

**RECORD OF BOARD PROCEEDINGS  
(MINUTES)  
Closed Session and Regular Board Meeting  
June 25, 2007**

The Fayette County Board of Education met at 701 East Main Street, Lexington, KY at 6:00 p.m. on the 25th day of June 2007, with the following members present: (1) Larry Conner, (2) Becky Sagan, (3) John Price, (4) Melissa Bacon, and (5) Amanda Ferguson

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**Staff Members Present for Regular Meeting**

Mary Browning, Mike Burke, Vince Mattox, Michael Ernst, Brenda Allen, Lisa Stone, Lisa Deffendall, Melodee Parker, Rodney Jackson

**A. Call to Order**

Larry Conner, Chair called the Regular Board Meeting to order at 6:00 p.m.

**B. Roll Call**

Larry Conner, Becky Sagan, John Price, Melissa Bacon, and Amanda Ferguson

**C. Extended Welcome to Guests**

Larry Conner, Chair, welcomed the guests and attendees to the meeting.

**D. Moment of Silence**

**E. Pledge of Allegiance, Mission Statement**

Becky Sagan led the pledge and read the Board Mission Statement.

**F. Approval of Agenda**

*A motion was made by Becky Sagan and seconded by Melissa Bacon, to approve the agenda with the addition of an addendum, **J.3 Actions for Post Approval and Claims**. The motion carried with a vote of 5 to 0.*

**G. Introductions, Student Performances, Recognitions and Proclamations:**

**1. Student Performance**

**a. Cast of "A Midsummer Night's Dream", Meadowthorpe Quest Accelerated Cluster Class**

The students who performed are in the fourth and fifth grade and performed this play during the 2006-2007 school year.

**3. Recognitions and Proclamations**

**a. Karlee Caswell: 2007 Award of Excellence Winner**

Audree "Karlee" Caswell is a second grader from Stonewall Elementary. She recently received a National Award of Excellence in literature for her PTA Reflections piece, "My Nanny's House". She also received a state award of excellence in music.

- b. Ann Simone Cooper, Lafayette High School: Intel Foundation Award**  
Ann Simone Cooper won a \$500 award in Behavioral and Social Sciences for her project on “The Effects of Capsaicin on Drosophila Melangaster”. It means the effect of the active ingredient in red pepper as an insect or fruit fly repellent.
- c. Brian Fei, Paul Laurence Dunbar High School: Catherine Brumleve Individual Achievement Award**  
Brian Fei will be a sophomore at Paul Laurence Dunbar High School. He was presented with the Catherine Brumleve Individual Achievement Award by the Kentucky Mensa chapter at this year’s Kentucky Derby Festival in Louisville.
- d. Student Technology Leadership Program (STLP) Winners**  
The Student Technology Leadership Program (STLP) is a project-based learning program that empowers students in all grade levels to use technology to learn and achieve. The following students earned first place in the second annual STLP Championship:  
Will McCloy and Kate Kelly – 1<sup>st</sup> place in Reel School PSA Video Contest  
Tushar Patel – 1<sup>st</sup> place as a Student Presenter  
John Tender – 1<sup>st</sup> place in the CyberReporter/Editor category  
Landon Porter – 1<sup>st</sup> place in Digital Art
- e. Meadowthorpe Academic Team, Governor’s Cup Winners**  
The Meadowthorpe Academic Team comprised of fifteen 4<sup>th</sup> and 5<sup>th</sup> graders won the Governor’s Cup Academic Tournament. The team won the overall competition as well as the quick recall category.
- f. Dixie Elementary School: Creative Ticket School of Excellence Award**  
The Creative Ticket School Awards Program recognizes schools that have done an outstanding job of making the arts essential to the education of their students. This award was presented to Dixie Elementary.
- g. SCAPA Speech Team**  
For the tenth year in a row, a team of students from the School for the Creative and Performing Arts took first place in the annual Kentucky High School Speech League State Junior Division Tournament. A total of 25 sixth, seventh and eighth graders earned the chance to compete in Bowling Green this spring.
- h. eCYBERMISSION Winners, Tates Creek Middle School**  
Four sixth graders from Tates Creek Middle School received an “Innovation, Originality and Creativity” award in this year’s national eCYBERMISSION competition. With this award, each team member will receive a \$2,000 U.S. EE savings bond and a certificate of recognition from the U.S. Army.
- i. DUKE TIP Grant Winners**  
Fayette County seventh grade students rated among the best in the state and nation in the Duke University Talent Identification Program, widely know as TIP. Students are identified for State Recognition if they score in the top 25 percent of the Talent Search pool and are awarded Grand Recognition for scoring in the top 2 percent.  
Yuki Inoue, Beaumont Middle School  
Allison Wood, Bryan Station Middle School

Sadik Shahidain and Stephanie Tseng, Lexington Traditional Magnet School  
 Todd Montgomery, Morton Middle School  
 Michael Moloney, Southern Middle School

- j. Tates Creek High School Dance Team, National Dance Champions, EDA Dance National Competition**  
 Eighteen dancers from Tates Creek High School danced their way to the top recently at the EDA Dance Nations held in Myrtle Beach. In order to qualify for the national competition, the team finished at the top of the class at a regional competition in Richmond, Kentucky.
- k. Lafayette High School Drama Department, 2008 Fringe Festival Performers**  
 A group of students from Lafayette High School will represent Fayette County overseas next summer as they have been selected by the American High School Theatre Festival to perform at the 2008 Fringe Festival in Edinburgh, Scotland.
- l. Fourth Quarter Fred Award**  
 Jerry Hey, a teacher who retired last year, was selected as the fourth quarter Fred Award recipient. In order to continue molding students into life long learners, he came back to finish out the year for a teacher who retired in December.
- m. Paul Laurence Dunbar High School Baseball Team: 2007 State Champions**  
 The Paul Laurence Dunbar Baseball Team won the state tournament at Applebee's Park defeating Shelby County 10-1 in front of a record 4,467 fans.

## **H. Reports and Communications**

### **A. Superintendent's Reports**

#### **a. Fayette Education Foundation Annual Report**

Steve Byars, Chairman of the Fayette Educational Foundation presented the Foundation's Annual Report. Board members were presented with a written copy of the report. He stated that the complete leadership of the Fayette County Public Schools has never been better than right now and thanked the leadership for what they are doing for the students. The main focus of the Foundation is to narrow the achievement gaps and raise overall student achievement. Schools are recognized for reaching predetermined goals on their CATS tests, closing 80% of their achievement gaps and raising their test scores ten points or more on math and reading. During the 2006-2007 school year Rosa Parks Elementary, Picadome Elementary, Maxwell Elementary and Morton Middle School were recognized and presented \$5,000.00. Through an RFP process, five schools were also awarded 2020 Vision grants totaling \$100,000.

**Stu Silberman** - Thanked Steve Byars for his leadership and drive for continuing to push the Foundation forward.

**Larry Conner** – Thanked Steve Byars for phenomenal work and stated that he appreciated the cooperation that we get from the community as a result of the Foundation.

#### **b. Dixie Elementary: Arts and Humanities Update**

**Stu Silberman** - Dixie Elementary had a 22 point gain in achievement in the arts and humanities area.

During the presentation a slide show was shown that showcased some of the programs at Dixie Elementary.

**Loraye Jones** - Introduced Nanci Barnhart (music teacher), Bob Price (parent and member of SBDM), Beth Rankin (parent and instructional assistant). Dixie Elementary has a strong commitment to the arts which is visible when entering the school building. The more they offer the arts and humanities, the more the students have become involved. Several different types of programs are offered throughout the school year: Intermediate Corral Program (4<sup>th</sup> and 5<sup>th</sup> graders), Primary Corral, Piano Keyboarding, Art Club, Saturday Arts and Crafts, field trips that are centered on the arts, Arts Day, Arts Enrichment Program during the 2<sup>nd</sup> semester and Arts to Go Bags. Very pleased with the 22 point increase in the arts and humanities, which reflects the intentional teaching that is going on in the classrooms, a focus on the core content, carefully teaching children not only to see the arts, but how to interpret the arts and demonstrate their understanding through their writing.

**Nanci Barnhart** – Arts and enrichment program is a six week academy, three days a week, and features classes in the four arts: music, art, dance and drama. All classes are structured around the Kentucky Core Content. The first year the classes were offered to the 3<sup>rd</sup>, 4<sup>th</sup>, and 5<sup>th</sup> grade students with the 5<sup>th</sup> grade students having priority since they are the ones tested and have expanded to include the 2<sup>nd</sup> grade students. A wide variety of classes are offered to the students through the academy. Parents actively supported the academy and taught many of the classes. Teachers and some of their spouses also taught the classes. 5<sup>th</sup> grade students participate in field trips centered around the arts. The 2020 Vision grant of \$1,000.00 was written to be able to take students on a spring performance trip to the Lexington Philharmonic Orchestra and to the Living Arts and Science Center.

**Beth Rankin** – Stated that she feels there is something for everyone and not everyone has the opportunity to discover what they love to do in the Arts and Humanities and the staff at Dixie makes it possible for as many students as possible to discover their love. Arts enrichment program has given the students an opportunity to find something within themselves to show expression in a positive way. Shared how her children have become active in the Arts and Humanities through the programs at Dixie.

**Bob Price** - Spoke, as a parent, on his involvement with workshops held by the Pritchard Committee and the positive impact the Arts Enrichment programs at Dixie Elementary had on his daughter and all of the students. He attended the Parents and Teachers as Art Partners workshop and The Commonwealth Institute for Parent Leadership workshop. Parents and teachers who attended were shown the value of and how to work as one. The workshops' impact on the students at Dixie is great: happiness, safety, learning, preparing the mind to learn, achievement, closing the achievement gaps, double digit score increases and long term viability in the future workforce. He came away from the workshops with a totally different view of the definition of the arts and realizes how art is necessary for students to learn at a higher level. Dixie Elementary is an art, "It's About Kids" is an art and the Prichard Committee is an art.

**Loraye Jones** – Commitment made by the parents and community has been the glue to being able to put all the components of this program together.

**Stu Silberman** – Commended Dixie Elementary for their gains and their commitment - Dixie is a school on the move.

**Becky Sagan** – The six week academy, is it held after school?

**Loraye Jones** – Yes

**Becky Sagan** – How did the transportation work?

**Loraye Jones** – At Dixie there are not many bus riders. With the bus riders we worked individually with their families to allow them to participate. Transportation was not a barrier for students participating.

**Becky Sagan** – Expressed appreciation that students are learning through seeing the arts and expressing their understanding of the arts through writing – very important.

**Amanda Ferguson** – Art bags are a great idea – students take them home and participate as a family.

**John Price** – Sees that Dixie has made learning fun and likes the part in the journal where the parents have comments, which has the whole family involved in the learning process.

**Larry Conner** – Great program and hope other elementary schools can replicate the program. Great opportunity for kids not only to learn art, music and dance, but there is a lot of culture in the curriculum.

- c. **Support Services Position Control Document** – No Discussion
- e. **Monthly Construction Report – Written Report** – No discussion

2. **Remarks by Citizens** – None

3. **Resolution:**

a. **Regarding the death of Corey John Pollock**

Melissa Bacon read a resolution regarding the death of Corey John Pollock – student.

*A motion was made by Melissa Bacon and seconded by John Price, to adopt the resolution regarding the death of Corey John Pollock. The motion carried 5 to 0.*

**I. Approval of Routine Matters**

1. *Approval of Agenda Planning Meeting Minutes of May 7, 2007*
2. *Approval of Regular Board Meeting Minutes of May 21, 2007*

*A motion was made by John Price and seconded by Amanda Ferguson, to approve the minutes. The motion carried with a vote of 5 to 0.*

**J. Approval of Consent Items**

- a. *A motion was made by Becky Sagan and seconded by Amanda Ferguson, to receive the information items and approve the action items in the consent section of the agenda. The motion carried with a vote of 5 to 0.*

1. **Award of Bids/Proposals and Bid Contract Extensions**
2. **Monthly Financial Report for the Month of May 2007**
3. **Actions for Post Approval and Claims**
4. **Special and Other Leave of Absences**
5. **Requests from Principals for Extended Trips**
6. **Professional Leave by District Personnel**
7. **2008-2009 instructional Calendar**
8. **Approval of Cooperative Membership Agreement with Kentucky Educational Development Corporation**
9. **Revisions of Middle and High School Athletic Guidelines**
10. **Declaration of Surplus and Intent to Sell**

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11. **Discretionary Grants Awarded, Kentucky Department of Education Enhancing Education Through Technology (3) Grant**
12. **Approval of Development/Installation of the Paul Laurence Dunbar Memorial Garden**
13. **Job Description Update**

**K. Approval of Action Items**

**14. Approval to Execute Contract with IKON Duplicating**

**Stu Silberman** – Contract is for the print shop and was discussed at the Planning Meeting.

*A motion was made by Melissa Bacon and seconded by John Price to approve entering into the contract set out above. The motion carried with a vote of 5 to 0.*

**15. Approval of Revised 2006-2008 District Improvement Plan (DIP) and Job Description**

**Stu Silberman** – Contains changes for the 2020 Vision.

*A motion was made by Melissa Bacon and seconded by Becky Sagan, to approve the revision to the 2006-2008 District Improvement Plan (DIP) as presented. The motion carried with a vote of 5 to 0.*

**16. International Baccalaureate Programme Academic Weights**

**Stu Silberman** - Tates Creek has become an International Baccalaureate program school which is one of the strongest curriculums in the nation. This recommendation is to go along with the Advanced Placement weighting which is already a part of board policy.

**Amanda Ferguson** – Asked for clarification that this was the same weighting as the Advanced Placement.

**Stu Silberman** – Yes.

*A motion was made by Melissa Bacon and seconded by John Price, to approve academic weighting of credits earned through successful completion of courses in the International Baccalaureate Programme at an equal level to credits earned through Advanced Placement courses, for the purposes of calculating Grade Point Averages and toward requirements for the Commonwealth Diploma. The motion carried with a vote of 5 to 0.*

**17. Approval of School Activity Fund Budgets**

**Stu Silberman** – These budgets were sent to the Board members for review. Budgets are for each of the school activity funds – budgets where revenue comes through, such as fund raising and after school activities.

*A motion was made Melissa Bacon and seconded by Becky Sagan, to approve the tentative school activity fund budgets as presented. The motion carried with a vote of 5 to 0.*

**18. Proposal for Contracting with a MUNIS Consultant**

**Stu Silberman** – MUNIS is the state wide financial system used in all school districts. Several years ago it was mandated that we use this software package and since then support from KDE has expired. Having a MUNIS consultant would make sure that we are utilizing the system the most efficient way possible and also would allow us to create desk manuals for new people.

**Amanda Ferguson** – Worthwhile expense which will allow for full utilization of the system and possible elimination of duplication and waste.

**Larry Conner** – Congratulated Rodney Jackson, his staff and Stu for trying to make MUNIS as beneficial to the district as possible.

*A motion was made by John Price and seconded by Melissa Bacon, to authorize execution of a contract with the MUNIS consultant. The motion carried with a vote of 5 to 0.*

**19. Approval of a BG-1 Project Application for the Cardinal Valley Elementary School Heat Pump Replacement Project**

**Stu Silberman** – Asked that the Board Chairman consider agenda item 19 and 20 at the same time – both are BG-1's. Both projects are covered through our Capital Outlay Program.

**Larry Conner** – If there is no objection, we will combine K19 and K20.

**No objection**

*A motion was made by Becky Sagan and seconded by Amanda Ferguson, to approve the submittal of the BG-1 Project Application for the Cardinal Valley Heat Pump replacement project and the BG-1 Project Application for the Meadowthorpe Elementary School roof top unit replacement project; subject to the approval of the Kentucky Department of Education; per the provisions of 702 KAR 4:16. The motion carried with a vote of 5 to 0.*

**20. Approval of a BG-1 Project Application for the Meadowthorpe Elementary School Roof Top Unit Replacement Project**

See K19

**22. Annual Review of the Statement on Rights and Responsibilities and Student Code of Conduct**

**Becky Sagan** – A committee made up of parents, students, teachers, administrators and community members thoroughly reviewed the Student Code of Conduct. Community input was sought. One very important change is the addition of a section on bullying to make students aware that bullying will not be tolerated. At the beginning of school all principals will go over this section with the students. Ms. Sagan stated that she is very comfortable with the Student Code of Conduct being presented. Every student and staff member will receive a hard copy and will also be available on line.

*A motion was made by Melissa Bacon and seconded by Becky Sagan, to waive second reading and adopt the 2007-2008 Statement on Rights and Responsibilities and Student code of Conduct. The motion carried with a vote of 5 to 0.*

**23. Approval of Agreement for Payment in Lieu of Taxes (Pilot) with Lexington-Fayette Urban County Government and BP Shelbourne, LLC**

**Stu Silberman** – This is a pilot agreement which is a payment in lieu of taxes with LFUCG. Brenda Allen has done an excellent job of putting this together. The district is very well protected in this agreement.

**Brenda Allen** – This is an industrial revenue bond project used in certain areas of Kentucky. It is a project whereby the property is actually deeded to the city and when this occurs it is exempt from ad valorem property taxes. We would not receive any property taxes from this property. When the property is deeded the parties can enter into an agreement whereby they agree to receive payments in lieu of the taxes. The property will be deeded to Lexington-Fayette Urban County Government and will be exempt from taxes. An agreement has been negotiated whereby the Board will receive 100% of what they would ordinarily receive if this were a taxable property. Under this agreement, dates for notification of payment due have been established, the manner in which the property will be assessed by the PVA has been established, a method whereby they can contest the amount we say is due has been established - the amount would still

be due by the due date with the details being worked out after the fact. It is a thirty year bond which is a thirty year agreement that will afford the Board the full amount of payments in lieu of the taxes in an equivalent amount for the total of the bond.

**Stu Silberman** – Essentially allows them to move forward with their project, but the Board still receives the full taxes that would have been received. This is a win/win situation. In addition to thanking Brenda Allen for negotiating the agreement, would also like to thank Mayor Jim Newberry and Joe Kelly for working with us. They were very aware of our needs, particularly our facilities needs, and worked very closely with us to make sure that we did not lose any of the tax dollars. At today's rates, over the life of the bond, it is approximately \$32 million for us and will actually go up as the property value increases. We will be getting 100% of the money that we would have received from the taxes, the building can continue, the city is participating and we can help revitalize downtown.

**Larry Conner** – Assumption is that the method for assessment will be the same as any other commercial development.

**Brenda Allen** – Correct. It will be established by the PVA under their standard operating procedures.

**Amanda Ferguson** – Payments are calculated with each new assessment?

**Brenda Allen** – Yes. Our office will calculate the payment due and notify them.

**John Price** – Based on our current rates at that particular year?

**Brenda Allen** – Correct.

**John Price** – Whatever the PVA says the assessed value is, multiplied by our current rate, with them being billed like a regular property owner?

**Stu Silberman** – Correct.

*A motion was made by John Price and seconded by Amanda Ferguson, to authorize execution of the PILOT Agreement with the Lexington-Fayette Urban County Government and BP Shelbourne, LLC, subject to final approval of the Agreement by the Lexington-Fayette Urban County Council on June 26, 2007. The motion carried with a vote of passed 5 to 0*

#### **L. Informational Items**

1. Personnel Changes – No discussion

#### **M. Oral Communications**

1. **Public Comments** – None
2. **Board Requests**
3. **Other Business**

##### **a. Board**

###### **Discussion of Board Work**

##### **b. Staff**

Brenda Allen asked for clarification that the motion to approve the consent items included the addendum. Larry Conner stated that it did.

#### **N. Motion Making Agenda Part of the Official Board Minutes**

*A motion was made by John Price and seconded by Melissa Bacon, to make the agenda dated June 25, 2007, which action has been taken at this meeting, a part of the minutes as if copied in the minutes verbatim. The motion carried with a vote of 5 to 0.*

**Closed Session**

*A motion was made by Melissa Bacon and seconded by Becky Sagan, to go into closed session at 7:50 p.m. to discuss proposed or pending litigation pursuant to KRS 61.810(1)(c) and to discuss personnel pursuant to KRS 61.810(1)(f). The motion carried with a vote of 5 to 0.*

**Open Session**

*A motion was made by Melissa Bacon and seconded by John Price, to reconvene in open session. The motion carried with a vote of 5 to 0.*

*A motion was made by Amanda Ferguson and seconded by John Price to approve the evaluation and authorize execution of the contract presented for Brenda Allen to serve as General Counsel for the Board of Education for the 2007-2008 fiscal year. The motion carried with a vote of 5 to 0.*

**Adjournment**

*A motion was made by John Price and seconded by Becky Sagan to adjourn the meeting at 10:15 p.m. The motion carried with a vote of 5 to 0.*

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CHAIR

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SECRETARY