

The Board of Directors of the Cedar Falls Community School District in the County of Black Hawk, State of Iowa, met in a regular session pursuant to the laws and rules of said Board at the James L. Robinson Administrative Center, 1002 West First Street, Cedar Falls, Iowa, at 7:00p.m. The meeting was called to order by the President and the roll being called there were present Deon Senchina in the chair, and the following named Directors: Susan Lantz, David Williams, Jim Brown, Joyce Coil, and Jenny Leeper. Others in attendance were: Michael Wells, Superintendent, Dan Conrad, Director of Secondary Education, Pam Zeigler, Director of Elementary Education, Dr. Adrian Talbot, Director of Human Resources and Douglas Nefzger, Board Secretary. Student representative present was Andrew Stensland. Others in attendance: Ashley McCarty, Sarah Eastman, Megann Tresemer, Darrel Smith and Emily Christensen.

President Senchina called the meeting to order and reported that the business and action to be taken at tonight's meeting will be focused on student achievement.

Item No. 1 – Public Hearing for the Renewal of a Three Year Lease Agreement with the City of Cedar Falls

President Senchina reported that she had in her possession an affidavit of publication showing the notice of time and place of hearing for the renewal of a three year lease agreement with the City of Cedar Falls that was published in the Waterloo/Cedar Falls Courier on December 28, 2012. The Board will now hold a hearing. President Senchina asked if there were any comments. No public comments were offered. No written comments were received. President Senchina called the hearing closed.

Item No. 2 – Approval of the Following Consent Agenda Items:

Director Coil moved and Director Lantz seconded the motion to approve the following consent agenda items:

1. The agenda of the January 14, 2013 Board of Education agenda as presented
2. Approval of the December 10, 2012 and January 7th and 9th, 2013 Board of Education meeting minutes.
3. Approval of the bills as presented for payment as reviewed by the designated Board member, Jenny Leeper
4. Open Enrollment
5. Approval of Agreements:
 1. McMahill Property Temporary Access Easement agreement
 2. Phase II – FEMA Hazard Mitigation Grant Program
 3. Out of State Residential Placement
 4. River Hills
 - Oelwein Community Schools

**Open Enrollment Report
January 14, 2013**

Zoey L. Carbiener	2 nd Grade
Current resident district:	Waterloo
District requested:	Cedar Falls
Effective date:	2012-2013 – C

Directors voting in favor of the motion: Lantz, Brown, Coil, Leeper, Williams, and Senchina. Those voting “no” none. Motion carried.

Item No. 3 – Secretary's Monthly Financial Reports

Mr. Nefzger reviewed the monthly balances for December 2012 for the general fund, schoolhouse, student activity, and food service. President Senchina reported that the report would be filed subject to audit.

Item No. 4 – Communications

Mr. Wells distributed a thank you note from the Iowa Association of School Boards to board members for hosting breakout sessions during the 2012 IASB convention.

Mr. Wells also reported that five 5th graders have had their work accepted into the art exhibit on display at the Iowa State Historical Society in Des Moines for the month of March 2013.

President Senchina reminded board members of the February 4th Legislative Session hosted by the Iowa Association of School Boards, beginning at 9:00 a.m. in Des Moines.

President Senchina also reminded Board Members that the deadline is fast approaching for registration for the National School Board Convention held April 13th -15th in San Diego, California.

Item No. 5 – Approval of Board Policy 504.5 Anti-Bullying/Harassment

Mr. Conrad reviewed the second reading of board policy 504.5 Anti-Bullying/Harassment. After review, Director Brown moved and Director Lantz seconded the motion to approve the second reading of the following board policy 504.5 Anti-Bullying/Harassment. Directors voting in favor of the motion: Lantz, Brown, Coil, Williams, Leeper, and Senchina. Those voting “no” none. Motion carried.

Policy Title: ***Anti-Bullying/Harassment: Students*** Code No. ***504.5***

Harassment and bullying are against federal, state and local policy, and are not tolerated by the board. The board is committed to providing a safe and civil school environment in which all members of the school community are treated with dignity and respect. To that end, the board has in place policies, procedures, and practices that are designed to reduce and eliminate bullying and harassment as well as processes and procedures to deal with incidents of bullying and harassment. Bullying and harassment of students, staff, and/or volunteers who have direct contact with students will not be tolerated in the school or school district.

The Board of Education prohibits harassment, bullying, hazing, or any other victimization based on any of the following actual or perceived traits or characteristics, including but not limited to, age, color, creed, national origin, race, religion, marital status, sex, sexual orientation, gender identity, physical attributes, physical or mental ability or disability, ancestry, political party preference, political belief, socioeconomic status, or familial status.

This policy is in effect while students are on property within the jurisdiction of the board, while on school-owned, leased or school-operated vehicles, while attending or engaged in school-sponsored activities and while away from school grounds if the misconduct directly affects the good order, efficient management and welfare of the school or school district.

If, after an investigation, a student is found to be in violation of this policy, the student shall be disciplined by appropriate measures including, but not limited to, suspension, exclusion, and expulsion. All reports of bullying/harassment will be documented and reported to the Iowa Department of Education.

Harassment and bullying mean any electronic, written, verbal, or physical act or conduct which is based on any actual or perceived trait or characteristic and which creates an objectively hostile school environment that meets one or more of the following conditions:

- Places the person in reasonable fear of harm to the person or property,
- Has a substantially detrimental effect on the person’s physical or mental health,
- Has the effect of substantially interfering with the person’s academic or work performance, or
- Has the effect of substantially interfering with the person’s ability to participate in, provide or benefit from the services, activities, or privileges provided by a school.

“Electronic” includes, but is not limited to, communication via electronic mail, internet-based communications, cell phones, electronic text messaging or similar technologies.

Harassment and bullying may include, but are not limited to, any of the following behaviors and circumstances:

- Verbal, nonverbal, physical or written harassment, bullying, hazing, or other victimization that have the purpose or effect of causing injury, discomfort, fear, or suffering to the target,
- Implied or explicit threats concerning one's grades, achievements, property, etc. that have the purpose or effect of causing injury, discomfort, fear, or suffering to the target,
- Demeaning jokes, stories, or activities directed at the student that have the purpose or effect of causing injury, discomfort, fear, or suffering to the target,
- Repeated remarks of a demeaning nature that have the purpose or effect of causing injury, discomfort, fear, or suffering to the target, and/or,
- Unreasonable interference with a person's performance or creation of an intimidating, offensive, or hostile environment.

Sexual harassment means unwelcome sexual advances, requests for sexual favors, or other verbal or physical conduct of a sexual nature when:

- Submission to the conduct is made either implicitly or explicitly a term or condition of the student's education or benefits,
- Submission to, or rejection of, the conduct by a school employee is used as the basis for academic decisions affecting that student, or
- The conduct has the purpose or effect of substantially interfering with the academic or work performance by creating an intimidating, hostile, or offensive education environment.

In situations between students and school officials, faculty, staff, or volunteers who have contact with students, bullying and harassment may also include the following behaviors:

- Requiring that a student submit to bullying or harassment by another student, either explicitly or implicitly, as a term or condition of the targeted student's education or participation in school programs or activities, and/or
- Requiring submission to or rejection of such conduct as a basis for decisions affecting the student.

School employees, volunteers, parents or guardians, and students will assist with the enforcement of this policy, including, but not limited, to assisting with educational and preventative measures, reporting, and investigations of harassment or bullying. Any person who promptly, reasonably, and in good faith reports an incident of bullying or harassment under this policy to a school official or supervisor, shall be immune from civil or criminal liability relating to such report and to the person's participation in any administrative, judicial, or other proceeding relating to the report. Individuals who knowingly file a false complaint or give false statements in an investigation may be subject to appropriate disciplinary action.

Retaliation against any person filing a bullying or harassment complaint or assisted or participated in a harassment investigation or proceeding, is also prohibited. Any student found to have retaliated in violation of this policy shall be subject to measures including, but not limited to, suspension, exclusion and expulsion.

The school or school district will promptly and reasonably investigate allegations of bullying or harassment. The Director of Secondary Education and/or Director of Elementary Education or designee will be responsible for handling all complaints by students alleging bullying or harassment. Investigators will consider the totality of circumstances presented in determining whether conduct objectively constitutes harassment or bullying.

It is the responsibility of the superintendent, in conjunction with the investigator and principals, to develop procedures regarding this policy. The Board will annually communicate this policy. The policy may be publicized by the following means:

- Inclusion in the student handbook
- Inclusion in the employee handbook
- Inclusion in the registration materials
- Inclusion on the school or district websites
- Readily accessible in the principal and counselor offices
- Other

Item No. 6 – Approval of Plans, Specifications, and Set Public Hearing Date for 2013 Summer Tuckpointing Project

Mr. Nefzger introduced Darrel Smith from VJ Engineering. Mr. Smith reviewed the plans and specifications for the upcoming 2013 tuckpointing project. The tuckpointing project includes repairs to the exterior masonry bricks at Holmes Junior High School. The total cost for the project is estimated to be \$244,000, plus contingency and design fees. Director Coil moved and Director Brown seconded the motion that the Cedar Falls Community School District Board of Education approve the proposed plans, specifications, proposed form of contract, and set February 11, 2013 at 7:00 p.m. as the date and time to hold a public hearing for the 2013 summer tuckpointing project. Directors voting in favor of the motion: Lantz, Brown, Coil, Leeper, Williams and Senchina. Those voting “no” none. Motion carried.

Item No. 7 – Approval of the Pool Lease Agreement with the City of Cedar Falls

Mr. Nefzger reviewed the agreement between the school district and the City of Cedar Falls for the lease of district pools for the Cedar Falls Recreation Department use. Director Brown moved and Director Coil seconded the motion that the Cedar Falls Community School District Board of Education approves the cooperative agreement for the use of district swimming pools with the City of Cedar Falls as presented. Directors voting in favor of the motion: Lantz, Brown, Coil, Leeper, Williams, and Senchina. Those voting “no” none. Motion carried.

Item No. 8 – Approval of Bids for School Busses

Mr. Nefzger reviewed bids for a mini bus, wheelchair transit bus and a transit school bus. There were two bids received for the 84 passenger transit bus. The specifications remained unchanged from previous school years. It was recommended to except the low bid from School Bus Sales of Waterloo, Iowa at a net cost after trade in of \$94,346. There were three bids received for the mini bus. The specifications remained unchanged from the mini bus that was purchased in 2010. It was recommended to except the low bid from Thomas Bus Sales of Des Moines, Iowa at a net cost after trade in of \$52,481. Mr. Nefzger reviewed the specifications for two wheel chair transit busses. Mr. Nefzger reported that due to accelerating costs associated to other agencies for transporting students to River Hills School, Castle Hills School and Community Child Care attendance centers the District has chosen to purchase their own vehicle to transport instead of contracting those services out. The buses will be transit type designed to transport students in wheel chairs with the flexibility to easily move seats within the bus to add or subtract the number of students in wheel chairs transported in any one trip. Two bids were received and it is the recommendation is to accept the low bid from School Bus Sales of Waterloo, Iowa in the net price of \$191,164 for both busses. The costs associated with all four busses will be paid for out of the Physical, Plant and Equipment Levy. Director Coil moved and Director Brown seconded the motion to approve the recommendation for the purchase of four busses as presented. Directors voting in favor of the motion: Lantz, Brown, Coil, Leeper, Williams, and Senchina. Those voting “no” none. Motion carried.

Item No. 9 – Superintendent’s Report

Superintendent Wells reported the January 28, 2013 Board meeting will include informational reports on Industrial Technology, Family Consumer Science and information from Larry Burger on the upcoming revenue bond sale.

Superintendent Wells also provided a update on the State Accreditation visit with a tentative time schedule for the five year review of the school district in October 2013.

Item No. 10 – Student Board Member Report

Student Board member, Andrew Stensland reported on the planning for the dance marathon to benefit University of Iowa Hospital and Clinics on February 15th, 2013. Mr. Stensland also reported on athletic activities such as boys and girls basketball and wrestling and has applied for the student representative position on the State Board of Education

Item No. 11 – Closed Session of the Board of Education Under Iowa Code Section 21.5(i).

Director Lantz moved and Director Williams seconded the motion that the Cedar Falls Board of Education enter into closed session to evaluate the professional competency of an individual who's appointment, hiring, performance, or discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session 2009 Code of Iowa 21.5(i). Directors voting in favor of the motion: Williams, Coil, Leeper, Lantz, Brown and Senchina. Those voting "no" none. Motion carried.

Board room was cleared at 7:37 p.m.

Board entered closed session at 7:38 p.m.

Board returned to open session at 10:55 p.m.

Item No. 12 – Questions, Comments, and Concerns

None

Item No. 13 – Adjournment

Director Leeper moved and Director Williams seconded the motion to adjourn. Directors voting in favor of the motion: Lantz, Brown, Coil, Leeper, Williams, and Senchina. Those voting "no" none. Motion carried. The meeting adjourned at 10:56 p.m.

Secretary

President