

January 19, 2010

DES MOINES PUBLIC SCHOOLS
REGULAR SCHOOL BOARD MEETING
BOARDROOM — 1800 GRAND AVENUE
MINUTES
JANUARY 19, 2010

PUBLIC FORUM – 5:45 p.m.

The Board of Directors met in regular session on Tuesday, January 19, 2010, in the boardroom at 1800 Grand Ave., Connie Boesen presiding.

Speakers: Melissa Spencer, North High School Teacher
Alan Young, DMEA President

Present: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods
Absent: None

REGULAR MEETING – 6:00 p.m.

The Board of Directors met in regular session on Tuesday, January 19, 2010, in the boardroom at 1800 Grand Ave. Connie Boesen presiding.

Present: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods
Absent: None

APPROVAL OF AGENDA

Ms. Boesen stated she would like to add a Chair's Report at the end of the agenda.

Ms. Link moved to approve the agenda as amended. Second by Caldwell-Johnson.

Aye: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods

Nay: None

Motion carried.

APPROVAL OF MINUTES

Ms. Caldwell-Johnson moved approval of the minutes of January 5, 2009. Second by Buckton.

Aye: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods

Nay: None

Motion carried.

CONSENT ITEMS – 6:05 p.m.

7. Architect Payments ----- 1

8. Construction Payments ----- 3

9. Contracts for Approval----- 5

10. Award of Contracts on Bid ----- 7

11. Award of Bid No. B6025 — Window Replacement Madison Elementary ----- 9

12. Award of Bid No. B6019 — Central Campus Roofing Repair Project ----- 11

13. North High School Design -----13

14. Adoption and Purchase of Textbooks for Nonpublic Schools ----- 15

15. Personnel Recommendations ----- 17

16. List of Bills for Approval ----- 19

Mr. Murphy moved approval of the consent items including payment of bills previously authorized and certified by the secretary and reviewed by him as paid in the amount of \$1,513,459.47 and unpaid bills in the amount of \$3,725,496.72. Second by Strong.

Ms. Buckton stated she would abstain from voting on Contract 10-002, the Equipment and Insurance program for select technology equipment due to a potential business relationship issue.

Ms. Caldwell-Johnson questioned Item No. 13, the North High Design and asked for status on what is taking place in regard to mitigation of flood plain issues in that area.

Mr. Good responded the flood issues are in the planning stages. Based on information he has received, the city has a plan in place. He stated he could get an updated report from the city and present to the Board but the flood issue is being studied.

Ms. Caldwell-Johnson feels it is important the Board have a solid understanding of what the intentions are with regard to the flood plain issues before awarding the construction contracts and moving forward.

Mr. Good assured the Board that any work being done at North High will receive the same review the main building did in regard to the flood plain.

Mrs. Woods wanted clarification on the revenue and expenses associated with Item No. 9, Contract No. 10-002. She asked what the figures were based on since this is the first year the district has had this contract.

Mr. Greg Davis, Director of Technology, responded the Technology Department sent information on the district’s installed base of equipment to the insurance company and they created the estimate for the premium. This is a six-month proposal and will be

evaluated in six months and if it is successful, the Board will be asked to continue the contract.

Mrs. Woods was concerned with budgetary issues.

Mr. Davis responded the insurance premium will be paid from the management fund and the revenue will come back into the general fund so from a budget perspective, it is a way to put funding into the general fund.

Ms. Buckton asked about Item No. 14, Adoption and Purchase of Textbooks for Nonpublic Schools and asked about the public policy purpose in the Board taking action to approve the nonpublic schools textbooks.

Dr. Sebring did not have any immediate information on the history of this matter but it has always been routine to have approval of the Board. It has been the case in other districts she has worked in also. She will get more information and get back to the Board.

Aye: Boesen, Caldwell-Johnson, Link, Murphy, Strong, Woods
Nay: None
Pass: Buckton
Motion carried.

PUBLIC HEARING – 6:10 p.m.

17. Window Replacement — Howe Elementary School ----- 21

OTHER – 6:12 p.m.

18. Removal of Shared Boundary for King/Perkins Elementary Schools and
Merrill/Callanan Middle Schools ----- 23

19. State Wide Penny Sales Tax Bonds, Series 2010 ----- 27

REQUESTS FOR INFORMATION – 7:05 p.m.

CHAIR’S REPORT

Ms. Boesen wanted to explain to the Board and public about the Race to the Top, the application process and what took place since the last Board meeting. She explained four specific things to be accomplished:

- Adopting standards and assessments that will prepare students to succeed in college and the work place and compete in a global economy;
- Building data systems that measure student growth and success and inform teachers and principals about how they can improve instruction;
- Recruiting, developing, rewarding and retaining effective teachers and principals especially where they are needed most; and
- Turning around the lowest achieving schools.

Ms. Boesen explained the timeline that had to be met for the state to get stabilization money. Notification was received on January 4 to identify the lowest achieving schools. On January 7 the Department of Education identified 35 schools across 18 school districts as persistently lowest-achieving based on the federal Department of Education's guidelines. Some of the guidelines are:

- Schools having a poverty level of higher than 35 percent;
- Schools in high poverty groups also having less than 67 percent average reading and mathematics proficiency over three years.

There are four different intervention model the district could have in place:

- Turnaround — replace the principal and 50 percent of the teachers;
- Restart, which is a charter school. Close and reopen as a charter school operated by a charter management organization or an education management organization;
- Closure — dispersing the students to other schools in the district;
- Transformation — replace the principal, improve teaching, reward effective teachers and provide a professional development and financial incentives.

The original information came out in July and Iowa was not going to apply. In December, Judy Jeffries notified the superintendents the governor had decided the state would apply for the RTTT funds. January 4, 2010, was the first time any Board members, superintendent or union leaders were able to see the draft of the highlights of what was being proposed. The date to sign off on the memorandum of understanding was January 14. On January 11, the Department of Education outlined what the school improvements were and how to apply for them. On January 12, the RTTT required that state legislature lift the cap on charter schools. On that same day, the district was informed there was legislation called SF2033 that included language that expanded the scope of collective bargaining. It would require 45 days to develop a memorandum of understanding agreeing to the intervention model and if no agreement was made, 30 days to mediate. If there was no resolution, the school district would not receive any improvement funds under Title I. Within all of the guidelines, everything was happening within a week. There were a lot of things to discuss, a lot of things to contemplate.

These are some reasons the Board and district made the decision not to sign:

- The Board felt the state grant application was weak overall — it does not align with the federal RTT criteria.
- The application required districts to scale up intervention using the Iowa Department of Education and AEAs for technical assistance. The Board does not believe those groups have the ability or the capacity to support the urban districts. All urban districts in the UEN except one voted not to sign.
- The application required collective bargaining to negotiate which intervention model(s) to use, effectively eliminating collaborative participation of School Boards, parents, the community and other stakeholders in decision making. The Des Moines district has a history of collaboration involving parents, the community, teachers, administrators and others in decisions surrounding schools

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and school improvement including curriculum, building leadership teams, attendance and discipline committees, planning time committees, calendar and professional development committees, etc. This district has successfully and aggressively begun interventions to transform low achieving schools without the assistance of the state or the AEA. While the district supports many of the components of RTTT — such as enhanced standards and high-quality assessments, professional development, and the cultivation of great teachers and leaders — which made the decision very difficult to make, overall the application did not hit what the Board felt the district needs.

There is another set of dates coming up. In April the winners of phase I will be announced. On June 1, 2010, phase II will be in place. There are also indications that individual school districts can apply. There were 25 states that opted out of the RTT. Within Iowa, 40 percent of the districts did not apply.

Dr. Sebring commented she had notified Board members by e-mail of the schools that were identified as the persistently lowest-achieving schools in the district. There were four high schools — all but Roosevelt. There were four middle schools identified — Hoyt, Meredith, Weeks, and McCombs and one elementary — Edmunds. The district is very concerned about this but the good news is only one of the 40 elementary schools in the district was on the list. Monitoring reports that the Board has received indicates student achievement is going in the right direction. The district has invested heavily in instructional materials and professional development and supplemental services for students. All of this is paying off. In the secondary schools there are very few Title I schools but after intervention efforts at Hiatt and Harding, the district was able to turn achievement around in high poverty schools. The district is working hard to bring students into middle school and high school better prepared for the rigor of course work they encounter.

The UEN superintendents had a conference call with the Department of Education the day the MOU was to be signed. They raised many questions. One of the concerns raised was using the AEAs to intervene in low achieving schools by using them for technical assistance. This is not a criticism of the AEAs to say the district does not believe they have the technical support needed. The district believes there are outside providers of technical support that the district could choose to contract with. The district has worked in many ways with the AEAs, but feels this is not an area of expertise that they can provide. In the next few weeks, the districts will be meeting with the staffs of those schools to explain in more detail what it means to be on the list of lowest-achieving schools. The administration has met with the principals at those schools. The district has talked with legislators about our objection to the collective bargaining agreement.

Ms. Boesen commented 50 percent of the amount that would be awarded would go the Iowa Department of Education. This was another component that influenced the decision.

Ms. Buckton commented her main concern was the urgency involved in making this decision. There was not time to engage in conversation with teachers, parents, etc. To make an important decision by phone calls was not the way to approach this decision.

Ms. Strong commented the school improvement grants may meet the needs of the district if the district is able to apply for them.

Mr. Murphy commented he was in support of an initiative to allow individual districts the ability to apply for the RTTT funds. He is encouraging the Board and district talk to Congress and support that legislation.

Ms. Boesen stated the Board just recently became aware that may be a possibility. This is not confirmed yet, but the Board will definitely support that legislation. The Board and district would have more control over where the dollars go. Ms. Boesen will follow up on this and get back to the Board.

Ms. Caldwell-Johnson complimented the Hoover/Meredith Schools on an outstanding Martin Luther King program.

Ms. Link was concerned the Board was not notified about the Martin Luther King Celebration and would like more information about these events in the future.

ADJOURN 7:30 p.m.

Item No. 7
Page 1 of 1**Subject: ARCHITECT PAYMENTS****For: ACTION****Contact: BILL GOOD**

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None**Issue:** Payment of architect/engineer invoices.**Superintendent's Recommendation:** The superintendent recommends the following architect/engineer payments be authorized.

<u>Architect/Engineer/Project</u>	<u>Percent Paid</u>	<u>Estimated Fee</u>	<u>Previous Payments</u>	<u>Current Payment Due</u>
<u>Baldwin White Architects</u>				
Jackson Elementary School Architect Application 19	85%	\$371,430.00	\$307,299.42	\$8,025.67
<u>Gould Evans Goodman</u>				
Roosevelt High School Architect Application 23	86%	\$2,128,149.00	\$1,760,985.07	\$61,907.24
<u>RDG Planning & Design</u>				
Central Campus Architect Application 29	90%	\$1,446,111.00	\$1,296,541.80	\$9,971.28
<u>Taylor Ohde Kitchell</u>				
Program Management Application 109	86%	\$19,351,769.00	\$16,446,858.20	\$119,191.74
			Total	<u>\$199,095.93</u>

Presenters: None**Background:** None

Item No. 8
Page 1 of 2**Subject: CONSTRUCTION PAYMENTS****For: ACTION****Contact: BILL GOOD**

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None**Issue:** Payment of contractor invoices.**Superintendent's Recommendation:** The superintendent recommends the following contractor and supplier payments be authorized.

<u>Contractor</u>	<u>Percent Paid</u>	<u>Estimated Fee</u>	<u>Previous Payments</u>	<u>Current Payment Due</u>
<u>Baker Electric Inc.</u>				
Jackson Elementary (SALES TAX) Fire Alarm App. No. 4 Sealed Bid No. 5212-09	39%	\$48,918.00	\$14,362.10	\$4,750.00
<u>Edge Commercial</u>				
Jackson Elementary (SALES TAX) GC App. No. 08 Sealed Bid No. 5210-09	72%	\$3,999,417.00	\$2,542,246.55	\$319,062.34
<u>Larson & Larson</u>				
Roosevelt High School (SALES TAX) GC App. No. 08 Sealed Bid No. 5226-09	57%	\$17,571,956.00	\$9,435,321.76	\$632,383.02
<u>Neumann Brothers, Inc.</u>				
Career Tech Exterior (SALES TAX) GC App. No. 11 Sealed Bid No. 5205-08	95%	\$2,063,853.00	\$1,931,488.09	\$23,244.60

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Neumann Brothers, Inc.

3 rd Floor and Stairs (SALES TAX) GC App. No. 09 Sealed Bid No. 5214-09	77%	\$8,264,464.00	\$5,589,159.92	\$776,878.98
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Pro Environmental

Jackson Elementary (SALES TAX) GC App. No. 06 RETAINAGE RELEASE Sealed Bid No. 5211-09	100%	\$194,086.82	\$184,382.47	\$9,704.35
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REEP, Inc.

Roosevelt Windows (SALES TAX) GC App. No. 08 Sealed Bid No. 5194-08	95%	\$1,129,156.00	\$1,062,855.31	\$4,869.56
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Rochon Corporation

Roosevelt Fine Arts (FUND RAISING) GC App. No. 10 Sealed Bid No. 5208-09	87%	\$2,541,678.00	\$1,987,529.82	\$219,577.93
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Russell Construction

King Elementary School (SALES TAX) GC App. No. 13 RETAINAGE RELEASE Sealed Bid No. 5165-08	100%	\$4,889,370.00	\$4,645,410.70	\$243,959.30
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TOTAL				<u>\$2,234,430.08</u>
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Presenters: None**Background:** None

Item No. 9**Page 1 of 1****Subject: CONTRACTS FOR APPROVAL****For: ACTION****Contact: Various****Attachments: None**

Contract No. 10-001

Project: E-Rate contract for eligible telecommunication services

Contractor: ShoutPoint

Background: The Universal Service Fund (E-Rate) program requires the district to establish contracts with providers of eligible E-Rate service. These vendors must be chosen through a competitive bid process that complies with both local and E-Rate bidding requirements.

These requirements have been met, and ShoutPoint has been selected to provide the eligible telecommunication services.

DMPS is requesting up to \$35,775 from the E-Rate program to support the E-Rate eligible work done by ShoutPoint in FY11. The non-E-Rate expenses will be covered by the Technology Department's general fund operation budget. The actual services will be provided by ShoutPoint and be based on district needs and resource allocation. This E-Rate contract does not bind the district to do a set amount of work with ShoutPoint, contingent on approval of E-Rate funding.

Financial:

Revenues: \$0

Expenses: \$12,000

Funding: Paid from the Technology Department general fund operating budget.

Term: One year

New or Renewal: New

Contact: Greg Davis

(greg.davis@dmps.k12.ia.us; 242-7773)

Item No. 9**Page 2 of 2**

Contract No. 10-002

Project: Equipment Insurance Program for Selected Technology Equipment

Contractor: Specialty Underwriters Group, LLC

Background: Insurance for equipment repair is available to Iowa school districts under the Equipment Insurance Program provided by Specialty Underwriters Group, LLC. Currently over 40 school districts in Iowa use the equipment insurance program to help cover the cost of equipment repair.

The policy written for Des Moines Public Schools supports the cost of replacement parts and the use of in-house labor to repair selected computers, printers, video projectors, and TVs. The Technology Service and Repair Department will track repair work done, and submit claims for reimbursement as specified by program rules.

The term of this agreement is for a six-month period. The total cost for the policy for the six-month period is \$296,995, and will be paid in three equal installments over the six-month period. The premium payment will be made from the management fund, and the policy reimbursements will be received into the general fund.

Financial:

Revenues (General Fund): \$255,000 (estimated)

Expenses (Management Fund): \$296,995

Funding: Management Fund

Term: Six months, January – June 2010

New or Renewal: New

Contacts: Patti Schroeder/Greg Davis

(patricia.schroeder@dmps.k12.ia.us; 242-7747/greg.davis@dmps.k12.ia.us; 242-7773)

Item No. 10
Page 1 of 2**Subject: AWARD OF CONTRACTS ON BID****For: ACTION****Contact: Various****Attachments: None**

Issue: Bids have been advertised, issued and received for various equipment items, supplies, and services as outlined below.

Superintendent's Recommendation: The superintendent recommends the contracts as shown below be approved.

Background: The suggested bid awards and detailed information for each of the bids are as shown below. Where cost comparisons are shown, they are merely a representative sample of the item on the bid, and are not intended to be all inclusive.

A. Bid 5268-09 for High Bay Lighting

<u>Vendor</u>	<u>Location</u>	<u>Item</u>	
Van Meter	Des Moines, IA	1	<u>\$48,960.00</u>
		Total	\$48,960.00

Bids were examined by the facility management and purchasing departments.

A complete tabulation of the bid is available.

Forty-six bids were sent out; eight bids were received; three no bids; and 35 did not respond.

Funding: Funds are provided from the PPEL account.

Contact: Dave Silver
(david.silver@dmps.k12.ia.us; 242-7700)

B. Bid B6030 for Buses: New Conventional 65 Passenger Buses

<u>Vendor</u>	<u>Location</u>	<u>Item</u>	
Thomas Bus Sales	Des Moines, IA	1	\$301,148.00

The suggested award is low bid meeting specifications.

Bids were examined by the Purchasing & Transportation. Departments

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A complete tabulation of the bid is available.

Seven bids were mailed; three bids were received; and five did not respond.

Funding: Funds are provided from the PPEL FY 2011 account.

Buses to be used by transportation.

Cost Comparison:	October 2007		December 2008		January 2010	
	<u>Quantity</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit</u>	<u>Quantity</u>	<u>Unit</u>
65 Pass Conventional	7	\$74,321	5	\$75,090	4	\$75,287

Item No. 11
Page 1 of 1
**Subject: AWARD OF BID NO. B6025 — WINDOW REPLACEMENT
MADISON ELEMENTARY SCHOOL**
For: ACTION
Contact: BILL GOOD

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None

Issue: Award of contract for the window replacement project at Madison Elementary School.

Superintendent's Recommendation: The superintendent recommends a contract for the base bid and alternates 1 and 2 be awarded to the lowest responsive/responsible bidder Swanson Glass, Inc in the amount of \$247,630.00.

Presenters: None. Bill Good will be present to answer any questions.

Background: This is one of the first projects to begin under the statewide penny funding. The work at Madison will be divided into several individual bid packages.

- **Base Bid:** Replacement of the exterior windows and repairs/replacements of selected exterior entry doorways.
- **Alternate 1:** Change the doors to be replaced from hollow metal to fiberglass reinforced polyester doors.
- **Alternate 2:** Change window specification to higher energy efficient window system.

The district received bids on January 7, 2010. The results are as follows:

Bidder	Base Bid	Alternate No. 1	Alternate No. 2
Swanson Glass	\$264,130	\$7,000	-\$23,500
REEP, Inc.	\$289,845	\$8,064	\$1,000
Brocon Services	\$372,800	\$8,400	-\$43,000
Bergstrom Const.	\$391,000	\$8,000	-\$47,000

Funding: Statewide penny (Students First Program)

Item No. 12

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Subject: AWARD OF BID NO. B6019 — CENTRAL CAMPUS ROOFING REPAIR PROJECT

For: ACTION

Contact: BILL GOOD

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None

Issue: Award of contract to repair the eastern most half of the main roof at Central Campus.

Superintendent's Recommendation: The superintendent recommends the contract for the bid be awarded to the lowest responsive/responsible bidder Brockway Mechanical and Roofing in the amount of \$178,499.

Presenters: None. Bill Good will be present to answer any questions.

Background: Plans and specifications were prepared by Angelo Architects and Facility Management. Work will begin on or before May 1, 2010. The project came before the Board on December 8, 2010 for the public hearing and action.

The following is a description of the base bid:

Remove insulation and modified roofing system on eastern half of main roof and replace with new insulation and TPO (Thermoplastic Olefin) membrane.

The district received four bids on January 11, 2010. The results are as follows:

	Academy Roofing Des Moines IA	Bailey Roofing Urbandale IA	Brockway Mechanical Grimes, IA	Central States Roofing Ames, IA
Base Bid	\$219,00	\$217,360	\$172,999	\$205,000
Add Alternate No. 1	-	\$6,150	\$5,500	\$1,400
Total with Alternate	\$219,300	\$223,500	\$178,499	\$206,400

Action: This anticipated expenditure surpasses the state's threshold for competitive bids and requires Board of Education approval before the district can enter into contract with the awardee.

Funding: PPEL

Item No. 13**Page 1 of 1****Subject: NORTH HIGH SCHOOL DESIGN****For: ACTION****Contact: BILL GOOD**

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None

Issue: As part of the statewide penny construction program, North High School will undergo significant improvements. The district's original agreement with OPN Architects for the project is to be modified.

Superintendent's Recommendation: The superintendent recommends the Board approve the agreement modification to OPN Architects for the design of the North High School improvements in the amount of \$906,925.00.

Presenters: None. Bill Good will be present to answer any questions.

Background: The original agreement with OPN Architects is dated August 2, 2005. That agreement covered the initial planning and schematic design work for the anticipated work at North under the Local Option Sales Tax program. The amount of the initial agreement was \$155,550. After the completion of this planning work, the design of North High School was put on hold pending future funding.

Under the Statewide penny program, work at North High School will include a new administrative office addition, replacement of exterior windows, new mechanical system, new electrical upgrades, technology improvements, security upgrades, and renovation of the existing office areas into educational uses. The budget for these improvements is approximately \$16,000,000.

Funding: Statewide penny (Students First Program)

Item No. 14
Page 1 of 1**Subject: ADOPTION AND PURCHASE OF TEXTBOOKS FOR NONPUBLIC SCHOOLS****For: ACTION****Contact: David Johns/Bobbi Balducki****Attachments: None**

(david.johns@dmps.k12.ia.us; 242-7947/bobbi.balducki@dmps.k12.ia.us; 242-7962)

Issue: Section 301.1 of the Code of Iowa provides that:

“Textbooks adopted and purchased by a school district may, and shall to the extent funds are appropriated by the General Assembly, be made available to pupils attending nonpublic schools upon request of the pupil or the pupil’s parent under comparable terms as made available to pupils attending public schools.”

The requests for textbooks from nonpublic schools include some titles that have not previously been approved by our Board of Directors.

Superintendent’s Recommendation: The superintendent recommends the following textbooks be purchased by the Des Moines Independent Community School District for use by nonpublic school students.

Background: The Department of Education’s procedures on textbooks for nonpublic schools state that, “It is permissible for boards of directors to adopt the textbook series used by the nonpublic school pupils if they differ from those adopted for the school district. The only exception would be religious books.”

New titles will be requested this year from the following list. These are titles that have been approved for purchase by nonpublic school textbook committees. These textbooks meet all the multicultural nonsexist criteria and are acceptable to our curriculum coordinators for our own school district. The titles requested are not of a religious nature.

Funding: The Legislature has appropriated funds for the purchase of nonpublic textbooks per Iowa Code Section 301.1.

Company**Title**

Holt McDougal

¡Avancemos! 2010 ed. — World Languages (Spanish)

All text requested for purchase from nonpublic schools were previously approved by the Board.

Item No. 15
Page 1 of 1**Subject: PERSONNEL RECOMMENDATIONS****For: ACTION****Contact: Twyla Woods**
(twyla.woods@dmps.k12.ia.us; 242-7972)**Attachments: None**

Superintendent's Recommendation: The superintendent recommends the Board approve the personnel recommendations.

Background:**REGULAR RETIREMENT**

Name	School	Position	Effective Date
Glass, Theresa J.	Lincoln	Multi-categorical	06/08/10

LEAVE OF ABSENCE

Name	School, Position	Effective Date	Reason
Dotzler, Casey	Moulton, Head Start	1/13/10-08/06/10	Family Responsibilities
Pfaltzgraff, Laura	Student Services, Speech Language Pathologist	08/10-08/11	Personal / Family

RESIGNATION

Name	School, Position	Effective Date	Reason
Kephart, Melinda	Brubaker, Behavior Disabilities	06/08/10	Personal
Lounsberry, Paul	Lincoln South, Math	01/15/10	Position out of district
Nestor, Jill	Student Services, Social Worker	06/08/10	Moving

Item No. 16

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Subject: LIST OF BILLS FOR APPROVAL

For: ACTION

Contact: Patricia Schroeder
(patricia.schroeder@dmps.k12.ia.us; 242-8527)

Attachments: None

Issue: A list of bills will be furnished to the Board of Directors at the Board meeting for approval. The secretary will be glad to furnish information as requested on any of these items. Prior to the meeting, one member of the Board will have checked this list with the invoices.

Item No. 17
Page 1 of 1**Subject: WINDOW REPLACEMENT — HOWE ELEMENTARY SCHOOL****For: PUBLIC HEARING/ACTION****Contact: BILL GOOD**

(harold.good@dmps.k12.ia.us; 242-8321)

Attachments: None

Issue: Approval of the plans and specifications and award of the contract for the window replacement package for Howe Elementary School. Publication for the Public Hearing was included in *The Des Moines Register* on January 15, 2010.

Superintendent's Recommendation: The superintendent recommends the Board approve the plans and specifications prepared by OPN Architects for the window replacement package for Howe Elementary School. The superintendent recommends a contract for the base bid be awarded to the lowest responsive/responsible bidder REEP, Inc. in the amount of \$224,614.00

Presenters: None. Bill Good will be present to answer any questions.

Background: This is one of the first projects to begin under the statewide penny funding. Generally, the approach to be utilized on the upcoming projects is to focus on safety and security, energy efficiency, and technology, with a focus on those buildings which have not realized major improvements. The bid packages will correspond to these designated areas.

A copy of the plans and specifications are available for review at the district's facility management office.

The district received bids on January 12, 2010. The results are as follows:

Bidder	Base Bid
Swanson Glass	\$233,300
REEP, Inc.	\$224,614
Neumann Bros.	\$312,000
Bergstrom Constr.	\$323,800
Pro-Commercial	\$318,910
Downing Constr.	\$349,900

Funding: Statewide penny (Students First Program)

Item No. 17

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Minutes

Ms. Boesen called the Public Hearing to order. There being no speakers, she closed the Public Hearing and asked Dr. Sebring to introduce the matter.

Dr. Sebring recommended the Board approve the plans and specifications prepared by OPN Architects for the window replacement package for Howe Elementary School.

Mr. Murphy moved to approve the plans for Howe Elementary. Second by Link.

Aye: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods

Nay: None

Motion carried.

Item No. 18**Page 1 of 4****Subject: REMOVAL OF SHARED BOUNDARY FOR KING/PERKINS
ELEMENTARY SCHOOLS AND MERRILL/CALLANAN MIDDLE
SCHOOLS****For: DISCUSSION****Contact: Connie Cook**
(connie.cook@dmps.k12.ia.us; 242-7725)**Attachments: 10-005**

Issue: Removal of the shared boundary area for the King and Perkins elementary schools and Merrill and Callanan middle schools.

Presenter: Connie Cook

Background: In the mid 1970s, DMPS paired several elementary schools to keep minority percentages from being above federal guidelines. Since that time, the schools that had been paired have now been de-coupled. King and Perkins were two of the many elementary schools that were paired. When King and Perkins were de-coupled, the attendance boundaries for King and Perkins are such that the two schools maintained a shared boundary area that allows students to attend either school with busing provided. The attachment reflects the current shared boundary for King and Perkins.

This situation also affects Callanan and Merrill middle schools because students from King and Perkins are currently able to select either of these middle schools and busing is provided. This arrangement that exists has resulted in overcrowding at Callanan and Merrill at different points in time.

The district administration is recommending that distinct boundaries be identified for each of these four schools: King, Perkins, Merrill, and Callanan, just as there are for every other school in our district. The recommended boundaries are reflected in the attachment.

There were several criteria used in developing the recommended boundaries for each of the four schools:

1. United States Supreme Court case requiring race not be a factor in student assignment to schools;
2. The Facilities Advisory Committee recommended that each school maintain distinct boundaries;
3. Equity in building enrollment;
4. Equity in class size;
5. Demographics of the neighborhoods;

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6. The size of the buildings and the maximum capacity of each of these buildings;
7. The effect of the ELL program at King Elementary and its impact on enrollment;
8. The effect of the IB program at Hubbell and its effect on enrollment at Merrill.

The proposed changes as reflected in the attachment provide the greatest equity and benefit given the above-stated criteria.

Minutes

Speaker: Frank Hilton, 5325 Shriver Ave.

Connie Cook presented information about boundary issues surrounding King/Perkins and Merrill/Callanan. She clarified these schools will be given their own distinct boundaries.

Ms. Caldwell-Johnson asked if any of the boundary proposals have had opportunity for feedback.

Ms. Cook responded there has been no feedback at this time.

Ms. Link recommended this information be made very public. Parents need to be made aware of the open enrollment process.

Ms. Cook stated this discussion will definitely be taken to parents and the public.

Beth Nigut commented that all the information is on the Web site and open enrollment forms are available also.

Mr. Murphy asked if the free and reduced numbers will go up at Merrill. He also commented about those numbers going up significantly at King.

Ms. Nigut stated the free and reduced numbers will go up to make Merrill more equitable and that was one of the goals in selecting one plan over another.

Mr. Murphy commented a plan such as boundary changes should be presented to the Board first then taken to the public.

Dr. Sebring clarified that information being brought before the Board has to be thought through, discussed and planned for. She explained this presentation on boundaries has been in the planning stages for two years. If the district is going to implement these changes for the 2010-2011 school, the Board will need to make a decision in the next

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six weeks. If the Board feels they cannot make a decision in that time frame, the changes will have to wait for another year.

Ms. Cook explained that several plans for boundary changes have been discussed and she has brought to the Board what is considered the most logical plan.

Ms. Link asked what the time frame is for these changes.

Ms. Cook stated letters are usually sent out in January to parents of fifth-grade students letting them know what school they will attend based on their address. In approximately six weeks, she will bring information back to the Board on the input that has been received from parents, staff, etc., and discuss whether a change should be made at this time for the 2010-2011 school year.

Ms. Link asked if there are elementary schools in the district where students attend different middle schools.

The answer is yes, it is not unusual for elementary students to be divided when they attend middle school. The situation is the same when students leave middle school to go to high schools.

Ms. Link asked what the Board strategy will be as far as going out to schools and informing students and parents of these changes.

Ms. Cook responded that district staff will go to PTA meetings, letters will go out, and meetings will be scheduled to ask for as much feedback as possible. The committee that has been working on this will set up a schedule of meetings. Parents of fourth- and fifth-grade students will be contacted directly.

Ms. Caldwell-Johnson asked for clarification of the schedule and how it affects open enrollment.

Ms. Nigut confirmed the district could extend the within-district open enrollment deadline under special circumstances.

Dr. Sebring suggested the parent and community meetings get on the schedule right away so that information can be available to the Board immediately. This will help them make a decision. The district then would extend the open enrollment dates. She wants to make sure the community and parents are well informed.

Ms. Buckton asked if busing would continue during a transition period and the answer is yes.

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Ms. Cook commented the demographic study that was done in our district and the ruling regarding desegregation prompted this discussion to take place.

Ms. Nigut pointed out to the Board when a student is open enrolled, transportation is not provided and that is made very clear when applying. In the optional boundary plan, if a child lives closer to one school, but because they live in the optional area choose the other school, busing will be provided. Once this is implemented and they open enroll to attend the school they thought they would initially be attending, and are granted open enrollment, there would be no busing so there would be significant cost savings on busing.

Ms. Woods wanted it clarified that in transition, busing will be provided for all students but once this plan is fully implemented, busing will not be provided if the students choose to stay at the same school and open enrollment is granted.

Ms. Cook explained there is only a limited time frame if the Board and district decide to implement this plan for the 2010-2011 school year.

Ms. Boesen stated the decision to implement this can be made quickly after obtaining feedback from meetings and letters that will be going out.

Ms. Cook stated there will be meetings set up at each of the four schools that are affected and invite fourth- and fifth-grade parents and also make them open to the public. The Board will be informed of the meeting dates.

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Subject: STATE WIDE PENNY SALES TAX BONDS, SERIES 2010

For: ACTION

Contact: Patti Schroeder
 (patti.schroeder@dmps.k12.ia.us; 242-8527)

Attachments: None

Issue: Issuance of Revenue Bonds

Superintendent's Recommendation: The superintendent recommends the Board take action on a resolution fixing the date of sale of \$70,000,000 School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010, and approving electronic bidding procedures.

Presenter: Patti Schroeder will be available for questions.

Background: The district would like to sell \$70 million in Tax Revenue Bonds in February with the close of the sale on or about March 1, 2010. This would provide the district the use of funds to:

1. Minimize inflationary increases on a portion of the construction program.
2. Maximize the use of construction dollars in the first 10 years of the construction program.
3. Add flexibility to the construction schedule.
4. Allow the district to develop the most optimal construction plan.
5. Lock up a portion of the revenue stream for debt service (and/or projects).
6. Allow the district to move up projects: proceeds from bond sales of \$70 million can be used in two years versus only \$32 million over that same two-year period on a pay-as-you-go basis.
7. Renovate facilities sooner rather than later.
8. Lock in projects at the borrowing cost of approximately 4.6%, which may be lower than the average inflationary factor over the next 19 years.
9. Provide improvements to students as soon as possible.

It should be noted that in addition to these bonds, the district is considering coming to the Board in several years for authorization for the sale of an additional \$80 million Sales Tax Revenue Bonds. The timeline for the current bond issuance is:

DATE	BONDS
January Board Meeting – Jan 19, 2010	Fix Date for Bond Sale
February Board Meeting – February 2, 2010	Receive Bids and Award Bonds
February Board Meeting – February 16, 2010	Formalize Bond Issuance
March 1, 2010 (no board action needed)	Bond closing

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Therefore, consistent with discussion with the Board on January 5, 2010, the Board needs to take action on the sale and issuance of School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010 not to exceed \$70,000,000. Based on this action, the Chief Financial Officer will take necessary and appropriate action in consultation with PFM, the district's financial advisor, and Ahlers and Cooney, P.C., bond counsel, to prepare for and undertake to receive proposals for the sale of School Infrastructure Bonds.

RESOLUTION FIXING THE DATE OF SALE OF \$70,000,000 SCHOOL INFRASTRUCTURE SALES, SERVICES AND USE TAX REVENUE BONDS, SERIES 2010, AND APPROVING ELECTRONIC BIDDING PROCEDURES

WHEREAS, pursuant to Iowa Code chapters 423E and 423F, the Board of Directors of the Des Moines Independent Community School District (the "Issuer") is currently entitled to receive proceeds of the statewide School Infrastructure Sales, Services and Use Tax; and

WHEREAS, pursuant to an election duly held in the District in accordance therewith on September 8, 2009, and pursuant to Iowa Code Chapters 423E and 423F, the Board of Directors of the Des Moines Independent Community School District is currently entitled to expend proceeds of the statewide School Infrastructure Sales, Services and Use Tax; and

WHEREAS, the Board finds it advisable and necessary that Bonds authorized at the election be offered for sale for the purpose authorized at the election, and it is in the best interest to issue Bonds; and

WHEREAS, the Board deems it in the best interests of the School District and the residents thereof to receive bids to purchase School Bonds by means of both sealed and electronic internet communication; and

WHEREAS, the Board has received information from its financial advisor recommending the procedure for electronic bidding so as to provide for the integrity of the competitive bidding process and to facilitate the delivery of bids by interested parties:

NOW, THEREFORE, IT IS RESOLVED BY THE BOARD OF DIRECTORS OF THE DES MOINES INDEPENDENT COMMUNITY SCHOOL DISTRICT, IN THE COUNTIES OF POLK AND WARREN, STATE OF IOWA:

Section 1. That the PARITY[®] Competitive Bidding System and the Electronic Bidding Procedures attached hereto are found and determined to provide reasonable security and to maintain the integrity of the competitive bidding process, and to facilitate the delivery of bids by interested parties in connection with the sale of \$70,000,000 School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010.

Section 2. That all electronic bidding shall be submitted in substantial conformity with Iowa Code Section 75.14 and Chapter 554D.

Section 3. That School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010, in the aggregate amount of \$70,000,000 (the "Bonds"), to be issued as referred to in the preamble of this Resolution, to be dated March 1, 2010, will be offered for sale.

Section 4. That the Secretary of the Board of this School District shall cause to be prepared an Official Statement and to schedule the sale of the Bonds. The Bonds to be offered are School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010, in the principal amount of \$70,000,000, to be dated March 1, 2010 (the "Bonds"). The Official Statement shall include the following terms, and the Electronic Bidding Procedures attached to this Resolution are hereby approved:

Time and Place of Sale: Sealed bids or electronic bids for the sale of Bonds of the Des Moines Independent Community School District, in the Counties of Polk and Warren, State of Iowa (the "Issuer"), will be received at the office of the District's financial advisor, Public Financial Management, Inc., Terrace Place, Suite 214, 2600 Grand Avenue, Des Moines, Iowa 50312, until 10:00 o'clock A.M. on February 2, 2010. The bids will be opened at that time and evaluated by the Superintendent, Board Secretary, and Financial Advisor and referred for action at the meeting of the Board of Directors.

Sale and Award: The sale and award of the Bonds will be held at the Board meeting scheduled on the same date.

Manner of Bidding: Open bids will not be received. No bid will be received after the time specified above for receiving bids. Bids will be received by any of the following methods:

- Sealed Bidding: Sealed bids may be submitted and will be received at the office of the District's financial advisor, Public Financial Management, Inc., Terrace Place, Suite 214, 2600 Grand Avenue, Des Moines, Iowa 50312.
- Electronic Bidding: Electronic internet bids will be received at the office of the District's financial advisor, Public Financial Management, Inc. The bids must be submitted through PARITY®.
- Electronic Facsimile Bidding: Electronic facsimile bids will be received at the office of the Secretary of the Board of Directors, Des Moines Independent Community School District, Des Moines, Iowa, fax number 515-242-8295; or at the office of the District's financial advisor, Public Financial Management, Inc., Des Moines, Iowa 50312, fax number 515-243-6994. Electronic facsimile bids will be sealed and treated as sealed bids.

Official Statement: An Official Statement of information pertaining to the Bonds to be offered shall be prepared by the District's financial advisor, including a statement of the Terms of Offering and an Official Bid Form. The Official Statement may be obtained by request addressed to the Secretary of the Board of Directors, Des Moines Independent Community School District, 901 Walnut Street, Des Moines, Iowa 50309; or Jenny Blankenship, Public Financial Management, Inc., Terrace Place, Suite 214, 2600 Grand Avenue, Des Moines, Iowa 50312.

Terms of Offering: All bids must be in conformity with and the sale must be in accord with the Terms of Offering as set forth in the Official Statement.

Legal Opinion: Bonds will be sold subject to the opinion of Ahlers & Cooney, P.C., Attorneys of Des Moines, Iowa, as to the legality and their opinion will be furnished together with the printed bonds without cost to the purchaser and all bids will be so conditioned. Except to the extent necessary to issue their opinion as to the legality of the Bonds, the attorneys will not examine or review or express any opinion with respect to the accuracy or completeness of documents, materials or statements made or furnished in connection with the sale, issuance or marketing of the Bonds.

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Rights Reserved: The right is reserved to reject any or all bids, and to waive any irregularities as deemed to be in the best interests of the public.

Minutes

Ms. Boesen explained the superintendent is recommending the Board take action on a resolution fixing the date of the sale of \$70 million School Infrastructure Sales, Services and Use Tax Revenue Bonds, Series 2010 and approving electronic bidding procedures. John Burmeister, Public Financial Management, and Bill Good were present to answer questions.

Mr. Good explained one of the main reasons the district would like to do this is to provide opportunities to students much faster than normal. Other reasons would be to avoid inflation, locking up some debt and creating opportunities for our community workforce. Basically the district would be moving quicker on the five-year plan, 10-year vision.

Mr. Burmeister stated an offering statement will be prepared and sent out to underwriters to solicit competitive proposals. The bids will be taken at 10 a.m. Feb. 2, and the results will be presented to the Board that evening.

Ms. Buckton questioned the displacement of students when a building is under construction. She asked if there is a schedule set up to ensure construction is not taking place while students are in the building.

Mr. Good explained an example is Roosevelt High School, which is under construction at this time. The level of renovation will be different than what the district has realized in the past. The focus of the district will be summer construction but the construction projects have been broken down to be manageable while buildings are occupied.

Ms. Caldwell-Johnson moved to approve the resolution. Second by Strong.

Aye: Boesen, Buckton, Caldwell-Johnson, Link, Murphy, Strong, Woods

Nay: None

Motion carried.