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Mission Statement  
Together we are committed to graduating and preparing all children for success in college and careers.

**MINUTES**  
**SPECIAL BOARD OF EDUCATION MEETING**  
**April 22, 2009**  
**Central Administration – Board Room**

- 1.00** President Bartha called the meeting to order at 6:08 p.m. Roll call was taken with the following members present: President Anna Bartha, Director Kent Clawson, Director Mark Shook, and Director Dave Stark, present via audio. Director Dave Martin was absent with prior notice.
- 2.00 Welcome and Pledge of Allegiance**  
President Bartha welcomed those in attendance and invited them to join the Board in the Pledge of Allegiance.
- 3.00 Approval of Agenda**  
  
Director Shook moved to place agenda item 4.03, 5.01 and 5.02 before items 4.01. Director Clawson seconded the motion.  
  
President Bartha explained that it was permissible to change the order of a special Board of Education meeting without all five Board members present; they were not adding anything to the agenda; she then asked if there was any further discussion; hearing none she called for a vote.  
Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.  
  
President Bartha requested a motion to approve the agenda as amended.  
  
Director Shook moved to approve the agenda as amended. Director Clawson seconded the motion.  
  
President Bartha asked if there was any discussion; hearing none she called for a vote.  
Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.
- 4.00 Executive Session**  
  
**4.03 moved to before 4.01**  
  
**4.03 Executive Session:** Personnel matters – discussion of matters specific to particular employees, not general personnel policies. Does not include discussion of board members or appointment to the Board as authorized by section 24-6-402 (4)(f) of the Colorado Revised Statutes and to

receive legal advice from our attorney, as authorized by section 24-6-402 (4)(b) of the Colorado Revised Statutes. –Building Administration

President Bartha requested a motion to go into executive Session for item 4.03.

Director Clawson moved go into executive session for Personnel matters – discussion of matters specific to particular employees, not general personnel policies. Does not include discussion of board members or appointment to the Board as authorized by section 24-6-402 (4)(f) of the Colorado Revised Statutes and to receive legal advice from our attorney, as authorized by section 24-6-402 (4)(b) of the Colorado Revised Statutes. –Building Administration. Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The board moved to executive session at 6:12 p.m.

The Board went into executive session at 6:16 p.m. with the following BOE members present: President Anna Bartha, Director Kent Clawson, Director Mark Shook, Director Dave Stark via audio, Dave Bond Acting Superintendent, Eric Paugh Chief Academic Officer and Loretta Branham, recording secretary.

Phil Compton, Executive Director of Secondary Education, Sandy Collins, Principal at Vista Ridge High School, Mike Collins, Principal at Sand Creek High School, and Kelly Dude district legal counsel were invited into the executive session at 6:36 p.m.

Sandy Collins, Mike Collins, Phil Compton, and Eric Paugh left the executive session at 7:18 p.m. Kelly Dude left the executive session at 7:27 p.m.

President Bartha requested a motion to return to regular session.

Director Clawson moved to return to regular session. Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board left executive session at 7:28 and returned to the Board room for regular session at 7:29 p.m.

The Board then moved to agenda item 5.00.

**5.00 Consent Agenda**

5.01 Approval of Matters Relating to Administrative Personnel

Mike Collins, Principal Sand Creek High School, 2009-2010 School year,

5.02 Approval of Matters Relating to Administrative Personnel

Sandra Collins, Principal Vista Ridge High School, 2009-2010 School year,

President Bartha requested a motion to approve the Consent Agenda.

Director Clawson moved to approve the Consent Agenda. Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board then went back to executive session 4.01

- 4.01 Executive Session:** Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations, and instructing negotiators as authorized by section 24-6-402-(4) (e) of the Colorado Revised Statutes and to receive legal advice from our attorney, as authorized by section 24-6-402 (b) of the Colorado Revised Statutes. - Dealing with water damage.

President Bartha requested a motion to go into executive Session for item 4.01.

Director Clawson moved to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations, and instructing negotiators as authorized by section 24-6-402-(4) (e) of the Colorado Revised Statutes and to receive legal advice from our attorney, as authorized by section 24-6-402 (b) of the Colorado Revised Statutes. - Dealing with water damage. Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board went into Executive session at 7:46 p.m. with the following people present. President Anna Bartha, Director Kent Clawson, Director Mark Shook, Director Dave Stark via audio. Also called into the executive session were Dave Bond, Acting Superintendent; Joleen Schaake, Chief Financial Officer; Paul McCarty, Chief Operations Officer; Marian Nall, Director of Facilities; Jim Walsh, Project Manager; Sally Burgh, District Legal Council; Christine Beals, Consulting Architect; Donald Harvey Jr. from Atkinson-Noland & Associates, and Loretta Branham recording secretary.

Donald Harvey Jr. and Christine Beals left the executive session at 8:26 p.m.

President Bartha requested a motion to return to regular session.

Director Shook moved to return to regular session. Director Clawson seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board left executive session at 8:36 p.m. and returned to the Board room at 8:37 p.m. for regular session.

- 4.02 Executive Session:** Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations, and instructing negotiators as authorized by section 24-6-402-(4) (e) of the Colorado Revised Statutes and to receive legal advice from our attorney, as authorized by section 24-6-402 (b) of the Colorado Revised Statutes. – Vista Ridge Roads.

President Bartha requested a motion to go into executive Session for item 4.02.

Director Clawson moved to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations, and instructing negotiators as authorized by section 24-6-402-(4) (e) of the Colorado Revised Statutes and to receive legal advice from our attorney, as authorized by section 24-6-402 (b) of the Colorado Revised Statutes. – Vista Ridge Roads Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board went into executive session at 8:42 p.m. with the following people present: President Anna Bartha, Director Kent Clawson, Director Mark Shook, Director Dave Stark via audio, Dave Bond, Acting Superintendent; Joleen Schaake, Chief Financial Officer; Paul McCarty, Chief Operations Officer; Jim Walsh, Project Manager; Sally Burgh, District Legal Council; and Loretta Branham recording secretary.

President Bartha requested a motion to return to regular session.

Director Clawson moved to return to regular session. Director Shook seconded the motion.

President Bartha asked if there was any discussion; hearing none she called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

The Board left executive session at 9:03 p.m. by consensus taking a break and returned to the board room for regular session at 9:08 p.m.

## **6.00 Board/Superintendent Update**

Acting Superintendent David Bond announced upcoming events; the 3.75 GPA Dinner April 28<sup>th</sup> recognizing our high achieving students and the Falcon Education Foundation dinner and silent auction May 8<sup>th</sup> at Doublet Tree World Arena..

President Bartha let the audience know that David Favor a holocaust survivor will be coming to the district April 27<sup>th</sup> & 28<sup>th</sup> visiting all three of our high schools. She encouraged community members to attend the community meeting on the 28<sup>th</sup> at Friendship Assembly Church.

## **7.00 Open Forum**

**President Bartha read the open forum statement.**

Grant Schmidt, parent of students in the district, spoke concerning consent agenda items. He wants to feel confident that all students receive the education that they deserve. He supports the Mike and Sandy Collins. As a parent and community member he will do all he can to improve the climate in District 49.

Ellen Duckers, community member, agreed that Mike and Sandy Collins should be the principals of their schools. She has a concern about the number of superintendents this district has had.

By consensus the Board took a break at 9:22 p.m. coming back into session at 9:23 p.m.

## **8.00 Action Items**

### **8.01 Approval of Remediation Contractor for CMU Projects**

Jim Walsh Construction Manager presenting.

Mr. Walsh reviewed with the Board the process and the need for approving these bids for resurfacing buildings that suffered water damage. He reviewed for the board the advantages and disadvantages of both elastimeric and stucco finishing for these buildings.

President Bartha requested a motion to approve action item 8.01

Director Clawson moved to approve CMU Remediation Contractor for various district Projects using Golden Triangle Construction of Southern Colorado at a cost of \$737,700 or Wells and West General Contractors for an alternate two of \$2,437,959. Director Shook seconded the motion.

Director Clawson amended his motion to strike the portion related to Golden Triangle Construction of Southern Colorado related to option one. Director Shook seconded the motion.

President Bartha asked if there was any further discussion; hearing none she called for a vote  
Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

President Bartha called for a vote on the motion as amended.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

8.02 Approval of Roads Construction Contractor for Vista Ridge High School Black Forest Road and Wolf Ridge Drive Project

Jim Walsh, Construction Manager presenting: This project is part of our fulfillment of Annexation requirements with the City of Colorado Springs.

President Bartha requested a motion to approve action item 8.02

Director Clawson moved to approve the Roads Construction Contractor for Vista Ridge High School Black Forest Road and Wolf Ridge Drive Project at a cost of \$1,369,818. Work to be done by Dyer Earthmoving and Excavating. Director Stark seconded the motion.

Mr. Shook recused himself from this vote knowing the owner of this company.

President Bartha called for a vote.

Vote: Bartha, aye; Clawson, aye; Stark, aye. Motion carried.

8.03 Approval of Proposal for Elementary Student Fees

Becky Carter, executive Director of Elementary Education presenting.

This is a standard fee for field trips, magazines etc. not regular school supplies. Most parents would rather pay for all of these items at one time. This is a voluntary fee.

President Bartha requested a motion to approve action item 8.03

Director Clawson moved to approve the request to charge a \$20 fee for elementary students to cover the cost of additional classroom activities and supplementary curricular materials.

Director Stark seconded the motion.

President Bartha called for a vote.

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

**9.00 Adjournment.**

President Bartha asked if there was any other business; hearing none requested a motion to adjourn.

Director Clawson moved to adjourn. Director Shook seconded the motion..

Vote: Bartha, aye; Clawson, aye; Shook, aye; Stark, aye. Motion carried.

Meeting adjourned at 9:45 p.m.

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Anna Bartha, Board President

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Kent Clawson, Board Secretary