

**NON CONSENT
ITEM 3**

**ORLANDO, FLORIDA
June 10, 2003**

The School Board of Orange County, Florida, met in regular meeting on Tuesday, June 10, 2003, at 5:40 p.m. Present were: Karen Ardaman, vice chairman; Timothy Shea, Joie Cadle, Kathleen B. Gordon, Berton R. Carrier, Susan Arkin, school board members; Henry R. Boekhoff, chief financial officer; Frank C. Kruppenbacher and Andrew B. Thomas, school board attorneys; and Ronald Blocker, superintendent.

Judge Richardson Roach, chairman, was absent.

A moment of silence was followed by the Pledge of Allegiance.

The vice chairman announced that any individual who would like to address an item on the agenda could do so by completing the appropriate form at the board table.

Reports

Sarah Sprinkel, director, corporate and legislative affairs, presented a brief summary of the bills that passed during the legislative session and their effect on OCPS.

Henry Boekhoff, chief financial officer, presented a brief summary of the funding available for the OCPS 2003-2004 budget based on the budget passed by the state legislative.

There was discussion by board members, the superintendent and staff.

Adoption of Agenda: Mr. Blocker requested the following changes to the agenda: an addendum to 1.1 (Request Approval of Personnel Agenda Dated June 10, 2003, Including the Designation/Creation of Positions to be Filled, the Minimum Job Qualifications for the Positions, Salary Schedules, Appointments, and Terminations of Select Personnel as Shown Thereon); a correction to 2.4 (Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and The District Behavior Contracts); and a correction to Nonconsent #3 (Approve Minutes of the May 27 Board Meeting).

As a result of the work session held earlier, the following items were added to the Nonconsent Agenda: Nonconsent #5 (Approve Directing the Superintendent to Advertise Proposed Language for Board Documents GP-1 (Global Governance Commitment), GP-2 (Governance Style), GP-3 (Board Job Description) and EL-4 (Community Involvement); Nonconsent #6 (Approve Directing the Superintendent to Advertise Proposed Language for Board Document EL-13A (Facilities Construction, Renovation and Maintenance) and EL-13 B (Capacity Enhancement).

The motion postponed from the May 27, 2003, board meeting was added as Nonconsent #7 (Approve Submission of Employee Appointments to the Board at Least Six Weeks Prior to the Meeting at Which the Superintendent Will Ask the Board to Act on Those Appointments).

The vice chairman found good cause to amend the agenda as requested.

It was moved by Mrs. Cadle and seconded by Mr. Shea that the agenda be approved as amended.

The motion passed 6-0 (with Mr. Roach being absent).

Adoption of Consent Agenda: It was moved by Mr. Carrier and seconded by Mrs. Arkin that the consent agenda be approved.

1. Human Resources and Labor Relations *(Legally Required Board Action)*
 - 1.1 Request Approval of Personnel Agenda Dated June 10, 2003, Including the Designation/Creation of Positions to be Filled, the Minimum Job Qualifications for the Positions, Salary Schedules, Appointments, and Terminations of Select Personnel as Shown Thereon **Addendum**
 - 1.2 Request Approval of Contract With David Lee Scherer to Provide Webmaster Services to the Community Relations Department
2. Approve Student Expulsions *(Legally Required Board Action)*
 - 2.1 Request Approval of the Expulsion of a Student for the Remainder of the 2002-2003 School Year, Including Summer School and the Entire 2003-2004 School Year, Including Summer School/KF Evans High School
 - 2.2 Request Approval of the Expulsion of a Student for the Remainder of the 2002-2003 School Year, Including Summer School and the Entire 2003-2004 School Year/RP Oak Ridge High School
 - 2.3 Request Approval of the Expulsion of a Student for the Remainder of the 2002-2003 School Year, Including Summer School and the Entire 2003-2004 School Year/SY Oak Ridge High School
 - 2.4 Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and The District Behavior Contracts **Correction**
3. Approve Grant Applications *(Legally Required Board Action)*
 - 3.1 Request Approval to Submit an Application to the Florida Department of Education to Continue IDEA, Part B, Entitlement Project for Children With Disabilities 2003-2004
 - 3.2 Request Approval to Submit an Application to the Florida Department of Education to Continue the IDEA, Part B, Preschool Entitlement Project for Children With Disabilities 2003-2004
 - 3.3 Request Approval of Contract With the Florida Department of Children and Families to Provide Educational Programs for Refugees
 - 3.4 Request Approval to Submit a Grant Application for Florida Inclusion Network (FIN) Coordination, Support and Facilitation
 - 3.5 Request Approval of the Submission of a Grant Application to Continue the William F. Goodling Even Start Family Literacy Program for FY 2003-2004
 - 3.6 Request Approval of the Submission of a Grant Application to Florida Learn and Serve to Fund a Natural Areas Management Training for Teachers
 - 3.7 Request Approval of the Submission of a Grant Application to the Florida Department of Education Under the Safe and Drug-Free Schools Entitlement Project
 - 3.8 Request Approval of Applications to Continue the Migrant Education Project Grant Funded Under Title 1, PL 107-110 and any Needed Amendments
 - 3.9 Request Approval of Applications to Continue the Targeted Assistance and Schoolwide Project Grant and the Delinquent or At-Risk Students Grant Funded Under Title 1, PL 107-110 and any Needed Amendments
4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of the Renewal of the Agreement for Medicaid Data Management Partnership

- 4.2 Request Approval of the Location of the UCP Charter School-Pine Hills Campus at 1010 N. Hiawassee Road, Orlando, FL
- 4.3 Request Approval of a new Location of the Summit Charter School-West Campus at 2332 North Hiawassee Road Pending the Issuance of a Certificate of Occupancy
- 5. Approve Work Force Education Issues (none) (Legally Required Board Action)
- 6. Approve Curriculum, ESE & Multilingual Services (none) (Legally Required Board Action)
- 7. Approve Operations Issues (Legally Required Board Action)
 - 7.1 Request Approval of Bids to be Awarded – June 10, 2003
 - 7.2 Request Approval of Settlement of Workers' Compensation Claim: Judith Gracey v. Orange County School Board
 - 7.3 Request Approval of Donation of Surplus School Buses to Orange County Sheriff's Office
- 8. Approve Business and Finance Functions (Legally Required Board Action)
 - 8.1 Request Approval of the Fixed Asset Deletion and Restoration Report
 - 8.2 Request Approval of Access Agreement by and Between South Florida Water Management District for Hunters Creek Middle School Site
- 9. Approve Construction Related Issues (Legally Required By Law)
 - 9.1 Request Approval of the Certificate of Final Inspection for the Immediate Needs Project at Pine Hills Elementary School
 - 9.2 Request Approval of the Certificate of Final Inspection for the Portable Reduction Project at Colonial High School
 - 9.3 Request Approval of Architectural and Engineering Firm for Orange Center Elementary School Renovations
 - 9.4 Request Approval of the Selection of DeJong as the Firm for Preparation of the Master Facilities Program Plan and Award Contract
- 10. Approve Change Orders (Board Policy EL11/Legally Require Board Action)
 - 10.1 Request Approval of Change Order No. 25 to Skanska at Colonial High School
 - 10.2 Request Approval of Change Order No. 3 to The Trane Company for the Chiller and Boiler Maintenance and Repair Services Contract
- 11. Approve Legal Issues
- 12. Accept Superintendent's Monitoring Reports

The motion passed 6-0.

Vu Pham, 353 Fieldstream West Boulevard, Orlando, FL 32825 addressed the board regarding the recommendation for termination of his father, Ton Pham.

Mr. Kruppenbacher presented background information on the case. He advised Mr. Pham to speak with John Hawco, senior manager, employee relations, regarding a hearing date for his father.

Mr. Blocker introduced James Leslie, newly appointed principal for Azalea Park Elementary.

Highlights from the Board: Mrs. Cadle noted that with the approval of the consent agenda, Patrick Herron, chief facilities officer, and his department can move forward with preparation of the Master Facilities Program Plan.

Dr. Herron gave background information on the Master Facilities Program Plan.

Highlights from the Superintendent: Mr. Blocker noted that, with the approval of the consent agenda, the Florida Department of Children and Families can provide educational programs for refugees. He added that this program, through the adult education program, would provide refugees with sufficient basic education to enable them to benefit from job training and retraining programs.

Nonconsent #1 – Approve Minutes – May 15, 2003 - Work Session: It was moved by Mr. Carrier and seconded by Mrs. Arkin that the minutes be approved.

The motion passed 6-0.

Nonconsent #2 – Approve Minutes – May 27, 2003 – Work Session: It was moved by Mrs. Arkin and seconded by Mrs. Cadle that the minutes be approved.

The motion passed 6-0.

Nonconsent #3 – Approve Minutes – May 27, 2003 – Board Meeting: It was moved by Mr. Shea and seconded by Mr. Carrier that the minutes be approved.

Mr. Shea requested that the motions approved should reflect the vote.

The motion passed 6-0.

Nonconsent #4 – Approve Minutes – May 28, 2003 Work Session: It was moved by Mrs. Arkin and seconded by Mrs. Cadle that the minutes be approved.

The motion passed 6-0.

Nonconsent #5 - Approve Directing the Superintendent to Advertise Proposed Language for Board Documents GP-1 (Global Governance Commitment), GP-2 (Governance Style), GP-3 (Board Job Description) and EL-4 (Community Involvement): It was moved by Mr. Carrier and seconded by Mr. Shea that the superintendent be directed to advertise proposed language for Board Documents GP-1 (Global Governance Commitment), GP-2 (Governance Style), GP-3 (Board Job Description) and EL-4 (Community Involvement).

Mr. Carrier stated that the board had had previous in depth discussion on the proposed policy language at its board retreat.

The motion passed 6-0.

There was discussion by board members.

The motion passed 6-0.

Nonconsent #6 (Approve Directing the Superintendent to Advertise Proposed Language for Board Document EL-13 A (Facilities Construction, Renovation and Maintenance and EL-13 B (Capacity Enhancement): It was moved by Mrs. Cadle and seconded by Mrs. Arkin that the superintendent be directed to advertise proposed language for Board Document EL-13A (Facilities Construction, Renovation and Maintenance) and EL-13B (Capacity Enhancement) which contains the existing language on capacity enhancement deleted from the current EL-13A. The advertisement will include the proposed language changes made in the

previous work session. EL-13B will consist of Paragraph 2E from EL-A beginning with the words “The superintendent shall not.”

The motion passed 6-0.

Nonconsent #7 - Approve Submission of Employee Appointments to the Board at Least Six Weeks Prior to the Meeting at Which the Superintendent Will Ask the Board to Act on Those Appointments: There was discussion by board members and Mr. Kruppenbacher.

It was moved by Mr. Shea and seconded by Mr. Carrier to amend the motion to read “that the superintendent submit employee annual appointments to the board at least one board meeting prior to the meeting at which the superintendent will ask the board to act on those appointments.”

There was discussion by board members, staff and Mr. Kruppenbacher.

The amendment failed 4-2 (with Mr. Shea and Mr. Carrier voting yes).

It was moved by Mr. Shea seconded by Mrs. Ardaman to withdraw the previous motion.

The motion passed 6-0.

Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions: Board members discussed the following topics: the use of funds from the reduction in board members’ salaries for parent empowerment and involvement and the effect of student achievement as related to the realignment of school starting times.

It was moved by Mrs. Cadle that the board ask the superintendent and his staff looks at student achievement as it relates to the realignment of school starting times.

There was discussion by board members and the superintendent.

The motion died for lack of a second.

School Board Committee Reports: The Linkage Committee met and will have more information on a proposal that will be shared at the first Community Linkage Session to be held on August 28th from 7-9 p.m., at the Educational Leadership Center. The focus of the meeting will be the ENDS Policy on Citizenship. Buzz Blick will be working with this committee to design this listening event.

The Facility Usage Committee is working on the creation of a list of individuals from different areas to contribute input on facility usage.

The Policy Governance Committee met and proposed the language which was approved for advertisement on this agenda. Another meeting will be scheduled for the discussion of capacity enhancement language.

Information and Future Meeting Dates - Superintendent: Mr. Blocker shared information on the graduation rate for OCPS. He has shared with board members regarding a technical high school and asked for feedback. At the next board meeting, the first Charter District Waiver Request will be on the agenda.

Mr. Blocker announced the following upcoming meetings:

June 17, 2003	9:00 a.m.-4:00 p.m.	Board Retreat
June 18, 2003	9:00 a.m.-noon	Board Retreat
June 24, 2003	3:00 p.m.	Special Order Speakers
June 24, 2003	5:30 p.m.	Board Meeting

Report by Attorneys: Mr. Kruppenbacher stated that the viability of legal action regarding adequate funding will be a topic of discussion at the FSBA Conference this week.

Mr. Kruppenbacher stated that at the request of the board, he was asked to prepare an appropriate request to the state regarding the FCAT. Copies of what previously was sent last year were distributed and a formal public records request will be sent to the Department of Education requesting that every record to be reviewed, taped and documented on how they came up with grading in Orange County Public Schools.

Mr. Kruppenbacher requested a closed session with the board sometime during the summer on the following three litigation cases: King vs. OCSB; Cyber High Charter School vs. OCSB and Dean vs. OCSB. The attendees for the King case would be the following: board members, Ronald Blocker, superintendent, Frank Kruppenbacher, attorney Jim Brown and attorney Susan Sacco. The attendees for the Cyber High Charter School and the Dean cases would be the following: board members, Ronald Blocker, superintendent, Frank Kruppenbacher, attorney Bob Hannah and Brian Moes.

Mr. Kruppenbacher gave an update on the Mann Case in which the developer sued to put an end to the Martinez Doctrine. He added that the counties and the cities have the authority whether developments take place and that school boards had no legal authority.

Mr. Kruppenbacher reported that Pat Gleason's visit last week was very conducive. Staff and board members came prepared with excellent questions. Information compiled will be condensed and distributed in a question and answer report.

The meeting recessed to Conference Room A & B at 8:05 p.m. for a debriefing session and adjournment.

Chairman

Secretary

dmm