



Board of Education
Minutes
Special Meeting #2
Tuesday, June 6, 2023

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.

The Board of Education conducted a Special Meeting on Tuesday, June 6, 2023 at 620 Wilcox Street, Castle Rock, CO 80104.

Call to Order and Roll Call

1. Call to Order

RECOMMENDATION: Presiding Board Member calls the meeting to order.

President Peterson called the Special Meeting of the Board of Education of Douglas County School District (DCSD) Number RE-1 to order at 5:30 p.m.

2. Roll Call

RECOMMENDATION: Presiding Board Member calls roll.

BOARD MEMBERS PRESENT: Meek, Myers, Peterson, Ray, Williams, Winegar (remote)

BOARD MEMBERS EXCUSED: N/A

ALSO IN ATTENDANCE: Superintendent Kane, General Counsel Klimesh, Chief Technology Officer Blair, Communications Officer Rader and Board Assistant Secretary Brockman.

Pledge of Allegiance

3. Pledge of Allegiance

RECOMMENDATION: Information only.

President Peterson led the Pledge of Allegiance.

Study/Work Session

4. Board's Consideration of Draft Resolution Regarding a Board Vacancy

RECOMMENDATION: That the Board consider the Draft Resolution Regarding a Board Vacancy to declare a vacancy in the District C office and to set the process and timeline for filling the vacancy.

- Attachment #1: 06.06.2023 Resolution Regarding a Board Vacancy

Elizabeth Hanson announced that she was resigning her position as a School Board Director of District C during a regular meeting of the District's Board of Education held on May 23, 2023 and subsequently submitted a written notice of her resignation on May 24, 2023. Colorado law provides that a School Board Director's office shall

be deemed vacant "[i]f the person who was duly elected or appointed submits a written resignation to the board of education and such resignation has been duly accepted by the board of education..." C.R.S. § 22-31-129(1)(c). A Board Director's written resignation does not create a vacancy in that Director's office until the written resignation has been formally accepted by the Board. The Board will consider acceptance of Elizabeth Hanson's resignation at a Special Meeting of the Board set for June 6, 2023 at 5:00 p.m. Pursuant to Colorado law, C.R.S. § 22-31-129(2), it is the responsibility of the Board of Education to declare a vacancy in the District C office and to appoint a successor to Ms. Hanson. Board File Policy BBBE states that, "[n]o later than the next regularly scheduled Board meeting following the event causing a vacancy on the Board, the meeting agenda shall include a resolution officially declaring the vacancy and setting forth the process and timeline for filling the vacancy."

The Board reviewed the draft resolution which declares the vacancy and sets the process and timeline for filling the vacancy consistent with the requirements of Colorado law and Board File Policy BBBE, Unexpired Term Fulfillment/Vacancies.

The Board discussed the application screening and interview process. Director Meek requested that applications submitted for Director District C be shared with all Board Directors and posted publicly. The Board members expressed general agreement. Applications will be posted publicly with personal information redacted.

Director Ray requested the language "of 18 years or older" be added to sub bullet 3.a. and that the contents of the application to fill the vacancy contain an attestation of voter registration. Counsel Klimesh suggested that sub bullet 3.a. be modified to state: "be a registered elector of 18 years or older and resident of the School District..." Director Ray agreed with the suggested language modification.

NEW - Motion

Director Ray moved; Director Myers seconded the NEW motion to approve the Resolution Regarding a Board Vacancy with the amended language adding "be a registered voter of 18 years or older" to sub bullet 3.a.

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

Upon a roll call vote being taken, the vote was: Aye: 6 Nay: 0. The motion carried 6-0.

NEW - Motion

Director Williams moved; Director Myers seconded the NEW motion to nominate Director Ray to review candidate applications and select interviewees with the Board President per the Resolution Regarding a Board Vacancy.

Meek, aye; Myers, aye; Peterson, abstained as required by the Resolution Regarding a Board Vacancy; Ray, abstained due to a conflict of interest; Williams, aye; Winegar, aye

Upon a roll call vote being taken, the vote was: Aye: 4 Nay: 0. The motion carried 4-0.

The Board members discussed their criteria for the ideal candidate.

Director Peterson advised that Director Hanson was filling the Board liaison role to the Foundation for Douglas County Schools (FDCS). She was also a Board liaison, along with President Peterson, to the DCSD Safety Committee. Director Meek

volunteered to serve as the Board liaison to FDCS and Director Ray volunteered to fill the Board liaison spot on the DCSD Safety Committee through November 2023.

5. Board of Education Retreat

RECOMMENDATION: Information only.

The Board will hold a full-day Retreat on July 31, 2023 at a location to be determined. Potential retreat topics include:

- Planning, execution and Board member expectations concerning a mill levy override and bond
- Potential changes to the Mission, Vision and Ends
- Reflection on Superintendent Monitoring Report implementation
- Consider changes to the Superintendent's contract
- Consider changes to Public Comment
- Discuss/develop a plan for School Year 2023-2024 policy review and prioritization
- Discuss Board of Education member onboarding process
- Discuss/develop Community Engagement Plan years two and three
- Book review: "A tale of two School Boards" (policy governance framework)
- Board self-evaluation

Agenda planning for the July 31, 2023 Board Retreat will be conducted virtually on Thursday, June 22, 2023 at 10:30 a.m.

Convene in Executive Session (a closed session)

6. Convene in Executive Session (a closed session) to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4) (b), regarding pending litigation, specifically Marshall v. Douglas County Board of Education et al., pending in District Court, Douglas County (Case No. 2022-cv-30071).

RECOMMENDATION: That the Board of Education convenes in Executive Session (a closed session) for purposes of holding conference with the District's attorney(s) to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4) (b), regarding pending litigation, specifically Marshall v. Douglas County Board of Education et al., pending in District Court, Douglas County (Case No. 2022-cv-30071).

The Board may hold an executive session for considering limited matters, including: Real Estate 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).

Board of Education Minutes

June 6, 2023

Page 4 of 4

ORIGINAL - Motion

Director Meek moved; Director Ray seconded to approve the ORIGINAL Motion that the Board of Education convenes in Executive Session (a closed session) for purposes of holding conference with the District's attorney(s) to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4) (b), regarding pending litigation, specifically Marshall v. Douglas County Board of Education et al., pending in District Court, Douglas County (Case No. 2022-cv-30071).

Meek, aye; Myers, aye; Peterson, aye; Ray, aye; Williams, aye; Winegar, no

Upon a roll call vote being taken, the vote was: Aye: 5 Nay: 1. The motion carried 5-1.

EXECUTIVE SESSION ATTENDANCE: Meek, Myers, Peterson, Ray, Williams, Winegar, and Outside Legal Counsel Geoff Blue

Executive Session Time: 6:40 p.m. to 7:10 p.m. on Tuesday, June 6, 2023.

The Executive Session concluded at 7:10 p.m. on Tuesday, June 6, 2023.

Adjournment

7. Adjournment

RECOMMENDATION: That the Board of Education adjourns the meeting.

President Peterson adjourned the meeting to Executive Session (a closed session) at 6:30 p.m. on Tuesday, June 6, 2023.

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://youtube.com/live/EMHIJ5ed2-0?feature=share>.

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

Mike Peterson
Board of Education President

ATTEST

Becky Myers
Board of Education Secretary