

**NON CONSET
ITEM 3**

**ORLANDO, FLORIDA
March 15, 2005**

The School Board of Orange County, Florida, met in public hearing and regular meeting on Tuesday, March 15 2005, at 5:40 pm. Present were: Timothy Shea, chairman; Karen Ardaman, vice chairman; Joie Cadle, Judge Richardson Roach, Kathleen B. Gordon, Anne Geiger and Jim Martin, school board members; Janice Pratt, interim deputy superintendent, instruction and curriculum services; Frank Kruppenbacher, school board attorney and Ronald Blocker, superintendent.

At 5:00 p.m., the board entertained N.Y. Nathiri, executive director, The Association to Preserve the Eatonville Community, Inc., 227 E. Kennedy Blvd., Eatonville, Florida, 32751, Marjorie Fleming and Dorothy Shabazz, who discussed the educational and cultural arts programming for grades Pre-K – grade 12 from the ZORA! Festival '05.

There was discussion by board members regarding funding the program and consensus that Mrs. Geiger, Mrs. Gordon, Mr. Blocker and the curriculum staff would meet and discuss the issue.

Next, Barbara Berry, guidance counselor, Lake Silver Elementary, 2401 N. Rio Grande Avenue, addressed the board concerning a movement to end government mandated, multiple year retentions and the Orange County Counseling Association and School counselors' opposition of grade retentions for slow learners, disadvantaged children and children with special needs.

The meeting adjourned at 5:29 p.m.

The chairman called the board meeting to order at 5:40 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: the addition of Public Hearing, Item #5 (Request Approval of the Phasing of Students Rezoned From Olympia to West Orange as Discussed at the January 11, 2005, School Board Meeting); 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); corrections to 2.4 (Request Approval of the Expulsion of Students in Conjunction with the Waivers of Out-of-School Student Expulsion and District Behavior Contracts) and Non consent #3 (Approve Minutes – February 22, 2005 – Board Meeting); the withdrawal of 11.1 (Request Approval of Resolution of Necessity – Hiwassee/O'Brien) and the addition of 11.4 (Request Approval Whereby The School Board of Orange County, Florida Hereby Prohibits The Issuance of any Reference or Recommendation for an OCPS Vendor by an OCPS School Board Member, Employee or Consultant; and Hereby Prohibits the use of any OCPS Name, Logo, Property or OCPS Position in the Marketing of Material of the Vendor Without the Prior Approval of the School Board of Orange County, Florida).

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

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

The motion passed 7-0.

At the request of Mr. Kruppenbacher, Michael Patillo of Ernst & Young LLP, presented results of the audit of financial statements for Orange County Public Schools for the year end June 30, 2004.

There was discussion among board members and staff.

At the prerogative of the chairman, Mr. Blocker introduced the following newly appointed administrators to be approved on the consent agenda: Brian Moes, associate general counsel; Grace Lias, senior executive director, human resources and labor relations; John Linehan, assistant principal, West Orange High School; Sean Maguire, assistant principal, Bonneville Elementary; Tracy Sellers, assistant principal, Conway Middle; Walter McHale, assistant principal, Timber Creek High; Carmen Delgado, assistant principal, Englewood Elementary and Edward Jones, senior assistant principal, West Orange High School Ninth Grade Center.

Public Hearing – Request Approval of a Revision to Superintendent’s Document Titled SD-SM-IA Regarding the Weighting of Courses and Good Cause Exemptions: Mr. Blocker stated that the revision changed the weighting of advanced placement, international baccalaureate and college dual enrollment courses.

Mr. Shea opened the floor for public input and there was none.

It was moved by Mrs. Cadle and seconded by Mrs. Geiger that the revision to Superintendent’s Document Titled SD-SM-IA Regarding the Weighting of Courses and Good Cause Exemptions be approved.

The motion passed 6-0 (with Mr. Roach out of the room).

Public Hearing - Request Approval of Revisions to Superintendent’s Document: DJB Purchasing Procedures: Mr. Blocker stated that the revisions allowed the district to increase the threshold of spending for staff discretion from \$15,000 to \$50,000.

Mr. Shea opened the floor for public input and Malik Ali, 545 Vern Drive, Orlando, Florida, 32805, addressed the board.

There was discussion by board members and Rhonda Ledford, director, procurement services.

It was moved by Mrs. Ardaman and seconded by Mr. Martin that the revisions to Superintendent’s Document: DJB Purchasing Procedures be approved, with the understanding that staff will schedule the appropriate subsequent meetings.

The motion passed 7-0.

Public Hearing - Request Approval of the School Board of Orange County, Florida, Adopting a New Superintendent Document DJF Local Developing Business Program: At the request of Mr. Blocker, Marcos Marchena of Marchena & Graham, gave an overview of the Local Developing Business Program.

Mr. Shea opened the floor for public input and the following individuals addressed the board:

Ann Brown Payne, 625 East Colonial Drive, Orlando, FL 32803
JaJa Wade, 2715 West Fairbanks Avenue, Suite 201, Orlando, FL 32789

There was discussion by board members and consensus to withdraw this item from the agenda and discuss the issue at a work session.

Public Hearing - Request Approval of the School Board of Orange County, Florida, Adopting a New Superintendent Document DJF Minority and Women Business Enterprise Assistance Program: There was discussion by board members and consensus to withdraw this item from the agenda and discuss the issue at a work session.

Public Hearing - Request Approval of the Phasing of Students Rezoned from Olympia to West Orange as Discussed at the January 11, 2005, School Board Meeting: Mr. Blocker presented background information on the phasing of students rezoned from Olympia High to West Orange High.

Mr. Shea opened the floor for public input and the following individuals addressed the board:

Janet Glock, 3105 Butler Bay Drive North, Windermere, FL 34786
Scott Johnson, 11540 Willow Gardens Drive, Windermere FL 34786
Kim Dooley, 2115 Willow Lauren Lane, Windermere, FL 34786

It was moved by Mrs. Ardaman and seconded by Mrs. Gordon that the phasing of students rezoned from Olympia High to West Orange High be approved.

There was discussion by board members.

The motion passed 7-0.

Adoption of Consent Agenda: It was moved by Mr. Martin and seconded by Mrs. Geiger 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 March 15, 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: Albert S. Brown v. Orange County School Board
 - 1.3 Request Approval of Settlement of Workers' Compensation Claim: Danielle E. Thornton v. Orange County School Board
 - 1.4 Request Approval of the Proclamation Endorsing School Library Media Month
 - 1.5 Request Approval to Extend a Contract With CaseNEX for Professional Development Training and On-line Services
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 and the Entire 2005-2006 School Year, Including Summer School/AR Winter Park High School

- 2.2 Request Approval of the Expulsion of a Student for the Remainder of the 2004-2005 School Year, Including Summer School and the First Semester of the 2005-2006 School Year/KG Evans High School
- 2.3 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/MD Olympia High School
- 2.4 Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-Of-School Student Expulsion and the District Behavior Contracts **Correction**
- 3. Approve Grant Applications *(Legally Required Board Action)*
 - 3.1 Request Approval of the Submission of a U.S. Department of Education Grant Application to Reduce Alcohol Abuse in Secondary Schools
 - 3.2 Request Approval of the Submission of a Reading First 2005 Grant Application to the Florida Department of Education
- 4. Approve Education Services Related Items *(Legally Required Board Action)*
 - 4.1 Request Approval of Agreement With Educational Development Association (Acaletics) for the 2004-2005 School Year
 - 4.2 Request Approval of the Submission of a Funding Request Under the United States Labor, Health and Human Services (HHS), Education and Related Agencies Fiscal Year 2006 Appropriations Bill to Support Placement of Automated External Defibrillators (AEDs) in all Middle Schools
- 5. Approve Work Force Education Issues *(None)* *(Legally Required Board Action)*
- 6. Approve Curriculum, ESE and Multilingual Services Issues *(Legally Required Board Action)*
 - 6.1 Request Approval of Purchase Agreement With Scientific Learning Corporation to Obtain Fast ForWord* Software for Reading for Students With Disabilities in K-12
- 7. Approve Operations Issues *(Legally Required Board Action)*
 - 7.1 Request Approval of Bids to be Awarded – March 15, 2005
 - 7.2 Request Approval to Allow Student Field Trips to Destinations Outside of the United States
 - 7.3 Request Approval of a Revision to Executive Limitation EL-9 on an Emergency Basis and Authorize the Advertisement of the Policy for Subsequent Approval by the Board
- 8. Approve Business and Finance Functions *(Legally Required Board Action)*
 - 8.1 Request Approval for Payment of 2005-2006 Florida School Board Association Dues
 - 8.2 Request Approval of the Monthly Financial Statements for Year to Date Ending January 2005
 - 8.3 Request Approval of MWM to Complete the Necessary Work to Ensure That OCPS has a Drug Benefit That is Determined to be Actuarial Equivalent as Outlined by Medicare Part D by January 2006
 - 8.4 Request Approval of Amendment #1 to the 2004-05 Operating Budget
- 9. Approve Construction Related Issues *(Legally Required By Law)*
 - 9.1 Request Approval of the Certificate of Final Inspection for West Oaks Elementary School
 - 9.2 Request Approval of Authorization of Superintendent to Enter Into a Replacement Lease for Land and Improvements for the North Area Maintenance Facility
 - 9.3 Request Approval of Easement From Westminster Landing Homeowners Association, Inc. at Windy Ridge School

- 9.4 Request Approval of Amendment No. 1 to the Two Stage Design Professional Services Agreement to C. T. Hsu and Associates, P.A. for Sadler Elementary School
- 9.5 Request Approval of Amendment No. 3 to Schenkel & Shultz, Inc., at New Apopka High School Relief
- 9.6 Request Approval of Construction Managers at Risk for Seven New Elementary School Projects – RFQ #04CM21
- 9.7 Request Approval of Design/Build Services for Prototype Building Addition – RFQ #0418DB
- 10. Approve Change Orders *(Board Policy EL11/Legally Require Board Action)*
- 11. Approve Legal/Audit Issues
 - 11.1 Request Approval of Resolution of Necessity – Hiawassee/O'Brien **Withdrawal**
 - 11.2 Request Approval of Avalon Middle and Elementary School Agreements With Avalon Park Foundation, Inc.
 - 11.3 Request Approval of Modifications to Health Insurance Trust/Plan
 - 11.4 Request Approval Whereby The School Board of Orange County, Florida Hereby Prohibits The Issuance of any Reference or Recommendation for an OCPS Vendor by an OCPS School Board Member, Employee or Consultant; and Hereby Prohibits the use of any OCPS Name, Logo, Property or OCPS Position in the Marketing of Material of the Vendor Without the Prior Approval of the School Board of Orange County, Florida **Addition**
- 12. Accept Superintendent's Monitoring Reports *(None)*

In regard to 1.4 (Request Approval of the Proclamation Endorsing School Library Media Month) the following individuals addressed the board regarding the proclamation endorsing School Library Media Month:

Nancy Bardoe, 2328 Pear Tree Court, Orlando, FL 32807
 Pattie Smith, 2328 Pear Tree Court, Orlando, FL 32807

There were comments by board members.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated March 15, 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), Donald Hockman, 2670 West Fairbanks Drive, Winter Park, FL 32789, addressed the board regarding the recommendation for termination of Beatrice Yazbeck.

At the request of Mr. Blocker, Mr. Kruppenbacher provided background information on the case.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated March 15, 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), Carol Buxton, 231 East Colonial Drive, Orlando, FL 32801, addressed the board regarding the recommendation for termination of Sue Shuman.

At the request of Mr. Blocker, Mr. Kruppenbacher provided background information on the case.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated March 15, 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), the following individuals addressed the board regarding the recommendation for termination of Bobbie Hills:

Evva Laville, 10738 Porter Trail, Clermont, FL 34711
Carol Buxton, 231 East Colonial Drive, Orlando, FL 32801

At the request of Mr. Blocker, Mr. Kruppenbacher provided background information on the case.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated March 15, 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), the following individuals addressed the board regarding the recommendation for relief of duty without pay for Garry Chaderton:

Janeth Giraldo, 812-A Sky Lake Circle, Orlando, FL 32809
Genesis Giraldo 812-A Sky Lake Circle, Orlando, FL 32809
Lisa Rivera, 822-D Sky Lake Circle, Orlando, FL 32809
Rachael Crag-Chaderton, 332 North Magnolia Avenue, Orlando, FL 32802
Paula Gomez, 7530 Brock Pine Drive, Orlando, FL 32809

At the request of Mr. Blocker, Mr. Kruppenbacher provided background information on the case.

In regard to 1.1 (Request Approval of the Personnel Agenda Dated March 15, 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), Delores Davis, 4228 Arajo Court, Orlando, FL 32812, addressed the board regarding the recommendation for her termination.

At the request of Mr. Blocker, Mr. Kruppenbacher provided background information on the case.

There was discussion by board members.

The motion passed 7-0.

Mrs. Geiger highlighted 7.2 (Request Approval to Allow Student Field Trips to Destinations Outside of the United States), by thanking the superintendent for working with her on this issue and that she felt this opened up opportunities for students.

Mr. Shea highlighted 11.2 (Request Approval of Avalon Middle and Elementary School Agreements With Avalon Park Foundation, Inc.) and thanked his colleagues for their support.

Mrs. Ardaman thanked Mr. Blocker for his recommendation for the phasing of students from Olympia to West Orange and acknowledged the board for their support.

Approval of Minutes: It was moved by Mrs. Cadle and seconded by Mr. Martin that the following minutes be approved: Non consent #1 (Minutes – February 15, 2005, Work Session), Non consent #2 (Minutes – February 22, 2005, Agenda Review), Non consent #3 (Minutes – February 22, 2005, Board Meeting), Non consent #4 (Minutes – March 1, 2005, Special Meeting) and Non consent #5 (March 1, 2005 – Evening of Recognitions).

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 additional information on the retention of elementary students and a written report on middle school retention. She added she would like to know what this district was doing to move those children forward. Mr. Blocker stated that he would provide this information to the board.

Mrs. Geiger requested a board retreat be scheduled for late April or early May. Mr. Shea requested that Mrs. McGill work with board members to schedule a meeting date.

Mr. Roach stated that he would like to see a higher level of direct interaction between board members and teachers on critical issues, such as retention, to gain a deeper understanding of what works best for the students.

Mrs. Gordon requested that a strategy be developed that would provide universal access to the Zora Neale Hurston curriculum.

She added that she would be attending the Florida School Boards Association (FSBA) Board of Directors meeting in Tallahassee on Wednesday, March 16, 2005, and will distribute a copy of the OCPS Legislative Brochure to all State Representatives and Senators.

Mrs. Ardaman stated that she would like to see data from the educators' perspective that clearly identifies the negatives of student retention.

Mr. Martin shared that he felt it would be advisable to have a facilitator present at the next board retreat.

Committee Reports: Mr. Roach shared that he recently bicycled to 20 schools in district 3 on an "FCAT Rally", reminding kids that physical exercise is directly connected to academic achievement and to do their best on FCAT. He shared news clips from Channels 6, 9 and 13. He announced that the statewide committee on Physical Fitness and Childhood Obesity, that he chairs, will be meeting in Tallahassee on March 30, 2005, to address legislators on the importance of physical fitness.

Mrs. Geiger reported that she and Mrs. Ardaman recently attended an FSBA Finance Workshop which she found extremely informative.

Mr. Roach requested that a subcommittee be formed to review the business plan and proposal of the Construction Coalition Foundation. He volunteered to chair the committee and invited other board members to participate. Mr. Martin and Mrs. Gordon volunteered to serve as committee members.

Mrs. Gordon requested committee chairs notify all committee members of scheduled meetings in sufficient time to arrange calendars. Mr. Shea stated board members will be notified via email by Mrs. McGill of scheduled meetings and that all meetings will be noticed.

Mrs. Ardaman reported that the Budget Committee will be meeting during the first week of April and she encouraged all board members to attend.

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

March 29, 2005	4:30 pm	Work Session
April 5, 2005	4:30 pm	Work Session
April 12, 2005	5:30 pm	School Board Meeting

Reports by Attorneys: Mr. Kruppenbacher requested that the board authorize the chairman to contact the City of Orlando to propose the transfer of approximately 15 – 20 acres of Orange County Public Schools property in the furthest most part of Bill Frederick Park for the purpose of placing a middle school to relieve overcrowding at Gotha Middle and Chain of Lakes Middle schools. There was consensus among board members to move forward with the request.

The meeting adjourned at 9:30 pm.

Chairman

Secretary

dmm