

**RESOLUTION OF THE BOARD OF EDUCATION  
OF  
DOUGLAS COUNTY SCHOOL DISTRICT RE-1**

**(Regarding Withdrawal from the Rocky Mountain School of  
Expeditionary Learning Board of Cooperative Educational Services  
and Intergovernmental Agreement To Be Effective June 30, 2024)**

**WHEREAS**, on or about the 1992-93 school year, the Douglas County School District RE-1 (“DCSD”) and other sponsoring school districts formed the Expeditionary Learning School Board of Cooperative Educational Services (also referred to as the Rocky Mountain School of Expeditionary Learning Board of Cooperative Educational Services and referred to herein as the “RMSEL BOCES”) for the purpose of operating the Rocky Mountain School of Expeditionary Learning (“RMSEL”); and

**WHEREAS**, DCSD and other sponsoring districts have established the RMSEL BOCES and also entered into an Intergovernmental Agreement (“RMSEL IGA”) regarding the operation of RMSEL within the boundaries of the Denver Public Schools; and

**WHEREAS**, pursuant to the RMSEL IGA, 50 FTE student spaces are reserved for students from DCSD to attend RMSEL each school year; and

**WHEREAS**, RMSEL has provided a quality expeditionary learning program to its students; and

**WHEREAS**, since the formation of RMSEL, expeditionary learning schools have been established within the boundaries of DCSD and the number of students enrolled in RMSEL from DCSD in recent years is much less than the 50 FTE student spaces reserved for DCSD students; and

**WHEREAS**, DCSD’s administration has carefully reviewed and considered the merits of DCSD’s continued membership in the RMSEL BOCES and RMSEL IGA and has determined that it is in the best interests of DCSD to withdraw from the RMSEL BOCES and to terminate the RMSEL IGA effective June 30, 2024; and

**WHEREAS**, if DCSD withdraws from the RMSEL BOCES and its agreement pursuant to the RMSEL IGA is terminated, all students residing in DCSD who are currently enrolled in RMSEL may remain enrolled in RMSEL through their graduation pursuant to the terms of the RMSEL IGA; and

**WHEREAS**, DCSD’s Board of Education has been presented with information related to consideration of DCSD’s withdrawal from the RMSEL BOCES and termination of its participation in the RMSEL IGA; and

**WHEREAS**, Article IV of the Constitution of the RMSEL BOCES provides that a member district may withdraw from the RMSEL BOCES after giving written notice; and

**WHEREAS**, the RMSEL IGA provides that the board of education of any sponsoring district may terminate the Agreement by providing written notice to the RMSEL BOCES of its intent to withdraw from the Agreement by November 1<sup>st</sup> of any year and such notice shall operate to terminate the Agreement effective as of the end of the fiscal year following the year in which notice is given.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF DOUGLAS COUNTY SCHOOL DISTRICT RE-1:**

**Section 1. Approval of DCSD’s Withdrawal from RMSEL BOCES and Termination of Participation in the RMSEL IGA.** That the Board of Education of the Douglas County School District RE-1 (“Board”) hereby approves the administration’s recommendation that DCSD withdraw from the RMSEL BOCES and DCSD’s participation in the RMSEL IGA and therefore that DCSD shall withdraw from the RMSEL BOCES and shall terminate its participation in the RMSEL IGA to be effective June 30, 2024. Further, the Board directs the Board President or the Superintendent to provide the requisite written notice to the RMSEL BOCES and to take all other action on behalf of DCSD as necessary to give effect to DCSD’s withdrawal from the RMSEL BOCES and to terminate DCSD’s participation in the RMSEL IGA to be effective at the end of the 2023-24 school/fiscal year or June 30, 2024.

**Section 2. Superintendent Authorization to Perform Acts.** That the Superintendent is hereby authorized to execute and deliver for and on behalf of the Board written notice to the RMSEL BOCES of DCSD’s intention to withdraw from the RMSEL IGA and RMSEL BOCES by November 1, 2022 and is further authorized to perform all other acts that she may deem necessary or appropriate in order to implement and carry out the effectuation of DCSD’s withdrawal from the RMSEL BOCES and termination of DCSD’s participation in the RMSEL IGA effective at the end of the 2023-24 school/fiscal year or June 30, 2024.

**Section 3. Severability.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

**Section 4. Repealer of Measures.** All acts, orders, resolutions or parts thereof, in conflict with this Resolution are hereby repealed only to the extent of such conflict. This repealer shall not be construed as reviving any resolution, or part thereof heretofore repealed.

**Section 5. Effectiveness.** This Resolution shall take effect immediately upon its passage.

PASSED AND ADOPTED this 11<sup>th</sup> day of October, 2022.

AYES: \_\_\_\_\_

NAYS: \_\_\_\_\_

**DOUGLAS COUNTY SCHOOL DISTRICT RE-1**

[SEAL]

By \_\_\_\_\_  
Mike Peterson, President

Attest:

By \_\_\_\_\_  
Becky Myers, Secretary