

**Mendon Community Schools
Board of Education
Special Meeting Minutes
November 25, 2025**

I. General Business

A. Call to Order

Board President, Regina Schinker called the meeting to order at 5:00 pm in the high school conference room.

B. Roll Call

Members Present: Roger Cupp, Jesse King, Sonya Moyle, Jeremy Palmer, and Regina Schinker

Members Absent: DyAnn Steinberger and Norma Switalski

Administrative Staff Present: Leasa Griffith-Mathews

Others Present:

C. Approval of Board Meeting Minutes

Motion was made by Moyle supported by King to approve the Minutes for the Regular Board Meeting held November 17, 2025.

Motion Carried: 5 ayes, 0 nays, 2 absent

II. Communication

A. Oral

B. Written

C. Board Communication

III. Discussion Items

A. Resolution to Opt-In Subject to Rescission Regarding 31aa.

Griffith-Mathews informed the Board that MDE has made it possible for the District to opt-in to receive 31aa grant funds with the capability to rescind pending litigation. That rescission would need to take place by December 31, 2025. The resolution also gives the superintendent the authority to act on behalf of the Board without needing another meeting.

IV. Action Items

**A. Approval to Rescind the Resolution Regarding the 31aa Grant
Approved at the November 17, 2025 Regular Board Meeting**

Motion was made by King and supported by Palmer to approve the rescission of the November 17, 2025 resolution regarding 31aa.

Motion carried: 5 ayes; 0 nays; 2 absent

**B. Approval of Resolution to Opt-In Subject to Rescission Regarding
31aa as Presented.**

Motion was made by Palmer and supported by Cupp to approve the resolution to opt-in to the 31aa grant with the capability to rescind as presented.

Motion carried: 5 ayes; 0 nays; 2 absent

V. Good of the Order

VI. Adjournment

Motion was made by Palmer and supported by King to adjourn the meeting at 5:20pm.

Motion carried: 5 ayes; 0 nays; 2 absent

Respectfully Submitted by,

Regina Schinker
Board President

Leasa Griffith-Mathews
Superintendent

**Resolution D:
Opt-In Subject to
Rescission**

Mendon Community Schools, Michigan (the "District")

A Special meeting of the board of education of the District (the "Board") was held in the High School Conference Room, within the boundaries of the District, on the 25th day of November, 2025, at 5:00 o'clock in the p.m. (the "Meeting")

The Meeting was called to order by Regina Schinker, President.

Present: Members Roger Cupp, Jesse King, Sonya Moyle, Jeremy Palmer, and Regina Schinker

Absent: Members DyAnn Steinberger and Norma Switalski

The following preamble and resolution were offered by Member Palmer and supported by Member Cupp:

WHEREAS:

1. Public Act 15 of 2025 amends State School Aid Act Section 31aa, MCL 388.1631aa, to allocate funding for fiscal year 2025/2026 to support school safety and student mental health initiatives, as well as to provide certain competitive grant funding ("31aa Funding"); and

2. To receive 31aa Funding, the District must agree to receive the funding in the form and manner established by the Michigan Department of Education ("MDE") and either formally opt in or seek a competitive grant; and

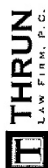
3. As a condition of receiving either type of 31aa Funding, the District must agree in advance that, in the event of a "mass casualty event," as defined in MCL 388.1631aa: (1) the District will be subject to and comply with a comprehensive investigation following such an event, and (2) the District will waive any privilege that may otherwise protect related information from disclosure; and

4. Litigation challenging the legality and enforceability of the privilege-waiver requirement is currently pending; and

5. The opt-in deadline for 31aa Funding is currently December 4, 2025, at 11:59 p.m., and it may be subject to further extension (the "Opt-In Deadline"); and

6. The litigation parties have stipulated that a district may later rescind its opt in by providing notice to MDE no later than December 30, 2025, at 11:59 p.m., as may be subject to further extension (the "Rescission Deadline"), in the form and manner established by MDE; and

7. The Board has been fully advised of the legal and practical implications of the privilege-waiver requirement, including its potential effect on attorney-client privilege and other applicable privileges; and



8. The Board desires to preserve the District's eligibility for 31aa Funding while avoiding any present waiver of privilege and while allowing time for the courts to determine the legality and enforceability of the privilege-waiver requirement.



NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Board hereby authorizes the Superintendent of Schools, or designee, to submit the District's opt-in form to MDE on or before the Opt-In Deadline, solely for the purpose of preserving the District's eligibility for 31aa Funding, and only on a conditional basis, as provided in this Resolution. Submission of the opt-in form shall not constitute a present waiver of the attorney-client privilege or any other privilege.

2. The District's conditional opt in shall be automatically rescinded without further action of the Board, unless, on or before the Rescission Deadline: (a) the Legislature removes, substantively amends, or otherwise eliminates the privilege-waiver requirement such that acceptance of 31aa Funding would not require waiver of attorney-client privilege or any other applicable privilege; or (b) a court of competent jurisdiction rules that the privilege-waiver requirement is unlawful, unenforceable, or otherwise not applicable to the District. If neither (a) nor (b) occurs by the Rescission Deadline, the Superintendent of Schools, or designee, shall notify MDE, in the form and manner required by MDE and no later than the Rescission Deadline, that the District's opt in is rescinded.

3. If the privilege-waiver requirement remains in effect and enforceable as of the Rescission Deadline, the Superintendent of Schools, or designee, shall have no authority or obligation to accept 31aa Funding.

4. Nothing in this Resolution shall be construed as a waiver of attorney-client privilege or any other applicable privilege.

5. The District's participation in the opt-in or rescission process shall not be construed as a waiver of the Board's or District's right to challenge the legality or enforceability of any condition imposed by MCL 388.1631aa or related administrative guidance.

6. If, after the Rescission Deadline, the privilege-waiver requirement is removed, amended, or invalidated, the Board may take further action as it deems appropriate to pursue 31aa Funding consistent with applicable law.

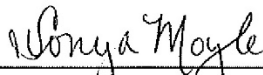
7. This Resolution does not apply to any "mass casualty event" occurring prior to the Opt-In Deadline.

8. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution be and the same are hereby rescinded.

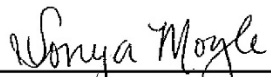
Ayes: Members Cupp, King, Moyle, Palmer, Schinker

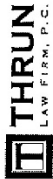
Nays: Members

Resolution declared adopted.


Secretary, Board of Education

The undersigned duly qualified and acting Secretary of the Board of Education of Mendon Community Schools, Michigan, hereby certifies that the foregoing constitutes a true and complete copy of a resolution adopted by the Board at the Meeting, the original of which is part of the Board's minutes. The undersigned further certifies that notice of the Meeting was given to the public pursuant to the provisions of the "Open Meetings Act" (Act 267, Public Acts of Michigan, 1976, as amended).


Secretary, Board of Education



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