

**NON CONSENT  
ITEM 5**

**ORLANDO, FLORIDA  
April 15, 2003**

The School Board of Orange County, Florida, met in regular meeting on Tuesday, April 15, 2003, at 5:40 p.m. Present were: Judge Richardson Roach, chairman; Karen Ardaman, vice chairman; Susan Landis Arkin, Timothy Shea, Joie Cadle, Kathleen B. Gordon, school board members; Deborah Manuel, deputy superintendent, instruction and curriculum services, Frank C. Kruppenbacher and Andrew B. Thomas, school board attorneys; and Ronald Blocker, superintendent.

Berton R. Carrier, school board member, participated via phone.

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.

**Special Order:** Allison Caruana did not show.

**Special Order:** Leann Flynn withdrew her request to address the board.

**Special Order:** Leona Rachman, 2650 Danielle Drive, Oviedo, Florida, 32765 addressed the board regarding defamation.

**Special Order:** Joanne Freidland, 8519 Buckley Court, Orlando, Florida, 32817, addressed the board regarding the responsibilities of the Orange County Public Schools system.

**Special Order:** Alan Freidland, 8519 Buckley Court, Orlando, Florida, 32817, addressed the board regarding factors of education destruction.

There was discussion by board members, Mr. Kruppenbacher, and the superintendent.

Mrs. Cadle requested a chronological report outlining the Cyber High Charter School issue.

There was further discussion by board members and the superintendent.

**Special Order:** Angelia Woods did not show.

**Special Order:** Marian (Mimi) Jove, 5307 Jade Circle, Orlando, Florida, 32812, addressed the board regarding the W/MBE Audit dated February 26, 2003.

There was discussion by board members and the superintendent.

**Special Order:** Cathy Hettinger, 2827 Eastern Parkway, Winter Park, Florida, 32789, addressed the board student absences and illnesses.

Mr. Blocker stated he would have a staff member follow-up with Ms. Hettinger.

**Special Order:** Bob Hering withdrew his request to address the board.

**Adoption of Agenda:** Mr. Blocker requested the following changes to the agenda: an addendum to 1.1 (Request Approval of Personnel Agenda Dated April 15, 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); revisions to 7.1 (Request Approval of Bids to be Awarded on April 15, 2003) and 8.1 (Request Approval of the Fixed Asset Deletion and Restoration Report); and the movement of 4.2 (Request Acceptance of the State Board of Education's Decision to Uphold the Denial of the Charter School Application Submitted by Change Agent d/b/a MACH 4 Academy) to Nonconsent #1.

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

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

The motion passed unanimously 7-0.

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

Human Resources and Labor Relations

*(Legally Required Board Action)*

- 1.1 Request Approval of Personnel Agenda Dated April 15, 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 Expenditure of Funds to Purchase the Live Scan Portable Fingerprinting System From Cross Match Technology to Conduct Background Checks on Interns and Volunteers
- 1.3 Request Approval to Enter in a Contract With Ventures for Excellence for Training and Product Services

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 First Semester of the 2003-2004 School Year/DS Robinswood Middle 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 First Semester of the 2003-2004 School Year/BM Chain of Lakes Middle 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 2003-2004 School Year, Including Summer School/AW Evans High School
- 2.4 Request Approval of the Expulsion of a Student for the Remainder of the 2002-2003 School Year, Including Summer School and the 2003-2004 School Year, Including Summer School/LH Ocoee Middle School
- 2.5 Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and The District Behavior Contracts

Approve Grant Applications

*(Legally Required Board Action)*

- 3.1 Request Approval to Submit an Application to the United States Department of Justice for Funding Under the Bulletproof Vest Partnership Grant Program

- 3.2 Request Approval to Submit an Application for a Grant Funded Under the Teach-for-Florida Project
- 3.3 Request Approval to Submit a Grant Application to the Florida Department of Education Under the 21<sup>st</sup> Century Community Learning Centers Program
- 3.4 Request Approval to Submit an Application for an Invitation to Negotiate School Readiness Services for Children
- Approve Education Services Related Items *(Legally Required Board Action)*
- 4.1 Request Approval of Fee Increase for 2003-2004 Extended Day
- 4.2 Request Acceptance of the State Board of Education's Decision to Uphold the Denial of the Charter School Application Submitted by Change Agent D/B/A MACH 4 Academy **(Moved to Nonconsent #1)**
- Approve Work Force Education Issues (None) *(Legally Required Board Action)*
- 5.1 Request Authorization to Purchase a Portable Emergency Care Simulator (ECS) for the Partnership Program Between Orlando Tech and Orlando Regional Healthcare
- Approve Curriculum, ESE & Multilingual Services (None) *(Legally Required Board Action)*
- Approve Operations Issues *(Legally Required Board Action)*
- 7.1 Request Approval of Bids to be Awarded on April 15, 2003 **(Revision)**
- 7.2 Request Approval of Authorization to Purchase From the United States Postal Service as the Sole Source Provider First Class and Standard (Bulk) Mail Postage
- 7.3 Request Approval of the Adoption of a Standard Security Booth for District-Wide use
- 7.4 Request Acceptance of the Annual Comprehensive Facility Inspection Report Into the Public Record
- Approve Business and Finance Functions *(Legally Required Board Action)*
- 8.1 Request Approval of the Fixed Asset Deletion and Restoration Report **(Revision)**
- 8.2 Request Approval of Real Estate Purchase Agreement - Zeltica Properties and, Subject to Completion of all Normal Due Diligence Matters, Authorize the Superintendent to Close on the Site
- 8.3 Request Approval to Waive the Impact Fees for Creative Choice Homes XXIV, LTD (CCH) Legacy Plaza Affordable Senior Housing Project
- Approve Construction Related Issues *(Legally Required By Law)*
- 9.1 Request Approval of the Certificate of Final Inspection for the New Schools Project at Community Education Partnership Orange Blossom Trail Site
- 9.2 Request Approval of the Certificate of Final Inspection for the New Schools Project at Community Education Partnership Semoran Site
- 9.3 Request Approval of the Certificate of Final Inspection for the Immediate Needs Project at Killarney Elementary School
- 9.4 Request Approval of the Certificate of Final Inspection for the Immediate Needs Project as Southwest Middle School
- 9.5 Request Approval of the Certificate of Final Inspection for the Immediate Needs Project at West Orange High School
- 9.6 Request Approval of the Certificate of Final Inspection for the Portable Replacement Project at Lockhart Elementary School
- Approve Change Orders *(Board Policy EL11/Legally Require Board Action)*
- 10.1 Request Approval of Change Order No. 20 to Skanska USA at Colonial High School
- Approve Legal Issues
- 11.1 Request Approval of the Settlement of Riley Fisher Claim Against the School Board of Orange County, Florida
- Accept Superintendent's Monitoring Reports

In regard to 1.1 (Request Approval of Personnel Agenda Dated April 15, 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), Kathryn Piscatelli, Egan Lev Siwica, P.A., 231 E. Colonial Drive, Orlando, Florida, 32801, requested a due process hearing for Guy Calabrese.

In regard to 7.1 (Request Approval of Bids to be Awarded on April 15, 2003), Ernest Reeves, All Seasons Heating and Cooling, Inc., 118 W. Grant Street, Suite N, Orlando, Florida, 32806, addressed the board regarding his company losing the remainder of the district's HVAC filter replacement services bid.

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

In regard to 9.3 (Request Approval of the Certificate of Final Inspection for the Immediate Needs Project at Killarney Elementary School), Brian Butler, JCB Construction, 800 W. Gore Street, Orlando, Florida 32805, thanked the board for their support of the M/WBE program.

The motion passed unanimously.

**Highlights from the Superintendent on the Consent Agenda:** Mr. Blocker introduced Wendy Wagner, newly appointed assistant principal for North Lake Park Community School. Mr. Blocker also announced that Dr. Joseph Joyner, area superintendent, North Learning Community, will be resigning effective June 1, 2003 to become superintendent of the St. John's County School System. He added that Dr. Joyner had been with OCPS for 23 years.

Mr. Blocker congratulated Evans High School administration, faculty and staff for the recent successful completion of the Southern Association of Colleges and Schools Accreditation Evaluation.

**Nonconsent #1 – Approve Minutes – February 18, 2003, Work Session:** It was moved by Mrs. Gordon and seconded by Mrs. Arkin that the minutes be approved.

The motion passed unanimously.

**Nonconsent #2 – Approve Minutes – March 11, 2003, Work Session:** It was moved by Mrs. Arkin and seconded by Mrs. Gordon that the minutes be approved.

The motion passed unanimously.

**Nonconsent #3 – Approve Minutes – March 11, 2003, Board Meeting:** Mrs. Ardaman requested that on page 53, the minutes be amended to include the words "or anyone in her family".

It was moved by Mrs. Ardaman and seconded by Mrs. Arkin that minutes as amended be approved.

The motion passed unanimously.

**Nonconsent #4 – Approve Minutes – March 25, 2003, Work Session:** It was moved by Mrs. Arkin and seconded by Mrs. Gordon that the minutes be approved.

The motion passed unanimously.

**Nonconsent #1 (4.2) – Request Acceptance of the State Board of Education’s Decision to Uphold the Denial of the Charter School Application Submitted by Change Agent D/B/A MACH 4 Academy:** It was moved by Mr. Shea and seconded by Mrs. Gordon that in order to comply with the technical requirements of Section 1002.33(6)(c) Florida Statute that Orange County School Board reaffirm its denial of Mach 4 Academy Charter School application. This action by the Orange County School Board should not be interpreted as an opinion as to the constitutionality of the charter schools review process as a waiver of any of the Orange County School Board’s rights, powers, duties or obligations as set forth in Article 9, Section 4(b) of the Florida Constitution.

Mr. Kruppenbacher stated that he concurred with the motion.

There was discussion by board members.

The motion passed unanimously.

**Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions:** Mrs. Cadle requested that the board schedule a work session to discuss the desegregation order and public engagement. She also requested that an action plan be ready for vote at the next school board meeting.

It was moved by Mr. Shea and seconded by Mrs. Gordon that the fees charged for the use of OCPS facilities be capped at the level in effect as of April 02, 2003. This motion shall not be interpreted to prohibit the reduction in fees charged for the use of OCPS facilities.

There was discussion by board members and the superintendent.

Mrs. Arkin amended Mr. Shea’s motion to read “The fees now charged to current users of OCPS schools be capped at the level in effect as of April 15, 2003. This motion shall not be interpreted to prohibit the reduction in fees charged for the use of OCPS facilities.”

The chairman called for a vote to amend the motion.

The amended motion passed unanimously.

There was discussion by board members.

It was moved by Mrs. Ardaman and seconded by Mrs. Gordon to amend the motion to read “The fees now charged to current users of facilities at OCPS schools be capped at the level in effect as of April 15, 2003. This motion shall not be interpreted to prohibit the reduction in fees charged for the use of OCPS facilities. These fees shall also apply to future users, in appropriate categories, in the interim periods while the board develops a policy.”

There was discussion by board members, the superintendent and Mr. Kruppenbacher.

The amended motion passed unanimously.

Mr. Roach requested that he would bring language to the board regarding the anti-bullying program in K-12 schools.

There was discussion by board members.

It was moved by Mrs. Cadle and seconded by Mrs. Gordon that the board have a work session on May 1, 2003 to discuss No Child Left Behind.

The motion passed unanimously.

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

|                |           |   |
|----------------|-----------|---|
| April 22, 2003 | 3:30 p.m. | Work Session (Strategic Listening)                    |
| April 22, 2003 | 5:30 p.m. | Recognitions  |
| April 24, 2003 | 3:30 p.m. | Executive Session (Insurance/Bargaining)              |
| April 29, 2003 | 3:30 p.m. | Work Session (Analysis of Superintendent's Documents) |
| April 29, 2003 | 5:30 p.m. | Board Meeting   |

**Information Shared by Board Members:** Mr. Roach thanked the board for their work in lieu of the increased meeting schedule.

Mrs. Cadle requested that the board continue its debriefing sessions following each board meeting.

The meeting adjourned to Conference Room A & B at 7:40 p.m. for a debriefing session.

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Chairman

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Secretary

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