

November 18, 2019

The Board of Education, Community High School District 99, met in regular session at 6:30 p.m. on Monday, November 18, 2019 at the Administrative Service Center.

Upon the Secretary's roll call, the following Board members answered present: Nancy Kupka, President; Mike Davenport, Vice President; and Members Daniel Nicholas, Terry Pavesich, Rick Pavinato and Joanna Vazquez Drexler. Member Sherell Fuller arrived at 6:31 p.m. Member Pavesich participated by audio means.

Also present were Hank Thiele, Superintendent; Gina Ziccardi, Associate Superintendent for Student Learning; Pete Theis, Assistant Superintendent for Human Resources; Scott Wuggazer, Assistant Superintendent for Student Services; Mark Staehlin, District Controller; Jim Kolodziej, Director of Physical Plant and Operations; Jill Browning, Director of Communications; Ed Schwartz, South High Principal; Student Board Members Hailey Grubich and Ariel Johnson; and Juli Gniadek, Secretary.

There were five visitors. A copy of the Visitor Roster is attached.

1. **RECOGNITION**

Dr. Thiele shared last Friday was Board Member Appreciation Day and recognized the Board with a small token of appreciation from the District for the work they do and thanked them for their service. Dr. Thiele noted Board members are elected by the community and serve on a volunteer basis. Those in attendance expressed their appreciation of the Board.

2. **CHROMEBOOK INTRODUCTION**

Dr. Thiele shared the Board's iPads were being retired and the Board would now be using the same Chromebooks as the students.

3. **APPROVAL OF MINUTES**

Member Nicholas moved and Member Davenport seconded the motion that the Board of Education approve the Minutes of the October 21, 2019 Business Meeting and the November 11, 2019 Special/Workshop Meeting.

Upon the Secretary's roll call, Members Nicholas, Davenport, Fuller, Pavesich, Pavinato, Vazquez Drexler and Kupka voted AYE. The President declared the motion carried.

4. **RECEPTION OF VISITORS – PUBLIC COMMENT**

There were no public comments.

5. **PRESENTATION OF DISTRICT 99 EDUCATION FOUNDATION CHECK TO GRANT RECIPIENT**

Donna Dawson, District 99 Education Foundation Grant Chair, presented a \$1200 ceremonial check to Katherine O'Truk, South High Fine Arts, for the purchase of digital cameras.

Ms. Truk showed one of the cameras purchased to the Board and explained they are a critical part of the curriculum for drawing and painting. Ms. Truk thanked the Foundation for the grant.

## **6. IASB RESOLUTIONS**

Member Davenport, Representative to the IASB Governing Board and Delegate Assembly, stated he was in agreement with the IASB's recommendations regarding the proposed Resolutions, except the first one, which is in support of arming staff members. He asked the Board for direction on how to vote for this Resolution at the Delegate Assembly.

Board members shared their views on the Resolution that supports the arming of staff members. The Student Board members also expressed their opinion of the Resolution. Following the discussion, President Kupka summarized by stating the majority of the Board does not support the first Resolution.

## **7. PEDESTRIAN SAFETY UPDATE**

Dr. Thiele noted one of the IASB Resolutions focuses on traffic calming measures and pedestrian safety.

Hank Thiele stated the District shared the cost with the Village of Downers Grove to hire Sam Schwartz Engineering, traffic safety consultants, to study improving safety around the schools. He shared last Thursday the safety consultants recommendations were presented to the community, noting Board members Davenport and Nicholas also attended. Dr. Thiele stated the Village would be posting the video from the presentation online and the community would be able to offer comments. Dr. Thiele noted most of the recommendations are improvements the Village will need to undertake.

Dr. Thiele reviewed actions already taken by the Village and the project timeline. He then presented the recommendations for various streets and intersections around and near the schools, which included: refuge islands, additional lighting, painted intersections, curb extensions, chicanes, raised intersections, additional sidewalks, traffic lights with a leading pedestrian interval, landscaping, fencing, lowering speed limits and providing a new access to South High.

Hank Thiele shared the next steps include the Village and the District working on the recommendations presented and reviewing the feedback received from the community. Dr. Thiele noted the Village has been a great partner during this work.

## **8. 2020-2021 CAPITAL IMPROVEMENT PLAN**

Jim Kolodziej stated this work is outside the Master Facility Plan and totals one million dollars. He briefly reviewed the projects, which include: indoor bleacher inspection and repair, large repair and maintenance, furniture, fixtures, equipment and grounds repair at both campuses; a new roof and air conditioning unit at the Administrative Service Center; tennis court replacement at North High; and World Language office renovation and air handler replacement at South High.

Mr. Kolodziej noted lighting and electrical work for the North High auditorium was removed from this list and will be supported by Life Safety funds.

**9. ASBESTOS REMOVAL**

Mr. Kolodziej stated this covers the remainder of the asbestos removal in both buildings. He shared the work would be done over winter break, spring break and early summer.

Dr. Thiele stated the Board would be taking Action on this later in the meeting.

**10. POST-ISSUANCE TAX COMPLIANCE REPORT**

Mark Staehlin shared annually the District must report to bondholders any material changes or changes in fiscal management. Mr. Staehlin shared the District also needs to report to the federal government if we experience arbitrage on bond issuances greater than \$10 million in a fiscal year. He stated the District has met both reporting requirements, has no arbitrage year to date and continues to monitor for arbitrage.

**11. 403B PLAN AMENDMENT**

Mark Staehlin reported the federal government made two changes to 403B plans: the first allowing part time employees, who make a contribution to the Plan, eligible to stay in the Plan even if they leave the District and secondly, making it easier to get loans against the 403B Plan.

Mr. Staehlin stated there is an Action Item later in the meeting to pass a Resolution to adopt the new federal guidelines.

**12. MASTER FACILITY PLAN PROGRESS**

Dr. Thiele reported the bleachers have been removed at North and South High and installation of the pre-cast floors at South High has begun.

**13. FREEDOM OF INFORMATION REQUESTS**

Dr. Thiele reported the District had Freedom of Information Act requests this month and they are posted on the District's website.

**14. CONDUCT OF PUBLIC HEARING CONCERNING THE INTENT OF THE BOARD OF EDUCATION TO SELL \$392,000 SCHOOL FIRE PREVENTION AND SAFETY BONDS.**

President Kupka announced the next agenda item for the Board of Education is a public hearing to receive public comments on the proposal to sell \$392,000 School Fire Prevention and Safety Bonds for the purpose of conforming the existing facilities of the District that house students to the building code promulgated by the State Board of Education of the State of Illinois, by altering and reconstructing said facilities and having equipment purchased and installed therein.

Mark Staehlin, District Controller stated the bonds will be used for Life Safety work approved by the Illinois State Board of Education, specifically wiring at North High. There were no comments from the Board and there was no oral testimony, public comments or written testimony.

Member Davenport moved and Member Vazquez Drexler seconded the motion for the Hearing to be finally adjourned.

Upon the Secretary's roll call, Members Davenport, Vazquez Drexler, Fuller, Nicholas, Pavesich, Pavinato and Kupka voted AYE. The President declared the motion carried.

**15. CONSENT AGENDA**

Member Davenport moved and Member Nicholas seconded the motion for the Board of Education to approve the Consent Agenda as presented which includes: A. Personnel Report - Appointment-Certified; Transfer of Position-Classified; Appointments-Classified; B. Personnel Report - Resignations-Classified; C. Financial Pages; and D. Acceptance of Donation - Cory and Elizabeth Renchin.

Upon the Secretary's roll call, Members Davenport, Nicholas, Pavesich, Pavinato, Vazquez Drexler, Fuller and Kupka voted AYE. The President declared the motion carried.

President Kupka recognized the Renchin's for their generous donation.

**16. APPROVAL OF ASBESTOS ABATEMENT CONTRACTS**

Member Davenport moved and Member Vazquez Drexler seconded the motion for the Board of Education to approve the award of contracts to Valor Technologies Inc. for Asbestos Abatement at North High School in the amount of \$192,900.00 and Colfax Corporation for Asbestos Abatement at South High School in the amount of \$145,000.00.

Upon the Secretary's roll call, Members Davenport, Vazquez Drexler, Fuller, Nicholas, Pavesich, Pavinato and Kupka voted AYE. The President declared the motion carried.

**17. APPROVAL OF 403B PLAN AMENDMENT RESOLUTION**

Member Davenport moved and Member Vazquez Drexler seconded the motion for the Board of Education to approve the resolution to amend the Community High School District 99 403(b) Retirement Plan and authorize the President of the Board to sign the document as requested by U.S. Omni.

Upon the Secretary's roll call, Members Davenport, Vazquez Drexler, Fuller, Nicholas, Pavesich, Pavinato and Kupka voted AYE. The President declared the motion carried.

**18. OLD BUSINESS**

None.

**19. NEW BUSINESS**

None.

**20. RECEPTION OF VISITORS – PUBLIC COMMENT**

Edie Pawlak, North High sophomore, addressed the Board regarding IASB Resolution 1 – Student Safety, which is in support of arming staff members. She urged Member Davenport to vote no on the Student Safety Resolution. Ms. Pawlak thanked the Board for the opportunity to speak.

The Board thanked Ms. Pawlak.

**21. REPORT ON LEGISLATIVE EDUCATION NETWORK OF DUPAGE (LEND)**

Dr. Thiele reminded the Board of the Saturday morning LEND breakfast. He stated most of the work is focused on the Property Tax Task Force.

**22. REPORT ON SCHOOL ASSOCIATION FOR SPECIAL EDUCATION IN DUPAGE COUNTY (SASED)**

Member Vazquez Drexler reported work continues on the Strategic Plan and in 2020 SASED will be developing a new Strategic Plan. She noted Dr. McGuffin, SASED's Director, meets monthly with the PBIS Directors.

**23. REPORT ON DISTRICT 99 EDUCATION FOUNDATION**

Member Pavesich reminded the Board about Pizza Wars.

**24. REPORT ON ILLINOIS ASSOCIATION OF SCHOOL BOARDS (IASB)**

Member Davenport reminded the Board of the upcoming convention.

**25. UPCOMING BOARD OF EDUCATION MEETINGS**

President Kupka announced the following meeting dates:

December 2, 2019 Special/Workshop Meeting – 6:30 p.m. – Administrative Service Center

December 16, 2019 Regular Business Meeting – 6:30 p.m. – Administrative Service Center

**26. CLOSED SESSION**

President Kupka announced the Board would be taking Action after the Closed Session.

Member Davenport moved and Member Vazquez Drexler seconded the motion that the meeting be adjourned to closed session for the purpose of the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the District or legal counsel for the District, including hearing testimony on a complaint lodged against an employee or against legal counsel for the District to determine its validity. *5 ILCS 120/2(c)(1)*, as amended by *P.A. 93-0057*.

Upon the Secretary's roll call, Members Davenport, Vazquez Drexler, Fuller, Nicholas, Pavesich, Pavinato and Kupka voted AYE. The President declared the motion carried.

The meeting adjourned to Closed Session at 8:02 p.m.

**27. RECONVENE TO REGULAR SESSION**

The meeting was reconvened in Open Session with the following members of the Board of Education in attendance: Nancy Kupka, President; Mike Davenport, Vice President; and Members Sherell Fuller, Daniel Nicholas, Terry Pavesich, Rick Pavinato and Joanna Vazquez Drexler. Member Pavesich participated by audio means.

Also present were Hank Thiele, Superintendent; Pete Theis, Assistant Superintendent for Human Resources; and Juli Gniadek, Secretary.

**28. APPROVAL OF RESIGNATION AGREEMENT AND GENERAL RELEASE**

President Kupka stated the administration is recommending that the Board enter into a resignation agreement with Dan Bartell under which Mr. Bartell's resignation will be effective October 31, 2019; he waives the right to file any claims against the District; and he will receive a settlement payment in the amount of \$20,000.

President Kupka stated while the administration expressly denies any wrongdoing related to Mr. Bartell, separating employment with him on these terms guarantees the District will not be involved in future litigation with Mr. Bartell and allows the District to immediately move forward with hiring a permanent teacher for his class.

Member Davenport moved and Member Fuller seconded the motion for the Board of Education to approve the Resignation Agreement and General Release of Mr. Bartell.

Upon the Secretary's roll call, Members Davenport, Fuller, Nicholas, Pavesich, Pavinato, Vazquez Drexler and Kupka voted AYE. The President declared the motion carried.

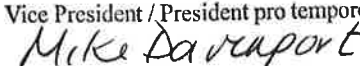
**29. PERSONNEL REPORT - TERMINATION-CLASSIFIED**

Member Davenport moved and Member Vazquez Drexler seconded the motion for the Board of Education to approve the Personnel Report-Termination-Classified.

Upon the Secretary's roll call, Members Davenport, Vazquez Drexler, Fuller, Nicholas, Pavesich, Pavinato and Kupka voted AYE. The President declared the motion carried.

**30. ADJOURNMENT**

There being no further business or discussion, Member Davenport moved and Member Vazquez Drexler seconded the motion that the meeting be adjourned. Upon the unanimous voice vote of the seven members in attendance, the President declared the motion carried. The meeting adjourned at 8:37 p.m.

  
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Nancy Kupka, President  
Vice President / President pro tempore  


  
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Juli Gniadek, Secretary

**Community**  
**HIGH SCHOOL District 99**

**BOARD OF EDUCATION**

**NOVEMBER 18, 2019**

**VISITOR ROSTER**

**NAME**

Donna Dawson
Andy Thompson
Teagan Smith
Kat OTruk
Emmie Pawlak