

## SCHOOL BOARD MEETING

Minnetonka I.S.D. #276  
5621 County Road 101  
Minnetonka, Minnesota

[www.minnetonkaschools.org](http://www.minnetonkaschools.org)

August 5, 2021

*The mission of the Minnetonka School District, a community that transcends traditional definitions of excellence and where dreams set sail, is to ensure all students envision and pursue their highest aspirations while serving the greater good, through teaching and learning which*

- *Value and nurture each individual,*
- *Inspire in everyone a passion to excel with confidence and hope, and*
- *Instill expectations that stimulate extraordinary achievement in the classroom and in life.*

(All times are approximate)

- |      |       |  |
|------|-------|--|
| 6:30 |       | Recognitions: Minnetonka Theatre Spotlight Award recipients; Adapted Bowling State Champion; Baseball State Qualifiers; Esports State Qualifiers; Boys Golf State Qualifiers; Girls Golf State Qualifier; Boys Track and Field State Qualifiers; Girls Track and Field State Qualifiers; and National School Public Relations Association Award recipients |
| 7:00 | I.    | Call to Order  |
|      | II.   | Pledge to the Flag   |
| 7:02 | III.  | Adoption of the Agenda   |
| 7:03 | IV.   | Approval of Resolution Calling the School Board Election   |
| 7:05 | V.    | Report on Solar Gardens  |
| 7:25 | VI.   | Report on Long-Term Debt   |
| 7:43 | VII.  | Authorization of Sale of 2021G Long-Term Facilities Maintenance Bonds  |
| 7:45 | VIII. | Community Comments<br>Community Comments is an opportunity for the public to address the School Board on an item <u>included in this agenda</u> in accordance with the guidelines printed at the end of this agenda.   |
| 7:55 | IX.   | Approval of AP, IB, Supplemental and New Course Materials  |
| 8:10 | X.    | Presentation on Parent Survey  |
| 8:45 | XI.   | Report on Updated Learning Plan  |

- 9:05 XII. CONSENT AGENDA
- a. Minutes of June 17, 2021 Closed Session, June 17, 2021 Special Meeting, and June 21, 2021 Closed Session
  - b. Study Session Summary of June 17, 2021
  - c. Payment of Bills
  - d. Recommended Personnel Items
  - e. Gifts and Donations
  - f. Electronic Fund Transfers
  - g. Approval of Resolution for Membership in the MSHSL
  - h. Approval of Met Council Temporary Easements at Excelsior
- 9:06 XIII. Board Reports
- 9:08 XIV. Superintendent's Report
- 9:10 XV. Announcements
- 9:11 XVI. Adjournment to Closed Session to Discuss Negotiations

#### GUIDELINES FOR COMMUNITY COMMENTS

Welcome to the Minnetonka Schools Board Meeting! In the interest of open communications, the Minnetonka School District wishes to provide an opportunity for the public to address the School Board. That opportunity is provided at every regular School Board meeting during *Community Comments*.

1. Anyone indicating a desire to speak to an item included in this agenda—except for information that personally identifies or violates the privacy rights of employees or students—during *Community Comments* will be acknowledged by the Board Chair. When called upon to speak, please state your name, address and topic. All remarks shall be addressed to the Board as a whole, not to any specific member(s) or to any person who is not a member of the Board.
2. If there are a number of individuals present to speak on the same topic, please designate a spokesperson that can summarize the issue.
3. Please limit your comments to three minutes. Longer time may be granted at the discretion of the Board Chair. If you have written comments, the Board would like to have a copy, which will help them better understand, investigate and respond to your concern.
4. During *Community Comments* the Board and administration listen to comments. Board members or the Superintendent may ask questions of you in order to gain a thorough understanding of your concern, suggestion or request. If there is any follow-up to your comment or suggestion, you will be contacted by a member of the Board or administration.
5. Please be aware that disrespectful comments or comments of a personal nature, directed at an individual either by name or inference, will not be allowed. Personnel concerns should be directed first to a principal, then to the Executive Director of Human Resources, then to the Superintendent and finally in writing to the Board.

*School Board meetings are rebroadcast via a local cable provider.  
Please visit the "District/Leadership/School Board" page on our website for a current schedule.*

**ACTION**

**School Board  
Minnetonka I.S.D #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item IV.**

**Title: Resolution Calling the School Board Election**

**Date: August 5, 2021**

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**EXECUTIVE SUMMARY:**

In accordance with Minnesota Statutes 205A.07 Subd. 3, the school board of a school district must adopt a resolution to call a general school district election. The district must give written notice of the general election to the county auditor of each county in which the school district is located in whole or in part no later than 74 days before the election. In 2021, Election Day is Tuesday, November 2, resulting in the final day to notify the county auditor being August 20, 2021.

The filing period is July 27 – August 10, 2021. The deadline for a candidate to withdraw is 5:00 PM on August 12, 2021.

The recommended resolution has been reviewed and revised by the law firm of Knutson, Flynn & Deans to comply with all applicable Minnesota Statutes that pertain to school board elections.

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**RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the School Board approve the resolution as presented.

**Submitted by:** Paul Bourgeois  
Paul Bourgeois, Executive Director of Finance & Operations

**Concurrence:** Dennis L. Peterson  
Dennis Peterson, Superintendent

**RECOMMENDED MOTION**

**RESOLUTION FOR GENERAL ELECTION**

**RESOLUTION RELATING TO THE ELECTION OF SCHOOL BOARD MEMBERS  
AND CALLING THE SCHOOL DISTRICT GENERAL ELECTION**

BE IT RESOLVED by the School Board of Independent School District No.276, State of Minnesota as follows:

1. It is necessary for the school district to hold its general election for the purpose of electing three (3) school board members for terms of four (4) years each.

The clerk shall include on the ballot the names of the individuals who file or have filed Affidavits of Candidacy during the period for filing such affidavits, as though they had been included by name in this resolution. The clerk shall not include on the ballot the names of individuals who file timely affidavits of withdrawal in the manner specified by law.

2. The general election is hereby called and directed to be held on Tuesday, the 2nd day of November, 2021, between the hours of 7:00 o'clock a.m. and 8:00 o'clock p.m.

3. Pursuant to Minnesota Statutes, Section 205A.11, the school district combined polling places and the precincts served by those polling places, as previously established and designated by school board resolution for school district elections not held on the day of a statewide election, are hereby designated for said general election. However, because the City of Minnetonka will be holding its municipal elections on November 2, 2021, the polling places for voters residing in the precincts in that city shall be the polling places designated by that city.

4. The clerk is hereby authorized and directed to cause written notice of said general election to be provided to the county auditor of each county in which the school district is located, in whole or in part, at least seventy-four (74) days before the date of said election. The notice shall include the date of said general election and the office or offices to be voted on at said general election. Any notice given prior to the date of the adoption of this resolution is ratified and confirmed in all respects.

The clerk is hereby authorized and directed to cause notice of said general election to be posted at the administrative offices of the school district at least ten (10) days before the date of said general election.

The clerk is hereby authorized and directed to cause a sample ballot to be posted at the administrative offices of the school district at least four (4) days before the date of said general election and to cause two sample ballots to be posted in each polling place on election day. The sample ballot shall not be printed on the same color paper as the official ballot. The sample ballot for a polling place must reflect the offices, candidates and rotation sequence on the ballots used in that polling place.

The clerk is hereby authorized and directed to cause notice of said general election to be published in the official newspaper of the school district for two (2) consecutive weeks with the last publication being at least one (1) week before the date of said election.

The notice of election so posted and published shall state the offices to be filled set forth in the form of ballot below, and shall include information concerning each established precinct and polling place.

The clerk is authorized and directed to cause the rules and instructions for use of the optical scan voting system to be posted in each polling place on election day.

5. The clerk is authorized and directed to acquire and distribute such election materials and to take such other actions as maybe necessary for the proper conduct of this general election and generally to cooperate with any election authorities conducting other elections on that date. The clerk and members of the administration are authorized and directed to take such actions as may be necessary to coordinate this election with those other elections, including entering into agreements or understandings with appropriate election officials regarding preparation and distribution of ballots, election administration and cost sharing.

6. The clerk is further authorized to cooperate with the proper election officials to cause ballots to be prepared for use at said election in substantially the following form, with such changes in form, color and instructions as may be necessary to accommodate an optical scan voting system.


General Election Ballot

Independent School District No. 276  
(Minnetonka Public Schools)

November 2, 2021

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**INSTRUCTIONS TO VOTERS;**

To vote, completely fill in the oval(s) next to your choice(s) like this: 

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School Board Member

Vote for Up to Three

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☐

Name

☐

Name

☐

Name

☐

Name

☐

Name

☐

Name

☐

\_\_\_\_\_  
write-in, if any

☐

\_\_\_\_\_  
write-in, if any

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\_\_\_\_\_  
write-in, if any

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Optical scan ballots must be printed in black ink on white material, except that marks to be read by the automatic tabulating equipment may be printed in another color ink. The name of the precinct and machine-readable identification must be printed on each ballot. Voting instructions must be printed at the top of the ballot on each side that includes ballot information. The instructions must include an illustration of the proper mark to be used to indicate a vote. Lines for initials of at least two election judges must be printed on one side of the ballot so that the judges' initials are visible when the ballots are enclosed in a secrecy sleeve.

7. The name of each candidate for office at this election shall be rotated with the names of the other candidates for the same office in the manner specified in Minnesota law.

8. If the school district will be contracting to print the ballots for this election, the clerk is hereby authorized and directed to prepare instructions to the printer for layout of the ballot. Before a contract in excess of \$1,000 is awarded for printing ballots, the printer shall, if requested by the election official, furnish, in accordance with Minnesota Statutes, Section 204D.04, a sufficient bond, letter of credit, or certified check acceptable to the clerk in an amount not less than \$1,000 conditioned on printing the ballots in conformity with the Minnesota election law and the instructions delivered. The clerk shall set the amount of the bond, letter of credit, or certified check in an amount equal to the value of the purchase.

9. The clerk is hereby authorized and directed to provide for testing of the optical scan voting system within fourteen (14) days prior to the general election date. The clerk shall cause notice of the time and place of the test to be given at least two (2) days in advance of the test by publication once in the official newspaper and by causing the notice to be posted in the office of the county auditor, the administrative offices of the school district, and the office of any other local election official conducting the test.

10. The clerk is hereby authorized and directed to cause notice of the location of the counting center or the place where the ballots will be counted to be published in the official newspaper at least once during the week preceding the week of the general election and in the newspaper of widest circulation once on the day preceding the general election, or once the week preceding the general election if the newspaper is a weekly.

11. As required by Minnesota Statutes, Section 203B.121, the Board hereby establishes a ballot board to process, accept and reject absentee ballots at school district elections not held in conjunction with the state primary or state general election or that are conducted by a municipality on behalf of the school district and generally to carry out the duties of a ballot board as provided by Minnesota Statutes, Section 203B.121 and other applicable laws. The ballot board must consist of a sufficient number of election judges trained in the handling of absentee ballots. The ballot board may include deputy county auditor or deputy city clerks who have received training in the processing and counting of absentee ballots. The clerk or the clerk's designee is hereby authorized and directed to appoint the members of the ballot board. The clerk or the clerk's designee shall establish, maintain, and update a roster of members appointed to and currently serving on the ballot board and shall report to the Board from time to time as to its status. Each member of the ballot board shall be paid reasonable compensation for services rendered during an election at the same rate as other election judges; provided, however, if a staff member is already being compensated for regular duties, additional compensation shall not be paid for ballot board duties performed during that staff member's duty day.

12. The clerk is hereby authorized and directed to begin assembling names of trained election judges to serve at the various polling places and combined polling places during the November 2, 2021 general election. The election judges shall act as clerks of election, count the ballots cast, and submit the results to the school board for canvass in the manner provided for other school district elections. The general election must be canvassed between the third and the tenth day following the general election.

13. The School District clerk shall make all Campaign Financial Reports required to be filed with the school district under Minnesota Statutes, Section 211A.02, available on the school district's website. The clerk must post the report on the school district's website as soon as possible, but no later than thirty (30) days after the date of the receipt of the report. The school district must make a report available on the school district's website for four years from the date the report was posted to the website. The clerk must also provide the Campaign Finance and Public Disclosure Board with a link to the section of the website where reports are made available.

The motion for the adoption of the foregoing resolution was duly seconded by

\_\_\_\_\_ and upon vote being taken thereon the following voted in favor thereof:

and the following voted against the same:

whereupon said resolution was declared duly passed and adopted.



STATE OF MINNESOTA     )  
  )SS  
COUNTY OF HENNEPIN     )

I, the undersigned, being the duly qualified and acting Clerk of Independent School District No. 276 (Minnetonka Public Schools), State of Minnesota, hereby certify that the attached and foregoing is a full, true and correct transcript of the minutes of a meeting of the school board of said school district duly called and held on the date therein indicated, so far as such minutes relate to the calling of the general election of said school district, and that the resolution included therein is a full, true and correct copy of the original thereof.

WITNESS MY HAND officially as such clerk this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

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John Holcomb  
School District Clerk

**School Board  
Minnetonka I.S.D. 276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item V.**

**Title: Report On Solar Gardens**

**Date: August 5, 2021**

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**EXECUTIVE SUMMARY:**

Minnetonka Independent School District 276 is continuously looking to reduce costs of operations in order to free up more resources for direct educational programs.

One area that the District has been concentrating on is in the usage of electricity. The District has been gradually converting all lights in the District to LED lighting, starting with parking lot and exterior lights and continuing with internal lights. These conversions reduce wattage used by light fixtures by 50%-70% per fixture. All district facilities, with the exception of the Highway 7 Education Center which is scheduled for summer 2020 conversion, have been converted to 100% LEDS. This process started approximately 7 years ago with installation of parking lot and exterior safety light LEDs and has continued year after year with additional conversions.

Another area that the District has been working on is reducing electrical bills through credits received for purchasing wind-generated and solar-generated electricity, commonly called renewable energy sources. There are significant credits available through a variety of programs offered by utilities at various times for the use of renewable energy that can serve as a hedge against rising energy prices.

The District has contracted with Xcel Energy through its Renewable Connect Program for wind-generated and solar-generated electricity to power the Minnetonka High School Campus, the Minnetonka Community Education Center, the District Service Center and the District Technology Center for the next 10 years, totaling approximately 6 million kilowatt hours annually. Under the Renewable Connect program, the District has locked in rates per kilowatt-hour that will only increase approximately 1.2% per year, versus an average of approximately 3% per year for other electricity from other generation.

The District contracted with SoCore Energy of Chicago, IL in December 2015 for 1.1 million kilowatt hours for the next 25 years through a 12.83% subscription to the Nesvold 1 Community Solar Garden located in Watertown Township in Carver County. This electricity is directed to serve Minnetonka Middle School East. The per-kilowatt-hour credits received from the solar energy generated will exceed the cost of the payment to SoCore Energy by approximately 0.4 cents in Year 1 and increasing annually up to approximately 9.7 cents in Year 25. These credits are then applied against the expense bills received from Xcel Energy to reduce the net expense of electricity to the District.

The District also contracted with Nokomis Energy Partners, LLC of Minneapolis in June 2018 for approximately 40% of the production of the Erin Community Solar Garden near Green Isle, MN, or approximately 674,000 kWh. The credits for these kilowatt-hours are set to be 1.0 cent larger than the cost that the District will be billed by Nokomis Energy Partners, thereby insuring that the

District receives a fixed credit amount over the 25-year duration of the agreement. The Erin Community Solar Garden is in production as of January 1, 2020. As this Community Solar Garden is located in Sibley County, under Xcel Energy rules for Community Solar Garden development, its electricity must be delivered to a facility in an adjacent county, which for Minnetonka ISD 276 would be Minnetonka Middle School West, which is the only District facility located in Carver County.

In two other agreements in 2019, the District contracted with Nokomis Energy Partners, LLC for additional Community Solar Garden Subscription agreements as listed below. The terms of these agreements are under the same tariff approved by Xcel Energy for the agreement for electricity for Minnetonka Middle School West, or 1.0 cent larger than the cost that the District will be billed by Nokomis Energy Partners, thereby insuring that the District receives a fixed credit amount over the 25-year duration of the agreement.

1. 37% of the Mud Garden near Gaylord in Sibley County to provide approximately 633,000 kWh annually to serve the load of Minnetonka Middle School West that is not already served by the Erin Garden near Green Isle in Sibley County. This Mud Community Solar Garden is in production as of January 1, 2020.
2. 40% of the Chub Garden near Northfield in Dakota County to provide approximately 694,000 kWh annually to serve 100% of the load of Groveland Elementary School and 31% of the load of Scenic Heights Elementary School.
3. 40% of the Lyman Garden near Northfield in Rice County to provide approximately 689,000 kWh annually to serve 100% of the load of Clear Springs Elementary School and 39% of the load of Scenic Heights Elementary School. This garden will commence construction in June 2020.
4. 40% of the Elk Garden near Big Lake in Sherburne County to provide approximately 690,000 kWh annually to serve 100% of the load of Minnewashta Elementary School and 30% of the load of Scenic Heights Elementary School.
5. 40% of the Johnnyvale Garden near Northfield in Dakota County to provide approximately 690,000 kWh annually to serve 100% of the load of Excelsior Elementary School.
6. 20% of the Pickerel Garden near Northfield in Dakota County to provide approximately 400,000 kWh annually to serve the load of Deephaven Elementary School.

The District is working with Xcel Energy to participate in the renewable energy from hydro power and solar power being developed at the site of the former Ford plant in St. Paul to provide additional renewable energy for the MOMENTUM Addition, SAIL Program at the Shorewood Education Center, and any future projects that may come up.

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**ATTACHMENTS:**

Electricity and Solar Garden Activity Update

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**RECOMMENDATION/FUTURE DIRECTION:**

This report is provided for the School Board's information.

**Submitted by:**   
Paul Bourgeois, Executive Director of Finance & Operations

**Concurrence:**   
Dennis Peterson, Superintendent



# Minnetonka Independent School District 276 Electricity and Solar Garden Activity Update

August 5, 2021

## Energy Star – Every Individual Building – In 2010

- 1.8 million square feet of space
- Newest original school building was constructed in 1967 – 52 years ago (Scenic Heights)
- Many energy-saving initiatives
  - New mechanical units
  - Boiler energy recovery units
  - Energy efficient windows
  - Additional roof insulation when replacing roofs
  - Swapped out 54-watt and 48-watt fluorescent tubes for 32-watt or 25-watt fluorescent tubes 2008-2010 prior to individual school Energy Star awards

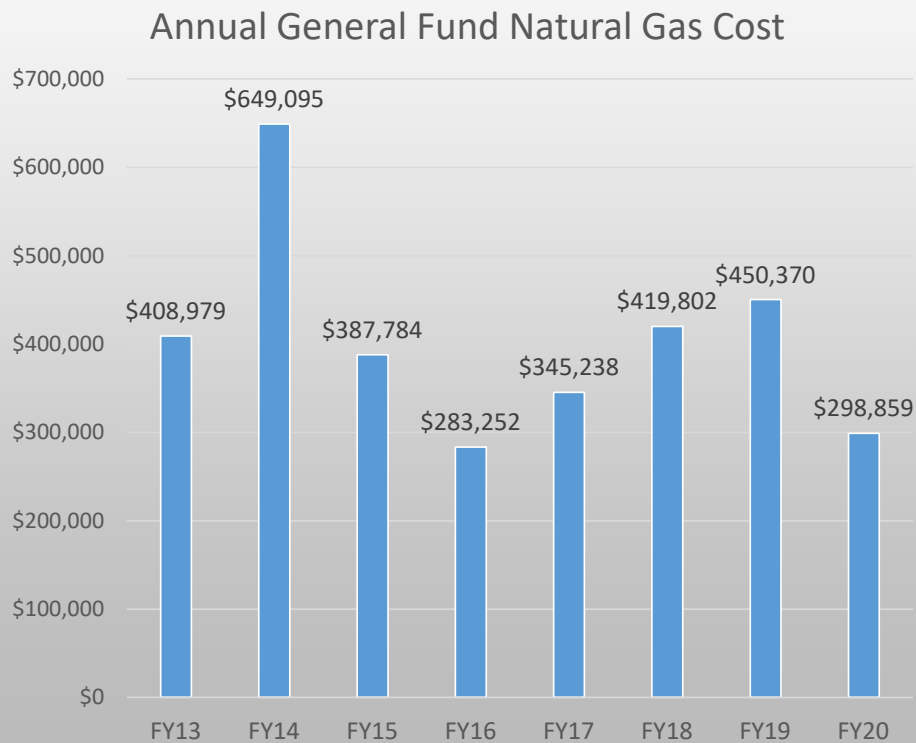


## Energy Star Leader – Whole District – In 2013



- More energy-saving initiatives
  - Replacement of all boiler burners
  - Rebuilding of all boilers to direct fire
  - Replacement of HVAC equipment with energy efficient models
  - Motion detectors in all major rooms
  - LED parking lot lights and outside building lights – first LED conversion projects
- District Energy Star Leader Award in 2013 was one of only 270 that had been given to all entities across the country up to that time
- Ongoing project to swap out 32-watt and 25-watt fluorescent tubes for 14-watt, 12-watt or 10-watt LED tubes which provide the same or greater lumens

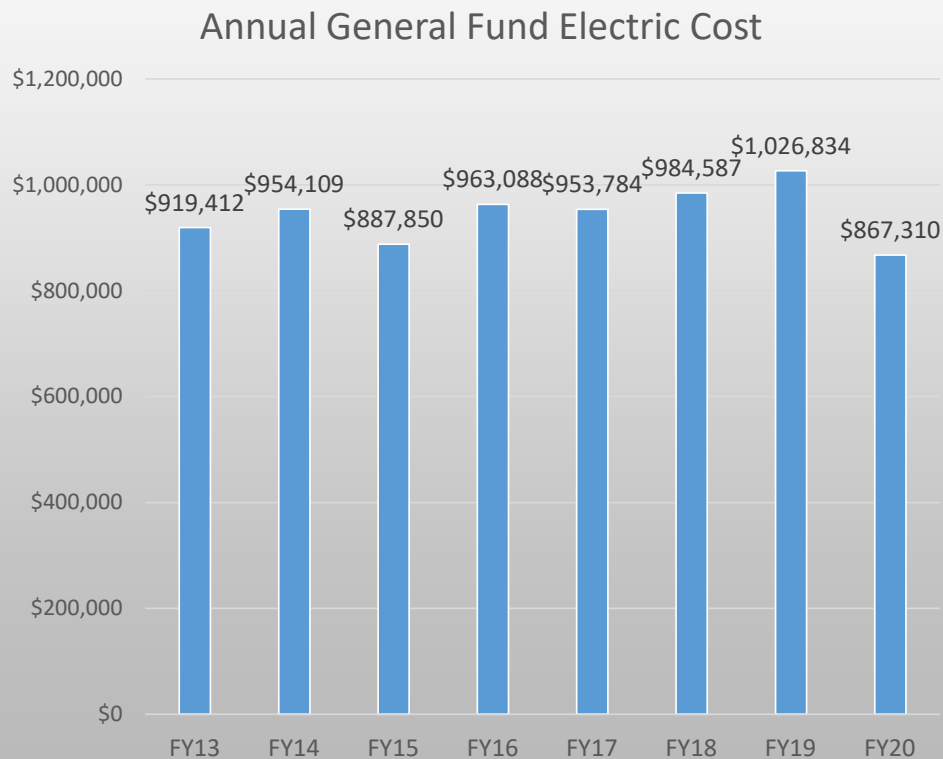
# Results



- Energy costs for natural gas have stayed relatively flat because we have increased our efficiency even while increasing square footage by approximately 20%
- Exception – Polar Vortex year

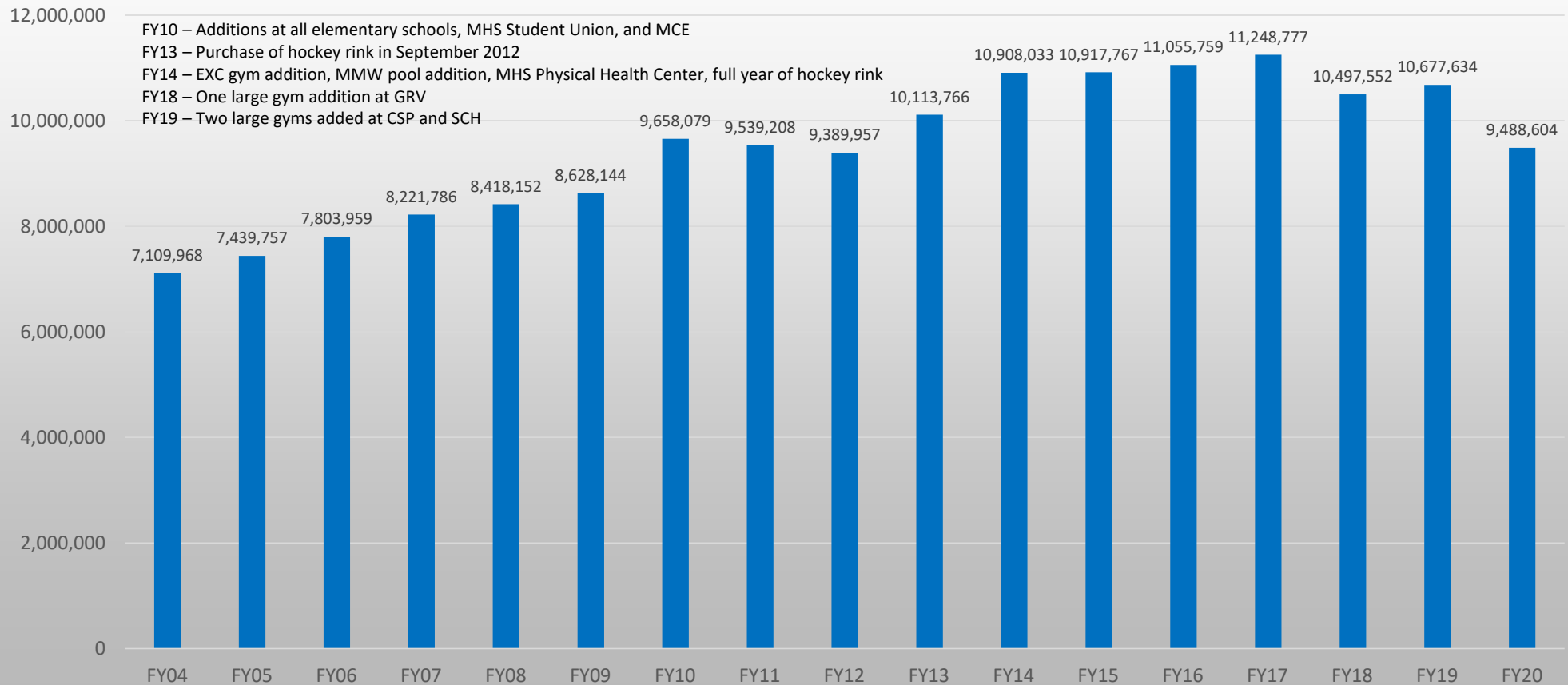


# Results

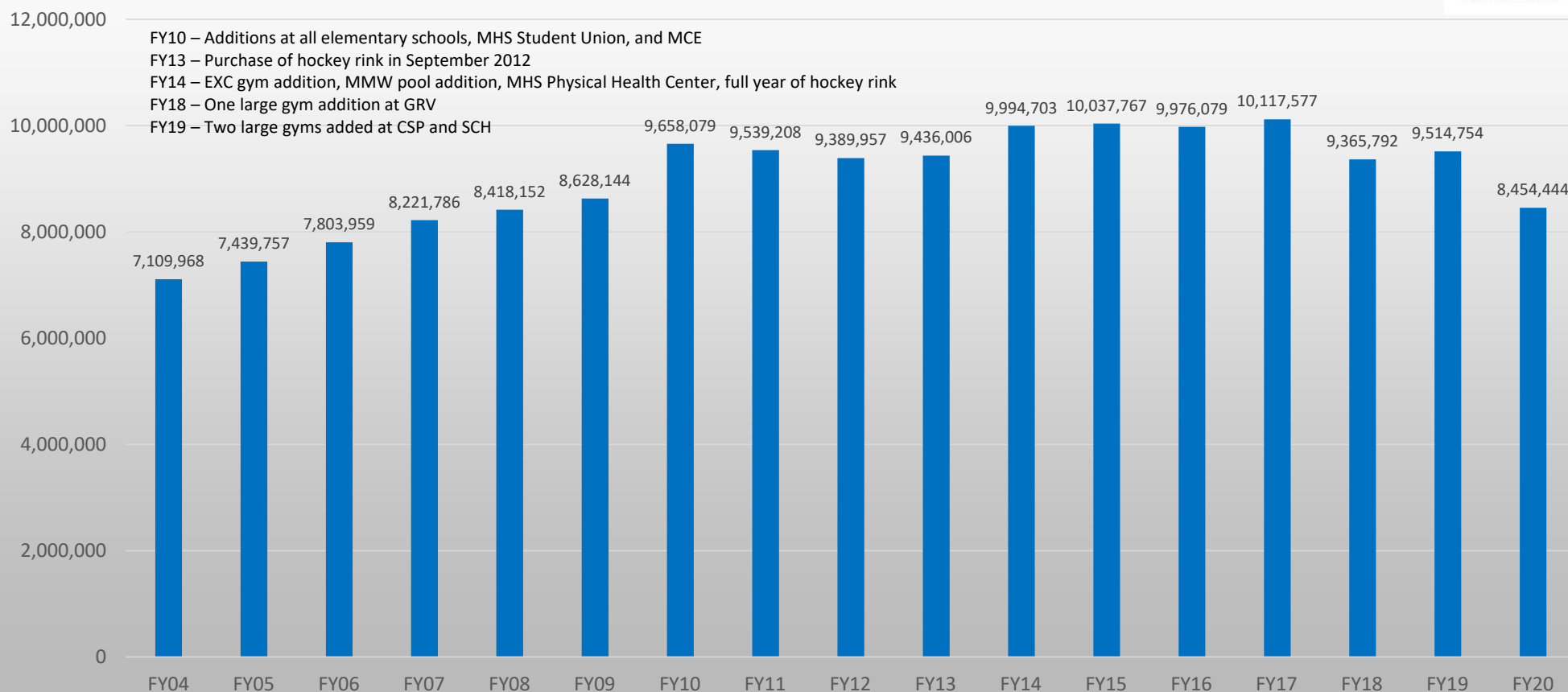


- Energy costs for electricity have stayed relatively flat even while increasing square footage by approximately 20%
  - We have reduced the demand charge component of our electricity and also our kilowatt hour usage through LED deployment
- 14-watt, 12-watt or 10-watt LED, down from 28-watt or 32-watt fluorescent
  - (Fluorescents were dropped from 48-watt and 54-watt bulb 2008-2010)

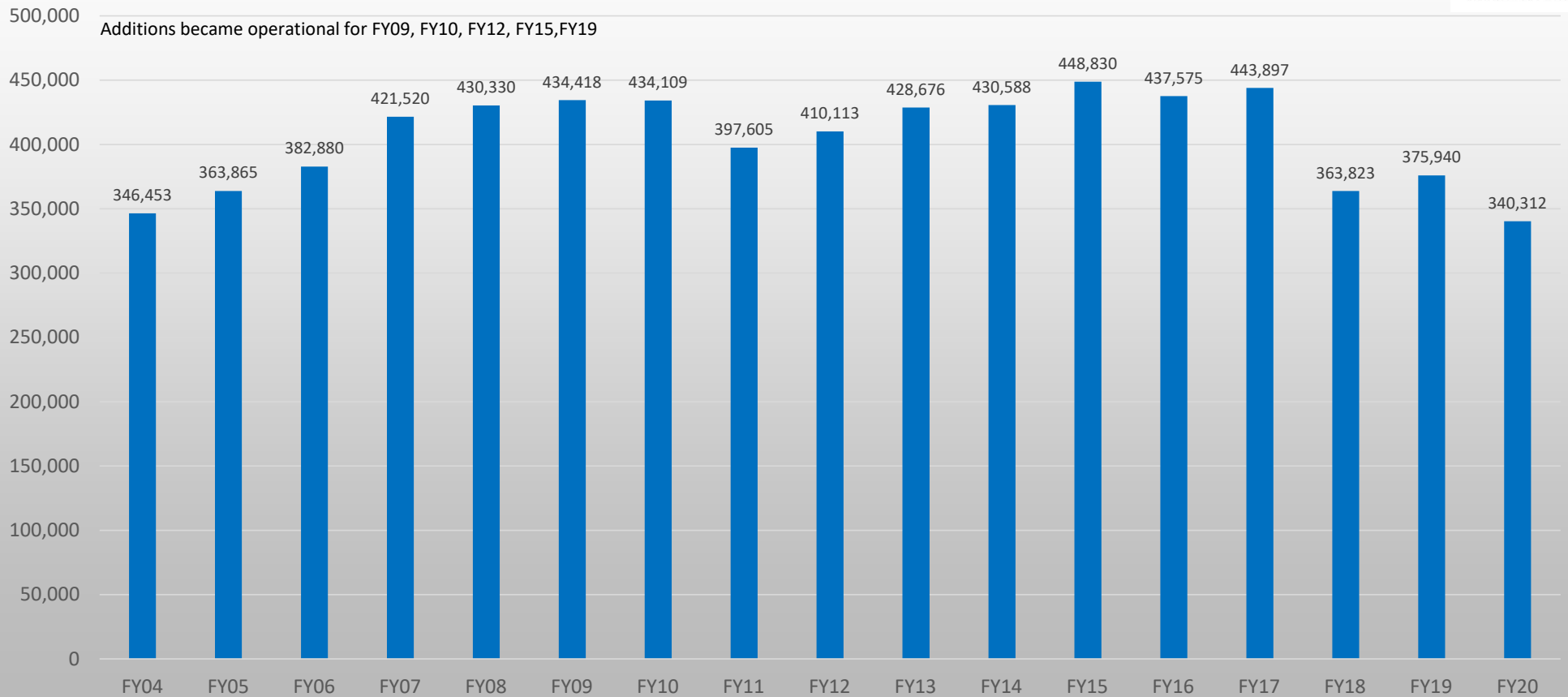
# Minnetonka Independent School District 276 Total Usage Annual Kilowatt Hours



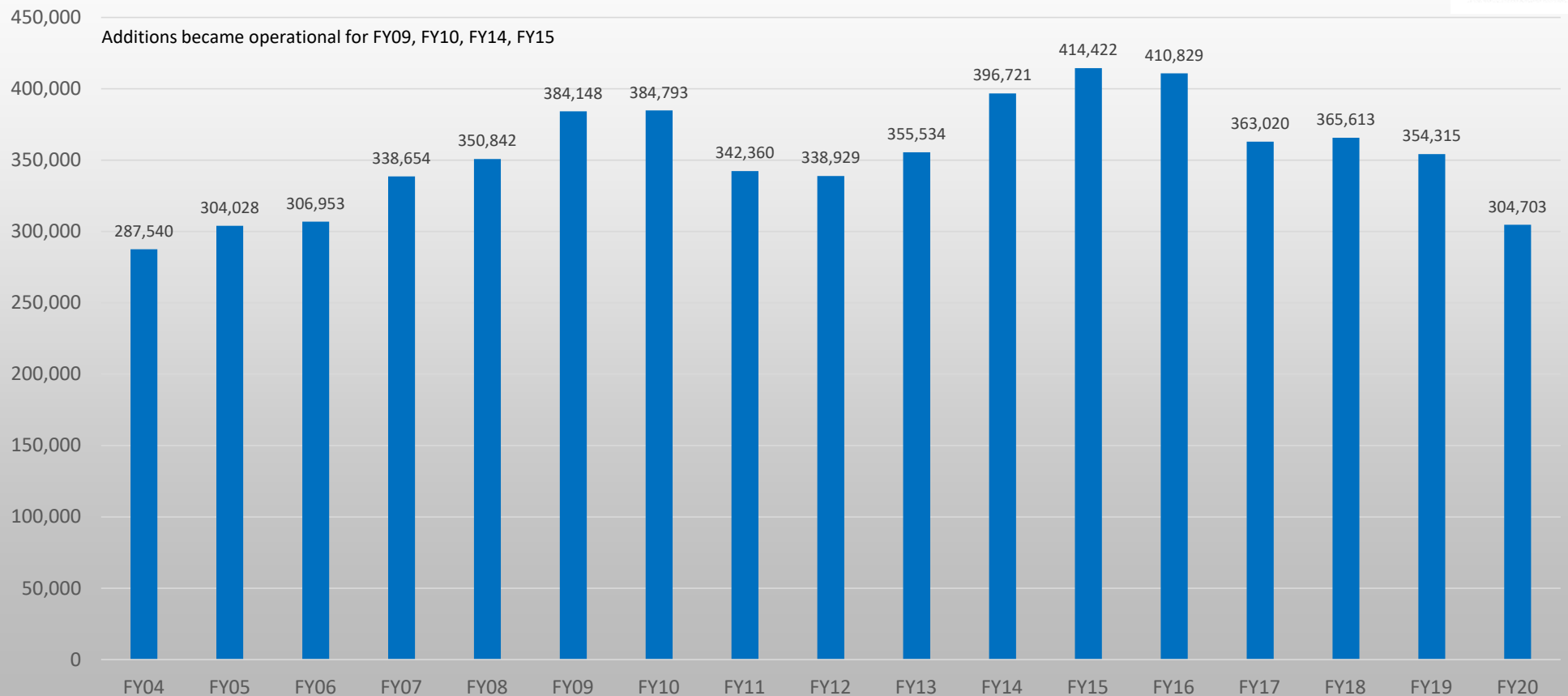
# Original Buildings Total Usage – K-12 Buildings, MCE, DSC, WHS, Dome Annual Kilowatt Hours



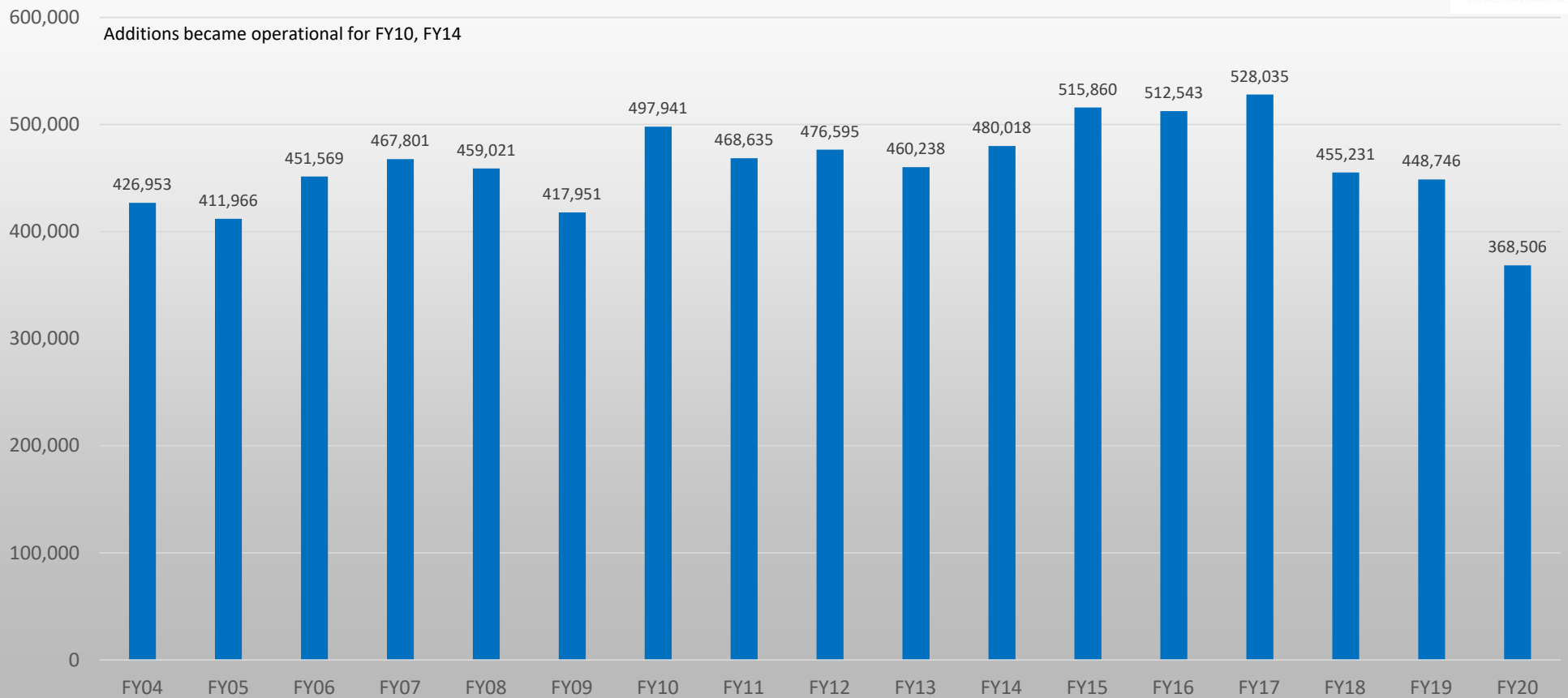
# Clear Springs Elementary School Annual Kilowatt Hours



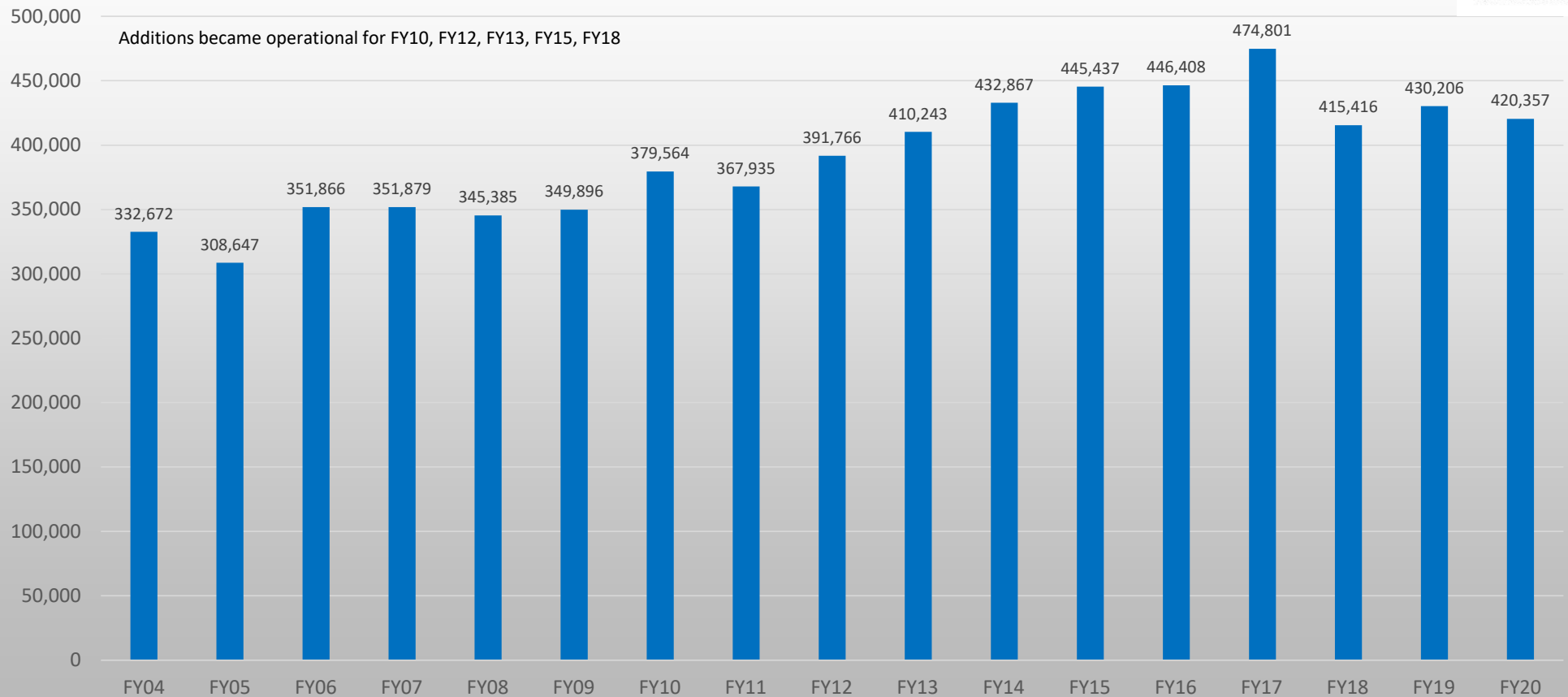
# Deephaven Elementary School Annual Kilowatt Hours



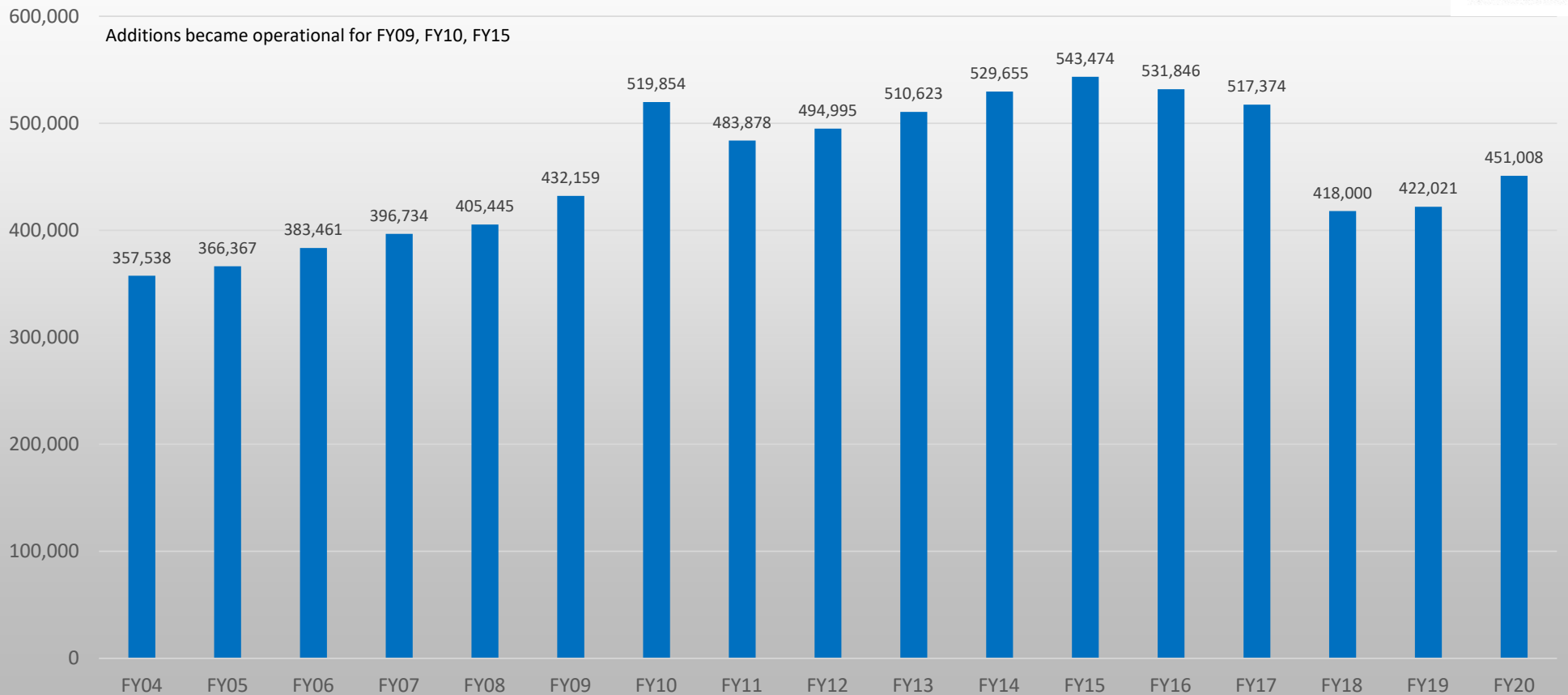
# Excelsior Elementary School Annual Kilowatt Hours



# Groveland Elementary School Annual Kilowatt Hours



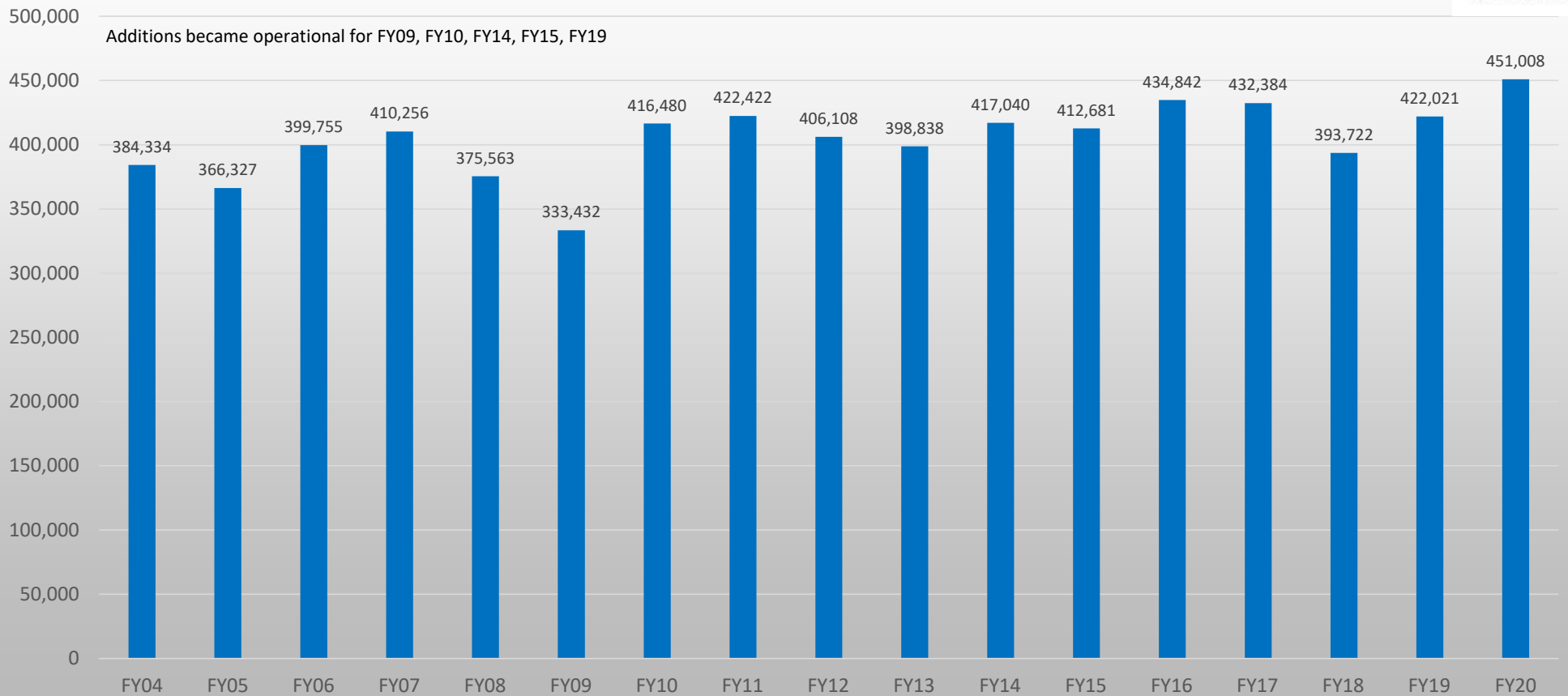
# Minnewashta Elementary School Annual Kilowatt Hours



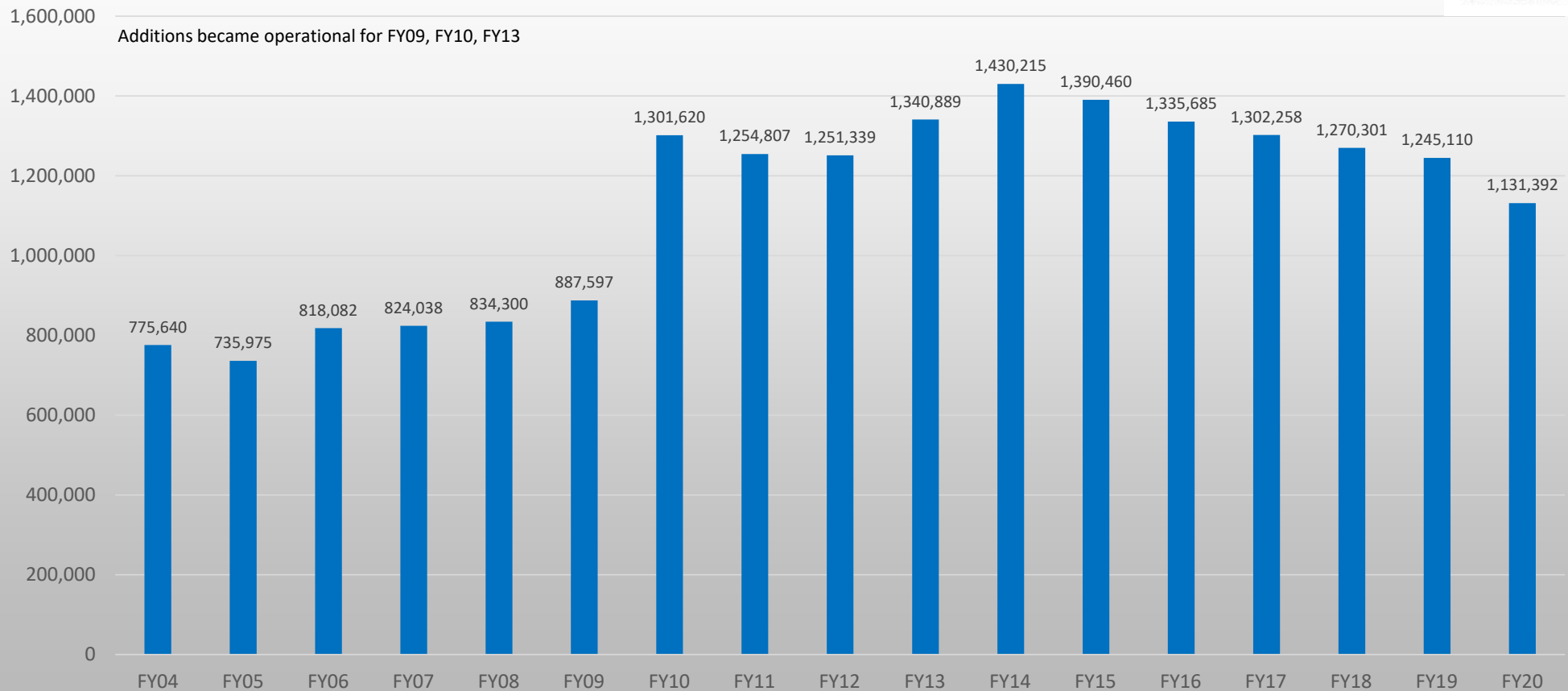


# Scenic Heights Elementary School

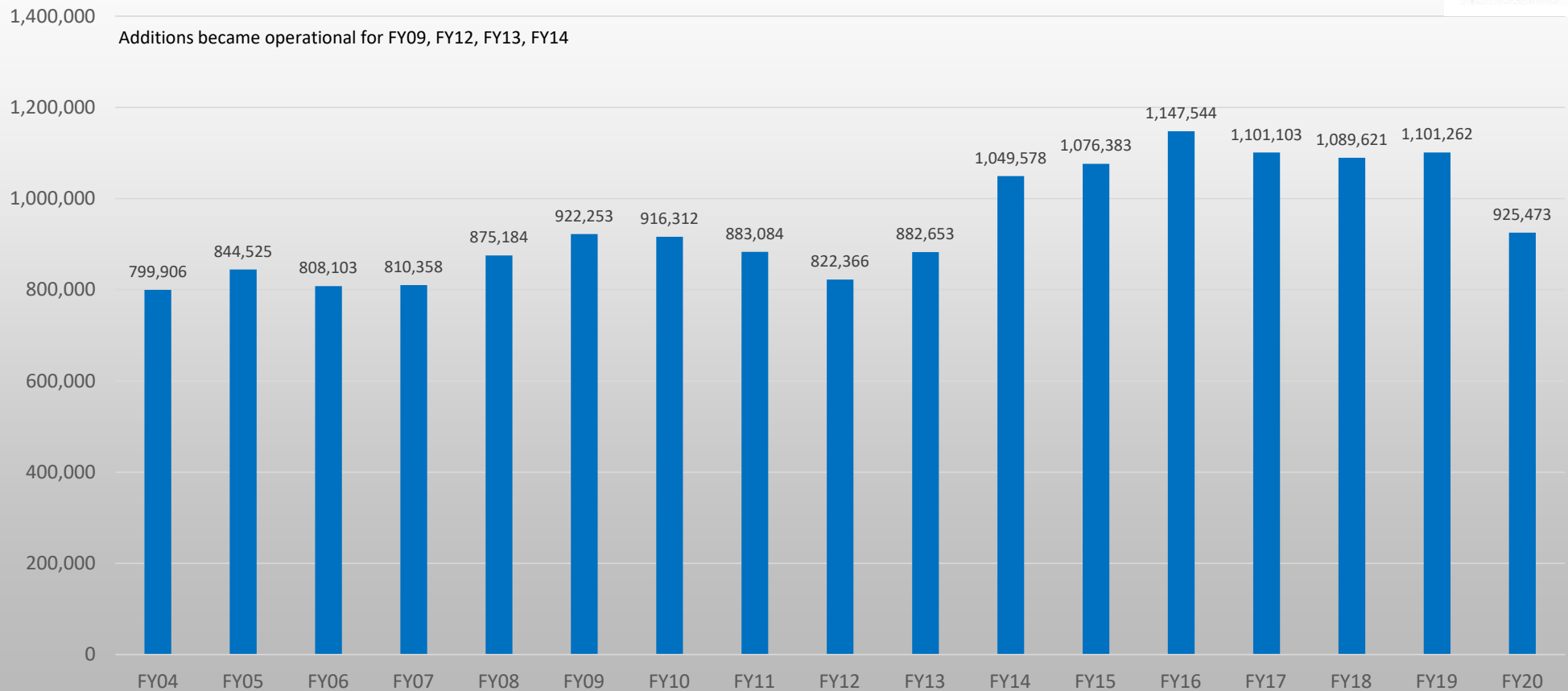
## Annual Kilowatt Hours



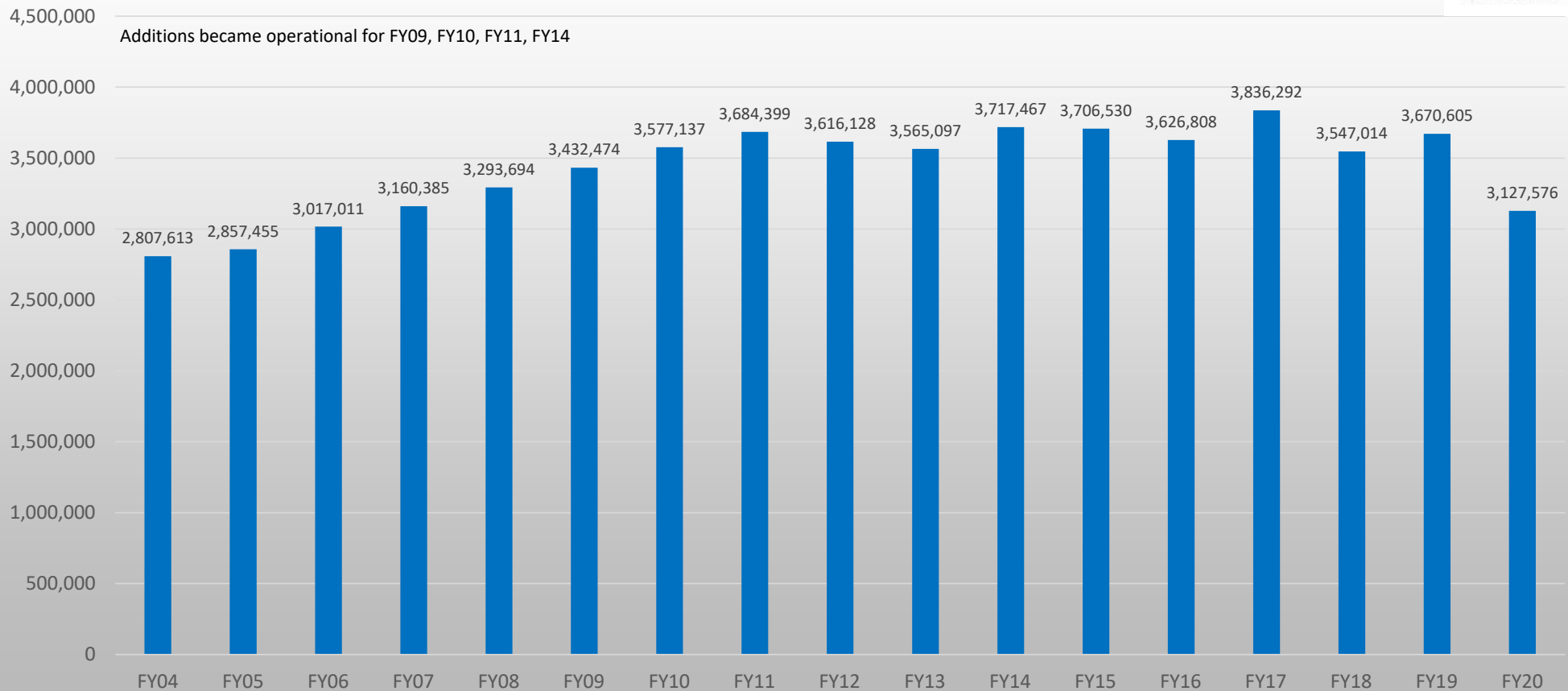
# Minnetonka Middle School East Annual Kilowatt Hours



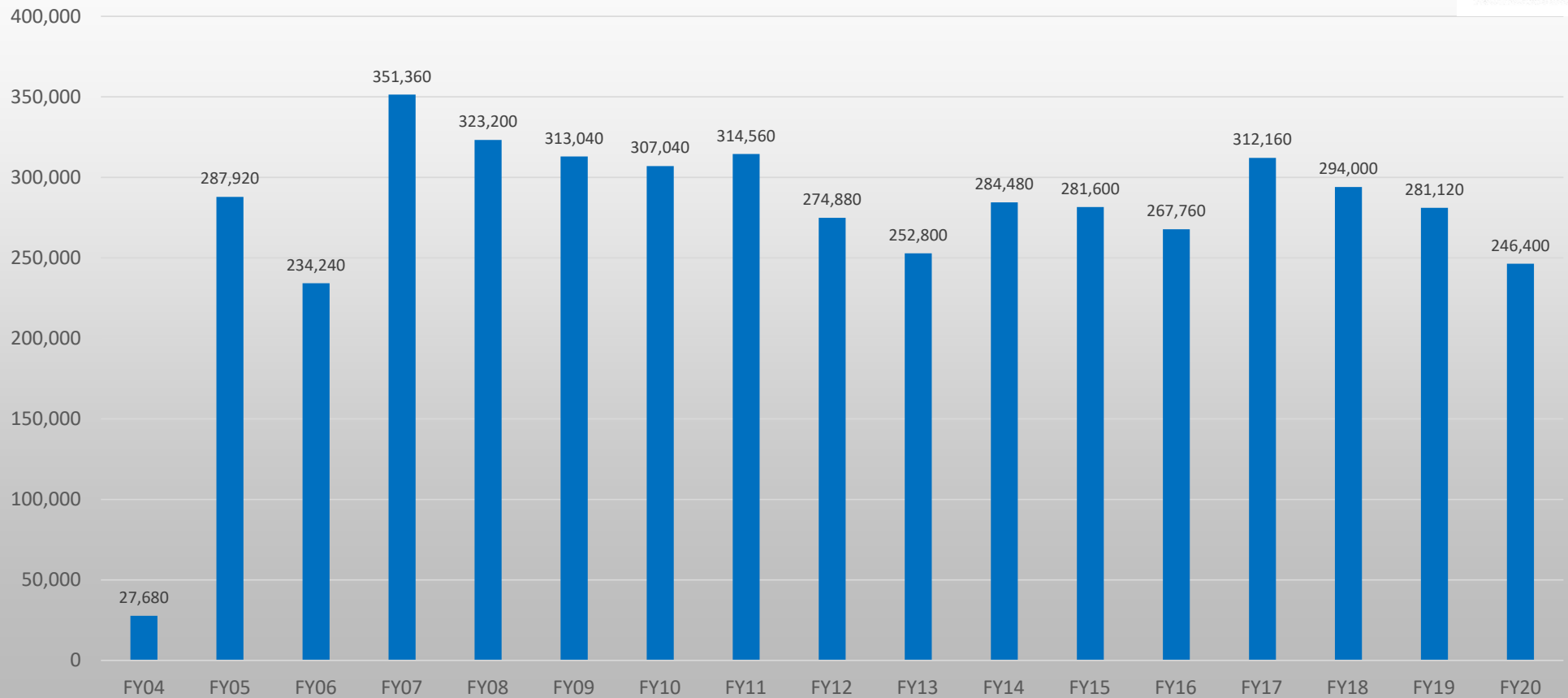
# Minnetonka Middle School West Annual Kilowatt Hours



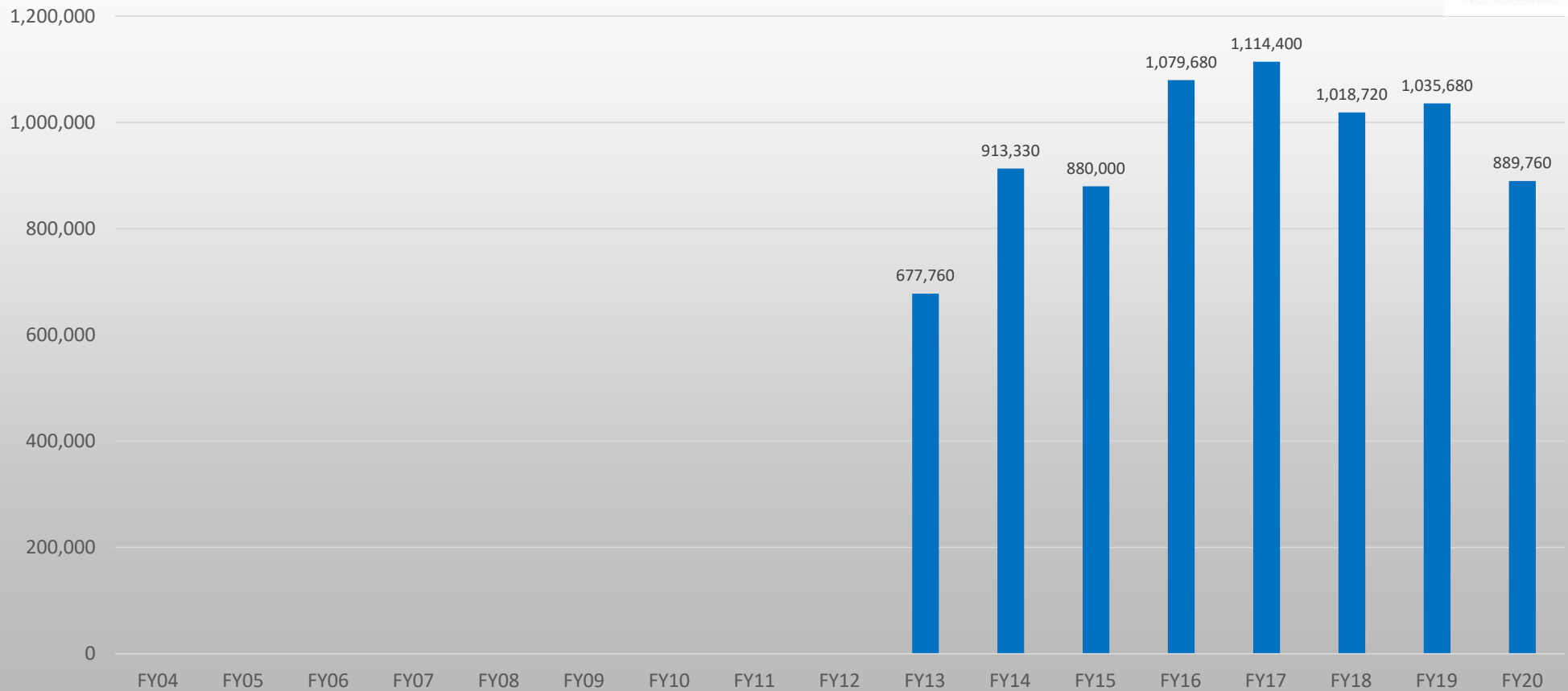
# Minnetonka High School Annual Kilowatt Hours



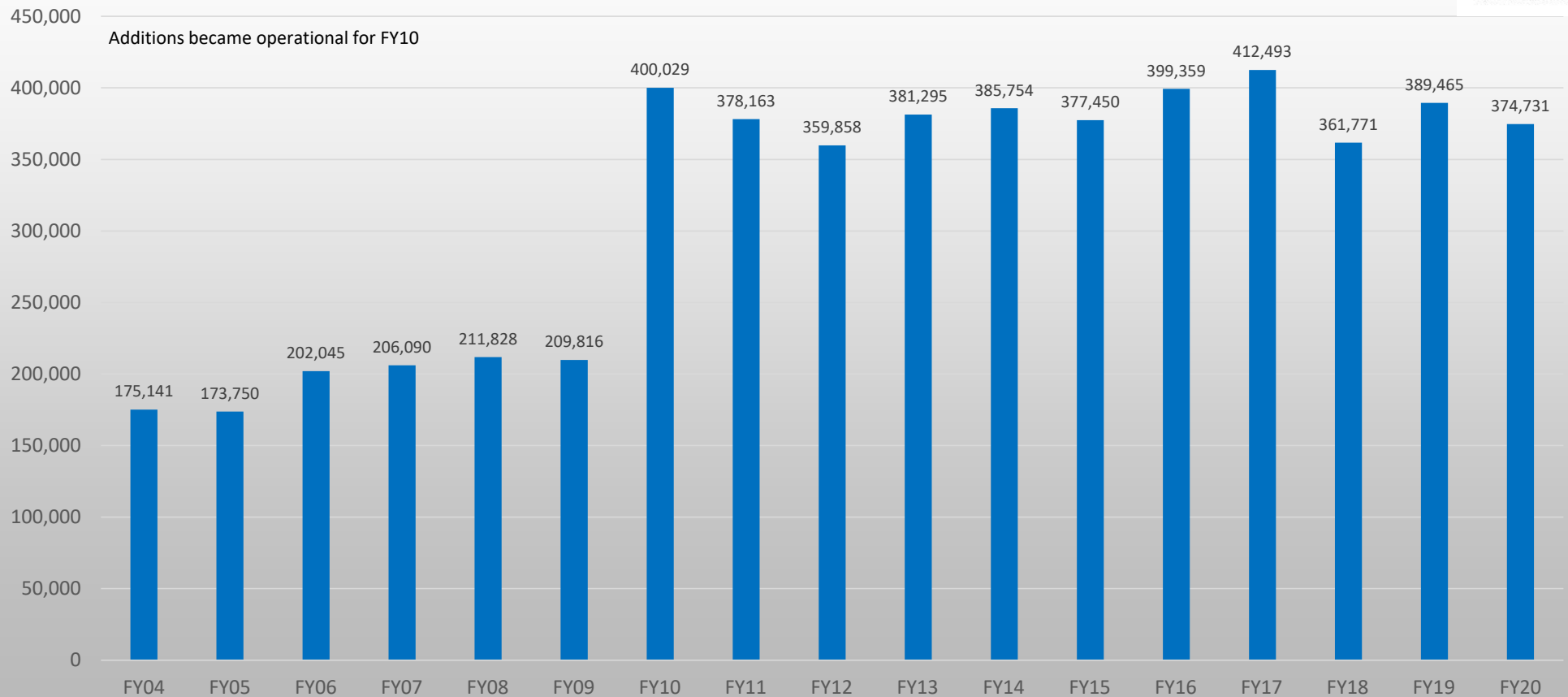
# Minnetonka High School Dome Annual Kilowatt Hours



# Minnetonka High School Ice Arena Annual Kilowatt Hours



# Minnetonka Community Education Center Annual Kilowatt Hours

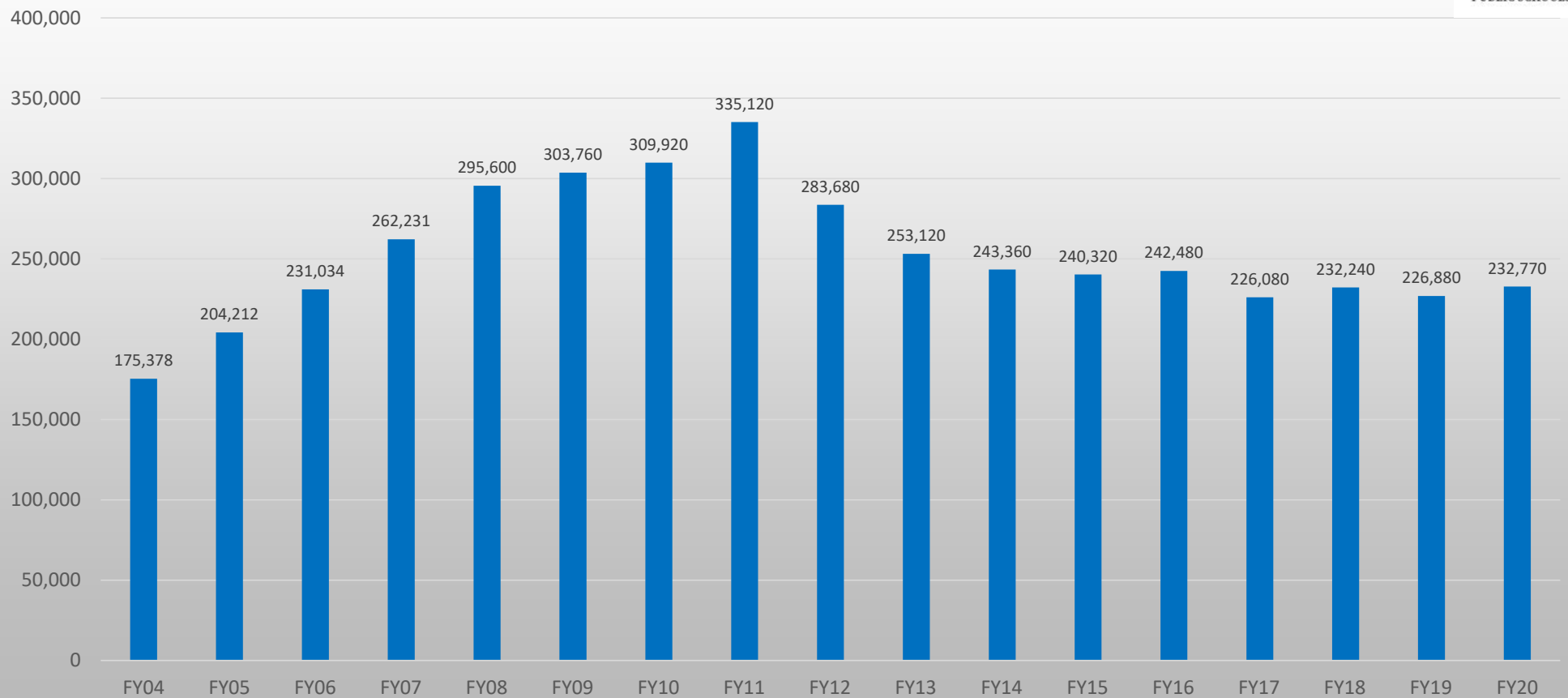


# Highway 7 Building Annual Kilowatt Hours

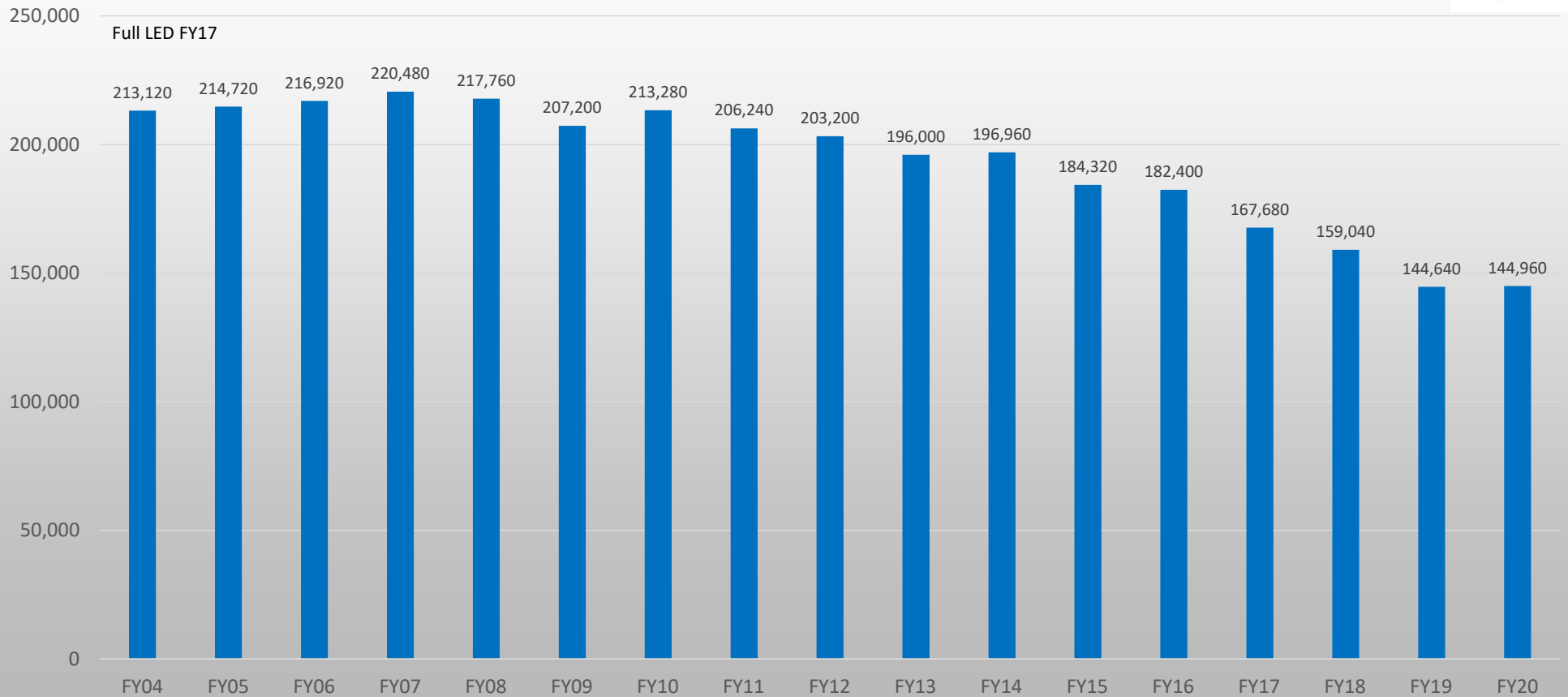




# District Warehouse Annual Kilowatt Hours



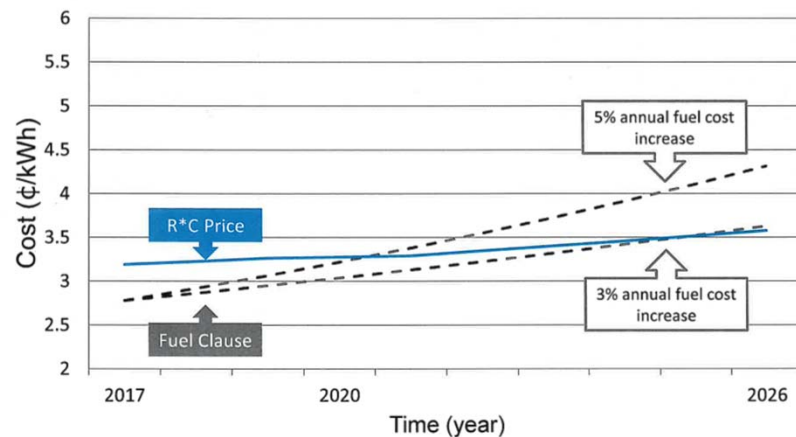
# District Service Center Annual Kilowatt Hours



# Zero Emissions Initiatives For Electricity

- Renewable Connect with Xcel Energy – wind and solar sources
- Price certainty with price lock and 10-year term provides flexibility over the long term
- Minnetonka High School Campus, Minnetonka Community Education, District Service Center and District Warehouse are currently sourced from 100% wind and solar

## Hypothetical 10-Year Contract



- Higher fuel costs = higher savings
- Fuel costs include costs of traditional fuel, solar garden bill credits & renewable energy purchases from wind and solar farms

## Pricing

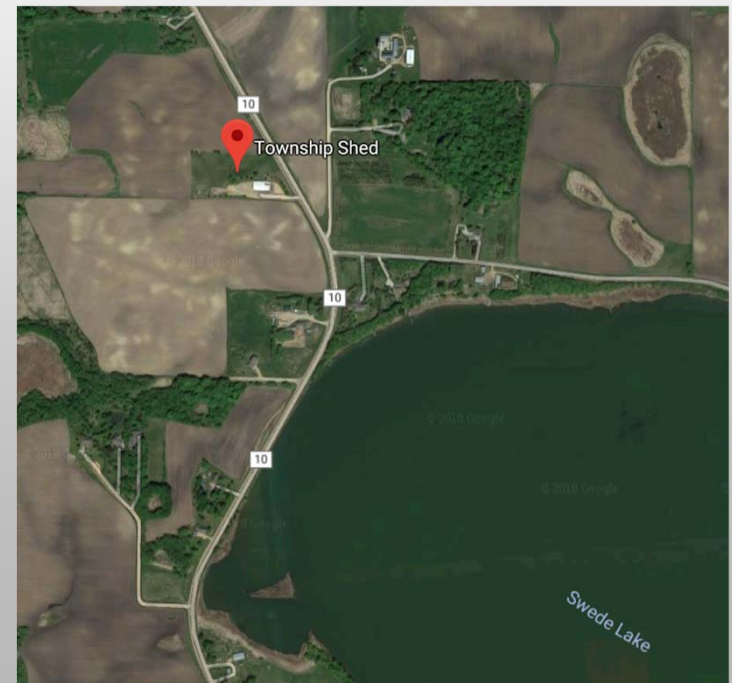


- Cost designed to not impact non-participant customers
- Pricing known up-front and locked-in for contract term; potential to save over time
- Includes fuel cost credit (currently 2.8 ¢/kWh, varies monthly)
- 2017 net cost= 0.4¢/kWh to 0.8¢/kWh (varies with contract term)

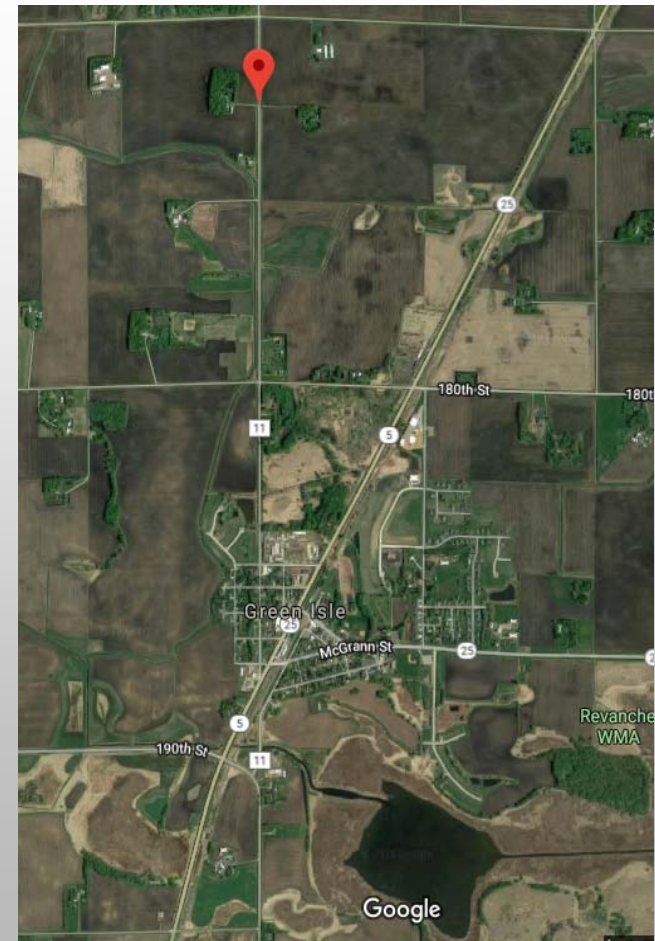
Renewable\*Connect Price per KWH

	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026
Monthly	3.555									
5-Year	3.243	3.280	3.317	3.330	3.345	3.361	3.429	3.497	3.569	3.642
10-Year	3.193	3.230	3.267	3.280	3.295	3.349	3.404	3.460	3.519	3.580

- Nesvold 1 Community Solar Garden near Watertown MN in Carver County – SoCore Energy
- 1.1 million kilowatt hours to Minnetonka Middle School East
- Renewable Energy Credit actually reduces net electricity kilowatt hour charge by between 2.5 and 5.0 mils
  - Depends on annual calculation by Xcel Energy of average retail rate
- 25-year contract – 2018 through 2042 – in production January 2018

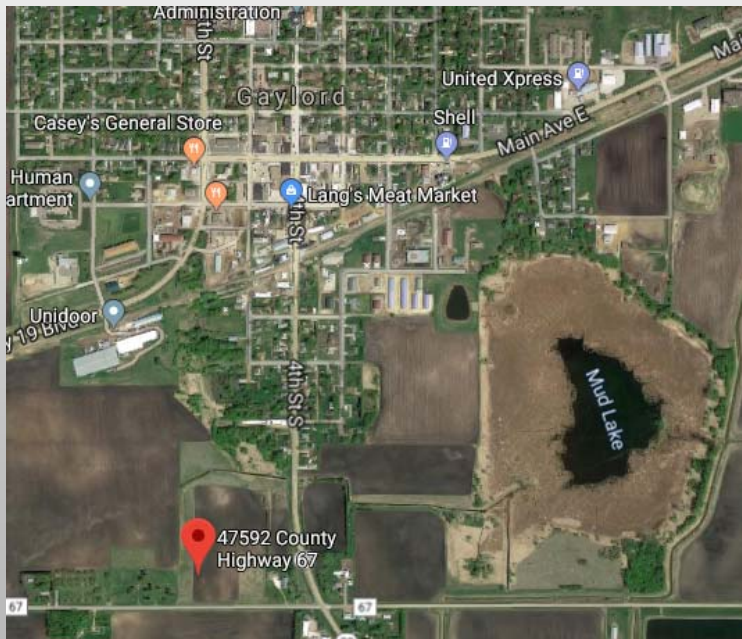


- Erin Community Solar Garden near Green Isle in Sibley County
- 674,000 kilowatt hours for Minnetonka Middle School West
- 25-year contract with Nokomis Energy from commercial operation date – 2020 through 2044 – construction 2019
- Commercial operation January 2020
- Tariff and credit of net savings of 1 cent per kilowatt hour produced

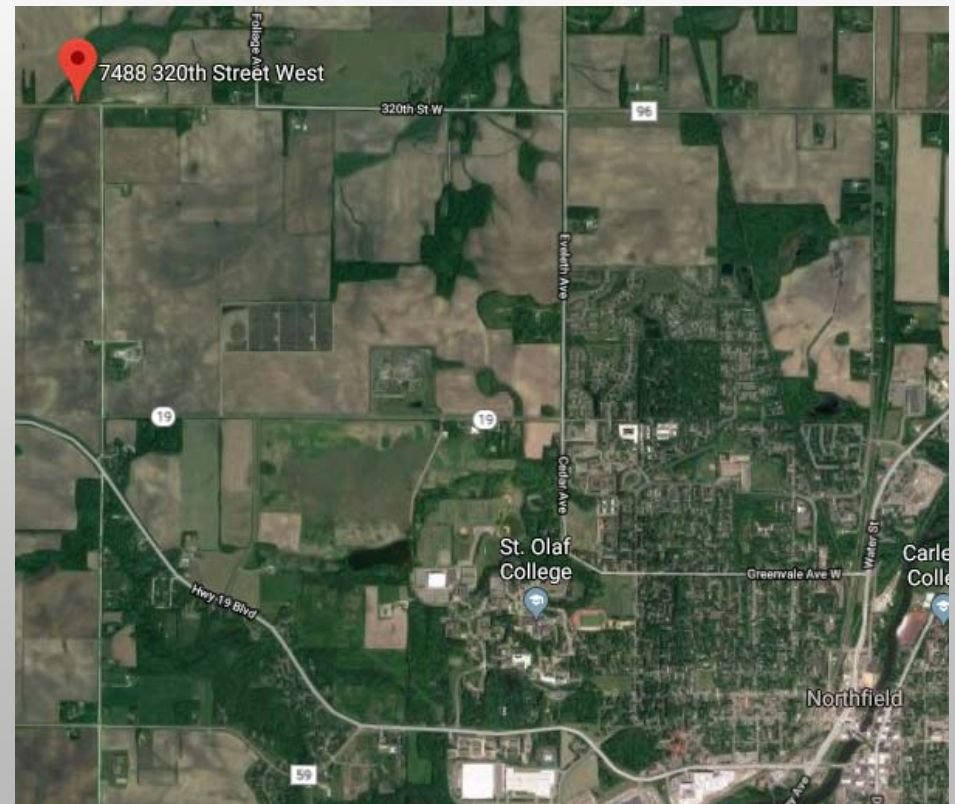




- Mud Community Solar Garden near Gaylord in Sibley County
- 633,000 kilowatt hours for Minnetonka Middle School West
- 25-year contract with Nokomis Energy from commercial operation date – 2020 through 2044 – construction 2019
- Commercial Operation January 2020
- Tariff and credit of net savings of 1 cent per kilowatt hour produced

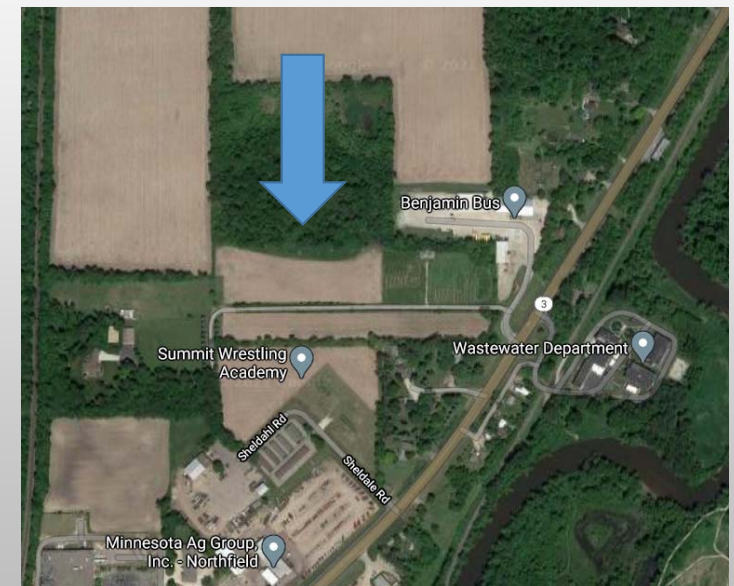


- Chub Community Solar Garden near Northfield in Dakota County
- 570,000 kilowatt hours for Groveland Elementary School
- 125,000 kilowatt hours for Scenic Heights Elementary School
- 25 year contract with Nokomis Energy from commercial operation date – 2020 through 2044 – construction 2019
- Commercial operation January 2020
- Tariff and credit of net savings of 1 cent per kilowatt hour produced



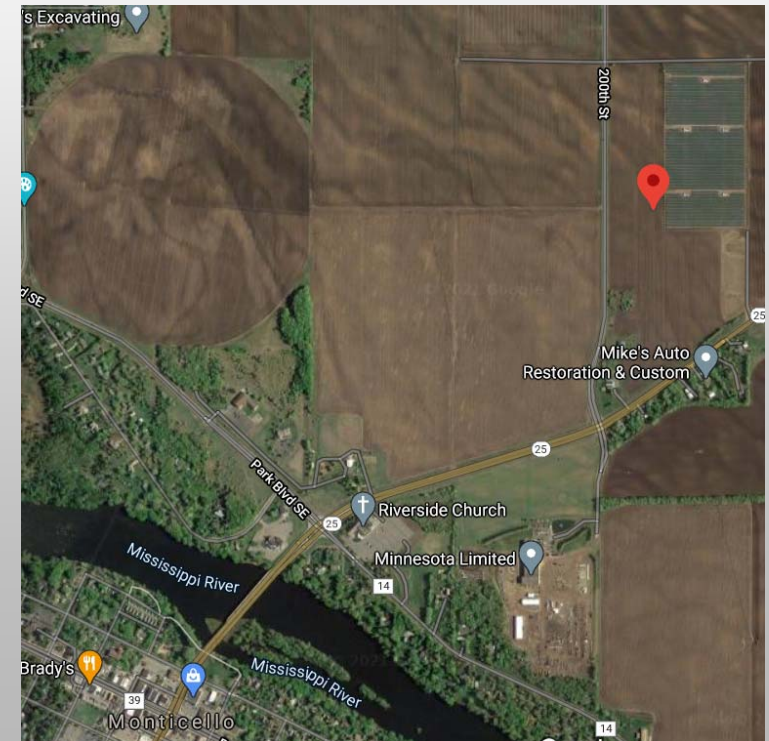


- Lyman Community Solar Garden near Northfield in Dakota County
- 634,000 kilowatt hours for Excelsior Elementary School
- 57,000 kilowatt hours for Scenic Heights Elementary School
- 25-year contract with Nokomis Energy from commercial operation date – 2021 through 2045
- Commercial operation – January 2021
- Tariff and credit of net savings of 1 cent per kilowatt hour produced

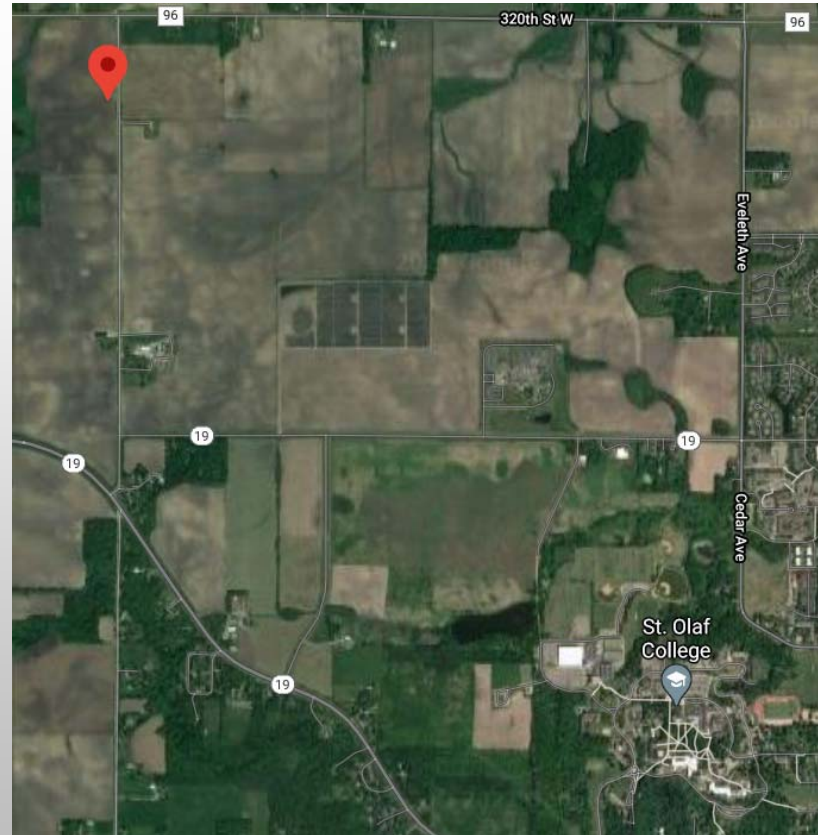




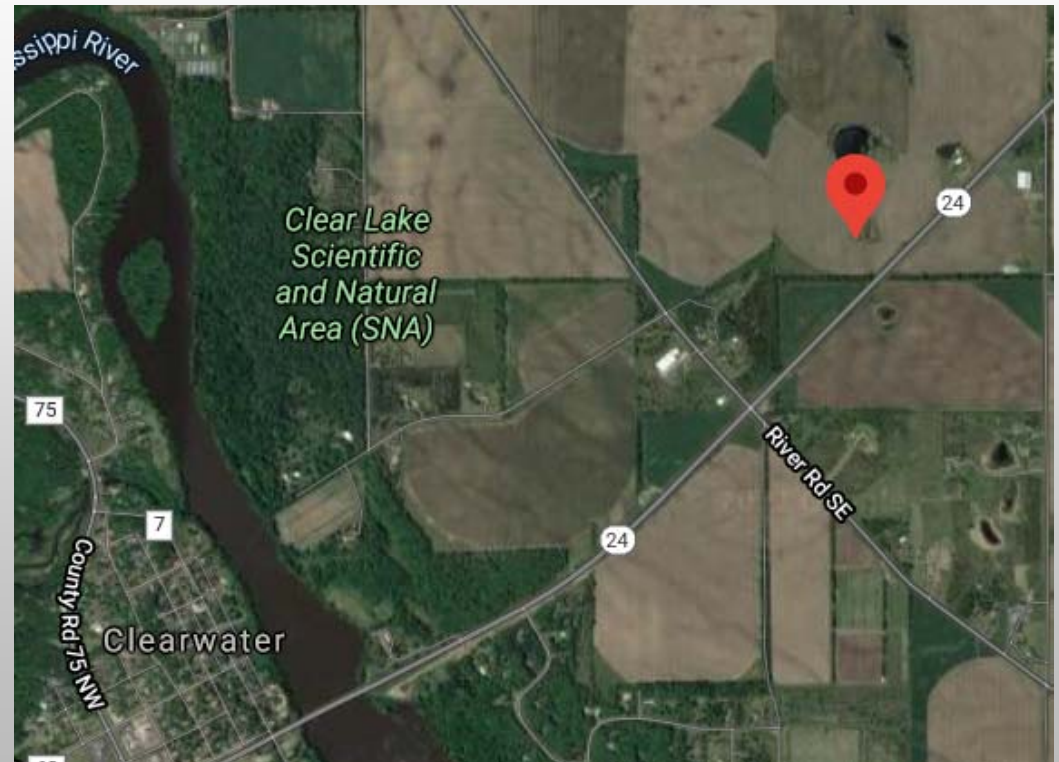
- Elk Community Solar Garden near Big Lake in Sherburne County
- 621,000 kilowatt hours for Minnewashta Elementary School
- 69,000 kilowatt hours for Scenic Heights Elementary School
- 25-year contract with Nokomis Energy from commercial operation date – 2022 through 2046 – construction 2021
- Tariff and credit of net savings of 1 cent per kilowatt hour produced



- Johnnyvale Community Solar Garden near Northfield in Dakota County – just south of Chub CSG
- 533,000 kilowatt hours for Groveland Elementary School
- 157,000 kilowatt hours for Scenic Heights Elementary School
- 25-year contract with Nokomis Energy from commercial operation date – 2022 through 2046 – construction 2021
- Tariff and credit of net savings of 1 cent per kilowatt hour produced



- Pickerel Community Solar Garden near in Sherburne County
- 400,000 kilowatt hours for Deephaven Elementary School
- 25-year contract with Nokomis Energy from commercial operation date – 2022 through 2046 – construction 2021
- Tariff and credit of net savings of 1 cent per kilowatt hour produced





## Ongoing Initiatives

- Converted Shorewood building to LED in spring 2021
  - Add to community solar garden contract
- Finish LED conversion (all schools and all buildings have LEDs in all spaces, as well as parking lot lights and exterior security lights)
  - Einer Anderson had LED lighting installed in spring 2020
  - Veterans Field will have LED lighting installed fall 2021
    - Project will run from approximately October 25, 2021 through November 23, 2021



**School Board  
Minnetonka I.S.D #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item VI.**

**Title: Report on Long-Term Debt**

**Date: August 5, 2021**

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**EXECUTIVE SUMMARY:**

Minnetonka Independent School District 276 periodically issues bonds as needed to fund long term maintenance projects on its approximately 1,800,000 square feet of building space and 258 acres of land, or to construct targeted building additions as needed to meet the needs of the educational program for the students.

When the Minnetonka Independent School District was founded in 1952, the district inherited the 1929 Excelsior High School Building – now serving as Excelsior Elementary School – and the 1938 Deephaven High School Building – now serving as Minnetonka Community Education Center. For approximately 16 years inclusive of 1952 with the construction of Minnetonka High School and ending in 1967 with the construction of Scenic Heights Elementary School, the district facilities were built by the populace. It took 16 years to build the district.

Starting in the middle of the 2000s decade, with all of the buildings approaching or exceeding 50 years of age, the District undertook a strategic initiative to perform mid-life long term maintenance to rebuild the buildings to ready them for another 50-60 years of use. This rebuilding process itself will last approximately 16 years through approximately 2024 before it is completed, with one of the last phases being replacement of original cabinetry in the 1950s areas of the various elementary schools. Subsequent to that, the District will be in more of a continuing maintenance mode as roofing and paving continue annually, HVAC systems which last approximately 30 years come due for replacement, and synthetic turf fields come due for replacement in the years of 2021 through approximately 2026.

In the past several years, the great majority of deferred maintenance items have for the most part been eliminated, with only a few remaining, and the District is on schedule with its long term maintenance plan to continue to replace major building components for the fleet of buildings that have reached 50 years or more of use.

The District also has done targeted additions over the past several years to serve the educational programs in an efficient manner and serve all the students that wish to enroll in Minnetonka Public Schools.

The attached update is a status report on the various bond issues of the district, the annual bond payments on the outstanding bond principal, and a look at the current and future levels of outstanding bonds as the district moves through its strategic facility initiatives and bonds are paid off over time. This report also contains additional information regarding the financial and budget history of the District, the course of the District set by past School Boards, and additional detail on various bond issues, all of which provide additional context to the information about the outstanding par value of bonds outstanding.

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**ATTACHMENTS:**


Outstanding Bonds & Certificates of Participation as of June 30, 2021

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**RECOMMENDATION/FUTURE DIRECTION:**

This report is presented for the School Board's information.

**Submitted by:**   
Paul Bourgeois, Executive Director of Finance & Operations

**Concurrence:**   
Dennis Peterson, Superintendent



MINNETONKA  
PUBLIC SCHOOLS

# Outstanding Bonds & Certificates of Participation As of June 30, 2021

## August 5, 2021



# Four Segments Of Presentation

- Background
- FY2021 Activity
- Status as of June 30, 2021
- Estimating the Future



## Piloting A Supertanker Through The Bosphorus (Istanbul) Strait



48,000 ships annually – 3-4 times the Suez Canal or Panama Canal

## Piloting A Supertanker Through The Bosphorus (Istanbul) Strait





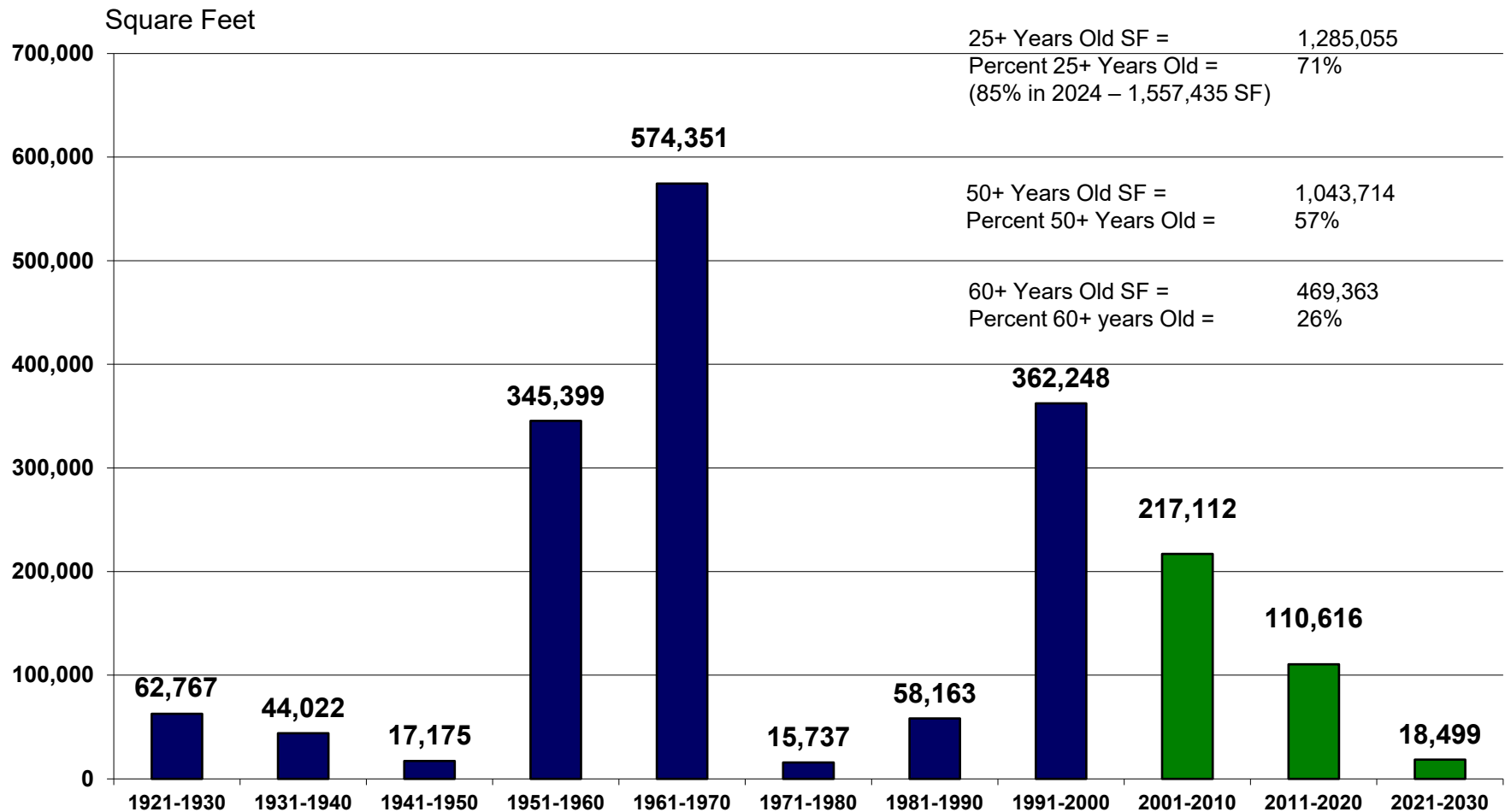
## Piloting A Supertanker Through The Bosphorus (Istanbul) Strait



# Minnetonka Independent School District 276

## Facilities Construction And Acquisition By Decade

### As Of June 30, 2021



Total SF = 1,822,978

25+ Years Old SF = 1,285,055

Percent 25+ Years Old = 71%  
(85% in 2024 – 1,557,435 SF)

50+ Years Old SF = 1,043,714

Percent 50+ Years Old = 57%

60+ Years Old SF = 469,363

Percent 60+ years Old = 26%

Note: 2001-2020 increase occurred from 2008 through 2020



## Facility Maintenance Strategy & Bonding Strategy

- In 2007, Minnetonka ISD 276 was levying a total of \$10,021,717 in facility bond debt payments and long-term maintenance projects on a pay as you go basis
  - About 32% of the total levy
- Much deferred maintenance had built up over prior decades
  - District facilities were either at or past mid-life at 50-60 years of age or more
- The District began bonding for long term maintenance in 2008
  - Spread the payment for long-lived maintenance projects over the life of the improvement and has kept levies lower



## Facility Maintenance Strategy & Bonding Strategy

- Spread costs over multiple generations and multiple taxpayers for long-lived improvements or maintenance
  - Similar to how utilities pay for large capital improvements like power plants or power lines so that rates stay low for ratepayers
- Restructuring strategies to keep overall annual payments roughly flat — rationale may be any combination of the following
  - Lower interest rates
  - Keep overall debt payments relatively flat for all bonds by extending payments out
  - Lowering payments to create payment “capacity” for a future bond in Lease Levy or Operating Capital
  - Net present value savings
  - Cash savings
- Different depending on the situation



## Facility Maintenance Strategy & Bonding Strategy

- Since 2007 through June 30, 2021 - \$170,804,548 in facilities related bonds
  - \$92,214,548 in 22 General Obligation Long-Term Facilities Maintenance Bond issues
  - \$78,590,000\* in 28 Certificates of Participation Bond issues for classrooms and other necessary facility infrastructure to support classrooms
    - Specialist rooms
    - Land acquisition
    - Parking lots
    - Athletic facilities
- 40 refunding bond issues with financial savings of over \$24.1 million

\*Includes \$2,750,000 2021E COP Bonds sold May 27, 2021 and closing July 1, 2021



## Facility Maintenance Strategy & Bonding Strategy

- What have we gotten out of this investment?
  - Capacity for additional students to generate revenue for programs serving all students
  - Deferred maintenance eliminated – now maintaining buildings in a state of good repair to be ready for another 50-60 years of use
- In-house construction management has saved the District \$6.0 million in construction management fees
  - Approximately 3.5% of project costs based on what other districts are paying for construction management
- We have also done 40 bond refundings and restructurings that have had positive financial impact of over \$24.1 million
  - lowered levies
  - lowered par value
  - reduced payments either immediately or in the future





## Eliminating Deferred Maintenance As Of June 30, 2021

### ■ Long-Term Facilities Maintenance – A Multi-Year Process

- Room unit ventilator systems current
- Roof replacement current
- Parking lot repaving current
- Lighting current
- Windows current
- Doors current
- Flooring current
- Pool mechanical systems current
- Synthetic turf fields current
- Painting current on seven-year rotation
- Kitchen overhauls at every District kitchen completed summer 2015
- Door safety hardware replacement completed fall 2015
- Door replacement completed summer 2016
- Public Address (PA) safety system replacement completed summer 2016
- Hallway and high use areas wall tiling completed summer 2016
- Restroom overhauls completed summer 2016
- Boiler room overhauls completed summer 2017
- Media center lights-ceiling-painting-flooring completed summer 2019
- Mechanical room overhauls will be completed by summer 2021 – 1 large room at MMW
- Mechanical systems digital controls will be completed in summer 2026



## Facility Maintenance Strategy & Bonding Strategy

- Bonding strategy allows the overall facility levy to remain relatively flat
  - Allows the District to perform necessary long-term maintenance to rebuild its buildings for another 50-60 years of use
  - Any levy increases in the levy therefore are as a result of additional revenue for educational operations
  - Active management of bond issues to manage facility levy impact
- This major rebuilding is taking place over approximately 15 years
- This time frame also roughly parallels the time of post World War II “baby boom” district building construction from 1952 to 1967
- As of FY2020 the District is current with major facilities maintenance
  - Will always be long term maintenance needs that will need to be addressed as major components wear out
- Never ever done maintaining over 1,800,000 square feet of buildings, and 255.34 acres of outdoor facilities
  - 3/5 has over 50 years of use

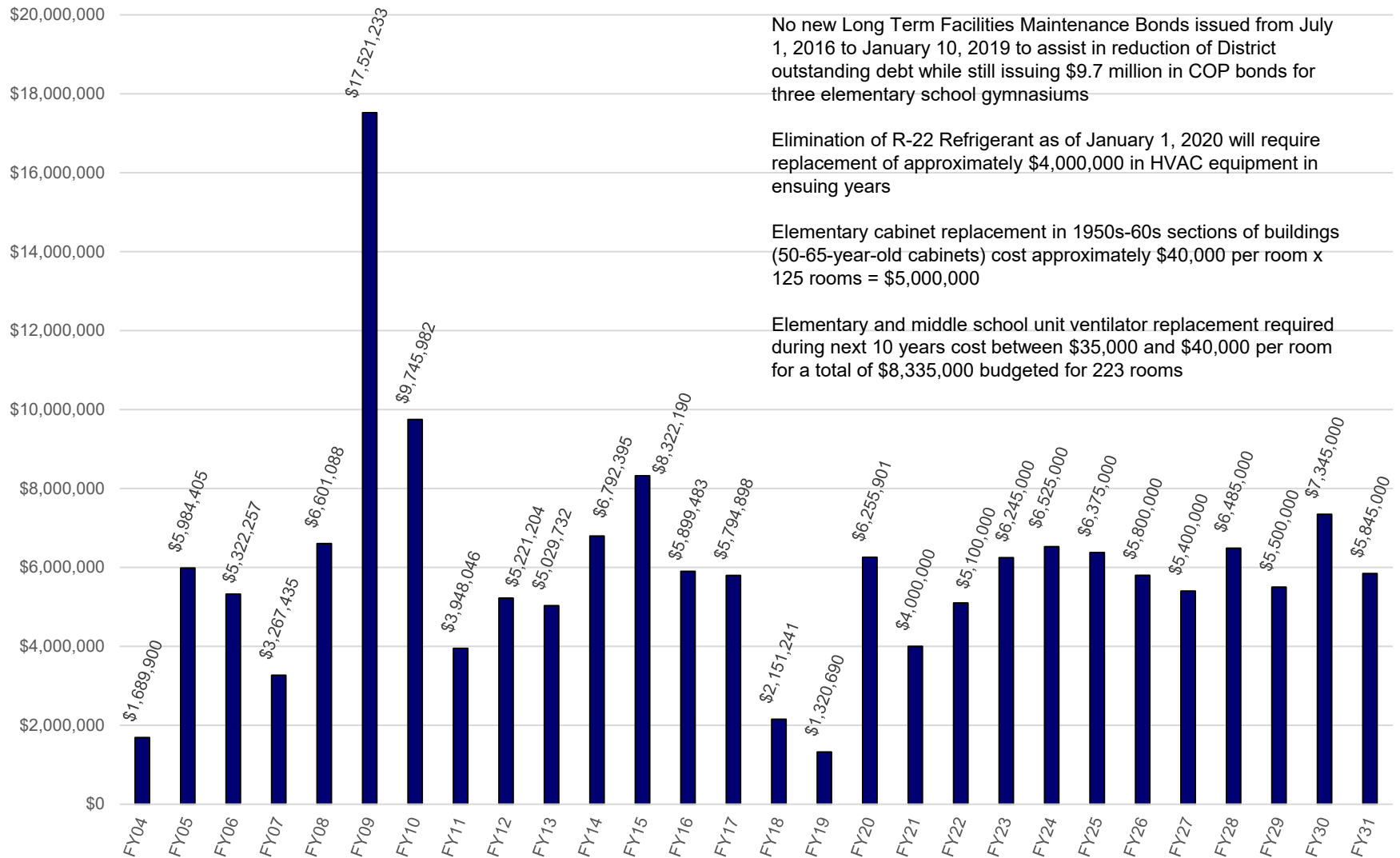


## Long-Term Maintenance Plan Project Levels

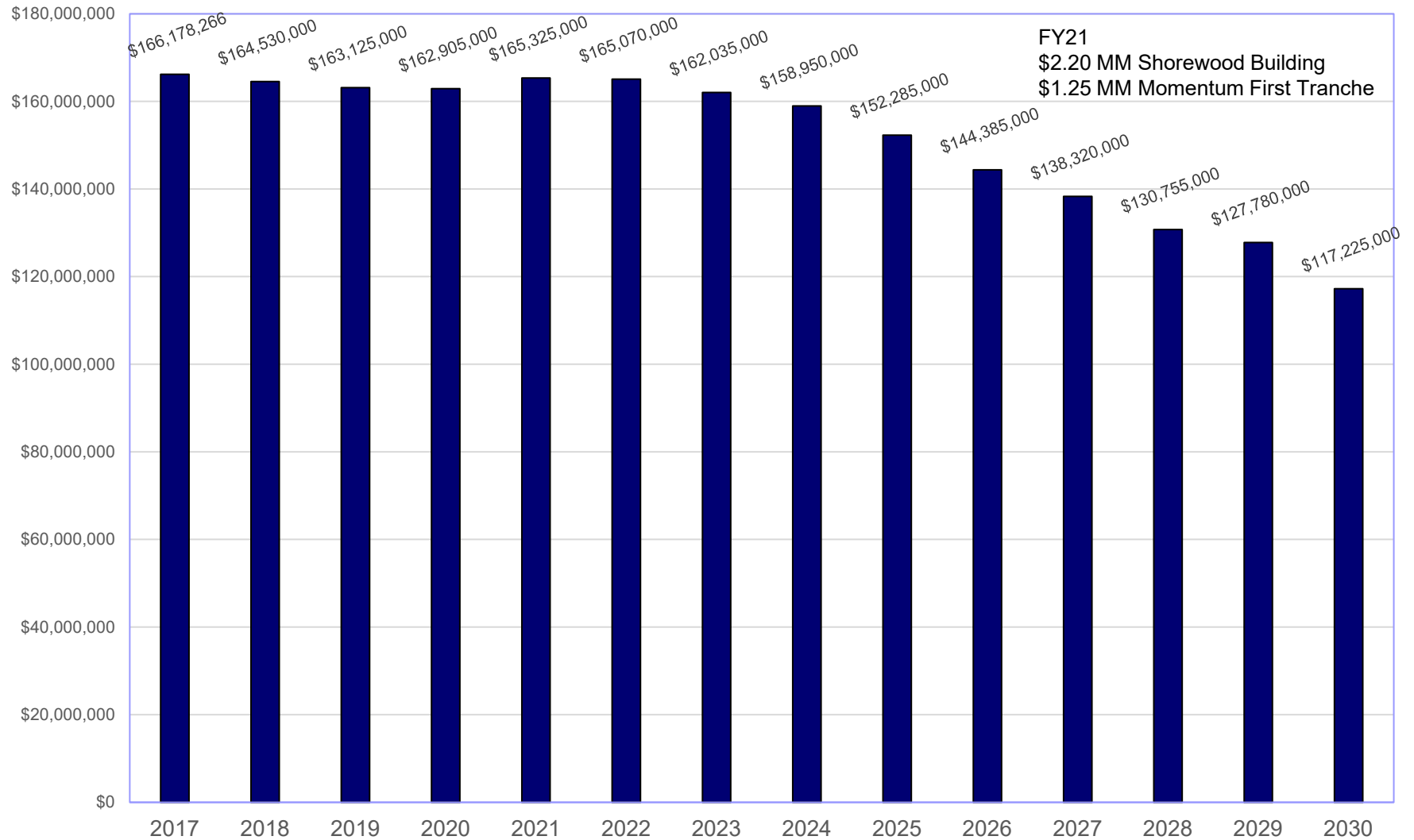
- Long-Term Maintenance expenses have started out at a higher level but have leveled out over time as deferred maintenance was caught up
  - 2004-2007                      Average   \$4.1 million
  - 2008-2012                      Average   \$8.6 million
  - 2013-2015                      Average   \$6.7 million
  - 2016-2017                      Average   \$5.9 million
  - 2018-2019                      Average   \$1.7 million
  - 2020-2031                      Average   \$5.9 million
- Prudent course of action is to maintain buildings in a state of good repair and maximize the community's investment in them
  - Much more cost effective than tearing down and rebuilding
  - \$638 million to build new at \$350 per square foot new construction cost
  - \$3.29 annual long-term maintenance cost per square foot 1/106 of build new
  - 0.94% of build new

# Long Term Facilities Maintenance History And Projection

Eliminating Deferred Maintenance and Maintaining Buildings in a State of Good Repair for the Long Term



## Outstanding Debt Principal Projection At Fiscal Year End – 2017-2020 Actual Through 2030





## Summary – Total Outstanding GO & COP Bond Debt Paid By District Sources June 30, 2021

■	Total Outstanding GO and COP Bond Debt June 30, 2021		\$165,325,000
■	Total To Be Paid By Property Tax Levy Sources		\$143,200,000
■	Supported By GO Debt Service Levy	\$87,705,000	
■	Supported By GO OPEB Debt Service Levy	\$20,975,000	
■	Supported By Lease Purchase Levy	\$34,520,000	
■	Total To Be Paid By Other District Funding Sources		\$ 22,125,000
■	Operating Capital	\$19,355,000	
■	Tonka Dome - supported by fees & donations	\$ 1,050,000	
■	Community Ed additions - fees & donations	\$ 1,720,000	



## Fiscal Year 2021 Activity

- 2020E General Obligation Facilities Maintenance Bonds - \$1,975,000
  - Sold June 2, 2020 - Closed July 1, 2020 – 1.95%
  - Purpose – Second tranche of Long-Term Facility Maintenance Bonds for FY21-Summer 2020 long term maintenance work
- 2020F Refunding GO Bonds - \$2,085,000
  - Sold September 1, 2020 – Closed October 6, 2020
  - Purpose – refund 2012C and 2014A LTFM Bonds
  - Reduce interest rate from 3.42% to 2.08%
  - NPV savings of \$45,413
  - Lower annual payments by \$91,298
- 2020G General Obligation Facilities Maintenance Bonds - \$4,870,000
  - Sold September 1, 2020 – Closed October 6, 2020 – 1.74%
  - Purpose – Long Term Facility Maintenance Bonds for FY22-Summer 2021 long term maintenance work



## Fiscal Year 2021 Activity

- 2020H Refunding GO Bonds - \$655,000
  - Sold September 22, 2020 – Closed November 3, 2020
  - Purpose – Refund 2013F LTFM Bonds
  - Reduce interest rate from 2.53% to 0.74%
  - NPV savings of \$44,947
  - Shorten payment schedule by two years to 02/01/27 final maturity
- 2020I Refunding COP Bonds - \$1,290,000
  - Sold September 22, 2020 – Closed November 3, 2020
  - Purpose – Refund 2014B COP Bonds – First Tranche of All-Day K additions
  - Reduce interest rate from 4.05% to 2.35%
  - NPV savings of \$103,017
  - Lower annual payments by \$46,956
- 2021A Refunding GO OPEB Bonds –
  - To be sold January 5, 2021 – Closed February 1, 2021
  - Purpose – Refund 2013E GO OPEB Bonds
  - Reduce interest rate from 3.09% to 1.99%
  - NPV savings of \$411,226
  - Flattens out a \$1.4 million scheduled increase in payments that would start on 23 Pay 24 Levy – keeps payments at the current \$1.4 million level



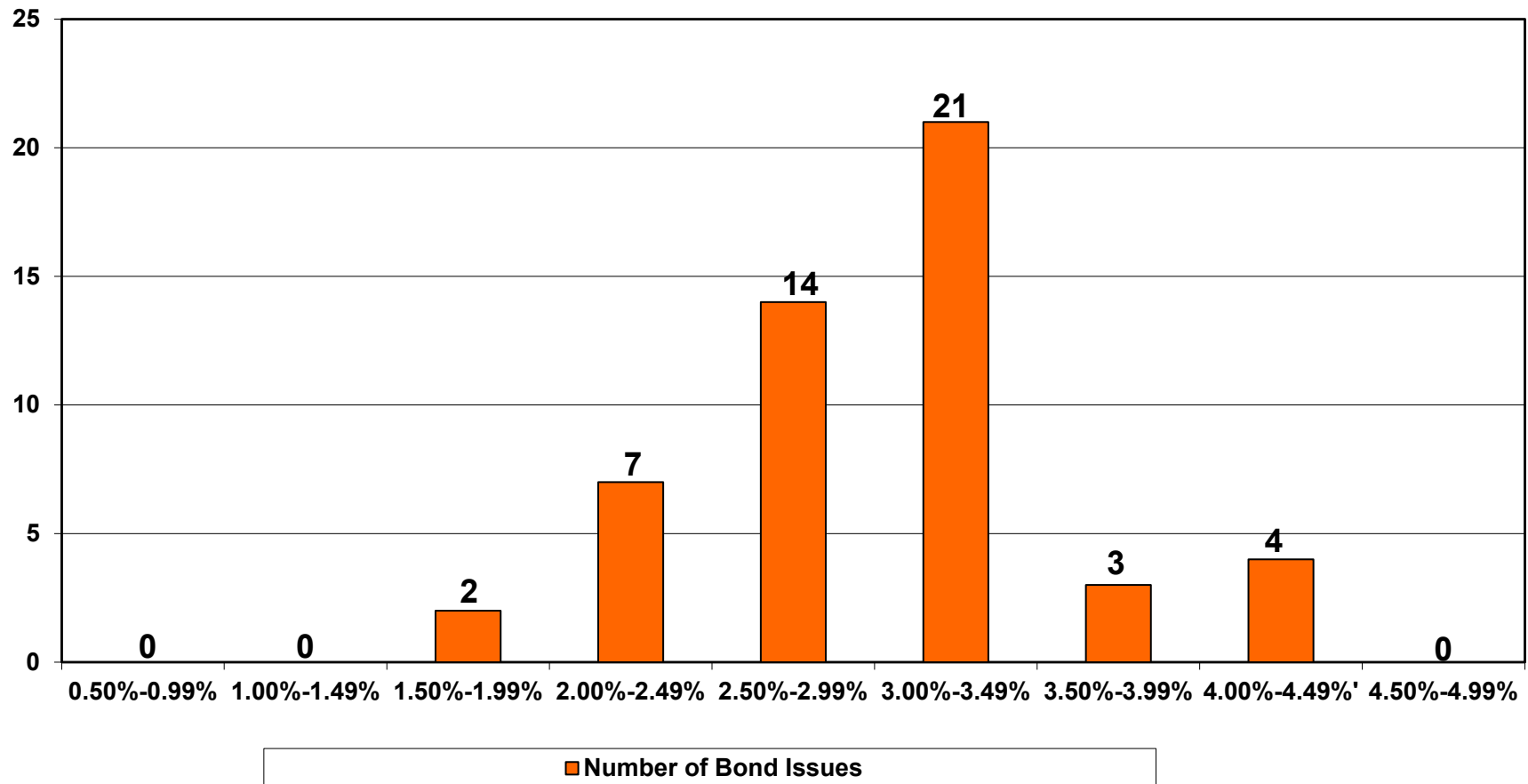


## Fiscal Year 2021 Activity

- **2021B Refunding COP Bonds - \$2,495,000**
  - Sold February 10, 2021 – Closed March 16, 2021
  - Purpose – Refund 2013A COP Bonds – Excelsior Multipurpose Room
  - Reduce interest rate from 2.98% to 2.21%
  - NPV savings of \$24,023
  - Lower payments by \$88,402 - enable 2021C COP Bonds to be paid from Operating Capital
- **2021C COP Bonds - \$2,200,000**
  - Sold April 6, 2021 – Closed May 6, 2021
  - Purpose – Purchase and conversion of Shorewood Building for Transition To Adult Program
  - Interest rate – 2.17%
  - Annual payments of \$143,360 paid from Operating Capital
- **2021D COP Bonds – \$1,230,000**
  - Sold May 27, 2020 – Close June 29, 2021
  - Purpose – First tranche of \$4,000,000 Momentum program building addition
    - Second tranche closes July
  - Interest rate – 2.53%

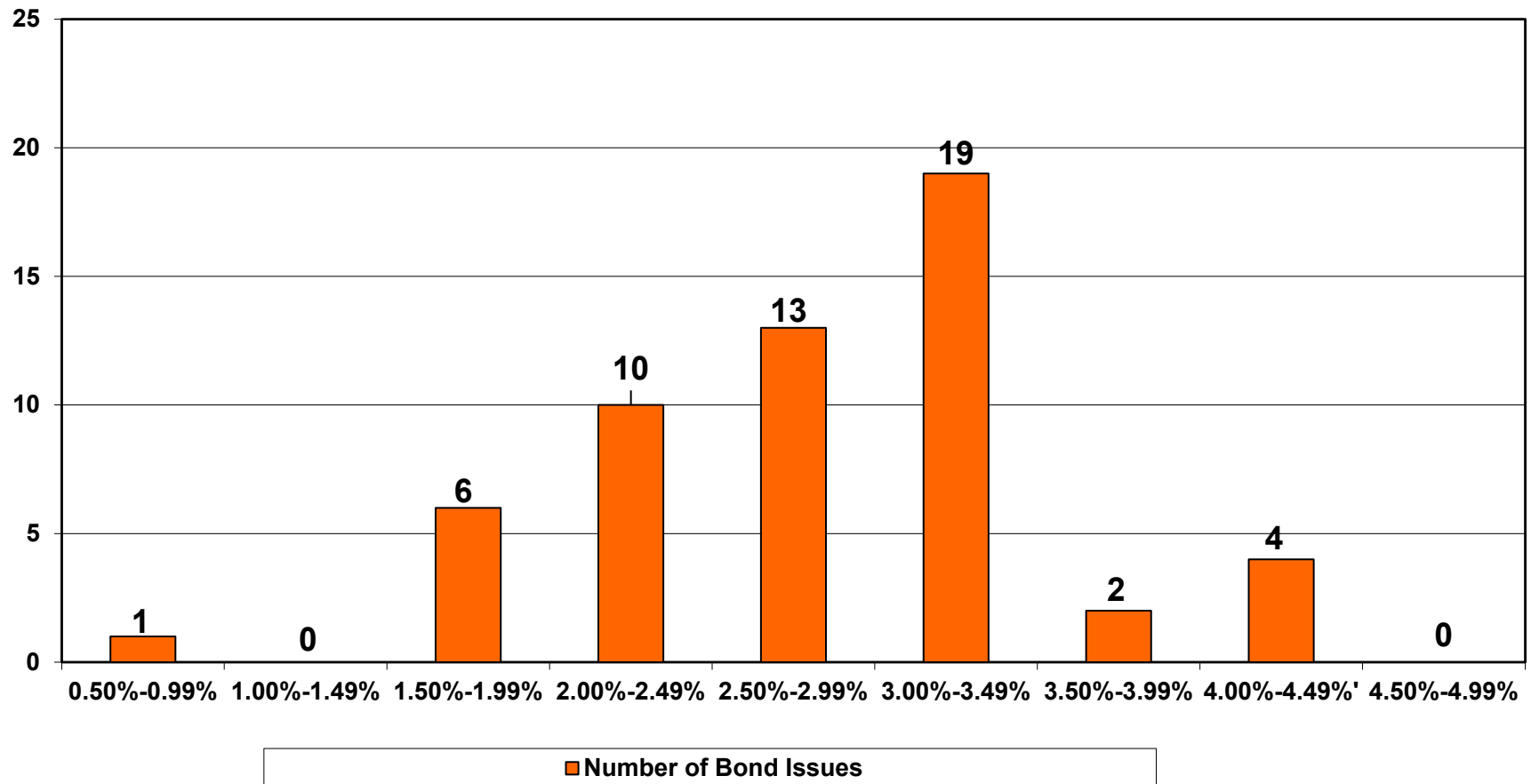


## Distribution of Interest Rates for 51 Outstanding Bond Issues June 30, 2020





## Distribution of Interest Rates for 53 Outstanding Bond Issues June 30, 2021

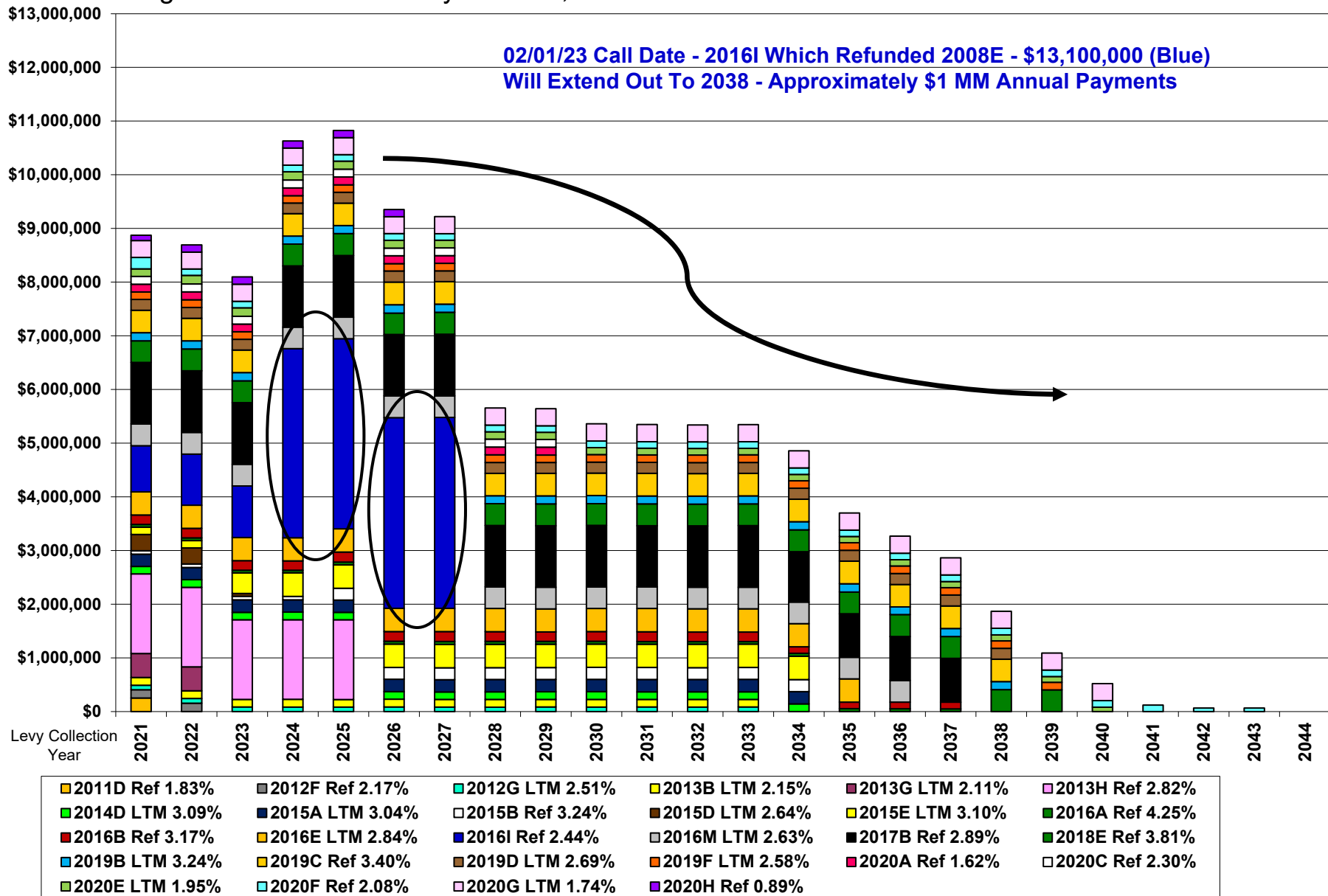


## Outstanding GO Debt Service Levy Principal And Purpose June 30, 2021

2011D Refunding	1.83%	2004B Partial 1996 Classroom Refunding	\$ 235,000
2012F Refunding	2.17%	2004D Alt Facilities (LTFM) Partial	\$ 285,000
2012G Alt Facilities	2.51%	Long-Term Facilities Maintenance - MMW Pool	\$ 860,000
2013B Alt Facilities	2.15%	Long-Term Facilities Maintenance - MMW Pool	\$ 1,515,000
2013G Alt Facilities	2.11%	Long-Term Facilities Maintenance FY14	\$ 820,000
2013H Refunding	2.82%	2004B Refunding of 1996 Classroom Refunding	\$ 6,285,000
2014D Alt Facilities	3.09%	Long-Term Facilities Maintenance FY15	\$ 1,475,000
2015A Alt Facilities	3.04%	Long-Term Facilities Maintenance FY15	\$ 2,380,000
2015B Refunding	3.24%	2008B Partial (LTFM)	\$ 1,765,000
2015D Alt Facilities	2.64%	Long-Term Facilities Maintenance FY16	\$ 595,000
2015E Alt Facilities	3.10%	Long-Term Facilities Maintenance FY16	\$ 4,000,000
2016A Refunding	4.25%	2010A, D Partial (LTFM)	\$ 585,000
2016B Refunding	3.17%	2008B, C, 2011D Partial (LTFM)	\$ 2,075,000
2016E Long-Term Maint	2.84%	Long-Term Facilities Maintenance FY17	\$ 4,880,000
2016I Refunding	2.44%	2008E Long-Term Facilities Maintenance	\$14,030,000
2016M Long-Term Maint	2.63%	LTFM FY17-18-19	\$ 4,910,000
2017B Refunding	2.89%	2008A, 2008B, 2010A, 2010D (LTFM)	\$12,875,000
2018E Refunding	3.81%	2010C Long-Term Facilities Maintenance	\$ 4,905,000
2019B Long-Term Maint	3.24%	Long-Term Facilities Maintenance FY20	\$ 1,930,000
2019C Refunding	3.34%	2009F Long-Term Facilities Maintenance	\$ 5,070,000
2019D Long-Term Maint	2.69%	Long-Term Facilities Maintenance FY20	\$ 2,655,000
2019F Long-Term Maint	2.58%	Long-Term Facilities Maintenance FY21	\$ 1,900,000
2020A Refunding	1.62%	2012B Long-Term Facilities Maintenance	\$ 1,075,000
2020C Refunding	2.30%	2015C Long-Term Facilities Maintenance	\$ 1,130,000
2020E Long-Term Maint	1.95%	Long-Term Facilities Maintenance FY21	\$ 1,875,000
2020F Refunding	2.08%	2012C, 2014A (LTFM)	\$ 2,070,000
2020G Long-Term Maint	1.74%	Long-Term Facilities Maintenance FY22	\$ 4,870,000
2020H Refunding	0.89%	2013F Long-Term Facilities Maintenance	\$ 655,000
Total			\$87,705,000

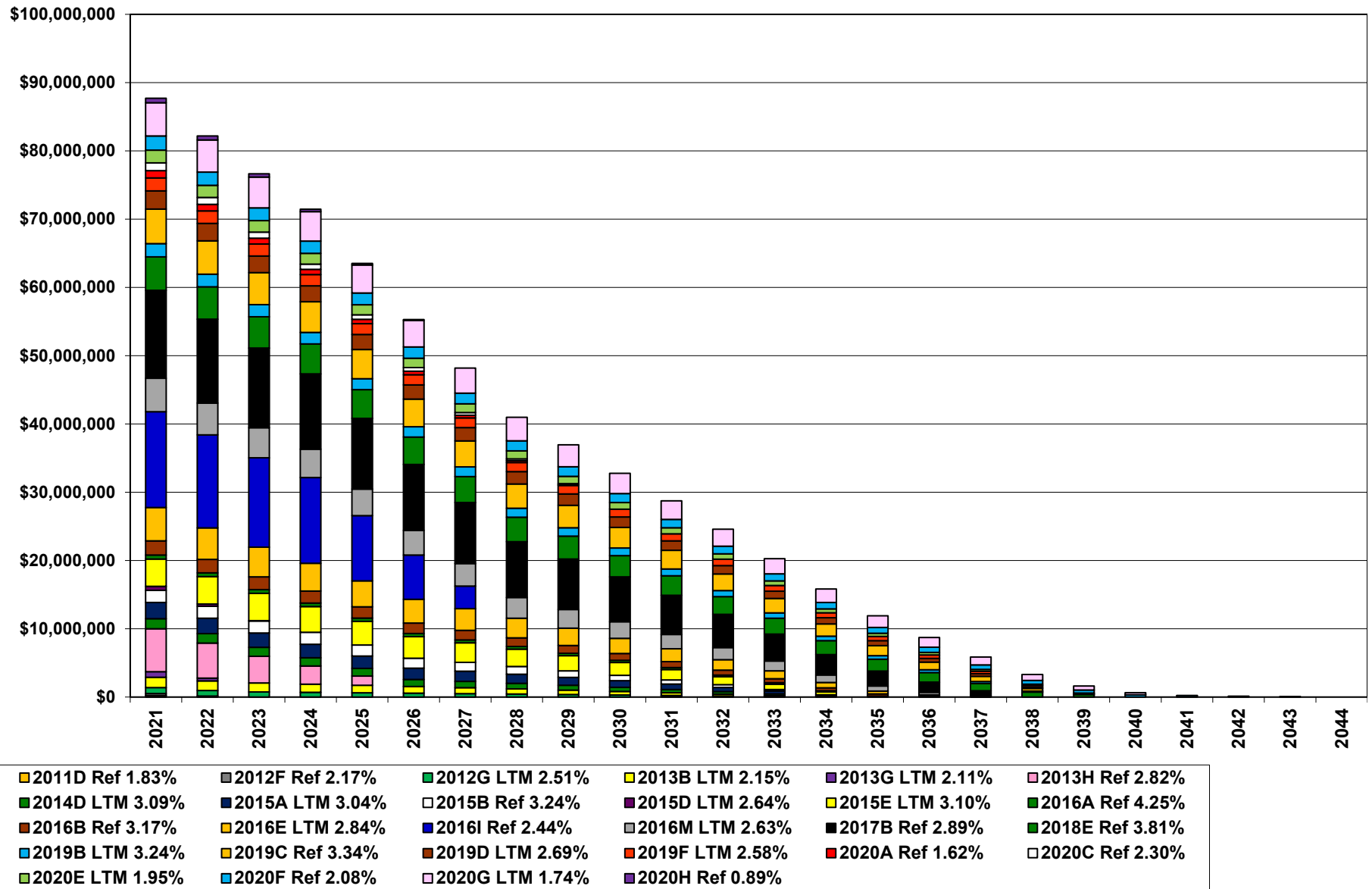


## Existing GO Debt Service Levy June 30, 2021 – Facilities





## Outstanding Principal General Obligation Debt June 30, 2021

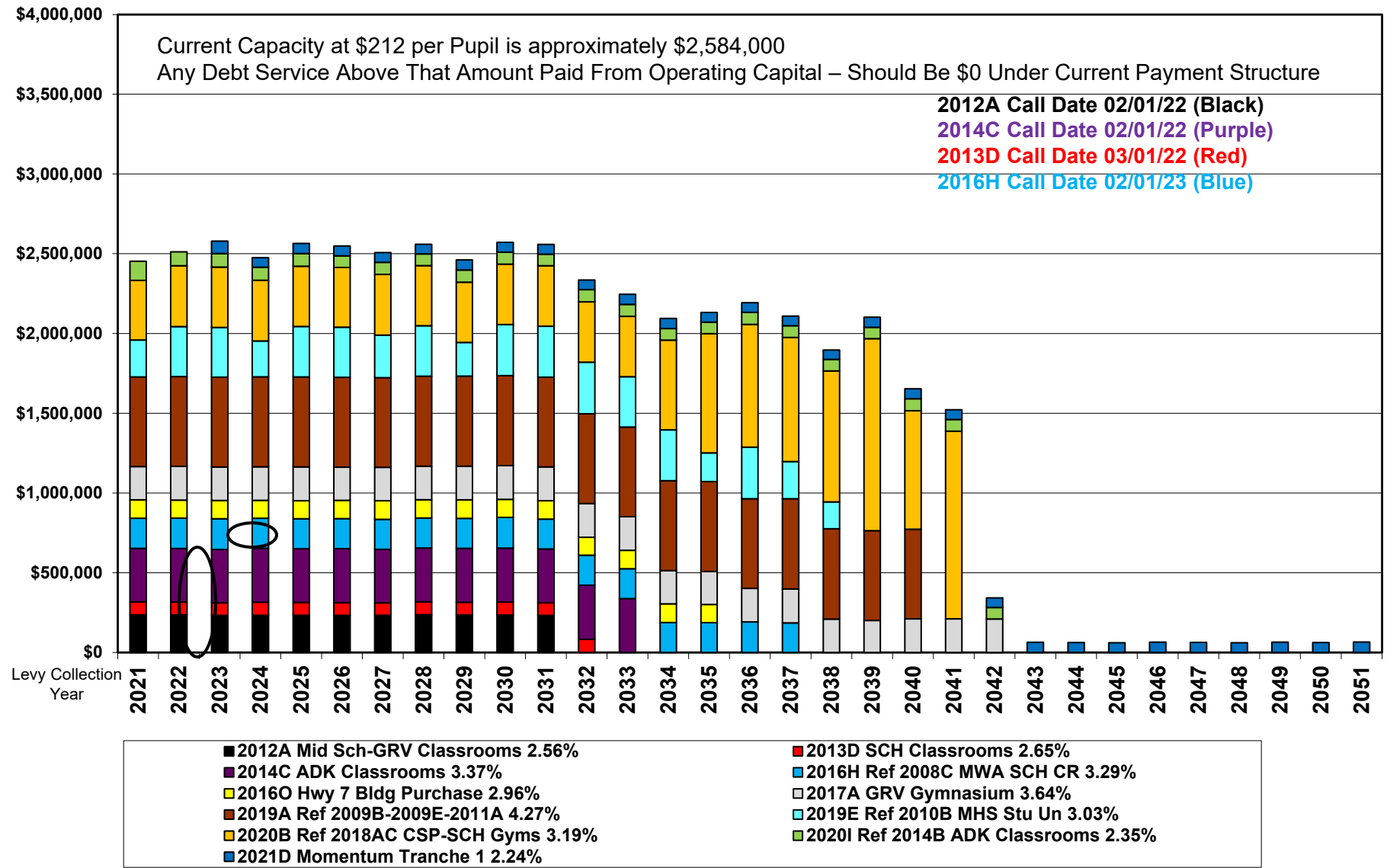




## Outstanding Lease Purchase Levy Principal And Purpose June 30, 2021

2012A Lease Purchase	2.56%	Middle School-GRV Classrooms	\$ 2,175,000
2013D Lease Purchase	2.65%	SCH Classrooms	\$ 810,000
2014C Lease Purchase	3.37%	ADK & EI Classrooms Tranche 2	\$ 3,455,000
2016H Refunding	3.29%	2008C MWA-SCH Classrooms	\$ 2,405,000
2016O Lease Purchase	2.96%	Hwy 7 Building Purchase	\$ 1,350,000
2017A Lease Purchase	3.64%	GRV Gymnasium	\$ 2,845,000
2019A Refunding	4.27%	2009B-2009E-2011A Elem Classrooms	\$ 7,080,000
2019E Refunding	3.03%	2010B MHS Stu Union Fine Arts	\$ 3,895,000
2020B Refunding	3.19%	2018A-2018C CSP-SCH Gymnasiums	\$ 7,985,000
2020I Refunding	2.35%	2014B ADK-EI Classrooms Tranche 1	\$ 1,290,000
2021D Lease Purchase	2.53%	Momentum Addition Tranche 1	\$ 1,230,000
Total			\$34,520,000

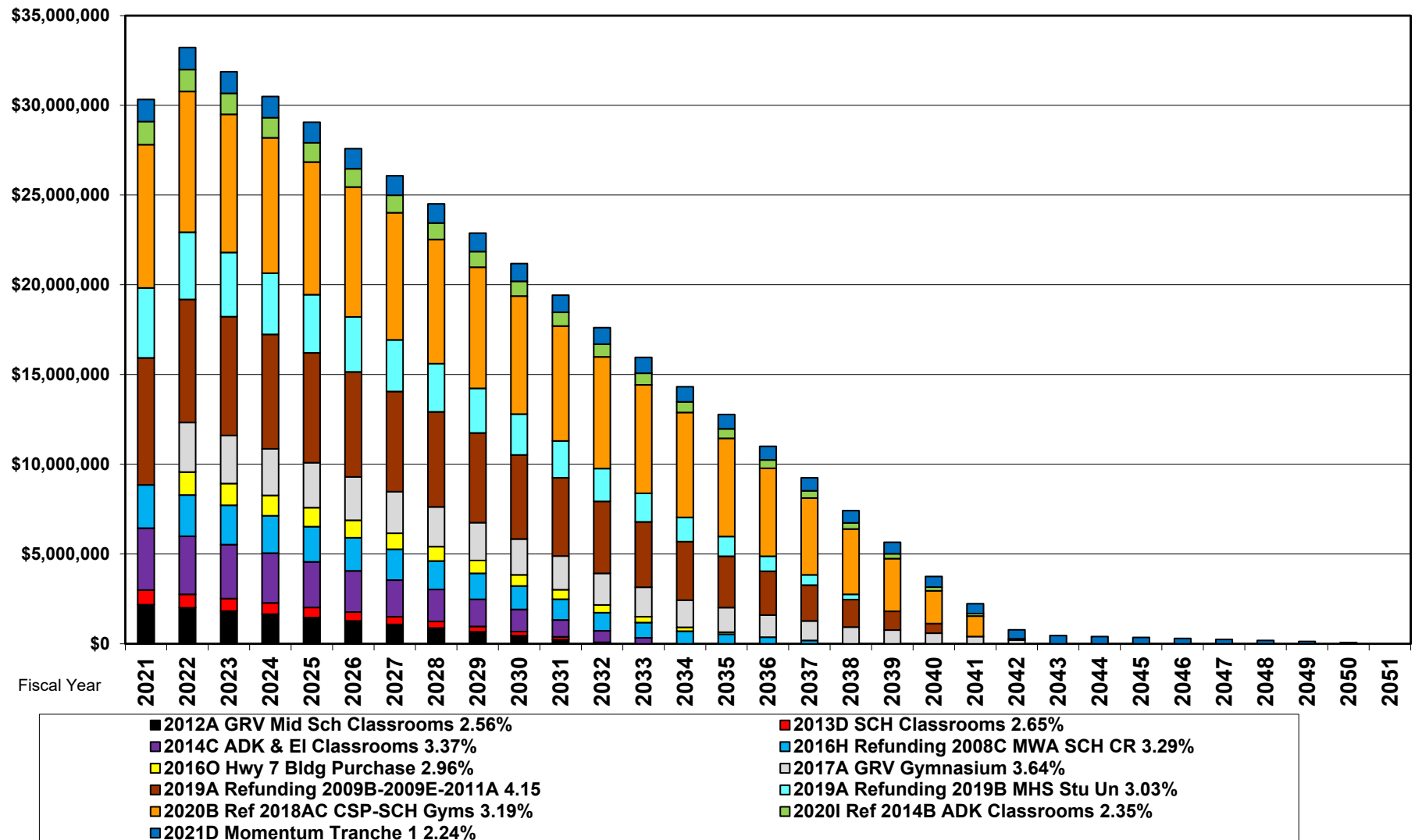
# Lease Purchase Levy June 30, 2021





# Outstanding Principal Lease Purchase Levy June 30, 2021

## Principal Retirement Schedule



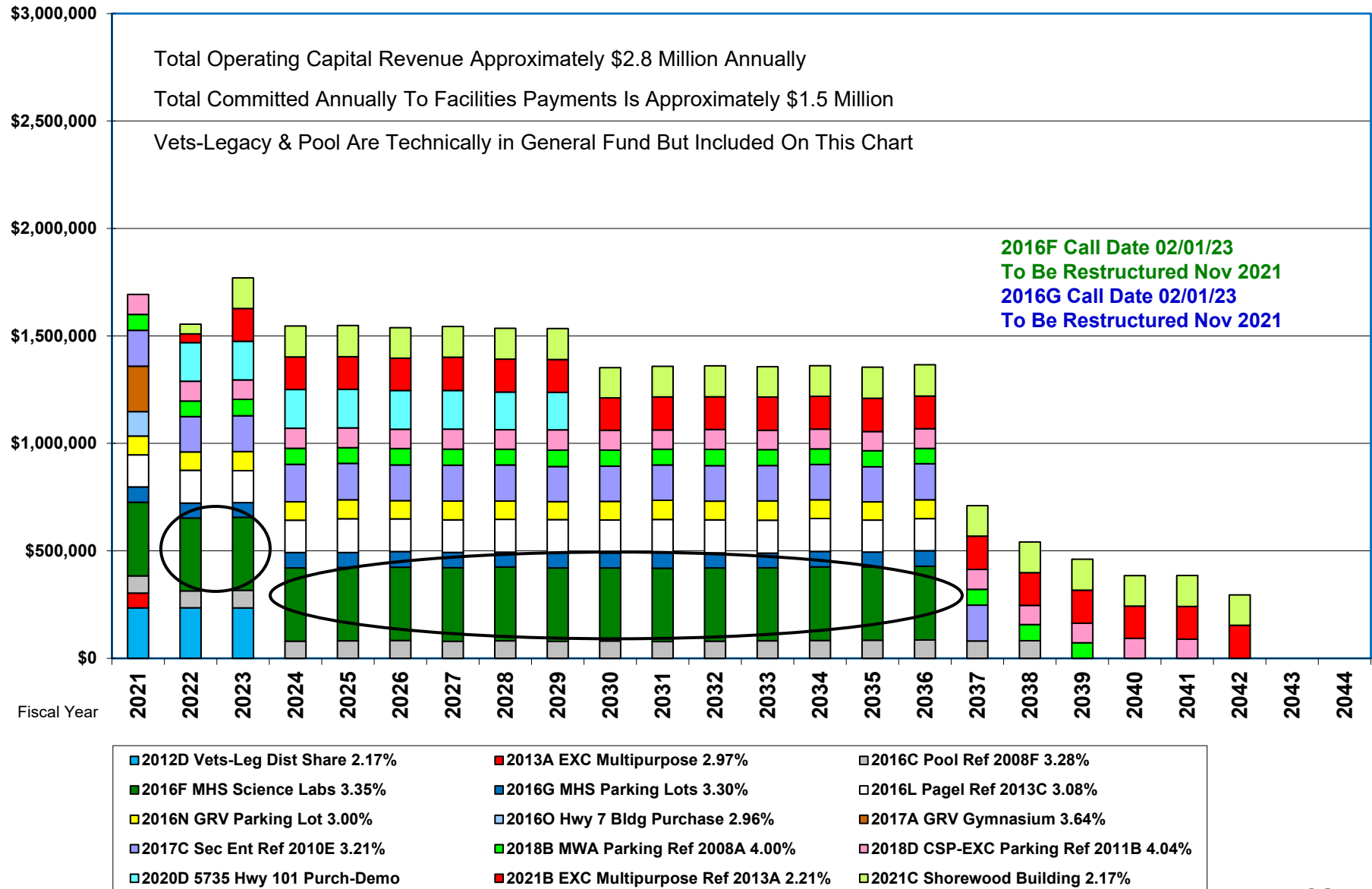
## Outstanding Operating Capital Lease Purchase Principal And Purpose June 30, 2021

2012D Lease Purchase**	2.17%	2009D Vets-Legacy Refunding	\$ 345,000
2016C Refunding*	3.28%	2008F Pool Addition	\$ 1,720,000
2016F Lease Purchase	3.35%	MHS Science Labs	\$ 3,725,000
2016G Lease Purchase	3.30%	MHS Parking Lots	\$ 810,000
2016L Refunding	3.08%	2013C Pagel Purchase	\$ 1,725,000
2016N Lease Purchase	3.00%	GRV Parking Lot	\$ 1,020,000
2017C Refunding	3.21%	2010E Secure Entries Refunding	\$ 2,025,000
2018B Refunding	4.00%	2008A MWA Parking Lot Refunding	\$ 930,000
2018D Refunding	4.04%	2011B CSP-EXC Parking Lot Refunding	\$ 1,200,000
2020D Lease Purchase	1.50%	5735 Hwy 101 Purchase & Demo	\$ 1,160,000
2021B Refunding	2.21%	2013A EXC Multipurpose Refunding	\$ 2,495,000
2021C Lease Purchase	2.17%	Shorewood Building Purchase & Conv	\$ 2,200,000
Total			\$19,355,000

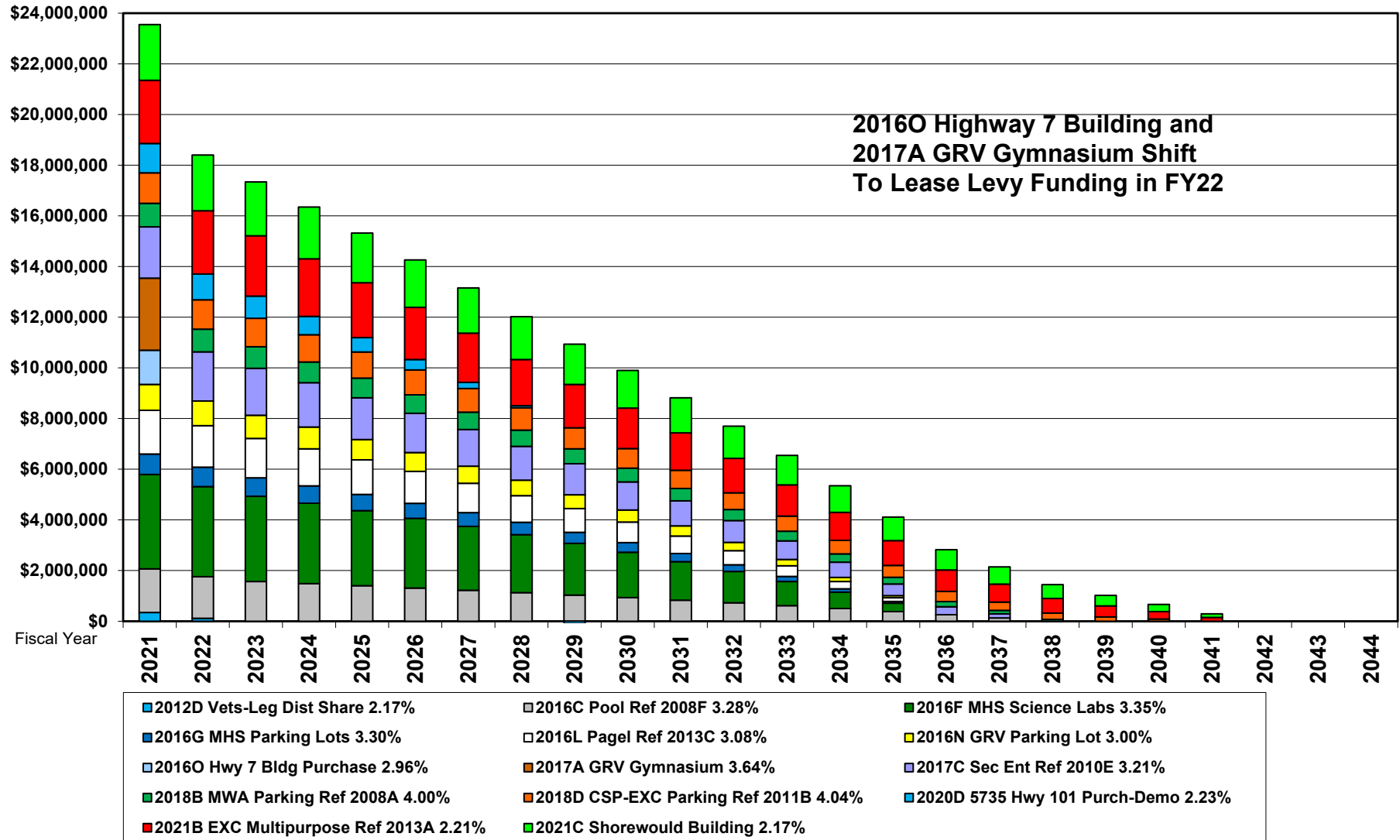
\*Partially funded through donations and fees from Aquatics Program

\*\*Primarily funded through donations and fees – retired July 1, 2022 in FY23

# Operating Capital Funding Of Lease Purchases For Facilities June 30, 2021



# Outstanding Principal Operating Capital Lease Purchases June 30, 2021 Principal Retirement Schedule





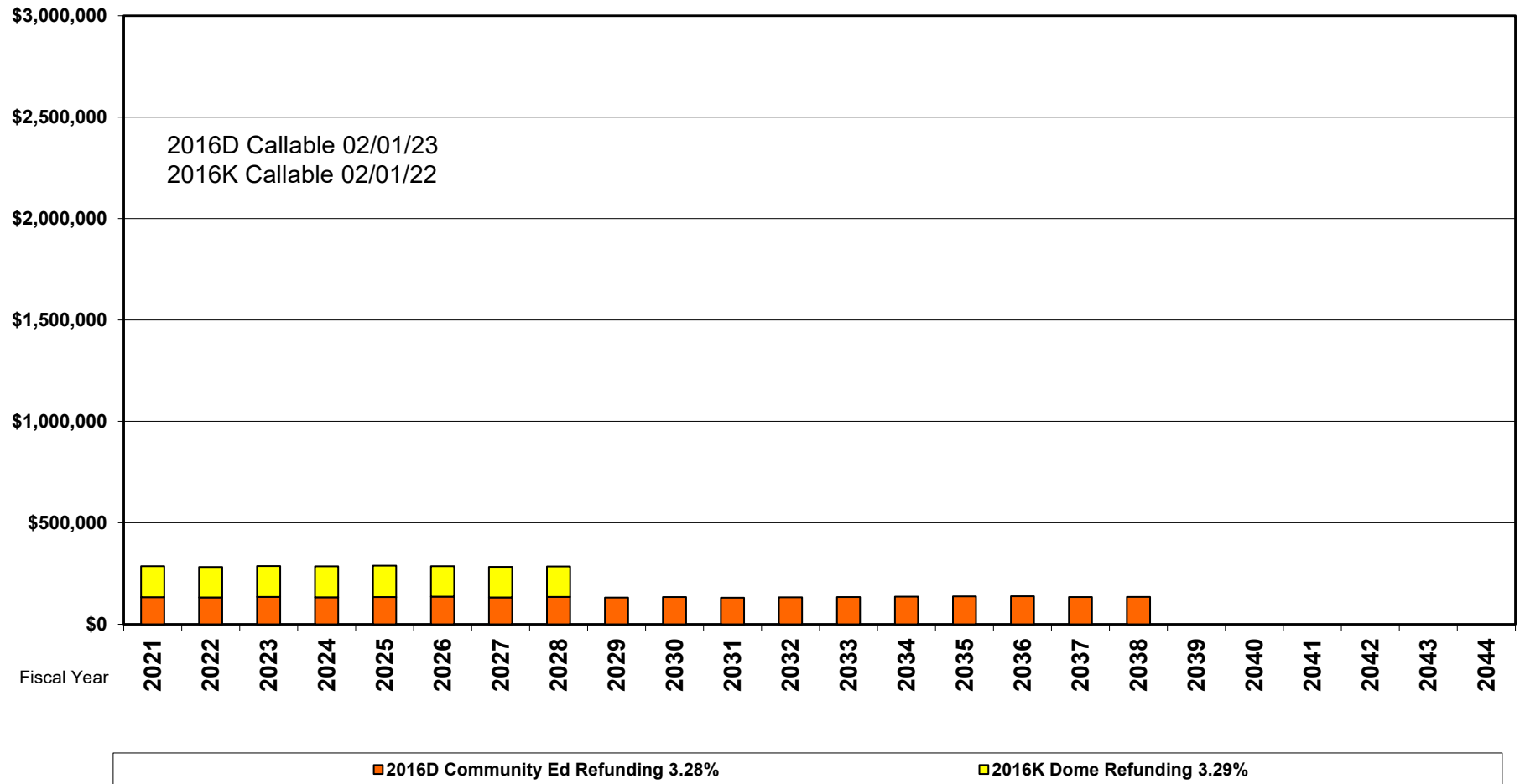
## Other Funded Lease Purchase Principal And Purpose June 30, 2021

2016D Refunding	3.28%	2008G Comm Ed Additions	\$ 1,720,000
2016K Refunding	3.29%	2008D Tonka Dome*	\$ 1,050,000
Total			\$ 2,770,000

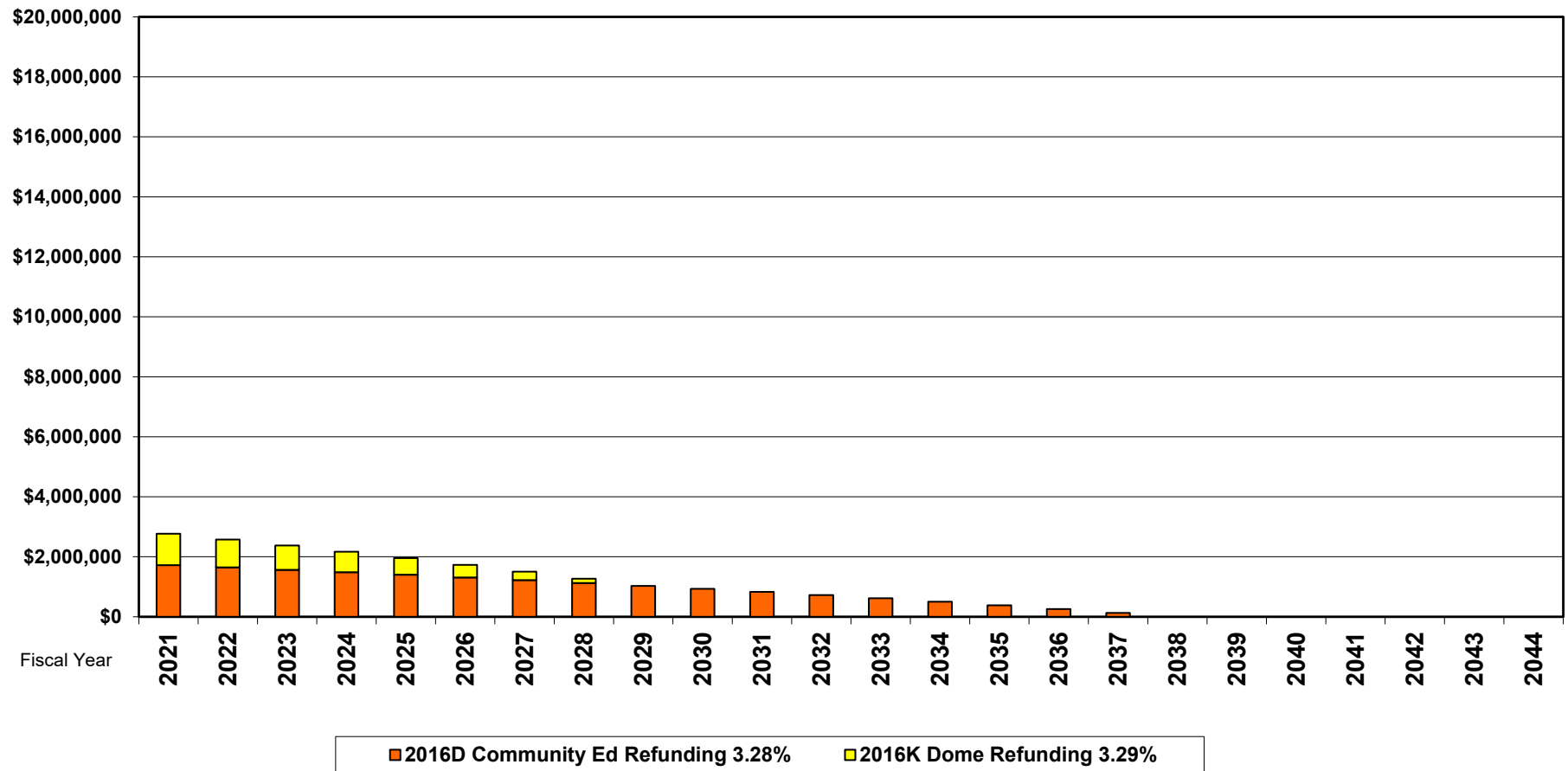
### \*Funded by usage fees

- Dome opened in November 2004 – FY2005 – 17 seasons of use through FY21
- Dome Bonds are paid 100% through rental revenue
- Current Dome is the collateral for the Dome Bonds
- Opened 5 months each Fiscal Year except 4 months in FY2015, FY2016 and FY2021 – FY2005 through FY2021 to date
- Through 06/30/21 the Dome has 82 months of actual use – equals 6 years and 10 months
- Dome bonds are paid off in February 2029 – FY2029
- Current Dome has to be used for 40 more months – FY2022 through FY2029 - until bonds are paid off – equal to 3 years and 4 months
- Total months of use at that time will be 122 months – equals 10 years and 2 months
- A new Dome can be financed in Spring of 2029 for use in November 2029 in FY2030 if necessary

## Other Funded Lease Purchases For Facilities June 30, 2021 Annual Payments



## Outstanding Principal For Other Funded Lease Purchases June 30, 2021 Principal Retirement Schedule



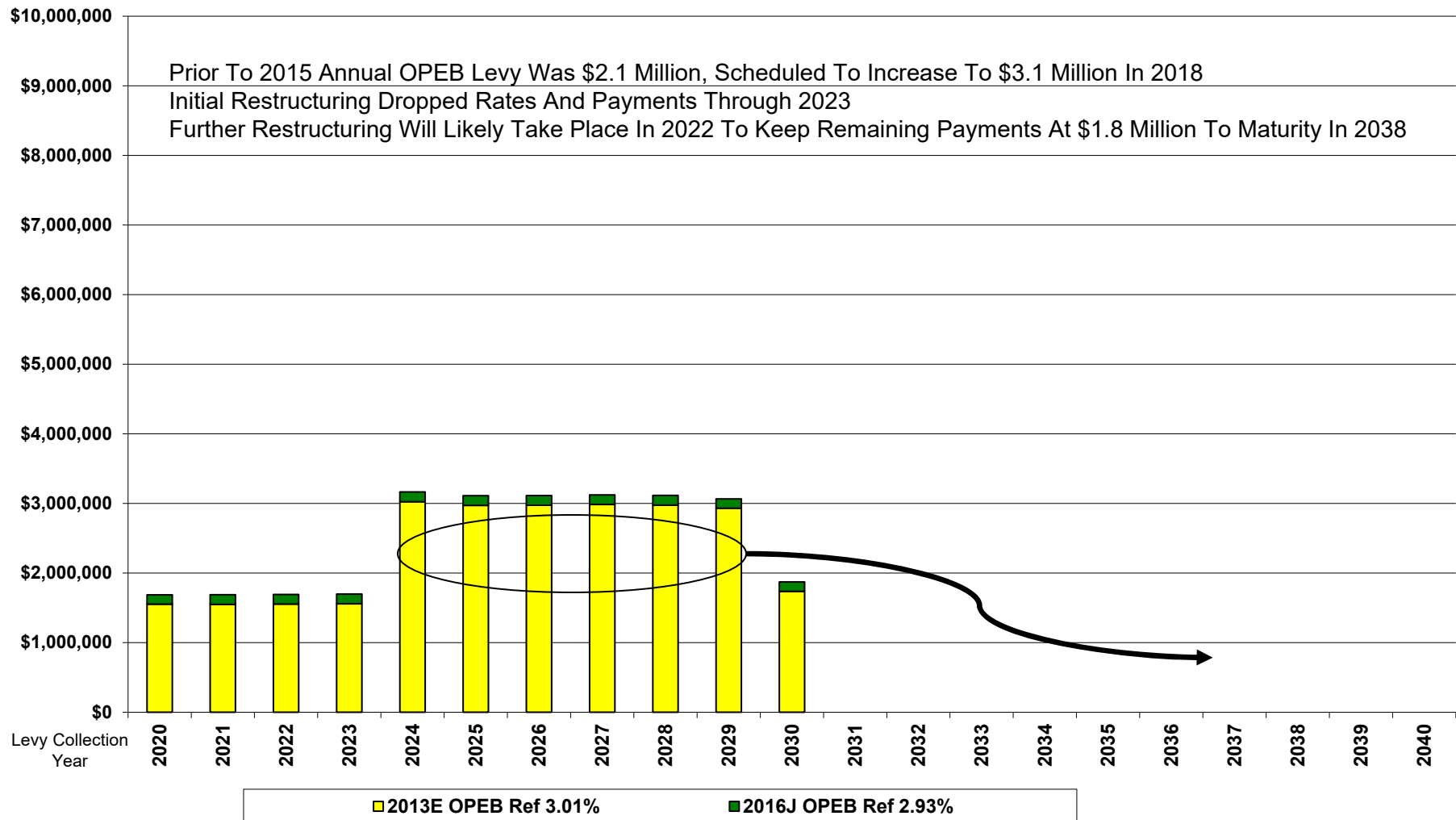


## Outstanding Debt Service Levy OPEB Principal June 30, 2021

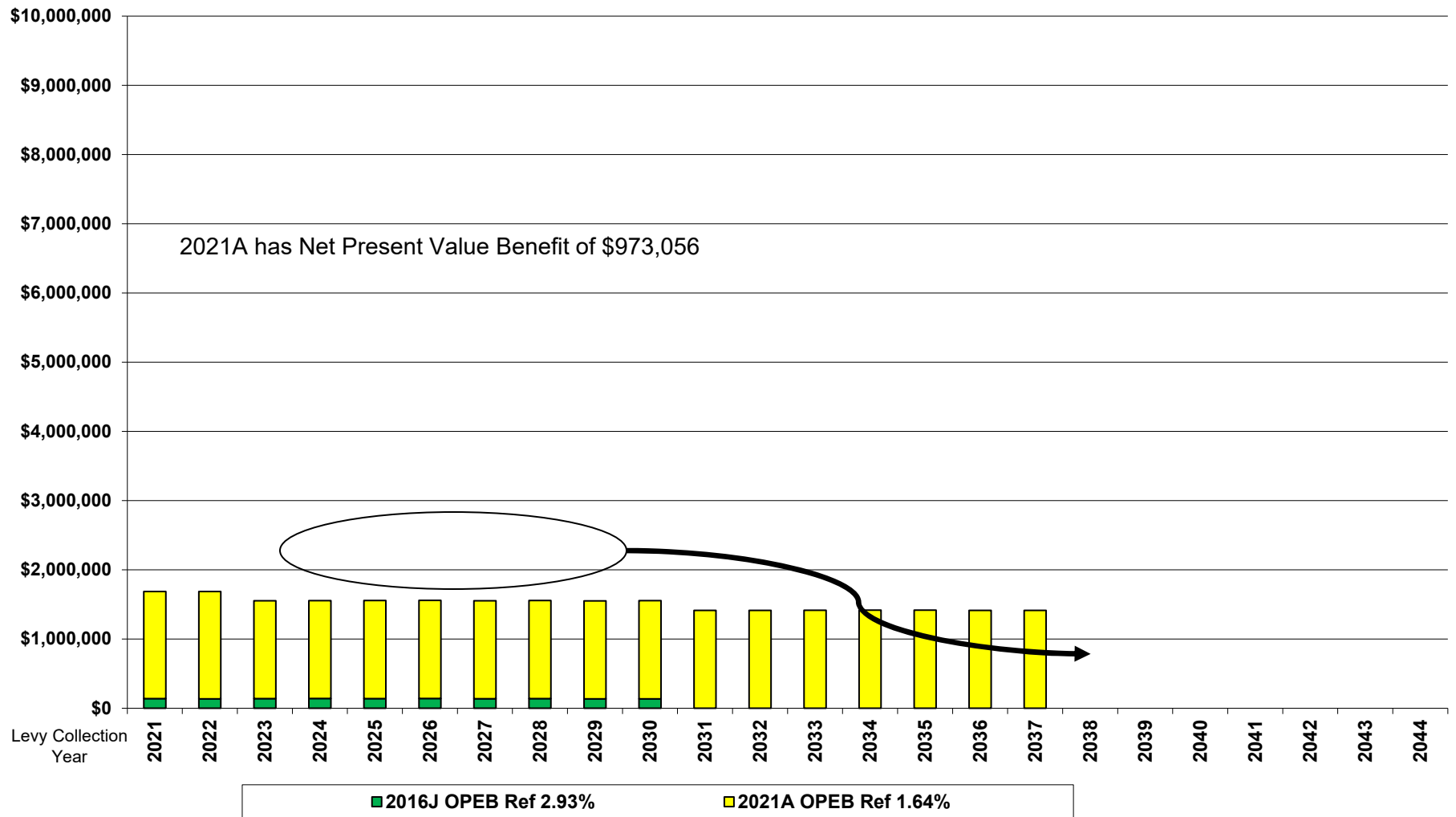
2008I OPEB	6.83%	Fully Defeased By 2013E Refunding	\$0
2009A OPEB	6.24%	Fully Defeased By 2013E Refunding	\$0
2013E OPEB Refunding	3.01%	Fully Defeased By 2021A Refunding	\$0
2021A OPEB Refunding	1.64%	2013E OPEB Refunding	\$19,855,000
2016J OPEB Refunding	2.93%	2010F OPEB Partial Ref	\$ 1,120,000
Total			\$20,975,000



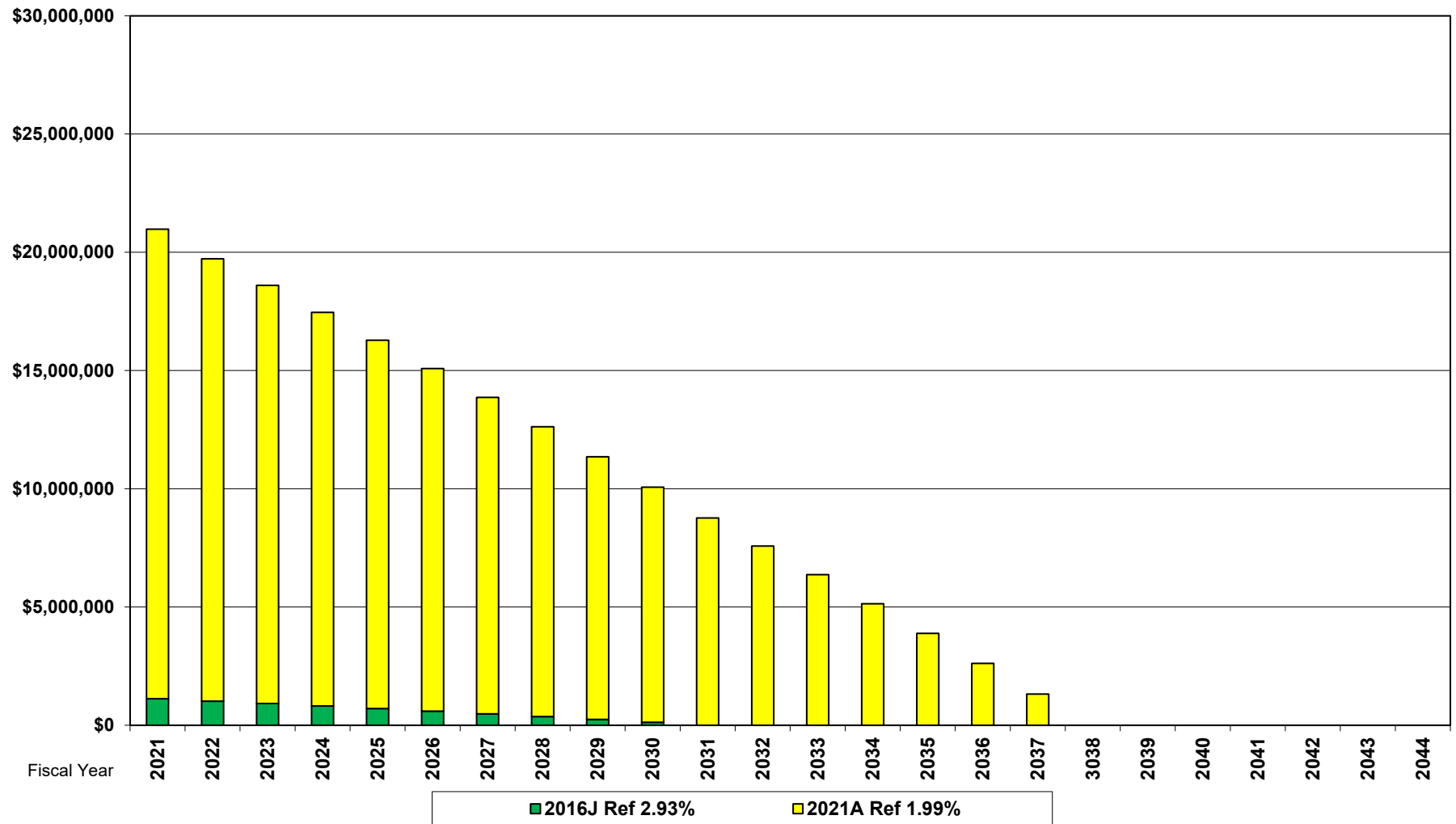
## Existing GO Debt Service Levy – OPEB - June 30, 2020



## Existing GO Debt Service Levy – OPEB - June 30, 2021



## Outstanding Principal General Obligation Debt – OPEB - June 30, 2021 Principal Retirement Schedule





## FY22 Activity

- 2021E - \$2,725,000 Lease Levy COPs for MOMENTUM - closed July 1, 2021 – 2.46%
- 2021F - \$770,000 GO Bonds Refunding 2012G for Long Term Facilities Maintenance - closed July 1, 2021 – estimated rate of 1.49% down from 2.96% - estimated NPV savings of \$53,093
- 2021G - \$6,245,000 GO Bonds for Long Term Facilities Maintenance – selling August 31 – estimated rate 2.44%
- 2021H – \$2,800,00 GO Bonds Refund 2013B and 2014D Long Term Facilities Maintenance – selling August 31 – estimated rate 1.95% down from 2.86% - estimated NPV savings of \$130,899



## FY22 Activity

- 2021I - \$1,825,000 Lease Levy COPs Refunding 2012A for Lease Levy payment capacity for MOMENTUM bonds – sell September 22 – estimated rate of 2.27% down from 2.96% - estimated NPV savings of \$1,648 and lower annual payment by \$102,426
- 2021J - \$3,030,000 Lease Levy COPs Refunding 2014C for Lease Levy payment capacity for MOMENTUM bonds – sell September 22 – estimated rate of 2.65% down from 3.62% - estimated NPV savings of \$34,951 and lower annual payment by \$137,729
- 2021K - \$3,705,000 Operating Capital COPs Refunding 2016F for Vantage-MOMENTUM building payment capacity – sell November 2 – estimated rate of 2.89% down from 4.22% - estimated NPV savings of \$69,868 and lower annual payment by \$118,801
- 2021L - \$750,000 Lease Levy COPs Refunding 2013D for Lease Levy payment capacity for MOMENTUM bonds – Sell November 2 – estimated rate 2.65% down from 4.22% - estimated NPV loss of \$49,771 and lower annual payment by \$29,214

2021I, J and L refunding creates \$269,369 in annual payment capacity which is sufficient to make the annual payments on 2021D & E MOMENTUM bonds and \$1,000,000 of future bonds



## Calendar 2022 through 2026 Activity

### ■ Calendar 2022

- 6 refunding bonds scheduled for sale in September 2022 and close in October 2022
- 1 LTFM bond scheduled for sale in September 2022 and close in September 2022 for summer 2023 LTFM projects

### ■ Calendar 2023

- 6 refunding bonds scheduled for sale in December 2022 and close in January 2023
- 1 LTFM bond scheduled for sale in September 2023 and close in September 2023 for summer 2024 LTFM projects

### ■ Calendar 2024

- 3 refunding bonds scheduled for sale in December 2023 and close in January 2024
- 1 LTFM bond scheduled for sale in September 2024 and close in September 2024 for summer 2025 LTFM projects

### ■ Calendar 2025

- 11 refunding bonds scheduled for sale during the year
- 1 LTFM bond scheduled for sale in September 2025 and close in September 2025 for summer 2026 LTFM projects

### ■ Calendar 2026

- 5 refunding bonds scheduled for sale in December 2025 and close in January 2026
- 1 LTFM bond schedule for sale in September 2026 and close in September 2026 for summer 2027 LTFM projects



## Estimating The Future – Other Bonds

- Bonds will be continuously evaluated for savings and-or restructuring at call dates depending on the circumstances and capital needs at the time
  - Less likely but possible, advance refunding depending on interest rates



Questions?



**ACTION**

**School Board  
Minnetonka I.S.D. 276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item VII.**

**Title: Authorization of Sale of 2021G General Obligation  
Long Term Facilities Maintenance Bonds**

**Date: August 5, 2021**

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**EXECUTIVE SUMMARY:**

Minnetonka Independent School District 276 maintains a rolling 10-Year Long Term Facility Maintenance Plan to keep the District's over 1.8 million square feet of buildings and 255 acres of outdoor facilities in a state of good repair. The FY22-FY31 Long Term Facilities Maintenance Plan approved by the School Board at the June 17, 2021, Special School Board Meeting includes \$6,245,000 in necessary projects for Fiscal Year 2023 (FY23), which begins on July 1, 2022. The majority of the FY23 projects will be competed in summer 2022 in the period when school is not in session from approximately June 15 through August 15. Projects for summer 2022 work are currently in the design and permitting process in order to obtain the most favorable bid pricing. The Minnesota Department of Education reviewed the 10-Year Plan in late June 2021 as required by statute and approved the issuance of \$6,245,000 in bonds for the FY23 projects.

Authorization is being requested to sell the \$6,245,000 in bonds at this time. The interest rate environment is very favorable toward selling the bonds at low interest rates. Once authorized, the bonds will be sold in late August with approval of the sale terms at the September 2, 2021, School Board Meeting, which is in time for inclusion of the bond payments in the 21 Pay 22 Preliminary Levy.

The authorizing resolution for the 2021G General Obligation Long Term Facilities Maintenance Bonds was written by the District's bond counsel Dorsey & Whitney.

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**ATTACHMENTS:**

RESOLUTION RELATING TO \$6,245,000 TAXABLE GENERAL OBLIGATION FACILITIES MAINTENANCE BONDS, SERIES 2021G; STATING OFFICIAL INTENT TO PROCEED WITH AND AUTHORIZING THE ISSUANCE; AUTHORIZING THE SUPERINTENDENT OR EXECUTIVE DIRECTOR OF FINANCE AND OPERATIONS AND ANY SCHOOL BOARD OFFICER TO AWARD THE SALE THEREOF AND TO TAKE SUCH ACTION AND EXECUTE ALL DOCUMENTS NECESSARY TO ACCOMPLISH SAID AWARD AND SALE

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**RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the School Board approve the Authorizing Resolution as prepared by Dorsey & Whitney.

Submitted by:   
Paul Bourgeois, Executive Director of Finance & Operations

Concurrence:   
Dennis Peterson, Superintendent

CERTIFICATION OF MINUTES RELATING TO  
\$6,245,000 TAXABLE GENERAL OBLIGATION FACILITIES MAINTENANCE BONDS, SERIES  
2021G

Issuer: Independent School District No. 276 (Minnetonka), Minnesota

Governing Body: School Board

Kind, date, time and place of meeting: A regular meeting held on August 5, 2021 at 7:00 p.m. at  
the School District offices in Minnetonka, Minnesota.

Members present:

Members absent:

Documents attached:

Minutes of said meeting (including):

RESOLUTION RELATING TO \$6,245,000 TAXABLE GENERAL OBLIGATION  
FACILITIES MAINTENANCE BONDS, SERIES 2021G; STATING OFFICIAL INTENT  
TO PROCEED WITH AND AUTHORIZING THE ISSUANCE; AUTHORIZING THE  
SUPERINTENDENT OR EXECUTIVE DIRECTOR OF FINANCE AND OPERATIONS  
AND ANY SCHOOL BOARD OFFICER TO AWARD THE SALE THEREOF AND TO  
TAKE SUCH ACTION AND EXECUTE ALL DOCUMENTS NECESSARY TO  
ACCOMPLISH SAID AWARD AND SALE

I, the undersigned, being the duly qualified and acting recording officer of the public corporation issuing the bonds referred to in the title of this certificate, certify that the documents attached hereto, as described above, have been carefully compared with the original records of said corporation in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the governing body of said corporation, and correct and complete copies of all resolutions and other actions taken and of all documents approved by the governing body at said meeting, so far as they relate to said bonds; and that said meeting was duly held by the governing body at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such recording officer on this 5<sup>th</sup> day of August, 2021.

\_\_\_\_\_  
School District Deputy Clerk

Member \_\_\_\_\_ introduced the following resolution and moved its adoption, which motion was seconded by Member \_\_\_\_\_:

RESOLUTION RELATING TO \$6,245,000 TAXABLE GENERAL OBLIGATION FACILITIES MAINTENANCE BONDS, SERIES 2021G; STATING OFFICIAL INTENT TO PROCEED WITH AND AUTHORIZING THE ISSUANCE; AUTHORIZING THE SUPERINTENDENT OR EXECUTIVE DIRECTOR OF FINANCE AND OPERATIONS AND ANY SCHOOL BOARD OFFICER TO AWARD THE SALE THEREOF AND TO TAKE SUCH ACTION AND EXECUTE ALL DOCUMENTS NECESSARY TO ACCOMPLISH SAID AWARD AND SALE

BE IT RESOLVED by the School Board (the Board) of Independent School District No. 276 (Minnetonka), Minnesota (the District), as follows:

SECTION 1. AUTHORIZATION AND DISTRICT INDEBTEDNESS. This Board hereby authorizes the issuance and sale of its Taxable General Obligation Facilities Maintenance Bonds, Series 2021G in an aggregate principal amount not to exceed \$6,245,000 in September 2021 (the Bonds). The proceeds of the Bonds will be used to finance roofing replacement, paving replacement, mechanical systems replacement, cabinetry replacement and various other long term maintenance replacement items (collectively, the Projects), pursuant to Minnesota Statutes, Section 123B.595 and Chapter 475. The Projects are part of the District's approved ten-year facility plan (the Facility Plan). The District will publish a notice in its official newspaper describing the Projects, the amount of the Bonds, and the total amount of District indebtedness.

SECTION 2. APPROVAL BY COMMISSIONER OF EDUCATION OF THE STATE OF MINNESOTA. The Facility Plan has been submitted to the Commissioner of Education of the State of Minnesota (the Commissioner) as required by Minnesota Statutes, Section 123B.595, subdivision 5. The submission of the Facility Plan and request for approval are hereby authorized, ratified and approved in all respects. The sale and issuance of the Bonds is contingent upon the Commissioner's approval of the Facility Plan.

SECTION 3. NOTICE PUBLICATION. The Clerk is authorized and directed to cause notice of the intended projects, the amount of the bonds to be issued, and the total amount of the District's indebtedness to be published in the District's official newspaper. Pursuant to the provisions of Minnesota Statutes, Sections 123B.595, subdivision 5 it is hereby determined that the total amount of District indebtedness as of August 1, 2021 is \$108,910,000.

SECTION 4. APPROVAL OF SALE OF THE BONDS. The Board desires to proceed with the sale of Bonds by direct negotiation to Robert W. Baird & Co. Incorporated, in Milwaukee, Wisconsin (Baird). The Superintendent or Executive Director of Finance and Operations and any School Board officer are hereby authorized to approve the sale of the Bonds in an aggregate principal amount not to exceed \$6,245,000 and to execute a bond purchase agreement for the purchase of the Bonds with Baird, provided that the true interest cost does not exceed 3.75%.

SECTION 5. ADOPTION OF APPROVING RESOLUTIONS. Upon approval of the sale of the Bonds by the Superintendent or Executive Director of Finance and Operations and any School Board officer, the School Board will take action at a regularly scheduled or special meeting thereafter to adopt the necessary approving resolutions as prepared by the District's bond counsel.

SECTION 6. STATE 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 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 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 Registrar. The District understands that as a result of its covenant to be bound by the provision 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 and hereafter established by the Departments of Management and Budget 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, Vice Chair, Deputy Clerk, Superintendent or Executive Director of Finance and Operations is authorized to execute any applicable Minnesota Department of Education forms.

SECTION 7. OFFICIAL STATEMENT. Baird is authorized to prepare and distribute an Official Statement related to the sale of the Bonds.

SECTION 8. EXPIRATION OF AUTHORITY. If the Superintendent or Executive Director of Finance and Operations and any School Board officer have not approved the sale of the Bonds to Baird and executed the related bond purchase agreement by December 31, 2021, this resolution shall expire.

Upon vote being taken thereon, the following voted in favor thereof:

and the following voted against the same:

whereupon the resolution was declared duly passed and adopted.

**School Board  
Minnetonka I.S.D. #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item IX.**

**Title: Approval of Instructional Materials**

**Date: August 5, 2021**

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**OVERVIEW:**

Pursuant to Policy #606, all instructional materials, whether core or supplemental, must align with and advance the District's Vision and Mission. This policy requires that all instructional materials challenge each student and prepare them to thrive in American society and the world at-large. As in past years, departments and programs have identified instructional material needs for the upcoming school year. As the English Language Arts and Health Education departments engage in the curriculum review process during the 2021-22 school year, additional resources will be reviewed and brought to the Board for future implementation. The purpose of this report is to submit for Board approval instructional materials that were evaluated by departments during the 2020-21 school year, were available for public review this summer, and are recommended for full implementation at the start of the 2021-22 school year.

**CORE AND SUPPLEMENTAL MATERIALS**

Everyday Mathematics continues to serve as the core mathematics program at the elementary level. The most recent edition of this program, Everyday Mathematics 4, provides additional core and supplemental resources, including numerous digital tools, to enhance mathematics instruction. Teachers received access to these updated digital resources to supplement existing instructional resources and enhance the e-learning experience during the 2020-21 school year. Everyday Mathematics 4 is recommended for full implementation for the 2021-22 school year.

Fundamentals of Neuroscience, a new science elective course addressing how the human brain works in relation to cognition, memory, and learning, will be introduced next year. This summer the science curriculum writing team has continued to review *Neuroscience: Exploring the Brain* as the core text for implementation during the upcoming year.

**Instructional Materials:**

<b>Title</b>	<b>Author</b>	<b>Course/Level</b>
Everyday Mathematics 4	University of Chicago STEM Authorship Team	Mathematics, Grades K-5
Neuroscience: Exploring the Brain	Mark Bear, Barry Connors, Michael A. Paradiso	Fundamentals of Neuroscience

## ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE MATERIALS

The changing nature of the Advanced Placement (AP) and International Baccalaureate (IB) curriculum requires adjustments on a regular basis. Advanced Learner Coordinator Laura Herbst works closely with AP and IB teachers and department chairs each year to select from available and appropriate materials.

In addition to the criteria outlined in Policy #606, these materials are selected based upon the curriculum recommendations of the International Baccalaureate Organization, the College Board and the organizations' trainers. For the 2021-22 school year, AP and IB teachers have recommended implementing a number of new instructional resources to meet the demands of these programs. The instructional resources are included in the table below.

### AP/IB Materials:

Title	Author	Course/Level
<i>Economics for the IB Diploma</i>	Ellie Tragakes	IB Economics
<i>Human Geography for the AP Course</i>	Barbara Hildebrant, Max Lu, Kethheth Keller, Roderick P. Neumann	AP Human Geography
<i>Human Geography: A Spatial Perspective (AP Edition)</i>	Sarah Bednarz, Mark Bockenhaur, Fredrik Hiebert	AP Human Geography
<i>Matter and Interactions, 4th edition</i>	Ruth Chabay, Bruce Sherwood	AP Physics C
<i>Physics For Scientists and Engineers: A strategic Approach, 4th Edition</i>	Randall D. Knight	AP Physics C

## DIGITAL RESOURCES AND IPAD APPS

In response to the varying e-learning needs of the past year, the district introduced additional digital resources to supplement the existing curriculum. The resources listed in the table below have been reviewed by teams of teachers, tech coaches and the Director of Instructional Technology and Media Services Dave Eisenmann to ensure that they meet the criteria described in Policy #606. They are recommended for the 2021-22 school year and beyond.

### Digital Resources:

App Name	Category	Subject/Course
Acapella from PicPlayPost	Subject Specific	Music
Arcademics	Subject Specific	Math, ELA, Social Studies
AutoCad	Subject Specific	CAD/3D Printing
BioNetwork: Virtual Microscope	Subject Specific	Science
Bridge Constructor Free	Subject Specific	Tech Ed/STEM
Chromville	Subject Specific	Augmented Reality Creation
Day One Journal	Productivity/Organization	Health/SEL
Dice 3D 7pixels	AR/3D	Augmented Reality Creation
Edclub	Productivity/Organization	Typing/Keyboarding
Edpuzzle	Other	Multiple
EPview	Subject Specific	Photography
EV3 Programmer	Subject Specific	Tech Ed/STEM

Froggipedia	Subject Specific	Science/AR
Google Tasks	Productivity/Organization	Organization
Hudl Technique	Other	Physical Education
Learn the Pinyin	Subject Specific	Chinese Immersion
Math Clock, by MLC	Subject Specific	Math
Mathigon	Subject Specific	Math
Mathseeds Grade 2	Subject Specific	Math
Moose Math	Subject Specific	Math
Number Rack by MLC	Subject Specific	Math
Play and Learn - Engineering	Games	Tech Ed/STEM
Quiver - 3D Coloring	AR/3D	Augmented Reality Creation
Shortcuts	Other	iOS Apple
TanZen HD	Other	Other
Teachers TalkingPoints	Other	ELL Communication
Tinkercad	Subject Specific	CAD/3D Printing
Truss Me!	Subject Specific	Tech Ed/STEM

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### **RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the School Board approve the instructional resources included in this report for the 2021-22 school year.

**Submitted by:** \_\_\_\_\_



Steve Urbanski, Director of Curriculum

**Concurrence:** \_\_\_\_\_



Dennis Peterson, Superintendent



## REPORT

**School Board  
Minnetonka I.S.D. # 276  
5621 County Road 101  
Minnetonka, Minnesota**

### **Board Agenda Item X.**

**Title: Presentation on 2021 Parent Survey Results**

**Date: August 5, 2021**

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#### **OVERVIEW:**

Each year, Minnetonka Public Schools surveys parents about their family's educational experience in our schools. Our 2021 Parent Survey was administered from mid-May to mid-June of 2021 and captured 2,727 completed responses. All parents were invited to participate in the online survey, and multiple reminders were sent to increase participation. Although this is not a random sample survey, we are confident in the results. Demographic questions indicated that respondents were consistent with the distribution of our student population.

Results of the survey were again outstanding, showing high confidence in our programs, schools, teachers and leadership.

- Approximately **94%** of respondents rate the education provided by the Minnetonka School District as excellent or good, with **65%** rating it excellent.
- Of the respondents to a question on the quality of education over time, **29%** believe the quality of education has improved over the last five years, **57%** believe it has remained the same and **14%** feel there has been a decrease.
- **94%** of parents who responded believe our community receives a good value from its investment in our local public schools.
- **96%** of elementary school parents, **92%** of middle school parents and **90%** of high school parents would recommend their school to friends or neighbors.
- **92%** of parents, on average, believe their school principal is accessible to them when they have questions or concerns.
- **94%** of parents, on average, believe their child's school provides a safe learning environment.

#### **Technology Use**

We have continued to work throughout the years on helping parents to better understand how technology is strategically and intentionally used across the District as an accelerator for learning and to address parent concerns about iPad use, specifically, and their comfort level with educational screen time. Results are below.

- **88%** of all elementary school parents and middle school parents and **87%** of all high school **parents** agree that technology is very important to their child's learning.
- **90%** of high school parents believe their students' future success will depend on the ability to harness new and emerging technologies.

### *Technology Questions*

<b>Elementary Technology Questions</b>	<b>Respondents</b>	<b>Agree</b>	<b>Neutral</b>	<b>Disagree</b>
I believe the iPad works well for my child's individual learning style.	1,615	66%	20%	14%
I am comfortable with my child's average daily amount of educational screen time.	1,614	53%	24%	23%
I am comfortable with my child's average daily amount of entertainment/ social screen time.	1,615	46%	26%	28%
I believe my child is learning to use technology in a healthy and balanced way.	1,613	52%	29%	19%

<b>Middle School Technology Questions</b>	<b>Respondents</b>	<b>Agree</b>	<b>Neutral</b>	<b>Disagree</b>
I believe the iPad works well for my child's individual learning style.	790	76%	15%	9%
I am comfortable with my child's average daily amount of educational screen time.	789	51%	18%	31%
I am comfortable with my child's average daily amount of entertainment/ social screen time.	790	39%	21%	40%
I believe my child is learning to use technology in a healthy and balanced way.	789	46%	27%	27%

<b>High School Technology Questions</b>	<b>Respondents</b>	<b>Agree</b>	<b>Neutral</b>	<b>Disagree</b>
I believe the iPad works well for my child's individual learning style.	916	72%	15%	13%
I am comfortable with my child's average daily amount of educational screen time.	915	57% (down 13%)	17%	26% (up 9%)
I am comfortable with my child's average daily amount of entertainment/social screen time.	916	42%	23%	35%
I believe my child uses technology in a healthy and balanced way.	916	49%	26%	25%

## Bullying Prevention

Results of our questions regarding bullying indicate it is important to sustain a consistent educational effort and awareness campaign on bullying prevention.

<b>Elementary Olweus Program</b>	<b>Agree 2021</b>	<b>Agree 2020</b>
I was aware of this program before taking this survey.	67%	74%
I have spoken with my child about preventing and/or reporting bullying.	92%	95%
My child has reported an incident of bullying to me.	40%	43%
I have reported or helped my child report an incident of bullying to the school.	27%	32%
I understand that the definition of Bullying is when someone repeatedly and on purpose says or does mean or hurtful things to another person who has a hard time defending himself or herself.	98%	99%

Middle School: The definition of Bullying is when someone repeatedly and on purpose says or does mean or hurtful things to another person who has a hard time defending himself or herself. Has your child told you he or she was bullied at school? If so, how many times in one month?

<b>Answer Options</b>	<b>2021 Percent</b>	<b>2020 Percent</b>
Not at all	76%	76%
1-2 times	18%	19%
3-4 times	4%	3%
5 or more times in a month	2%	2%

High School: The definition of Bullying is when someone repeatedly and on purpose says or does mean or hurtful things to another person who has a hard time defending himself or herself. Has your child told you he or she was bullied at school this year? If so, how many times in one month?

<b>Answer Options</b>	<b>2021 Percent</b>	<b>2020 Percent</b>
Not at all	87%	83%
1-2 times	10%	13%
3-4 times	2.73%	3%
5 or more times in a month	Less than 1%	1%

## High School Drug and Alcohol Prevention

**87%** of high school parents believe the school works cooperatively with parents and community groups to prevent drug and alcohol use.

### **Additional Areas of Note**

While the overall survey results are very positive, a segment of the parent population expressed their advice and suggestions to the District regarding a variety of topics, including but not limited to: the desire for the District to avoid political and social agendas, to limit or adjust iPad use for students, to address an academic/curriculum or teacher/staff issue, to provide a stronger focus and support for diversity, equity and inclusion and to consider COVID protocols, including whether or not to require masks, for the upcoming 2021-22 school year.

### **Next Steps**

Each school principal or District leader will be provided with school-specific or program-specific results for goal-setting for the coming year.

The Board and Superintendent will determine issues to address in goals in the coming year.

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### **RECOMMENDATION/FUTURE DIRECTION:**

This report is submitted for the School Board's information.

**Submitted by:**

  
JacQueline Getty, Executive Director of Communications

**Concurrence:**

  
Dennis L. Peterson, Superintendent

## REPORT

School Board  
Minnetonka I.S.D. # 276  
5621 County Road 101  
Minnetonka, Minnesota

Board Agenda Item XI.

Title: Report on Updated Learning Plan

Date: August 5, 2021

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### OVERVIEW

There are several measures in the District's Learning Plan that will change for 2021-22, and some of those details will be reviewed with the School Board. The Board's final decision on the Plan will be at a Special Meeting on August 19 or the September 2 Regular Meeting.

Submitted by:



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Dennis L. Peterson  
Superintendent of Schools

## CONSENT

School Board  
Minnetonka I.S.D. #276  
5621 County Road 101  
Minnetonka, Minnesota

### Board Agenda Item XII.

**Title: Resolution Pertaining to Consent Agenda**

**Date: August 5, 2021**

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#### **OVERVIEW:**

The School Board formally adopted the Consent Agenda concept on March 1, 1979. For the Consent Agenda to work efficiently, Board members should call staff prior to the meeting regarding any questions they may have on the following items. If a member wishes to discuss any matter on the Consent Agenda, he/she should request, at the beginning of the meeting, that the item be placed on the regular agenda (during Agenda Item III: Adoption of the Agenda).

The following are the recommendations included within the Consent Agenda for August 5, 2021:

- a. Minutes of June 17 Closed Session, June 17 Special Meeting, and June 21 Closed Session
- b. Study Session Summary of June 17, 2021
- c. Payment of Bills
- d. Recommended Personnel Items
- e. Gifts and Donations
- f. Electronic Fund Transfers
- g. Approval of Resolution for Membership in the MSHSL
- h. Approval of Met Council Temporary Easements at Excelsior

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#### **RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the School Board approve all recommendations included within the Consent Agenda items.

Submitted by: \_\_\_\_\_



**Dennis L. Peterson, Superintendent**

CONSENT

School Board  
Minnetonka I.S.D. # 276  
5621 County Road 101  
Minnetonka, Minnesota

Board Agenda Item XII. c-1

Title: Payment of Bills

Date: August 5, 2021

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**OVERVIEW:**

Presented for Board approval are the monthly disbursement totals by fund for Minnetonka Public Schools for the month of May 2021.

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**RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the Board approve the disbursements as presented for the month of May 2021.

Submitted by:



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**Jessica Hulitt**  
Coordinator of Accounting

Approved by:



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**Paul Bourgeois**  
Executive Director of Finance & Operations

Concurrence:



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**Dennis L. Peterson**  
Superintendent of Schools

## MINNETONKA DISTRICT #276

TO: Dr. Dennis Peterson

FROM: Jessica Hulitt

RE: Payment of Bills – May 2021  
Board Meeting Date: August 5, 2021

The following disbursements are submitted for the month of May:

Recommend the payment of bills in the sum of \$7,621,890.99 by check #456217-456218, #465964- #466600 and ACH #202102238 - #202102463, and wire transactions #202001403 - #202001510 as follows:

May		
	FUND	
01	GENERAL FUND	5,520,133.00
02	CHILD NUTRITION	288,456.66
03	PUPIL TRANSPORTATION	831,771.23
04	COMMUNITY SERVICE	241,446.66
05	CAPITAL EXPENDITURE	89,345.33
08	TRUST ACCOUNT	750.00
09	TRUST - FIDUCIARY	60,885.60
11	EXTRA/CO-CURRICULAR	102,178.86
12	ATHLETIC FEE	9,549.02
20	SELF INSURANCE	108,572.57
40	CULTURAL ARTS CENTER	39,928.74
41	DOMESTIC OPERATIONS	10,192.19
42	AQUATICS PROGRAM	32,436.96
43	PAGEL CENTER	27,472.57
46	LTFM	63,397.85
56	CONSTRUCTION PROJECTS	47,758.44
66	CAPITAL PROJECTS LEVY	147,615.31
		\$ 7,621,890.99
	SALARIES	\$ 6,696,577.50
	TOTAL	\$ 14,318,468.49

  
\_\_\_\_\_  
Jessica Hulitt

July 28, 2021  
Date



**CONSENT**

**School Board  
Minnetonka I.S.D. # 276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item XII. c-2**

**Title: Payment of Bills**

**Date: August 5, 2021**

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**OVERVIEW:**

Presented for Board approval are the monthly disbursement totals by fund for Minnetonka Public Schools for the month of June 2021.

---

**RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the Board approve the disbursements as presented for the month of June 2021.

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**Submitted by:**



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**Jessica Hulitt  
Coordinator of Accounting**

**Approved by:**



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**Paul Bourgeois  
Executive Director of Finance & Operations**

**Concurrence:**



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**Dennis L. Peterson  
Superintendent of Schools**

## MINNETONKA DISTRICT #276

TO: Dr. Dennis Peterson

FROM: Jessica Hulitt

RE: Payment of Bills – June 2021  
Board Meeting Date: August 5, 2021

The following disbursements are submitted for the month of June:

Recommend the payment of bills in the sum of \$11,273,474.39 by check #466601 - #467309 and ACH #202102464 - #202102712, and wire transactions #202001454 - #202001638 as follows:

June		
	FUND	
01	GENERAL FUND	6,940,516.50
02	CHILD NUTRITION	192,062.52
03	PUPIL TRANSPORTATION	450,280.78
04	COMMUNITY SERVICE	448,579.95
05	CAPITAL EXPENDITURE	527,305.59
07	DEBT SERVICE FUND	790,368.35
09	TRUST - FIDUCIARY	70,697.36
11	EXTRA/CO-CURRICULAR	185,997.48
12	ATHLETIC FEE	4,487.80
18	CUSTODIAL FUND	15,671.58
20	SELF INSURANCE	114,750.20
40	CULTURAL ARTS CENTER	41,342.68
41	DOMESTIC OPERATIONS	4,322.02
42	AQUATICS PROGRAM	43,210.44
43	PAGEL CENTER	24,107.96
46	LTFM	264,704.74
47	OPEB DEBT SERVICE FUND	145,678.56
56	CONSTRUCTION PROJECTS	84,464.42
66	CAPITAL PROJECTS LEVY	924,925.46
		\$ 11,273,474.39
	SALARIES	\$ 11,381,239.91
	TOTAL	\$ 22,654,714.30

  
\_\_\_\_\_  
Jessica Hulitt

July 28, 2021  
Date

SCHOOL BOARD  
MINNETONKA I.S.D. #276  
5621 County Rd. 101  
Minnetonka, MN  
Community Room

Board Agenda Item XII. d.

**TITLE:** Recommended Personnel Items

**DATE:** August 5, 2021

**BACKGROUND:** Under the authorization of district policy, and the terms and conditions of the collective bargaining agreements between the Minnetonka Public Schools and employee groups recognized under Minnesota law, the executive director for human resources makes recommendations for employment, leaves, employee status changes, and resignations or release from contracts.

Those recommendations of a routine nature are attached in summary fashion. This section includes routine changes affecting an employee under the terms and conditions of the collective bargaining agreements, and new hires that occur between board meetings or are scheduled for the future.

State law requires that the School Board formally approve all personnel actions. At the time of hiring, employees are told that the administration formally recommends employment, and that the employment action is finalized only after Board action. On these routine matters, however, the administration may initiate the change prior to formal Board action in order to provide continuity of service to students.

Personnel changes of an exceptional nature requiring the interpretation of other district policies or laws are marked with an asterisk on the summary page, and have a separate explanation. In these cases, the administration does not take action until after Board action.

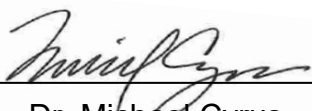
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**FUTURE ACTION/RECOMMENDATION:**

The administration recommends approval of all attached personnel changes.

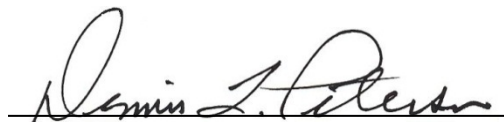
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Submitted by:



Dr. Michael Cyrus  
Executive Director of Human Resources

Concurrence by:



Dr. Dennis L. Peterson  
Superintendent

**RECOMMENDED PERSONNEL ITEMS**

**I. INSTRUCTION**

APPOINTMENTS	ASSIGNMENT	EFFECTIVE	SALARY
CHARTRAND, SOFIA	SPANISH, 0.7 FTE, MME	8/31/21-6/13/22	\$31,350.90
CHARTRAND, SOFIA	SPANISH, 0.2 FTE, MME	2021-22	\$8,957.40
CONNELLY, ROBYN	SPECIAL ED, 1.0 FTE, TRANSITION PROGRAM	2021-22	\$79,487
DEUTSCH, KATHERINE	ELEMENTARY SPANISH IMMERSION FLOAT, 1.0 FTE, DISTRICT	8/31/21-6/13/22	\$46,069
JANSEN, JOSHUA	ASSISTANT PRINCIPAL, 1.0 FTE, DH	8/16/21	\$110,396
JOHNSON, ELIZABETH	MINNETONKA PRESCHOOL, 14-15 HOURS/WEEK, MCEC	2021-22	\$36.12/HR
KNES, DALTON	TEACHER ON SPECIAL ASSIGNMENT FOR STUDENT AFFAIRS, 1.0 FTE, MMW	2021-22	\$61,857
LAPSHINA, TATIANA	GRADE 3 SPANISH IMMERSION, 1.0 FTE, GR	2021-22	\$44,787
LARSON, ALICIA	SPECIAL ED, 1.0 FTE, MMW	2021-22	\$44,787
LUHMANN, EDINSON	GRADE 1 SPANISH IMMERSION, 1.0 FTE, MWTA	2021-22	\$70,854
MULVANEY, JOHN	SPECIAL ED, 1.0 FTE, MHS	2021-22	\$63,655
SAWYER, JUSTIN	ASSOCIATE PRINCIPAL, 1.0 FTE, MHS	2021-22	\$142,800
SELNICK, LAUREN	NURSE, 34 HOURS/WEEK, EXC	2021-22	\$40.87/HOUR
ST. MARTIN, MADELINE	SCHOOL PSYCHOLOGIST, 1.0 FTE, MMW	2021-22	\$55,394
STUEMKE PETERSON, TEGAN	SPECIAL ED/READING, 1.0 FTE, MME/MMW	2021-22	\$76,253
WATERHOUSE, KYLEEN	NURSE, 20 HOURS/WEEK, MCEC & TRANSITION PROGRAM	2021-22	\$40.87/HOUR
<b>2021 SUMMER PROGRAM TEACHERS:</b>			
ABEL, LYDIA	ESY SPECIAL ED SUPPORT TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$30.68/HR
ALLEN, DANI	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
ANDERSON, JESSICA	ESY SPEECH LANG PATH, 3-6.5 HRS/WK, 3 DAYS/WK, DISTRICT	7/1/21-7/30/21	\$38.69/HR
BEMAN, LEAH	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
BERGER, CHRISTIN	ESY READING TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, DISTRICT	7/1/21-7/29/21	\$38.69/HR
CALLAHAN, MARY	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, MHS	7/1/21-7/29/21	\$38.69/HR
CAVANAUGH, MEGAN	SUMMER LRNG PRGM TEACHER, SEL, MIDDLE SCHOOL, 4 HRS/DAY, 2 DAY/WK	7/14/21-8/5/21	\$47.08/HR
CUNHA G. KERN, VIVIAN	SUMMER LRNG PRGM TEACHER, SPAN IMM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-7/16/21	\$35.06/HR
DALDOUL, HEATHER	SUMMER SCHOOL ELL PRGM TEACHER, 6.5 HRS/DAY, 3 DAYS/WK, OFF-SITE	7/6/21-8/12/21	\$38.69/HR
EDDY, REBECCA	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
FILIPEK, MEGHAN	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
HALDEMAN MEIERHOFER, SHARON	SUMMER SCHOOL SCIENCE TEACHER, 4 HRS/DAY, 4 DAYS/WK, MHS	6/28/21-7/29/21	\$30.68/HR
HANSON, BAILEY	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
HANSON, RACHEL	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, MHS	7/1/21-7/29/21	\$38.69/HR
HENDRIX, NICOLLETTE	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
HERMANN, OLIVIA	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
HOEKSTRA, GARRICK	SUMMER SCHOOL SOCIAL STUDIES TEACHER, 4 HRS/DAY, 4 DAYS/WK, MHS	6/28/21-7/29/21	\$30.68/HR
HULSEBUS, KATELYN	SUMMER LRNG PRGM TEACHER, ELEM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$30.68/HR
JENSEN, JULIE	ESY SPECIAL ED SUPPORT TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$30.68/HR
KEYHO, HEIDI	SUMMER LRNG PRGM TEACHER, ELEM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$30.68/HR
KOPPELMAN, JOEY	SUMMER SCHOOL MATH TEACHER, MIDDLE SCHOOL, 4 HRS/DAY, 4 DAYS/WK	7/19/21-8/5/21	\$30.68/HR
KUEHN, MADELINE	SUMMER SCHOOL MATH TEACHER, MIDDLE SCHOOL, 4 HRS/DAY, 4 DAYS/WK	7/12/21-8/5/21	\$30.68/HR
KULLMAN, RHONDA	ESY SUMMER NURSE, 3.5 HRS/DAY, 3 DAYS/WK, MHS	7/1/21-7/29/21	\$38.69/HR
LABATE, CAROLINE	SUMMER LRNG PRGM TEACHER, ELEM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$30.68/HR
LAPSHINA, TATIANA	SUMMER LRNG PRGM TEACHER, SPAN IMM, 4 HRS/DAY, 4 DAYS/WK, GR	7/21/21-8/5/21	\$30.68/HR
LOSCHIEDER, CHRISTENA	ESY SPECIAL ED SUPPORT TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$30.68/HR
JOHNSON, LAURAL	ESY SPECIAL ED SUMMER LEAD TEACHER, 4 HRS/DAY, 3 DAYS/WK, CS/MHS	7/1/21-7/29/21	\$71.98/HR
MINNIS, LAURA	SUMMER LRNG PRGM TEACHER, SEL, MIDDLE SCHOOL, 4 HRS/DAY, 2 DAYS/WK	7/14/21-8/5/21	\$56.26/HR
MORALES, CLAUDIA	SUMMER LRNG PRGM TEACHER, SPAN IMM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$43.49/HR
NETZKE, LAUREN	ESY SPEC ED ECSE TEACHER, 5.5 HRS/DAY, 2 DAYS/WK, MCEC	7/1/21-7/30/21	\$38.69/HR
O'CONNELL, CAMERON	ESY SPECIAL ED SUPPORT TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$30.68/HR
ORTIZ, FABIO	SUMMER LRNG PRGM TEACHER, SPAN IMM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$43.49/HR
POTTER, ANDY	SUMMER SCHOOL ELEM EL PRGM TEACHER, 6 HRS/DAY, 3 DAYS/WK, OFF-SITE	7/6/21-8/12/21	\$38.69/HR
ROCKERS, SUE	ESY SUMMER NURSE, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$43.22/HR
ROWAN, KAREN	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
SKJERPING, KAYLYN	SUMMER LRNG PRGM TEACHER, ELEM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$30.68/HR
SUEKER, JO	ESY SPECIAL ED SUPPORT TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$30.68/HR
VARVERAKIS, MICHAEL	SUMMER SCHOOL LEAD TEACHER, 4 HRS/DAY, 4 DAYS/WK, MHS	6/28/21-7/29/21	\$38.69/HR

WIESE, SARAH	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
WILLIAMS, CAITLIN	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
WINDSOR, KARREN	ESY SPECIAL ED TEACHER, 3.5 HRS/DAY, 3 DAYS/WK, CS	7/1/21-7/29/21	\$38.69/HR
ZHANG, DE	SUMMER LRNG PRGM TEACHER, CHINESE IMM, 4 HRS/DAY, 4 DAYS/WK, GR	7/12/21-8/5/21	\$51.69/HR
ZINS, MICHELLE	SUMMER LRNG PRGM TEACH, LANG ARTS, MIDD. SCHL, 4 HRS/DAY, 4 DAYS/WK	7/12/21-8/5/21	\$48.58/HR

RESIGNATIONS	ASSIGNMENT	EFFECTIVE	REASON
ABEL, MICHELE	READING TEACHER, 1.0 FTE, SH	7/8/21	RETIREMENT
NORDSTOG, STEPHANIE	ASSISTANT PRINCIPAL, 1.0 FTE, MME	8/6/21	RESIGNATION
ROSENGRN, EMILY	SOCIAL STUDIES TEACHER, 0.8 FTE, MHS	7/6/21	RESIGNATION

LEAVES	ASSIGNMENT	EFFECTIVE	REASON
BERGE, SUSAN	NAVIGATOR, 1.0 FTE, SH – REQUESTING 1.0 FTE LOA	2021-22	PERSONAL
GLUCK, ELIZABETH	NAVIGATOR, 1.0 FTE, EXC – REQUESTING 1.0 FTE LOA	2021-22	PERSONAL
KUBUSEK, ANN	CHINESE IMM SOCIAL STUDIES, 0.8 FTE, MME – REQUESTING 0.2 FTE LOA	2021-22	PERSONAL
MACKINNEY, MICHELLE	SPECIAL ED, 1.0 FTE, MME – REQUESTING 1.0 FTE LOA	2021-22	MEDICAL
MEYEN, JESSE	GRADE 6 MATH, 1.0 FTE, MMW – REQUESTING 1.0 FTE LOA	2021-22	PERSONAL
ORLOWSKY, BETH	FRENCH, 0.8 FTE, MHS – REQUESTING 0.8 FTE LOA	2021-22	MEDICAL
PROCHNO, SAMANTHA	SCIENCE, 1.0 FTE, MME	11/27/21-2/4/22	CHILD REARING
SHATAVA, AMY	READING, 0.8 FTE, MWTA – REQUESTING 0.2 FTE LOA	8/31/21-1/31/22	SERIOUS FAMILY ILLNESS
SHATAVA, AMY	READING, 0.8 FTE, MWTA – REQUESTING 0.2 FTE LOA	2/1/22-6/13/22	MEDICAL
SIEGEL, HOWARD	COUNSELOR, 0.5 FTE, SH – REQUESTING 0.5 FTE LOA	2021-22	PERSONAL
ZHANG, XIAOCHUAN	CHINESE IMMERSION, 0.8 FTE, MMW – REQUESTING 0.2 FTE LOA	2021-22	PERSONAL

STATUS CHANGES	CURRENT ASSIGNMENT	EFFECTIVE	CHANGE
ASANOVICH, MARK	PHY ED, 1.0 FTE, MWTA	2021-22	PHY ED, 1.0 FTE, EXC
BEST, DARREN	TEACHER ON SPECIAL ASSGT-STUD. AFFAIRS, 1.0 FTE, MHS	7/26/21	ASSISTANT PRINCIPAL, 1.0 FTE, MHS
BINNING, KARI	ELL, 0.8 FTE, GR/MMW	2021-22	ELL, 1.0 FTE, MWTA/MMW
COIL, HANNAH	NURSE, 0.8 FTE, MME	2021-22	NURSE, 1.0 FTE, MME
FAGERLIE, MARTHA	ENRICHMENT CLASS INSTRUCTOR, MCE	2021-22	ADD: MTKA PRESCHOOL TEACHER, 16-17 HRS/WK, MCEC
FISCO, TIFFANY	ELT/WILSON READING LTS, 0.5 FTE, CS	2021-22	ELT/WILSON READING, 0.325 FTE, CS
GINKEL, JASE	MUSIC, 1.0 FTE, GR	2021-22	MUSIC, 1.0 FTE, CS
HALVORSON, BRAD	LANGUAGE ARTS, 1.0 FTE, MME	2021-22	TOSA FOR STUDENT AFFAIRS, 1.0 FTE, MME
HOEKSTRA, GARRICK	QUEST SITE SUPVR, 30 HRS/WK, MCEC (2020-21)	8/31/21-6/13/22	SOCIAL STUDIES, 0.8 FTE, MHS
HOFFMANN, ANDREA	TEACHER ON SPECIAL ASSGT BUILDING SUPPT, 1.0 FTE, GR	8/16/21	ASSISTANT PRINCIPAL, 1.0 FTE, GR
KUBUSEK, ANN	SOCIAL STUDIES, 1.0 FTE, MME	2021-22	CHINESE IMM SOCIAL STUDIES, 0.8 FTE, MME
LEDDY, AMANDA	LANG ARTS, 1.0 FTE, MS ELEARNING (10/19/20-6/10/21)	8/31/21-6/13/22	LANGUAGE ARTS, 1.0 FTE, MME
LELAND, DANIEL	MS FLOAT TEACHER, 1.0 FTE, MMW (10/5/20-6/10/21)	8/31/21-6/13/22	GRADE 6 SOCIAL STUDIES, 1.0 FTE, MME
MARKS, REBECCA	ART, 0.2 FTE, MHS	2021-22	ART, 1.0 FTE, MHS
MARSH, MONICA	TITLE ONE/WILSON READING, 0.81 FTE, CS	8/31/21-6/13/22	GRADE 3, 1.0 FTE, CS
MIKA, JEANETTE	NAVIGATOR LTS, 1.0 FTE, EXC: 9/1/20-11/25/20 & 1/25/21-6/10/21	8/31/21-6/13/22	NAVIGATOR 4/5 LTS, 1.0 FTE, EXC
NETZKE, LAUREN	ECSE LTS, 1.0 FTE, MCEC (3/1/21-6/10/21)	8/31/21-11/24/21	ECSE LTS, 1.0 FTE, MCEC
NUNN, JAMES	PHY ED, 1.0 FTE, EXC	2021-22	PHY ED, 1.0 FTE, MWTA
PALMER, SARAH	RESERVE NURSE	2021-22	ADD: SCHOOL NURSE, 0.1 FTE (4 HRS/WK) SH
PETERSON, DENNIS	SUPERINTENDENT, 1.0 FTE, DSC	2020-21	ADD: PERFORMANCE PAY 20%, \$51,000.00
PETERSON, DENNIS	SUPERINTENDENT, 1.0 FTE, DSC	2021-22	ANNUAL SALARY: \$262,650.00
PITTEL, DANIELLE	THEATER ARTS, STUDY SKILLS TEACHER, 0.85 FTE, MMW	2021-22	THEATER ARTS/STUDY SKILLS TEACHER, 1.0 FTE, MMW
POLSKI, DANIEL	READING LTS, 0.8 FTE, SH, 2/16/21-6/10/21	2021-22	READING TEACHER, 1.0 FTE, MMW
ROWAN, KAREN	SPECIAL ED LTS, 1.0 FTE, EXC, 10/21/21-6/10/21	8/31/21-1/21/22	SPECIAL ED LTS, 1.0 FTE, DH
SCHROEDER, VALERIE	GRADE 4, 1.0 FTE, MWTA	8/31/21-6/13/22	GRADE 5, 1.0 FTE, SH
SIEGEL, HOWARD	SCHOOL COUNSELOR, 1.0 FTE, DH/SH	2021-22	SCHOOL COUNSELOR, 0.5 FTE, SH
TAYLOR, DEBBIE	SPECIAL ED LTS, 0.8 FTE, MME, 9/1/20-6/10/21	8/31/21-6/13/22	SPECIAL ED LTS, 0.9 FTE, MME
VAN AALSBURG, JENNY	TEACHER ON SPECIAL ASSGT BUILD SUPPT, 1.0 FTE, MWTA	8/16/21	ASSISTANT PRINCIPAL, 1.0 FTE, MWTA
WICKLUND, DAVID	TEACHER ON SPECIAL ASSGT BUILDING SUPPT, 1.0 FTE, CS	8/16/21	ASSISTANT PRINCIPAL, 1.0 FTE, CS
ZHANG, XIAOCHUAN	CHINESE IMMERSION, 1.0 FTE, MME/MMW, 2020-21	2021-22	CHINESE IMMERSION, 0.8 FTE, MME

## II. BUSINESS AND OTHER NON-INSTRUCTIONAL SERVICES

APPOINTMENTS	ASSIGNMENT	EFFECTIVE	SALARY
BAKER, MICHAEL	EXPLORERS CLUB PRGM ASST, 30 HRS/WK, SH	6/10/21	\$15.02/HR
BENESH, JOSHUA	YOUTH RECREATION PROGRAM MANAGER, 1.0 FTE, MCEC	7/5/21	\$48,000

BORTNEM, HANNAH	LIFEGUARD, 30 HRS/WK, MCE	6/22/21	\$11.00/HR
BRUNET, RUTH	SWIM INSTRUCTOR, 20 HRS/WK, AQUATICS	7/7/21	\$12.00/HR
CHEN, ZHAOMENG	SWIM INSTRUCTOR, 20 HRS/WK, AQUATICS	6/29/21	\$12.00/HR
DEAN, LAUREN	EXPLORERS CLUB PRGM ASST, 26.25 HRS/WK, MCEC	6/10/21	\$14.65/HR
DRABIK, MICHAEL	CLASS C SPAN IMM CLRM PARA, SUMMER LRNG PRGM, 3.5 HRS/DAY, GR	7/12/21-8/5/21	\$19.56/HR
DUECK, CATHERINE	SWIM INSTRUCTOR, 20 HRS/WK, AQUATICS	7/15/21	\$12.00/HR
ERICKSON, CHARLOTTE	SUMMER IMMERSION CAMP, 15 HRS/WK, MCEC	7/26/21	\$13.30/HR
FINUCANE-TUCCIO, VERONICA	LIFEGUARD, 5-10 HRS/WK, MCE	7/16/21	\$12.00/HR
FLIGGE, LAUREN	EXPLORERS CLUB HS ASST, 20 HRS/WK, SH	6/10/21	\$12.00/HR
HAFNER-ORANGE, QUINLAN	LIFEGUARD, 10 HRS/WK, MCE	6/26/21	\$11.00/HR
HALLORAN, DECLAN	CHINESE IMMERSION CAMP, STUD ASST, 15 HRS/WK, MCEC	7/12/21-8/6/21	\$13.30/HR
JOHNSON, LIAM	EXPLORERS CLUB PRGM ASST, 22 HRS/WK, SH	6/10/21	\$14.65/HR
JUETTEN, KARLA	EARLY CHILDHOOD SCREENER, APPROX 300 HRS/YEAR, MCEC	8/3/21	\$22.75/HR
LUND, JAMES	LIFEGUARD, 25-30 HRS/WK, MCE	7/6/21	\$11.00-12.00/HR
MAYROSE, VERONICA	SWIM INSTRUCTOR, 20 HRS/WK, AQUATICS	7/15/21	\$12.00/HR
MCMAHON, MAIRIN	SWIM INSTRUCTOR, 20 HRS/WK, AQUATICS	6/29/21	\$12.00/HR
MILLS, HOPE	SUMMER REC LEAD COUNSELOR, 12-15 HRS/WK, MCEC	6/14/21	\$18.86/HR
MOLITOR-KIRSCH, BENNETT	LIFEGUARD, 20 HRS/WK, MCE	6/28/21	\$11.00/HR
OLSON, PAIGE	LIFEGUARD, 5-10 HRS/WK, MCE	7/8/21	\$11.00-12.00/HR
PETERS, JESSICA	EXPLORERS CLUB PRGM MGR, 1.0 FTE, MCEC	6/24/21	\$62,000
QUIST, FAITH	SUMMER IMMERSION CAMP, 15 HRS/WK, MCEC	7/26/21	\$13.30/HR
REYES ORTIZ, TRINIDAD	CUSTODIAN, 8 HRS/DAY, EXC	6/25/21	\$18.31/HR
ROSENHAGEN, HENRY	LIFEGUARD, 15-20 HRS/WK, MCE	6/28/21	\$11.00-12.00/HR
SNYDER, TAVIA	LIFEGUARD, 20-30 HRS/WK, MCE	7/14/21	\$12.00/HR
THOMAS, MADELINE	LIFEGUARD, 5-10 HRS/WK, MCE	6/30/21	\$11.00-12.00/HR
VARELA, JESSICA	SUMMER IMMERSION INSTRUCTOR, 19 HRS/WK, MCEC	7/19/21	\$30.06/HR
WILCOX, ANDREW	SUMMER RECREATION INSTRUCTOR, 12-15 HRS/WK, MCEC	6/14/21	\$13.30/HR
ZUIDEMA, NICHOLE	TRANSPORTATION SPECIALIST, 1.0 FTE, DSC	7/12/21	\$58,000

RESIGNATIONS	ASSIGNMENT	EFFECTIVE	REASON
AYDT, JODI	CLASS D SPEC ED PARA, 6.5 HRS/DAY, MMW	7/12/21	RESIGNATION
BATES, LUCAS	LAYOFF FROM EXPLORERS CLUB ASST SITE SUPVR, 8 HRS/DAY, MWTA	7/9/21	RESIGNATION
BIRHANZEL, LARS	LIFEGUARD, 15-20 HRS/WK, MCE	6/30/21	RESIGNATION
BOYLE, AUSTIN	EXPLORERS CLUB STUD ASST, 30 HRS/WK, CS	7/20/21	RESIGNATION
CARLSON, ERICA	CLASS F MS STUDENT CLIMATE PARA, 8 HRS/DAY, MME	6/9/21	RESIGNATION
CONSTANT, MARK	CUSTODIAN, 8 HRS/DAY, SH	10/13/21	RETIREMENT
FORD, JUDY	CLASS D SPEC ED PARA, 2.5 HRS/DAY, EXC	8/6/21	RETIREMENT
	CLASS NAVIGATOR PARA, 4 HRS/DAY, EXC		
	CLASS D BUS/TRAFFIC PARA, 15 MIN/DAY, EXC		
GATCHELL, SHELDON	CUSTODIAN, 8 HRS/DAY, MHS	7/7/21	RESIGNATION
GEHRKE, BECKY	COOK HELPER, 4 HRS/DAY, MHS	6/28/21	RETIREMENT
GRILL, ERIN	CLASS C CHINESE IMM PARA, 6.75 HRS/DAY, SH	7/23/21	RESIGNATION
HALLAHAN, CODY	EXPLORERS CLUB SITE SUPVR, 8 HRS/DAY, SH	7/28/21	RESIGNATION
HARTMANN, KARLA	CLASS III HEALTH SERVICES OFFICE ASST, 11 HRS/WK, DSC	6/25/21	RESIGNATION
HAYES, YVONNE	COOK, 5.5 HRS/DAY, MMW	7/5/21	RETIREMENT
HEBZYNSKI, MOLLY	HEAD DEVELOPMENT COACH, 1.0 FTE, AQUATICS	8/9/21	RESIGNATION
HOSTETTER, TORI	LIFEGUARD/LEAD LIFEGUARD, AQUATICS	6/19/21	RESIGNATION
HURLEY, JULIE	CLASS D SPEC ED PARA, 6.5 HRS/DAY, MWTA	7/9/21	RESIGNATION
JOHNSON, LUKE	ASST SWIM CLUB COACH, 10 HRS/WK, AQUATICS	6/8/21	RESIGNATION
LHOTKA, SCOTT	BEACH SERVICES & LIFEGUARD TRAINING PRGM COORD, 1.0 FTE, AQUATICS	8/27/21	RESIGNATION
MELLO, ALAN	CLASS C MATH SUPPORT PARA, 5 HRS/DAY, GR	7/6/21	RETIREMENT
MERCK, GREG	CUSTODIAN, 8 HRS/DAY, SH	7/11/21	RETIREMENT
PETERSON, KATHERINE	EXPLORERS CLUB PRGM LEAD, 6 HRS/DAY, DH	6/9/21	RESIGNATION
PRESSMAN, ELI	LEAD LIFEGUARD, 25 HRS/WK, AQUATICS	7/16/21	RESIGNATION
RUE, SHELBY	EXPLORERS CLUB SIT SUPVR, 8 HRS/DAY, MWTA	7/9/21	RESIGNATION
STEPHENS, DENNIS	CLASS D SPEC ED PARA, 6.5 HRS/DAY, MMW	7/14/21	RESIGNATION
	CLASS B SUPVRY PARA, 30 MIN/DAY, MMW		
TABER, CATHLEEN	CLASS D SPEC ED & CLASS C CLRM PARA, 7.1 HRS/DAY, MME	10/1/21	RETIREMENT
WERMERSKIRCHEN, LISA	EXPLORERS CLUB SITE SUPVR, 8 HRS/DAY, EXC	8/6/21	RESIGNATION
WITTORF, FELICIA	LEVEL B SYSTEMS SUPPT ASST, 32 HRW/WK, TECH DEPT	9/30/21	RETIREMENT

LEAVES	ASSIGNMENT	EFFECTIVE	REASON
BARTELT, LAUREN	ARTSCENTER ASSOCIATE DIRECTOR, 1.0 FTE, ARTSCENTER	9/16/21-11/19/21	CHILD REARING

STATUS CHANGES	CURRENT ASSIGNMENT	EFFECTIVE	CHANGE
BECKMAN, ALEXIS	LEVEL III OFF ASST & LEVEL IV TOUR DE TONKA OFF ASST, 8 HRS/DAY, MCEC	8/16/21	LEVEL V HEAD OFF ASST, 8 HRS/DAY, DH
GURLEY, CAREINO	CLASS B HALL PARA, 7 HRS/DAY, MHS	2021-22	ACADEMIC & STUDENT SUPPT COORD, 1.0 FTE, MHS
HASPERT, CASEY	CUSTODIAN, 8 HRS/DAY, MHS	6/25/21	DEVELOPMENTAL TRAINEE, 8 HRS/DAY, BUILD & GRNDS
LARSEN, JONATHAN	CUSTODIAN, 8 HRS/DAY, MCEC	7/5/21	CUSTODIAN, 8 HRS/DAY, MHS
RIPLEY, KELLY	LEVEL III SPEC ED OFF ASST, 5 HRS/DAY, MME	2021-22	LEVEL III SPEC ED OFF ASST, 6 HRS/DAY, MME

### III. IN-DISTRICT APPOINTMENTS

APPOINTMENT	ASSIGNMENT	BUILDING	EFFECTIVE	SALARY
BARTHOLIT, JOHN	TENNIS COACH, MCE	MCEC	7/9/21	\$13.30/HR
BOYUM, TRENT	SUMMER CAMP – BROADWAY ROCKS DIRECTOR – MTKA ELEM THEATER	ARTSCTR	SUMMER 2021	\$4,500
CANTWELL, ELENA	GYMNASTICS STUDENT ASST COACH, MCE	MCEC	6/14/21	\$11.83/HR
CZISNY, CLAY	TENNIS COACH, MCE	MCEC	6/9/21	\$16.79/HR
ESCH, MARK	SUMMER WEIGHT ROOM SUPVR	PAGEL	6/14/21-8/15/21	\$6,359.50
GALLAGHER, KATE	WEIGHT ROOM ASST SUPVR	PAGEL	6/14/21-8/26/21	\$14.00/HR
GONDECK BECKER, DAVID	BOUNDARY WATERS TRIP LEAD GUIDE	MCEC	JULY 2021	\$1,000
GOODSPEED GROSS, JERI	BOUNDARY WATERS TRIP LEAD GUIDE	MCEC	JULY 2021	\$1,000
HANS, KELSEY	GIRLS SOCCER HEAD COACH	MHS	8/16/21-11/4/21	\$6,307
HENDRICKSON, BENTLEY	GYMNASTICS STUDENT ASST COACH, MCE	MCEC	6/14/21	\$11.83/HR
ISCHE, ELLIOT	LACROSSE COACH, MCE	MCEC	7/12/21	\$450
KARON, ISMAIL	WEIGHT ROOM ASST SUPVR	PAGEL	6/14/21-8/13/21	\$20.00/HR
KONKOLY, IBOLYA	WEIGHT ROOM ASST SUPVR	PAGEL	6/14/21-8/26/21	\$14.00/HR
LEWIS, KELLY	BOUNDARY WATERS TRIP LEAD GUIDE	MCEC	JULY 2021	\$1,200
MOON, TAYLOR	SUMMER STRENGTH AND CONDITIONING HEAD COACH	PAGEL	6/14/21-8/13/21	\$35.00/HR
POSTIER, HUNTER ANNE	WEIGHT ROOM ASST SUPVR	PAGEL	6/1/21-8/26/21	\$15.00/HR
RODEN, DAN	BOUNDARY WATERS TRIP LEAD GUIDE	MCEC	JULY 2021	\$1,000
SCHULTZ, GINNA	BOUNDARY WATERS TRIP LEAD GUIDE	MCEC	JULY 2021	\$1,000
SETH, ALLIE	CI/PI ADAPTED BOWLING COACH	MHS	MARCH 2021-5/22/21	\$956.60
SIEGEL, BARRY	TBALL SKILLS COACH, MCE	MCEC	6/14/21	\$16.79/HR
SNYDER, ETHAN	TENNIS COACH, MCE	MCEC	6/10/21	\$16.79/HR
TOLLEFSON, LUKE	LACROSSE COACH, MCE	MCEC	7/12/21	\$450
VAN HOOMISSEN, DANIEL	WEIGHT ROOM ASST SUPVR	PAGEL	6/14/21-8/26/21	\$14.00/HR

## CONSENT

**School Board  
Minnetonka ISD #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda XII. e.**

**Title: Gifts and Donations**

**Date: August 5, 2021**

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**EXECUTIVE SUMMARY:**

In accordance with Minnetonka School District Policy #706, the Minnetonka School District encourages gifts and donations to enhance quality education to both students and residents. The School Board makes the final determination on the acceptability of a gift or donation. All gifts and donations become District No. 276 property under the complete jurisdiction of the Minnetonka School Board.

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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka High School Sports Account:

United Health Care – Baseball Program	\$7,000.00
Minnetonka Skippers Booster Club – Girl’s Golf Team	\$100.00
Minnetonka Skippers Booster Club – Girl’s Hockey Team	\$100.00
Michael Rogers – Boys Soccer Uniforms	\$2,000.00
MHS Soccer Booster Club – Upper Field South Turf	\$5,000.00
Stephan Schneider & Joni Jensen – Boy’s Tennis Team	\$35.00

**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka High School Victoria Lions Scholarship Account:

Victoria Lions	\$2,000.00
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka High School General Gifts and Donations Account:

The Blackbaud Giving Fund	\$660.00
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka Middle School East – Student Leadership Account:

The Blackbaud Giving Fund	\$50.00
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka Middle School East School Trust Fund:

Alan Schulman	\$100.00
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka Middle School East PTA Reimbursement Account:

Minnetonka Middle School East PTA	\$8,728.54
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnetonka Middle School West PTA Reimbursement Account:

Minnetonka Middle School West PTA	\$1,061.16
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Deephaven Elementary School Trust Account:

Target CyberGrants, LLC	\$30.00
Ally Financial Inc	\$50.00
Deephaven Elementary School PTA – Grants/Media Program	\$16,797.00

**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Excelsior Elementary School Trust Account:

YourCause Best Buy	\$8.40
The Blackbaud Giving Fund	\$60.00

**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Groveland Elementary School Trust Account:

Frontstream	\$33.32
Groveland Elementary PTO – New Risers	\$10,000
Groveland Elementary PTO – Keyboard for iPads	\$2,790.00

**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Minnewashta Elementary School Trust Account:

Minnewashta Elementary PTO	\$21,000.00
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**RECOMMENDATION:** That the School Board accepts the following donation to be placed in the Scenic Heights Elementary School Trust Account:

Kurt Hoddinot	\$200.04
Brent Rickenbach	\$71.16
Timothy Krueger	\$50.00

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<b>TOTAL GIFTS AND DONATIONS FOR 2021-2022*</b>	<b>=</b>	<b>\$77,924.62</b>
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\*Total amount reflects gifts & donations submitted for board approval in 2021-2022.

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Submitted by: Paul Bourgeois  
Paul Bourgeois, Executive Director of Finance & Operations

**CONSENT**

**School Board  
Minnetonka I.S.D #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item XII. f**

**Title:** Electronic Fund Transfers

**Date:** August 5, 2021

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**EXECUTIVE SUMMARY:**

Minnesota Statute 471.38 requires that a list of electronic fund transfers be submitted to the School Board each month for approval.

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**RECOMMENDATION:**

It is recommended that the School Board approve the attached automatic withdrawals and investments from the General Fund for May and June 2021.

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**Submitted by:**



Paul Bourgeois, Executive Director of Finance & Operations



<b>JUNE 2021 FROM GENERAL FUND</b>					
DATE		PAYEE			AMOUNT
6/1/2021	FURTHER				18404.14
6/1/2021	DELTA DENTAL				22614.52
6/1/2021	HEALTHPARTNERS PREMIUM				67584.96
6/1/2021	FURTHER				103969.16
6/1/2021	HEALTHPARTNERS CLAIMS				169438.91
6/1/2021	SANS LOAN PAYMENT				6753.08
6/2/2021	PAYROLL				2,621,892.68
6/4/2021	AP PAYMENT				69,467.03
6/7/2021	FURTHER				8706.32
6/7/2021	DELTA DENTAL				19186.52
6/7/2021	HEALTHPARTNERS CLAIMS				236959.02
6/7/2021	PAYROLL				235,789.01
6/9/2021	LETTER OF CREDIT RENEWAL FEES				13912.5
6/14/2021	DELTA DENTAL				14663.94
6/14/2021	HEALTHPARTNERS CLAIMS				105391.36
6/14/2021	SOLUTRAN - HEALTHY SAVINGS				3,984.02
6/14/2021	AP PAYMENT				75,253.53
6/15/2021	PAYROLL				4,314,958.23
6/18/2021	AP PAYMENT				308,859.30
6/21/2021	FURTHER				10520.75
6/21/2021	HEALTHPARTNERS CLAIMS				251025.05
6/22/2021	DELTA DENTAL				14039.29
6/23/2021	FURTHER				4680
6/25/2021	AP PAYMENT				345,248.81
6/28/2021	FURTHER				19330.55
6/28/2021	HEALTHPARTNERS PREMIUM				71081.25
6/28/2021	DELTA DENTAL				24020.29
6/28/2021	HEALTHPARTNERS CLAIMS				204673.73
6/29/2021	PAYROLL				1,915,434.97
6/29/2021	AP PAYMENT				35,377.14
JUNE	MCEC CREDIT CARD PROCESSING FEES				18333.16
JUNE	ATHLETIC CC PROCESSINGS FEES				812.13
JUNE	POSTAGE				1500
JUNE	BANK MONTHLY SERVICE CHARGE				975.33
JUNE	AQUATIC CREDIT CARD PROCESSING FEES				2258.13
JUNE	ART CENTER CREDIT CARD PROCESSING FEES				550.56
JUNE	MTKA WEBSTORE CC PROCESSING FEES				6723.21
					\$ 11,344,372.58
<b>JUNE</b>					
INVESTMENT DESCRIPTION	BANK	MATURITY DATE	INTEREST RATE	ENDING BALANCE	
Money Market	Alerus Bank ICS Savings	NA	0.30%	43,717,810.05	
Money Market	MSDLAF+ Liquid Class	NA	0.01%	3,744,109.78	
Money Market	MSDLAF+ MAX Class	NA	0.03%	0.01	
Term	MSDLAF	NA		-	
CD	MSDLAF	NA	0.25%	248,000.00	
Money Market	PMA IS	NA	0.02%	19,531,787.35	
Term	PMA MN Trust Term Series	NA	0.00%	-	
Municipal Bonds	Northland Securities	NA	0.00%	624,630.28	
Various	Wells Fargo OPEB	NA	Var	28,051,380.49	
				\$ 95,917,717.96	

**CONSENT**

**School Board  
Minnetonka I.S.D. #276  
5621 County Road 101  
Minnetonka, Minnesota**

**Board Agenda Item XII. g**

**Title: Approval of 2021-22 Resolution for Membership  
in the Minnesota State High School League**

**Date: August 5, 2021**

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**OVERVIEW:**

Minnesota Statutes 1993, Section 128C.01 requires individual school boards each year to authorize membership in the Minnesota State High School League. The Resolution affirms:

- That the School Board for each school delegate the control, supervision and regulation of League-sponsored athletic and fine arts activities to the Minnesota State High School League; and
- That the School Board adopts the Constitution, Bylaws and Rules and Regulations of the League; and
- That the administration of and the responsibility for supervising the activities are assigned to the official school representative.

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**RECOMMENDATION/FUTURE DIRECTION:**

It is recommended that the School Board adopt the attached Resolution for Membership in the Minnesota State High School League for the 2021-22 school year.

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Submitted by: \_\_\_\_\_



\_\_\_\_\_  
Dennis L. Peterson  
Superintendent of Schools



## 2021-2022 RESOLUTION FOR MEMBERSHIP IN THE MINNESOTA STATE HIGH SCHOOL LEAGUE

**RESOLVED**, that the Governing Board of School District Number 276, County of Hennepin\_\_\_\_, State of Minnesota delegates the control, supervision and regulation of interscholastic athletic and fine arts events (referred to in MN Statutes, Section 128C.01) to the Minnesota State High School League, and so hereby certifies to the State Commissioner of Education as provided for by Minnesota Statutes.

**FURTHER RESOLVED**, that the high school(s) listed below (name all high schools in the district):

Minnetonka High School \_\_\_\_\_

(If more than four high schools, attach an additional list)

is/are authorized by this, the Governing Board of said school district or school to:

1. \_\_\_\_\_ Make new application for membership in the Minnesota State High School League;  
School Enrollment (9-12): \_\_\_\_\_  
**OR;**  
\_\_\_\_x\_\_\_\_ Renew its membership in the Minnesota State High School League; and,
2. Participate in the approved interschool activities sponsored by said League and its various subdivisions.

**FURTHER RESOLVED**, that this Governing Board hereby adopts the Constitution, Bylaws, Rules and Regulations of said League and all amendments thereto as the same as are published in the latest edition of the League's *Official Handbook*, on file at the office of the school district or as appears on the League's website, as the minimum standards governing participation in said League-sponsored activities, and that the administration and responsibility for determining student eligibility and for the supervision of such activities are assigned to the official representatives identified by this Governing Board.

***Signing the Resolution for Membership affirms that this Governing Board has viewed the WHY WE PLAY training video which defines the purpose and value of education-based athletic and activity programs and assists school communities in communicating a shared common language.***

*Member schools must develop and publicize administrative procedures to address eligibility suspensions related to Code of Student Conduct violations for students participating in activity programs by member schools.*

The above Resolution was adopted by the Governing Board of this school district and is recorded in the official minutes of said Board and hereby is certified to the State Commissioner of Education as provided for by law.

Signed: \_\_\_\_\_  
(Clerk/Secretary - Local Governing Board)

Signed: \_\_\_\_\_  
(Superintendent or Head of School)

Date: August 5, 2021

Date: August 5, 2021

District Office Address, City, Zip: 5621 County Road 101, Minnetonka, MN 55345

School Superintendent's Phone: 952-401-5004 School Superintendent's Email:  
dennis.peterson@minnetonkaschools.org

**This form must be completed and submitted to MSHSL NOT LATER THAN AUGUST 31, 2021  
Retain one copy for the school files.**

## 2020-2021 RESOLUTION FOR MEMBERSHIP

This page must be completed once for each school in the district.

The following is taken from the MSHSL Constitution:

### 208.00 LOCAL CONTROL

#### 208.01 Designated School Representatives

At the beginning of the League's fiscal year, the governing board of each member school shall designate two (2) representatives who are authorized to vote for the member school at all district, region and section meetings and on mail ballots where member schools are called upon to vote, such as district meetings, region meetings, and mail ballots.

**One of the designated representatives shall be a member of the school's governing board and the other shall be an administrator or full-time faculty member of the member school.**

In school districts with multiple schools, the designated representative from the school district's governing body may represent more than one school and is entitled to one vote for each school they represent.

#### 208.02 Designated Activity Representatives

At the beginning of the League's fiscal year, the governing board of each member school shall select individuals to represent its school in the following areas: (a) boys sports; (b) girls sports; (c) speech; and (d) music.

#### 208.03 Local Advisory Committee

Each school is urged to form an advisory committee for League activities. Committee membership is not limited to but shall include a school board member, a student, a parent, and a faculty member, to advise the designated school representatives on all matters relating to the school's membership in the MSHSL.

**Please complete and return this form with your school's 2021-2022 Resolution for Membership. If the school board is responsible for more than one (1) high school, please complete a form for EACH high school.**

\_\_\_\_\_ **Minnetonka High School** \_\_\_\_\_

Name of School (Please Print)

### 208.01 VOTE ON BEHALF OF THE HIGH SCHOOL

Mark Ambrosen \_\_\_\_\_  
(Designated School Board Member – please print)

\_\_\_\_\_ Ted Schultz \_\_\_\_\_  
(Designated School Representative – please print)

mark.ambrosen@minnetonkaschools.org \_\_\_\_\_  
Email Address

ted.schultz@minnetonkaschools.org \_\_\_\_\_  
Email Address

### 208.02 ACTIVITY REPRESENTATIVES

\_\_\_\_\_ Paul Twenge \_\_\_\_\_  
(Boys' Sports – please print)

\_\_\_\_\_ Leah Dasovich \_\_\_\_\_  
(Girls' Sports – please print)

\_\_\_\_\_ Nathan Van Dyke \_\_\_\_\_  
(Speech – please print)

\_\_\_\_\_ Miles Mortenson \_\_\_\_\_  
(Music – please print)

### 208.03 LOCAL ADVISORY COMMITTEE MEMBERS

\_\_\_\_\_ \_\_\_\_\_  
(Board Member—please print)

\_\_\_\_\_ Walker Lu \_\_\_\_\_  
(Student—please print)

\_\_\_\_\_ Jennifer Weeks \_\_\_\_\_  
(Parent—please print)

\_\_\_\_\_ Kim Hoehne \_\_\_\_\_  
(Faculty Member—please print)

**Ted Schultz**

\_\_\_\_\_ \_\_\_\_\_  
(Mailing Representative—please print)

The Mailing Representative is the person to whom mailings go. This is usually the Activity Director.

CONSENT

School Board  
Minnetonka I.S.D. 276  
5621 County Road 101  
Minnetonka, Minnesota

Board Agenda Item XII. h

Title: **Approval of Metropolitan Council Temporary Easements  
At Excelsior Elementary School**

**August 5, 2021**

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**EXECUTIVE SUMMARY:**

The Metropolitan Council is undertaking a significant project in the Excelsior area to upgrade the capacity of the waste management pipelines in the area. In order to complete the project, it is necessary for the Metropolitan Council to access the pipelines in three small areas that are on the Excelsior Elementary School site.

Two of the small parcels are adjacent to Mitten Pond on the west side of the Mitten Pond-portion of the Excelsior Elementary School site alongside Water Street near the intersection with College Avenue. These two parcels are far away from the main parcel on which Excelsior Elementary School sits, so any work in that area will have no impact on the operations of Excelsior Elementary School. For these two parcels, labeled on the attached easements as Parcel Number 6 and Parcel Number 7, the Metropolitan Council is requesting an easement that runs from November 1, 2021 through November 1, 2023.

The third small parcel is located on the very north tip of the Excelsior playground adjacent to the intersection of the back driveway and parking lot on the former Lyman Lumber site. For this location, the District has worked with the Metropolitan Council to limit the easements to periods when school is not in session, including from June 15, 2022 through August 15, 2022 and June 15, 2023 through August 15, 2023.

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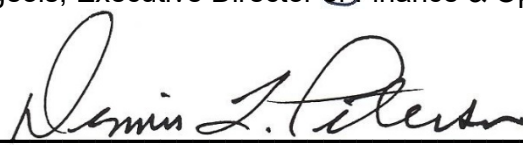
**RECOMMENDATION/FUTURE DIRECTION:**

As the waste pipeline improvement project is in the public interest and there is no impact of any sort on Excelsior Elementary School Operations, it is recommended that the School Board approve the Temporary Construction Easements for the Metropolitan Council to access Parcel Number 6, Parcel Number 7 and Parcel Number 8 as presented.

Submitted by: \_\_\_\_\_

  
Paul Bourgeois, Executive Director of Finance & Operations

Concurrence: \_\_\_\_\_

  
Dennis Peterson, Superintendent



***RECOMMENDED MOTION***

WHEREAS the Metropolitan Council has a need to improve the waste pipeline capacity for the pipeline in the Excelsior area and needs to access select small parcels of land on the Excelsior Elementary School Site for short periods of time to work on the pipeline project, and;

WHEREAS the pipeline project is in the public interest and there is no impact on the operations of Excelsior Elementary School during the times that work would be completed in the easements;

BE IT RESOLVED that the School Board of Minnetonka Independent School District 276 does hereby approve temporary easements for Parcel 6, Parcel 7 and Parcel eight as presented in the attachments to this resolution.

**TEMPORARY CONSTRUCTION EASEMENT**  
**Parcel No. 6**

This Temporary Construction Easement ("Easement") is made by Minnetonka School District No. 276, a Minnesota public school district, ("Grantor") and the Metropolitan Council, a public corporation and political subdivision of the State of Minnesota ("Grantee") (collectively referred to as the "Parties").

**Whereas**, Grantor is the fee owner of real property that is legally described on the attached **Exhibit A** ("Property"); and

**Whereas**, Grantee is constructing the Excelsior Regional Sewer 7017-2 and City Improvements Project ("Project") for which it needs an Easement over, under and across portions of Grantor's Property; and

**Whereas**, the purpose of the Easement is to, without limitation, locate, stage, install, and construct the Project and associated improvements on the Property ("Work").

**Now therefore**, for \$0 and other valuable consideration, the receipt of which is acknowledged by Grantor, and in further consideration for the mutual promises made below, the Parties agree as follows:

1. **Grant of Easement.** Grantor hereby grants and conveys to Grantee, its agents, contractors, permittees, successors, and assigns, a Temporary Construction Easement ("Easement") over, under and across that part of the Property legally described on the attached **Exhibit B** (the "Easement Area") and depicted on the attached **Exhibit C** for the Work.

2. **Use.** Grantee may use the Easement Area for purposes of constructing the Project, which may include [e.g. staging construction materials and equipment, banking soil

or project debris, construction project staff parking, installation of utilities, or other specific purposes].

Subsequent to the date of the Easement and until such Easement has expired, Grantor, its heirs, successors, and assigns, will not erect, construct, or create any building, improvement, obstruction, perpendicular utility crossing, or structure of any kind, either above or below the surface of the Easement Area or plant any trees, or stockpile construction debris or construction equipment, or change the grade of the Easement Area without Grantee's express written consent.

3. **Term of Easement.** The Easement shall commence on the **November 1, 2021** and shall remain in full force and effect until **November 1, 2023** unless otherwise extended in writing by the Parties consistent with paragraph 6.

4. **Restoration.** Upon completion of the Project Grantee shall make reasonable efforts to restore the Easement Area to a like kind condition or the condition that existed prior to the granting of this Easement.

5. **Covenant of Ownership.** Grantor covenants that it is the lawful owner and is in lawful possession of the above-described real estate and has the lawful right and authority to convey and grant the Easement.

6. **Notices and Demands.** All notices, requests, demands, consents, and other communications required or permitted under this Easement shall be in writing and shall be deemed to have been duly and properly given 3 business days after the date of mailing if deposited in a receptacle of the United States mail, first class postage prepaid, addressed to the intended recipient as follows:

Grantor: Minnetonka School District 276  
Attn: Paul Bourgeois  
5621 County Road 101  
Minnetonka, MN 55345

Grantee: Metropolitan Council  
390 Robert Street North  
Saint Paul, MN 55101-1805  
Attn: Real Estate Office

7. **Termination, Amendment, or Release of Easement.** The Easement may only be amended by written agreement signed by the Parties or their successors and/or assigns. If amended, either the Grantee or the Grantor shall record the amendment against the Property. Grantee may release the Easement at any time during the Term by a executing a Release of Easement and recording the same against the Property and providing a copy of the Release of Easement to the Grantor. After the Term of the Easement has expired, this Easement shall automatically expire without further action by the parties.

8. **Miscellaneous.**

a. **Binding Covenant.** The provisions and conditions of this Easement shall be binding upon and inure to the benefit of the Parties and their successors and assigns and shall constitute a covenant running with the land.

b. **Waiver.** No waiver of any provision of this Easement shall be binding unless executed in writing by the Party making the waiver. No waiver of any provision of this Easement shall be deemed to constitute a waiver of any other provision, whether or not similar, nor shall any waiver constitute a continuing waiver unless the written waiver so specifies.

c. **Liability.** Each Party is responsible for their own acts and omissions and the results thereof to the extent authorized by the law. This shall not be construed to waive any liability limits or immunities including those arising under Minnesota Statutes Chapter 466.

d. **Governing Law.** This Easement is governed, construed, and enforced under the laws of the State of Minnesota without regard to conflicts of law provisions.

e. **Counterparts.** This Easement may be executed in any number of counterparts, each of which is to be deemed to be an original and the counterparts together constitute one and the same Easement. A physical copy or electronic copy of this Easement, including its signature pages, will be binding, and deemed to be an original.

f. **Severability.** The provisions of this Easement are severable, and in the event that any provision is held to be invalid or unenforceable, the Parties intend that the remaining provisions will remain in full force and effect.

g. **No Presumption against Drafter.** This Easement has been negotiated at arm's length and with the opportunity for the Parties to consult legal counsel regarding its terms. Accordingly, this Easement shall be interpreted to achieve the intent and purpose of the Parties, without any presumption against the drafting party.

h. **Authority of Signatory.** Each party to this Easement warrants to the other that it has the right and authority to enter into this Easement.

*The remainder of this page is intentionally left blank.*

**METROPOLITAN COUNCIL,**  
a public corporation and political subdivision of the  
State of Minnesota,

By: \_\_\_\_\_  
Title: Acting Regional Administrator

STATE OF MINNESOTA   )  
  ) ss  
COUNTY OF RAMSEY    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_  
\_\_\_\_\_ by Mary Bogie, the Acting Regional Administrator on behalf of the  
Metropolitan Council.

\_\_\_\_\_  
Notary Public

This instrument drafted by:

Office of the General Counsel  
Metropolitan Council  
390 North Robert Street  
Saint Paul, MN 55101

[PROPERTY OWNER NAME]

By \_\_\_\_\_

Its \_\_\_\_\_

And \_\_\_\_\_

Its \_\_\_\_\_

STATE OF MINNESOTA    )  
  )    SS.  
COUNTY OF HENNEPIN    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of  
\_\_\_\_\_, \_\_\_\_\_, by \_\_\_\_\_ and  
\_\_\_\_\_, the \_\_\_\_\_ and  
\_\_\_\_\_ of Minnetonka School District No. 276, a Minnesota  
Public School District under the laws of the state of Minnesota, on behalf of the Minnetonka  
School District No. 276.

\_\_\_\_\_  
Notary Public

[space for notary stamp]

**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856  
**Parcel:** Lot 266 Auditor's  
Subdivision No. 135  
**County:** Hennepin

**Owner:** Minnetonka School District 276  
**Address:** 5621 County Road 101  
Minnetonka, MN 55345  
**PID:** 3411723130013

**Parcel 6 Property Description**

Lot 266 Auditor's Subdivision No. 135, Hennepin County Minnesota, Except Road

Sheet 1 of 4

**APPROVED EXHIBIT A**

DRAFTED BY	DATE
MPV/RPW	3/15/2021

**Project:** *Excelsior Interceptor 7017-2  
Council Project Number 802856*

**Parcel:** *Lot 266 Auditor's  
Subdivision No. 135*

**County:** *Hennepin*

**Owner:** *Minnetonka School District 276*

**Address:** 5621 County Road 101  
Minnetonka, MN 55345

**PID:** 3411723130013

### **Parcel 6 Temporary Easement Description**

A temporary easement for construction purposes over, under, and across Lot 266 Auditor's Subdivision No. 135, Hennepin County Minnesota.

A strip of land 35.00 feet wide, the northerly line of which being 35.00 feet northerly of and parallel with the following described line:

Beginning at the intersection of the East right of way line of Water Street and the South Line of Lot 266 Auditor's Subdivision No. 135; thence easterly along the south line of said Lot 266 a distance of 50.00 feet and said strip there terminating.

Said easement containing 1,702 square feet, more or less.



**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856

**Parcel:** Lot 266 Auditor's  
Subdivision No. 135

**County:** Hennepin

**Owner:** Minnetonka School District 276

**Address:** 5621 County Road 101  
Minnetonka, MN 55345

**PID:** 3411723130013

### LEGEND



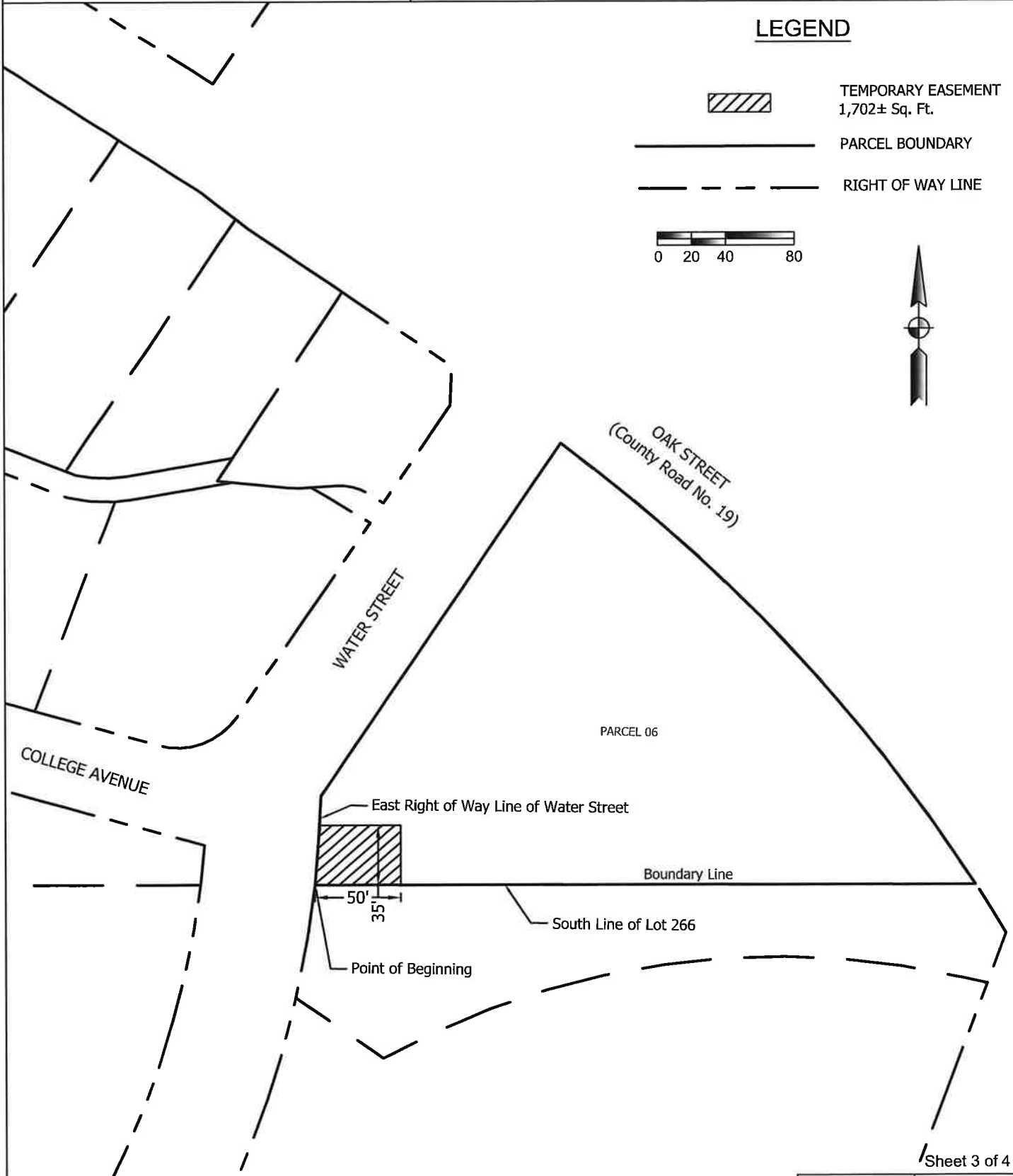
TEMPORARY EASEMENT  
1,702± Sq. Ft.



PARCEL BOUNDARY



RIGHT OF WAY LINE



APPROVED EXHIBIT C

Sheet 3 of 4

DRAFTED BY	DATE
MPV/RPW	3/15/2021

**TEMPORARY CONSTRUCTION EASEMENT**  
**Parcel No. 7**

This Temporary Construction Easement (“Easement”) is made by Minnetonka School District No. 276, a Minnesota public school district, (“Grantor”) and the Metropolitan Council, a public corporation and political subdivision of the State of Minnesota (“Grantee”) (collectively referred to as the “Parties”).

**Whereas**, Grantor is the fee owner of real property that is legally described on the attached **Exhibit A** (“Property”); and

**Whereas**, Grantee is constructing the Excelsior Regional Sewer 7017-2 and City Improvements Project (“Project”) for which it needs an Easement over, under and across portions of Grantor’s Property; and

**Whereas**, the purpose of the Easement is to, without limitation, locate, stage, install, and construct the Project and associated improvements on the Property (“Work”).

**Now therefore**, for \$0 and other valuable consideration, the receipt of which is acknowledged by Grantor, and in further consideration for the mutual promises made below, the Parties agree as follows:

1. **Grant of Easement.** Grantor hereby grants and conveys to Grantee, its agents, contractors, permittees, successors, and assigns, a Temporary Construction Easement (“Easement”) over, under and across that part of the Property legally described on the attached **Exhibit B** (the “Easement Area”) and depicted on the attached **Exhibit C** for the Work.

2. **Use.** Grantee may use the Easement Area for purposes of constructing the Project, which may include [e.g. staging construction materials and equipment, banking soil

or project debris, construction project staff parking, installation of utilities, or other specific purposes].

Subsequent to the date of the Easement and until such Easement has expired, Grantor, its heirs, successors, and assigns, will not erect, construct, or create any building, improvement, obstruction, perpendicular utility crossing, or structure of any kind, either above or below the surface of the Easement Area or plant any trees, or stockpile construction debris or construction equipment, or change the grade of the Easement Area without Grantee's express written consent.

3. **Term of Easement.** The Easement shall commence on the **November 1, 2021** and shall remain in full force and effect until **November 1, 2023** unless otherwise extended in writing by the Parties consistent with paragraph 6.

4. **Restoration.** Upon completion of the Project Grantee shall make reasonable efforts to restore the Easement Area to a like kind condition or the condition that existed prior to the granting of this Easement.

5. **Covenant of Ownership.** Grantor covenants that it is the lawful owner and is in lawful possession of the above-described real estate and has the lawful right and authority to convey and grant the Easement.

6. **Notices and Demands.** All notices, requests, demands, consents, and other communications required or permitted under this Easement shall be in writing and shall be deemed to have been duly and properly given 3 business days after the date of mailing if deposited in a receptacle of the United States mail, first class postage prepaid, addressed to the intended recipient as follows:

Grantor: Minnetonka School District 276  
Attn: Paul Bourgeois  
5621 County Road 101  
Minnetonka, MN 55345

Grantee: Metropolitan Council  
390 Robert Street North  
Saint Paul, MN 55101-1805  
Attn: Real Estate Office

7. **Termination, Amendment, or Release of Easement.** The Easement may only be amended by written agreement signed by the Parties or their successors and/or assigns. If amended, either the Grantee or the Grantor shall record the amendment against the Property. Grantee may release the Easement at any time during the Term by a executing a Release of Easement and recording the same against the Property and providing a copy of the Release of Easement to the Grantor. After the Term of the Easement has expired, this Easement shall automatically expire without further action by the parties.

8. **Miscellaneous.**

a. **Binding Covenant.** The provisions and conditions of this Easement shall be binding upon and inure to the benefit of the Parties and their successors and assigns and shall constitute a covenant running with the land.

b. **Waiver.** No waiver of any provision of this Easement shall be binding unless executed in writing by the Party making the waiver. No waiver of any provision of this Easement shall be deemed to constitute a waiver of any other provision, whether or not similar, nor shall any waiver constitute a continuing waiver unless the written waiver so specifies.

c. **Liability.** Each Party is responsible for their own acts and omissions and the results thereof to the extent authorized by the law. This shall not be construed to waive any liability limits or immunities including those arising under Minnesota Statutes Chapter 466.

d. **Governing Law.** This Easement is governed, construed, and enforced under the laws of the State of Minnesota without regard to conflicts of law provisions.

e. **Counterparts.** This Easement may be executed in any number of counterparts, each of which is to be deemed to be an original and the counterparts together constitute one and the same Easement. A physical copy or electronic copy of this Easement, including its signature pages, will be binding, and deemed to be an original.

f. **Severability.** The provisions of this Easement are severable, and in the event that any provision is held to be invalid or unenforceable, the Parties intend that the remaining provisions will remain in full force and effect.

g. **No Presumption against Drafter.** This Easement has been negotiated at arm's length and with the opportunity for the Parties to consult legal counsel regarding its terms. Accordingly, this Easement shall be interpreted to achieve the intent and purpose of the Parties, without any presumption against the drafting party.

h. **Authority of Signatory.** Each party to this Easement warrants to the other that it has the right and authority to enter into this Easement.

*The remainder of this page is intentionally left blank.*

**METROPOLITAN COUNCIL,**

By: \_\_\_\_\_

STATE OF MINNESOTA )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public

This instrument drafted by:

Office of the General Counsel

Metropolitan Council

390 North Robert Street

Saint Paul, MN 55101

[PROPERTY OWNER NAME]

By \_\_\_\_\_

Its \_\_\_\_\_

And \_\_\_\_\_

Its \_\_\_\_\_

STATE OF MINNESOTA    )  
  )    SS.  
COUNTY OF HENNEPIN    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by \_\_\_\_\_ and \_\_\_\_\_, the \_\_\_\_\_ and \_\_\_\_\_ of Minnetonka School District No. 276, a Minnesota Public School District under the laws of the state of Minnesota, on behalf of the Minnetonka School District No. 276.

\_\_\_\_\_  
Notary Public

[space for notary stamp]

**Project:** *Excelsior Interceptor 7017-2*  
*Council Project Number 802856*

**Parcel:** *Part of Lot 268*  
*Auditor's Subdivision No. 135*

**County:** *Hennepin*

**Owner:** *Minnetonka School District 276*

**Address:** 5621 County Road 101  
Minnetonka, MN 55345

**PID:** 3411723130014

#### **Parcel 7 Property Description**

A tract of land comprising all of Lot 113 and part of Lots 266 and 268, Auditor's Subdivision No. 135, Hennepin County, Minnesota, which tract is particularly described as follows:

Commencing at a point where the centerline of State Highway No. 12 meets the center line of Water Street in the Village of Excelsior; thence Northerly along the center line of Water Street to the point where the same intersects the center line of Oak Street in said Village; thence Southeasterly along the center line of Oak Street as shown on the plat of Snell's Addition to the point where the same intersects the Northwestern line extended of Lot 113, Auditor's Subdivision No. 135, Hennepin County, Minnesota; thence to the Southwesterly end of said Northwestern line of Lot 113; thence Northeasterly along the Northwest line of said Lot 113 to the most Northerly corner of said Lot 113; thence Southeasterly along the Northeasterly line of said Lot 113 to the shore line of the meandered lake forming the Northerly boundary of said Lot 113; thence Easterly and Southerly along the shore of said lake to the point where said shore intersects the Northerly line of said Highway No. 12; thence Southerly, at an angle of ninety degrees, to the center line of said State Highway No. 12; thence Westerly along the center line of said State Highway No. 12 to the place of beginning.

Except that part embraced within the following described parcel:

Commencing at the northeast corner of Lot 1, Block 1, Seiferts Addition, Hennepin County, Minnesota, according to the recorded plat thereof; thence North 80 degrees, 26 minutes, 53 seconds West on an assumed bearing along the north line of said Lot 1 a distance of 15.71 feet; thence continuing westerly on said north line 349.24 feet on a tangential curve concave to the south having a radius of 477.46 feet and a central angle of 41 degrees, 54 minutes, 32 seconds to the point of beginning; thence North 58 degrees, 32 minutes, 52 seconds West 62.29 feet to the easterly right-of-way line of Water Street as shown on the plat of said Seiferts Addition; thence southerly along said easterly right-of-way line of Water Street to its intersection with said north line of Lot 1; thence northeasterly along said north line of Lot 1 to the point of beginning.

#### **PROPERTY DESCRIPTION NOTE:**

1. Existing Description of Property is from Metropolitan Council Condition of Title Date 10/23/2020 Project No. 802856
2. Parcel 7 Description is from Certificate of Title Number 1188869 which contains more property than just Parcel 7.

Sheet 1 of 4

**APPROVED EXHIBIT A**

DRAFTED BY	DATE
MPV/RPW	3/15/2021

**Project:** *Excelsior Interceptor 7017-2*  
*Council Project Number 802856*

**Parcel:** *Part of Lot 268*  
*Auditor's Subdivision No. 135*

**County:** *Hennepin*

**Owner:** *Minnetonka School District 276*

**Address:** 5621 County Road 101  
Minnetonka, MN 55345

**PID:** 3411723130014

### **Parcel 7 Temporary Easement Description**

A temporary easement for construction purposes over, under, and across Lot 268, Auditor's Subdivision No. 135, Hennepin County Minnesota described as follows:

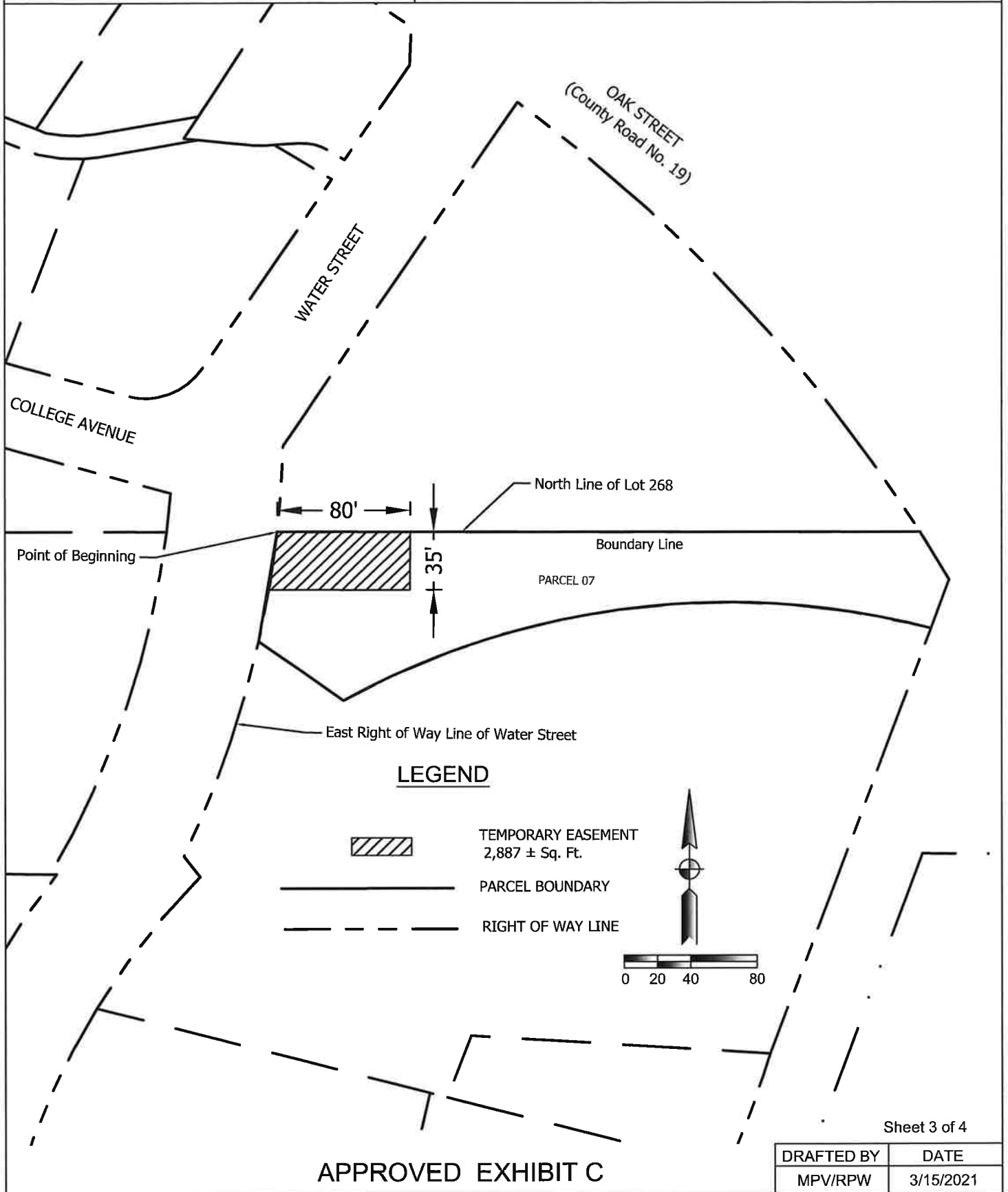
A strip of land 35.00 feet wide, the southerly line of which being 35.00 feet southerly of and parallel with the following described line: beginning at the intersection of the East right of way line of Water Street and the North Line of Lot 268 Auditor's Subdivision No. 135; thence easterly along said south line of a distance of 80.00 feet and said strip there terminating. It is intended that the southerly line of said temporary easement be extended westerly to the easterly right of way line of Water Street.

Said easement containing 2,887 square feet, more or less.



**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856  
**Parcel:** Part of Lot 268  
Auditor's Subdivision No. 135  
**County:** Hennepin

**Owner:** Minnetonka School District 276  
**Address:** 5621 County Road 101  
Minnetonka, MN 55345  
**PID:** 3411723130014



**TEMPORARY CONSTRUCTION EASEMENT**  
**Parcel No. 8**

This Temporary Construction Easement (“Easement”) is made by Minnetonka School District No. 276, a Minnesota public school district, (“Grantor”) and the Metropolitan Council, a public corporation and political subdivision of the State of Minnesota (“Grantee”) (collectively referred to as the “Parties”).

**Whereas**, Grantor is the fee owner of real property that is legally described on the attached **Exhibit A** (“Property”); and

**Whereas**, Grantee is constructing the Excelsior Regional Sewer 7017-2 and City Improvements Project (“Project”) for which it needs an Easement over, under and across portions of Grantor’s Property; and

**Whereas**, the purpose of the Easement is to, without limitation, locate, stage, install, and construct the Project and associated improvements on the Property (“Work”).

**Now therefore**, for \$0 and other valuable consideration, the receipt of which is acknowledged by Grantor, and in further consideration for the mutual promises made below, the Parties agree as follows:

1. **Grant of Easement.** Grantor hereby grants and conveys to Grantee, its agents, contractors, permittees, successors, and assigns, a Temporary Construction Easement (“Easement”) over, under and across that part of the Property legally described on the attached **Exhibit B** (the “Easement Area”) and depicted on the attached **Exhibit C** for the Work.

2. **Use.** Grantee may use the Easement Area for purposes of constructing the Project, which may include [e.g. staging construction materials and equipment, banking soil

or project debris, construction project staff parking, installation of utilities, or other specific purposes].

Subsequent to the date of the Easement and until such Easement has expired, Grantor, its heirs, successors, and assigns, will not erect, construct, or create any building, improvement, obstruction, perpendicular utility crossing, or structure of any kind, either above or below the surface of the Easement Area or plant any trees, or stockpile construction debris or construction equipment, or change the grade of the Easement Area without Grantee's express written consent.

3. **Term of Easement.** The Easement shall commence on **June 15, 2022 through August 15, 2022**, and recommence on **June 15, 2023** remaining in full force and effect until **August 1, 2023** unless otherwise extended in writing by the Parties consistent with paragraph 6.

4. **Restoration.** Upon completion of the Project Grantee shall make reasonable efforts to restore the Easement Area to a like kind condition or the condition that existed prior to the granting of this Easement.

5. **Covenant of Ownership.** Grantor covenants that it is the lawful owner and is in lawful possession of the above-described real estate and has the lawful right and authority to convey and grant the Easement.

6. **Notices and Demands.** All notices, requests, demands, consents, and other communications required or permitted under this Easement shall be in writing and shall be deemed to have been duly and properly given 3 business days after the date of mailing if deposited in a receptacle of the United States mail, first class postage prepaid, addressed to the intended recipient as follows:

Grantor: Minnetonka School District 276  
Attn: Paul Bourgeois  
5621 County Road 101  
Minnetonka, MN 55345

Grantee: Metropolitan Council  
390 Robert Street North  
Saint Paul, MN 55101-1805  
Attn: Real Estate Office

7. **Termination, Amendment, or Release of Easement.** The Easement may only be amended by written agreement signed by the Parties or their successors and/or assigns. If amended, either the Grantee or the Grantor shall record the amendment against the Property. Grantee may release the Easement at any time during the Term by a executing a Release of Easement and recording the same against the Property and providing a copy of the Release of Easement to the Grantor. After the Term of the Easement has expired, this Easement shall automatically expire without further action by the parties.

8. **Miscellaneous.**

a. **Binding Covenant.** The provisions and conditions of this Easement shall be binding upon and inure to the benefit of the Parties and their successors and assigns and shall constitute a covenant running with the land.

b. **Waiver.** No waiver of any provision of this Easement shall be binding unless executed in writing by the Party making the waiver. No waiver of any provision of this Easement shall be deemed to constitute a waiver of any other provision, whether or not similar, nor shall any waiver constitute a continuing waiver unless the written waiver so specifies.

c. **Liability.** Each Party is responsible for their own acts and omissions and the results thereof to the extent authorized by the law. This shall not be construed to waive any liability limits or immunities including those arising under Minnesota Statutes Chapter 466.

d. **Governing Law.** This Easement is governed, construed, and enforced under the laws of the State of Minnesota without regard to conflicts of law provisions.

e. **Counterparts.** This Easement may be executed in any number of counterparts, each of which is to be deemed to be an original and the counterparts together constitute one and the same Easement. A physical copy or electronic copy of this Easement, including its signature pages, will be binding, and deemed to be an original.

f. **Severability.** The provisions of this Easement are severable, and in the event that any provision is held to be invalid or unenforceable, the Parties intend that the remaining provisions will remain in full force and effect.

g. **No Presumption against Drafter.** This Easement has been negotiated at arm's length and with the opportunity for the Parties to consult legal counsel regarding its terms. Accordingly, this Easement shall be interpreted to achieve the intent and purpose of the Parties, without any presumption against the drafting party.

h. **Authority of Signatory.** Each party to this Easement warrants to the other that it has the right and authority to enter into this Easement.

*The remainder of this page is intentionally left blank.*

**METROPOLITAN COUNCIL,**

By: \_\_\_\_\_

STATE OF MINNESOTA )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_

Notary Public

This instrument drafted by:

Office of the General Counsel

Metropolitan Council

390 North Robert Street

Saint Paul, MN 55101

Minnetonka School District No. 276

By \_\_\_\_\_

Its \_\_\_\_\_

And \_\_\_\_\_

Its \_\_\_\_\_

STATE OF MINNESOTA    )  
  )    SS.  
COUNTY OF HENNEPIN    )

The foregoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, by \_\_\_\_\_ and \_\_\_\_\_, the \_\_\_\_\_ and \_\_\_\_\_ of Minnetonka School District No. 276, a Minnesota Public School District under the laws of the state of Minnesota, on behalf of the Minnetonka School District No. 276.

\_\_\_\_\_  
Notary Public

[space for notary stamp]

**EXHIBIT A**

**Legal Description of the Property**

Lot 266 Auditor's Subdivision No. 135, Hennepin County Minnesota, Except Road

**EXHIBIT B**

**Temporary Construction Easement Area Legal Description**

A temporary easement for construction purposes over, under, and across Lot 266 Auditor's Subdivision No. 135, Hennepin County Minnesota.

A strip of land 35.00 feet wide, the northerly line of which being 35.00 feet northerly of and parallel with the following described line:

Beginning at the intersection of the East right of way line of Water Street and the South Line of Lot 266 Auditor's Subdivision No. 135; thence easterly along the south line of said Lot 266 a distance of 50.00 feet and said strip there terminating.

Said easement containing 1,702 square feet, more or less.



**EXHIBIT C**

**Temporary Construction Easement Area Depiction  
For Reference Purposes Only**

**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856

**Parcel:** Part of Auditor's  
Sub No. 135

**County:** Hennepin

**Owner:** School District No. 276

**Address:** 495 Oak Street,  
Excelsior MN 55331

**PID:** 3411723140032



**Parcel 8 Property Description A (Abstract Portion)**

Lots 112, 114, 118, and 119, Auditor's Subdivision No. 135, Hennepin County, Minnesota

That part of Lots 97 and 98, Auditor's Subdivision No. 135, Hennepin County, Minnesota lying southeasterly of a line running from the most northerly corner of Lot 113 to a point on the northeasterly line of Lot 97 a distance of 220 feet southeasterly from the most northerly corner thereof.

That part of Lots 96, 189 and 190, Auditor's Subdivision No. 135 lying southeasterly of a line parallel with and 184 feet southeasterly from the southeasterly line of Water Street, as delineated on the map of said Auditor's Subdivision No. 135, except that part of Lots 96 and 189 described as follows:

Commencing at the most Westerly corner of Lot 49, Auditor's Subdivision Number 120, Hennepin County, Minnesota; thence on an assumed bearing of South 57 degrees 29 minutes 25 seconds East along the Southwesterly line of said Lot 49, as determined in Torrens Case No. 8238, a distance of 184.02 feet to the intersection with a line drawn parallel with and 184 feet Southeasterly from the Northwesterly line of said Lot 49, to the point of beginning; thence South 33 degrees 22 minutes 18 seconds West along said parallel line, 64.66 feet; thence South 57 degrees 33 minutes 51 seconds East 256.21 feet, thence North 31 degrees 58 minutes 25 seconds East 10.95 feet; thence South 58 degrees 01 minutes 35 seconds East 104.57 feet to the intersection with the Southerly extension of the centerline of School Alley, vacated; thence North 33 degrees 22 minutes 18 seconds East along said extension, 52.40 feet to the intersection with the Southeasterly extension of the Southwesterly line of said Lot 49, said point marked by a Judicial Landmark set pursuant to Torrens Case No. 8238; thence North 57 degrees 29 minutes 25 seconds West, along said Southwesterly line of Lot 49, and its extensions a distance of 360.48 feet to the point of beginning.

**Parcel 8 Property Description B (Torrens Portion)**

A tract of land comprising all of Lot 113 and part of Lots 266 and 268, Auditor's Subdivision No. 135, Hennepin County, Minnesota, which tract is particularly described as follows:

Commencing at a point where the centerline of State Highway No. 12 meets the center line of Water Street in the Village of Excelsior; thence Northerly along the center line of Water Street to the point where the same intersects the center line of Oak Street in said Village; thence Southeasterly along the center line of Oak Street as shown on the plat of Snell's Addition to the point where the same intersects the Northwesterly line extended of Lot 113, Auditor's Subdivision No. 135, Hennepin County, Minnesota; thence to the Southwesterly end of said Northwesterly line of Lot 113; thence Northeasterly along the Northwest line of said Lot 113 to the most Northerly corner of said Lot 113; thence Southeasterly along the Northeasterly line of said Lot 113 to the shore line of the meandered lake forming the Northerly boundary of said Lot 113; thence Easterly and Southerly along the shore of said lake to the point where said shore intersects the Northerly line of said Highway No. 12; thence Southerly, at an angle of ninety degrees, to the center line of said State Highway No. 12; thence Westerly along the center line of said State Highway No. 12 to the place of beginning.

Except that part embraced within the following described parcel:

Commencing at the northeast corner of Lot 1, Block 1, Seiferts Addition, Hennepin County, Minnesota, according to the recorded plat thereof; thence North 80 degrees, 26 minutes, 53 seconds West on an assumed bearing along the north lin of said Lot 1 a distance of 15.71 feet; thence continuing westerly on said north line 349.24 feet on a tangential curve concave to the south having a radius of 477.46 feet and a central angle of 41 degrees, 54 minutes, 32 seconds to the point of beginning; thence North 58 degrees, 32 minutes, 52 seconds West 62.29 feet to the easterly right-of-way line of Water Street as shown on the plat of said Seiferts Addition; thence southerly along said easterly right-of-way line of Water Street to its intersection with said north line of Lot 1; thence northeasterly along said north line of Lot 1 to the point of beginning.

**APPROVED EXHIBIT A**

**PROPERTY DESCRIPTION NOTE:**

1. Property Description A (abstract portion) is from Condition of Title Project No. 802856 Dated 11/1/2020.  
Property Description B (torrens Portion) is from Condition of Title Project No. 802856 Dated 10/23/2020.  
Descriptions A and B may contain more property than just Parcel 8.

Sheet 1 of 4

DRAFTED BY	DATE
MPV/RPW	3/15/2021

**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856  
**Parcel:** Part of Auditor's  
Sub No. 135  
**County:** Hennepin

**Owner:** School District No. 276  
**Address:** 495 Oak Street,  
Excelsior MN 55331  
**PID:** 3411723140032



**Parcel 8 Temporary Easement Descriptions:**

A temporary easement for construction purposes over, under, and across Government Lot 4, Section 34, Township 117, Range 23, Hennepin County, Minnesota described as follows:

A strip of land 40.00 feet wide, lying 20.00 feet on each side of the following described Line A:

**LINE A**

Commencing at the most westerly corner of Lot 190 Auditor's Subdivision No. 135, Hennepin County Minnesota; thence southeasterly along the southwesterly line of said Lot 190 a distance of 291.1 feet; thence deflect to the left 30 degrees 26 minutes 41 seconds for a distance of 96.80 feet to the point of beginning for Line A to be described; thence deflect to the right 26 degrees 35 minutes 9 seconds a distance of 90.00 feet and said Line A there terminating.

**ALSO**

A temporary easement for construction purposes over, under, and across Government Lot 4, Section 34, Township 117, Range 23, Hennepin County, Minnesota described as follows:

A strip of land 20.00 feet wide, lying 10.00 feet on each side of the following described Line B:

**LINE B**

Commencing at the most westerly corner of Lot 190 Auditor's Subdivision No. 135, Hennepin County Minnesota; thence southeasterly along the southwesterly line of said Lot 190 a distance of 291.1 feet; thence deflecting to the right 41 degrees 45 minutes 16 seconds a distance of 558.98 feet to the point of beginning of said Line B; thence deflecting to the left 107 degrees 28 minutes 18 seconds a distance of 40.00 feet and said Line B there terminating.

Said easements containing 4,400 square feet, more or less.

Sheet 2 of 4

**APPROVED EXHIBIT B**

DRAFTED BY	DATE
MPV/RPW	3/15/2021

**Project:** Excelsior Interceptor 7017-2  
Council Project Number 802856  
**Parcel:** Part of Auditor's  
Sub No. 135  
**County:** Hennepin

**Owner:** School District No. 276  
**Address:** 495 Oak Street,  
Excelsior MN 55331  
**PID:** 3411723140032

