



Board of Education
Minutes
Special Board Meeting
Friday, February 4, 2022

Available seating is contingent on room capacity restrictions and provided on a first-come basis or lottery system, if necessary. Community members can also view this meeting via livestream via YouTube.

Call to Order and Roll Call

1. Roll Call

RECOMMENDATION: Presiding Board Member calls roll.

The special meeting of the Board of Education of Douglas County School District Number RE-1 was called to order by President Peterson at 5:00 p.m.

Director Ray called a Point of Order and stated that incorrect notification for the February 4, 2022 Special Board Meeting was provided to the Board Directors and that the February 4, 2022 Special Board Meeting was not properly noticed.

President Peterson asked Administrative Assistant DeVol as to the time the February 4, 2022 Agenda was posted in the required posting locations. Administrative Assistant DeVol stated that the Agenda was posted in the required locations prior to 5:00 p.m. on Thursday, February 3, 2022.

President Peterson stated that the meeting notice was sufficient.

Director Ray stated that the issue was violation of Board Policy BE School Board Meetings, that the Board Secretary shall provide 24-hours notice to the Directors and that the notice provided by Board Secretary Myers was at 5:06 p.m. on February 3, 2022.

General Counsel Klimesh requested a recess.

President Peterson called for a recess at 5:01 p.m. and reconvened the Special Board Meeting at 5:08 p.m.

Counsel Klimesh stated that it was her understanding that notice was sent to the entire Board by Board Assistant Secretary Sandra Maresh at 4:46 p.m. on February 3, 2022 advising there would be a special meeting held on February 4, 2022; that the notice did not contain all of the specifics with respect to the meeting; and that a follow up email was sent at 5:06 p.m. on February 3, 2022 with more specific information related to the February 4, 2022 Special Board Meeting.

CLARIFICATION TO MINUTES: Board Secretary Myers sent the notices stated above, not Board Assistant Secretary Sandra Maresh as stated at the February 4, 2022 meeting.

General Council Klimesh further cited C.R.S. 22-32-108(3): "Any member may waive notice of the time, place, and purpose of a special meeting at any time before, during, or after such meeting, and attendance thereat shall be deemed to be a waiver."

President Peterson called the roll.

BOARD MEMBERS PRESENT: Hanson, Meek, Myers, Peterson, Ray, Williams, Winegar

ALSO IN ATTENDANCE: Superintendent Wise, Deputy Superintendent Abner, Deputy Superintendent Hiatt, Learning Services Officer Reynolds, General Counsel Klimesh, Chief Technology Officer Blair, Chief Operations Officer Cosgrove, Chief Financial Officer Kotaska, Chief Human Resources Officer Thompson, Special Education Services Officer Rundle, Communications Officer Rader and Administrative Assistant to the Superintendent DeVol

Pledge of Allegiance

2. Pledge of Allegiance

Acceptance of Agenda

3. Acceptance of Agenda

RECOMMENDATION: That the Board of Education approves the Agenda as presented.

AMENDED - Motion

Member Ray moved, Member Meek seconded that the Agenda be accepted with the modification to remove "Action" from Agenda Item #6 Superintendent Contract and Future Direction of District.

Hanson, aye; Meek, aye; Myers, nay; Peterson, nay; Ray, aye; Williams, nay; Winegar; nay.

Upon a roll call vote being taken, the vote was: Aye: 3 Nay: 4. The motion failed 3 - 4.

Board discussion.

ORIGINAL - Motion

Member Myers moved, Member Winegar seconded to approve the ORIGINAL motion that the Board of Education approves the Agenda as presented.

Hanson, nay; Meek, nay; Myers, aye; Peterson, aye; Ray, nay; Williams, aye; Winegar, aye.

Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 3. The motion carried 4 - 3.

Study/Work Session

4. State of Board and District

RECOMMENDATION: Information only.

Board of Education Directors will discuss recent events and their impact on District leadership and operations.

President Peterson read a statement.

Vice President Williams read a statement.

Director Winegar read a statement.

Director Myers read a statement.

Board discussion.

Superintendent Wise responded and provided comments.

Board discussion regarding entering into Executive Session and whether Superintendent Wise was provided notification as required by law to have the discussion regarding performance in Executive Session or in public.

Superintendent Wise confirmed that he received notice and stated that he would like the discussion to be in public.

Board comments regarding the Superintendent and discussion.

Convene in Executive Session (a closed session)

5. Convene in Executive Session (a closed session)

RECOMMENDATION: That the Board of Education convene in Executive Session (a closed session), as required, for purposes of considering personnel matters pursuant to C.R.S. § 24-6-402(4) (f) concerning the Superintendent's performance and contract.

The Board may hold an executive session for considering limited matters, including: Personnel Matters e.g. the purchase, acquisition, lease, transfer or sale of real, personal or other property pursuant to C.R.S. § 24-6-402(4) (a); to hold conference with the Board's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4) (b); matters required to be kept confidential by federal or state law or rules and regulations pursuant to C.R.S. § 24-6-402(4) (c); to be advised on specialized details of security arrangements and investigations pursuant to C.R.S. § 24-6-402(4) (d); to determine positions relative to matters that are or will be subject to contract negotiations, developing strategy for those negotiations, and instructing negotiators, pursuant to C.R.S. § 24-6-402(4) (e); personnel matters, including actions, updates, and Superintendent recommendations involving individual employees, pursuant to C.R.S. § 24-6-402(4) (f); to consider documents protected by non-disclosure provisions of Colorado Open Records Act pursuant to C.R.S. § 24-6-402(4) (g); and/or to be advised on individual student matters, where public disclosure would adversely affect the person or persons involved, pursuant to C.R.S. § 24-6-402(4) (h).

The Board did not meet in Executive Session.

Study/Action Items

6. Superintendent Contract and Future Direction of District

RECOMMENDATION: That the Board of Education take action on the Superintendent's contract as appropriate.

The Board of Education will consider options contained in the Superintendent Contract.

SECONDARY - Motion

Member Ray moved, Member Meek seconded the SECONDARY Motion that the Board of Education postpone the discussion until the public has ample time to provide feedback in public session and for the Board to get its act together to direct our Superintendent.

Hanson, aye; Meek, aye; Myers, nay; Peterson, nay; Ray, aye; Williams, nay; Winegar, nay.

Upon a roll call vote being taken, the vote was: Aye: 3 Nay: 4. The motion failed 3 - 4.

NEW - Motion

Member Winegar moved, seconded by Member Williams to exercise unilateral termination of the Superintendent's Contract as specified under Section 8(D) of the contract to be effective immediately upon passing a vote of the majority of the Board.

Hanson, nay; Meek, nay; Myers, aye; Peterson, aye; Ray, nay; Williams, aye; Winegar, aye.

Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 3. The motion carried 4 - 3.

Adjournment

7. Adjournment

RECOMMENDATION : That the Board of Education adjourns the meeting.

Director Meek asked for clarification regarding District leadership.

President Peterson stated that there is a succession plan and that Deputy Superintendents Abner and Hiatt will take on the role of acting superintendent.

Board discussion.

ORIGINAL - Motion

Member Winegar moved, Member Myers seconded to approve the ORIGINAL motion that the Board of Education adjourns the meeting.

Hanson, aye; Meek, aye; Myers, aye; Peterson, aye; Ray, aye; Williams, aye; Winegar, aye.

Upon a roll call vote being taken, the vote was: Aye:7 Nay: 0. The motion carried 7 - 0.

President Peterson adjourned the meeting at 8:15 p.m.

These minutes summarize the final decisions made by the Board of Education at the referenced meeting. View the meeting via You Tube by accessing the following link: <https://www.youtube.com/watch?v=LyHsxsyT3Bc&list=PLyjVvMhp58liz3QmZQeX7QUKKhYfNu4Rb&index=10&t=3936s>

Supporting document(s) attached to the agenda <https://douglas.ic-board.com>



Mike Peterson

Mike Peterson
Board of Education President

Becky Myers

Becky Myers
Board of Education Secretary