

**NON CONSENT
ITEM 2**

**ORLANDO, FLORIDA
May 11, 2004**

The School Board of Orange County, Florida, met in regular meeting on Tuesday, May 11, 2004 at 5:34 pm. Present were: 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.

Berton R. Carrier, chairman, was out of town.

At 5:05 p.m., the board entertained the following special order speakers:

Tracy Ebert's agriculture students from Robert Hungerford Prep, 100 East Kennedy Avenue, Eatonville, Florida, 32751, presented their Barn Project.

Lissa Curtis-Weakley, co-founder of Central Florida YES, 5542 Metro West Boulevard, #307, Orlando, Florida, who discussed the informational presentations and workshops the organization can provide to students, faculty, and staff about gender issues and sexual orientation.

Mr. Blocker referred Ms. Curtis-Weakley to Deborah Manuel, deputy superintendent, instruction and curriculum services.

Commissioner Teresa Jacobs, P.O. Box 1393, Orlando, Florida, 32802-1393, who addressed the board regarding a charter amendment to provide for dual approval of residential rezonings and land-use amendments in those cases where the impacts will be felt by students across jurisdictional lines and OCPS indicates that it is unable to handle the additional students.

The meeting adjourned at 5:30 p.m.

The vice-chairman called the board meeting to order at 5:40 p.m.

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.

At the request of the superintendent, Dr. Henry Boekhoff, chief financial officer, gave a status report on the actions of the Impact Fee Committee. A final report of the recommendations of the committee will be presented at the May 25, 2004 board meeting.

Recognitions: Carolyn Minear, coordinator of visual/performing arts for curriculum services, introduced Dr. June Hinckley, state music consultant from the Florida Department of Education, who made a presentation to the Winter Park High Music Department, which was selected as a State Music Demonstration School.

Next, Gene Trochinski, principal, Dr. Phillips High School, introduced biology teacher Deborah Wasylik, who was named a winner of the Presidential Award of Excellence in Mathematics and Science Teaching. This is the highest honor given by the government to teachers. A certificate of appreciation was presented to Mrs. Wasylik.

Mr. Shea recognized Jeff Voss, representative of the Tavistock Group, for the assistance he provided during the renegotiation of the North Lake Park Community School agreement. The company deferred payment on NorthLake Park to allow the district to use the funds to build a new elementary school to relieve overcrowding at North Lake Park and other schools in the area. A certificate of appreciation was presented to Mr. Voss.

Adoption of Agenda: Mr. Blocker requested the following changes to the agenda: the withdrawal of the Public Hearing (Request Approval of the Code of Student Conduct for the 2004-2005 School Year), an addition 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) including the resignation of teacher SP); the addition of 9.9 (Request Approval of Budget Amendment #6 to the Capital Outlay Budget); a correction to Non Consent #2 (Approve Minutes, April 27, 2004 Board Meeting); the withdrawal of Non Consent #4, (Request Approval of Name for the new Apopka/Rock Springs/Zellwood Elementary Relief School Opening in August 2006); and the addition of a new Non Consent #4, which included the following five capacity enhancement agreements: (Request Approval of the Capacity Enhancement Subject to the Provision of Limitations on Receipt of Building Permits – Lindsey S. and Katherine G. Phillips (Clarcona Estates); Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lindsey S. and Katherine G. Phillips (Clarcona Pines); Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lake Bessie Investment Partnership, Ltd. (Greer/Sadler); Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Wetherbee Road Partners (Harnes Acres); and Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lee Road Retail Associates (Lee Road Townhomes).

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

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

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

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

1. Human Resources and Labor Relations *(Legally Required Board Action)*
 - 1.1 Request Approval of the Personnel Agenda Dated May 11, 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 of the Reappointment of Instructional Personnel for the 2004-2005 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 Entire 2004-2005 School Year, Including Summer School/JB Colonial High 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/MO University High School
 - 2.3 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 Renewal for the Tech Prep Grant Application With Valencia Community College
 - 3.2 Request Approval of the Renewal Application for Career and Technical Education Programs Funded Under the Carl D. Perkins Act
 - 3.3 Request Approval of Grant Contract to Implement the Advancement Via Individual Determination (AVID) Program Funded Through Title V, Innovative Programs Grant
 - 3.4 Request Approval of the Contract Renewal Agreement With the Orange County Department of Health to Fund the Full Service Schools Program
 - 3.5 Request Approval of the Submission of a Grant Application to the Florida Department of Education Under the Safe and Drug-Free Schools Entitlement Project
 - 3.6 Request Approval of the Renewal Submission of Grant Applications to the Florida Department of Education for School Based Florida Learn & Serve K-12 Grants
 - 3.7 Request Approval to Submit a Grant Application to the Florida Department of Education Under the 21st Century Community Learning Centers Program
 - 3.8 Request Approval of Purchased Service With the Orlando Science Center Through the 21st Century Community Learning Centers Grant
 - 3.9 Request Approval of Application Renewal for the Farmworker Jobs and Education Program
 - 3.10 Request Approval of Application for an Adult Education and Family Literacy Grant – Corrections Education (New)
4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of Contract With Edusoft for Assessment Management System and for Item Banks
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 Approval of Bids to be Awarded – May 11, 2004
 - 7.2 Request Approval of the Renewal Contract With the Orange County Parks and Recreation Department for Transportation for the 2004-2005 Recreational Program
 - 7.3 Request Approval of the Renewal Contract With the City of Orlando for Transportation for the 2004-2005 Recreational Program
 - 7.4 Request Approval of the Renewal Contract With the YMCA for Transportation for the 2004-2005 Recreational Program
8. Approve Business and Finance Functions (None) *(Legally Required Board Action)*

9. Approve Construction Related Issues *(Legally Required By Law)*
 - 9.1 Request Approval of Phase III Final Construction Documents at New Columbia/Bonneville Elementary School Relief
 - 9.2 Request Approval of Phase III Final Construction Documents at New Cypress Springs Elementary School Relief
 - 9.3 Request Approval of Phase III Final Construction Documents at New Hunter's Creek Middle School Relief
 - 9.4 Request Approval of the Certificate of Final Inspection for Clarcona Elementary School
 - 9.5 Request Approval of Construction Manager at Risk for New Bay Meadows Elementary School Relief
 - 9.6 Request Approval of Donation of Additional Access Acreage From Cambridge Homes Authority for the Bonneville/Columbia Relief Elementary School Project
 - 9.7 Request Approval of Continuing Contract Agreements for Real Estate Research, Investigations, Due Diligence and Contract Administration With Dana E. Boyte and Kerri L. Vorhies
 - 9.8 Request Approval of Standard School Facility Use Agreement for Orange County Field of Dreams Grant Program, Phase III, for Boone High School, Evans High School, Avalon Park Elementary School/Timber Creek High School, Oak Ridge High School, University High School, Chain of Lakes Middle School/Olympia High School, Lockhart Middle School, Hungerford Prep and Princeton Elementary School and Authorize the Chairman and Superintendent to Execute Such Agreement for Each School Upon Approval of the Proposed Improvements by the School Principal, Area Superintendent and Facilities Services
 - 9.9 Request Approval of Budget Amendment #6 to the Capital Outlay Budget
Addition
10. Approve Change Orders *(Board Policy EL11/Legally Require Board Action)*
 - 10.1 Request Approval of Change Order No. 12 to Walker & Company Construction, Inc., at New Dillard Street Elementary School Replacement
11. Approve Legal/Audit Issues
12. Accept Superintendent's Monitoring Reports

In regard to 2.3 (Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and the District Behavior Contracts), Jorge Sermini, 5132 Conroy Road, Apt. 937, Orlando, FL 32811, addressed the board regarding the recommendation for expulsion of his son.

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

In regard to 1.1 (Request Approval of the Personnel Agenda Dated May 11, 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), Carol Buxton, 231 East Colonial Drive, Orlando, FL 32801, addressed the board regarding the recommendation for termination of Annie Thompson.

At the request of Mr. Blocker, Frank Kruppenbacher, school board attorney, presented background information on the case. He requested that this item be converted to a relief of duty without pay and tabled until the next board meeting.

The motion passed 6-0.

Highlights: Mr. Blocker introduced following newly appointed administrators: James Lawson, area superintendent, Urban Cohort Learning Community and Anna Diaz, associate superintendent, exceptional education and multilingual services.

Mr. Blocker highlighted that the approval of the contract with the YMCA for transportation for the 2004-2005 recreational program and the Field of Dreams Grant Program as ways through which we build strong community partnerships.

Board members commended the following retiring personnel for their dedication to Orange County Public Schools: Deborah Manuel, deputy superintendent, instruction and curriculum services; Sandra Huxley, director, exceptional student services; Roy Brooks, area superintendent, Urban Cohort Learning Community and Norma Bell, program specialist, instruction and curriculum services.

At the request of Mr. Shea, Dr. Henry Boekhoff, chief financial officer, gave a report on the amendment to the Capital Outlay Budget. He explained the impacts of the rising cost of steel, the class size amendment and fire code regulations on the capital budget.

Approval of Minutes: It was moved by Mrs. Cadle and seconded by Mrs. Arkin that the following minutes be approved: Non Consent #1 (Approve Minutes - April 27, 2004 - Agenda Review) and Non Consent #2 (Approve Minutes -April 27, 2004 - Board Meeting)

The motion passed 6-0.

Non Consent #3 (Request Approval of Name for the new Citrus Elementary Relief School Opening in August 2004): It was moved by Mrs. Ardaman and seconded by Mrs. Cadle the new Citrus Elementary Relief School be named West Oaks Elementary School.

The motion passed 6-0.

Non Consent #4: (Request Approval of the Capacity Enhancement Subject to the Provision of Limitations on Receipt of Building Permits – Lindsey S. and Katherine G. Phillips (Clarcona Estates), Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lindsey S. and Katherine G. Phillips (Clarcona Pines), Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lake Bessie Investment Partnership, Ltd. (Greer/Sadler), Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Wetherbee Road Partners (Harnes Acres) and Request Approval of the Capacity Enhancement Agreement Subject to the Provision of Limitations on Receipt of Building Permits – Lee Road Retail Associates (Lee Road Townhomes):

The vice chairman found good cause to add this item to the agenda.

It was moved by Mr. Roach and seconded by Mrs. Ardaman the Capacity Enhancement Agreements be approved as presented.

The following individuals addressed the board:

Mark Thomson, Shutts & Bowen, LLP, 300 South Orange Avenue, Ste 1000, Orlando, Florida, 32801.

Dwight Saathoff, Akerman & Senterfitt, P. A., 255 South Orange Avenue, Orlando, Florida, 32802

At the request of Mr. Shea, Dr. Boekhoff presented background information on the analysis, process and fiscal calculations involved in these five capacity enhancement agreements.

There was extensive discussion by board members, Dr. Boekhoff and Mr. Kruppenbacher.

It was moved by Mrs. Cadle and Mrs. Ardaman that the original motion be amended to grant authority to the superintendent, chief financial officer and school board attorney to add language that would mirror local governmental language on capacity issues and create a defined time period during which this approval would be active, and after which it would sunset.

The motion passed 6-0.

Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions: Board members agreed to use the upcoming work session on Unitary Status to continue an analysis of the compliance of current policies, practices and procedures and, when that is completed, to schedule a longer period of time for board discussion.

School Board Committee Reports: Mrs. Ardaman reported that the Central Florida Public School Board Coalition (CFPSBC) met on May 10, 2004. The coalition voted to expand and approved the addition of Hillsborough and Manatee Counties to the membership. On behalf of the coalition, she requested the board host monthly meetings of the CFPSBC at the ELC because of the central location. There was consensus by the board.

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

May 24, 2004	4:00 pm	Work Session
May 25, 2004	5:30 pm	School Board Meeting
June 8, 2004	5:30 pm	School Board Meeting
June 22, 2004	5:30 pm	School Board Meeting

Information Shared By Board Members: Mrs. Cadle saluted all the graduating seniors for their accomplishments. She added she recently visited Columbia Elementary School for the kickoff of their Bullying Prevention Program and was at University High School for the end of the year performance of their chorus. She asked whether the OCPS website could incorporate a calendar for district performing arts activities.

Mrs. Ardaman reported she recently attended an informative panel discussion on substance abuse sponsored by the SAFE Advisory Board at West Orange High School. She requested

that the superintendent create a master calendar of school events and programs, available on the OCPS website, to share the good things going on in our schools with the community.

Reports by Attorneys: Mr. Kruppenbacher reported that outside counsel in Tallahassee had finished its analysis of possible district actions related to Florida’s constitutional requirement for adequacy of funding. Due to the nature of the document, it will be transmitted to each board member under a confidential cover.

Secondly, Mr. Kruppenbacher reported that there had been numerous discussions with Pulte/Universal Studios since the lawsuit was filed against the City of Orlando, and he anticipated a recommendation for resolution of our issue of capacity at the next school board meeting.

The meeting adjourned at 7:40 pm.

Chairman

Secretary

dmm