



Board of Education
Minutes
Tuesday, April 26, 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 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.

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

ALSO IN ATTENDANCE: Superintendent Kane, 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, Communications Officer Rader and Board Assistant Secretary Maresh.

Pledge of Allegiance

2. Pledge of Allegiance

DCSD Spotlight

3. Student Spotlight

RECOMMENDATION: Information only.

2022 Daniels Scholars Four DCSD students are recipients of the 2022 Daniels Fund Scholarship. The program provides a four-year college scholarship to students who demonstrate strength of character, leadership potential, a commitment to serving their communities, academic performance or promise, a well-rounded personality, and emotional maturity and stability. This year's Daniels Fund Scholars from DCSD are: Castle View High School - Samantha Wendell Chaparral High School - Jade Gromer Highlands Ranch High School - Hanna Becker Mountain Vista High School - Tabitha Reading

Superintendent Kane recognized the 2022 Daniels Fund Scholarship recipients.

Acceptance of Agenda

4. Acceptance of Agenda

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

ORIGINAL - Motion

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

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.

Superintendent Reports

Superintendent Kane provided brief updates on the leadership organizational chart and the letter to families and educators of students with special needs regarding input for a new Director of Special Education.

5. Narcan Update (10 minutes)

RECOMMENDATION: Information only.

- Attachment #1: 04.26.2022 Superintendent Report Narcan Update

Director of Student Support Services Dr. Kelli Smith, Nursing Services Coordinator Celia Flanagan and Nursing Services Coordinator Mary Evensen provided a Narcan update.

Board discussion.

6. Financial Well Being: School Year 2022-2023 Budget Update (30 minutes)

RECOMMENDATION: Information item only.

- Attachment #1: School Year 2022-2023 Budget Update

Chief Financial Officer Kotaska introduced Director of Budget Doan to provide an update for the School Year 2022-2023 Budget.

Staff answered questions.

Study/Work Session

7. Mill Bond Exploratory Ad Hoc Committee Presentation (20 minutes)

RECOMMENDATION: Information only.

- Attachment #1: 04.26.2022 MBEC Presentation_Final Attachment #2: 04.26.2022 MBEC Presentation_Final_UPDATED 04.25.2022

Chair Sandra Brownrigg will provide an update to the Board.

Chair Brownrigg and MBEC members provided an update to the Board.

Board discussion.

8. Review/Public Hearing of Novastar Academy DCSD Charter Application (10-minute presentation, 10-minute Q&A)

RECOMENDATION: Information only.

- Attachment #1: Novastar Academy - New DCSD Charter Application.pdf
- Attachment #2: DCSD April 2022 Board Meeting (Public Hearing) New Charter Application Presentation.pdf

Novastar Academy has applied for a new charter contract with Douglas County School District for a new charter school with potential opening in 2023-2024 school year. The Board will review the application and take action at the June 7, 2022 Board of Education meeting.

Director of Choice Programming Mosher presented an overview of the charter application process.

Novastar Academy representatives presented information regarding the Novastar Academy Charter School application.

Board discussion.

9. Review/Public Hearing of STEM Charter School Replication Plan (10-minute presentation|10-minute Q&A)

RECOMENDATION: Information only.

- Attachment #1: STEM Charter School Replication Plan.pdf
- Attachment #2: DCSD April 2022 Board Meeting (Public Hearing) New Charter Application Presentation.pdf

STEM Charter School has applied for replication with Douglas County School District with potential opening in 2023-2024 school year. The Board will review the application and take action at the June 7, 2022 Board of Education meeting.

STEM Charter School representatives presented information regarding the STEM Charter School Replication Plan.

Board discussion.

10. Review/Public Hearing of Lemman Academy Charter School Replication Plan (10-minute presentation|10-minute Q&A)

RECOMENDATION: Information only.

- Attachment #1: Lemman Academy Replication Plan (Fall 2024).pdf
- Attachment #2: DCSD April 2022 Board Meeting (Public Hearing) New Charter Application Presentation.pdf

Leman Academy Charter School has applied for replication with Douglas County School District with potential opening in 2024-2025 school year. The Board will review the application and take action at the June 7, 2022 Board of Education meeting.

Leman Academy Charter School representatives presented information regarding the Lemman Academy Charter School Replication Plan.

Board discussion.

President Peterson called for a recess at 7:51 p.m. and reconvened the Special Board Meeting at 8:03 p.m.

Public Comment

11. Public Comment Regarding Proposed Charter Schools | Agenda Items #8, #9, #10

RECOMENDATION: Information only.

- Attachment #1: Public Comment Roster

Colorado law (CRS 22-30.50-107(2)) requires that a public hearing be held in the district to obtain information to assist the Board in its subsequent decision to approve or deny a charter school application. 2022 Spring Cycle Charter Applicants:

- Novastar Academy
- STEM Charter School

- Leman Academy Charter
- Matt Collins, Littleton resident, provided comment regarding STEM School application and MLO/Bond
- Maria Castillo, Littleton resident, comment provided by John Castillo regarding STEM School
- John Castillo, Littleton resident, provided comment regarding STEM School
- Kelly Reyna, Parker resident, provided comment regarding STEM School
- Carl Gustafson, Highlands Ranch resident, provided comment regarding STEM School
- Alex Albertoni, Lone Tree resident, provided comment regarding STEM School
- Veronica Albertoni, Lone Tree resident, provided comment regarding STEM School
- Kyle Whitehair, Littleton resident, provided comment regarding STEM School
- Julia Taylor and Lenaya Dotseth, Littleton residents, provided comment regarding STEM School and MLO/Bond
- Janeen McDonald, Littleton resident, provided comment regarding charter school applications
- Michelle Suparat, Englewood resident, provided comment regarding Leman Academy application
- Nicole Bostel, Brighton resident, provided comment regarding STEM School
- Crista Mann, Parker resident, provided comment regarding Leman Academy
- Judy Brannberg, Littleton resident, provided comment regarding STEM School
- Barry Brannberg, Littleton resident, comment provided by Judy Brannberg regarding STEM School
- Valerie Mundell, Littleton resident, provided comment regarding charter school application for Sterling Ranch
- Jason Kassay, Littleton resident, provided comment regarding charter school in Sterling Ranch
- Nicole Linhardt, Littleton resident, provided comment regarding charter school applications
- Roy Martinez, Lakewood resident, provided comment regarding STEM School
- Alena Kardalian, Aurora resident, provided comment regarding Novastar Academy
- Tatiana Zeltser Valverde, Englewood resident, provided comment regarding Novastar Academy
- Rachel Reilvitz, Castle Rock resident, provided comment regarding Novastar Academy
- Alona Comerford, Littleton resident, provided comment regarding STEM School
- Yuri Kreyman, Aurora resident, provided comment regarding Novastar Academy
- Liubou Kazacheuskaya, Denver resident, provided comment regarding Novastar Academy
- Karen Pennington, Parker resident, provided comment regarding charter schools
- Jeanie Brevoort, Castle Rock resident, provided comment regarding STEM School

12. Public Comment

RECOMMENDATION: Information only.

- Attachment #1: Public Comment Roster

Community input that could help the District meet the challenge of becoming the best school system possible is always welcome.

- Amity Wicks, Highlands Ranch resident, provided comment regarding Director Ray
- Jennifer Iversen, Castle Pines resident, comment read by Eiko Browning regarding special education
- Megan Burch, Littleton resident, provided comment regarding equity
- Lucy Squire, Highlands Ranch resident, provided comment regarding supporting staff
- Will Johnson, Highlands Ranch resident, provided comment regarding academic excellence
- Patti Hickey, Littleton resident, provided comment regarding Director Peterson
- Kevin DiPasquale, Centennial resident, provided comment regarding District business and the Board
- Amy Windju Castle Rock resident, provided comment regarding Directors Hanson, Meek, Ray
- Tiffani Wilson, Parker resident, provided comment regarding Marshall lawsuit
- Heidi Curoe, Aurora resident, provided comment regarding budget
- Lydia Hayes, Parker resident, provided comment regarding neighborhood school
- Eiko Browning, Highlands Ranch resident, provided comment regarding curriculum, charter schools, Director Peterson
- Robert Marshall, Highlands Ranch resident, provided comment regarding CORA, lawsuit
- Brandi Bradley, Littleton resident, provided comment regarding Director Ray
- Jenny Brady, Highlands Ranch resident, provided comment regarding curriculum
- Spencer Peyton, Parker resident, provided comment regarding Board conduct
- Anthony Hartsook, Parker resident, provided comment regarding school studies
- Matthew Solak, Parker resident, provided comment regarding teacher activism
- Lucas Johnson, Highlands Ranch resident, provided comment regarding the Board
- Matthew Smith, Highlands Ranch resident, provided comment regarding Director Ray, lawsuit
- Laureen Boll, Highlands Ranch resident, provided comment regarding FAIR
- Tiffany Baker, Highlands Ranch, resident, provided comment regarding Board legal counsel
- Juli Watkins, Castle Rock resident, provided comment regarding DougCo Collective
- Chad Cox, Castle Rock resident, provided comment regarding Narcan, Equity Advisory Council
- Margarita Anne Fiduccia, Highlands Ranch resident, provided comment on behalf of a teacher regarding sex education
- Tina De Los Santos, Parker resident, provided comment regarding lawsuit
- Jose De Los Santos, Parker resident, provided comment regarding Director Ray
- Ursula Kakos, Castle Rock resident, provided comment regarding textbook and novel adoptions
- Gretchen Brahm, Highlands Ranch resident, provided comment regarding Board legal counsel
- Liz Wagner, Littleton resident, provided comment regarding lawsuit

President Peterson called for a recess at 9:45 p.m. and reconvened the Special Board Meeting at 9:55 p.m.

Adoption of Consent Agenda

13. Adoption of Consent Agenda: Staff Recommendations, Detailed in Agenda Items #14-#28 Organized for Board of Education Block Approval

RECOMENDATION: That the Board of Education adopts the Consent Agenda as presented:

- #14 Approval of Personnel Changes
- #15 Approval of Initial Guaranteed Maximum Price (iGMP) - Nutrition Services Freezer Addition Project
- #16 Approval of School Capacity and Boundary Analysis (SCBA) Scenario 9C - Assignment of Solstice Filings #4 and #5 to Coyote Creek Elementary
- #17 Approval of General Obligation Bonds, Series 2012 and 2013 Parameters Resolution
- #18 Approval of CORE Electric Cooperative Easement for Pine Lane Elementary School
- #19 Approval of Douglas County School District's application for Every Student Succeeds Act (ESSA) Funds (Title funds)
- #20 Approval of Education Workforce Grant for SkyView Academy
- #21 Approval of 2022-23 Renewal for Alternative Education Campus Designation
- #22 Approval of Renaissance Secondary Charter School Contract
- #23 Approval of SkyView Academy Charter School Contract
- #24 Approval of Challenge to Excellence Charter School Contract
- #25 Approval of Parker Core Knowledge Charter School Contract
- #26 Approval of Textbook Adoption
- #27 Approval of Novel Adoption
- #28 Approval of Intergovernmental Agreement between the Roxborough Village Metropolitan District and the Douglas County School District

ORIGINAL - Motion

Member Ray moved, Member Meek seconded to approve the ORIGINAL Motion that the Board of Education adopts the Consent Agenda as presented:

- #14 Approval of Personnel Changes
- #15 Approval of Initial Guaranteed Maximum Price (iGMP) - Nutrition Services Freezer Addition Project
- #16 Approval of School Capacity and Boundary Analysis (SCBA) Scenario 9C - Assignment of Solstice Filings #4 and #5 to Coyote Creek Elementary
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- #19 Approval of Douglas County School District's application for Every Student Succeeds Act (ESSA) Funds (Title funds)
- #20 Approval of Education Workforce Grant for SkyView Academy
- #21 Approval of 2022-23 Renewal for Alternative Education Campus Designation
- #22 Approval of Renaissance Secondary Charter School Contract
- #23 Approval of SkyView Academy Charter School Contract
- #24 Approval of Challenge to Excellence Charter School Contract
- #25 Approval of Parker Core Knowledge Charter School Contract
- #26 Approval of Textbook Adoption
- #27 Approval of Novel Adoption
- #28 Approval of Intergovernmental Agreement between the Roxborough Village Metropolitan District and the Douglas County School District

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.

14. Approval of Personnel Changes

RECOMENDATION: That the Board of Education approves the Personnel changes as presented under adoption of Consent Agenda.

- Attachment #1: Classified CON BD List
- Attachment #2: Classified PUB BD List
- Attachment #3: Licensed Admin ProTech CON BD List
- Attachment #4: Licensed Admin ProTech PUB BD List

15. Approval of Initial Guaranteed Maximum Price (iGMP) - Nutrition Services Freezer Addition Project

RECOMMENDATION: That the Board of Education approve the Initial Guaranteed Maximum Price (iGMP) - Nutrition Services Freezer Addition Project under adoption of Consent Agenda.

- Attachment #1: First Amendment to Construction Management/General Contractor Agreement Revised

The Construction Management/General Contractor (CM/GC) project delivery method was selected to complete the Nutrition Services Freezer Addition project. On February 17, 2022, the Douglas County School District (DCSD) Strategic Sourcing and Contract Management in conjunction with the Construction department issued a Request for Proposal (RFP) on BidNet to all interested CM/GCs for the Nutrition Services Freezer Addition project. Four (4) responses were received on March 15, 2022. The Construction department in conjunction with the project architect, LKA Partners, and District staff reviewed submittals. Saunders Construction was selected as the CM/GC firm based on recent similar experience, the project team, and the design/pre-construction services fee proposal. Saunders Construction has been working with the architect, LKA Partners, Nutrition Services and District staff to verify and finalize project scopes and costs. An initial Guaranteed Maximum Price (iGMP) has been submitted by Saunders Construction which includes all construction costs and contractor's contingency. The final Guaranteed Maximum Price (fGMP) is anticipated to be at or below the iGMP. Should the fGMP exceed the iGMP, Board of Education approval will be requested for the fGMP. Nutrition Services Freezer Addition project total: \$5,958,716. Nutrition Services Fund 21 Fund balance will be used to pay for this project. Following approval of the fGMP, the Chief Operations Officer and Saunders Construction shall execute the GMP Amendment.

16. Approval of School Capacity and Boundary Analysis (SCBA) Scenario 9C - Assignment of Solstice Filings #4 and #5 to Coyote Creek Elementary

RECOMENDATION: That the Board of Education approve School Capacity and Boundary Analysis (SCBA) Scenario 9C - Assignment of Solstice Filings #4 and #5 to Coyote Creek Elementary under adoption of Consent Agenda.

- Attachment #1: DCSD_SCBA_Board_Rpt_9C

The Long Range Planning Committee (LRPC), Western Demographics, Inc. (WDI), and staff are submitting a School Capacity and Boundary Analysis (SCBA) recommendation on an urgent boundary scenario. This boundary change affects a mostly unbuilt subdivision. Very few families have purchased homes in the subdivision. This boundary scenario falls within the Streamlined Limited Impact Process (SLIP) for boundary changes. Specifically, this recommended change involves ten (10) or fewer families, the proactive reassignment of unbuilt residential development to schools with capacity, and where the transportation impact would be stable or minimal. Boundary changes to reassign unbuilt residential development to schools with capacity are time sensitive and urgent since the subdivisions evaluated as part of this process are growing extremely fast with new families every month. On February

8, 2022, the LRPC, WDI, and staff presented to the Board of Education an analysis of Scenario 9C - Assignment of Solstice Filings #4 and #5 being assigned to Coyote Creek Elementary from their current assignment at the Roxborough elementary schools. The Board of Education directed the LRPC, WDI, and staff to perform community outreach on this boundary scenario. On April 6, 2022 the LRPC reviewed results of the community outreach and recommended the Board of Education approve this boundary change.

17. Approval of General Obligation Bonds, Series 2012 and 2013 Parameters Resolution

RECOMMENDATION: That the Board of Education Approve the General Obligation Bonds, Series 2012 and 2013 Parameters Resolution for interest rate savings under adoption of Consent Agenda.

- Attachment #1: Parameters Resolution
- Attachment #2: Registrar and Paying Agent Agreement
- Attachment #3: Escrow Agreement
- Attachment #4: Continuing Disclosure Certificate

The Authorizing Resolution as presented to the Board of Education approves the issuance of general obligation refunding bonds by the District to refund the outstanding General Obligation Refunding Bonds, Series 2012 and 2013 for interest rate savings. The resolution includes parameters within which the refunding bonds must comply in order to be issued. The resolution does not require the District to issue the refunding bonds.

18. Approval of CORE Electric Cooperative Easement for Pine Lane Elementary School

RECOMMENDATION: That the Board approve the CORE Electric Cooperative Easement for Pine Lane Elementary School under adoption of Consent Agenda.

- Attachment #1: Easement_DCSD

CORE Electric Cooperative has requested an easement for new underground power distribution lines at Pine Lane Elementary School.

19. Approval of Douglas County School District's application for Every Student Succeeds Act (ESSA) Funds (Title funds)

RECOMMENDATION: The Board of Education needs to approve the DCSD FY 2022-2023 ESSA Consolidated Programs Application for the use of these funds as outlined above under the Adoption of Consent Agenda.

- Attachment #1: Douglas County School District's Application for Every Student Succeeds Act (ESSA) Title Funds

The Every Student Succeeds Act (ESSA) provides supplemental funding for school districts across the country. Douglas County School District (DCSD) is eligible to receive an estimated \$2,267,100 (estimated preliminary allocations) for the 2022-2023 school year. The funds must be used in compliance with the specific requirements of each Title program within ESSA law. Also, they must supplement, not supplant, a district's general operating budget. DCSD's proposed uses of 2022-2023 ESSA funds emphasize: Title IA - Supplemental funding focused on providing additional instructional time to address the needs of a Title I identified school's lowest performing students and those students found to be at most risk for not meeting academic standards. Programming includes support for evidence-based programs and strategies, intensive instructional interventions (inclusive of additional FTE in the form of literacy and math interventionists at all Title I schools), behavioral supports which may be in the form of additional FTE at Title I schools; extended-time programs (after school tutoring and summer school programming), parent involvement, supplemental instructional supplies, and professional development for staff. Additionally, these funds support all services

required by the McKinney-Vento Act for all district homeless students through the use of the Title I Homeless Set-Aside. Title IIA - Supplemental funding intended to increase student academic achievement by improving educator quality. These funds are used for the direct support of professional development and coaching of teachers, paraeducators, principals and assistant principals, as well as any specialized staff positions (e.g. special education, ELL, GT, mental health, etc.). Funds provide for courses in a variety of areas as outlined in the Uses of Funds including paraeducator and supervisory training, literacy supports (e.g., Orton Gillingham, GT trainings, EL trainings, and a variety of MTSS (Multi-tiered Systems of Support) courses. Title IIIA - Supplemental funding designed to improve the education of English Language Learners by helping these students learn English and meet challenging academic content and student academic achievement standards. The supplemental programming supports are inclusive of ELD instructional strategies and resources, tutoring, parent outreach, professional development for ESL and classroom teachers, coordinated activities with community partners to enhance learning for students, and SAT Prep in the Use of Funds summary. Title IVA - Supplemental funding designed to support activities that provide well-rounded educational opportunities; improve school conditions for student learning (safe and healthy students); and improve the use of educational technology in order to improve the academic achievement and digital literacy of all students. The supplemental programming supports suicide prevention and intervention training, restorative practices, support for low income students on advanced placement exam fees, and other supports as outlined in the summary. The attached summary will be linked to the DCSD webpage at the April 26th Board of Education meeting. An opportunity for public comment regarding our district application for ESSA Title funds will be provided at the same meeting.

20. Approval of Education Workforce Grant for SkyView Academy

RECOMMENDATION: That the Board of Education approve Workforce Grant for SkyView Academy under adoption of Consent Agenda.

- Attachment #1: SkyView_CDE Workforce Grant Application.pdf
- Attachment #2: SkyView_CDE Education Workforce Program Budget.pdf

SkyView Academy is applying for the CDE Education Workforce Grant. If granted approval through CDE's internal grant approval review process, the school will engage in the activities as outlined in their application to CDE. This program exists to provide funding that supports securing a strong, talented education workforce that can ensure safe in-person learning, address learning loss, complete unfinished learning, and meet the COVID-related needs of Colorado students. Through the assistance funded under this program, districts/eligible charters will be able to ensure ongoing and high-quality learning continues for all students. The maximum amount of funding request is capped at \$100,000. SkyView has applied and are awaiting review by CDE to see if they are granted the funds. Funds are currently available for the 2022-2023 school year. Grant scoring will utilize a prioritization process for districts and schools that have demonstrated workforce shortages. Submission to CDE was through an abbreviated online application process. Rationale for Request: For the CDE Education Workforce Grant, Board knowledge of the grant application request by charters is required as part of the submission of the application and acceptance of grant funds by the District, as the fiscal agent for the grant. CDE will be scoring, approving, and awarding the grant application and funds. If the grant is awarded CDE has an extensive evaluation process in place for the use of the grant funds and related activities. Grant Request is for \$94,773 for 22-23.

21. Approval of 2022-23 Renewal for Alternative Education Campus Designation

RECOMMENDATION: That the Board of Education approve the 2022-23 Alternative Education Campus Designation renewals under adoption of Consent Agenda.

- Attachment #1: Application/Renewal for AEC-Daniel C. Oakes High School

- Attachment #2: Application/Renewal for AEC-Eagle Academy
- Attachment #3: Application/Renewal for AEC-HOPE Online Learning Academy

Renewal for Alternative Education Campus Designation for Daniel C. Oakes High School, Eagle Academy and HOPE Online Learning Academy for the 2022-23 school year by the State of Colorado Department of Education.

22. Approval of Renaissance Secondary Charter School Contract

RECOMMENDATION: That the Board of Education approve the Renaissance Secondary Charter School Contract under adoption of Consent Agenda.

- Attachment #1: FINAL 2022-2027 RSS CONTRACT WITH ATTACHMENTS

The Board of Education will consider the charter school contract renewal for Renaissance Secondary.

23. Approval of SkyView Academy Charter School Contract

RECOMMENDATION: That the Board of Education approve the SkyView Academy Charter School Contract under Adoption of Consent Agenda.

- Attachment #1: FINAL 2022-2027 SKYVIEW CONTRACT WITH ALL ATTACHMENTS.pdf

The Board of Education will consider the charter school contract renewal for SkyView Academy

24. Approval of Challenge to Excellence Charter School Contract

RECOMMENDATION: That the Board of Education approve the Challenge to Excellence Charter School Contract under adoption of Consent Agenda.

- Attachment #1: FINAL 2022-2027 C2E CONTRACT WITH ATTACHMENTS

The Board of Education will consider the charter school contract renewal for Challenge to Excellence.

25. Approval of Parker Core Knowledge Charter School Contract

RECOMMENDATION: That the Board of Education approve the Parker Core Knowledge Charter School Contract under Adoption of Consent Agenda.

- Attachment #1: Final 2022-2027 PCK CONTRACT WITH ALL ATTACHMENTS.PDF

The Board of Education will consider the charter school contract renewal for Parker Core Knowledge.

26. Approval of Textbook Adoption

RECOMMENDATION: That the Board of Education approves the recommended textbooks under Adoption of Consent Agenda.

- Attachment #1: District Initiated Textbook_Required Curriculum Materials Adoption Proposal, Essential Health Skills for Middle School
- Attachment #2: District Initiated Textbook_Required Curriculum Materials Adoption Proposal, Health & Wellness
- Attachment #3: Textbook Adoption Proposal, StudySync

The Textbook Adoption Process has been followed according to Board Policy. The textbooks were posted on the district website and public comment/input was requested. These resources will be used as a "textbook" in the respective content

area and grade level for major information as per Board definitions in Board File IJ.

27. Approval of Novel Adoption

RECOMMENDATION: That the Board of Education approves the recommended novels under Adoption of Consent Agenda.

- Attachment #1: Novel Adoption Proposal, Station Eleven Attachment #2: Novel Adoption Proposal, The Sun Does Shine: How I Found Life and Freedom on Death Row

The Novel Adoption Process has been followed according to Board Policy for the below novels. The novels were posted on the district website and public comment/input was requested. These novels will be available for teachers to use as "Required Curriculum Materials" in the respective content area and grade level for major information as per Board definitions in Board File IJ should the teacher and school decide.

28. Approval of Intergovernmental Agreement between the Roxborough Village Metropolitan District and the Douglas County School District

RECOMMENDATION: That the Board approve the Intergovernmental Agreement Between Roxborough Village Metropolitan District and the Douglas County School District under adoption of Consent Agenda.

- Attachment #1: IGA Roxborough Village Metro District and DCSD

This Intergovernmental Agreement between the Roxborough Village Metropolitan District ("RVMD") and the Douglas County School District ("DCSD") addresses the agreements between the parties related to the construction of a greenhouse at RVMD expense on Roxborough Intermediate School property and the subsequent operation of the greenhouse. Each party wishes to participate in the operation of the greenhouse for the mutual benefit of the students of DCSD and the residents of RVMD by providing experience and instruction to students relative to growing plants and trees and to produce plants and trees for planting within RVMD boundaries.

Adoption of Joint Motion Agenda

29. Approval of Minutes

RECOMMENDATION: That the Board of Education approve the Board minutes as presented.

- Attachment #1: 03.02.2022 Meeting Minutes_Unofficial
- Attachment #2: 03.03.2022 Meeting Minutes_Unofficial
- Attachment #3: 03.08.2022 Meeting Minutes_Unofficial

ORIGINAL - Motion

Member Meek moved, Member Williams seconded to approve the ORIGINAL motion that the Board of Education approve the Board minutes as presented.

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.

Study/Policy Revision

30. Proposed Revisions to Board File: JLCD Administering Medicines to Students

RECOMMENDATION: That the Board approve the revision to Board File: JLCD Administering Medicines to Students.

- Attachment #1: JLCD Administering Medicines to Students

This revision is to Board File: JLCD, Administering Medicines to Students. The revision to Board File JLCD is made to allow schools to have supplies of opiate antagonists (such as Naxalone Hydrochloride or a similarly acting drug) to assist students, District staff or others who are at risk of an opiate-related drug overdose event. The revision is permitted by Colorado statute.

Board discussion.

ORIGINAL - Motion

Member Ray moved, Member Hanson seconded to approve the ORIGINAL motion that the Board approve the revision to Board File: JLCD Administering Medicines to Students.

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.

31. Review and Consideration of Revision to Board File: BEAA Electronic Participation in School Board Meetings

RECOMMENDATION: That the Board of Education approve the revision of Board File: BEAA Electronic Participation in School Board Meetings as submitted.

- Attachment #1: BEAA Electronic Participation in School Board Meetings (08.10.2021)
- Attachment #2: Proposed Revisions to BEAA Electronic Participation in School Board Meetings

The Board of Education will review and consider revision of Board File: BEAA Electronic Participation in School Board Meetings.

Board discussion.

General Counsel Klimesh provided statute.

AMENDED - Motion

Member Ray moved, Member Williams seconded to approve the AMENDED motion that the Board approve the revision of Board File: BEAA Electronic Participation in School Board Meetings as submitted, with the additional amendment to strike the words "by the Board" in the second sentence of paragraph 7.

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.

Action Items

32. Resolution Identification of Lead Counsel in the Matter of Robert Marshall v. Douglas County Board of Education et al, Case No. 2022CV30071

RECOMMENDATION: That the Board of Education modify the proposed resolution to identify a lead counsel in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071.

- Attachment #1: 4.26.2022 Resolution Identifying Lead Counsel

Two law firms are coordinating their efforts to represent the Board of Education in ongoing litigation in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071. The Board of Education recognizes that the public fisc of Douglas County residents will be served best by identifying lead counsel to ensure efficient litigation going forward.

AMENDED - Motion

Member Ray moved, Member Meek seconded to approve the AMENDED motion to amend the Agenda to place Item #32 Resolution Identification of Lead Counsel in the Matter of Robert Marshall v. Douglas County Board of Education et al, Case No. 2022CV30071 after Item #36.

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

Upon a roll call vote being taken, the vote was: Aye: 7 Nay: 0. The motion carried 6 - 1.

Board of Education Reports

33. President Report

RECOMMENDATION: Information only.

President Peterson advised:

- June 14, 2022 Board Retreat
- May 10, 2022 at 5:00 p.m. Study Session
- May 12, 2022 at 11:30 a.m. Agenda Planning Meeting
- April 27, 2022 ELD Celebration
- Thanked FOC for work regarding bond refunding
- Thanked the Choice Programming department and CART Team

34. Vice President Items

RECOMMENDATION: Information only.

Vice President Williams provided comment on the Mill Bond Exploratory Ad Hoc Committee and the Girls & Women in Sports Luncheon.

35. Director Items, Board Committee and Liaison Reports

RECOMMENDATION: Information only.

- Attachment #1: DAC 3-24-22 Minutes
- Attachment #2: DAC 4-21-22 Agenda
- Attachment #3: EAC 4-13-22 Agenda
- Attachment #4: FDCS 3-24-22 Agenda

- Attachment #5: FDOS 4-28-22
- Agenda Attachment #6: FOC 4-14-22 Agenda
- Attachment #7: FOC 3-3-22 Minutes
- Attachment #8: FOC 3-29-22 Minutes
- Attachment #9: LRPC 3-2-22 Minutes
- Attachment #10: LRPC 4-6-22 Agenda
- Attachment #11: MBEC 3-9-22 Minutes
- Attachment #12: MBEC 3-30-22 Agenda
- Attachment #13: MBEC 4-6-22 Agenda
- Attachment #14: MBEC 4-13-22 Agenda
- Attachment #15: MBEC 4-13-22 Minutes
- Attachment #16: MBEC 4-20-22 Agenda
- Attachment #17: MBEC 4-20-22 Minutes
- Attachment #18: MBEC 4-27-22 Agenda

Director Meek provided an update on the District Accountability Committee and comment on Public Comment.

Director Myers provided an update on the Douglas County Youth Initiative.

Director Ray commented on the Student Advisory Group and communication regarding the Mill Bond Exploratory Ad Hoc Committee and an MLO/Bond.

Director Winegar provided an update on the Fiscal Oversight Committee request to draft a bond refunding policy.

Convene in Executive Session

36. Convene in Executive Session (a closed session)

RECOMMENDATION: That the Board of Education adjourn the Study Session and convene in Executive Session (a closed session) for purpose of conferring 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 in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071.

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).

ORIGINAL - Motion

Member Myers moved, Member Ray seconded to approve the ORIGINAL motion that the Board of Education adjourn the Study Session and convene in Executive Session (a closed session) for purpose of conferring 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 in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071.

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.

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

Executive Session Time: 11:13 p.m. to 12:03 a.m. on Wednesday, April 27, 2022.

Executive Session concluded at 12:03 a.m. on Wednesday, April 27, 2022.

President Peterson reconvened the regular meeting at 12:06 a.m. on Wednesday, April 27, 2022.

32. Resolution Identification of Lead Counsel in the Matter of Robert Marshall v. Douglas County Board of Education et al, Case No. 2022CV30071

RECOMMENDATION: That the Board of Education modify the proposed resolution to identify a lead counsel in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071.

- Attachment #1: 4.26.2022 Resolution Identifying Lead Counsel

Two law firms are coordinating their efforts to represent the Board of Education in ongoing litigation in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071. The Board of Education recognizes that the public fisc of Douglas County residents will be served best by identifying lead counsel to ensure efficient litigation going forward.

Board discussion.

AMENDED - Motion

Member Ray moved to approve the AMENDED motion that the Board of Education modify the proposed resolution to identify a lead counsel in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071, with the following modification to the last statement:

"THEREFORE, BE IT RESOLVED, by the Board of Education of the Douglas County School District RE-1 that the law firm of Gessler Blue, LLC, specifically attorney Geoff Blue, as point person, is hereby appointed as the sole counsel to litigate the Lawsuit on behalf of the Board."

Friendly Amendment by President Peterson to amend the statement to read:

"THEREFORE, BE IT RESOLVED, by the Board of Education of the Douglas County School District RE-1 that the law firm of Gessler Blue, LLC is hereby appointed as the sole counsel to litigate the Lawsuit on behalf of the Board; and specifically Geoff Blue, as the primary point of contact for the Board."

Friendly Amendment accepted by Director Ray.

AMENDED - Motion

Member Ray moved, Member Hanson seconded to approve the AMENDED motion that the Board of Education modify the proposed resolution to identify a lead counsel in the matter of Robert Marshall v. Douglas County Board of Education et al., Douglas County District Court Case No. 2022CV30071, with the following modification to the last statement:

"THEREFORE, BE IT RESOLVED, by the Board of Education of the Douglas County School District RE-1 that the law firm of Gessler Blue, LLC is hereby appointed as the sole counsel to litigate the Lawsuit on behalf of the Board; and specifically Geoff Blue, as the primary point of contact for the Board."

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.

Adjournment

37. Adjournment

RECOMMENDATION: That the Board of Education adjourns the meeting.

ORIGINAL - Motion

Member Ray 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 12:14 a.m. on Wednesday, April 27, 2022.

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=HJr-D32bitw&list=PLYjVvMhp58liz3QmZQeX7QUKKhYfNu4Rb&index=2&t=14453s>

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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