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**MINUTES**  
**SPECIAL MEETING OF THE BOARD OF EDUCATION**  
**CAPE GIRARDEAU SCHOOL DISTRICT NO. 63**  
**Tuesday, June 8, 2010 – 6:00 p.m.**  
**Board of Education Office**  
**301 N. Clark St.**

**Board Members Present:**

**Mr. Paul Nenninger, President, Mr. Luther Bonds, Vice-President (arrived at 6:18), Mr. Kyle McDonald, Mr. Philip Moore and Mr. Tony Smee.**

**Members Absent: Ms. Stacy Kinder**

**Others Present:**

**Dr. James Welker, Superintendent, Ms. Beth Poyner, Board Secretary, Ms. Pat Fanger, Asst. Superintendent, Ms. Misty Clifton, Dir. of Financial Services, Mr. Neil Glass, Dir. of Administrative Services, Ms. Deena Ring, Dir. Of Special Services, Alaina Busch, Southeast Missouriian, Sean Flynn with Gilmore & Bell, P.C., Lorenzo Boyd, Martin Ghafer, and Dennis Lea with Stifel, Nicolaus & Co., John Berglund with Bond Wolfe, Keith Fairchild with McCarthy and seven visitors.**

**A quorum being present and due notice having been mailed and published, the special session of the Board of Education of Cape Girardeau School District No. 63 was called to order on Tuesday, June 8, 2010 at 6:10 p.m. by President, Paul Nenninger.**

**Approval of Agenda**

**A motion was made by Mr. Smee and seconded by Mr. McDonald to approve the agenda. The motion carried with four yeas and zero nays.**

**Business Items**

**A motion was made by Mr. McDonald and seconded by Mr. Smee to approve the resolution designating a recovery zone pursuant to the American Recovery and Reinvestment Tax Act of 2009 for the purpose of issuing recovery zone economic development bonds. Mr. Sean Flynn with Gilmore & Bell explained how the areas of distress were determined. Discussion followed and the motion carried with four yeas and zero nays.**

**Mr. Bonds arrived at 6:18 p.m.**

**A motion was made by Mr. McDonald and seconded by Mr. Smee to approve the resolution authorizing and directing the issuance, sale and delivery of general obligation refunding and improvement bonds (Missouri Direct Deposit Program) series 2010A, taxable general obligation bonds series 2010B ((Build America Direct-Pay Bonds) and taxable general obligation bonds (Missouri Direct Deposit Program), series 2010D (Recovery Zone Economic Development Bonds) of the Cape Girardeau School District No. 63. Mr. Lorenzo Boyd with Stifel Nicolaus gave Board members a handout and explained the various series. Discussion followed and the motion carried with five yeas and zero nays.**

**A motion was made by Mr. McDonald and seconded by Mr. Smee to approve the resolution authorizing and directing the issuance, sale and delivery of taxable general obligation Qualified School Construction Bonds (Missouri Direct Deposit Program) series 2010C (Direct-Pay Bonds) of the Cape Girardeau School District No. 63. Discussion followed and the motion carried with five yeas and zero nays.**

54 A motion was made by Mr. McDonald and seconded by Mr. Smee to approve the resolution of  
55 intent to participate in All-Hazard Mitigation Plan for Cape Girardeau County and to Work  
56 towards becoming a safer community. Dr. Welker explained in 2005, only municipalities were  
57 required to adopt resolutions, but that now they are asking school districts to adopt the resolution  
58 in order to apply for grants. Discussion followed and the motion carried with five yeas and zero  
59 nays.

60  
61 A motion was made by Mr. Smee and seconded by Mr. Bonds to approve the administration to  
62 submit a grant application to the Federal Emergency Management Agency (FEMA) for  
63 construction for a safe room on the high school campus. Discussion followed and the motion  
64 carried with five yeas and zero nays.

65  
66 Voting procedures for filling Board Vacancy

67 Mr. Nenninger noted that he had spoken with the legal department at MSBA concerning voting  
68 procedures for appointing someone to fill the current board vacancy and they suggested making  
69 these decisions ahead of time.

70  
71 A motion was made by Mr. Smee and seconded by Mr. Bonds to define “majority” for this special  
72 vote as four of six members present (or three of five). Discussion followed and the motion carried  
73 with five yeas and zero nays.

74  
75 A motion was made by Mr. Nenninger and seconded by Mr. Smee to take an initial vote of all  
76 applicants and if a single candidate fails to receive a majority vote, the applicants receiving the  
77 most votes would move forward for a subsequent vote. Discussion followed and the motion carried  
78 with five yeas and zero nays.

79  
80 A motion was made by Mr. Nenninger and seconded by Mr. Smee that in case of a tie vote, there  
81 will be three attempts to break the vote and failing that a coin will be flipped. Discussion followed  
82 and the motion carried with three yeas and two nays.

83  
84 Board members agreed that voting would be by paper ballot, with the Board Secretary reading  
85 aloud both the Board member’s name and the name of the applicant for which they voted.

86  
87 At 7:10 p.m. a motion was made by Mr. Smee and seconded by Mr. Moore to adjourn into  
88 Executive Session to consider, Legal Purposes, Individually Identifiable Personnel/Student Records,  
89 Employment, Personnel Evaluation, discussions of work product, and Real Estate. Authority is  
90 Section 610.021, Para, 2, 3, 9 and 13, Revised Statutes of Missouri, as amended. The motion carried  
91 with the following roll call vote of five yeas and zero nays:

92	Mr. Bonds	Yea	Mr. Moore	Yea	Mr. Smee	Yea
93	Mr. McDonald	Yea	Mr. Nenninger	Yea		

94  
95 At 8:30 p.m. the Board returned to open session and Mr. Nenninger announced there was nothing  
96 to report from closed session.

97  
98 Dr. Welker reminded Board members that the Special Board meeting to interview applicants will  
99 be Tuesday, June 15 at 6:00 p.m. and the meeting to vote will be held Wednesday, June 16 at noon.  
100 Both meetings will be held upstairs in the official Board room.

101  
102 There was discussion concerning the interview process, where the applicants would sit and how the  
103 interview questions would be asked.

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105 Adjournment

106 At 8:37 p.m. a motion was made by Mr. McDonald and seconded by Mr. Moore to adjourn the  
107 meeting. The motion carried with a vote of five yeas and zero nays.

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**Paul Nenninger, Board President**

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**Beth Poyner, Board Secretary**