

**NON CONSENT  
ITEM 4**

**ORLANDO, FLORIDA  
February 8, 2005**

The School Board of Orange County, Florida, met in regular meeting on Tuesday, February 8, 2005, at 5:35 p.m. Present were: Timothy Shea, chairman; Karen Ardaman, vice chairman; Joie Cadle, Judge Richardson Roach (arrived at 5:45 p.m.), Kathleen B. Gordon, Anne Geiger and Jim Martin, school board members; Henry Boekhoff, chief financial officer; Frank Kruppenbacher, school board attorney and Ronald Blocker, superintendent.

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

At 4:50 p.m., the board entertained Christopher Cain, 1725 Westover Reserve Boulevard, Windermere, Florida, 34786, who discussed improvements in physical education and childhood obesity in schools.

There were comments by board members.

Mr. Kruppenbacher requested that during the moment of silence that everyone remember Norris Woolfolk, former attorney for the National Association for the Advancement for Colored People. He added that Mr. Woolfork worked on the district's desegregation court order and his passing would be a tremendous loss to the community and legal system.

The meeting adjourned at 5:10 p.m.

The chairman called the board meeting to order at 5:35 p.m.

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

**Adoption of Agenda:** Mr. Blocker requested the following changes to the agenda: an addendum to 1.1 (Request Approval of Personnel Agenda Dated February 8, 2005, Including the Designation/Creation of Positions to be Filled, the Minimum Job Qualifications for the Positions, Salary Schedules, Appointments and Terminations of Select Personnel); a revision to 2.8 (Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and the District Behavior Contracts) which included the exception of student BF; the addition of 4.8 (Request Approval of the Career and Technical Education Week Proclamation) and 4.9 (Request Approval of the Adoption of "Black History Month" Declaring February 2005 as Black History Month in the Orange County Public Schools); a revision to 8.3 (Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunseting and Limitations on Receipt of Building Permits – KB Home, Orlando, LLC (Fishback Parcel); a clarification for 11.1 (Request of Approval of The First Amendment to Real Estate Donation Agreement With Avalon Park Foundation, Inc. Providing for the Acceleration of Construction of the Corner Lake Middle School Relief School and Avalon/Camelot Elementary Relief School) and a revision to Non consent #2 (Approval of Minutes for January 25, 2005 Agenda Review Meeting).

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

The motion passed 7-0.

**Adoption of Consent Agenda:** It was moved by Mr. Roach and seconded by Mr. Martin 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 February 8, 2005, 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: Birgitt Tischer-Pocock v. Orange County School Board
  - 1.3 Request Approval of the 2004-2005 Hourly Pay Schedule
  - 1.4 Request Authorization for Expenditure of Funds for the Florida Department of Law Enforcement (FDLE) to Conduct Background Checks on Volunteers
2. Approve Student Expulsions *(Legally Required Board Action)*
  - 2.1 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School/DC Oak Ridge High School
  - 2.2 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School/JW Boone High School
  - 2.3 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School/MJG Meadowbrook Middle School
  - 2.4 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School, and the Entire 2005-2006 School Year, Including Summer School/MW Apopka High School
  - 2.5 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School/NH Gotha Middle School
  - 2.6 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School, and the Entire 2005-2006 School Year, Including Summer School/PTA Oak Ridge High School
  - 2.7 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School, and the Entire 2005-2006 School Year, Including Summer School/YR Edgewater High School
  - 2.8 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 a Title I, School Improvement Initiative Grant Application to the Florida Department of Education
  - 3.2 Request Approval of the Submission of a Grant Application to the Toyota Tapestry Grant Program at Apopka Elementary School
  - 3.3 Request Approval to Submit an Early Reading First Pre-Application to the U.S. Department of Education
4. Approve Education Services Related Items *(Legally Required Board Action)*
  - 4.1 Request Approval of Renewal of Cooperative Agreement With the Department of Juvenile Justice, Detention Services
  - 4.2 Request Approval of Renewal of Cooperative Agreement With the Department of Juvenile Justice, Residential Services
  - 4.3 Request Approval of Amendment to Cooperative Agreement With the Orlando Marine Institute, Inc., a Not-for-Profit Florida Corporation

- 4.4 Request Approval of Amendment to Cooperative Agreement With the PACE Center for Girls, Inc., Orlando (PACE), a Not-for-Profit Florida Corporation
- 4.5 Request Approval of Proclamation Endorsing National School Counseling Week and Florida Student Services Week, February 6-12, 2005 Cumulative
- 4.6 Request Approval of the Inter-District Agreement for the Enrollment of Orange County Students in Osceola County's United Cerebral Palsy Child Development Center Charter School
- 4.7 Request Approval of a Revision to Superintendent's Document Titled SD-SM-IA on an Emergency Basis and Authorize the Advertisement of the Policy for Subsequent Approval by the Board
- 4.8 Request Approval of the Career and Technical Education Week Proclamation **Addition**
- 4.9 Request Approval of the Adoption of "Black History Month" Declaring February 2005 as Black History Month in the Orange County Public Schools **Addition**
- 5. Approve Work Force Education Issues *(None)* *(Legally Required Board Action)*
- 6. Approve Curriculum, ESE and Multilingual Services Issues *(None)* *(Legally Required Board Action)*
- 7. Approve Operations Issues *(Legally Required Board Action)*
  - 7.1 Request Approval of Bids to be Awarded – February 8, 2005
- 8. Approve Business and Finance Functions *(Legally Required Board Action)*
  - 8.1 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Limitations on Receipt of Building Permits – KB Home, Orlando, LLC (Beck Parcels)
  - 8.2 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Limitations on Receipt of Building Permits – Vestcor Development Corporation (Danielle Woods)
  - 8.3 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Limitations on Receipt of Building Permits – KB Home, Orlando, LLC (Fishback Parcel) **Revision**
  - 8.4 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Limitations on Receipt of Building Permits – Donald R. Frye (Lakeside Village at Horizons West)
  - 8.5 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Limitations on Receipt of Building Permits – Ludwig Goetz (Rouse Run)
  - 8.6 Request Approval of Budget Amendment #4 to the Capital Outlay Budget for Fiscal Year 2005
- 9. Approve Construction Related Issues *(Legally Required By Law)*
  - 9.1 Request Approval of Access Easement for the Federal Aviation Administration (FAA) at Lake Nona Bus Compound
  - 9.2 Request Agreement by and Between the School Board of Orange County, Florida and UR International
  - 9.3 Request Approval of Amendment No. 1 to the Two Stage Design Professional Services Agreement to C.T. Hsu & Associates, P.A. for Union Park Middle School
- 10. Approve Change Orders *(None)* *(Board Policy EL 11/Legally Required Board Action)*
- 11. Approve Legal/Audit Issues
  - 11.1 Request Approval of Agreement of Acceleration of Relief Middle School at Avalon **Title Change**
- 12. Accept Superintendent's Monitoring Reports *(None)*

In regard to item 11.1 (Request Approval of Agreement of Acceleration of Relief Middle School at Avalon), Beat Kahli, 13001 Founders Square Drive, Orlando, FL 32828 addressed the board regarding his commitment to this project.

In regard to 2.5 (Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School/NH Gotha Middle School), Vearzany Buggs, 900 Hudson Ridge Drive, #1601, Orlando, Florida, 32818, addressed the board regarding the recommendation for expulsion of her daughter.

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

There was discussion among board members and staff.

The motion passed 7-0.

Mrs. Gordon highlighted item 4.9 (Request Approval of the Adoption of "Black History Month" Declaring February 2005 as Black History Month in the Orange County Public Schools), thanking Mr. Blocker, John Edwards, associate superintendent, curriculum and student services, and staff for their work on the Black History Month Proclamation.

Mr. Roach highlighted item 4.4 (Request Approval of Amendment to Cooperative Agreement with the PACE Center for Girls, Inc., Orlando (PACE), a Not-for-Profit Florida Corporation), praising the work being done at the PACE Center for Girls. He also encouraged board members to visit the center.

Mr. Roach also highlighted item 4.5 (Request Approval of Proclamation Endorsing National School Counseling Week and Florida Student Services Week, February 6-12, 2005 Cumulative), recognizing school counselors and psychologists for the services they provide to the students in Orange County.

Mr. Blocker introduced the following newly appointed administrators: Noreen Hoffman, assistant principal, Ocoee Middle School; Kimberly Bias, principal, Bonneville Elementary; Kris Viles, principal, Union Park Middle; Margarete Talbert-Irving, principal, Deerwood Elementary; Mark Brown, principal, Freedom High and Mindi Smith, principal, Orlo Vista Elementary.

**Approval of Minutes:** It was moved by Mr. Martin and seconded by Mrs. Geiger that the following minutes be approved: Non consent #1 (Minutes – January 18, 2005, Work Session With Winter Park), Non consent #2 (Minutes – January 25, 2005, Agenda Review) and Non consent #3 (Minutes – January 25, 2005, Board Meeting).

The motion passed 7-0.

**Non consent #4 - Request Approval of a Resolution Authorizing the Sale of Certificates of Participation Series 2005-A and 2005-B, not to Exceed \$220 Million, to Refinance Portions of the District's Obligations Under the Series 1997-A Leases, 1999-A Lease, and 2000-A Lease and to Execute all Required Documents Necessary to Accomplish This Transaction; Request Authorization for the Superintendent or his Designee to Enter Into an Interest Rate Exchange Agreement Between UBS Financial Services (UBS AG), as Counterparty With the School Board and to Execute all Documents Necessary to Enable the District to Realize Current Market Interest Rates and Refunding Savings for Portions**

**of its Obligations Under the Certificates of Participation, 1997-A Lease; Request Authorization to Pay Legal Fees and Other Fees Related to Cost of Issuance, for Both Transactions, not to Exceed \$475,000 (excluding bond insurance premium and underwriters' discount):** At the request of Mr. Shea, Dr. Henry Boekhoff, chief financial officer, provided background information on the lease purchase financing.

It was moved by Mrs. Ardaman and seconded by Mr. Roach that a Resolution Authorizing the Sale of Certificates of Participation Series 2005-A and 2005-B, not to Exceed \$220 Million, to Refinance Portions of the District's Obligations Under the Series 1997-A Leases, 1999-A Lease, and 2000-A Lease and to Execute all Required Documents Necessary to Accomplish This Transaction; Request Authorization for the Superintendent or his Designee to Enter Into an Interest Rate Exchange Agreement Between UBS Financial Services (UBS AG), as Counterparty With the School Board and to Execute all Documents Necessary to Enable the District to Realize Current Market Interest Rates and Refunding Savings for Portions of its Obligations Under the Certificates of Participation, 1997-A Lease; Request Authorization to Pay Legal Fees and Other Fees Related to Cost of Issuance, for Both Transactions, not to Exceed \$475,000 (excluding bond insurance premium and underwriters' discount) be approved.

The motion passed 7-0.

The chairman recessed the meeting at 6:25 p.m. to convene the Orange County School Board Leasing Corporation meeting and reconvened the regular meeting at 6:27 p.m.

**Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions:** Mr. Roach reported that staff had provided him several options for addressing the overcrowding issues at Conway Middle School which he would share with the board at a later date.

**Committee Reports:** Mrs. Cadle reported the Superintendent's Hispanic Advisory Committee recently launched an FCAT Awareness Media Campaign aimed at educating parents in the Hispanic community on how they can help their children achieve on the FCAT.

She also reported that she attended a press conference at Howard Middle School on traffic and pedestrian safety. She added that local law enforcement was joining forces with the district to ensure student and pedestrian safety throughout Orange County.

Mr. Roach reported he recently attended the Orange County Public Schools Foundation Retreat. He added that he would be working with Foundation members to determine what the community was looking for in their schools through the Count Me In Project.

Mrs. Ardaman reported that she had requested a meeting with Mr. Shea to discuss the Budget Committee and all board members were invited to attend.

Mrs. Gordon commended Anderson Hill, Jennifer Porter-Smith, senior administrator, data analysis and reporting, and the members of the Superintendent's African American Advisory Committee for the work they were doing in the community.

She also reported that the Master Annual Calendar Committee will present a master calendar at the board retreat. She commended Kathy Cardona, executive manager, office of the superintendent and Susan Adams, senior executive assistant, school board services, for their work on developing a calendar.

Mr. Shea reported the Governance Committee will be meeting in the near future and invited all board members to attend. He also appointed Mr. Roach, Mr. Martin and Mrs. Gordon to the School Board Instructional Technology (IT) Committee.

Mrs. Cadle reported that the Orange County School Board Legislative Brochure was done and thanked board members and staff for their work on the project. Mrs. Ardaman thanked Mrs. Cadle for her work on the brochure.

**Information Shared by Board Members:** Mrs. Cadle reported that the roof completed at Brookshire Elementary which was destroyed during Hurricane Charlie.

Mrs. Geiger recognized Jeffrey Redding, chorus director for West Orange High School, for being chosen as the director of the National Honors Choir. He recently led their performance at national competition in Las Vegas, NV. She urged the superintendent and fellow board members to continue to support arts education in our schools.

Mrs. Gordon stated that the West Orange Choir, led by Jeffrey Redding, will be performing at Denn John Middle School in Kissimmee on February 25, 2005 as part of their Black History Month Celebration. She invited all board members to attend.

Mrs. Ardaman added congratulatory comments for Mr. Redding and stated she will be recognizing him at the School Board Recognition event on March 1, 2005.

Mrs. Ardaman reported that the Florida Schools Boards Association Finance Training Session will be held on March 10-11, 2005. She added that she felt this session could provide helpful information on developing the School Board Budget Committee and invited board members to attend.

Mrs. Cadle shared that Jim Gates, a Jones High School graduate and award winning physicist, would be speaking at the Orlando Science Center in April and suggested that he visit the students at Jones and talk to them about his career.

Mr. Shea reported that he recently met with Mayors Buddy Dyer and Richard Crotty to discuss financing requests from the Blue Ribbon Panel. He added there was consensus among the three parties to pay \$35,000 each to cover these requests.

Mr. Shea then discussed the impact fees issue and stated that the district's Impact Fee Proposal would be considered at the March 8, 2005 Orange County Commission Meeting.

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

February 9, 2005	4:30 pm	Board Retreat
February 15, 2005	4:30 pm	Work Session
February 22, 2005	5:30 pm	School Board Meeting

There was discussion by board members including the submission of property issues to the superintendent, a resolution to the Dillard Street Elementary issues, and a policy on how the board evaluates surplus property.

Mr. Kruppenbacher stated that he would distribute copies of the board's agreement with the City of Winter Park and answer any questions that board members may have.

Mrs. Geiger highlighted consent item 4.7 Request Approval of a Revision to Superintendent's Document Titled SD-SM-IA on an Emergency Basis and Authorize the Advertisement of the Policy for Subsequent Approval by the Board) requesting that Dr. Edwards explain the changes to the weighting scale for (Advanced Placement) courses.

**Reports by Attorneys:** Mr. Kruppenbacher reported that issues surrounding the wall collapse at Howard Middle School had been resolved at no cost to the district.

The chairman adjourned the Orange County School Board meeting at 7:10 p.m.

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Chairman

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Secretary

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