

**NON CONSENT
ITEM 3**

**ORLANDO, FLORIDA
March 9, 2004**

The School Board of Orange County, Florida, met in public hearing and regular meeting on Tuesday, March 9, 2004, at 5:37 p.m. 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, Andrew B. Thomas, school board attorney and Ronald Blocker, superintendent.

At 5:00 p.m., the board entertained the following special order speaker:

Anita B. Sacco, 4913 Jinou Avenue, Orlando, Florida, 32818, addressed the board regarding additional school overcrowding and the proposed building of a high-density apartment complex at the intersection of South Conway Road and Cove Road.

There was discussion by board members.

The meeting adjourned at 5:26 p.m.

The chairman called the board meeting to order at 5:37 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 March 9, 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 authorization of the superintendent to suspend without pay a Princeton Elementary technology coordinator if the human resources staff and general counsel decided that would be the appropriate action, and authorization of general counsel to hire an attorney to represent the superintendent in the event the aforementioned dismissal goes to an administrative hearing; a change to 4.3 (Request Acceptance of the State Board of Education's Decision to Uphold the Denial of the Charter School Application Submitted by the Oasis Language Academy Charter School) reflecting that the school board in accepting the State Board of Education's decision to uphold the denial of the Oasis Charter School application, was not in any way waiving any of its rights to challenge the legality of the constitutionality of the Florida School Charter Law; corrections for 7.2 (Request Approval of Bids to be Awarded – March 9, 2004), 9.4 (Request Approval to Purchase Property or Initiate Procedures for Eminent Domain Proceedings for Acquisition of Site for Apopka High and Related Uses), 11.1 (Request Authorization to Extend the External Auditing Service Contract With Ernst & Young, LLP Through the Fiscal Year Ending June 30, 2004) and Nonconsent #2 (Approve Minutes – February 24, 2004 – Agenda Review).

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

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

The motion passed 7-0.

Public Hearing – Request Approval of the School Board of Orange County, Florida, Adopting the Policy Language Changes to School Board Policies GBA, JB and GBGA as Approved by the Equity and Access Office as Meeting State and Federal Standards for Compliance with Florida Educational Equity Act: The superintendent stated the policy was being revised to be in compliance with the State Equity Office.

It was moved by Mrs. Arkin and seconded by Mrs. Ardaman that the policy language changes to school board policies GBA, JB and GBGA as approved by the Equity and Access Office as meeting state and federal standards for compliance with Florida Educational Equity Act be approved.

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

Public Hearing – Request Approval of the Attendance Zone as Advertised for the Citrus Elementary Relief School and Affected School(s): At the request of the superintendent, Daniel Buckman, senior executive director, planning and governmental relations, presented a brief summary of the current status of the recommendation.

It was moved by Mr. Shea and seconded by Mr. Roach that the attendance zone as advertised for the Citrus Elementary Relief School and affected schools 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. Ardaman and seconded by Mrs. Cadle the consent agenda be approved.

1. Human Resources and Labor Relations *(Legally Required Board Action)*
 - 1.1 Request Approval of the Personnel Agenda Dated March 9, 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 Proclamation Recognizing Dr. Rita Bornstein's Accomplishments as President of Rollins College
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/TP Lee Middle School
 - 2.2 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 Submission of a Grant Application to the U.S. Department of Education, Office of Innovation and Improvement for the Grant Under the Magnet Schools Assistance Program

- 3.2 Request Approval of Submission of a Grant Application to the U.S. Department of Education Office of Safe and Drug-Free Schools Under the Elementary and Secondary School Counseling Program
- 3.3 Request Approval of Submission of Grant Applications to the U.S. Department of Education Office of Safe and Drug-Free Schools Under the Carol M. White Physical Education Program
- 4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of the Charter for the Workforce Advantage Academy Charter School
 - 4.2 Request Approval to Change the Name of the West Orange County Elementary School, A Chancellor Charter School to the Oakland Avenue Charter School
 - 4.3 Request Acceptance of the State Board of Education's Decision to Uphold the Denial of the Charter School Application Submitted by the Oasis Language Academy Charter School **Change**
 - 4.4 Request Approval of Proclamation Endorsing School Social Work Week: March 7-13, 2004
 - 4.5 Request Approval of the Proclamation Designating March as National Athletic Trainer Month
- 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 Acceptance of the 2002-2003 Annual Comprehensive Facility Inspections (ACFI) Into the Public Record
 - 7.2 Request Approval of Bids to be Awarded – March 9, 2004 **Correction**
 - 7.3 Request Approval of Agreement With Orange County Government to Share Costs Associated With Ground Water Testing at old Pine Hills Landfill now Known as The Orange County Public Schools Pine Hills Transportation Facility
- 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 the Phase III Final Construction Documents at Discovery Middle School Relief
 - 9.2 Request Approval of Amendment No. 3 to Harvard Jolly Clees & Toppe at Winter Park High School
 - 9.3 Request Approval of Selection of JCB Construction, Inc. as the Design/Build Firm for Lake Nona Transportation Facility Expansion
 - 9.4 Request Approval to Purchase Property or Initiate Procedures for Eminent Domain Proceedings for Acquisition of Site for Apopka High and Related Uses **Correction**
 - 9.5 Request Approval for Landscape Plan for Dr. Phillips High School to Fulfill the Voluntary Public Education Agreement Between the School Board of Orange County and Delucca Enterprises, Inc. d/b/a Delucca Group, Inc.
- 10. Approve Change Orders *(Board Policy EL11/Legally Required Board Action)*
 - 10.1 Request Approval of Change Order No. 4 to The Trane Company for the Chiller and Boiler Maintenance and Repair Services Contract
- 11. Approve Legal/Audit Issues
 - 11.1 Request Authorization to Extend the External Auditing Service Contract With Ernst & Young, LLP Through the Fiscal Year Ending June 30, 2004 **Correction**

12. Accept Superintendent's Monitoring Reports

In regard to 4.1 (Request Approval of the Charter for the Workforce Advantage Academy Charter School), Ken Hartsaw, 2113 East South Street, Orlando, FL 32803, commented on the professionalism of the OCPS staff as they worked with them on the Workforce Advantage Academy Charter School application.

There was discussion by board members.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated February 24, 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), Sara Jane Kirby, 656 Stanhope Drive, Orlando, FL 32707, addressed the board regarding the recommendation for her termination.

Mr. Blocker presented background information on the case.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated February 24, 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 Thomas Earnst.

Andrew Thomas, school board attorney, presented background information on the case.

Mr. Blocker introduced the following newly appointed administrators: Annette Allport, assistant principal, Apopka Elementary; Neal Phillips, assistant principal, Union Park Middle; Dawn Ewing, acting principal of Ocoee Middle School and Jason Powell, principal, Walker Middle School.

Mr. Roach recognized Dr. Frances Cuddy for her guidance and commitment to the students at Walker Middle.

Individual board members thanked Dr. Jason Powell for the professionalism, leadership and dedication he exhibited while serving as the director of school choice services.

The motion passed 7-0.

Board members highlighted and commented on the following consent agenda items: the Elementary and Secondary School Counseling Program grant; the partnership between the district and The Winter Park Health Foundation; the purchase of property for the new Apopka High School; construction of the Discovery Middle School Relief, the district bid process guidelines; the equitable dissemination and progression of construction projects among all Orange County Schools with recognition given to the superintendent and staff for their diligence in moving projects ahead on schedule; and the approval of the name change of Chancellor Charter School to the Oakland Avenue Charter School.

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

Nonconsent #1 – February 23, 2004 – Work Session

Nonconsent #2 – February 24, 2004 – Agenda Review
Nonconsent #3 – February 24, 2004 – Board Meeting

The motion passed 7-0.

Statement of Policy Level Issues the Board Would like to Agenda for Subsequent Meetings or Work Sessions: Board members stated a desire to address two issues: the impact of vested growth in the community on district schools and school board recognitions.

School Board Committee Reports: Mr. Roach reported he will be serving as the Education Summit Liaison for The Central Florida Public School Boards Coalition. He added that the No Child Left Behind Initiative had been identified as one of their projects.

Mrs. Gordon reported she would be attending the “Rally in Tally” on March 17, 2004. Mrs. Cadle reported she will be in Tallahassee with the Winter Park Chamber of Commerce on March 24 and 25, 2004.

Information and Future Meeting Dates: Mr. Blocker reported that a potential membership list for the impact fee committee had been developed. Each group will be contacted and a representative requested in order to initiate the committee process.

He added that FCAT testing was near completion and all reports indicated that the results would be creditable.

Mr. Blocker announced the following upcoming meetings:

March 29, 2004	4:00 pm	Work Session
April 12, 2004	4:00 pm	Work Session
April 13, 2004	5:30 pm	School Board Meeting
April 27, 2004	5:30 pm	School Board Meeting

Information Shared By Board Members: Individual board members shared comments on the charge of the impact fee committee. Mrs. Cadle requested consensus from the board to work with the superintendent and general counsel on the development on Denning Avenue, which immediately abuts Winter Park Tech. There was consensus by board members.

Mr. Shea shared that during a portion of the Kids Voting Pilot Program at Colonial High, Odyssey and Jackson Middle, the city mayoral candidates spoke to the students. He thanked the candidates for their participation.

The meeting adjourned at 7:20 p.m. to Conference Rooms A & B for a debriefing session.

Chairman
dmm

Secretary