

## **Regular School Board Meeting**

Duluth Public Schools, ISD 709

### Agenda

Tuesday, July 20, 2010

District Services Center

709 Portia Johnson Dr.

Duluth, MN 55811

6:30 PM

- |   |           |
|---|-----------|
| <b>1. Call to Order</b>                                     |           |
| <b>2. Roll Call</b>   |           |
| <b>3. Pledge of Allegiance</b>                              |           |
| <b>4. Approval of the Agenda</b>                            |           |
| <b>5. Reading and Approving Minutes</b>                     |           |
| A. Special School Board Meeting of June 15, 2010            | 2         |
| B. Regular School Board Meeting of June 15, 2010            | 4         |
| C. Special School Board Meeting of June 24, 2010            | 21        |
| D. Special School Board Meeting of July 12, 2010            | 26        |
| <b>6. Audience</b>  |           |
| <b>7. Reading Communications, Petitions, Etc.</b>           | <b>30</b> |
| <b>8. Report of the Superintendent</b>                      | <b>31</b> |
| <b>9. Report of Standing Committees</b>                     |           |
| A. Education Committee ( <i>see separate report</i> )       |           |
| B. Human Resources Committee ( <i>see separate report</i> ) |           |
| C. Business Committee ( <i>see separate report</i> )        |           |
| <b>10. Special Resolutions • None</b>                       |           |
| <b>11. Questions / Other</b>                                |           |
| <b>12. Adjournment</b>                                      |           |

**Minutes of the Special 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

Members Absent:

Tom Kasper

Chair Grover called the special school board meeting of June 15, 2010 to order at 4:30 p.m.

Member Seliga Punyko presented the resolution:

RESOLUTION  
Executive (Closed) Session

RESOLVED, By the School Board of Independent School District 709, St. Louis County, Minnesota, that the School Board shall meet in Executive (Closed) Session on Tuesday, June 15, 2010 at approximately 5:35 p.m. in the Board Conference Room of Historic Old Central High School for the purpose of discussing private educational data relating to a student expulsion.

E-6-10-2784

June 15, 2010

**M-Seliga Punyko, S-Wasson, to approve Resolution E-6-10-2784 – Executive (Closed) Session RE: Discussion of Private Educational Data Relating to Student Expulsion. Upon a vote, the same was approved – 6-0**

The board recessed into closed session at 5:32 p.m.

The school board reconvened into the special meeting at 5:10 p.m.

Member Wasson presented the resolution:

**RESOLUTION EXPELLING A STUDENT**

WHEREAS, written notice of intent to expel a student attending Woodland was served upon the student and the student's parents;

WHEREAS, the notice of intent to expel the student complied with the provisions of the Pupil Fair Dismissal Act, Minn. Stat. § 121A.47, subd. 2;

WHEREAS, the student and the student's parent waived their right to a hearing on the proposed expulsion in writing; and

WHEREAS, under the Minnesota Government Data Practices Act, the waiver of right to an expulsion hearing and the name of the student proposed for expulsion are private data.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

1. The School Board hereby accepts the waiver and expels the student from the schools of Independent School District No. 709, Duluth, for one full year (12 months) beginning May 10, 2010.
2. The Superintendent, or his designee, is directed to mail to the student and the student's parent a copy of this Resolution along with a letter stating that the student has been expelled and that the student has the right to reenroll in the District on May 11, 2011.
3. The Superintendent, or his designee, is directed to identify the alternative educational services that are available to the student during the period of expulsion, if the student wishes to take advantage of them.
4. The Superintendent, or his designee, is directed to make an electronic report of this expulsion to the Commissioner of the Department of Education within thirty (30) calendar days, as required by Minn. Stat. §121A.53.

E-6-10-2764

June 15, 2010

**M-Wasson, S-Seliga Punyko, to approve Resolution E-6-10-2764 – Resolution Expelling a Student.**  
**Upon a vote, the same was approved – 6-0 as follows:**

**Yea: Cameron, Glass, Grover, Johnston, Seliga Punyko, Wasson**  
**Absent: Kasper**

Chair Grover adjourned the Special School Board meeting of June 15, 2010 at 6:12 p.m.

**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.**

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**

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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.**

**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**

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

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 6<sup>th</sup> 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 6<sup>th</sup> Street, spoke to the board to invite them to a civility workshop and provided them with handouts on the workshop.

Gordon Downs, 24 North 66<sup>th</sup> 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 7<sup>th</sup> 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**

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Superintendent Dixon acknowledged the communications received.

**Superintendent's Report**

**June 2010**

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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**

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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.

**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**

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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

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**

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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.

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.

**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**

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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.

**Minutes of the Special 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

Thursday, June 24, 2010

**Members Present:**

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

**Others Present:**

Keith Dixon, Superintendent  
Bill Hanson, Deputy Clerk  
Sue Talerico, Substitute Secretary

**Members Absent:**

Chair Grover called the special school board meeting of June 24, 2010 to order at 6:46 p.m.

**Public Comment:**

Karen Heisick, 2723 East 1<sup>st</sup> Street, spoke to the board regarding financing of the long range plan and that giving money back to the public when things come in under budget, rather than spending it on wish lists, would restore trust in the board among the community.

Chair Grover explained that many of the changes are necessary and that he should not have used the term wish list.

Member Seliga Punyko presented the resolution:

**Resolution Approving Amendments To District Long-Range Facilities Plan Approved By Review And Comment Of November 2007 And Approving Declaration Of Official Intent Regarding Amendments To Financing Plan Therefor**

BE IT RESOLVED, by the School 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 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 approved the Facilities Plan and the financing and submitted its review and comment dated November 2007, although approval of the new Piedmont/Lincoln Elementary and the new West Middle School were delayed, but later approved pursuant to its review and comment dated July 2009.

C. The November 2007 review and comment permitted the District to issue, and the District has issued the following obligations, to finance the portion of the Facilities Plan approved by the November 2007 review and comment:

(i) \$59,235,000 of General Obligation Alternative Facilities Bonds, Series 2008A, dated February 21, 2008, issued pursuant to Minnesota Statutes Section 123B.59 (the "2008 Bonds");

(ii) \$111,440,000 (\$111,442,557 was authorized) of Full Term Certificates of Participation, Series 2008B, Evidencing the Proportionate Interest of the Registered Owners in the Installment Payments due under an Installment Purchase Contract dated as of June 1, 2008 (the "2008 Contract"), authorized pursuant to Minnesota Statutes, Section 126C.40, Subd. 6 (the "Lease Levy Statute"); and

(iii) \$35,400,000 (\$35,404,371 was authorized) of Certificates of Participation, Series 2009B, Evidencing the Proportionate Interest of the Registered Owners in the Rental Payments due under the Lease Purchase Agreement dated as of October 1, 2009 (the "2009 Lease"), authorized under Minnesota Statutes Section 465.71 (the "Installment Lease Statute").

D. As the design work for the approved projects progressed, the District identified project scope changes and requested an amendment to the November 2007 review and comment as set forth in a document entitled Amendment to Original "Red Plan" Review and Comment dated July 24, 2009, and revisions thereto (the "Amendment").

E. The Commissioner of Education has approved the Amendment to the original Facilities Plan pursuant to a review and comment dated May 2010.

F. The Amendment eliminates improvements to some District facilities and provides for additional improvements at other facilities, all as set forth therein. As the obligations issued to finance the Facilities Plan are limited by Minnesota Statutes and as the Amendment reduces the costs eligible to be financed by the 2008 Bonds and increases costs eligible to be financed by the Lease Levy Statute and by the Installment Lease Statute, the financing plan for the Amendment includes (i) escrowing \$3,240,219 of the proceeds of the 2008 Bonds to pay capitalized interest on the 2008 Bonds and costs of the escrow arrangement; (ii) issuing additional certificates of participation in the amount of \$3,675,000 pursuant to the Lease Levy Statute and under the 2008 Contract; and (iii) issuing additional certificates of participation in the amount of \$1,605,000 pursuant to the Installment Lease Statute and under the 2009 Lease.

Section 2. The Board hereby confirms and approves the revisions to the Facilities Plan as set forth in the Amendment.

Section 3. The Board hereby approves the financing plan for the revisions to the Facilities Plan as set forth in the Amendment and as described in Section 1F of this Resolution.

Section 4. This Resolution constitutes a declaration of official intent under Treasury Regulations Section 1.150-2 to issue the obligations described in Section 3 above.

B-6-10-2787

June 24, 2010

**M-Seliga Punyko, S-Wasson, to approve Resolution B-6-10-2787 - Resolution Approving Amendments to District Long-Range Facilities Plan Approved by Review and Comment of November 2007 and Approving Declaration of Official Intent Regarding Amendments to Financing Plan Therefore.**

Bill Hanson, Director of Business Services, and Bob Toftey, Attorney from Fryberger Law Firm explained the levy/financing process. Discussion took place among board members regarding the financing.

**M-Johnston, S-Glass, to move Resolution B-6-10-2787 to the July Business Committee for discussion.**

School Board discussion continued on the resolution and financing mechanisms.

Chair Grover called for a vote on Member Johnston's motion.

**Upon a vote, the same failed 3-4 as follows:**

**Yea: Glass, Johnston, Kasper**

**Nay: Cameron, Grover, Wasson, Seliga Punyko**

**M-Johnston, S-Glass, that if Resolution B-6-10-2787 is passed by the school board that the review and comment will be put up to the citizens for a referendum. No vote – ruled out of order.**

Chair Grover ruled the motion out of order. Bob Toftey stated that it would only be an advisory referendum which the district can't do. Member Johnston made a point of order that he has an amendment on the floor. Chair Grover stated that he ruled it out of order because we are not allowed to have advisory referendums. Member Johnston stated that the chair can't rule the motion out of order. Chair Grover upheld his ruling that that motion was out of order.

**Upon a vote on Resolution B-6-10-2787, the same was approved 5-2 as follows:**

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

**Nay: Glass, Johnston**

Member Johnston made a motion to censure the chair and stated that he should step down because of illegal procedure. Chair Grover ruled Member Johnston out of order.

Member Johnston asked how the meeting was being recorded. Chair Grover stated that it was is an audio recording. Member Johnston asked how to obtain a copy of the audio recording.

**Bid #1170 – Food Service Equipment at Lincoln Park Middle School**

WS #25 – Food Service Equipment – Hockenberg's Food Service Equipment & Supply - \$553,543.00.

**Bid #1183, Work Scope #10 – Bituminous Built-up Roof at Piedmont Elementary School**

Work Scope #10 – Bituminous Built-up Roof – McDowall Company - \$699,700.00

The total cost of the contract related to Bid #1183, Work Scope #10 – Bituminous Built-up Roof at Piedmont Elementary School as listed above is \$699,700.00, which remains within the budgeted amount at this site.

Bid #1193 – Bid Package #4 – Miscellaneous Work at Denfeld High School

Contract #0930 – Tile – Grazzini Brothers and Company - \$200,000.00

Contract #0940 – Terrazzo – Advance Terrazzo and Tile Company - \$520,477.00

Contract #0965 – Resilient Flooring/Carpet – MCI, Inc. - \$282,498.00

Contract #1050 – Metal Lockers – Olympus Lockers and Storage Products, Inc. - \$170,374.00

Contract #1420 – Elevators – Schindler Elevator Corporation - \$55,510.00

Contract #3290 – Landscaping – Urban Companies, LLC - \$24,750.00

The total cost of the contracts related to Bid #1193, Bid Package #4 – Miscellaneous Work at Denfeld High School as listed above is \$1,253,609.00, which remains within the budgeted amount at this site.

Bid #1194 – Bid Package #5 – Rebid Items/Landscape/Playground at Laura MacArthur Elementary School

Contract #0840 – Aluminum Entrances/Storefronts/Windows/Glazing – St. Germain’s Glass, Inc. - \$309,292.00

Contract #0930 – Tile – CD Tile and Stone, Inc. - \$122,945.00

Contract #0965 – Resilient Flooring and Carpet – MCI, Inc. - \$178,776.00

Contract #0966 – Terrazzo/Resinous Flooring – Advance Terrazzo and Tile Company - \$122,980.00

Contract #1051 – Lockers – Olympus Lockers & Storage Products, Inc. - \$73,000.00

Contract #3230 – Playground Equipment – Veit and Company, Inc. - \$322,216.00

Contract #3290 – Landscaping – Duluth Superior Erection - \$66,000.00

The total cost of the contracts related to Bid #1194, Bid Package #5 – Rebid Items/Landscape/Playground at Laura MacArthur Elementary School as listed above is \$1,195,209.00 \$1,056,209.00, which remains within the budgeted amount at this site.

Kerry Leider, Facilities, Management Supervisor, reviewed changes to Bid 1194. Member Kasper asked for an updated local contractor report.

**M-Seliga Punyko , S-Cameron, to approve Bid Packages 1170, 1183, 1193 and 1194 together.**

**M-Johnston, S-Glass, to request a separate vote on Bid Packages 1193 and 1194. Upon a vote, the same was approved - unanimously.**

**Upon a vote on Bid Packages 1170 and 1183, the same was approved 5-2 as follows:**

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

**Nay: Glass, Johnston**

**Upon a vote on Bid Package 1193, the same was approved 6-1 as follows:**

**Yea: Cameron, Grover, Kasper, Johnston, Seliga Punyko, Wasson**  
**Nay: Glass**

**Upon a vote on Bid Package 1194, the same was approved 6-1 as follows:**

**Yea: Cameron, Grover, Kasper, Johnston, Seliga Punyko, Wasson**  
**Nay: Glass**

Member Seliga Punyko presented the resolution:

**RESOLUTION**  
**Executive (Closed) Session**

RESOLVED, By the School Board of Independent School District 709, St. Louis County, Minnesota, that the School Board shall meet in Executive (Closed) Session on Thursday, June 24, 2010 at approximately 5:30 p.m. (or to follow Committee of the Whole Meeting) in the Board Conference Room of the Historic Old Central High School for the purpose of discussion of properties as listed on attachment, **and pending litigation.**

B-6-10-2786

June 24, 2010

**M-Seliga Punyko, S-Cameron, to approve Resolution B-6-10-2786 – Executive (Closed) Session.**

Member Grover noted that the closed session was only to discuss property acquisition and that administration is working to reschedule a closed session to discuss pending litigation.

**Upon a vote, the same was approved 5-2 as follows:**

**Yea: Cameron, Grover, Kasper, Seliga Punyko, Wasson**  
**Nay: Glass, Johnston**

Chair Grover adjourned the Special School Board meeting (to closed session) of June 24, 2010 at 7:51 p.m.

**Minutes of the Special 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

Monday, July 12, 2010

**Members Present:**

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

**Members Absent:**

**Others Present:**  
Keith Dixon, Superintendent  
Bill Hanson, Deputy Clerk  
Melinda Thibault, Secretary

**Student Representatives**  
Peter Witzig

Chair Grover called the special school board meeting of July 12, 2010 to order at 4:30 p.m.

Member Seliga Punyko presented the resolution:

**RESOLUTION**  
**Executive (Closed) Session**

RESOLVED, By the School Board of Independent School District 709, St. Louis County, Minnesota, that the School Board shall meet in Executive (Closed) Session on Monday, July 12, 2010 at approximately 4:30 p.m. (or to follow the Human Resources Committee Meeting) in the Board Conference Room of the Historic Old Central High School under the attorney-client privilege provision contained in Minnesota Statue Section 13D.05, Subd. 3(b). During that part of the session, the Board will discuss pending litigation with legal counsel. In addition, the board will discuss the possible acquisition and purchase of properties as listed on attachment.

Resolution B-7-10-2793

July12, 2010

**M-Seliga Punyko, S-Wasson, to approve Resolution B-7-10-2793 – Executive Closed Session.**

Member Johnston stated that he is opposed to having a closed session regarding the pending lawsuit because he wants it discussed in public. Member Glass also stated that he thought it should be discussed in public. Chair Grover stated that it is common practice to meet in closed session regarding litigation.

**Upon a vote, the same was approved 4-3 as follows:**

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

**Nay: Glass, Kasper, Johnston**

Recess to closed session at 4:36 p.m.

Reconvene meeting at 5:46

Member Seliga Punyko presented the resolution:

**RESOLUTION**

Authorizing the Purchase of Real Property Located at 3324 Vernon Street

WHEREAS, the School Board by Resolution B-6-07-2452 adopted a Long-range Facilities Plan for the District, and therein also directed the District's administrative staff to commence with the identification and negotiation of land to be acquired as identified in the Plan; and

WHEREAS, the Administration working with Johnson Controls and the District's Legal Counsel have identified property and negotiated terms to purchase the property described above; and

WHEREAS, said property will be used for school purposes including the purposes set forth in Minnesota Statute Section 123B.51.

NOW, THEREFORE, BE IT RESOLVED that the School Board hereby authorizes the purchase of real property located at 3324 Vernon Street, Assessor's Parcel No. 010-0350-00720 and 010-0350-00710, further described as Southerly 52 Feet of Westerly 40 Feet and Easterly 35 Feet of Lot 18, Block 5, Bryant Addition to Duluth, Third Division, City of Duluth, in St. Louis County, and;

BE IT FURTHER RESOLVED that the School Board authorizes the School Board Chair to execute a purchase agreement and all other documents required for closing this purchase transaction.

B-7-10-2799

July 12, 2010

**M-Seliga Punyko, S-Cameron, to approve Resolution B-7-10-2799 – Authorizing the Purchase of Real Property Located at 3324 Vernon Street. Upon a vote, the same was approved 5-2 as follows:**

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

**Nay: Glass, Johnston**

Member Seliga Punyko presented the resolution:

**RESOLUTION**

Authorizing the Purchase of Real Property Located at 3402Vernon Street

WHEREAS, the School Board by Resolution B-6-07-2452 adopted a Long-range Facilities Plan for the District, and therein also directed the District's administrative staff to commence with the identification and negotiation of land to be acquired as identified in the Plan; and

WHEREAS, the Administration working with Johnson Controls and the District's Legal Counsel have identified property and negotiated terms to purchase the property described above; and

WHEREAS, said property will be used for school purposes including the purposes set forth in Minnesota Statute Section 123B.51.

NOW, THEREFORE, BE IT RESOLVED that the School Board hereby authorizes the purchase of real property located at 3402 Vernon Street, Assessor's Parcel No. 010-0350-00610 and 010-0350-00640, further described as Lots 9 through 11 and Lots 12 and 13, Bryant Addition to Duluth, Third Division, City of Duluth, in St. Louis County, and;

BE IT FURTHER RESOLVED that the School Board authorizes the School Board Chair to execute a purchase agreement and all other documents required for closing this purchase transaction.

B-7-10-2800

July 12, 2010

**M-Seliga Punyko, S-Cameron, to approve Resolution B-7-10-2800 – Authorizing the Purchase of Real Property Located at 3402Vernon Street. Upon a vote, the same was approved 5-2 as follows:**

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

**Nay: Glass, Johnston**

Member Seliga Punyko presented the resolution:

**RESOLUTION**

Authorizing the Purchase of Real Property Located at 3404 Vernon Street

WHEREAS, the School Board by Resolution B-6-07-2452 adopted a Long-range Facilities Plan for the District, and therein also directed the District's administrative staff to commence with the identification and negotiation of land to be acquired as identified in the Plan; and

WHEREAS, the Administration working with Johnson Controls and the District's Legal Counsel have identified property and negotiated terms to purchase the property described above; and

WHEREAS, said property will be used for school purposes including the purposes set forth in Minnesota Statute Section 123B.51.

NOW, THEREFORE, BE IT RESOLVED that the School Board hereby authorizes the purchase of real property located at 3404 Vernon Street, Assessor's Parcel No. 010-0350-00600, further described as Lot 8, Block 5, Bryant Addition to Duluth, Third Division, City of Duluth, in St. Louis County, and;

BE IT FURTHER RESOLVED that the School Board authorizes the School Board Chair to execute a purchase agreement and all other documents required for closing this purchase transaction.

B-7-10-2801

July 12, 2010

**M-Seliga Punyko, S-Cameron, to approve Resolution B-7-10-2801 – Authorizing the Purchase of Real Property Located at 3404 Vernon Street. Upon a vote, the same was approved 5-2 as follows:**

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

**Nay: Glass, Johnston**

Chair Grover adjourned the Special School Board meeting of July 12, 2010 at 5:50 p.m.

7. Communications, Petitions, etc.

- 06/21/10 Copy of letter addressed to School Board Chair Tim Grover from Patricia Stolee expressing her support and appreciation for the leadership of Chair Grover, the Red Plan and excitement over the new facilities being built for students, especially the new western middle school.
- 06/23/10 Copy of letter addressed to School Board Chair Tim Grover from Cean Frost expressing disappointment on implementation of Red Plan and the closing of Central High School.
- 06/24/10 Copy of letter addressed to School Board Chair Tim Grover from Kathryn Horner expressing dissatisfaction with campaign promise related to the closing of Central High School, and asking that the Central High School property not be sold.
- 06/25/10 Copy of letter addressed to School Board Chairman Tim Grover from Elizabeth Marsaa expressing dissatisfaction with campaign promises, the closing of Central High School, the new western middle school, combining Grant and Nettleton elementary schools, and asking that he step down from Board.
- 06/28/10 Copy of letter addressed to [School Board Chair] Tim Grover from Paula Nelson-Guenther regarding the Lowell music program asking for Board support of the Lowell Legato Foundation's request that the music program be continued if the Foundation can provide the funding.
- 06/29/10 Copy of letter addressed to School Board Chair Tim Grover from Barb Koberstein expressing disappointment with 3<sup>rd</sup> District representation, tax payers having no voice related to the Red Plan process, campaign promises related to the closing of Central High School and Central's name not continuing as a part of the new high schools.
- 07/12/10 Copy of letter addressed to Tim Grover, School Board Chair, from Paul Goossens expressing appreciation of Chair Grover's 3<sup>rd</sup> District representation, of the fair, open and inclusive process of the long range facilities plan, the effective facilities the district will have, which will attract families.

Independent School District 709  
SCHEDULE OF MEETINGS AND EVENTS

*All meetings are scheduled at Historic Old Central High School unless otherwise noted.*

Week of July 19 – July 23, 2010

Tuesday	July 20	6:30 p.m.	Regular School Board Meeting (Agenda Attached) Board Room
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Week of July 26 – July 30, 2010

*No meetings scheduled at this time.*

Week of August 2 – August 6, 2010

*No meetings scheduled at this time.*

Week of August 9 – August 13, 2010

Monday	August 9	4:15 p.m.	Human Resources Committee Board Room
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Monday	August 9	4:30 p.m. <i>(or to follow Human Resources Comm. Mtg)</i>	Business Committee Board Room
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Tuesday	August 10	<b>4:00-6:00 p.m.</b> <i>(Note earlier start time &amp; firm end time due to Primary Elections and requirement of <b>NO meetings or activities 6:00-8:00 p.m.</b>)</i>	Education Committee Meeting Board Room
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Week of August 16 – August 20, 2010

Tuesday	August 17	6:30 p.m.	Regular School Board Meeting Board Room
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Week of August 23 – August 27, 2010

*No meetings scheduled at this time.*

Week of August 30 – September 03, 2010

*No meetings scheduled at this time.*

Week of September 6 – September 10, 2010

*Office of the Superintendent  
July 16, 2010*