

**MINUTES OF THE REGULAR MEETING OF THE SCHOOL BOARD  
INDEPENDENT SCHOOL DISTRICT 271  
Bloomington, Minnesota**

**November 14, 2022**

- I. ROLL CALL Pursuant to due call and notice thereof, and there being a quorum present, the School Board meeting of Independent School District 271 was called to order by Chair Tom Bennett at 7:00 p.m. on November 14, 2022, in the Arlene Bush Board Room at the Educational Services Center, 1350 West 106<sup>th</sup> Street, Bloomington, Minnesota.

Chair Bennett acknowledged that Bloomington Public Schools rests on the traditional, ancestral and contemporary land of the Dakota. The name of our state is Mni Sota Makoce, Land where the waters reflect the skies or clouds. Mni means water; Sota means clear, but not perfectly so, cloudy. Makoce means a place, land, or country. Recognizing the land is an expression of gratitude and appreciation to those whose territory we reside on and a way of honoring the Indigenous people.

Members Present: Tom Bennett, Chair; Heather Starks, Vice Chair; Nelly Korman, Clerk; Mia Olson, Treasurer; Beth Beebe, Matt Dymoke and Dawn Steigauf.

Attorney Present: David Holman.

Administration Present: Eric Melbye, Jenna Mitchler and Rod Zivkovich.

- II. PLEDGE OF ALLEGIANCE Recited.
- III. APPROVAL OF THE AGENDA Matt Dymoke moved and Dawn Steigauf seconded, to approve the agenda. Motion carried unanimously.
- IV. CANVASS OF ELECTION RESULTS Dawn Steigauf moved, Nelly Korman seconded, to approve the following resolution:

WHEREAS, the School Board of Independent School District 271 has canvassed the election returns, therefore, be it RESOLVED, that the School Board hereby declares the following:

1. It is hereby found, determined and declared that the special election of the voters of this District held on November 8, 2022, was in all respects duly and legally called and held.
2. As specified in the attached Abstract and Return of Votes Cast, at said election a total of 39,354 voters of the District voted on the question of Renewal of Expiring Capital projects Levy.

28,853 YES  
10,501 NO

Said propositions, having received the approval of at least a majority of such votes, are hereby declared to have passed.

On roll call vote, all directors voted aye. Motion carried unanimously.

- V. SUPERINTENDENT'S REPORT
- Superintendent Eric Melbye reported that voters overwhelmingly approved a renewal of our capital projects levy (Safe & Innovative Schools referendum) by a 3-1 margin (73.1% - 26.8%). This is one of the largest margins of victory for Bloomington Public Schools. A tremendous debt of gratitude is owed to the voters who supported the renewal of the capital projects levy to reinvest in school safety and security, and educational technology. Renewing the levy ensures district leaders and staff are better prepared to protect against and respond to any school emergency; and utilizes the power of technology to support each and every student as they learn to thrive in a rapidly changing world. Special thanks to each of our school information teams, the Yes4BPS Community Committee, under the direction of Paige Rohman and Curtis Griesel, our School Board, and community partners like the League of Women Voters for all the heavy lifting to spread the word, register voters, and get out the vote. The success of the referendum is largely due to this wonderful school and community collaboration. Dr. Melbye acknowledged those who did not support this referendum. We will continue to welcome your feedback, and work to build your trust. Our school board remains committed to finding ways to protect the educational priorities of the district and to make the most of every single dollar invested by residents in their schools.

Friday, November 11th, was Veterans Day. Thank you to all of our veterans, and especially employees of Bloomington Public Schools, who have served to protect our country and our freedoms; and to all of the men and women who currently serve in the armed forces. We appreciate the sacrifices you have made.

There is a Board Professional Development session on Monday, November 21 at 5 pm. There is no school for students November 23-25.

VI. PART A

1. *Board Business*

Minutes

Personnel Actions

- a. Minutes of the Regular School Board Meeting October 24, 2022.
- b. Licensed Personnel: Resignations. Independent Personnel: Resignation, Employment. Classified Personnel: Resignations, Employments. Changes of Status.

2. *Field Trips*

RESOLVED, that the School Board of Independent School District 271 approves field trips per the attached list (on file).

3. *Contracts/Agreements*

HTC/CPR-AED

Instruction/Metro

South 2022-2023

- a. RESOLVED, that the School Board of Independent School District 271 approves the Customized Training Income Contract between the Board of Trustees of the Minnesota State Colleges and Universities, on behalf of Hennepin Technical College and Independent School District 271 to provide Heartsaver CPR/AED instruction to adult students attending Metro South. The contract is effective December 2, 2022 until June 30, 2023.

First Amendment/

NCC Concurrent

Enrollment KHS

2022-2023

- b. RESOLVED, that the School Board of Independent School District 271 approves the First Amendment to the Income Contract with the State of Minnesota acting through its Board of Trustees of the Minnesota State Colleges and Universities on behalf of Normandale Community College for Concurrent Enrollment Programming at Kennedy High School for the 2022-2023 school year.

PhaseZero Recovery  
Services 2022-2023

- c. RESOLVED, that the School Board of Independent School District 271 approves the Provider Agreement for services with PhaseZero Recovery Services, LLC to provide staff training, family programming, in-school sessions, chemical health assessments and consultation with staff regarding chemical health and substance use. This agreement is effective from November 14, 2022 and shall remain in effect until June 16, 2023 unless otherwise mutually agreed upon.

Matt Dymoke moved, Beth Beebe seconded, to approve Part A items in accordance with all of the written material submitted to the School Board. Motion carried unanimously.

VII. PART B  
Intent to Sell General  
Obligation Facilities  
Maintenance &  
Alternative Facilities  
Refunding Bonds  
Series 2022A

Matt Dymoke moved, Mia Olson seconded, by the School Board of Independent School District 271, State of Minnesota, as follows:

The School Board hereby rescinds the Prior Official Intent Resolution in all aspects that was agreed upon in the May 23, 2022 School Board meeting. The District is authorized, pursuant to Minnesota Statutes, Section 123B.595 and Chapter 475, to borrow money by the issuance of its general obligation facilities maintenance bonds. This School Board hereby determines that it is necessary and desirable and in the best interest of the District to issue its General Obligation Facilities Maintenance and Bonds, Series 2022A in the approximate principal amount of \$24,200,000. The Bonds will be used to finance deferred capital maintenance project at various District facilities, as described in the District's revised ten-year facility plan for Fiscal Year 2024 hereby approved by this School Board.

The District will conform to all aspects of the attached Certification of Minutes.

### **BOND SALE GUIDELINES**

- 1) Sale.** The District has retained Ehlers & Associates, Inc. (Ehlers) in Roseville, Minnesota, as its independent financial advisor for the Bonds. Ehlers is authorized to solicit proposals in accordance with Minnesota Statutes, Section 475.60, Subdivision 2(9). If the issuance of the Bonds is approved, the School Board shall meet at the time and place specified in the Official Statement to receive and consider proposals for the purchase of the Bonds.
- 2) Official Statement; Tabulation of Proposals.** Ehlers is authorized to prepare and distribute an Official Statement and to open, read and tabulate the proposals for presentation to the School Board.
- 3) Minnesota School District Credit Enhancement Program.** (a) The District hereby covenants and obligates itself to notify the Commissioner of Education of a potential default in the payment of principal and interest on the Bonds and to use the provisions of Minnesota Statutes, Section 126C.55 to guarantee payment of the principal and interest on the Bonds when due. The District further covenants to deposit with the Bond Registrar or any successor paying agent three (3) days prior to the date on which a payment is due an amount sufficient to make that payment or to notify the Commissioner of Education that it will be unable to make all or a portion of that payment.

The Bond Registrar for the Bonds is authorized and directed to notify the Commissioner of Education if it becomes aware of a potential default in the payment of principal or interest on the Bonds or if, on the day two (2) business days prior to the date a payment is due on the Bonds, there are insufficient funds to make that payment on deposit with the Bond Registrar. The District understands that as a result of its covenant to be bound by the provisions of Minnesota Statutes, Section 126C.55, the provisions of that section shall be binding as long as any Bonds of this issue remain outstanding. (b) The District further covenants to comply with all procedures now or hereafter established by the Departments of Finance and Education of the State of Minnesota pursuant to Minnesota Statutes, Section 126C.55, subdivision 2(c) and otherwise to take such actions as necessary to comply with that section. The chair, clerk, superintendent or business manager is authorized to execute any applicable Minnesota Department of Education forms.

Motion carried unanimously.

The resolution is needed due to increases in expected interest rates that caused the refunding of the 2013A debt saving not viable. The new issuance was also increased based on decision to reduce pay-as-you-go levy and increase bonding to fund FY 2024 and 2025 projects.

Reminder purpose on bond funds—In 2012, the District provided the School Board with options to address the District's preferred maintenance needs. The School Board approved at their December 10, 2012 meeting a \$15 million a year Alternative Facility Plan to address stated needs. Administration, working with our financial consultant (Ehlers), determined the best way to fund these projects was through a combination of pay-as-you go levy and Alternative Facility Bonds. This will help the District fund two years of projects without incurring issuance cost each year. This is the sixth Bond Issue under this plan. The District and our financial advisor will review our option annually.

#### Enrollment Report 2022

John Weisser, Executive Director of Technology and Information Services, presented to the School Board the 2022 Enrollment Report, which is a snapshot of District information as of October 1. The snapshot is designed to describe K-12 enrollment demographics at a single point in time, the actual recorded enrollment at the beginning of October. Enrollment impacts many aspects of the District. The data in the report is intended to assist District decision makers in creating and maintaining an exceptional system for all learners in our community. Historical trends in enrollment are included in the report to help illustrate the story of changing enrollment over the past ten years. Student enrollment for the 2022 October 1 snapshot is 9,802 (a decrease of 3 students and an increase of 237 students from enrollment projections). Ethnic diversity district wide is 55% (an increase of 1% over last year). Ethnic diversity has increased 1% each year for the last ten years. Free/reduced meal eligibility is 47% (an increase of 11% over last year). English Language students are at 18% (an increase of 4% over last year). Open enrollment students total 10% (up 1% from last year.) It was noted—there are 839 high school seniors and an incoming Kindergarten class of 680. The report represents K-12 students including New Code Academy; no early childhood, no alternative schools, no adult basic education students. Enrollment Reports can be accessed on the District website under the Technology and Information Services page.

Policy Review

Heather Starks, Chair of the Board Policy Committee, provided an overview of the three policies reviewed by the committee on October 27 that now are being brought to the full membership of the School Board for discussion. Tom Bennett and Matt Dymoke are the other two members of the committee. The policies have been reviewed and approved by legal counsel David Holman.

**Policy 306, Administrator Code of Ethics – Eric Melbye**

*Recommendation: NEW*

The purpose of Policy 306 is to establish the requirements of the school board that school administrators adhere to the standards of ethics and professional conduct in this policy and Minnesota law. Policy 306 is an MSBA model policy recommended by the Board Policy Committee.

**Policy 510.1, Student Eligibility in Activities – Jenna Mitchler**

*Recommendation: REVISE*

The purpose of Policy 510.1 is to provide a uniform body of rules from which school coaches/advisors and administrators will certify a student's eligibility in activities. Section IV. Eligibility for Students Learning Online was drafted in collaboration with principals, athletic directors, and learning and teaching staff and in accordance with MSHSL rules and bylaws. District legal has reviewed.

**Policy 542, Legal Name – Jenna Mitchler**

*Recommendation: REVISE*

The purpose of Policy 542 is to set requirements for the legal name of a child enrolled in our District. MSBA does not provide a model policy. A minor change is being recommended to follow district format.

VIII. BOARD MEMBER REPORTS

Dawn Steigauf reported on meetings of the PTSA Council and the Special Education Advisory Committee; the Bloomington Public Schools Advisory Council resume meeting again. Matt Dymoke highlighted the Kennedy events honoring student schools and attended the Future Leaders Conference that includes students from both Kennedy and Jefferson. Beth Beebe reported on District Diversity Advisory Council (DDAC) and Community Collaborative Council (CCC) meetings. Mia Olson reported on the Board Student Advisory Council meeting with middle school students and reported on the DDAC. Early Childhood Advisory Council meetings and activities and the AMSD Reimagine Education Conference that showed a film featuring a former Kennedy High School as a speaker. Nelly Korman reported on the Pathways Advisory Committee meeting and the AMSD meeting. Tom Bennett highlighted the Yes4BPS election night gathering.

IX. OTHER

None.

X. ADJOURNMENT

There being no further business to come before the School Board, Chair Tom Bennett adjourned the meeting at 8:12 p.m.

Nelly Korman, Clerk