

**RECORD OF BOARD PROCEEDINGS  
(MINUTES)  
Regular Board Meeting  
September 26, 2005**

The Fayette County Board of Education met at 701 East Main Street, Lexington, KY at 6:00 p.m. on the 25<sup>th</sup> day of July 2005, with the following members present: **(1) Kathy Lousignont, (2) Larry Conner, (3) Steve Hyndman (4) John Price and (5) Becky Sagan.**

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**Staff Members Present**

Stu Silberman, Virginia Gregg, Mary Browning, George Rogers, Doug Gibson, Fabio Zuluaga, Jack Hayes, Lisa Stone, Jim Searle, Lisa Deffendall, Kathy Dykes, Greg Figgs, Susan Davis, Fred Nelson, Shawn Reeves

**A. Call to Order**

Mrs. Lousignont called the meeting to order at 6:00 p.m.

**B. Roll Call**

Mrs. Lousignont, Mr. Conner, Dr. Hyndman, John Price and Mrs. Sagan.

**C. Extended Welcome to Guests**

Mrs. Lousignont welcomed the guests and attendees to the meeting.

**D. Moment of Silence**

A moment of silence was observed.

**E. Pledge of Allegiance**

Dr. Hyndman led the pledge.

Dr. Hyndman read the Board Mission Statement

**F. Approval of Agenda**

*A motion was made by Mr. Conner and seconded by Mr. Price, 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, Recognitions and Proclamations**

**1. Introductions**

Mrs. Lousignont introduced the school representatives for the September 26<sup>th</sup> meeting.

- a. She introduced Wanda Meaux, Booker T. Washington Academy Intermediate Center, as the teacher representative.
- b. She introduced Emily R. Prats, Henry Clay High School, as the student representative.

**2. Recognitions**

**a. State Finalist for Presidential Awards for Excellence in Math & Science Teaching – Paula Cissell**

Mrs. Lousignont introduced Paula Cissell as one of two teachers from Fayette County Public Schools named state finalists for the Presidential Award for Excellence in Math and Science Teacher.

**b. Matt Hyder, Second Place, State FFA Convention**

Mrs. Lousignont introduced Matt Hyder, a senior at Eastside Technical Center, who placed second in Impromptu Speaking in Nursery Landscape at the Future Farmers of America convention this past summer.

**c. Carson Van Sanford, Perfect ACT Score**

Mrs. Lousignont introduced Carson Van Sanford, a senior at Henry Clay High School, who scored a perfect thirty-six on the ACT exam.

**d. Eastside SkillsUSA National Competition Winners**

Mrs. Lousignont introduced Marshall Williams, gold medal winner in the building maintenance category, Madalyn Saunier, seventh place winner in the Job Skill Demo A category and Spencer Hamilton, tenth place winner for telecommunications cabling. The SkillsUSA Championships is the showcase for the best career and technical students in the nation.

**e. Celebration of Young Poets – Harrison Elementary**

Mrs. Lousignont introduced thirteen students from Harrison Elementary who were chosen to have their poems published in the Celebration of Young Poets. Each of the students read their poems. The following students were chosen for the honor of having their poems published: Amberlee Bowens, Morgan Hacker, Brandon Kanatzer, Brittany Lunsford, Jashalon McGraw, Tamonika McMakin, Courtney Mynheer, Michelle Orduna, Jeffery Penman, Susana Salazar, Jaameelah Shihab, Jamar Williams and Dominique Wilson

**f. KAESP Administrator of the Year – Mark Sellers**

Mrs. Lousignont introduced Mark Sellers who receive the Kentucky Association of School Administrators' (KASA) 2005 Administrator of the Year Award.

**g. KASA Principal of the Year – Peggy Petrilli**

Mrs. Lousignont introduced Peggy Petrilli who was named principal of the year by the Kentucky Association of Elementary School Principals.

**h. Governor's Scholars**

Mrs. Lousignont introduced the sixty-one students from Fayette County Public Schools who participated in the governor's Scholars Program this past summer. Several of the students gave a brief overview of their experiences from attending this program. The following students were recognized: **Bryan Station High School**, Brian D. Breeze, Tonisha R. Broadus, Sharon L. Murphy, Devon M. Overstreet, Elijah A. Truman, **Henry Clay High School**, Ekaterina Alimova, Michael A. Barnett, Rachel L. Heller, Samuel A. Hunter, Sarah E. Lorch, William W. McComb, Stuart D. Michael, Kristopher Olson, Rosanna K. Smith, Nathaniel C. Thomas-Stevens, Carson Van Sanford, Aaron M. Wedlund, **Lafayette High School**, Meagan Elizabeth Bowdy, Maranda R. Brooks, Benjamin J. Hardison, Jordan Hussey-Anderson, Angela M. Jones, Steh L. Kirk, Reese E. Locken, Katherine Martinolich, Christopher P. Menard, Jonathan J. Miller, William Mudd-Simmons, Kelsey M. Sowder, Slade M. Thompson, Chase M. Warner, Lesley M. Williams, **Paul Laurence Dunbar High School**, CeKesha Akins, Charlse Brown, Ranthony Clark, Deborah L. Crowdus, Rebecca R. Galt, Adam D. Grasch, Rosehay Hudson, Erica Hunt, Farin McKenzie Jones, Anupam Kumar, Winston Yunqing Li, Justin W. Mattingly, Verena K. Ochanine, Venkat Ramakrishnan, Sean M. Stokes, Vinay K. Strinivasan, Qifei Sun, Nicholas A. Swisher, David Ye Tao, Austin J. Tzou, Jilliam Wang, Rachael M. Winchester, Jason Wu, Fan Zhou, **Tates Creek High School**, David K. Alexander, Meghan A. Moughler, Eric Schlich, Barrett Singleton, Kenneth H. Vereen, Jr.

**i. Governor's School for the Arts Winners**

Mrs. Lousignont introduced the forty-eight students who participated in the Governor's School for the Arts this past summer. The following students were recognized: **Henry Clay High School**, Elizabeth Bell, Jayme Clark, Kelsey Minarik, Elizabeth Page, **Lafayette/SCAPA Lafayette**, Nick Avdiushko, Whitney Barker, Laura Beam, Christopher Carey, Maggie Cunningham, Kevin DeVries, Amanda Ellerbe, Robbie Elliott, Melanie Erena, Sarah Hampton, Rebecca Hertog, David Jackson, Helen Kwan, Stephen Leedy, Mathew Leonard, Chris Menard, Lauren Milam, Jonathan Miller, Lauren Rhodes, Carlisle Schoner, Celia Sogin, Lindsey Spencer, Andrew Sproull, Karah Sutton, Ashby Turner, Ainsley Wagoner, Lewley Williams, Margaret Wittman, **Paul Laurence Dunbar**, Amanda Marshall, Miles Hopgood, Holly Allgeier, Ryan Caudill, Sharon Mattingly, Andrew Monroe, Venkat Ramakrishnan, Jason Wu, Jason Grant, Joseph Snipes, **Tates Creek High School**, Jamyle Cannon, Mara Farris, Sara Kennedy, Rachel Mazur, Matt Lerza, Andrew Jarvis

## **H. Reports, Communications and Resolutions**

### **1. Progress Reports**

#### **A. Superintendent's Report**

##### **a. Youth News Team's Study**

Sydney Duncan from the Youth News Team greeted the Board and stated that she was a recent graduate of Dunbar High School and gave a brief overview of the Youth News Team. The Youth News Team of the Kentucky Conference for Community and Justice gave a presentation of their study of the relationship between parents and high school academic achievement in the Fayette County Public Schools entitled, "High School Students Have Parents, Too". The study was done in partnership with the Prichard Committee for Academic Excellence. The Board Members were given a written report and an overhead presentation. Each of the team members presented a different finding from their report.

##### **b. Japanese School**

Superintendent Silberman stated that an important, exciting and very significant announcement would be made at the meeting, as the Board is entering into a partnership with the Central Kentucky Japanese School. Mary Browning stated that the Central Kentucky Japanese Saturday School has been very successful since beginning in 1986. The school is currently located at Tates Creek Middle School and they are anxious to have a permanent location. They are bringing to the Board a proposal for a partnership between the Central Kentucky Japanese Saturday School and the Fayette County Public Schools. Ms. Browning introduced Mr. Hiroyoshi Yohiki, Chairman of the Board, who introduced the following:

Mr. Nbboru Eguchi, Vice-chairman of the Board  
 Mr. Kiyotaka Kobayashi, Treasurer of the Board  
 Mr. Kenichi Nakao, Secretary of the Board  
 Mr. Fumiyasu Kikuchi, Business Manager  
 Mr .Hidenori Arai, Principal of the School  
 Ms. Miyuki Lake, Vice Principal of the School  
 Miss Seiko Kano, Student of the School  
 Miss Natsuko Yoshiki, Student of the School  
 Jeff McKenzie, Attorney for Central Kentucky Japanese School

Mr. Hiroyoshi Yohiki stated that they are trying to find a permanent and stable location for the students and parents. He stated that they are proposing to build a facility next to the middle school (E.J. Hayes Middle) consisting of four preschool classrooms, a library, faculty room, storage and meeting rooms and also asking for the use of some of the existing classrooms.

Jeff McKenzie thanked the Board for their work with the Japanese School and stated that more than fifty companies have employee children attending the Central Kentucky Japanese Saturday School. He also stated that the Japanese School has been in Kentucky for twenty years and has been a service to the entire state. The children attending the Saturday School attend public school during the week. He stated that the proposal for a permanent location has already been presented to the Board for their consideration in previous meetings. Mrs. Lousignont stated that the proposal would be discussed later in the meeting. Two Japanese students spoke about how the Japanese School has helped them since moving to the United States and how it has made a tremendous impact on their life.

Superintendent Silberman stated that this program is making a big impact on the students and that it is a situation where both sides of the partnership will greatly benefit. He also stated that the Japanese Board is building the school and donating it to FCPS and that they will use the building on Saturday and FCPS will be using the classrooms during the week. The will also be using existing classrooms on Saturday. Also, he stated that \$1,000,000 is

being donated to the District to help defray the cost of maintenance over the next twenty years.

**c. Foundations Report**

Jack Hayes stated that the FCPS Safe Schools Department is recognized as one of the best Safe Schools offices. They provide a lot of classroom services to the teachers on a one on one basis, working with students and with entire schools. He introduced Kathy Kalias and, Ellen Whitley, from the Safe Schools Department who are working with the Foundations Program in FCPS. Kathy Kalias introduced Susan Isaacs, a former member of the FCPS Safe Schools, who is now a national expert in the Foundations Program. Ms. Isaacs presented an overview of the Fayette County Public Schools Foundations Project entitled “Building School-wide Discipline from the Ground Up”.

Superintendent Silberman thanked the Safe Schools for bringing their presentation to the Board and stated that there are quite a lot success stories in our schools due to the Foundations Program. He stated that there had been a major turn-around at Tates Creek High School due to this program and the leadership of the Principal, Sam Meaux. Mrs. Sagan inquired as to whether the tardies that were referred to in the study were tardies in arriving at school or during the instructional day and Ms. Isaacs stated that it was basically during the instructional day. Mr. Conner asked if there are any indications of the effect of the presence of an unarmed, responsible adult versus the presence of an armed, responsible adult and Ms. Isaacs stated that she did not have any data on this issue. Dr. Hyndman asked if this was a new project in the schools and Ms. Isaacs stated that it was stated in 1998 with Tates Creek High School as a pilot school. Dr. Hyndman also inquired as to why all schools are not involved in this program and Ms. Isaacs stated that each school chooses whether to participate. Superintendent Silberman stated that when the schools choose to be a part of the program, rather than the program being mandatory, the outcome has a much better impact. He also stated that each of the schools have discipline plans in place. Mr. Price asked if any of the schools abandoned the program after going through the three years and Ms. Isaacs stated that she did not have the information to answer. Superintendent Silberman stated that the Foundations Program is a success story for the FCPS.

**d. Support Services Position Control Document Monthly Report – Written Report**

**e. One Community One Voice**

**f. Monthly Construction Report – Written Report**

**g. Report of Refinancing of Bonds**

Mary Browning presented the results of the recent refinancing of bonds stating that approximately \$2.4 million dollars would be saved over the life of the bonds. Also, she stated that since October, 2004, several bonds have been refinanced saving the District \$3.9 million dollars.

**2. Remarks by Citizens**

No remarks received by the public.

**3. Resolution**

**a. Regarding the Death of Madison “Maddie” Leigh Heflin**

*Mrs. Sagan read a resolution regarding the death of Madison “Maddie” Leigh Heflin. A motion was made by Mrs. Sagan and seconded by Mr. Conner, to adopt the resolution regarding the death of Madison “Maddie” Leigh Heflin.*

**I. Approval of Routine Matters**

1. *Approval of Agenda Planning Meeting Minutes of August 8, 2005*
2. *Approval of Confidential Minutes Special Board Meeting of August 8, 2005*
3. *Approval of Regular Board Meeting Minutes of August 22, 2005*

4. *Approval of Confidential Minutes Special Board Meeting of August 22, 2005*
5. *Approval of Special Board Meeting Minutes of August 26, 2005*

6. *Approval of Special Board Meeting Minutes of September 7, 2005*
7. *Approval of Special Board Meeting Minutes of September 14, 2005*  
*A motion was made by Mr. Conner and seconded by Mr. Price, 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 Dr. Hyndman and seconded by Ms. Sagan, 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 August 2005
  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. Amendment of Equity Council by-Laws
  8. Request for Approval of School-wide Fund Raising Project
  9. Request for Shortened School Day
  10. Approval of School Activity Fund Budgets
  11. Approval of the Construction Documents and a BGT-3 Statement of Probable Cost for the Henry Clay High School Connector BG 06-014
  12. KDE High School Mathematics Alliances Grant Subcontract for Evaluation Services
  13. Deep Springs Elementary and Tates Creek Elementary Community Juvenile Justice Partnership Grant (CJJPG) Subcontracts for Direct Services

**Break 7:59**

**Reconvened: 8:05**

**K. Approval of Action Items**

**14. Working Budget**

Mary Browning stated that each year a balanced working budget, approved by the Board, is required to be submitted to KDE by the end of September. This budget was presented and discussed at the Agenda Planning meeting on September 12, 2005. She stated that minor adjustments may have to be made after the audit report is received and before submitting to KDE. Ms. Browning gave an overview of the budget being presented pointing out that with this budget the contingency fund will be brought up to the KDE recommended five percent and included are the three percent salary increases and step-ups for employees. She also stated that due to recurring and nonrecurring revenue over the 2004-2005 budgeted revenue the following initiatives are being proposed from one time money: student achievement assessment tools, software upgrades to enhance redistricting and employment processes, support vehicle replacement, alternative program funding and deferred maintenance activity. Also, recommended is that recurring revenue be earmarked for increases in fuel costs, support for coordination and communication related to the 2020 Vision activities, initiatives to enhance services to schools including implementation of the Gallop Teacher Perceiver Tool, as well as establishing four positions. Expenses will be funded through increases in recurring funds that result from larger than projected property assessments and new property values. The total budget for Fund 1 is \$241,501,927. Also included in the budget are Fund 2, which is special revenues, Food Service and restricted funds which are related to construction and capital improvement. Dr. Hyndman clarified that the four additional positions being proposed are not a part of the budget being presented. *A motion was made by Dr. Hyndman and seconded by Mr. Price to approve the Fayette County Public Schools Final Working Budget for the 2005-2006 school year. The motion carried with a vote of 5 to 0.*

**05800**

**15. Establishing Positions**

Mary Browning stated that there are four positions being presented for approval. She stated that last spring with the restructuring, there was a savings to the District. The positions being presented are

identified needs and consist of four hourly, positions that will provide direct services to the schools. The positions being presented are two positions for plant operations, which would be a part of the mowing crew enhancing efforts to maintain our property, a sub finder position, which is needed due to the increasing number of grants and an additional budget and staffing employee to assist with the personnel action processes being processed in a timely manner. She also stated that through the last restructuring, approximately \$20,000 was saved in physical support services and the sub finder would be funded through indirect costs associated with grants. This would be net effect of \$65,000 to the General Fund. Mrs. Lousignont asked how much money had already been cut over the last three budget cycles and Jullane Mullins stated that there had been approximately \$4,000,000 worth of cuts. Superintendent Silberman stated that in the past budget cycle \$1,600,000 worth of cuts had been made. Ms. Browning stated to Mrs. Lousignont that if the sub finder position was not needed at a later date that there would be an adjustment would made on that position

Mr. Price stated that he was pleased that we are looking at a way to hasten the mowing schedule. He also asked if with the new budget person would allow teachers to know there assignments quicker and Ms. Browning stated that it was part of the goal. Mr. Conner asked is the sub finder was to secure substitutes and Ms. Browning stated that with all of the new grants that the work for the two current sub finders has become almost an impossible job. Ms. Browning stated that this is a 180 day position. Jullane stated that this is a grade 14 position. Dr. Hyndman stated that he assumed that the \$4,000,000 in cuts included the positions that were supposed to have been cut, but were never cut. He also stated that he would be voting no, not because he did not feel the positions were justified or a matter of trust, but that the timing is not right and that we need to go through a zero based budget first. Mrs. Lousignont asked when we would go through a zero budget and Ms. Browning stated that it is expected that it would with the next budget cycle.

Mrs. Sagan clarified that both staffing and budgeting are on the same cycle and that she realizes this creates a problem within the Budget and Staffing office. She also stated that at the facilities training this summer that it was discussed that the grounds represent the FCPS and that the additional grounds positions were coming from these discussions. Superintendent Silberman stated that facilities audits are being conducted at all schools. Mrs. Lousignont stated that after going through the zero budget process that it could be found that these positions are not needed.

*A motion was made by Mr. Sagan and seconded by Mr. Conner to approve the additional positions as presented. The motion carried with a vote of 4 to 1 with Dr. Hyndman voting no.*

**16. Update #28 Board Policy Revisions**

*A motion was made by Mr. Price and seconded by Dr Hyndman to approve the changes as recommended by KSBA and Fayette County Public Schools Staff. The motion carried with a vote of 5 to 0.*

**17. Policy and Procedure Revisions Automated External Defibrillators (AEDS)**

*A motion was made by Mr. Conner and seconded by Dr. Hyndman to approve the proposed changes to Board Policy 05.4; and designate Kyle Parish, M.D., as the District's physician of record and medical advisor for the purpose of providing medical oversight for an AED program in the District's high schools. The motion carried with a vote of 5 to 0.*

**18. Approval of a BG-1 Project Application for the Construction of an Addition to Edythe J. Hayes Middle School for the Central Kentucky Japanese School**

Superintendent Silberman stated that the BG-1 for the Central Kentucky Japanese School was being presented for approval by the Board and with any BG-1 is subject to approval by KDE. Mary

**05801**

Browning stated that the project will be treated the same as a booster project, with the District not having any financial responsibility related to the construction and KDE giving approval and acknowledgement that a change to our property is going to be made. Mrs. Lousignont asked for a short summary of the project. Ms. Browning stated a separate building connecting to E.J. Hayes

Middle School will be constructed. It will include administrative space for the Central Kentucky Japanese School, a library, other offices and four classrooms which FCPS would have access to during the week. During the weekend they would have use of up to twenty existing classrooms. Superintendent Silberman stated that the Central Kentucky Japanese School Board will be building the addition at a cost of approximately \$2,000,000 and also donating \$1,000,000 to FCPS to defray the cost of maintenance over the twenty year lease. At a latter date, it would be brought back to the Board as how to utilize the \$1,000,000 donation. Superintendent Silberman also stated that this is a winning situation for both sides, with the building being utilized on the weekend and during the week providing room for eight preschool classes. Dr. Hyndman stated that he could not see any downside to this project and entering into partnerships of this type is what the District needs to be doing.

*A motion was made by Mr. Price seconded by Mr. Conner to approve a BG-1 Project Application for the construction of an addition to Edythe J. Hayes Middle School of approximately 13,500 SF in the amount of \$2,010,600 to serve the mutual benefits of the Central Kentucky Japanese School and to Fayette County Public Schools, and approve an agreement between James N. Gray Company and Fayette County Public Schools for the design consulting services, subject to the approval of the Kentucky Department of Education Division of Facilities Management, per the provisions of 702 KAR 4:160. The motion carried with a vote of 5 to 0.*

**19. Approval of Contract to Acquire a School Site for the New Elementary at Bluegrass Aspendale BGG# 06-035**

Mary Browning stated that three BG1's have been brought to the Board that are included in the District Facilities Plan with one BG1 being contingent on the purchase of property. The property being proposed for purchase is in the Bluegrass Aspendale area. If approved, twelve acres will be purchased at the price of \$45,000 per acre for a total of \$540,000. Superintendent Silberman stated that two appraisals have been completed on the property with the District's appraisal being \$40,000 per acre and the Lexington Housing Authority's appraisal being \$50,000 per acre. An offer of \$40,000 per acre was made and rejected by HUD. The District came back with a \$45,000 per acre offer. Dr Hyndman stated that the approval for this purchase was made in closed session and tonight is a ratification of that approval. He stated that he asked for this ratification to be done in open session because he felt that this was not a good use of taxpayer money, as we would be paying \$60,000 more than our appraisal. Mrs. Lousignont asked how much legal latitude the Housing Authority had for negotiation and Virginia Greg stated that they said HUD had already rejected the \$40,000 per acre, but would approve \$45,000 per acre and that they were at the end of discussions. Mr. Conner stated in response to the statement that we are paying \$60,000 more than our appraisal, that we are also paying \$60,000 less than the Housing Authority appraisal and that he felt that we are not wasting taxpayer money. He also stated that he felt we are negotiating in good faith to purchase the property so that we can move on to building a school in an area that is in much need of a new facility. Mr. Price stated that he agreed with Mr. Conner that to offer a price in the middle of the two appraisals serves the best interest of the students and with that being our focus, we do need to move forward.

*A motion was made by Mr. Conner and seconded by Mr. Price to ratify the Board's decision made in closed session on September 12, 2005, to purchase 12 acres known as the Bluegrass Aspendale Property from the Lexington Housing Authority, for the purchase price of \$45,000 per acre or a total of \$540,000.00 subject to the terms and conditions of an Agreement between the Board of Education and the Lexington Housing Authority, and the approval of the Kentucky Department of Education, Division of Facilities Management, per the provision of 702 KAR 4:050. The motion carried with a vote of 4 to 1 with Dr. Hyndman voting no.*

05802

**L. Informational Items**

1. **Personnel Changes**

**M. Oral Communications**

1. **Public** – No public comment was received
2. **Board Request Summary** – No Board requests
3. **Other Business**
  - a. **Board**  
**Discussion of Board Work**

Mrs. Lousignont stated that a list of proposed topics to be covered at Board meetings had been sent to the Board Members. These topics would be discussed in preparation for a Board Member handbook. Superintendent Silberman stated that he appreciated the work that the Board is doing in preparation to create a permanent document for future Boards as to the work of Board Members.

- b. **Staff**

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

*A motion was made by Mr. Price and seconded by Mr. Conner, to make the agenda dated September 26, 2005, 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.*

**O. Closed Session**

*A motion was made by Mr. Price and seconded by Mrs. Sagan, to go into closed session at 8:43 p.m. to discuss acquisition or sale of real property pursuant to KRS 61.810(a)(b) and discuss proposed or pending litigation pursuant to KRS 61.810(1)(c). The motion carried with a vote of 5 to 0.*

After going back into open session, the Board Members held a discussion in regard to a ceiling problem at Russell Cave.

**O. Adjournment**

*A motion was made by Mr. Price and seconded by Mrs. Sagan to adjourn the meeting at 9:45 p.m. The motion carried with a vote of 5 to 0.*

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CHAIR

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SECRETARY