

**NON CONSENT
ITEM 2**

**ORLANDO, FLORIDA
April 27, 2004**

The School Board of Orange County, Florida, met in public hearing and regular meeting on Tuesday, April 27, 2004, at 5:34 pm. Present were: Berton R. Carrier, chairman, Timothy Shea, vice chairman, Joie Cadle, Judge Richardson Roach, Karen Ardaman, Susan Landis Arkin and Kathleen B. Gordon school board members; Henry Boekhoff, chief financial officer, Frank Kruppenbacher and Andrew B. Thomas, school board attorneys and Ronald Blocker, superintendent.

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

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.

Board members recognized the Jones High School Girls' Basketball Team who recently won the 4A State Basketball Championship. Certificates of Appreciation were presented to the coaches and Awards of Excellence were presented to the team members. Kathleen Gordon presented each team member with an individual, framed picture.

Board members then recognized the Olympia High Boys' Golf Team who recently won the State Championship Title. Certificates of Appreciation were presented to the coaches and Awards of Excellence were presented to the team members.

Adoption of Agenda: Mr. Blocker requested the following changes to the agenda: an addendum to 1.1 (Request Approval of Personnel Agenda Dated April 27, 2004, 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 revision of 4.1 (Request Approval of the Reach for the Sky Student Motivation Program); the withdrawal of 8.1 (Request Approval of Agreement With Robert Nabors of Nabors, Giblin & Nickerson, P.A. to Serve as Special Counsel in Providing Legal Advice and Assistance in the Revision of the Impact Fee Study); the addition of 11.1 (Request Approval of the Settlement Agreement and General Release Between Paul Shelton and The School Board of Orange County, Florida); the move of 9.6 (Request Approval of the DeJong Recommendations for the First 78 Projects in the Master Plan) to Nonconsent #7; and the withdrawal of Nonconsent #4 (Request Approval of Name for the new Citrus Elementary Relief School Opening in August 2004).

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

It was moved by Mrs. Gordon and seconded by Mrs. Cadle the agenda as amended be approved.

The motion passed 7-0.

Public Hearing – Request Approval of Revisions to Superintendent's Documents: Student Attendance Procedures and Student Admissions Procedures: The superintendent

stated the revisions for student attendance procedures and student admissions procedures were based on state law.

It was moved by Mrs. Arkin and seconded by Mrs. Ardaman that the revisions to Superintendent's Documents: Student Attendance Procedures and Student Admissions Procedures be approved.

The chairman opened the floor for public input and hearing none, the motion passed 7-0.

Adoption of Consent Agenda: It was moved by Mrs. Gordon and seconded by Mr. Shea the consent agenda be approved.

1. Human Resources and Labor Relations *(Legally Required Board Action)*
 - 1.1 Request Approval of the Personnel Agenda Dated April 27, 2004, 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 to Contract With Mission Inn for the Urban Cohort Leadership Academy
 - 1.3 Request Approval of Agreement With George Fournier for the 2003-04 School Year
2. Approve Student Expulsions *(Legally Required Board Action)*
 - 2.1 Request Approval of the Expulsion of a Student for the Remainder of the 2003-2004 School Year, Including Summer School, and the First Semester of the 2004-2005 School Year/AH Union Park Middle School
 - 2.2 Request Approval of the Expulsion of a Student for the Remainder of the 2003-2004 School Year, Including Summer School, and the Entire 2004-2005 School Year, Including Summer School/CB Robinswood Middle School
 - 2.3 Request Approval of the Expulsion of a Student for the Remainder of the 2003-2004 School Year, Including Summer School, and the First Semester of the 2004-2005 School Year/DA Apopka Middle School
 - 2.4 Request Approval of the Expulsion of a Student for the Remainder of the 2003-2004 School Year, Including Summer School, and the Entire 2004-2005 School Year, Including Summer School/JA Boone High School
 - 2.5 Request Approval of the Expulsion of a Student for the Remainder of the 2003-2004 School Year, Including Summer School, and the Entire 2004-2005 School Year, Including Summer School/KC Colonial High School
 - 2.6 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 of the Submission of Grant Applications to the Florida Department of Education for School Based Florida Learn & Serve K-12 Grants
4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of the Reach for the Sky Student Motivation Program **Revision**
5. Approve Work Force Education Issues (None) *(Legally Required Board Action)*
6. Approve Curriculum, ESE & Multilingual Services *(Legally Required Board Action)*

- 6.1 Request Approval of an Extension of Time for the State of Florida Special Programs and Procedures Document and the OCPS Staffing Procedures Handbook – 2001-2003 Pending Notice of Action by the Florida DOE
- 7. Approve Operations Issues *(Legally Required Board Action)*
 - 7.1 Approval of Bids to be Awarded – April 27, 2004
- 8. Approve Business and Finance Functions *(Legally Required Board Action)*
 - 8.1 Request Approval of Agreement With Robert Nabors of Nabors, Giblin & Nickerson, P.A. to Serve as Special Counsel in Providing Legal Advice and Assistance in the Revision of the Impact Fee Study **Withdrawn**
 - 8.2 Request Approval of the Report on Expenditure of Lottery Funds
 - 8.3 Request Approval of the Monthly Financial Statements for Year to Date Ending December 2003
 - 8.4 Request Approval of the Monthly Financial Statements for Year to Date Ending January 2004
 - 8.5 Request Approval of the Monthly Financial Statements for Year to Date Ending February 2004
- 9. Approve Construction Related Issues *(Legally Required By Law)*
 - 9.1 Request Approval of the Appointment of a Replacement Member to the Citizen's Construction Oversight and Value Engineering Committee (COVE)
 - 9.2 Request Approval to Enter Into Agreement With the Orlando Orange County Expressway Authority to Jointly Acquire the Property Necessary for the Apopka High School Relief School and Contiguous Property for the Maitland Boulevard Extension
 - 9.3 Request Approval of Vacation of Unopened Right-of-Way on Hurd Avenue, Next to Conway Middle School and Subsequent Transferal of Deed, With Appropriate Utility Easements to Adjacent Property Owner
 - 9.4 Request Approval of Authority to Prepare a Quit Claim Deed to the City of Winter Park for Hannibal Square Property
 - 9.5 Request Approval of the DeJong Proposed Educational Framework
 - 9.6 Request Approval of the DeJong Recommendations for the First 78 Projects in the Master Plan **Moved to Nonconsent #7**
- 10. Approve Change Orders (None) *(Board Policy EL11/Legally Require Board Action)*
- 11. Approve Legal/Audit Issues
 - 11.1 Request Approval of the Settlement Agreement and General Release Between Paul Shelton and The School Board of Orange County, Florida
Addition
- 12. Accept Superintendent's Monitoring Reports (None)

In regard to 2.6 (Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and the District Behavior Contracts), Donna Thompson, 1202 Center Street, Ocoee, Florida, 34761, addressed the board regarding the recommendation for expulsion of her son.

At the request of Mr. Blocker, Jennifer Reeves, area superintendent, West Learning Community, presented background information on the case.

In regard to 2.6 (Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and the District Behavior Contracts), Joe Persaud, 8056 Lesia Circle, Orlando, Florida, 32835, addressed the board regarding the recommendation for expulsion of his daughter.

Mr. Blocker presented background information on the case.

It was moved by Mrs. Gordon and seconded by Mr. Roach to uphold the consent agenda with the amended speakers.

The motion passed 7-0.

Highlights: Mr. Blocker introduced newly appointed administrator Latricia Karlskin, assistant principal, Eccleston Elementary. He also announced the retirement of Alette Scharr, principal, Hillcrest Elementary and commended her for her spirit and motivation of the dual language program.

In regard to consent item 4.1 (Request Approval of the Reach for the Sky Student Motivation Program), Mrs. Arkin acknowledged Randy Ellington for his dedication to students.

At the request of Mrs. Gordon, Dr. Henry Boekhoff, chief financial officer, gave a brief report on the revenue derived from and the expenditures of lottery funds. These funds would support school system operations for less than two days.

Mr. Blocker reported that recent FCAT scores showed that the district had made steady progress in the areas of reading and writing, and had exceeded the state average in every category in writing and compared well with large urban districts in elementary reading. He complimented teachers, administrators and staff for their diligent efforts to provide the best educational services possible for the students of Orange County. He added that the release date for individual student FCAT scores was May 10 and they would go home to parents the following week. It is expected that the State will release school grades during the first week in June.

Approval of Minutes: It was moved by Mrs. Cadle and seconded by Mrs. Arkin that the following minutes be approved:

Nonconsent #1	April 12, 2004	Work Session
Nonconsent #2	April 13, 2004	Agenda Review
Nonconsent #3	April 13, 2004	Board Meeting

The motion passed 7-0.

Nonconsent #4 (Request Approval of Name for the new Citrus Elementary Relief School Opening in August 2004): Mr. Carrier explained that in order to allow community input on the name Kattie J. Adams Elementary School, this item was being pulled and will be brought back to the board at its May 11, 2004 meeting.

Nonconsent #5 (Request Approval of Name for the new Hunter's Creek Elementary Relief School Opening in August 2004): Mr. Blocker presented background information on the request to name the new relief school Hunter's West Elementary. There was discussion among board members regarding the three names for the new school. Dr. Patricia Fritzler, principal of the Hunter's Creek Elementary Relief School, explained the process followed to gather community input.

There was discussion among board members.

It was moved by Mr. Roach and seconded by Mrs. Gordon that the new Hunter's Creek Elementary Relief School be named Hunter's West Elementary.

The motion failed 1-6 (with Mrs. Gordon voting yes).

It was moved by Mrs. Ardaman and seconded by Mr. Shea that the new Hunter's Creek Elementary Relief School be named West Creek Elementary.

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

Nonconsent #6 (Request Approval of Name for the new MetroWest Elementary Relief School Opening in August 2004): Mr. Blocker presented background information on the request to name the new relief school Eagle's Nest Elementary.

It was moved by Mrs. Arkin and seconded by Mrs. Ardaman that the new MetroWest Elementary Relief School be named Eagle's Nest Elementary.

The motion passed 7-0.

Nonconsent #7 (Request Approval of the DeJong Recommendations for the First 78 Projects in the Master Plan): Mrs. Ardaman addressed the sequencing of projects in the Master Plan, stating she had concerns about the moving projects from their original ranking. Patrick Herron, chief facilities officer, explained the methodology and criteria used for making adjustments to the original project list.

There was extensive discussion among board members.

It was moved by Mrs. Ardaman that the original motion be amended to approve the recommendation as presented to the board, with the exception that the board would treat the existing sales tax list posted on the web page as being the guideline to be followed.

The motion failed 5-2 (with Mrs. Ardaman and Mr. Shea voting yes).

It was moved by Mrs. Ardaman and seconded by Mr. Shea that the DeJong recommendations for the first 78 projects in the master plan be approved.

The motion passed 7-0.

Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions: Mrs. Cadle requested a work session to discuss the district's excess of real estate holdings.

At the request of Mr. Roach, Mr. Kruppenbacher presented background on the protest of the Bay Meadows renovation project.

There was discussion by board members.

School Board Committee Reports: Mr. Carrier requested that Joseph Basgall, chief facilities officer, provide a Facilities Usage update. Mr. Basgall reported that the facilities leasing prototype software was in place and should be fully accessible by the start of the 2004 – 2005 school year. Mr. Carrier commended Janie Hewitt, for her efforts on this project.

Mrs. Gordon gave a legislative update and presented each board member with a packet of information she had gathered during FSBA Legislative Days in Tallahassee.

Mr. Roach reported that the next Central Florida Public School Board Committee will be held on May 10, 2004, and invited all board members to attend. He added that at the upcoming Education Summit in the fall, he will have an opportunity to interact with the top 100 CEO's in a seven county area and talk about business support for the Central Florida School Districts.

At the request of Mrs. Cadle and Mrs. Arkin, Dr. Boekhoff that reported there appeared to be an agreement by the legislature on the District Cost Differential which could result in additional money for the district. He explained the difference between equity and adequacy, noting that while reallocating money from South Florida to Central Florida would add about \$8 million to our budget, it would take an additional \$6 million to keep pace with rising costs (e.g., utility costs and other purchased services) and provide the same level of service as this year.

Information Shared By Board Members: Mrs. Gordon reported that the Community Action Board had requested a representative from the school board to serve on its board of directors. Mr. Carrier agreed to be that representative.

Mr. Roach reported that he recently had visited the ACS Academy and was impressed.

Mr. Shea reported that he recently had attended the University High School performance of "Ragtime", and he congratulated the students on an excellent performance.

Mrs. Cadle that reported she recently had visited ACS Academy and felt they were doing an outstanding job working with the students.

Mrs. Arkin commended Silver Star Center staff and students for their work and for the publication of a booklet of poems on tolerance.

Information and Future Meeting Dates: Mr. Blocker shared that a group named the Association of Magnet Parents and Students, had sent the school board two recommendations: the establishment of a magnet advisory board and the continuation of funding for high school magnet transportation for a year.

In regard to the magnet advisory board, Mr. Blocker stated that this would be appropriate and staff would develop guidelines. He added that he was not prepared to recommend continuing funding for magnet transportation due to the uncertainty of the budget and other competing needs. He requested that the board schedule a work session to discuss the budget. There was consensus by the board.

There was discussion among board members and the superintendent.

Mr. Blocker reported that after analyzing the Pulte Area, three schools had been identified as having the capacity to handle the overflow of students. The schools identified were Orange

Center Elementary, Memorial Middle and Jones High. He requested consensus from the board to move forward with the option for rezoning. He added that this action would be separate from the lawsuit filed against the City of Orlando. There was consensus by board members.

Mr. Blocker requested a meeting with the chairman and vice-chairman to discuss additional insights regarding the Pulte situation.

There was discussion among board members and legal counsel.

Mr. Blocker announced the following upcoming meetings:

May 11, 2004	5:30 pm	School Board Meeting
May 24, 2004	4:00 pm	Work Session
May 25, 2004	5:30 pm	School Board Meeting

Mrs. Ardaman reported that the Charter Review Commission meeting will be held in mid-May.

Reports by Attorneys: Mr. Kruppenbacher announced that Linda Lindsey, senior director, internal audit, would be leaving Orange County Public Schools for personal reasons and commended her effort in setting up the audit department. He requested that the board grant him permission to prepare a letter on behalf of the board thanking her for an exemplary job. There was consensus by the board members.

The meeting adjourned at 8:50 pm.

Chairman

Secretary

dmm