

MINUTES OF THE REGULAR MEETING (05-16) 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
4:00 P.M., THURSDAY, JUNE 16, 2005

I. Call to Order – 4:00 p.m.

A. Pledge of Allegiance

B. Roll Call

President Lester R. Woodward called the meeting to order at 4:17 p.m. The following Board of Education members were present: Ms. Elaine Gantz Berman, Rev. Lucia Guzman, Mr. Bruce Hoyt, Mr. Kevin Patterson, Ms. Theresa Peña, and Mr. Lester Woodward. Mrs. Michelle Moss was absent and excused.

II. Board Member Reports

Ms. Gantz Berman read Resolution 2927 recognizing Wayne Eckerling's thirty-five years of outstanding service to the students of the Denver Public Schools. A copy of this resolution is appended to the minutes of this meeting as Appendix 05-16, II.

Dr. Eckerling thanked the Superintendent, the Board, and staff for their support and everything they have done for him. He said he has had a wonderful time and had fun for thirty-four years. He is looking forward to trying a different kind of life with more time for his family.

Dr. Wartgow commented that the district celebrated its 100th anniversary a couple years ago. Wayne Eckerling has been with the district for over 35 years, over a third of the history of the Denver Public Schools. It is not simply the end of tenure for Wayne, it is the end of an era. Superintendents come and go, Board members come and go, but Wayne Eckerling stayed the course and his contributions are immeasurable.

Mr. Woodward stated that Board members learned to rely on Wayne; it is going to be different without him.

IV. Consent Agenda

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

- III-A Resolution to Approve Ballot Language for the ProComp Mill Levy on the November 1, 2005, Ballot
- IV-D-1 Motion to Approve Student Fees

Rev. Guzman moved that all matters on the Consent Agenda not held be approved. Mr. Patterson seconded the motion. The motion passed unanimously and the following items were approved.

III. Superintendent's Report

B. Gift Report – A copy is appended to the minutes of this meeting as Appendix 05-16, III-B.

A. Board of Education

2. Board of Education Meetings for the 2005-2006 School Year – A copy is appended to the minutes of this meeting as Appendix 05-16, IV-A-2.

3. Finance and Audit Committee

a. Motion to Approve Municipal Payment Plan Agreement with the Oracle Credit Corporation - A copy of this motion, a Municipal Payment Plan agreement so that the district may purchase Oracle software licenses on an installment basis, is appended to the minutes of this meeting as Appendix 05-16, IV-A-3a.

b. Motion to Approve Land Exchange (including a Partial Purchase of Land) with the City and County of Denver - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3b.

c. Motion to Approve Cooperative Agreement with the City and County of Denver for the Montbello Village Place Park - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3c.

d. Motion to Approve the Construction Contract for the Ellis Elementary School Fire Sprinkler and Facility Upgrade Project - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3d.

e. Motion to Approve the Construction Contract for the Bradley Elementary School Fire Sprinkler Facility Upgrade Project - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3e.

f. Motion to Approve the Construction Contract for the Force Elementary School Fire Sprinkler and Facility Upgrade Project - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3f.

g. Motion to Approve Use of Additional Contingency Funds for the Kaiser, Knapp, and Traylor Elementary Schools Learning Landscape Projects - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-A-3g.

B. Budget and Finance – Financial Services

1. Resolution to Approve Supplemental Budget for the Fiscal Year Beginning July 1, 2004, and Ending June 30, 2005 – A copy of this resolution, which identifies the specific adjustments to the revenues and expenditures of the General and Bond Redemption Funds as they pertain to the transfer of Bond Redemption Fund investment earnings to the General Fund, is appended to the minutes of this meeting as Appendix 05-16, IV-B-1.
2. Resolution on Supplemental Budget Appropriation for Expenditures During the Fiscal Year Beginning July 1, 2004, and Ending June 30, 2005 – A copy of this resolution, which changes the appropriation for the General and Special Revenue Funds based on the adjustments, is appended to the minutes of this meeting as Appendix 05-16, IV-B-2.
3. Resolution Identifying and Filing Supplemental Adopted Budget and Appropriation Resolution and Copies Thereof – A copy of this resolution, which directs that the Supplemental Budget be labeled as such and signed by the Board President, and causes the Board Secretary to have this Supplemental Budget on file for public inspection, is appended to the minutes of this meeting as Appendix 05-16, IV-B-3.
4. Resolution to Amend the Proposed Budget for the Fiscal Year Beginning July 1, 2005, and Ending June 3, 2006– A copy of this resolution, which identifies the specific adjustments to the revenues and expenditures of all funds, is appended to the minutes of this meeting as Appendix 05-16, IV-B-4.
5. Resolution Authorizing the Use of the Beginning-Fund Balance During the Fiscal Year Beginning July 1, 2005, and Ending June 30, 2006 – A copy of this resolution, in accordance with SB 03-149, to authorize the expenditure of the beginning-fund balance of specified funds as anticipated in the recommended 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, is appended to the minutes of this meeting as Appendix 05-16, IV-B-5.
6. Resolution Adopting the Budget for the Fiscal Year Beginning July 1, 2005, and Ending June 30, 2006 – A copy of this resolution, to adopt the recommended budget as presented and amended, is appended to the minutes of this meeting as Appendix 05-16, IV-B-6.

7. Resolution on Appropriation for Expenditures during the Fiscal Year Beginning July 1, 2005, and Ending June 30, 2006 – A copy of this resolution, to appropriate the moneys to be expended in each fund, is appended to the minutes of this meeting as Appendix 05-16, IV-B-7.
8. Resolution on Identification and Filing of Adopted Budget and Appropriation Resolution and Copies Thereof – A copy of this resolution, to direct that the Adopted Budget be labeled as such and signed by the Board President and to cause the Board Secretary to have this Supplemental Budget on file for public inspection, is appended to the minutes of this meeting as Appendix 05-16, IV-B-8.
9. Resolution on Class-Size Information and Use of the One-Percent Funding Increase Provided by Amendment 23 – A copy of this resolution, in accordance with HB 01-1232, to report the uses of the one-percent funding increase approximating \$4.4 million provided by Amendment 23, provide kindergarten through grade three class-size information, and explain why class-size reduction was not a priority if the one percent increase was not used for this purpose, is appended to the minutes of this meeting as Appendix 05-16, IV-B-9.
10. Motion to Adopt Letter of Credit with JP Morgan Chase Bank – A copy of this motion, to extend the credit with JP Morgan Chase Bank for the purposes of funding emergencies for the one-year period ending June 30, 2006, and to increase the stated amount of the letter of credit, is appended to the minutes of this meeting as Appendix 05-16, IV-B-10.
11. Resolution Authorizing the Chief Financial Officer to Borrow Unencumbered Funds – A copy of this resolution, to authorize the use of available cash and investments in other funds to alleviate General Fund cash deficits first, prior to borrowing funds from the state, as required by the State Treasurer’s Interest-Free Loan Program—state law permits the Board of Education to borrow unencumbered moneys from any one fund, except the Bond Redemption Fund, for the use of another fund at any time, is appended to the minutes of this meeting as Appendix 05-16, IV-B-11.
12. Resolution Authorizing the Participation by the District in the State Treasurer’s Interest-Free Loan Program– A copy of this resolution, in accordance with HB 03-1274, which provides the funds based on project cash flows of revenues and expenditures anticipated in the 2005-2006 Adopted Budget, is appended to the minutes of this meeting as Appendix 05-16, IV-B-12.
13. Resolution Authorizing the District to Apply for and Receive a Low-Interest Loan – A copy of this resolution, in accordance with HB 03-1274, to authorize an emergency loan in July 2005 from the State Treasurer for the period prior to state’s July 2005 closing of the tax and revenue anticipated notes, which will fund the State Treasurer’s Interest-Free Loan Program—this emergency loan

will keep interest at the same rate as the rate of interest paid by the State Treasurer on notes issued by the state and will be for the number of days outstanding prior to the state's July 2005 closing on the interest-free loan, is appended to the minutes of this meeting as Appendix 05-16, IV-B-13.

14. Payment of Insurance Premiums for 2005-2006 to the Colorado School Districts Self-Insurance Pool – A copy of this motion, to approve the premiums for the 2005-2006 school entity liability, automobile liability, and property insurance coverage with the Colorado School Districts Self-Insurance Pool, is appended to the minutes of this meeting as Appendix 05-16, IV-B-14.
15. Tuition Rates – A copy of this motion, to approve the 2005-2006 tuition rates for non-resident students, foreign students, and special education services, is appended to the minutes of this meeting as Appendix 05-16, IV-B-15.

C. Administrative Services

1. Human Resources

- a. Motion to Approve the Personnel Transaction Report – A copy of this report is appended to the minutes of this meeting as Appendix 05-16, IV-C-1a.
- b. DPS Retiree Health Benefit Trust – A copy of this report is appended to the minutes of this meeting as Appendix 05-16, IV-C-1b.
- c. Appointment of Trustee for the DPS Retiree Health Benefit Trust – A copy of this report is appended to the minutes of this meeting as Appendix 05-16, IV-C-1c.
- d. Action to Accept the Recommended Decision of Hearing Officer in Case Number TA20050001 – A copy of this decision, to dismiss a teacher, is appended to the minutes of this meeting as Appendix 05-16, IV-C-1d.

2. Facility Management

- a. Motion to Approve Historic Designations for East, North, South, and West High Schools – A copy of this report, to authorize Facility Management to pursue Historic Designations for East, North, South, and West High Schools, is appended to the minutes of this meeting as Appendix 05-16, IV-C-2a.

D. Educational Services

2. Motion to Approve Revitalization Plan for Martin Luther King Jr., Middle School - A copy of this motion is appended to the minutes of this meeting as Appendix 05-16, IV-D-2.

3. Motion to Approve Center for International Studies - A copy of this motion, to approve the proposal for an independent Center for International Studies at the Baker Middle School building, is appended to the minutes of this meeting as Appendix 05-16, IV-D-3.
4. Motion to Approve Consolidated Federal Program Application - A copy of this motion, to approve acceptance of identified federal funds and to allocate such funds in accordance with the application, is appended to the minutes of this meeting as Appendix 05-16, IV-D-4.

V. Old Business

A. Educational Services

1. Proposal to Change Greenwood Elementary School to an ECE-8 School - A copy of this motion, to change Greenwood Elementary School from a school serving grades ECE-5 to a school serving grades ECE-8 for the 2006-2007 school year, is appended to the minutes of this meeting as Appendix 05-16, V-A-1.

B. Policy Review

1. Repeal/Reenactment of Policies

- a. Policy EGAD, Copyrights and Patents – A copy of this policy, revisions to the policy which ensure compliance with federal copyright law, is appended to the minutes of this meeting as Appendix 05-16, V-B-1a.
- b. Policy IJL, Library Materials and Resources Selection – A copy of this policy, revisions to the policy which clarify selection of library books and textbooks, is appended to the minutes of this meeting as Appendix 05-16, V-B-1b.
- c. Policy JK, Student Discipline – A copy of this policy, revisions to the policy which ensure compliance with state law, FERPA rules and regulations, and practices, is appended to the minutes of this meeting as Appendix 05-16, V-B-1c.

2. Revision of Policies

- a. Policy DK, Payroll/Deductions/Direct Deposit/Expense – A copy of this policy, revisions to the policy to include Fair Labor Standards Act changes, is appended to the minutes of this meeting as Appendix 05-16, V-B-2a.

- b. Policy EI, Insurance Program/Risk Management – A copy of this policy, revisions to policy to conform to state law and insurance practices, is appended to the minutes of this meeting as Appendix 05-16, V-B-2b.
- c. Policy IJJ, Textbook Selection and Adoption – A copy of this policy, revisions to the policy which clarify selection of library books and textbooks, is appended to the minutes of this meeting as Appendix 05-16, V-B-2c.
- d. Policy JRA/JRC, Student Records/Release of Information on Students – A copy of this policy, revisions to the policy which ensure compliance with state law, FERPA rules and regulations, and practices, is appended to the minutes of this meeting as Appendix 05-16, V-B-2d.
- e. Policy KF, Community Use of School Facilities – A copy of this policy, revisions to the policy which will standardize the use of district facilities, is appended to the minutes of this meeting as Appendix 05-16, V-B-2e.

3. New Policy

- a. Policy GBEF, Violence in the Workplace – A copy of this policy, a new policy which prohibits violent acts, including remarks among employees, is appended to the minutes of this meeting as Appendix 05-16, V-B-3a.

4. Repealed Policies

- a. Policy EEAG, Student Transportation in Private Vehicles – A copy of this policy, the recommendation to repeal Policy EEAG and have it approved as a Procedure to Policy EI, Insurance Program/Risk Management, is appended to the minutes of this meeting as Appendix 05-16, V-B-4a.
- b. Policy EEBB, Use of Private Vehicles on School Business – A copy of this policy, the recommendation to repeal Policy EEBB and have it approved as a Procedure to Policy EI, Insurance Program/Risk Management, is appended to the minutes of this meeting as Appendix 05-16, V-B-4b.

VI. New Business

A. Budget and Finance – Financial Services

- 1. Statement of Revenue Allocations, Appropriations, Commitments, and Expenditures for the period July 1, 2004, to May 31, 2005 – A copy of this status report of year-to-date revenues, expenditures, and inter-fund transfers for each fund as compared to the current-year budget and as compared to the year-

to-date totals for the prior year, is appended to the minutes of this meeting as Appendix 05-16, VI-A-1.

B. Student Services

1. Expelled Students Report – A copy of this report is appended to the minutes of this meeting as Appendix 05-16, VI-B-1.

DISCUSSION OF HELD AGENDA ITEMS

III-A Resolution 2928 to Approve Ballot Language for the ProComp Mill Levy on the November 1, 2005, Ballot

Ms. Gantz Berman stated that this ballot language and resolution are the result of six years of work among the Denver Classroom Teachers Association (DCTA), Denver Public Schools (DPS), members of the community, and funding community. It is a revolutionary system that will change the way teachers are paid, not only in Denver, Colorado, but throughout the United States.

Kim Ursetta, President of DCTA, said they are very pleased with the final ballot language. It reinforces the language in the negotiated agreement that was developed jointly between the district and the association. It is important that we remain steadfast in our efforts to continue to work collaboratively to improve student achievement; to strengthen our structure; and to ensure our accountability systems are successful and meeting the needs of teachers, students, and staff. It also ensures that the ProComp system is sustainable and manageable through a fully-funded mill levy with inflation adjustment. There is a lot of work yet to do but they are well on their way toward reaching that goal. She expressed her appreciation to the hundreds of teachers and administrators who worked to develop these systems.

Dr. Wartgow commented that ProComp has attracted attention locally, statewide, and nationally. Denver is on the cutting-edge, with this pioneering, groundbreaking program; the eyes of the nation are truly upon Denver. We all know that the future of our city depends upon strong public schools and the time has come for us to take bold steps to improve the quality of public education in Denver. Education improvement, at its heart, depends upon having good quality teachers. Without a doubt, teaching is one of the most important jobs in the world and good teachers deserve to be compensated.

Mr. Woodward said he had been involved with this program for a long time. The program has been a landmark joint effort between the DCTA and DPS. He acknowledged the importance of the philanthropic community support in backing this project. The Rose Community Foundation played a key role at the very outset by stepping up to the plate with a major grant. He asked Phil Gonring, representative of the Rose Community Foundation, to speak.

Mr. Gonring said that they are very proud to have partnered with DPS and DCTA over the last six years. The real story here is about having the time and the resources to let the individual genius of an urban school district flourish. The single most important and courageous decision

was made by this Board of Education and the teachers' union about five years ago when they decided to extend the pilot from two to four years, in order to have ample time and money to really figure out how to do this well.

Mr. Woodward said that the Rose Community Foundation has given millions of dollars to support this program. They have made it possible for the district to present ProComp to the citizens of Denver as a well-designed, tested, and effective system for compensating teachers.

Ms. Gantz Berman moved approval of Resolution 2928. Mr. Hoyt seconded the motion. The motion passed unanimously. A copy of this resolution is appended to the minutes of this meeting as Appendix 05-16, III-A.

IV-D-1. Motion to Approve Student Fees

Mr. Woodward moved that the motion to approve student fees be tabled until the next meeting of the Board on June 23, 2005. Ms. Gantz Berman seconded the motion. The motion passed unanimously.

VII. Adjournment

Mr. Woodward adjourned the Regular Meeting at 4:50 p.m.

Michelle Moss, Secretary
Board of Education