

**NON CONSENT
ITEM 2**

**ORLANDO, FLORIDA
November 18, 2003**

The School Board of Orange County, Florida, met in regular meeting on Tuesday, November 18, 2003 at 5:30 pm. Present were: Judge Richardson Roach, chairman; Karen Ardaman, vice chairman, Joie Cadle, Timothy Shea, Kathleen B. Gordon, Susan Arkin and Berton R. Carrier, school board members; Henry R. Boekhoff, chief financial officer, Frank C. Kruppenbacher and Andrew B. Thomas, school board attorneys; and Ronald Blocker, superintendent.

At 4:37 pm, the board held an agenda review session for the 5:30 pm board meeting.

The session adjourned at 5:05 pm.

At 5:10 pm, the board entertained the following special order speakers:

Jay Wheeler, 1524 Four Winds Boulevard, Kissimmee, FL 34746 and Dennis Towell, P.O Box 3198, Stuart, FL 34995-3198, addressed the board regarding permanent concrete classrooms by New Century Structures, Inc.,

Jim Martin, Keith and Schnars, P.A., 385 CenterPointe Circle, Suite 1303, Altamonte Springs, FL 32701, expressed his concerns regarding the options for relieving overcrowding at Apopka High School.

The meeting adjourned at 5:30 pm.

The chairman called the board meeting to order at 5:40 pm.

The Pledge of Allegiance followed a moment of silence.

The 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.

Adoption of Agenda: Mr. Blocker requested the following changes to the agenda: an addendum to 1.1 (Request Approval of Personnel Agenda Dated November 18, 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); the withdrawal of student AD from 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); changes to 8.8 (Request Approval of the Capacity Enhancement Agreement – Titan Properties (Yates Parcel)), 8.9 (Request Approval of the Capacity Enhancement Agreement – Hagen custom Homes, LLC (Sandlake Development Project)) and 8.10 (Request Approval of the Capacity Enhancement Agreement – Richard Quaid (Belam Property)); the withdrawal of Items 8.5 (Request Approval of the 2004 Orange County Public Schools Legislative Priorities and 8.6 (Request Approval of the Proposed 2004 Legislative Program for the South Florida Consortium of School Boards; the move of 11.1 (Request Approval to: (1) Not Pay Invoices Totaling \$20,000 to Consulting Companies Owned by Alan Smolowe and Steve Palmer; (2) Forgive Repayment to the School Board of Orange County, Florida, of \$125,800 Previously Remitted in Violation of the Charter School Contract; (3) Prohibit Alan Smolowe and Steve Palmer From Serving on any Charter School Board of Directors for a Five Year Period; (4)

Require Summit Charter School Board Members to Receive Training in Their Fiduciary Duties; and, (5) Prohibit any Employees or Board Members of Summit Charter School or any Related Entity from Conducting Consulting Services for the School) to Nonconsent #9; changes to Nonconsent #6 (Approve Minutes - October 28, 2003) and Nonconsent Item #7, Approval of Purchase of Hunter's Creek Relief Middle School site on Taft-Vineland Road); and the withdrawal of Nonconsent #8 (Request Approval of Modification of Capacity Enhancement Standards).

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

It was moved by Mr. Carrier and seconded by Mr. Shea the agenda amended be approved.

The motion passed 7-0.

Adoption of the Consent Agenda: It was moved by Mrs. Ardaman and seconded by Mrs. Cadle that the consent agenda be approved.

1. Human Resources and Labor Relations *(Legally Required Board Action)*
 - 1.1 Request Approval of the Personnel Agenda Dated November 18, 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 Settlement of Workers' Compensation Claim: Frank D. Pasciucco, Sr. v. Orange County School Board
 - 1.3 Request Approval of Settlement of Workers' Compensation Claim: Linda Pate v. Orange County School Board
2. Approve Student Expulsions *(Legally Required Board Action)*
 - 2.1 Request Approval of the Expulsion for the Remainder of the 2003-2004 School Year/AC Oak Ridge High School
 - 2.2 Request Approval of the Expulsion for the Remainder of the 2003-2004 School Year/AH Colonial High School
 - 2.3 Request Approval of the Expulsion for the Remainder of the 2003-2004 School Year/AS Evans 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
3. Approve Grant Applications *(Legally Required Board Action)*
 - 3.1 Request Approval to Submit an Application for an Adult Education and Family Literacy – State Leadership Grant
 - 3.2 Request Approval to Submit an Application for an English Literacy and Civics Education, Adult Education and Family Literacy State Leadership Grant
4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of the 2003-04 School Improvement Plans
 - 4.2 Request Approval of Payment for May 2004 Graduation Ceremony Venues That Exceed \$15,000
 - 4.3 Request Approval of Agreement With Melba Johnson Consulting for the 2003-04 School Year
 - 4.4 Request Approval of Agreement With Innovative Sciences Corporation for the 2003-04 School Year

- 4.5 Request Approval of Amended Agreement With Keys to Learning Consulting for the 2003-04 School Year
- 4.6 Request Approval of Agreement With Maggie Pagan, Consultant, for the 2003-2004 School Year
- 5. Approve Work Force Education Issues *(Legally Required Board Action)*
 - 5.1 Request Approval of Mid Florida Tech to Continue to Rent Facilities and Equipment at Central Florida Fire Academy Member Agencies to Provide Inservice Technical Training
- 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 – November 18, 2003
 - 7.2 Request Authorization for the Superintendent to Enter Into Contracts for the Acquisition, Implementation, Hardware, Training and Project Oversight for the SAP Project Subject to Legal Approval
- 8. Approve Business and Finance Functions *(Legally Required Board Action)*
 - 8.1 Request Approval of the Monthly Financial Statements for Year to Date Ending September 2003
 - 8.2 Request Approval of the 2002-2003 Annual Investment Report for the Fiscal Year Ending June 30, 2003
 - 8.3 Request Approval of a Resolution to Authorize the Superintendent or his Designee to Execute Additional Schedules to the OCPS Master Equipment Lease for the Amounts, Terms and Designations Described Herein, and to Authorize Professional Fees to Greenberg Traurig as Tax Counsel, in an Amount not to Exceed \$10,000
 - 8.4 Request Approval of the Fixed Asset Deletion and Restoration Report
 - 8.5 Request Approval of the 2004 Orange County Public Schools Legislative Priorities **Withdrawn**
 - 8.6 Request Approval of the Proposed 2004 Legislative Program for the South Florida Consortium of School Boards **Withdrawn**
 - 8.7 Request Approval of Budget Amendment #2 to the FY04 Capital Outlay Budget
 - 8.8 Request Approval of the Capacity Enhancement Agreement – Titan Properties (Yates Parcel) **Change**
 - 8.9 Request Approval of the Capacity Enhancement Agreement – Hagan Custom Homes, LLC (Sandlake Development Project) **Change**
 - 8.10 Request Approval of the Capacity Enhancement Agreement – Richard Quaid (Belam Property) **Change**
- 9. Approve Construction Related Issues *(Legally Required By Law)*
 - 9.1 Request Approval of Proposal for City of Orlando to Release Parcel N-4, Reserved for Elementary School Site Within the East Park PD
 - 9.2 Request Approval of Sale of 1.4 Acre Surplus Property Located Near Fuller's Cross Road to Tim and Deborah Gunter
 - 9.3 Request Approval of Grant of Easement to Orange County for Replacement of Wastewater Pump Station at Liberty Middle School
 - 9.4 Request Approval of Extension of School Facility Use Agreements with City of Maitland for Maitland Middle School, Lake Sybelia Elementary and Dommerich Elementary
 - 9.5 Request Approval of Phase III Final Construction Documents at New West Orange/Apopka High School Relief
 - 9.6 Request Approval of Amendment No. 4 to C. T. Hsu at Boone High

- School
- 9.7 Request Approval of the Takeover Agreement by and Between the School Board of Orange County, Florida and Fireman's Fund Insurance Company, American Home Assurance Company, and National Fire Insurance Company of Hartford for the Boone High School Renovation Project
 10. Approve Change Orders *(Board Policy EL11/Legally Require Board Action)*
 11. Approve Legal/Audit Issues
 - 11.1 Request Approval to: (1) Not Pay Invoices Totaling \$20,000 to Consulting Companies Owned by Alan Smolowe and Steve Palmer; (2) Forgive Repayment to the School Board of Orange County, Florida, of \$125,800 Previously Remitted in Violation of the Charter School Contract; (3) Prohibit Alan Smolowe and Steve Palmer From Serving on any Charter School Board of Directors for a Five Year Period; (4) Require Summit Charter School Board Members to Receive Training in Their Fiduciary Duties; and, (5) Prohibit any Employees or Board Members of Summit Charter School or any Related Entity from Conducting Consulting Services for the School
Moved to Nonconsent #9
 - 11.2 Request Approval of Outstanding Issues With Cyber High Charter School
 - 11.3 Request Approval of Partnership Agreement With a Gift for Teaching
 12. Accept Superintendent's Monitoring Reports

The following persons addressed the board regarding item 9.5 (Request Approval of Phase III Final Construction Documents at New West Orange/Apopka High School Relief): Jim Martin, 28 South Lake Avenue, Apopka, FL 32703; Doug Guetzloe, 3101 Maguire Boulevard, Orlando, FL 32803 and Roger Franklin Williams, 138 North Central Avenue, Apopka, FL 32703.

There were comments by Mr. Carrier, the superintendent and Patrick Herron, chief facilities officer.

In regard to item # 11.3 (Request Approval of Partnership Agreement with a Gift for Teaching), Mr. Blocker commended Gary Landwirth and the entire staff at A Gift for Teaching for the outstanding job they do.

The motion passed 7-0.

Mr. Blocker introduced the following newly appointed administrators: Eddie Foster, assistant principal; Lancaster Elementary; John Carcara, assistant principal, Evans High; Kari James, assistant principal, Southwest Middle; Norwood Tisdale, assistant principal, Hunter's Creek Middle; Robert McCloe, assistant principal, Meadow Woods Middle; Pamela Angelo, principal, Palmetto Elementary; Robert Avossa, principal, Olympia High.

Mr. Carrier complimented Gary Landwirth and A Gift for Teaching for all they do in support of Orange County Schools. He noted that since its inception, A Gift for Teaching has raised 8.5 million dollars in supplies for teachers.

Mrs. Cadle expressed her gratitude to Mr. Landwirth for his work at A Gift for Teaching and commended him for what he had done to rally the community to support public education.

Mrs. Gordon commended Lee Baldwin, senior director, program services, for his work on the School Improvement Plans and encouraged all parents to review their school improvement plan.

Mrs. Arkin complimented A Gift for Music for its work with the children of Orange County Public Schools. She also complimented Mr. Blocker and Dr. Boekhoff, for their outstanding work in managing investment income during the last year, generating \$7.6 million of investment income.

Several board members commented on the capacity enhancement process. There was discussion by board members and Dr. Boekhoff.

Mr. Kruppenbacher stated that clarification of the impact fees would be presented to the board by February.

In regard to 8.4 (Request Approval of the Fixed Asset Deletion and Restoration Report), Mr. Blocker stated that property loss was under one percent.

Nonconsent #1 - Approve Minutes – October 8, 2003 Work Session Minutes: It was moved by Mrs. Cadle and seconded by Mrs. Arkin that the minutes be approved.

The motion passed 7-0.

Nonconsent #2 - Approve Minutes – October 16, 2003 Work Session I Minutes: It was moved by Mrs. Arkin and seconded by Mrs. Ardaman that the minutes be approved.

The motion passed 7-0.

Nonconsent #3 - Approve Minutes – October 16 2003 Work Session II Minutes: It was moved by Mrs. Ardaman and seconded by Mr. Shea that the minutes be approved.

The motion passed 7-0.

Nonconsent #4- Approve Minutes – October 21, 2003 Board Recognitions: It was moved by Mrs. Cadle and seconded by Mrs. Arkin that the minutes be approved.

The motion passed 7-0.

Nonconsent #5 - Approve Minutes – October 28, 2003 Work Session Minutes: It was moved by Mrs. Arkin and seconded by Mrs. Ardaman that the minutes be approved.

The motion passed 7-0.

Nonconsent #6 - Approve Minutes – October 28, 2003 Board Meeting: It was moved by Mrs. Gordon and seconded by Mrs. Arkin that the minutes be approved.

The motion passed 7-0.

Nonconsent #7- Request Approval of Purchase of Middle School Site for Hunter's Creek Middle School Relief Located on Taft Vineland: Mr. Kruppenbacher clarified that approval of this item would be subject to the appraisal justifying the purchase at \$6.5 million or higher.

It was moved by Mrs. Ardaman and seconded by Mrs. Gordon that the purchase of middle school site for Hunter's Creek Middle School Relief located on Taft Vineland Road adjacent to Freedom High School be approved.

The motion passed 7-0.

Nonconsent #9 - Request Approval to: (1) Not Pay Invoices Totaling \$20,000 to Consulting Companies Owned by Alan Smolowe and Steve Palmer; (2) Forgive Repayment to the School Board of Orange County, Florida, of \$125,800 Previously Remitted in Violation of the Charter School Contract; (3) Prohibit Alan Smolowe and Steve Palmer From Serving on any Charter School Board of Directors for a Five Year Period; (4) Require Summit Charter School Board Members to Receive Training in Their Fiduciary Duties; and, (5) Prohibit any Employees or Board Members of Summit Charter School or any Related Entity from Conducting Consulting Services for the School): There was discussion by board members and legal counsel regarding the district's expectation of accountability from charter schools. Discussion included suggesting that charter school contracts include signature lines next to core value issues that would validate areas have been read and that all charter schools in the district be advised of their financial reporting responsibility to the district as well as consequences of not adhering to that.

It was moved by Mrs. Gordon and seconded by Mr. Shea that this item be postponed until the December 9, 2003 board meeting.

The motion passed 7-0.

School Board Committee Reports: Mr. Carrier reported that a detailed Facilities Usage Report will be presented in January.

Mrs. Ardaman thanked everyone for supporting the purchase of the land to build a relief school for Hunter's Creek, which is expected to open in 2005.

Mr. Roach thanked Mary Ellen Dugan, Diane Allen and the entire committee for their hard work in preparing for the recent Sharing the Vision Conference hosted by Oak Ridge High School. He also recognized Mr. Blocker for a superb State of Orange County Schools address he delivered at the conference.

Mrs. Ardaman announced she will be holding a community meeting on December 2, 2003 on the west side of town to discuss controversial issue dealing with capacity issues. The public will be invited and the location is to be determined.

Mrs. Gordon added her thanks to everyone involved in the Sharing the Vision Conference.

It was moved by Mrs. Gordon and seconded by Mr. Roach that the superintendent present his State of Orange County Schools address to the County.

The motion passed 4-2 (with Mrs. Ardaman and Mrs. Arkin voting no and Mr. Shea out of the room).

Highlights: Mrs. Arkin complimented Mrs. Gordon for her studious work in FSBA.

Mrs. Cadle recognized the Central Florida Educators Federal Credit Union for their recent \$100,000 donation which will be equally divided among ten schools to be used in their media centers. This is a five year commitment with \$100,000 to be given each year. She also commended Dr. Herron for his recent appearance on Inside Orlando, where he talked about the building program. Additionally, Mrs. Cadle reported that the Timber Creek High School Band was voted grand champions at the Florida Marching Band Festival.

Mrs. Ardaman congratulated the Olympia High School Boys Golf Team for winning the state championship. She added the recent meeting of the Central Florida School Board Coalition was a big success.

Mr. Roach gave accolades to Freedom High School for their dedication event held on November 5th.

Dr. Patrick Herron gave a summary of upcoming meetings dates DeJong and Associates to discuss the Facilities Master Plan.

Information and Future Meeting Dates: Mr. Blocker announced the following upcoming meetings:

December 8, 2003 3:30 p.m. Work Session

December 9, 2003 3:00 p.m. Work Session

December 9, 2003 5:30 p.m. Board Meeting

The meeting adjourned at 6:10 pm.

Chairman

Secretary

dmm

**NON CONSENT
ITEM 3**

**ORLANDO, FLORIDA
November 18, 2003**

The School Board of Orange County, Florida, met in special session on Tuesday, November 18, 2003 at 7:40 p.m. Present were: Judge Richardson Roach, chairman; Karen Ardaman, vice chairman; Joie Cadle; Timothy Shea, Kathleen B. Gordon, Susan Landis Arkin and Berton R. Carrier, school board members; Frank C. Kruppenbacher and Andrew B. Thomas, school board attorneys; and Ronald Blocker, superintendent.

The meeting was called for the purpose of reorganization of the school board.

Mr. Roach called the meeting to order and presented a token of appreciation to Mrs. Ardaman.

On behalf of the board, Mrs. Ardaman presented a token of appreciation to Mr. Roach.

Mr. Roach passed the gavel to Mr. Blocker who conducted the reorganization portion of the meeting.

Election of Chairman of the Board: Mr. Blocker opened the floor for nominations for chairman. Mr. Shea nominated Mrs. Ardaman, seconded by Mr. Roach. Mrs. Gordon nominated Mr. Carrier, seconded by Mrs. Arkin.

There being no further nominations, it was moved by Mr. Shea and seconded by Mrs. Cadle that the nominations be closed. By a show of hands, there were three votes for Mrs. Ardaman and four votes for Mr. Carrier.

Election of Vice Chairman of the Board: Mr. Blocker opened the floor for nominations for vice chairman. Mrs. Arkin nominated Mrs. Cadle, seconded by Mr. Carrier. Mrs. Ardaman nominated Mr. Shea, seconded by Mr. Roach.

There being no further nominations, it was moved by Mrs. Arkin and seconded by Mr. Carrier to close the nominations. By a show of hands, there were three votes for Mrs. Cadle and four votes for Mr. Shea.

Mr. Carrier commented on the board's accomplishments over the past 11 years.

Establishment of Dates and Times for School Board Meetings: It was moved by Mr. Carrier and seconded by Mrs. Arkin that the establishment of dates and times for the 2003-2004 board meetings as listed below be approved.

December 9, 2003	June 8, 2004
January 13, 2004	June 22, 2004
January 27, 2004	July 27, 2004
February 10, 2004	August 3, 2004

February 24, 2004	August 24, 2004
March 9, 2004	September 14, 2004
April 13, 2004	September 28, 2004
April 27, 2004	October 12, 2004
May 11, 2004	October 26, 2004
May 25, 2004	November 9, 2004
	November 16, 2004 Reorganization 5:30 p.m.

The motion passed 7-0 and Mr. Blocker passed the gavel to Mr. Carrier.

Request Approval to Advertise for an Annual District School Board Salary in an Amount Not to Exceed \$37,198.00: It was moved by Mr. Shea and seconded by Mrs. Gordon to approved authorization to advertise for an annual district school board member salary in an amount not to exceed \$37,198.00.

There was discussion by board members, which included using the Florida School Boards Association (FSBA) formula and the concern of a 22% salary increase for board members.

The motion passed 5-2 (with Mrs. Cadle and Mrs. Arkin voting no).

The meeting adjourned to Conference Rooms A & B at 8:30 p.m. for a debriefing session.

Chairman

Secretary

dmm