



Sargent School District

REGULAR MEETING AGENDA BOARD OF EDUCATION

August 22, 2022, 6:30 p.m.

High School Library
Sargent School District
7090 N. CR 2 E.
Monte Vista, Colorado

1. **6:30 p.m. Regular Meeting, Preliminary**
 - 1.01 Call to Order
 - 1.02 Roll Call
 - 1.03 Pledge of Allegiance
 - 1.04 Approval of Agenda
2. **Consent Agenda**
 - 2.01 Approval of Minutes
 - 2.02 Financial Reports
 - 2.03 Requisitions
3. **Community Input- to sign up for Community input please email srklecker@sargent.k12.co.us prior to meeting**
 - 3.01 Items from the Community
4. **Leadership Reports**
 - 4.01 Student Reports, Goals and Needs
 - 4.02 Staff Reports, Goals and Needs
 - 4.03 Principals Reports, Goals and Needs
 - 4.04 Assessment
 - 4.05 Board of Education
 - 4.06 Superintendent
5. **Action Item -Consideration of:**
 - 5.01 Employment List
 - 5.01.1 2022-23 Teacher Contracts
 - 5.01.2 Critical Shortage Teacher Contract
 - 5.01.3 Classified Staff
 - 5.01.4 Substitute Teachers

5.01.5 Extra Duty Pay Position Agreements

5.02 Resignations

5.03 Financial Audit- Letter of Agreement

5.04 Intergovernmental Agreement-School Security Officer

5.05 BOCES Agreement

5.06 School Calendar

5.07 2022-23 Board Charge

5.08 DAC Directive

6. Discussion Items

6.01 Concurrent Enrollment

6.02 Policy IKF-2-E

6.03 Board Policy Review: ADA-School District Goals, ADD-Safe Schools, ADD-E Safe Schools Exhibit, BBAA-Board Member Authority, BBBA-Board Member Qualifications, BBBG Board Elections, and BC-School Board Member Conduct

6.04 Debrief Meeting- September Agenda Items

7. Adjournment

Sargent School District RE-33J

2022-2023 School Calendar

Board of Education Approved:

February 28, 2022



August 2022

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	△ 15	⊙ 16	⊙ 17	18	◇ 19	20
21	22	23	24	25	26	27
28	29	30	31			

September 2022

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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October 2022

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23	24	25	26	27	28	29
30	31					

November 2022

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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27	28	29	30			

December 2022

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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4	5	6	7	8	9	10
11	12	13	14	15	16	17
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January 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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29	30	31				

February 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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5	6	7	8	9	⊙ 10	11
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March 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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April 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
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May 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
	1	2	3	4	5	6
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14	15	16	17	18	19	20
21	22	23	24	⚡ 25	△ 26	27
28	29	30	31			

- 8/2 School Offices Open
 - 8/15 1/2 Day—PD Day, 1/2 Day—Staff Day
 - 8/16 First Day of Classes —Staggered Start, Elem group 1 & Secondary students
 - 8/17 First Day of Classes Elem group 2 (no classes for group 1 students)
 - 8/17 Back to School BBQ and Night
 - 8/19 Professional Development Day
 - 9/5 Labor Day Vacation
 - 9/9 Student attendance day
 - 9/12-9/15 Homecoming Week
 - 9/28 Early Release 1:00 PM/Teacher PLC
 - 10/13 End of 1st Quarter
 - 10/14 Staff Work Day
 - 10/17, 19 Parent Teacher Conferences
 - 11/21-24 Thanksgiving Vacation
 - 12/22 End of 2nd Qtr/1st Semester
 - 12/22 Early Release 1:00 PM
 - 12/26-1/5 Christmas Vacation
 - 1/9 School Resumes
 - 1/18 Early Release 1: 00 PM/Teacher PLC
 - 2/3 Professional Development Day
 - 2/20, 22 Parent Teacher Conferences
 - 3/9 End of 3rd Quarter
 - 3/10 Staff Work Day
 - 3/20-23 Spring Break
 - 5/25 Last Day Classes
 - 5/26 Staff Work Day
 - 5/26 Class of 2023 Graduation
 - 5/29 Memorial Day
 - 6/1 School Offices Close
- Total Days: Qtrs: 1 35 Sem: 71

Students: 147 2 36

3 36 76

4 40

Teachers: 155

Required Student Contact Hrs: Elem 990

Secondary 1,080

- First Day
- ⚡ End of Quarter/Semester
- No School
- △ Teacher Work Day
- ◇ Teacher Professional Development
- ⊠ Parent/Teacher Conference * = 2 teacher work days per school year
- Early Release 1:00 PM

Board Charge for 2022-2023

Board/Administration

- Strive for a culture of exceptionalism by listening, identifying, and analyzing data to emphasize better customer service for staff, parents and students.
- Continue to update the Sargent website to strive for better communication with the public on course offerings and academic programs, and current events.
- Analyze data on student enrollment trends and outgoing staff interviews, focusing on student and teacher retention.
- Provide quarterly updates to the board that share data on funding and achievement in order to reflect on and evaluate personal and district wide goals.
- Use the Sargent App for communication with community members.
- Implement and organize a community cleanup day.
- Establish an alumni foundation in conjunction with the Sargent Education Foundation and the DAC.
- Establish a method for reviewing policies on an ongoing basis.

Elementary

- Improve scores on state math assessments to the “Meets Expectation” level.
- Expand the curriculum to include activities and learning experiences that can increase engagement in the Sargent community and increase student growth.
- Develop a Sargent Leadership program.
- Continue the use of project- based learning across the curriculum through two interdisciplinary projects per grade level, per semester that align with state standards and provide students with opportunities for improvement-in planning, organization, persistence, public speaking and classroom engagement.

Secondary

- Improve scores on state math assessments to the “Meets Expectation” level at the Junior High.
- Explore and implement math assessments that can help to monitor student progress and growth throughout the year.
- Expand the curriculum to include activities and learning experiences that can increase engagement in the Sargent community and increase student growth.
- Develop a Sargent Leadership program
- Continue the use of project- based learning across the curriculum through two interdisciplinary projects per grade level, per semester that align with state

standards and provide students with opportunities for improvement in planning, organization, persistence, public speaking and classroom engagement.

2022-2023 DAC Directive

1. Performance evaluation, develop and modify plan. **Review and suggest RANDA review**
2. Coordinate District calendar. **(Move up a month on school board 1st quarter.)**
3. Community engagement-school service, parent involvement in buildings, school spirit, school pride and facilities improvements.
4. Identify services that are available and build relationships with private, government or school related groups to offer wrap-around services for all students and families.
5. Grant writing-community members?
6. Understanding data better, where are the weak areas, and help us identify problems.
7. Landscape project
8. Student group-leader in me- attend DAC meetings.
9. Budget Review.

NOTE: In July 2020, the State Board of Education voted to provide flexibility for Graduation Guidelines in the upcoming 2020-21 school year. Local education providers can decide if they would like to implement these graduation requirements for the class of 2021 or delay full implementation until the class of 2022. The additions [in brackets] are suggestions, should the Board decide to delay full implementation.

File: IKF-2-E

Graduation Requirements

(Beginning with the Class of 2021[or 2022])

NOTE: A local board may include measures and cut scores/criteria in Science, Social Studies, Art or other academic standards if it wishes to do so. If it does, these measures should be included here with the appropriate heading (e.g., "Science") and with the cut scores/criteria that students must meet to graduate.

Measure	Cut Score/Criteria
Accuplacer assessment	Score of at least 62 on Reading Comprehension.
ACT assessment	Score of at least 18 on English.
Advanced Placement (AP) exam that demonstrates English readiness, as identified on the accompanying exhibit.*	Score of at least 2
Armed Services Vocational Aptitude Battery (ASVAB)	Score in at least the 31 st percentile.
SAT assessment	Score of at least 430 on English.
Concurrent enrollment course that demonstrates English readiness, as approved by the district and included in the student's academic plan of study or Individualized Career and Academic Plan (ICAP).	Students must maintain a passing grade of "C" or higher, per policy IHEDA-E
Industry certificate that demonstrates academic and intellectual learning in the subject area of English.	Receipt of the industry certificate and approval by the district-designated team. <i>[NOTE: The district should create an accompanying regulation to define its process for qualifying industry certifications.]</i>

District capstone project that demonstrates academic and intellectual learning in the subject area of English.	Completion of the district capstone project and approval by the district-designated team. <i>[NOTE: The district should create an accompanying regulation to define its process for district capstone projects.]</i>
English 9 and English 10	A grade point average of 2.0 or higher in each course

Math

Students must complete at least one of the following measures and meet the measure’s corresponding cut score or criteria to demonstrate college and career readiness in Math.

Measure	Cut Score/Criteria
Accuplacer assessment	Score of at least 61 on Elementary Algebra.
ACT assessment	Score of at least 19 on Math.
Advanced Placement (AP) exam that demonstrates Math readiness, as identified on the accompanying exhibit.*	Score of at least 2.
Armed Services Vocational Aptitude Battery (ASVAB)	Score in at least the 31 st percentile.
SAT assessment	Score of at least 460 on Math.
Concurrent enrollment course that demonstrates Math readiness, as approved by the district and included in the student’s academic plan of study or Individualized Career and Academic Plan (ICAP).	Students must maintain a passing grade of “C” or higher, per policy IHEDA-E
Industry certificate that demonstrates academic and intellectual learning in the subject area of Math.	Receipt of the industry certificate and approval by the district-designated team. <i>[NOTE: The district should create an accompanying regulation to define its process for qualifying industry certifications.]</i>

District capstone project that demonstrates academic and intellectual learning in the subject area of Math.	Completion of the district capstone project and approval by a district-designated reviewer. <i>[NOTE: The district should create an accompanying regulation to define its process for district capstone projects.]</i>
Algebra II and Geometry	Grade point average of 2.0 or higher in each course

Issue date: 02/24/20, 11/29/21

Sargent School District RE-33J, Monte Vista, Colorado

School District Goals and Objectives

In accordance with state law, the Board adopts high but achievable goals and objectives for the continued improvement of education in the district. In order to accomplish the philosophy of this district, we will provide educational experiences in the following areas:

Communicative Skills — writing, reading, listening, speaking

Scientific Knowledge — biological, chemical, earth, physical

Math — computation, problem solving, spatial relationships

Life Skills — strong sense of ethics, health, humanities, self-image, interpersonal relationships, quality of life, physical education, arts, practical application of learned experiences.

Adopted: date of manual adoption

Revised: 08/28/89, 07/24/00

LEGAL REFS: C.R.S. 22-53-207

CROSS Ref.: GA, Personnel Goals

IA, Instructional Goals

JA, Student Policies Goals

Safe Schools

The Board of Education recognizes that effective learning and teaching takes place in a safe, secure and welcoming environment and that safe schools contribute to improved attendance, increased student achievement and community support. Safe schools are a priority of the district and the district is committed to providing a safe environment in school, on school vehicles and at school-sponsored activities. To that end, the Board directs the superintendent to develop a safe schools plan that includes:

1. Procedures that address the supervision and security of school buildings and grounds.
2. Procedures that address the supervision of students during school hours and school-sponsored activities.
3. Procedures that address persons visiting school buildings and attending school-sponsored activities.
4. Training programs for staff and students in crisis prevention and management.
5. Training programs for staff and students in emergency response procedures that include practice drills.
6. Training programs for staff and students in how to recognize and respond to behavior or other information that may indicate impending violence or other safety problems.
7. Training and support for students that aims to relieve the fear, embarrassment and peer pressure associated with reporting behavior that may indicate impending violence or other safety problems.
8. Procedures for safe, confidential reporting of security and safety concerns at each school building.
9. Procedures for regular assessments by school security/safety professionals and law enforcement officers to evaluate the security needs of each school building and to provide recommendations for improvements if necessary.
10. Procedures for regular assessments by school climate professionals to determine whether students feel safe and to provide recommendations for improvements in school climate at each district building.
11. Procedures to provide for regular communications between district officials, law enforcement officers, fire department officials, city and county officials and local medical personnel to discuss crisis prevention and management strategies,

including involvement by these parties in the development and revision of crisis prevention and management plans.

12. Training programs for staff and students in safety precaution and procedures related to fire prevention, natural disaster response, accident prevention, public health, traffic, bicycle and pedestrian safety, environmental hazards, civil defense, classroom and occupational safety, and special hazards associated with athletics and other extracurricular activities.
13. Procedures for the reporting of criminal activity to law enforcement.
14. A child sexual abuse and assault prevention plan, including comprehensive, age-appropriate curricula regarding child sexual abuse and assault awareness and prevention and professional development for school personnel and parents in preventing, identifying, and responding to child sexual abuse and assault.
15. Procedures for notifying parents of an employee's criminal charges when such notification is required by state law

Each building principal shall be responsible for the supervision and implementation of the safe school program at his or her school. The principal shall submit annually, in the manner and by the date specified by the State Board of Education, a written report to the Board of Education concerning the learning environment in the school during the school year. The report shall contain, at a minimum, the information required by law.

The annual safety reports from every school in the district shall be compiled and submitted to the state department of education in a format specified by the State Board of Education. The report shall be made available to the public.

Adopted: 08/28/00

Revised: 09/26/05, 09/28/09, 07/25/11, 09/24/12, 03/02/15, 2/16 legal ref/note, 06/26/17, 10/22/18

LEGAL REFS.: C.R.S. 9-1-101 through 9-1-106 (*construction requirements, fire escapes, etc.*)
C.R.S. 22-1-130 (6) (*safe school plan must include parent notification of employee criminal charges*)
C.R.S. 22-3-101 through 22-3-104 (*eye protective devices*)
C.R.S. 22-32-109.1 (1)(b.5) (definition of "community partners" that board may wish to consult with in developing and implementing its safe school plan)
C.R.S. 22-32-109.2 (*safe schools plan*)
C.R.S. 22-32-109.1(2)(b) (*detailing information required in annual principal reports on the learning environment*)
C.R.S. 22-32-109.1(2.5) (*districts are "encouraged" to adopt a child sexual abuse and assault prevention plan as part of a safe school plan*)
C.R.S. 22-32-110 (1) (k)(board authority to adopt policies related to employee safety and official conduct)
C.R.S. 22-32-124 (2), (3) (*building inspections*)
C.R.S. 24-10-106.5 (*duty of care*)

CROSS REFS.: ECA/ECAB, Security/Access to Buildings
KDE, Crisis Management
KDBA*, Parent Notification of Employee Criminal Charges
KI, Visitors to School

NOTE 1: Boards are strongly encouraged to consult with their legal counsel when adopting or revising the district's safe school plan and/or applicable board policies, given that the district may be liable for incidents of school violence. C.R.S. 24-10-106.3.

*NOTE 2: Many specific policies are required as part of the district's safe school plan (see CASB's list of legally required policies);
In developing the district's safe school plan, state law requires the district to consult with "the school district accountability committee and school accountability committees, parents, teachers, administrators, students, student councils where available, and, where appropriate, the community at large." C.R.S. 22-32-109.1 (2). Local boards may also consult with victims advocacy organizations, school psychologists, local law enforcement agencies and "community partners" in adopting and implementing its safe school plan. State law defines "community partners" as collectively, local fire departments, state and local law enforcement agencies, local 911 agencies, interoperable communications providers, the Safe2Tell Program, local emergency medical service personnel, local mental health organizations, local public health agencies, local emergency management personnel, local or regional homeland security personnel and school resource officers. C.R.S. 22-32-109.1 (1)(b.5).*

NOTE 4: State law "encourages" school districts to provide a comprehensive, age-appropriate curriculum that teaches safety in working and interacting on the Internet, as part of the board's safe school plan. C.R.S. 22-32-109.1(2)(c). Districts are encouraged to incorporate the Internet safety topics into the teaching of the regular classroom curricula, rather than isolating the topics as a separate class. If the district develops a comprehensive curriculum or other approach to teach safety in use of the Internet, then appropriate language could be added to this policy.

NOTE 3: State law also requires a general safe schools policy and this policy (ADD) serves that purpose. The only specific legal requirement is that the policy require the annual inspection of schools to remove hazards, vandalism and other barriers to safety and supervision. C.R.S. 22-32-109.1 (5). That requirement is reflected in paragraphs one and nine of this policy. The remaining provisions of this policy are suggested best practices for the superintendent and board to consider when creating a general safe schools policy. Although state law "encourages" a school district to adopt a child sexual abuse and assault prevention plan as part of its safe school plan, paragraph 14 is highly recommended, given that the district may be liable for incidents of school violence. C.R.S. 22-32-109.1 (2.5), C.R.S. 24-10-106.3. State law defines "incidents of school violence" to include a "felony sexual assault" that occurs at a school or school-sponsored activity. C.R.S. 24-10-106.3 (2)(b)(III), (c).

Sargent School District RE 33-J, Monte Vista, Colorado

Safe Schools

Pursuant to C.R.S. 22-32-109.1(2)(b), the following information shall be included in the annual safe schools report from the principal to the Board of Education for the preceding school year:

1. total enrollment for the school
2. average daily attendance rate at the school
3. dropout rates for grades seven through twelve, if such grades are taught at the school
4. average class size for each public elementary, middle school or junior high school, and senior high school calculated as the total number of students enrolled in the school divided by the number of full-time teachers in the school
5. number of conduct and discipline code violations, which shall be reported only in the most serious category applicable to each violation, including but not limited to specific information identifying the number of and the action taken with respect to each of the following types of violations:
 - a. possessing a dangerous weapon on school grounds, in school vehicles, at a school activity or sanctioned school events without the authorization of the school or the school district
 - b. use or possession of alcohol on school grounds, in school vehicles, or at a school activity or a sanctioned event.
 - c. use, possession, or sale of a drug or controlled substance, other than marijuana, on school grounds, in school vehicles, or at school activity or sanctioned event
 - d. use or possession of tobacco products on school grounds, in school vehicles, or at a school activity or sanctioned event
 - e. unlawful use, possession, or sale of marijuana on school grounds, in a school vehicle, or at a school activity or sanctioned event
 - f. being willfully disobedient, openly and persistently defiant, or repeatedly interfering with the school's ability to provide educational opportunities to and a safe environment for other students.
 - g. commission of an act on school grounds, in a school vehicle, or at a school activity or sanctioned event that if committed by an adult would be considered first or second degree assault or vehicular assault
 - h. behavior on school grounds, in a school vehicle, or at a school activity or sanctioned event that is detrimental to the welfare or safety of other students or school personnel, including but not limited to incidents of bullying, and other behavior that creates a threat of physical harm to the student or to other students

- i. willful destruction or defacement of school property
- j. commission of an act on school grounds, in a school vehicle, or at a school activity or sanctioned event that, if committed by an adult, would be considered third degree assault or disorderly conduct
- k. commission of an act on school grounds, in a school vehicle, or at a school activity or sanctioned event that, if committed by an adult, would be considered robbery
- l. the number of acts of sexual violence on school grounds, in a school vehicle, or at a school activity or sanctioned event [NOTE: any information provided as a part of this subparagraph must be reported as aggregate data and must not include any personally identifying information. Sexual violence is defined as a physical sexual act perpetrated against a person's will or where a person is incapable of giving consent.]
- m. other violations of the code of conduct and discipline that resulted in documentation of the conduct in a student's record

For purposes of the report, "action taken" means the specific type of discipline, including but not limited to the following categories of discipline:

- in-school suspension
- out-of-school suspension
- classroom removal in accordance with board policy
- expulsion
- referral to law enforcement (including any law enforcement agency, law enforcement officer or school resource officer.)
- any other form of discipline, which shall be officially identified as part of board policy.

The report shall specifically identify each conduct and discipline code violation and each action taken with respect to the violation by a student with a disability.

Definitions: First degree assault : The intent to cause serious bodily injury with a weapon or the intent to disfigure another person. Second degree assault: The intent to cause bodily injury to another person. Third degree assault: Knowingly or recklessly causing bodily injury to another person with criminal negligence.

Revised: 09/24/07, 07/25/11, 09/24/12, 2/22/16

Sargent School District RE 33-J, Monte Vista, Colorado

File: BBAA

BOARD MEMBER AUTHORITY

Because all powers of the Board lie in its action as a group, individual Board members exercise authority over district affairs only as votes are taken at a legal meeting of the Board.

In other instances, an individual Board member has power only when the Board has lawfully delegated authority to him.

The Board of Education, individually and collectively, shall promptly refer all criticisms, complaints and suggestions called to its attention to the superintendent for study and recommendations.

Adopted January 1, 1983

CROSS REF.: KL, Public Complaints

Board Member Qualifications

A candidate for the office of school director shall be:

- a resident of the school district and a registered voter, as shown on the books of the county clerk and recorder, for at least 12 consecutive months prior to the election
- 18 years or older by the date of the election
- a citizen of the United States

No candidate may run representing a political party.

In addition, any person who has been convicted of, pled guilty or nolo contendere to, or received a deferred judgment or sentence for commission of a sexual offense against a child is ineligible for election to a school district board of education. Similarly, any board member who is convicted of, pleads guilty or nolo contendere to, or receives a deferred judgment for a sexual offense against a child while serving on a board shall become ineligible to serve and a vacancy shall be created. Any person who is the subject of a pending charge of commission of a sexual offense against a child at the time of election is ineligible for election to a school district board of education.

It is important that the candidate be sincerely and honestly interested in serving the whole school district for the best interests of all children. Board members shall be nonpartisan in dealing with school matters. The Board does not wish to subordinate the education of children and youth to any partisan principle, group interest or personal ambition.

Adopted: 10/22/01

LEGAL REFS.: C.R.S. 22-31-107 (*qualifications and nomination of candidates for school director*)
C.R.S. 1-2-101,102 (*qualification and registration of elections*)
C.R.S. 1-4-803 (*petitions for nominating school directors*)

BOARD ELECTIONS

Registered voters of the district elect directors to the Board of Education at regular school elections held on the first Tuesday of November in each odd—numbered year. At every other biennial election, three directors are elected; at the other biennial election two directors are elected.

The county clerk and recorder is responsible for conducting the regular biennial school election. The election shall be conducted pursuant to an intergovernmental agreement between the district and the county clerk and recorder for each county in which the district has territory. The agreement shall allocate responsibilities between the county clerk and the district for the preparation and conduct of the election and shall be signed no less than 60 days prior to the election. The Board shall designate a school election official to whom some election responsibilities may be delegated pursuant to the agreement.

Candidates are nominated in the manner prescribed by law. Nomination petitions shall be filed prior to 66 days before the election. In accordance with state law, candidates for school district directors shall file a candidate affidavit with the county clerk's office and submit reports on contributions and expenditures during the campaign. Since the district includes portions of more than one county, the candidate shall file with the county clerk in his county of residence.

Any person registered as a district elector may vote. Voter qualifications are the same as those for voting in general elections.

The election may be conducted by mail ballot in accordance with state law and rules promulgated by the secretary of state. An implementation plan for conducting the election by mail ballot shall be submitted to the secretary of state no later than 75 days prior to the election.

If 25 days before the election, there is only one candidate for each position to be filled, the Board by resolution may instruct the designated election official to cancel the election and declare the candidates elected, pursuant to state law.

Adoption date: 10/25/93

Statutory

LEGAL REFS. : 1-1-101 through 1-13-108 et seq. (Uniform Election Code of 1992)

CRS 1-45-101 et seq. (Campaign Reform Act of 1974)

CRS 22-31-101 et seq.

School Board Member Conduct

Public office is a trust created by the confidence which the public places in the integrity of its public officers. To preserve this confidence, it is the desire of the Board to operate under the highest ethical standards.

In carrying out his fiduciary duties, a Board member shall not:

1. Disclose or use confidential information acquired in the course of their official duties to further substantially the member's personal financial interests.
2. Accept a gift of substantial value or substantial economic benefit tantamount to a gift of substantial value which would tend to improperly influence a reasonable person in their position to depart from the faithful and impartial discharge of the Board member's public duties or which the member knows or should know is primarily a reward for official action taken.
3. Engage in a substantial financial transaction for their private business purposes with a person whom the member supervises in the course of their official duties.
4. Perform an official act which directly and substantially confers an economic benefit tantamount to a gift of substantial value on a business or other undertaking in which the member has a substantial financial interest or in which they are engaged as a counsel, consultant, representative or agent.

It shall not be considered a breach of conduct for a Board member to:

1. Use school facilities and equipment to communicate or correspond with constituents, family members or business associates.
2. Accept or receive a benefit as an indirect consequence of transacting school district business.

Adopted: 02/26/01, 11/17/14, 12/15 note, 11/19 note

LEGAL REFS.: C.R.S. 1-45-108 (Campaign Reform Act; requires report of campaign contributions and expenditures.)
C.R.S. 24-6-203 (Public Official Disclosure Act)
C.R.S. 24-18-104
C.R.S. 24-18-109

NOTE 1: State law defines "economic benefit tantamount to a gift of substantial value" to include: 1. A loan at a rate of interest substantially lower than the prevailing commercial rate; 2. Compensation received for private services rendered at a rate substantially exceeding the fair market value; and 3. Goods or services for the Board member's personal benefit offered by a person who is at the same time providing goods or services to the district under a contract or other means by which the person receives payment or other compensation from the district. C.R.S. 24-18-104 (2). However, state law permits a Board member to receive such goods or services if the "totality of the circumstances" indicates the transaction is legitimate, the terms are fair to both parties, the transaction is supported by full and adequate consideration, and the Board member does not receive any substantial benefit resulting from the Board member's status that is unavailable to members of the public generally. C.R.S. 24-18-104 (2)(b).

NOTE 2: State law lists the type of items that are not considered "gifts of substantial value or substantial economic benefit tantamount to a gift of substantial value" and are therefore permissible for a Board member to receive. See, C.R.S. 24-18-104 (3). Such items include campaign contributions or contributions in kind that are reported in accordance with the Fair Campaign Practices Act; an unsolicited item of trivial value (i.e. currently less than \$65), "such as a pen, calendar, plant, book, notepad or similar item;" and an unsolicited token or award of appreciation in the form of a plaque, trophy, desk item, wall memento or similar item. Id.; see also, Colo. Const. Art. XXIX, Section 3.

NOTE 3: The amount of the gift limit (\$65) is identical to the gift limit under section 3 of article XXIX of the state constitution. This amount shall be adjusted for inflation contemporaneously with any adjustment to the constitutional gift limit. C.R.S. 24-6-203 (8). The state constitution requires an adjustment for inflation every four years. The next adjustment must occur in the first quarter of 2023. Colo. Const. Art. XXIX, Section 3 (6).

Sargent School District RE-33J, Monte Vista, Colorado