessard on this matter.

As you may be aware, myself, another LVCS council member, and two other LVCS parents are members of a subcommittee to collect data regarding the TVLC bylaws, Removal of a Board Member with Cause, Section 11(d) "found to engage in conduct detrimental to the best interests of the Corporation." We submitted our findings last night at our council meeting and tasked the TVLC BOD with beginning the process to hold hearings on the removal of Mr. Lessard from the BOD. The agenda item request has been sent to the BOD and Dr. Lysko and is a matter of public record. I will be forwarding that information from my LVCS council email at the same time as this letter. Since this matter was just brought to our attention last night, this latest chain of events regarding the lack of formation of the Audit Committee is not included in our findings. I felt it was important enough to bring to your attention as well as to the attention of the TVLC BOD so they may take these events into consideration as they deliberate on holding a hearing for the removal of Mr. Lessard.

I am becoming increasingly concerned with the potential distortions of truth the public, and other interested parties, continue to hear. In the past, I have given people the benefit of the doubt, understanding that we are all human and we all make mistakes, misspeak and are misunderstood from time to time. Several of the explanations of discrepancies seemed plausible enough in the past. However, we are now in a different time of crisis for TVLC and I am increasingly concerned with the factual assertions made by Dr. Lysko and Mr. Lessard.

Since this letter is also addressed to the TVLC BOD, I am tasking you with making sure the process of removal of Dr. Lessard is agendaized as per the request of the LVCS Council. Until that hearing takes place, I recommend that the BOD take interim disciplinary actions pending the hearing to place Dr. Lessard on inactive leave under Section 11 (3) in order to protect the vital interests of the Corporation or to prevent any imminent harm to the Corporation. I believe the findings of our subcommittee speak for itself and reveal several documented incidents where Mr. Lessard potentially distorted the truth as a member of the BOD. This latest chain of events regarding the Audit Committee is yet one more example. I'm increasingly concerned about the validity of statements he makes while sitting in a position of such power as Board President.

Additionally, given the concerns for the potential distortions of the the truth in public meetings, I encourage the CEO performance review in closed session to be a Discussion / Action item.

Thank you for your time and attention to this matter. I look forward to working with you in the future. Should you have any further questions, or should you find our 11d findings incomplete, please feel free to contact me at this or my LVCS email address.

Sincerely,

Katherine Kozioziemski  
LVCS Council Member  
Mother of Dragons