Rebecca Minichiello <rminichiello@hdsd.org>

Fwd: Board Composition Questions

1 message

Chris Bober <cbober@hdsd.org>
To: Rebecca Minichiello <rminichiello@hdsd.org>

Christopher Michael Bober
H-D School Board Chair (Board Member -Deering resident seat)
603-769-1483

---------- Forwarded message ----------
From: **James A. O'Shaughnessy** <JOShaughnessy@dwmlaw.com>
Date: Mon, Dec 22, 2025, 5:54 PM
Subject: RE: Board Composition Questions
To: Chris Bober <cbober@hdsd.org>, Autumn H. Kish <akish@dwmlaw.com>
Cc: Krista Davison <kdavison@hdsd.org>, Jennifer Crawford <jcrawford@hdsd.org>

Hi Chris:

I am responding here to your question about the apportionment formula, and I will email separately to answer some of the questions posed by Polly.

For cooperative district formed prior to July 1, 1963, the law governing apportionment formula changes is RSA 194:8. There are two methods set out in the law for bringir

1. By petitioned warrant article; or
2. By the School Board

Formulae brought forward by petitioned warrant article are limited to:

A. 100% equalized valuation; or
B. 50% EV and 50% ADM

The school board can bring forward any formula, as long as it is approved by the State Board or Ed.

Typically, a school board would bring a formula forward after performing some due diligence in terms of reviewing how the different formulae impact the two communities that any formula brought to the meeting by the Board is arguably subject to amendment at deliberative session.

Under current law, 100% ADM is not authorized unless it is brought forward by the school board.

This has been the law for over 70 years.

Best,

Jim

From: Chris Bober <cbober@hdsd.org>
Sent: Monday, December 22, 2025 2:39 PM
To: Autumn H. Kish <akish@dwmlaw.com>
Cc: James A. O'Shaughnessy <JOShaughnessy@dwmlaw.com>; Krista Davison <kdavison@hdsd.org>; Jennifer Crawford <jcrawford@hdsd.org>
Subject: Re: Board Composition Questions

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Rebecca Minichiello <rminichiello@hdsd.org>

(no subject)

1 message

Rebecca Minichiello <rminichiello@hdsd.org> Mon, Jan 5, 2026 at 3:57 PM
To: Rebecca Minichiello <rminichiello@hdsd.org>

From: Chris Bober <cbober@hdsd.org>
Sent: Friday, December 19, 2025 8:46 AM
To: Autumn H. Kish <akish@dwmlaw.com>
Cc: James A. O'Shaughnessy <JOShaughnessy@dwmlaw.com>; Krista Davison <kdavison@hdsd.org>
Subject: Re: Board Composition Questions

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Dear Atty O Shaughnessy and Atty Kish,

Thank you for this work and for your report.

The board reviewed your report/document on Monday December 15 at our board meeting. The board had a discussion on the document- your report.. The board has some questions. I apologize for not getting this to you until today. The week went quicker than I anticipated with another board meeting and other things going on.

1. Could you elaborate more on options for how we can configure the Hillsborough Deering board. Currently we have the Deering resident seat, Hillsborough resident, and 3 at large. They are elected by voters in both towns. Do you have recommendations for options to change the board composition and how each member is elected- ?

There are many different compositions and ways to elect Cooperative School District Board members. The methods are set forth in RSA 195:19-a.

We do not have any recommendations for board composition. We would be happy to meet with the Board and discuss different options.

2. What would the process be to move forward with these changes? Board vote and creation of a warrant for local election in March? etc.

Yes, that process is correct, any changes would need to be voted on. See RSA 195:19-b.

3. Any other recommendations or options for changes to board composition, structure and voting?

Akin to our response in question one, we do not have any specific recommendations. We are happy to meet and discuss with the Board so the Board can decide how to proceed.

4. I think you touched on this a bit but the board asked me to ask you and clarify- should we recreate articles of agreement for going forward? You mentioned that the absence of the documents does not invalidate the cooperative or the way things are and have been. Should we get something in writing? If we change board composition and voting what is best way to document for records- We will have the warrant and election results. Do we need to generate new articles of agreement?

This last question is a complicated one. We will give a brief overview, but this is probably best to discuss with the Board in person.

On the one hand, the District is not legally required to have Articles of Agreement. From a practical standpoint, not having Articles of Agreement creates difficulties and confusion. This exercise in seeking out historic documents and reviewing old laws is a great example of the complications that can arise. Practically speaking, having some document memorializing information that would be in Articles of Agreement, even if it exists in another written document (e.g. bylaws) would be beneficial for the Board.

Hoping to have this information to discuss with the board at our board meeting Monday January 5, 2026. We are coming up close to warrant deadlines, etc. - If you wish to talk by phone for clarification. I do appreciate having things on writing for our board historical record.

Rebecca Minichiello <rminichiello@hdsd.org>

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