



SCHOOL DISTRICT NO. 1
IN THE CITY AND COUNTY OF DENVER
DENVER, COLORADO

AGENDA

BOARD OF EDUCATION MEETING

DRAFT - 12/18/08
ADMINISTRATION BUILDING
900 GRANT STREET
FIRST FLOOR BOARD ROOM
December 18, 2008

OPENING OF MEETING – 5:00 p.m.

- Call to Order
- Pledge of Allegiance
- Roll Call

BOARD MEMBER REPORTS

- Recognition of George Washington High School's Student Newspaper
Receiving the Newspaper Pacemaker Award*
- Recognition of Greenwood ECE-8 Title I Distinguished School*

SUPERINTENDENT REPORTS

- Velma Rose Retirement Recognition*
- Policy JKC Presentation*

CONSENT AGENDA*

Board of Education

- Minutes of November 20, 2008*
- Minutes of December 15, 2008*
- Gift Report*
- Resolution Regarding Tuition Equity – The Board of Education will be asked to approve the Resolution Supporting Tuition Equity. (Hold vote until after Public Comment.)*

* Items scheduled for action at this meeting are noted in italics
** Items for information only

Finance and Audit

Motion to Approve Annual Grant Report – The Board of Education will be asked to approve the Annual Grant Report which lists all large grants received by Denver Public Schools for 2007-2008.

Motion to Approve Contract Renewal with Microsoft – The Board of Education will be asked to approve the contract renewal with Microsoft.

Motion to Approve Contract between Denver Public Schools and Learn It Systems – The Board of Education will be asked to approve the contract with Learn It Systems for after school tutoring services.

Motion to Approve Contract between Denver Public Schools and Tutor Train, LLC – The Board of Education will be asked to approve the contract with Tutor Train for after school tutoring services.

Motion to Approve Contract between Denver Public Schools and Summer Scholars – The Board of Education will be asked to approve the contract with Summer Scholars for after school tutoring services.

Motion to Approve Contract between Denver Public Schools and Denver's Great Kids Head Start – The Board of Education will be asked to approve the contract with Denver's Great Kids Head Start for after head start services.

Motion to Approve Contract between Denver Public Schools and WAH Capital Inc. dba Club Z Tutoring – The Board of Education will be asked to approve the contract with Club Z Tutoring for after school tutoring services.

Motion to Approve Contract between Denver Public Schools and John Corcoran Foundation – The Board of Education will be asked to approve the contract with John Corcoran Foundation for after school tutoring services.

Motion to Approve Resolution Regarding Denver Public Schools and Stapleton Development Corporation – The Board of Education will be asked to approve the resolution regarding the closing with Stapleton Development Corporation for purchase of 20 acres for Stapleton High School site property.

Chief Operating Officer

Budget and Finance

Resolution Authorizing Signatures for Banking Transactions – The Board of Education will be asked to approve this resolution to address staffing changes effective December 31, 2008.

Facilities

Motion to Approve Minor Boundary Adjustment – The Board of Education will be asked to approve the minor Boundary Adjustment between Denver and Arapahoe Counties.

Human Resources

Motion to Approve the Personnel Transaction Report – The Board of Education will be asked to approve the Personnel Transaction Report for December, 2008,

* Items scheduled for action at this meeting are noted in italics

** Items for information only

which contains information regarding employee activity such as appointments, resignations, and transfers.

Motion to Accept in Part and Reject in Part Arbitration Report Regarding AAA No 77 390 00449 07 - The Board of Education will be asked to accept in part and reject in part the Arbitrator's Report Regarding AAA No 77 390 00449 07.

Chief Academic Officer

Motion to Approve Redrawing of School Boundaries to Accommodate the Rishel Middle School Closure – The Board of Education will be asked to approve the new school boundaries due to the closure of Rishel Middle School.

Denver Public Schools Retirement System

Motion to Approve Language Changes to the Denver Public Schools Retirement System – The Board of Education will be asked to approve language changes to the Retirement and Benefit Plan of the Denver Public Schools Retirement System to allow for general clean-up to the Plan language, collection of employee contributions for casual (part-time, hourly) service more closely related to the actual cost of the qualifiable casual service, and the adoption of Plan provisions regarding implementation of more streamline administrative procedures for Deferred Members.

OLD BUSINESS

NEW BUSINESS**

Policy Review

Introduction of Policy JKC – The Board of Education will be given a first reading of proposed Policy JKC regarding physical intervention with students.

ADJOURNMENT

PUBLIC COMMENT – 6:30 – 7:30 p.m.

* *Items scheduled for action at this meeting are noted in italics*

** *Items for information only*

School District No. 1
in the City and County of Denver and State of Colorado

Board of Education

PROCLAMATION

WHEREAS,

THE GEORGE WASHINGTON HIGH SCHOOL

NEWSPAPER, *THE SURVEYOR,*

has distinguished itself by being honored with the prestigious Newspaper Pacemaker award at the JEA/NSPA Fall National High School Journalism Convention awards ceremony in St. Louis Saturday, November 15, 2008; and

WHEREAS, being bestowed this honor adds to the growing achievements of George Washington High School; let it be known that student advisors Aaron Betcher and C.L. Harmer, and all students who work on *The Surveyor*, have accomplished this goal.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Education of School District No. 1 in the City and County of Denver and the State of Colorado this date, December 18, 2008, expresses its congratulations to the George Washington High School Newspaper for outstanding performance, thereby bringing great honor and pride to the community, the Denver Public Schools, and the City of Denver.

Let this proclamation be entered into the official records of the school district.



BOARD OF EDUCATION

Theresa K. Pena, President
Michelle Moss, Vice President
Jill Conrad, Secretary
Bruce L. Hoyt, Treasurer
Arturo Jimenez
Jeanne Kaplan
Kevin Patterson
Michael F. Bennet, Superintendent

GEORGE WASHINGTON HIGH SCHOOL NEWSPAPER

THE SURVEYOR

2007-2008 Student Advisor: Aaron Becher

2008-2009 Student Advisor: C.L. Harmer

2008-2009 Students:

**Habab Badri
Antoine Bezy
Henry Biermann
Asia Black
Sarah Black
Abigail Bowen
Cecelia Crossen
Jane Culkin
Madelaine Czufin
Paige Dahlman
Nadia Fierro
Kendal Ford
Aerik Francis
Courtney Galloway
Mads Hegelund
Simon Hegelund
Taylor Hine
Randall Hurst
Duvalier Johnson
Jasmine Jordahl
Grace Kohn
Amelia Kucic
Samantha McNeal
Laura Moore
Morgan Padilla
Pablo Pantoja-Quinones,
Clara Troyer
Connor Williams
William Witwer
Madeline Wolberg
Sarah Wolberg
Heather Yin**

School District No. 1
in the City and County of Denver and State of Colorado

Board of Education

PROCLAMATION

WHEREAS,

GREENWOOD ECE-8

has distinguished itself by being awarded the Title I Distinguished School award; and

WHEREAS, being bestowed this honor adds to the growing achievements of Greenwood ECE-8; let it be known that Principal Devin Dillon, the administration, the teachers and the students of Greenwood, have accomplished this goal by exceeding the 2011-2012 AYP goal with 90% or more of the students proficient in reading and math.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Education of School District No. 1 in the City and County of Denver and the State of Colorado this date, December 18, 2008, expresses its congratulations to Greenwood ECE-8 for outstanding performance, thereby bringing great honor and pride to the community, the Denver Public Schools, and the City of Denver.

Let this proclamation be entered into the official records of the school district.



BOARD OF EDUCATION

Theresa K. Pena, President
Michelle Moss, Vice President
Jill Conrad, Secretary
Bruce L. Hoyt, Treasurer
Arturo Jimenez
Jeanne Kaplan
Kevin Patterson
Michael F. Bennet, Superintendent

MINUTES OF THE REGULAR MEETING (08-21) OF THE
BOARD OF EDUCATION OF SCHOOL DISTRICT NO. 1,
IN THE CITY AND COUNTY OF DENVER AND STATE OF COLORADO
HELD IN THE BOARD ROOM, 900 GRANT STREET
5:00 P.M., THURSDAY, NOVEMBER 20, 2008

The Morey Middle School Violin Quartet and Saxophone Quartet performed for the audience and Board members.

I. Call to Order – 5:00 p.m.

Pledge of Allegiance

Roll Call

President Theresa Peña called the meeting to order at 5:06 p.m. The following Board of Education members were present: Ms. Jill Conrad, Mr. Bruce Hoyt, Mr. Arturo Jiménez, Mrs. Jeannie Kaplan, Mrs. Michelle Moss, Mr. Kevin Patterson, and Ms. Theresa Peña.

II. Board Member Reports

Presentation of Colorado Association of School Boards Award to Michelle Moss

Ms. Conrad stated that Michelle Moss is the recipient of the Colorado Association of School Boards' Region Five McGuffey Award. Mrs. Moss, nominated by her Board colleagues, received this special award that is given to hard working and visionary leaders.

Recognition of East High School Soccer Team for Winning the State Soccer Championship

Mr. Patterson read a Proclamation in recognition of, and congratulating, the East High School Boys' Soccer Team as winners of the Colorado State 5A Boys' Soccer Championship on November 5, 2008.

Recognition of Joseph Manilafasha from North High School for Winning the Colorado State 4A Cross Country Championship

Mr. Hoyt read a Proclamation in recognition of, and congratulating, North High School student, Joseph Manilafasha, for distinguishing himself by winning the Colorado State 4A Boys' Cross Country Championship on October 25, 2008.

Recognition of 2008 Bond Co-Chairs and Committee

Ms. Peña expressed Board members sincere gratitude to Denver voters for their overwhelming support for the district's bond package. She thanked members of the Citizen's Committee for Capital Needs (CCCN) for their time, hard work, and dedication. She recognized the three Co-Chairs: Dawn Bookhardt, Denise Maes, and Bill Mosher; current and 2006 committee members: Jean Abney, Pam Brown, Tom Buescher, Tom Downey, Chief Joe Gonzales, Kelly Leid, Bennie Milliner, Charles Roberts, and Leo Smith; new members: Joslyn Green, John Huggins, Keiko Kawahara, Patsy Roybal, Brian Weber, and Lesli Young; campaign team members that spent a lot of evenings working with the neighborhood and community teams: Michael Hancock, Lucia Guzman, and Bill Mosher.

Recognitions

Mrs. Kaplan noted that the Board of Education would like to recognize and congratulate the following schools, departments, and individuals:

Students from George Washington, East, Denver Center for International Studies (DCIS), Denver School of the Arts (DSA), and South High Schools were recognized by the National Merit Scholarship Program, an annual academic competition for recognition and scholarships that is open to all U.S. high school students who meet published entry requirements. Only the top 50,000 students with the highest scores on the PSAT are recognized. The top 16,000 are recognized as Semifinalists and the next 34,000 are recognized as Commended Students. The following students show exceptional academic ability and potential for success in rigorous college studies:

George Washington High School

Semifinalists:

Alexandra Efaw
Skylar Ellisberg
Joanna Foote
Emille Josephs
Peter Lewis
Sean Manton
Donald Mares
Elyse Miller
Kyle Smith
Hana Toribara
Randy Waymire
Madeline Wolberg

Commended Students:

Nathaniel Austin
Angela Bae
Sean Carlson
Christopher Grant
Amie Kashon
Christopher Lowe
Parker Martin
Nate Neligh
Scott Symonds
Taylor Webster

East High School

Semifinalists:

Isabella Kendrick
Olivia Rudeen
Zachary Sulsky
Jeffrey Thalsofer

Commended Students:

Rachel Spidell
Magdalen Thulson

Semifinalists:

Maile Gove – DCIS
Elliot Clough – DCIS
Sarah Johnson – DSA
Adam Segal – DSA
Sandra Vernon - South

Commended Students:

Erik Brockbank – DSA
Hope Broyles - DSA
Paul Hamilton-Pennell - DSA

National Achievement:

Isabella Shaw - DSA

The new Communications Office Web Site received the Silver Davey Award in the largest and most prestigious awards competition judging the finest creative work from the best small firms, agencies, and companies worldwide. The new web site, launched in April 2008, is part of the Communications Office’s efforts to celebrate and accelerate progress by engaging the community more fully in the education reform agenda of the Denver Public Schools.

Roman Ross, a Hill Middle School student, was honored with a Denver Police Department Commendatory Letter and the Bill Daniels Neighborhood Hero Award for taking brave actions that saved the life of a child who was in danger of drowning.

Johnson Elementary School students Edward Monarrez, Jaime Acosta, and Flor Vega won the Colorado Association for Bilingual Education (CABE) student essay contest.

Pioneer Charter School First Grade teacher, Rocio Vargas, was one of Office Max’s “A Day Made Better” winners. She was surprised by Office Max representatives with classroom resources and supplies worth over \$1,000.

III. Superintendent’s Report

Superintendent Michael Bennet noted that he had given Board members information on a teacher dismissal.

IV. Consent Agenda

Assistant Secretary Jacquie Lucero read the Agenda items. In accordance with Consent Agenda procedures, the following items were removed from the Consent Agenda and held for discussion:

Resolution to Approve Charter School Proposal from Cesar Chavez Academy
Denver

Resolution to Deny Charter School Proposal from Denver Charter Academy

Resolution to Deny Charter School Proposal from Mile High Academy

Resolution to Approve Charter School Proposal from KIPP Denver Collegiate High School

Resolution to Approve Charter School Proposal from Justice High School

Resolution to Approve Charter School Proposal from Edison Learning Partnership School 3

Resolution to Approve Innovation School Proposal from Math and Science Leadership Academy

Motion to Deny the Ombudsman Alternative Program Application

Motion to Approve the Rolling Grade Level Closure of Rishel Middle School

Motion to Approve Beacon Recommendations

Resolution Regarding Math and Science Leadership Academy and Rishel Middle School

Resolution Regarding KIPP Denver Collegiate High School and Rishel Middle School

Resolution Regarding Envision Leadership Prep I and Smiley Middle School

Resolution Regarding Edison Learning Partnership School 3 and West High School

Resolution Regarding West Denver Prep II and Kunsmiller Middle School

Motion to Approve Policy FN

Mr. Hoyt moved that all matters on the Consent Agenda not held be approved.
Mrs. Kaplan seconded the motion. The motion passed unanimously and the following items were approved:

Board of Education

Minutes of the Regular Meeting of the Board of Education of October 16, 2008; the Special Telephone Meeting of the Board of Education of October 23, 2008; and the Special Public Comment Session of the Board of Education of November 17, 2008
Copies are appended to the minutes of this meeting.

Gift Report – A copy is appended to the minutes of this meeting.

Appointment to Denver Public Schools Retirement System Board of Trustees – A copy of this motion, appointment of John Kechriotis, DPS General Counsel, to the Denver Public Schools' Retirement System Board of Trustees, is appended to the minutes of this meeting.

Finance and Audit

Motion to Approve 2008-2009 Perkins Grant with Emily Griffith Opportunity School
A copy of this motion is appended to the minutes of this meeting.

Motion to Approve 2008-2009 Perkins Grant with Colorado Community College System - A copy of this motion is appended to the minutes of this meeting.

Motion to Approve BD1227, HP Printers and Scanners – A copy of this motion is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Catholic Charities
A copy of this motion, approval of contract with Catholic Charities to provide preschool programs to Denver Public Schools, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Clayton Family Futures - A copy of this motion, approval of contract with Clayton Family Futures to provide preschool programs to Denver Public Schools, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Hope Center - A copy of this motion, approval of contract with Hope Center to provide preschool programs to Denver Public Schools, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Mile High Montessori - A copy of this motion, approval of contract with Mile High Montessori to provide preschool programs to Denver Public Schools, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Xerox Corporation And Lewis Paper Place - A copy of this motion, to provide paper to the DPS warehouse, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Computer Sites, Inc.
A copy of this motion, to provide electrical upgrades to the district's data center power infrastructure, is appended to the minutes of this meeting.

Motion to Approve Contract between Denver Public Schools and Cisco Equipment
A copy of this motion is appended to the minutes of this meeting.

Motion to Approve Increased Contingency for Construction Project - A copy of this motion, approval of an increased contingency for the Asbury and Montclair Elementary Schools ADA Project, is appended to the minutes of this meeting.

Chief Operating Officer

Budget and Finance

Resolution – Amending the Adopted Budget for the Fiscal Year Beginning July 1, 2008 and Ending June 30, 2009 – A copy of this resolution, approval of this resolution to identify the specific adjustments to the revenues and expenditures to the district’s budget adopted on June 19, 2008, is appended to the minutes of this meeting.

Resolution – Authorizing the use of the Beginning Fund Balance during the Fiscal Year Beginning July 1, 2008 and Ending June 30, 2009 – The Board of Education will be asked to approve this resolution to authorize, in accordance with SB 03-149, the expenditure of the Beginning Fund Balance of specified funds as anticipated in the Amended Budget, to state the purpose for which the expenditure is made, and to state the district’s plan to ensure the use of Beginning Fund Balance will not lead to an ongoing deficit. A copy of this resolution is appended to the minutes of this meeting.

Resolution – Adopting the Amended Budget for the Fiscal Year Beginning July 1, 2008 and Ending June 30, 2009 – A copy of this resolution, adoption of the Amended Budget as presented and amended, is appended to the minutes of this meeting.

Resolution – Appropriation for Expenditures during the Fiscal Year Beginning July 1, 2008 and Ending June 30, 2009 – A copy of this resolution, to appropriate the moneys to be expended in each fund, is appended to the minutes of this meeting.

Resolution – Identification and Filing of Amended Budget and Appropriation Resolution and Copies Thereof – A copy of this resolution, to direct that the Amended Budget be labeled as such and signed by the Board President and to cause the Board Secretary to have this Amended Budget on file for public inspection, is appended to the minutes of this meeting.

Motion to Approve the Comprehensive Annual Financial Report for the Year ended June 30, 2008 – A copy of this motion, approval of this report to comply with a November 30, 2008, statutory deadline, is appended to the minutes of this meeting.

Motion to Approve the Single Audit Report for the Year ended June 30, 2008 – A copy of this motion, approval of this report as required by federal law, is appended to the minutes of this meeting.

Facilities

Motion to Approve Purchase and Sale Agreement for the Stapleton High School Site Property – A copy of this motion is appended to the minutes of this meeting.

Human Resources

Motion to Approve the Personnel Transaction Report – A copy of this report is appended to the minutes of this meeting.

Policy Review

Motion to Approve Amendment to Policy DJ – Purchasing; Amendment to Policy DJA – Purchasing Authority; Amendment to Policy DJC – Petty Cash; Amendment to Policy DJD – Cooperative Purchasing; Amendment to Policy DJE - Bidding Procedures – A copy of this motion, regarding procurement, is appended to the minutes of this meeting.

OLD BUSINESS

There was none.

NEW BUSINESS

There was none.

DISCUSSION OF HELD AGENDA ITEMS

Ms. Peña stated that Agenda items that will be discussed at the Public Comment Session will be held and voted on after the Public Comment Session.

Motion to Approve Policy FN

Mr. Hoyt moved approval of the motion. Mrs. Moss seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this policy is appended to the minutes of this meeting.

Resolution 3114 to Deny Charter School Proposal from Denver Charter Academy

Mr. Hoyt moved approval of Resolution 3114. Ms. Kaplan seconded the motion. The motion passed unanimously. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3115 to Deny Charter School Proposal from Mile High Academy

Mr. Hoyt moved approval of Resolution 3115. Mr. Patterson seconded the motion. The motion passed unanimously. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3116 to Approve Charter School Proposal from KIPP Denver Collegiate High School

Mr. Hoyt moved approval of Resolution 3116. Ms. Conrad seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Kaplan, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3117 to Approve Charter School Proposal from Justice High School

Mr. Hoyt moved approval of Resolution 3117. Mr. Patterson seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Kaplan, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3118 to Approval Charter School Proposal from Edison Learning Partnership School 3

Mr. Hoyt moved approval of Resolution 3118. Mr. Patterson seconded the motion. The motion passed unanimously. A copy of this resolution is appended to the minutes of this meeting.

Motion to Deny the Ombudsman Program Application

Mr. Hoyt moved approval of the motion. Mr. Jiménez seconded the motion. The vote was taken after discussion. Voting “Yes,” Mr. Hoyt, Mr. Jiménez, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Ms. Conrad, Mrs. Kaplan. The motion passed. A copy of this motion is appended to the minutes of this meeting.

Motion to Approve the Rolling Grade Level Closure of Rishel Middle School

Mrs. Moss moved approval of the motion. Mr. Patterson seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this motion is appended to the minutes of this meeting.

Ms. Peña recessed the Regular Meeting at 6:40 p.m., and convened the Public Comments Session at 6:56 p.m.

PUBLIC COMMENT SESSION

The Public Comment Session began at 6:56 p.m. and ended at 7:34 p.m. A copy of the Speakers List is appended to the minutes of this meeting

Ms. Peña re-convened the Regular Meeting at 7:34 p.m.

DISCUSSION OF HELD AGENDA ITEMS (Continued)

Resolution 3119 to Approve Charter School Proposal from Cesar Chavez Academy Denver

Mr. Hoyt moved approval of Resolution 3119. Ms. Conrad seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3120 to Approve Innovation School Proposal from Math and Science Leadership Academy

Mr. Hoyt moved approval of Resolution 3120. Ms. Conrad seconded the motion. The motion passed unanimously. A copy of this resolution is appended to the minutes of this meeting.

Motion to Approve Beacon Recommendations

Mr. Patterson moved approval of the motion. Mr. Hoyt seconded the motion. The motion passed unanimously. A copy of this motion is appended to the minutes of this meeting.

Resolution 3121 Regarding Math and Science Leadership Academy and Rishel

Mr. Patterson moved approval of Resolution 3121. Mr. Hoyt seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3122 Regarding KIPP Denver Collegiate High School and Rishel

Mr. Patterson moved approval of Resolution 3122. Mr. Hoyt seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3123 Regarding Envision Leadership Prep I and Smiley Middle School

Mr. Patterson moved approval of Resolution 3123. Mr. Hoyt seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3124 Regarding Edison Learning Partnership School 3 and West High School

Mr. Patterson moved approval of Resolution 3124. Ms. Conrad seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs Kaplan, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Resolution 3125 Regarding West Denver Prep II and Kunsmiller

Mr. Patterson moved approval of Resolution 3125. Mr. Hoyt seconded the motion. The vote was taken after discussion. Voting “Yes,” Ms. Conrad, Mr. Hoyt, Mrs. Moss, Mr. Patterson, Ms. Peña. Voting “No,” Mr. Jiménez, Mrs. Kaplan. The motion passed. A copy of this resolution is appended to the minutes of this meeting.

Ms. Peña adjourned the meeting at 8:14 p.m.

Jill Conrad, Secretary
Board of Education

**GIFT REPORT
DECEMBER 2008**

AMOUNT	RECIPIENT	DONOR	INTENDED USE OF GIFT
\$454.00	Fairmont Dual Language School	Daniels Fund	School socials
\$200.00	Garden Place Academy	T.J. Carroll	ROAR Program
\$8,990.00	Lowry Elementary School	Life United, Inc.	Computer equipment
\$1,356.00	Slavens K-8 School	Tyler Ryder	School improvements
\$800.00	Southmoor Elementary School	Huntley Foundation	After-School Language Program scholarships
\$1,000.00	Trevista at Horace Mann	Wal-Mart Foundation	Student field trips and supplies
\$500.00	East High School	Sage Telecommunications Corporation of CO	Boys' basketball team
\$1,200.00	East High School	James and Robyn Donahue	Boys' basketball team
\$500.00	East High School	Teri and John Jaster	Boy's varsity
\$1,000.00	North High School	Penn University of Pennsylvania	Student expenses
\$2,000.00	North High School	YMCA Metropolitan Denver	Student uniform fund
\$1,000.00	North High School	The Denver Foundation	Strengthening neighborhood and community public relations
\$2,500.00	Denver School of the Arts	Friends of DSA	Audio Production Studio upgrade
\$182,551.76	Emily Griffith Opportunity School	Emily Griffin Foundation	Teacher salaries, Capital Improvements, Foundation Scholarships
\$204,151.76		It is recommended that these gifts be accepted and that appropriate letters of thanks be sent by the Board of Education President to the donors.	

Supporting Tuition Equity for All Colorado Students

WHEREAS, The Higher Education Access Alliance (HEAA) is comprised of a diverse group of educators, students, business leaders, and community based organizations that are committed to increasing higher education opportunities for all Colorado students regardless of immigration or economic status; and

WHEREAS, undocumented students residing in Colorado schools face prohibitively high tuition costs at out-of-state rates, often preventing exemplary students from pursuing a postsecondary education options; and

WHEREAS, Colorado's economic growth and competitiveness require a highly educated workforce; States with a large percentage of college educated residents have higher productivity, and are more likely to attract high-growth industries including biomedical, software and new energy economy companies; and

WHEREAS, providing tuition equity and allowing undocumented students to attend postsecondary institutions at in-state rates will help end discrimination and provide equal access to postsecondary options for all Colorado high school graduates; and

WHEREAS ten other states; California, Illinois, Kansas, Nebraska, New Mexico, New York, Oklahoma, Texas, Utah, and Washington, have enacted tuition equity legislation.

WHEREAS Denver Public Schools joins with the attached list of organizations in support of this resolution.

NOW THEREFORE,

BE IT PROCLAIMED BY THE Denver Public Schools Board of Education that:

That Denver Public Schools supports tuition equity legislation that treats fairly all students who have been raised and educated in the State of Colorado for all Colorado students.



Coalition Members

9 to 5, National Association of Working Women – Colorado

Alex Cranberg

American Civil Liberties Union (ACLU) of Colorado

American Friends Service Committee (AFCS)

Anti-Defamation League (ADL) Mountain State Office

Bell Policy Center

Coloradans for Immigrant Rights

Colorado Education Association (CEA)

Colorado Immigrant Rights Coalition (CIRC)

Colorado Progressive Coalition (CPC)

Colorado Statewide Parent Coalition

Colorado Organization for Latina Opportunity and Reproductive Rights (COLOR)

Denver City Council

Denver Classroom Teachers Association (DTCA)

El Centro Humanitario

Front Range Economic Strategy Center (FRESC)

Immigrant Legal Center of Boulder County

Latina Initiative

Latin American Educational Foundation (LAEF)

Latin American Research and Service Agency (LARASA)

Metro Organizations for People (MOP)

Padres y Jóvenes Unidos

Rights for All People

Rocky Mountain Intercultural Institute

University of Northern Colorado (UNC)

www.heacolorado.org

MOTION

I move that the Board of Education approve the Annual Grant Report for the 2007-2008 year.

Denver Public Schools Large Grants Report

Non-Entitlement Grants -- \$250,000 +
11/01/2007 - 10/31/2008

EFFECTIVE DATE RANGE	FUNDER	RECIPIENT PROGRAM & PURPOSE	AMOUNT IN DOLLARS	YEAR
08/01/08 - 06/30/11	Janus Capital Group	Janus Education Alliance PROGRAM: N/A PURPOSE: Implement best practices in DPS teacher recruitment, development & retention	1,000,000	1
			1,000,000	2
			1,000,000	3
02/01/08 - 06/30/09	Michael & Susan Dell Foundation	Chief Strategy Officer PROGRAM: N/A PURPOSE: Implement Performance Management Initiative providing student data on-line & in print for ongoing decision making & student support	600,000	1
			2,300,000	2
10/01/07 - 09/30/12	US DoE through The New Teacher Project	Human Resources PROGRAM: <i>Transition to Teaching</i> PURPOSE: Recruit, select, & train mid-career professionals, retirees & recent college graduates to become teachers in high-need schools	444,809	1
			453,901	2
			449,185	3
			449,834	4
			449,714	5
02/01/08 - 06/30/09	Broad Foundation	Chief Strategy Officer PROGRAM: N/A PURPOSE: Implement Performance Management Initiative providing student data on-line & in print for ongoing decision making & student support	500,000	1
			1,312,000	2
07/01/08 - 06/30/11	CDE	Post Secondary Pathways CTE & Arts PROGRAM: <i>School Counselor Corps</i> PURPOSE: Increase secondary student achievement in high-risk schools by adding counselors & training them in the current national counseling model	578,448	1
			519,989	2
			462,781	3
07/01/08 - 06/30/11	US DoE	Post Secondary Pathways CTE & Arts PROGRAM: <i>Elementary & Secondary Counseling</i> PURPOSE: Improve achievement & behavior of at-risk 6-8th graders through preventative counseling meeting national standards	338,200	1
			357,201	2
			370,122	3

Denver Public Schools Large Grants Report

11/01/2007 - 10/31/2008

EFFECTIVE DATE RANGE	FUNDER	RECIPIENT PROGRAM & PURPOSE	AMOUNT IN DOLLARS	YEAR
07/01/08 - 06/30/09	Denver Dept of Human Services	Cabinet - Community Partnership PROGRAM: Support DPS/City Collaboration, DPS Social Worker Partnership & Casa Start* PURPOSE: Fund Resource Advocates to create full-service community schools, DPS teen pregnancy program, & DPS/DHS child protection social worker program * Funding will be cut as of 12-2008 due to City budget shortfalls	900,000	1
08/29/07 - 05/31/10	CDE	Ford ES PROGRAM: <i>Read to Achieve</i> PURPOSE: Raise literacy of K-3rd graders scoring below state standards	160,371	1
			164,111	2
			178,062	3
11/01/08 - open	Anschutz Foundation	Chief Strategy Officer PROGRAM: N/A PURPOSE: Complete Performance Management Initiative providing student data on-line & in print for ongoing decision making & student support	500,000	1
09/01/08 - 08/31/11	CDE	Place Bridge Academy PROGRAM: <i>Read to Achieve</i> PURPOSE: Raise literacy of K-3rd graders scoring below state standards	120,659	1
			132,595	2
			132,595	3
07/01/08 - 06/30/09	DPS Foundation	Curriculum & Instructional Services PROGRAM: <i>DPS Success</i> PURPOSE: Tutor 6-8th grade students in Reading, Writing, & Math to increase academic achievement	350,000	1
8/28/08 - 08/29/09	City and County of Denver Office of Economic Development	West HS & EGOS PROGRAM: <i>Youth Workforce -- Work Investment Act (WIA)</i> PURPOSE: Develop West High School Career Academy	315,982	1

Denver Public Schools Large Grants Report

11/01/2007 - 10/31/2008

EFFECTIVE DATE RANGE	FUNDER	RECIPIENT PROGRAM & PURPOSE	AMOUNT IN DOLLARS	YEAR
09/01/08 - 08/31/09	US DoE	Educational Resource Services PROGRAM: <i>Improving Literacy Through School Libraries</i> PURPOSE: Raise literacy in ECE-1st grades through improved library resources and accessibility	314,917	1
09/01/07 - 06/30/10	CDE	Oakland ES	86,194	1
		PROGRAM: <i>Read to Achieve</i>	86,999	2
		PURPOSE: Raise literacy of K-3rd graders scoring below state standards	91,165	3
DISTRICT TOTAL			\$16,119,834	

MOTION

I move that the Board of Education approve the contract with Microsoft Corporation.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education
From: Legal Department / DOTS
Date: December 11, 2008
Subject: Sole Source Approval – Microsoft

Scope of Procurement

Renewal of Microsoft Campus Agreement to allow the district to install Office and Windows on all district computers.

Rationale for Procurement

Provide Microsoft Office and Windows on all district computers at a fixed rate.

Source of Funding

Expenditures will be paid from an allocation from the 1998 Mill Levy budget.

Procurement Process

DOTS has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide Microsoft programs in the amount of \$566,852.78.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008
SUPPLEMENTAL EDUCATION SERVICES – Learn It Systems

MOTION

I move that the Board of Education approve the contract with Learn It Systems to provide after school tutoring services.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education

From: Legal Department / Title I

Date: December 11, 2008

Subject: Sole Source Approval – Learn It Systems

Scope of Procurement

Purchase of after school tutoring services for eligible students under the auspices of NCLB for the period November 2008 through June 30, 2009.

Rationale for Procurement

Provide after school tutoring services under NCLB.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide after school tutoring services in the amount of \$460,418.83.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008
SUPPLEMENTAL EDUCATION SERVICES – Tutor Train, LLC

MOTION

I move that the Board of Education approve the contract with Tutor Train, LLC to provide after school tutoring services.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education
From: Legal Department / Title I
Date: December 11, 2008
Subject: Sole Source Approval – Tutor Train, LLC

Scope of Procurement

Purchase of after school tutoring services for eligible students under the auspices of NCLB for the period November 2008 through June 30, 2009.

Rationale for Procurement

Provide after school tutoring services under NCLB.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide after school tutoring services in the amount of \$910,310.76.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008
SUPPLEMENTAL EDUCATION SERVICES – Summer Scholars

MOTION

I move that the Board of Education approve the contract with Summer Scholars to provide after school tutoring services.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education
From: Legal Department / Title I
Date: December 11, 2008
Subject: Sole Source Approval – Summer Scholars

Scope of Procurement

Purchase of after school tutoring services for eligible students under the auspices of NCLB for the period November 2008 through June 30, 2009.

Rationale for Procurement

Provide after school tutoring services under NCLB.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide after school tutoring services in the amount of \$429,864.72.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008

SUPPLEMENTAL EDUCATION SERVICES – Denver’s Great Kids Head Start

MOTION

I move that the Board of Education approve the contract with the City and County of Denver, Denver’s Great Kids Head Start to provide Head Start services to preschool children.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education

From: Legal Department / Title I

Date: December 11, 2008

Subject: Sole Source Approval – Denver’s Great Kids Head Start

Scope of Procurement

Purchase of Head Start services to preschool children for the second half of the 2008-2009 school year.

Rationale for Procurement

Provide the second half funds for the Head Start services.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide Head Start services in the amount of \$645,201.00.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008
SUPPLEMENTAL EDUCATION SERVICES – Club Z Tutoring

MOTION

I move that the Board of Education approve the contract with WAH Capital Inc. dba Club Z Tutoring to provide after school tutoring services.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education

From: Legal Department / Title I

Date: December 11, 2008

Subject: Sole Source Approval – WAH Capital Inc. dba Club Z Tutoring

Scope of Procurement

Purchase of after school tutoring services for eligible students under the auspices of NCLB for the period November 2008 through June 30, 2009.

Rationale for Procurement

Provide after school tutoring services under NCLB.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide after school tutoring services in the amount of \$534,170.13.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

Board of Education
December 18, 2008

SUPPLEMENTAL EDUCATION SERVICES – John Corcoran Foundation

MOTION

I move that the Board of Education approve the contract with John Corcoran Foundation to provide after school tutoring services.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education

From: Legal Department / Title I

Date: December 17, 2008

Subject: Sole Source Approval – John Corcoran Foundation

Scope of Procurement

Purchase of after school tutoring services for eligible students under the auspices of NCLB for the period November 2008 through June 30, 2009.

Rationale for Procurement

Provide after school tutoring services under NCLB.

Source of Funding

Expenditures will be paid from the Title I fund.

Procurement Process

Title I has entered a purchase requisition online so that a purchase order can be issued after approval is received.

Procurement Approval

Approval is requested to issue a purchase order to provide after school tutoring services in the amount of \$280,254.94.

The procurement request is to be reviewed by the Finance and Audit Committee on December 15, 2008.

MOTION

I MOVE THE APPROVAL OF RESOLUTION _____ CONCERNING THE AUTHORIZATION BY THE EXECUTIVE DIRECTORS OF FACILITY MANAGEMENT OR THEIR REPRESENTATIVES AND APPROVAL TO EXECUTE THE CONTRACT FOR PURCHASE AND SALE OF REAL ESTATE BETWEEN FOREST CITY STAPLETON II LLC AND DENVER PUBLIC SCHOOLS AND CERTAIN OTHER DOCUMENTS IN CONNECTION THEREWITH; AND PROVIDING CERTAIN OTHER DETAILS RELATING THERETO.

STATE OF COLORADO)
SCHOOL DISTRICT NO. 1) ss.
CITY AND COUNTY OF DENVER)

I, the Secretary of the Board of Education of School District No. 1, in the City and County of Denver and State of Colorado (the "District"), do hereby certify that:

1. Attached is a true and correct copy of a resolution (the "Resolution") adopted by the Board of Education (the "Board") at a regular meeting held on December 18, 2008.

2. Notice of such meeting was posted in a public place within the boundaries of the District designated by the Board for the posting of notices of meetings of the Board no less than 24 hours prior to the holding of the meeting.

3. The Resolution was duly moved, seconded and adopted at such meeting by the affirmative vote of a majority of the members of the Board as follows:

Board Member	Yes	No	Absent	Abstaining
Jill Conrad	_____	_____	_____	_____
Bruce Hoyt	_____	_____	_____	_____
Arturo Jimenez	_____	_____	_____	_____
Jeannie Kaplan	_____	_____	_____	_____
Michelle Moss	_____	_____	_____	_____
Kevin Patterson	_____	_____	_____	_____
Theresa K. Peña	_____	_____	_____	_____

4. The Resolution was duly approved by the Board, signed by the President of the Board, sealed with the District's seal, attested by the Secretary of the Board and recorded in the minutes of the Board.

5. The meeting at which the Resolution was adopted was noticed, and all proceedings relating to the adoption of the Resolution were conducted, in accordance with all applicable bylaws, rules, regulations and resolutions of the District, in accordance with the normal procedures of the District relating to such matters, and in accordance with applicable constitutional provisions and statutes of the State of Colorado and all other applicable laws.

WITNESS my hand and the seal of the District as of December 18, 2008.

[SEAL]

Secretary

December 18, 2008

RESOLUTION _____

**AUTHORIZING THE CONTRACT FOR PURCHASE AND SALE OF REAL ESTATE
BETWEEN FOREST CITY STAPLETON II LLC AND DENVER PUBLIC SCHOOLS**

WHEREAS, one of the conditions, among others, to acquire the high school site property from Forest City Stapleton II LLC (“Forest City”) is the DPS Board of Education President and Secretary must sign the documents required to complete the real property transaction, and

WHEREAS, the date scheduled to close on the high property is after the DPS Board of Education’s December 18, 2008 meeting and before its next meeting scheduled in January 2009.

NOW, THEREFORE, BE IT RESOLVED BY the DPS Board of Education, the governing body of the School District, as follows:

1. That Executive Director of Facilities Management or a designee is permitted to represent and sign on behalf of the Board of Education President and its Secretary all the documents required to finalize the purchase of the aforementioned real property; and
2. The administrator designated in the preceding paragraph is hereby designated as the authorized representative of the School District for the purpose of executing the documents pertaining to the purchase of the high school site from Forest City may, in all respects, act as the authorized representative for the DPS President and its Secretary in connection with this transaction, and
3. That in the absence of the Executive Director of Facilities Management, the responsibilities identified in the preceding paragraphs may be fulfilled by the Chief Financial Officer or a designee of the same to act as the DPS authorized representative.

December 18, 2008
Resolution Authorizing Signatures
for Banking Transactions

TO: Michael Bennet, Superintendent
FROM: Velma A. Rose, Chief Financial Officer
DATE: December 11, 2008
SUBJECT: Resolution Authorizing Signatures for Banking Transactions

Attached is a resolution authorizing signatures for the District's UMB Bank of Colorado banking transactions. *Currently, authorization has been given as follows:*

- To deposit and withdraw funds from District accounts at UMB: Kevin Patterson, the Treasurer of the Board of Education; Tom Boasberg, Chief Operating Officer; Velma A. Rose, the Chief Financial Officer; Marjorie S. Uhlar, the Controller; Jack Warren, the Disbursing Manager; and Brett Fuhrman, the Budget Director.
- To transfer funds between School District accounts at UMB and to wire funds from these accounts: as authorized by Michael F. Bennet, Superintendent.
- To affix facsimile signatures on School District checks: Velma A. Rose, the Chief Financial Officer; and Marjorie S. Uhlar, the Controller.

In light of the Board Treasurer being Bruce Hoyt and Velma Rose's retirement, a new resolution is necessary:

- To change, effective December 31, 2008, the following for signature authority to deposit and withdraw funds: Bruce Hoyt replaces Kevin Patterson as Board Treasurer; Brett Fuhrman replaces Velma A. Rose as Chief Financial Officer; Suzanne Deyoung replaces Brett Fuhrman, as Executive Director of Budget and Academic Finance.
- To change, by no later than December 31, 2008, the following facsimile signatures on School District checks: Brett Fuhrman replaces Velma A. Rose, as Chief Financial Officer.

SUGGESTED MOTION

I MOVE THE APPROVAL OF RESOLUTION _____ AUTHORIZING SIGNATURES FOR BANKING TRANSACTIONS.

RESOLUTION

AUTHORIZING SIGNATURES FOR BANKING TRANSACTIONS

_____, the undersigned, Secretary of the Board of Education of School District No. 1 in the City and County of Denver, and State of Colorado (hereinafter called the "School District"), does hereby certify:

1. That she is the Secretary of School District No. 1 in the City and County of Denver, and State of Colorado and has the custody of the School District's records, minutes and seal.
2. That at a meeting of the Board of Education duly called, convened and held in accordance with its by-laws and with law on the eighteenth day of December, 2008, at which a duly authorized quorum of the members of the Board of Education of the School District were present in person, the following resolution was adopted:

(DEPOSIT AND WITHDRAWAL AUTHORITY)

RESOLVED, that a bank checking and/or savings account and/or Certificates of Deposit in the name of this School District be opened with the UMB Bank of Colorado (hereinafter called the "Bank"); that any two of the following

- | | |
|-------------------|---|
| Bruce Hoyt | Treasurer |
| Tom Boasberg | Chief Operating Officer |
| Brett Fuhrman | Chief Financial Officer |
| Marjorie S. Uhlar | Controller |
| Suzanne Deyoung | Executive Director of Budget and Academic Finance |
| Jack Warren | Manager, Disbursing |

are hereby authorized, effective December 31, 2008, to sign checks of this School District and orders for the payment of money withdrawing funds as aforesaid from the Bank and that the Bank is hereby authorized and directed to honor and pay checks and orders so executed or drawn; and any one is hereby authorized to endorse for credit or negotiation any and all checks, drafts, notes, bills of exchange or other evidences of indebtedness or orders for the payment of money belonging to, payable to or in the possession of this School District, and that all endorsements for credit may be made by the written or stamped endorsement of the name of this School District without designation of the person making the same, and the Superintendent of the School District is hereby authorized to revoke the authority hereby conferred upon such persons or give such authority to such other employees of the School District by advising the Bank in writing; and

(FUNDS TRANSFER AUTHORITY)

RESOLVED, that any individual now or hereafter holding the office of Superintendent of the School District is authorized from time to time hereafter to (A) execute or otherwise enter into on behalf of the School District the Terms and Conditions Governing Wire Transfers by the Bank and one or more other funds transfer agreements under which Bank may from time to time transfer funds to or from the School District to or from other accounts or individuals or entities; and (B) take such actions and execute such further documents as said individual may in his/her sole discretion deem appropriate or necessary to cancel, amend or modify such Terms and Conditions, and other funds transfer agreements;

RESOLVED FURTHER, that the Superintendent of the School District is hereby authorized to designate any other employee(s) of the School District who may give

“Authorizations” (as defined in the Terms and Conditions or any other funds transfer agreement) each of which shall be binding on School District until Bank receives written notice to the contrary;

RESOLVED FURTHER, that the authority granted to the Superintendent (as such incumbent is identified in incumbency certificates furnished to Bank from time to time) shall continue in effect until Bank has received written notice revoking such authority.

Certification of Incumbency and the Specimen Signature of the Individual Empowered to Give Authorizations

(The following space should include the name of the individual referred to by name or title in the first “Resolved” under Funds Transfer Authority)

Name	Title	Specimen Signature of Authorized Signer
Michael F. Bennet	Superintendent	_____

The undersigned Secretary of the Board of Education also hereby certifies that the individual above currently holds the office of Superintendent and that the specimen signature adjacent thereto is the signature of such individual.

Date

Secretary, Board of Education

(FACSIMILE SIGNATURE AUTHORITY)

RESOLVED FURTHER, that the Bank is hereby requested, authorized and directed to honor checks, drafts, or other orders for the payment of money drawn in the School District’s name, including those drawn to the individual order of any person whose name appears thereon as a signer thereof, when bearing or purported to bear the facsimile signature of any one of the following, on or before December 31, 2008:

Brett Fuhrman	Chief Financial Officer
Marjorie S. Uhlar	Controller

and the Bank shall be entitled to honor and to charge this School District for all such checks, drafts or other orders, regardless of by whom or by what means the facsimile signature thereon may have been affixed thereto, if such facsimile signature resembles the facsimile specimens duly certified to filed with the Bank by the Secretary of this School District.

DENVER PUBLIC SCHOOLS
Interdepartmental Communication

To: Board of Education
From: Michael J. Hickman, DPS Deputy General Counsel & Real Estate Assets Manager
Date: December 12, 2008
Subject: Minor Boundary Adjustment Between City and County of Denver and Arapahoe County

Purpose:

Facility Management requests the Board of Education to approve the proposed minor boundary adjustment between City and County of Denver and Arapahoe County for the two parcels of real property located at 7699 E. Belleview Avenue and 7701 E. Belleview Avenue (collectively, the "Property") from Arapahoe County to Denver County.

Facts on the Issue:

The Property is owned by the Goldsmith Metropolitan District ("Goldsmith") and is located generally at the northeast corner and the northwest corner of the intersection of Syracuse Street and Belleview Avenue. All parcels in the immediate vicinity that lie to the east of I-25 and north of Belleview Avenue are located in Denver County with the exception of these two parcels of real property located at 7699 E. Belleview Avenue and 7701 E. Belleview Avenue, which are located in Arapahoe County. The Arapahoe County Board of County Commissioners has already approved by resolution the releasing of these two properties from Arapahoe County to Denver County, and the Cherry Creek School Board has also approved by resolution the release of these properties from the Cherry Creek School District as well. It appears the City and County of Denver plans to accept the Property. I have attached for your review the following information.

1. Legal Description for 7699 E. Belleview Avenue, attached as Exhibit A.
2. Legal Description for 7701 E. Belleview Avenue, attached as Exhibit B.

Legal Authority:

Authorization to perform minor boundary adjustments is contained in Section 30-6-109.7 of the Colorado Revised Statutes (CRS). This Section recognizes that the existence of certain irregular and irrational boundaries between portions of the City and County of Denver and surrounding counties has resulted in confusion and inefficiencies in the delivery of public services; particularly police, fire, and emergency medical services. This Section provides a statutory mechanism by which landowners may seek the correction of such irregular and irrational boundaries. Currently, no residential units reside on the property in question and the statute would actually prohibit adjusting the boundary if the Property contained residential housing. In this instance, the School District Organization Act of 1992 does not apply because the modification of county boundaries will not result in the alteration to any school district boundaries.

Recommendation:

Approve the Resolution of the proposed minor boundary adjustment at the Board of Education's December 18, 2008 meeting.

Process:

The will be submitted for the Board of Education approval at the next meeting on December 18, 2008.

The Board of Education approves minor boundary change Resolution as described herein. The Board of Education authorizes officers of the Board and Staff to implement this action.

Exhibit A
Legal Description for 7699 E. Belleview Ave.

Parcel 1:

Beginning at the Southeast corner of Lot 9, Block 8, A Subdivision of Section 9, Township 5 South, Range 67 West, thence West 200 feet along the North right-of-way of Belleview Avenue to a point, thence North 150 feet to a point, thence East 200 feet to a point on the West right-of-way of Syracuse Street, thence South 150 feet to the point of beginning, EXCEPT the East 30.00 feet thereof as conveyed to the County of Arapahoe in instrument recorded February 15, 1983 in Book 3796, Page 477, County of Arapahoe, State of Colorado.

Parcel 2:

Easement and rights-of-way for ingress, egress and access purposes as created in Easement Agreement recorded November 5, 1964 in Book 1557 at Page 482,
County of Arapahoe
State of Colorado.

Exhibit B
Legal Description for 7701 E. Belleview Avenue

That part of Lot 8 Block 7, a Subdivision of Section 9, Township 5 South, Range 67 West of the 6th P.M. Arapahoe County, Colorado, more particularly described as follows:

BEGINNING at the Southwest corner of said Lot 8;
thence Northerly and along the East line of South Syracuse Street, a distance of 165.00 feet;
thence at an angle of 89 deg. 20 min. 40 sec. to the right and parallel to the South line of said Lot 8 a distance of 165.00 feet;
thence at an angle of 60 deg. 45 min. 08 sec. to the right a distance of 88.24 feet;
thence at an angle of 29 deg. 14 min. 52 sec. to the right a distance of 88.00 feet to a point on the North line of East Belleview Road;
thence at an angle of 90 deg. to the right and along said North line of East Belleview Road a distance of 210.00 feet to the POINT OF BEGINNING:
EXCEPT that part conveyed to the Goldsmith Metropolitan District, a Quasi-Municipal corporation, in Book 2853 at Page 570,
County of Arapahoe, State of Colorado.

MOTION

I move that the Board of Education approve the proposed school boundaries for Kepner Middle School, Grant Middle School, and Lake Middle School that will be effective beginning with the 2009-10 school year.

DENVER PUBLIC SCHOOLS

900 Grant Street, 4th Floor, Denver, CO 80203



TO: Members of the Board of Education

FROM: Daniel Furman, Director of Planning & Analysis

DATE: December 11, 2008

SUBJECT: Redrawing School Boundaries to Accommodate the Rishel Middle School Closure

STAFF RECOMMENDATION:

Beginning with the 2009-10 school year, staff recommends redrawing the school boundaries for Kepner Middle School, Grant Middle School, and Lake Middle School to accommodate the students who otherwise would be assigned to Rishel Middle School.

BACKGROUND:

On November 20, 2008, the Board of Education approved the closure of Rishel Middle School. This closure will occur gradually, with one grade level discontinued each year. Specifically, Rishel Middle School will discontinue its 6th grade class in the 2009-10 school year, its 7th grade class in the 2010-11 school year, and its 8th grade class in the 2011-12 school year. Students currently enrolled at Rishel Middle School will be allowed to attend Rishel Middle School through the end of the 8th grade.

As a result of Rishel Middle School's closure, its school boundary must be eliminated. Consequently, existing school boundaries must be expanded in order to accommodate students who otherwise would be assigned to Rishel Middle School. Presently, 339 students live in the Rishel Middle School boundary and attend Rishel Middle School. Assuming enrollment patterns remain constant, by the 2011-12 school year, approximately 339 students who otherwise would be assigned to Rishel Middle School must be assigned to Kepner Middle School, Grant Middle School, and Lake Middle School.

Once the closure of Rishel Middle School is finalized in the 2011-12 school year, approximately 146 students will be assigned to Kepner Middle School, 68 students will be assigned to Grant Middle School, and 125 students will be assigned to Lake Middle School through the redrawing of their existing school boundaries. Taking into account these impacts and additional impacts from previous boundary changes relating to Kunsmiller Middle School and Fairmont Academy, it is estimated that during the 2011-12 school year, the excess capacity rate at Kepner Middle School will be 6 percent, the excess capacity at Grant Middle School will be 5 percent, and the excess capacity at Lake Middle School will be 30 percent.

Below is a table that reflects the data presented above.

	Impact From Rishel MS				Impact from Kunsmiller MS			Impact from Fairmont				Grand Total
	6th Grade 2009-10	7th Grade 2010-11	8th Grade 2011-12	Total	7th Grade 2009-10	8th Grade 2010-11	Total	6th Grade 2009-10	7th Grade 2010-11	8th Grade 2011-12	Total	
Lake MS	47	40	38	125	0	0	0	0	0	0	0	125
Kepner MS	53	42	51	146	58	55	113	0	0	0	0	259
Grant MS	15	31	22	68	46	41	87	21	18	17	56	211

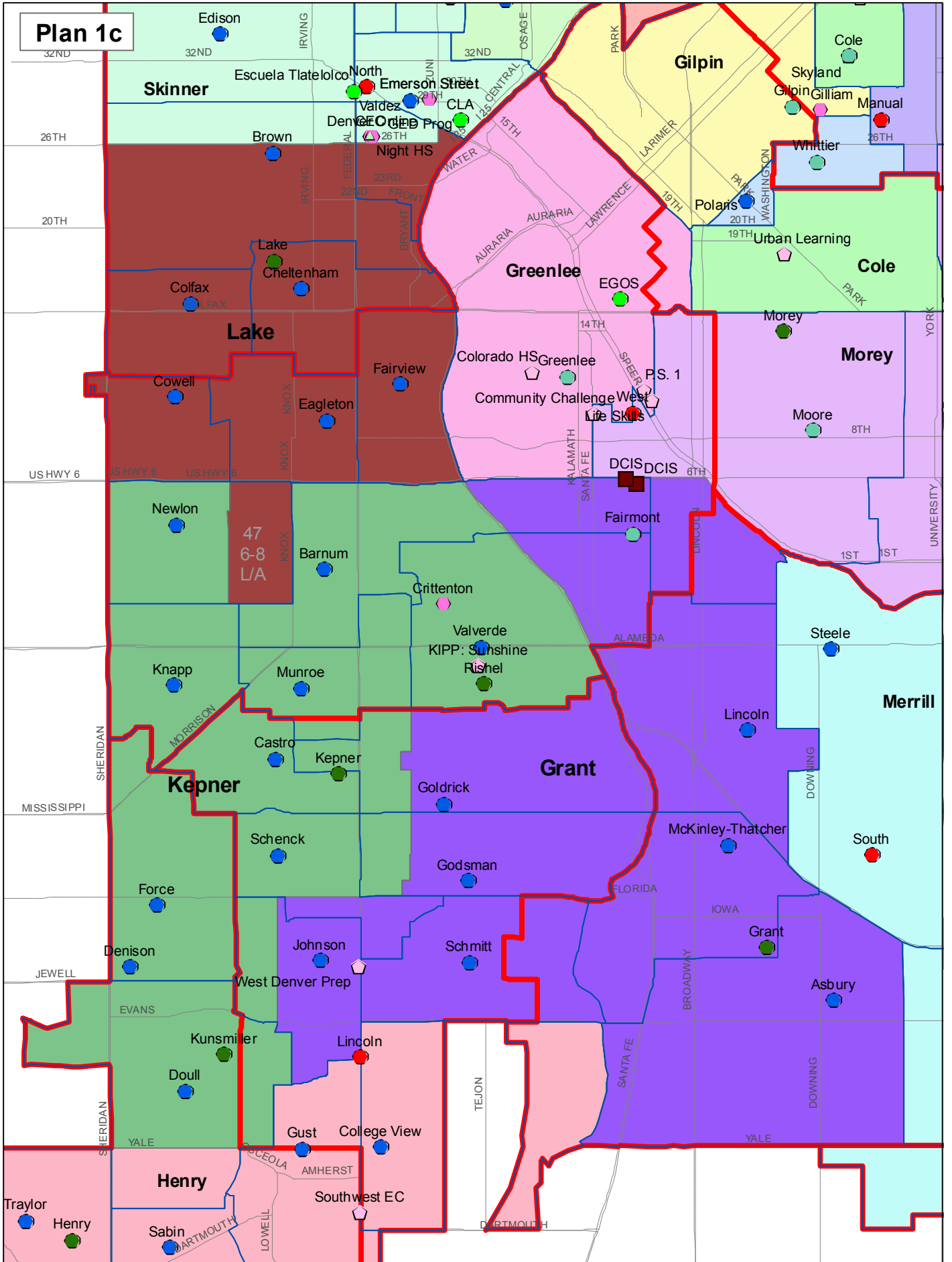
	2008-09 Enrollment	Capacity	2008-09 Enrollment + Grand Total	Excess Capacity in 2011-12	% of Excess Capacity in 2011-12
Lake MS	595	1030	720	310	30.1%
Kepner MS	958	1295	1217	78	6.0%
Grant MS	318	555	529	26	4.7%

Enclosed is a copy of Rishel Middle School’s existing school boundary and a copy of the proposed school boundaries for Kepner Middle School, Grant Middle School, and Lake Middle School.

SUGGESTED MOTION

I MOVE THAT THE BOARD OF EDUCATION APPROVE THE PROPOSED SCHOOL BOUNDARIES FOR KEPNER MIDDLE SCHOOL, GRANT MIDDLE SCHOOL, AND LAKE MIDDLE SCHOOL THAT WILL BE EFFECTIVE BEGINNING WITH THE 2009-10 SCHOOL YEAR.

Plan 1c





Denver Public Schools Retirement System

Memorandum

TO: Michael Bennet, Superintendent
Denver Public Schools (DPS)

FROM: Norman L. Ruggles, Executive Director
Denver Public Schools Retirement System (DPSRS)

DATE: December 8, 2008

SUBJECT: Proposed Plan Changes to the Provisions of the
DPSRS Retirement and Benefit Plan

At the Denver Public Schools Retirement System Board of Trustees meeting on December 1, 2008, the Board of Trustees recommended the DPS Board of Education approve the four proposed Plan Changes as summarized below. These proposed changes are minor and will not have a significant impact on the Plan.

- 1) **Plan Change No. 1: Refines provision which states when a Deferred Member is first eligible to commence retirement payments**—Proposed as a clean-up item to better align the Plan document language with the current practice of allowing a Deferred Member to commence benefit payments on the first date of eligibility (e.g., birth date of a Deferred Member turning either age 55 or age 65, depending on amount of Earned Service), as opposed to waiting until the first of the month following the first date of eligibility. The administrative practice regarding the timing of the commencement of Deferred Retirement Allowances appears to have been changed years ago to be consistent with the provisions dictating the commencement of Regular and Optional Early Retirement Allowances; however, the Plan document has not yet been corrected to reflect this procedural change.

Estimated Cost: No impact on contribution requirement, no long-term cost.

- 2) **Plan Change No. 2: Inserts direct language detailing a participating employer's requirement to pay the employer contributions on current employees' casual (part-time, hourly) service arrearsages, even if casual time worked dates back to a prior participating employer**—Proposed as a clean-up item to include more straightforward language within the Plan document which, when adopted, will clearly state employer casual service contribution requirements.

Estimated Cost: No impact on contribution requirement, no long-term cost.

Memorandum
(Continued)

- 3) **Plan Change No. 3: Charges all casual service arrearages for those employees appointed or reappointed on or after January 1, 2009, at the current employee contribution rate (8%) as opposed to the contribution rate in effect at the time casual service was rendered**—Proposed to recognize that an 8% contribution rate more closely represents and supports the accrual rate based on a 2.5% benefit multiplier (i.e., matches the benefit received to the cost thereof). This change also would simplify the calculation and administration of casual service arrearages in the future. No casual service arrearage currently in force and available for qualification, determined on or before December 31, 2008, would be impacted by this change.

Estimated Cost: No impact on contribution requirement, no long-term cost, smaller annual actuarial loss to the Plan.

- 4) **Plan Change No. 4: Adopts automatic Deferred Member status for eligible members (those who have five or more years of Earned Service) at point of termination or resignation, for terminations/resignations on or after January 1, 2009**—Proposed in order to allow the Plan to better align with generally accepted industry practices, ultimately resulting in less confusion for members at termination/resignation. In addition, by removing the requirement to sign the current “intent” form, which allows a member the right to sign for a Deferred Retirement Allowance at a future benefit eligible date, this proposed Plan change significantly streamlines related Deferred Member administrative procedures.

Estimated Cost: No immediate impact on contribution requirement, de-minimus effect on long-term costs.

Enclosed is a suggested motion to approve the proposed Plan changes. DPSRS staff or I can be available for the December 18, 2008, Board of Education meeting should you or members of the Board of Education have questions. If you need additional information or clarification, please contact Koren Holden, Assistant Executive Director, at (303) 398-7652.

Action

**Board of Education
December 9, 2008
Proposed Plan Changes to the Provisions of the
DPSRS Retirement and Benefit Plan**

Report to
the
Board of Education

Proposed Plan Changes to the Provisions of the
DPSRS Retirement and Benefit Plan

Effective January 1, 2009

December 18, 2008

Suggested Motion

I move the approval of the attached Plan language changes to the *Retirement and Benefit Plan of the Denver Public Schools Retirement System*. The approval of this motion will allow for:

- general clean-up to the Plan language,
- collection of employee contributions for casual (part-time, hourly) service more closely related to the actual cost of the qualifiable casual service, and
- the adoption of Plan provisions regarding implementation of more streamline administrative procedures for Deferred Members.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Changes Including Estimated Cost Impact

Presented to the DPS Board of Education for Consideration – December 2008

Below is summary of suggested DPSRS Retirement and Benefit Plan changes submitted to the Board of Trustees at the December 2008 Board Meeting. At this meeting, the Board of Trustees passed a motion to forward all four proposed amendments to the DPS Board of Education for consideration and adoption. The table below summarizes each suggested amendment, identifies the reason for the suggestion, and details the results of an actuarial study conducted to determine any potential costs associated with each proposed change.

Per Executive Committee – DPSRS Staff has prepared proposed language on the four items listed below:

Topic	Suggestion/Necessity	Proposed Effective Date	Associated Cost
Refine stated deferred member “first eligibility” to commence retirement payments	Clean-up – current practice appears inconsistent with Plan document	Keep with current practice	<ul style="list-style-type: none"> No impact on contribution requirement No long-term cost
Insert direct language detailing a participating employer’s requirement to pay the employer contributions on current employees’ casual service arrearages (even if casual time worked dates back to a prior employer)	Clean-up – current requirement/practice can be inferred from Plan document and CRS, but Plan should have firmer language regarding this expectation	Keep with current practice	<ul style="list-style-type: none"> No impact on contribution requirement No long-term cost
Charge all casual service arrearages at the current employee contribution rate (8%) as opposed to the contribution rate in effect at the time casual service was rendered	8% contribution rate more closely represents the accrual rate based on a 2.5% multiplier; also simplifies administration and casual service arrearage calculations going forward	Effective for those appointed or reappointed on or after January 1, 2009; any arrearage cost determined and still in effect on or before December 31, 2008 would not be recalculated.	<ul style="list-style-type: none"> No impact on contribution requirement No long-term cost Smaller annual actuarial loss
Adopt automatic deferred member status (if eligible) at point of termination or resignation	Follows generally accepted industry practices causing less confusion for members at termination/resignation and streamlines unnecessarily complex administrative procedures	Effective for those terminating or resigning on or after January 1, 2009	<ul style="list-style-type: none"> No immediate impact on contribution requirement De-minimus effect on long-term costs

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 1: Refines provision which states when a Deferred Member is first eligible to commence retirement payments

Section 110.40 (Alter existing language as indicated below)

(3) On or after January 1, 1998, the effective date of the Deferred Retirement Allowance shall be ~~the first day of the first month following the expiration of~~ 30 days ~~from~~ *after* the date proper application for such allowance is received by the Retirement Office, but in no event before the attainment of age 55 by a member who has at least 25 years of active service or age 65, if such member has less than 25 years of active service. If, however, a member attains 30 or more years of active service with the District on or after January 1, 2001, the effective date of the Deferred Retirement Allowance shall be ~~the first day of the first month following the expiration of~~ 30 days ~~from~~ *after* the date proper application for such allowance is received by the Retirement Office, but in no event before the attainment of age 50. The first monthly installment of said allowance shall be payable at the end of the month in which such effective date falls. No payment shall be made for any period prior to such effective date.

Plan Change No. 2: Inserts direct language detailing a participating employer's requirement to pay the employer contributions on current employees' casual (part-time, hourly) service arrearages, even if casual time worked dates back to a prior participating employer

Section 60 (Add the suggested paragraph below)

(3) Arrearage contributions allowed under Section 50.102 which require employer contributions, as well as employee contributions, shall be the obligation of and shall be paid by the member's current employer at the time of qualification of the casual service, even if the service so qualified was rendered during a period of employment with a different participating employer.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 3: Charges all casual service arrearages for those employees appointed or reappointed on or after January 1, 2009, at the current employee contribution rate (8%) as opposed to the contribution rate in effect at the time casual service was rendered

Section 40.105 (Alter subparagraph 3 as indicated below and add subparagraph 4)

(3) In the event a casual employee, not an Affiliate member, is appointed or reappointed as a regular employee on or after January 1, 2008 **but on or before December 31, 2008**, no portion of the period or periods of any employment as a casual employee subsequent to December 1, 1945, shall be counted as accredited service unless such employee shall pay into the System Retirement Trust Fund an arrearage contribution equal to the accumulated contributions, computed as of the date agreement to pay is made, that would have been credited if contributed to said Fund when such contributions would have been required, **in** an amount equal to the normal contributions attributable to any compensation received for such casual employment with the District on or after December 1, 1945, together with interest as specified in Section 50.102. Payment of said arrearage contribution shall be made by lump sum, consistent with the requirements of Section 50.102, or by installments, the amount and time of payment of such installments to be established by the Board of Trustees, or by a combination of an initial lump sum and installments, but in any event no payment shall be accepted later than two years after the effective date of appointment or reappointment.

(4) In the event a casual employee, not an Affiliate member, is appointed or reappointed as a regular employee on or after January 1, 2009, no portion of the period or periods of any employment as a casual employee subsequent to December 1, 1945, shall be counted as accredited service unless such employee shall pay into the System Retirement Trust Fund an arrearage contribution equal to the accumulated contributions, computed as of the date agreement to pay is made, using the currently applicable normal contribution rate, but otherwise in amounts that would have been credited if contributed to said Fund when such contributions would have been required as attributable to any compensation received for such casual employment with the District on or after December 1, 1945, together with interest on such amounts as specified in Section 50.102. Payment of said arrearage contribution shall be made by lump sum, consistent with the requirements of Section 50.102, or by installments, the amount and time of payment of such installments to be established by the Board of Trustees, or by a combination of an initial lump sum and installments, but in any event no payment shall be accepted later than two years after the effective date of appointment or reappointment.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 3: (Continued)

Section 50.102 (Identify and number subparagraphs 1 and 2 as indicated below and add subparagraph 3)

50.102. Arrearage Contributions. Arrearage Contributions shall be credited to the System Retirement Trust Fund. Section 30.03 permits arrearage contributions in the case of leaves of absence. Section 40.10 requires or permits arrearage contributions as a condition of Contributing membership in certain specified instances. Section 40.30 requires arrearage contributions as a condition of Affiliate membership in certain specified instances. In each of these cases, lump sum payments shall be obtained by determining the amount of contributions required to provide a payment equal to the accumulated contribution that would have been to the credit of the member had contributions been made to the System Retirement Trust Fund, at the time required of the amount specified in Sections 30.03, 40.10, or 40.30 of this Plan, as applicable, plus applicable interest which would have accrued on said contributions, except that the interest rate applicable to December 31, 1987, used in such calculation, shall be three percent (3%).

(1) Except for Section 40.105, calculation of the applicable interest due for periods of service on and after January 1, 1998, shall be determined using the Monthly Crediting Method as if the member had been a regular employee notwithstanding the requirement under Section 30.395 that the member be a regular employee on the last day of a month in order to receive an interest credit.

(2) In the calculation of accrued interest necessary to accredit casual employment under Section 40.105 **on or before December 31, 2008**, the accreditation of service and the calculation of accrued interest necessary shall be made using the Annual Crediting Method. In determining installment payments, the rate of interest used to determine the amount of such payments shall be the assumed interest assumption rate at the time the agreement to pay is made except that installment payments completed prior to January 1, 1989 shall be calculated using a rate of interest of three percent (3%). On January 1, 1991 and thereafter, the rate of interest used to determine the amount of such payments shall be calculated using that rate of interest which would have applied to the accumulated contributions under Plan Section 30.395 if made at the

(3) In the calculation of accrued interest necessary to accredit casual employment under Section 40.105 on or after January 1, 2009, the accreditation of service and the calculation of accrued interest necessary shall be made using the Annual Crediting Method. In determining installment payments, the rate of interest used to determine the amount of such payments shall be the interest assumption rate under Section 30.395, in effect at the time the agreement to pay is made.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 4: Adopts automatic Deferred Member status for eligible members (those who have five or more years of Earned Service) at point of termination or resignation, for terminations/resignations on or after January 1, 2009

Section 30.517 (Alter existing language as indicated below)

30.517. Deferred Member. "Deferred Member" shall mean a former employee of the District (i) who is not an annuitant, ~~and who, on or before December 31, 2008, terminated employment with the District and who~~ has on file an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance"; ~~or (ii) who, on or after January 1, 2009, terminated employment with the District and has not requested a refund of such member's accumulated contributions.~~

Section 100.10 (Alter existing language as indicated below)

100.10. Refund. In case of death of any Affiliate or Contributing member prior to retirement, the total accumulated contribution balance at the time of death shall be payable in one lump sum to the designated beneficiary, if applicable, or to the member's estate, unless one or more of the following circumstances exist:

(1) Said member ~~has filed an "Election and Declaration of Intent to Apply for Deferred Retirement Allowance," which remains unrevoked and in effect~~ meets the definition of *Deferred Member under Section 30.517* at the time of death, in which case Section 110 shall apply.

(2) The designated beneficiary or beneficiaries of said member shall elect, pursuant to the provisions of Section 100.30, to have the provisions of said Section 100.30 applied in lieu of the refund above mentioned.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 4: (Continued)

Section 110.10 (Alter subparagraph 4 as indicated below and add subparagraph 5)

(4) Within one year following ~~the an effective date of~~ termination of employment ~~falling on or before December 31, 2008~~, such member must file with the Retirement Office an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance;" such election and declaration shall be made in manner and form as may be prescribed by the Executive Director.

~~(5) If a member's effective date of termination of employment falls on or after January 1, 2009, such member is automatically deemed a Deferred Member and is eligible to apply for a Deferred Retirement Allowance upon meeting the requirements for commencement of a Deferred Retirement Allowance.~~

Section 110.30 (Identify and number subparagraph 1 as indicated below and add subparagraph 2)

110.30. ~~Revocation of "Election and Declaration of Intent."—Request for Refund.~~

~~(1) Where the effective date of termination of employment occurs on or before December 31, 2008, b~~By written application to the Retirement Office properly made, a member may revoke an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance" at any time before the date such allowance becomes effective. Such member shall receive within ninety days following such revocation, the amount of the applicable accumulated contribution balance under Section 110.80 as of the date of revocation.

~~(2) Where the effective date of termination of employment occurs on or after January 1, 2009, a Deferred Member may request a refund of his or her accumulated contribution balance, as prescribed by Section 40.120, at any time before the date the Deferred Retirement Allowance becomes effective. Such member shall receive within ninety days following such request, the amount of the applicable accumulated contribution balance under Section 110.80 as of the date of the request.~~

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 4: (Continued)

Section 110.50 (Identify and number subparagraph 1 as indicated below and add subparagraph 2)

110.50. Re-employment.

(1) Where the effective date of termination of employment occurs on or before December 31, 2008, ~~if~~ such member's employment terminated and such member is thereafter re-employed by the District as a regular employee, any prior "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance" shall be deemed revoked and any accumulated contributions, which were left on deposit, shall remain on deposit in the System Retirement Trust Fund. If such member's employment terminated and such member is thereafter re-employed by the District as a casual employee, and at any time elects Affiliate membership, such election shall revoke the "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance" and any accumulated contributions, which were left on deposit, shall remain on deposit in the System Retirement Trust Fund. Additionally, any unqualified service, as applicable, must be qualified pursuant to Section 40.30 of this Plan.

(2) Where the effective date of termination of employment occurs on or after January 1, 2009, if a Deferred Member is re-employed by the District, whether or not as Covered Employment, such member's accumulated contributions, which were left on deposit, shall remain on deposit in the System Retirement Trust Fund. Additionally, any unqualified service under Affiliate membership, as applicable, must be qualified pursuant to Section 40.30 of this Plan.

Section 110.60 (Alter existing language as indicated below)

110.60. Failure to Apply. If such member has filed an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance" *or on or after January 1, 2009, has been deemed a Deferred Member*, but fails to apply for such allowance, ~~or to~~ revoke such declaration of intent, *or request a refund of accumulated contributions, on or* before attaining age 53, if eligible for a benefit at age 50, *on or before attaining at* age 58, if eligible for a benefit at age 55, or *on or* before attaining age 68 if eligible for a benefit at age 65, the amount standing to the member's credit in the System Retirement Trust Fund may be declared forfeited by due action of the Board of Trustees.

Denver Public Schools Retirement System Retirement and Benefit Plan

Proposed Plan Language Changes

Suggested by DPSRS Board of Trustees to the
DPS Board of Education for Immediate Adoption

December 2008

Plan Change No. 4: (Continued)

Section 110.70 (Alter existing language as indicated below)

110.70. Death. In case any ~~Deferred member~~ *Member, as defined under Section 30.517, who has filed an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance"*, dies while such ~~election and declaration~~ *membership status* remains in force but before the effective date of the Deferred Retirement Allowance, the amount of the accumulated contribution balance at the time of death, exclusive of interest earnings credit, shall be paid to the Public Employees' Retirement Association of Colorado if such Association shall have been designated in writing as the beneficiary as a condition precedent to the transfer of service credit for survivor benefit purposes pursuant to any agreement concerning reciprocal transfer of service credit for survivor benefit purposes entered into by the System and the Public Employees' Retirement Association of Colorado, but if the Public Employees' Retirement Association of Colorado shall not have been so designated as the beneficiary, such amount shall be paid to the designated beneficiary of record or to the member's estate. Interest earnings credit shall be paid to the beneficiary of record or to the member's estate.

Section 110.80 (Alter existing language as indicated below)

110.80. Interest. Regular interest shall be credited pursuant to Section 30.395 upon the accumulated contributions of any member whose employment with the District terminated on or after July 1, 1962, and who files an "Election and Declaration of Intent to Apply for a Deferred Retirement Allowance." If such member's employment terminates prior to the date when regular interest is credited but such member later properly files such election and declaration, the accumulated contribution balance shall be credited with the regular interest which would have been credited at the date when regular interest was credited in like manner as if such election and declaration had been filed at the time of such termination of employment. On and after January 1, 1998, regular interest, under Section 30.395, shall be credited to the member's account using the Monthly Crediting Method notwithstanding the requirement under that Section that the member be employed actively, provided that such member ~~properly files said required Election and Declaration of Intent~~ *maintains Deferred Member status under Section 30.517.*

Any share of earnings, interest, capital gains or other increase realized on funds left on deposit by said member over and above that necessary to maintain the regular interest credit shall be maintained as a part of the System Retirement Trust Fund subject to the allocation provided for earnings in excess of the Actuarial Assumed Rate and other required credits in Plan Section 60.

Denver Public Schools

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TO: Members, Board of Education

FROM: Walt Kramarz, Chief Deputy General Counsel

DATE: December 12, 2008

SUBJECT: Proposed Policy JKC

Attached for your consideration is proposed Policy JKC, which would prohibit corporal punishment and establish standards for the use of physical force by school staff members on students. These proposed provisions were contained in Policy JK (Discipline) prior to its recent revision on August 21, 2008. At the time Policy JK was extensively overhauled, through an oversight, the standards established for use of physical force by school staff members on students, were omitted. The proposed Policy JKC simply reinstates those provisions. The language of the proposed Policy JKC mirrors that of the original language in Policy JK.

Policy JKC- Staff Use of Physical Intervention or Force / Student Discipline

The following standards shall apply to school district staff members in enforcing student discipline or physically intervening with students:

- A. Corporal punishment, e.g., striking, spanking, paddling or pinching, for student misconduct is prohibited.
- B. Reasonable and appropriate physical intervention or force may be used by any school district employee as necessary to:
 - 1. restrain a student from dangerous misconduct;
 - 2. obtain possession of any weapons or dangerous object;
 - 3. defend himself or herself;
 - 4. protect any person from harm; or
 - 5. prevent damage to property

School district staff responsible for implementing this policy shall do so without discrimination based on race, gender, national origin, ethnicity, religion, disability or sexual orientation or gender identity.

This policy shall be implemented by school district staff members using sound professional judgment, with due regard for the safety, welfare, and dignity of members of the school community.

Adopted: _____, 2009