

Minutes of the Regular School Board Meeting

Of the School Board of Independent School District No. 709 held at the Historic Old Central High School, 215 North First Avenue East, Duluth, Minnesota 55802, on

Tuesday, June 15, 2010

Members Present:

Mary Cameron
Gary Glass
Tim Grover
Art Johnston
Judy Seliga Punyko
Ann Wasson

Others Present:

Keith Dixon, Superintendent
Bill Hanson, Deputy Clerk
Melinda Thibault, Secretary

Student Representatives:

Members Absent:

Tom Kasper

Chair Grover called the regular school board meeting of June 15, 2010 to order at 6:30 p.m., and the pledge of allegiance to the American flag was given.

M-Seliga Punyko, S-Cameron, to approve the agenda as presented.

Member Glass stated that the special resolutions should come at the end of the meeting. Chair Grover stated that it was moved to the beginning because they are readopting the civility code and it seemed appropriate.

M-Wasson, S-Seliga Punyko, to suspend Bylaw 9095 to allow the movement of the special resolutions to the beginning of the meeting.

Upon a vote, the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Member Johnston made a point of order stating that there must be previous notice or a unanimous vote to suspend a bylaw. Chair Grover ruled that it was published in the agenda ahead of time.

Member Johnston stated that he requested to have a discussion of the hiring of a lawyer for the pending lawsuit on the agenda. Chair Grover stated that it is not on the agenda because the board does not discuss pending litigation in an open meeting.

M-Johnston, S-Glass, to add discussion of the hiring lawyers for the pending EAW lawsuit to the agenda.

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Board discussion took place regarding adding the agenda item.

Upon a vote, the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Member Johnston stated that he also requested another agenda item to discuss the timeline for required hearings for closing schools. Chair Grover stated that it is not on the agenda because it is premature since there are not any schools closing for over a year.

M-Johnston, S-Glass, to add discussion for school closing hearings:

Upon a vote, the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Upon a vote on the agenda as presented the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass Johnston

Chair Grover asked school board members if there were any corrections or changes to the minutes of the Regular school board meeting of May 18, 2010.

M-Seliga Punyko, S-Cameron, to approve the minutes of the May 18, 2010 regular school board meeting. Upon a vote, the same was approved as presented– 6-0.

Chair Grover asked school board members if there were any corrections or changes to the minutes of the special school board meeting of May 25, 2010.

M-Seliga Punyko, S-Cameron, to approve the minutes of the May 25, 2010 special school board meeting. Upon a vote, the same was approved as presented. – 6-0.

Chair Grover asked school board members if there were any corrections or changes to the minutes of the special school board meeting of June 7, 2010.

M-Seliga Punyko, S-Cameron, to approve the minutes of the June 7, 2010 special school board meeting. Upon a vote, the same was approved as presented. – 6-0.

Special Resolutions
June 2010

Member Cameron presented the resolution:

RESOLUTION
School Board Reaffirmation
ACCEPTING THE NINE TOOLS OF CIVILITY

WHEREAS, in August 2003, the School Board of Independent School District No. 709 accepted the *Nine Tools of Civility*; and

WHEREAS, the residents of Independent School District No. 709 continue to place a high value on respect and civility in their lives and they understand that these characteristics are essential to any healthy community; and

WHEREAS, the School Board of Independent School District No. 709 supports opportunities for civil discourse and discussion in the community and within the School District; and

WHEREAS, the School Board of Independent School District No. 709 addresses sometimes controversial issues about which people often feel passionately – which at times leads to uncivil behavior; and

WHEREAS, an atmosphere of incivility and disrespect can have a damaging effect on the proceedings, on the quality of debate, and on the practice of democracy itself.

NOW, THEREFORE, BE IT RESOLVED, that the School Board of Independent School District No. 709 continues to recognize the *Nine Tools of Civility* that will provide increased opportunities for civil discourse in order to find positive resolutions to the issues that face our community. These Tools include:

1. Pay attention
2. Listen
3. Be inclusive
4. Don't gossip
5. Show respect
6. Be agreeable
7. Apologize
8. Give constructive criticism
9. Take responsibility

BE IT FURTHER RESOLVED, that the School Board of Independent School District No. 709 shall continue to promote the use and adherence of the *Nine Tools of Civility* in conducting the business of the School Board.

Resolution B-6-10-2771

June 15, 2010

M-Cameron, S-Seliga Punyko, to approve Resolution B-6-10-2771 – Accepting the Nine tools of Civility.

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M-Glass, S-Johnston, to amend the list to add “be honest, tell the truth” as number one.

Board discussion took place regarding the proposed amendment.

Upon a vote, the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

M-Johnston, S-Glass, to amend the list to add “follow bylaws and rules of order” as number ten.

Board discussion took place regarding the proposed amendment.

Upon a vote, the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Upon a vote on Resolution B-6-10-2771 as presented, the same was approved 6-0.

Member Johnston presented the resolution:

RESOLUTION

Board Member Attendance at NAP Annual Convention

BE IT RESOLVED, That Independent School District 709, St. Louis County, Minnesota, pay costs incurred, as per District policy, for school board members to attend the National Association of Parliamentarians (NAP) Annual Convention, held in St. Paul, Minnesota, August 27-29, 2010.

B-6-10-2783

June 15, 2010

M-Johnston, S-Glass, to approve resolution B-6-10-2783 – Board Member Attendance at NAP Annual Convention. Upon a vote taken, the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Public Comments

June 2010

David Gaskell, 3402 Vernon Street, spoke to the board regarding concern with the value of his property that the district is interested in purchasing.

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Karen Heisik, 2723 East First Street, spoke to the board regarding her concern over the cost of the long range facilities plan and possible risky investments.

Gary Ekenberg, 2421 West 6th Street, spoke to the board to thank them for their service, and spoke in support of the new western middle school.

Brenda Anderson, 703 Ebony Avenue, spoke to the board regarding her concern with the new schools, actual cost savings and keeping existing buildings open over building new ones.

Anita Stech, 2420 East 6th Street, spoke to the board to invite them to a civility workshop and provided them with handouts on the workshop.

Gordon Downs, 24 North 66th Avenue West, spoke to the board regarding his opposition to the western middle school and continuing with the pending lawsuit.

Richard Paulson, 524 West Ideal, spoke to the board regarding the lack of communication between administration and the school board and his opposition to the transfer of funds resolution.

Bill Westholm, 2908 Talmadge Circle, spoke to the board regarding the history of Lincoln Park and the need for the long range facilities plan.

Chris Lane, 2721 Jean Duluth Road, spoke to the board in support of the western middle school and thanked board members for their service. He asked board members to focus on educating children now that the facilities plan is in place.

Lauren Martell, 623 7th Street, spoke to the board regarding his opposition to the financing of the long range plan and his concerns with the policies regarding communications.

Craig Olson, 2002 London Road, spoke to the board on behalf of the Duluth Building Trades Council to express support for the long range facilities plan, stating that that all labor organizations support the plan and are grateful for the job opportunities for local workers.

Heath Hickok, spoke to the board on behalf of the Lincoln Park Business Group to endorse the long range facilities plan and the Lincoln Park Middle School project.

Brian Hutchinson, spoke to the board from Northern Industrial Erectors to support the Lincoln Park Middle School project and thanked the board for working to keep jobs local.

Ray Howard, spoke to the board in support of the long range plan and thanked the board for working to keep jobs local.

Darryl Goodhue, on behalf of the Iron Workers, spoke in support of the Lincoln Park Middle School and for working to keep contracts local.

Marcia Stromgren, 6179 Lakewood Road, spoke to the board regarding the public not having a voice in the long range plan.

Communications, Petitions, Etc.

June 2010

Superintendent Dixon acknowledged the communications received.

Superintendent's Report

June 2010

Superintendent Dixon congratulated Marci Hoff on her retirement and thanked her for her years of service to the District.

End of the School Year: Last week marked the end of another successful school year. During this time of transition we extend our appreciation for the good work the people within our district do to support quality education in our school system.

- Students from East High School made it to the State Competition of the annual Economics Challenge, sponsored by the Minnesota Council on Economic Education (MCEE). Students from 14 high schools across the state will compete in the nation's only national Economics Challenge, which includes both written tests and a quiz-bowl style competition. Coaches are Gayle Franckowiak and Angelo Florestano.
- Denfeld High School students won The Lake Superior Region Safe Communities Coalition 'Teen Seat Belt Challenge.' The event was held to increase teen awareness of the importance of wearing a seat belt. Eight high schools in the area participated. Student seat belt use was surveyed on April 23 and April 30. During the week in between the observations, a series of announcements were read at Denfeld as a reminder to all to 'Buckle Up'. Denfeld won the challenge with a 12% increase in seat belt use during the observation period. Key Club student Michelle Aubin organized members to help with this project. Students Katelyn Scheiber, Jake Anderson, Katie Postal, and Kristinia Bentley were also involved.
- Gayle Franckowiak and Mark Eskola, East HS, are recipients of the Noper Award, recognizing teachers who go above and beyond to provide their students with the best educational experience and who inspire students to learn and grow.

Education Committee Report

June 2010

Member Seliga Punyko presented the Education Committee report, a copy of same being in the hands of each school board member.

Girls Restorative Program Advisor Gail Hickson and her students presented information on the Women's Welding Program at Central High School. The program is a collaborative project between WITC, Central High School, Lutheran Social Services Truancy Action Project. They

presented a sculpture to the school board representing the strength of women and diversity.
 Member Seliga Punyko presented the resolution:

RESOLUTION

Acceptance of Grant Awards to Duluth Public Schools

WHEREAS, Minnesota Statute 465.03 requires a school district to accept grants by resolution expressed in the terms prescribed by the donor in full; and,

WHEREAS, acceptance of the grant in accordance with the donor's terms is in the best interest of the Duluth Public Schools:

NOW, THEREFORE, BE IT RESOLVED that the Duluth Public Schools does accept the below-described grants from said organizations in accordance with the terms set forth herein.

BE IT FURTHER RESOLVED that the Duluth Public Schools wishes to extend its grateful appreciation to these various organizations.

	Organization	Author/Contact	Project Title	Award Amount	Terms
1.	Minnesota Agricultural Education Leadership Council	Jim Arndt	STC Agriculture Education Grant	\$17,800	Funds from this grant award will be used to support STC's Agricultural Education Program.
2.	General Mills Foundation	Jay Monson	Duluth Public Schools Hillside Running Club	\$10,000	Funds from this grant award will be used to support the Duluth Public Schools Hillside Running Club.
3.	Edwin H. Eddy Family Foundation Grant	Marci Hoff	Early Childhood Screening program FY 2010	\$4,966	Funds from this grant award will be used to purchase an Audiometer and a Tympanometer to conduct hearing screenings to detect possible health or learning concerns so that children can get needed help before they start school.
4.	Vikings Children's Fund	Sheila Oak	Summer Food Service Program Grant	\$7,000	Funds from this grant award will be used to support the operation of the Duluth Public Schools 2010 Summer Food Service program.

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M-Seliga Punyko, S-Wasson, to approve Resolution E-6-10-2765 - Acceptance of Grant Awards to the Duluth Public Schools. Upon a vote taken, the same was approved – 6-0.

M-Seliga Punyko, S-Wasson, to approve the remainder of the Education Committee report as presented.

Member Cameron withheld Item 3.D.

Chair Grover withheld Item 1.B. – Consideration for the Requirement of Physical Education Uniforms at Middle Schools to ask for an update. Superintendent Dixon gave an update.

Member Cameron withheld Item 3.D. – Policy 5085 – Student Discipline Policy to note she has express concern that there is no separation between elementary/middle/high school levels. Superintendent Dixon explained that the process does require some judgment based on developmental degrees.

Upon a vote taken on the remainder of the Education Committee as presented - the same was approved – 6-0.

Human Resources Committee Report

June 2010

Member Cameron presented the Human Resources Committee report, a copy of same being in the hands of each school board member.

Member Cameron presented the resolution:

RESOLUTION **Food Service Employees**

RESOLVED, By the School Board of Independent School District #709, St. Louis County, Minnesota, that the Collective Bargaining Agreement between Independent School District #709 and the Food Service Employees, a summary of which is in the hands of all School Board members, be approved and adopted for the period July 1, 2009 to June 30, 2011, inclusive, and that the Chairperson and Clerk of the School Board be hereby authorized to execute said Agreement on behalf of the School District.

HR-6-10-2772

June 15, 2010

M-Cameron, S-Seliga Punyko, to approve Resolution HR-6-10-2772-Food Service Employees. Upon a vote, the same was approved – 6-0.

Member Cameron presented the resolution:

RESOLUTION
Education Minnesota Clerical Local 692-A

RESOLVED, By the School Board of Independent School District #709, St. Louis County, Minnesota, that the Collective Bargaining Agreement between Independent School District #709 and the Education Minnesota Clerical Local 692-A, a summary of which is in the hands of all School Board members, be approved and adopted for the period July 1, 2009 to June 30, 2011, inclusive, and that the Chairperson and Clerk of the School Board be hereby authorized to execute said Agreement on behalf of the School District.

HR-6-10-2773

June 15, 2010

M-Cameron, S-Seliga Punyko, to approve Resolution HR-6-10-2773-Education Minnesota Clerical Local 692-A. Upon a vote, the same was approved – 6-0.

M-Cameron, S-Seliga Punyko, to approve the Individual Contract for Stephanie Paumen-MN Alliance With Youth, the same was approved – 6-0.

Member Cameron presented the resolution:

R E S O L U T I O N
RE: Termination of Certified Tenured Staff
R E S O L U T I O N

WHEREAS, enrollment in the School District is declining;

WHEREAS, during the 2010-2011 school year, the District will lack a sufficient number of pupils to support all tenured teachers currently employed by the District;

WHEREAS, the School Board has found it necessary to discontinue certain positions;

NOW, THEREFORE, BE IT RESOLVED by the School Board of Independent School District No. 709, St. Louis County, Minnesota, as follows:

1. The Board proposes that the employment of the following tenured teachers terminate effective at the end of the school day on June 11, 2010, unless another date is indicated below, due to discontinuance of position or lack of pupils.

Barnes	Sarah	Kolquist	Julie (0.5FTE)
Bauman	Pamela		Tiffany (06/18/10)
Bradley	Elaine (0.2FTE)	Mattson	(0.5FTE)
Chapman	Susan	Pioro	Robert
Coda	Michelle (08/05/10)	Porter	Debra (0.1FTE)
Davis	Paul	Ratai	Allen (07/29/10)
Eason	Linda	Riley	Michelle
Gritzmacher	Cynthia (0.3FTE)	Ring	Jacalyn (0.2FTE)
Hoban	John (0.5FTE)	Salmela	Shelby (07/29/10)

Sundin	Melanie	Vanderport	Erin (0.5FTE)
Tackling	Sebastian		
Tyllia	Rae		
Udesen	Leann		

2. The Clerk of the School Board shall notify all such teachers in writing of the proposed layoff, the grounds for the proposed layoff, and the right to request a hearing within ten (10) calendar days after receiving said notice. The Clerk shall also notify all such teachers that if they fail to request a hearing within ten (10) days, they will be deemed to have acquiesced in the Boards action.

HR-6-10-2774

June 15, 2010

M-Cameron, S-Seliga Punyko, to approve Resolution HR-6-10-2774-Termination of Certified Tenured Staff.

School board discussion took place regarding the resolution.

Upon a vote, the same was approved – 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, ~~Kasper, Johnston~~

Member Cameron presented the resolution:

R E S O L U T I O N

RE: Discontinuance of Positions

WHEREAS, enrollment in the School District is declining;

WHEREAS, during the 2010-2011 school year, the District will lack a sufficient number of pupils to support all tenured teachers currently employed by the District;

WHEREAS, the School Board has found it necessary to discontinue certain positions;

NOW, THEREFORE, BE IT RESOLVED, by the School Board of Independent School District No. 709, St. Louis County, Minnesota, that the following programs and positions, or portions thereof, be discontinued effective at the end of the school day on June 11, 2010, unless another date is indicated below, in which case the position shall discontinue on that date.

0.8 FTE	Art	K-6	
0.5 FTE	Business Education	3.7 FTE	English Language Arts
1.2 FTE	Counselors	0.2 FTE	Mandarin Chinese
1.0 FTE	Director of Student Activities	1.0 FTE	Media
1.0 FTE	ECFE	3.3 FTE	Music
8.6 FTE	Elementary Education Grades	0.2 FTE	Ojibwe

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4.3 FTE	P.E. / Health	2.1 FTE	Spanish (Including Grant)
1.0 FTE	ROTC	0.8 FTE	STAR Coordinator (Drop Out
3.0 FTE	Science	Prevention)	
2.4 FTE	Social Studies	1.0 FTE	Work Experience
2.5 FTE	Social Worker		

HR-6-10-2775

June 15, 2010

M-Cameron, S-Seliga Punyko, to approve Resolution HR-6-10-2775-Discontinuance of Positions.

School Board discussion took place regarding the resolution:

M-Seliga Punyko, S- Wasson to call the question. Upon a vote, the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, ~~Kasper~~, Johnston

Upon a vote on Resolution HR-6-10-2775, the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, ~~Kasper~~, Johnston

M-Cameron, S-Seliga Punyko, to approve the remainder of the Human Resources Committee report as presented. Upon a vote to approve the remainder of the Human Resources Committee report as presented, the same was approved – unanimously.

The school board took a brief recess at 8:35.

Business Committee Report

June 2010

Member Wasson presented the Business Committee report, a copy of same being in the hands of each school board member.

M-Wasson, S-Seliga Punyko, to approve the Business Committee report, withholding the resolutions, as presented.

Chair Grover withheld Items 2.B.2), and 2.A.3)

Member Johnston withheld Items 2.A.2), 2.A.3), 3.A.1, and 3.A.2

Member Glass withheld Item 3.1.B.

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Member Glass withheld Item 3.1.B. to note payments to JCI and the Duluth News Tribune.

Member Johnston withheld Item 2.A.2) – Bid 1180 – Bid Package #1-West Middle School and 2 to note his concerns and opposition with the plan to build the new middle school. School board discussion took place regarding the bid package.

Upon a separate vote on Bid 1180 the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Member Johnston withheld Item 2.A.3) – Bid 1184 Bid Package #2 – West Middle School to voice his concerns with the plan to build the new middle school.

Upon a vote on Bid 1184 the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Member Johnston withheld Item 3.A.1) Bylaw 9020 - Standing Committees to express his concern with the changes to the policy specifically on how communications are handled. Board discussion continued regarding the changes and public communications.

M-Johnston, S-Glass, to add back the last sentence of the first paragraph.

Board discussion took place regarding the proposed amendment.

Upon a vote, the amendment fails 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Member Glass expressed concern with changing the word clerk to administration.

M-Johnston, S-Glass, to defer the entire bylaw change to a bylaw committee.

M-Seliga Punyko, S-Wasson, to call the question.

Member Johnston made a Point of Order that his motion hadn't been discussed yet. Chair Grover ruled that the motion to call the question is not debatable.

Upon a vote to call the question the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Upon a vote to defer the bylaw change to a committee the same failed 2-4 as follows:

Yea: Glass, Johnston

Nay: Cameron, Grover, Seliga Punyko, Wasson

Member Johnston made a point of order that he wanted to have discussion on his motion. Chair Grover ruled that there had already been discussion on the motion. Member Johnston made a point of order to have additional discussion on the motion. Member Johnson made a motion to censure the chair. Chair Grover ruled him out of order.

Upon a separate vote taken on Policy 9020- Standing Committees, the same was approved 4-2 as follows:

Yea: Cameron, Grover, Kasper, Seliga Punyko, Wasson

Abstain: Glass, Johnston

Member Johnston withheld Item 3.A.2)-Suspension of Policy to ask why the board is approving the suspension. Board discussion took place regarding the need for suspending the policy.

Upon a separate vote on Bid 1195, the same was approved 4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Upon a vote taken on the remainder of the Business Committee, the same was approved 5-1 as follows:

Yea: Cameron, Grover, Johnston, Seliga Punyko, Wasson

Nay: Glass

Member Wasson presented the resolution:

R E S O L U T I O N
Pledge of Collateral

BE IT RESOLVED, by the School Board of Independent School District No. 709, St. Louis County, Minnesota, that it accepts the pledge of collateral effective 1/29/2010 by U S Bank of \$2,630,000 par value certificates in FNMA POOL 725456 maturing 5/1/2034, CUSIP number XXXXXX5R9.

BE IT FURTHER RESOLVED, by the School Board of Independent School District No. 709, St. Louis County, Minnesota, that it accepts the additional pledge of collateral effective 5/5/2010 by U S Bank of \$300,000 par value certificates FNMA POOL 725456 maturing 5/1/2034, CUSIP number XXXXXX5R9.

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**M-Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2766-Pledge of Collateral.
Upon a vote taken, the same was approved-6-0.**

Member ~~Cameron~~ Wasson presented the resolution:

RESOLUTION
Authorized Student Activity Bank Account Signer

RESOLVED, by the School Board of Independent School District No. 709, St. Louis County, Minnesota, that as of June 30, 2010 all previously approved Student Activity Bank Account Signers shall be removed as authorized account signers.

FURTHER RESOLVED, By the School Board of Independent School District No. 709, St. Louis County, Minnesota, that the attached list of Student Activity Bank Account Signers are authorized signers as of July 1, 2010. All transactions require the signature of at least two authorized account signers.

B-6-10-2767

June 15, 2010

M-Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2767-Authorized Student Activity Bank Account Signer. Upon a vote taken, the same was approved-6-0.

Member ~~Cameron~~ Wasson presented the resolution:

RESOLUTION
Adoption of the Fiscal Year 2011 Budget

BE IT RESOLVED, by the School Board of Independent School District No. 709, St. Louis County, State of Minnesota, that the fiscal year 2011 budget as presented to the School Board, be adopted.

B-6-10-2768

June 15, 2010

M-Cameron Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2768-Adoption of the Fiscal Year 2011 Budget.

Board discussion took place regarding the resolution and the budget.

Upon a vote taken, the same was approved-4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

Member ~~Cameron~~ presented the resolution:

RESOLUTION FOR MEMBERSHIP IN THE MINNESOTA STATE HIGH SCHOOL
LEAGUE

RESOLVED, that the Governing Board of School District Number 709 County of St. Louis I, State of Minnesota delegates the control, supervision and regulation of interscholastic athletic and fine arts events (referred to in MN Statutes, Section 128C.01) to the Minnesota State High School League, and so hereby certifies to the State Commissioner of Education as provided for by Minnesota Statutes.

FURTHER RESOLVED, that the high school(s) listed below (name all high schools in the district):

Central High School

East High School

is/are authorized by this, the Governing Board of said school district or school to:

1. Make new application for membership in the Minnesota State High School League; School Enrollment (9-12):

OR; x Renew its membership in the Minnesota State High School League; and,

2. Participate in the approved interschool activities sponsored by said League and its various subdivisions.

FURTHER RESOLVED, that this Governing Board hereby adopts the Constitution, Bylaws, Rules and Regulations of said League and all amendments thereto as the same as are published in the latest edition of the League's *Official Handbook*, on file at the office of the school district or as appears on the League's website, as the minimum standards governing participation in said League-sponsored activities, and that the administration and responsibility for determining student eligibility and for the supervision of such activities are assigned to the official representative identified by the Governing Board.

The above Resolution was adopted by the Governing Board of this school district and is recorded in the official minutes of said Board and hereby is certified to the State Commissioner of Education as provided for by law.

B-6-10-2769

June 15, 2010

M-~~Cameron~~ Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2769-Membership in the Minnesota State High School League. Upon a vote taken, the same was approved – 6-0.

Member ~~Cameron~~ Wasson presented the resolution:

RESOLUTION
Joint Purchasing Agreement with MHEC

Whereas, Minnesota Statute 471.59, Subdivision 1, authorizes Join Powers Agreements allowing subdivisions to purchase from contracts initialized by other political divisions;

Whereas, it would be to the benefit of Independent School District No. 709 to have access

to the purchase of contract items and services from current and future MHEC;

Whereas, entering into such an agreement would pose no financial impact on Independent School District #709; Now,

Therefore Be It Resolved, that the School Board of Independent School District #709, St. Louis County, Minnesota, authorized the Director of Business Services to enter into a Joint Powers Agreement with MHEC for the purchase of contract items and services.

B-6-10-2770

June 15, 2010

M-Cameron Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2770-Joint Purchasing Agreement with MHEC. Upon a vote taken, the same was approved-6-0.

Member ~~Cameron~~ Wasson presented the resolution:

**RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE
GENERAL FUND RESERVED FOR OPERATING CAPITAL ACCOUNT
TO THE DEBT SERVICE FUND AND MODIFYING A PRIOR RESOLUTION
REGARDING FINANCING OF THE LONG-RANGE FACILITIES PLAN**

BE IT RESOLVED, by the School Board (the "Board") of Independent School District No. 709, St. Louis County, Minnesota (the "District"), as follows:

Section 1. A. The Board approved on June 19, 2007, a Long-Range Facilities Plan (the "Facilities Plan"), which calls for renewal and remodeling of existing school facilities, additions to existing facilities and construction of new schools.

B. The District has submitted the Facilities Plan to the Minnesota Department of Education (i) for approval of the Facilities Plan; (ii) for approval of the financing of the Facilities Plan, and (iii) for review and comment on the Facilities Plan. The Commissioner of Education has approved the Facilities Plan and the financing for the Facilities Plan.

C. The District has issued four series of obligations to finance the Facilities Plan, including the \$71,170,000 Taxable Full Term Certificates of Participation, Series 2009A (Build America Bonds – Direct Pay), dated October 1, 2009 (the "Series 2009A COPs").

D. The financing plan for the Facilities Plan anticipates canceling all or a portion of tax levies for the Series 2009A COPs each year from certain general fund monies available for that purpose.

E. The Board adopted Resolution B12-09-2707 dated December 15, 2009 (the "2009 Resolution"), authorizing the transfer of certain funds to the District's debt service fund to cancel a debt service levy for the Series 2009A COPs for Levy Year 2009/Collection Year 2010.

F. The purpose of this Resolution is to clarify the funds and statutory authority by which such debt service levy is cancelled.

Section 2. The Board hereby authorizes, pursuant to Minnesota Statutes Section 126C.10, subd. 14(16), the transfer of operating capital revenues from the general fund (Fund 01) reserved for operating capital account to the debt service fund (Fund 07) in the amount of \$2,283,686.81 for the purpose of the cancellation of the tax levy for Levy Year 2009/Collection Year 2010 and for payment of a portion of the interest on the Series 2009A COPs on August 1, 2010 and February 1, 2011.

Section 3. The 2009 Resolution is hereby modified and clarified by this Resolution.

B-6-10-2762

June 15, 2010

Copy of Original Resolution Approved in December 2009 Being Amended
RESOLUTION AUTHORIZING TRANSFER OF FUNDS FROM THE
GENERAL FUND TO THE DEBT SERVICE FUND REGARDING
FINANCING OF THE LONG-RANGE FACILITIES PLAN

BE IT RESOLVED, by the School Board (the "Board") of Independent School District No. 709, St. Louis County, Minnesota (the "District"), as follows:

Section 1. A. The Board approved on June 19, 2007, a Long-Range Facilities Plan (the "Facilities Plan"), which calls for renewal and remodeling of existing school facilities, additions to existing facilities and construction of new schools.

B. The District has submitted the Facilities Plan to the Minnesota Department of Education (i) for approval of the Facilities Plan; (ii) for approval of the financing of the Facilities Plan, and (iii) for review and comment on the Facilities Plan. The Commissioner of Education has approved the Facilities Plan and the financing for the Facilities Plan.

C. The District has issued four series of obligations to finance the Facilities Plan, including the \$71,170,000 Taxable Full Term Certificates of Participation, Series 2009A (Build America Bonds – Direct Pay), dated October 1, 2009 (the "Series 2009A COPs").

D. The financing plan for the Facilities Plan anticipates canceling all or a portion of tax levies for the Series 2009A COPs each year from general fund monies derived primarily from operational savings, rebates and grants and proceeds from the sale of excess properties.

Section 2. The Board hereby authorizes, pursuant to Minnesota Statutes Section 123B.80, the permanent transfer of funds from the General Fund (Fund 01) to the Debt Service Fund (Fund 07) in the amount of \$2,283,686.81 for the purpose of canceling the tax levy for the Series 2009A COPs for Levy Year 2009/Collection Year 2010.

B-12-09-2707

December 15, 2009

~~B-6-10-2762~~

~~June 15, 2010~~

M-Cameron Wasson, S-Seliga Punyko, to approve Resolution B-6-10-2762-Authorizing Transfer of Funds from the General Fund to the Debt Service Fund Regarding Financing of the Long-Range Facilities Plan.

Upon a vote taken, the same was approved-4-2 as follows:

Yea: Cameron, Grover, Seliga Punyko, Wasson

Nay: Glass, Johnston

**Other
June 2010**

Member Cameron expressed concern that some items discussed during a closed session may have been leaked. Beth Storaasli, Legal Counsel explained that issues discussed in closed session are private. Superintendent Dixon stated that the issue would be looked into.

Chair Grover adjourned the regular school board meeting of June 15, 2010 at 10:00 p.m.