

**RECORD OF BOARD PROCEEDINGS
(MINUTES)
Regular Board Meeting
May 21, 2009**

The Fayette County Board of Education met at 701 East Main Street, Lexington, KY at 6:00 p.m. on the 21st day of May 2009, with the following members present: (1) Becky Sagan, (2) John Price (3) Melissa Bacon, (4) Amanda Ferguson and (5) Kirk Tinsley

A Finance Corporation meeting was held at 5:45 pm with the following members present: Stu Silberman, Becky Sagan, John Price, Melissa Bacon, Amanda Ferguson, Kirk Tinsley, Mary Wright and Brenda Allen.

Staff Members Present for Regular Meeting

Mary Wright, Mike Burke, Brenda Allen, Melodee Parker, Jack Hayes, Kathy Dykes, Lisa Deffendall, Vince Mattox, Mike McKenzie, Fabio Zuluaga, Carmen Coleman, Rodney Jackson, Julie Hawkins

A. Call to Order

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

B. Roll Call

Becky Sagan, John Price, Melissa Bacon, Amanda Ferguson and Kirk Tinsley

C. Extended Welcome to Guests

Becky Sagan, Chair, welcomed the guests and attendees to the meeting.

D. Moment of Silence

E. Pledge of Allegiance, Mission Statement

John Price led the pledge and read the Board Mission Statement.

F. Approval of Agenda

Stu Silberman – Lifted J 14, Job Descriptions from the Consent Section for discussion.

A motion was made by Kirk Tinsley and seconded by Melissa Bacon, to approve the agenda with any changes voiced including the lifting of items from the consent section for discussion. The motion carried with a vote of 5 to 0.

G. Introductions, Student Performance and Recognitions

1. Introductions

Becky Sagan introduced the teacher and student representatives for the May 21st meeting.

- a. Student Representative: Stephen Compton, Martin Luther King Academy – Not in attendance.
- b. Teacher Representative: Tom Parker, Martin Luther King Academy

2. Student Performance

a. String Quartet: Brandon Fightmaster, Michael Hustedde, Jonathan Karp and David Takahashi

The string quartet won first place at the MacCauley Chamber Music Competition which is conducted through the University of Louisville's School of Music.

3. Recognitions

a. Calendar Art Winners

This year 188 student creations were submitted to the district's calendar art competition. The following 14 students won in the competition.

William Ding, 1st grade Athens-Chilesburg Elementary; Dadrin Taylor, Kindergarten Russell Cave Elementary; Thomas Brown, 8th grade Southern Middle; Nathan Williams, 8th Jessie Clark Middle; Tommia Miller, 8th Lexington Traditional Magnet; Louise Laiberg, 11th Tates Creek High; Hayley Hawkins, 12th Lafayette High; Atlanta Harrison, 3rd Northern Elementary; Jenna Helmburg, 2nd Rosa Parks Elementary; Shaylee Allen, 2nd Yates Elementary; Maria Diaz, 5th James Lane Allen Elementary; Ashley Elder, 12th Bryan Station High; Teri Meaney, 6th Tates Creek Middle; Roland Guifarro, 4th Mary Todd Elementary.

b. Kentucky State Scholastic Chess Champion

Taylor Bagley, a sixth grader at SCAPA Bluegrass, won the middle school chess title at the Kentucky State Scholastic Individual State Chess Championship.

c. "Earth Day Every Day" State Essay Contest Winner

Lucy Arthur-Paratley, a junior at Bryan Station High School, is the statewide winner of the "Earth Day Every Day" essay contest sponsored by the Kentucky Council of Churches.

d. American Math Competition Winners

Michael Druggan, a sophomore at Tates Creek High School and Connie Wu, a senior at Paul Laurence Dunbar High School, were among only three Kentucky students to receive national recognition for high scores on the American Math competition 12 math exam.

e. State MATHCOUNTS Competition Winners

Winburn Middle School finished second out of 27 teams at this year's state MATHCOUNTS competition. Members of the team included Melanie Schmocker, Vania Ma, Valerie Sarge and Matthew Wu.

f. National History Day State Competition Winners

Julie Graf and Kelsey Brown of Winburn Middle earned the Best Exhibit award at the National History Day state contest. Their project also took top honors in the group Historical Exhibit category. Other winning students were: **Ben Swanson**, Winburn, first place in individual documentary; **Connor Langley**, Winburn, second place in individual documentary; **Connor O'Nan** and **Ryan Blood**, Winburn, second place in group documentary; Aaron Weittenhiller, Winburn, first place in paper; **Sarah Bush**, Beaumont, second place in paper; Ned Katz, Winburn, first place in individual historical exhibit; **Lydia Livas** and **Samantha Dearing**, Winburn, second place in group historical exhibits and **Elizabeth Minor**, Winburn, first place in web site.

g. PTA Reflections State Winners

The following students earned “excellence” awards in the Reflections Competition established by the National PTA. **Elora Mukhopadhyay**, Stonewall, 1st place in the primary division category of Dance Choreography; **Sam Stucky**, Bryan Station Middle, 1st place in middle school division Film Production; **Jacob Ernst**, Rosa Parks Elementary, 2nd place in primary division category of Literature; **Ben Henault**, Rosa Parks Elementary, 2nd place in the intermediate division category of Music Composition; **Matthew Hensley**, Paul Laurence Dunbar High, 1st place in the senior division category of Music Composition; **Michael Hall**, Lexington Traditional Magnet, 1st place in the middle division category of Photography; **William Ding**, Athens-Chilesburg Elementary, 2nd place in the primary division category of Visual Arts; **Elise Beckman**, Paul Laurence Dunbar High, 2nd place in the senior division category of Visual Arts;

h. Duke TIP Grand Winners

The following seventh grade students qualified for grand recognition in the Duke University Talent Identification Program. As seventh-graders they scored better than 90 percent of the high school students taking the SAT and ACT exams across the nation. **Lindsay Brubaker**, Beaumont Middle; **Nelson Ng**, Bryan Station Middle; **Henry Russell**, Lexington Traditional Magnet; **Abigail Ryan**, Morton Middle; **Connor VanMeter**, SCAPA; **Stuart Blood, Chloe Cao, Jerry Guo, Connor Langley, David Sanders, Valerie Sarge and Matthew Wu**, Winburn Middle. Valerie Sarge was named a Bevan Scholar, an award given to the students who earn the highest scores on the SAT or ACT, placing them in the 99.98 percentile of TIP participants.

i. Kentucky Science & Engineering Fair Winners

Richard Cooper, Morton Middle, won top honors in “Best of Fair” and received first place in environmental management. Other middle school winners included: **Carl Chapman**, Lexington Traditional Magnet, 1st place in behavioral sciences; **Adam Farman**, 5th grade, Glendover Elementary, 1st place in microbiology; **Mahika Gupta**, Beaumont Middle, 1st place in earth and planetary science; **Mitchell Kilgore**, SCAPA, 1st place in physics and astronomy; **Lucy Wan**, Winburn, 1st place in Chemistry; **Shelly Zu**, Paul Laurence Dunbar High, “Best of Fair” 1st place in environmental analysis; **Curtis Northcutt**, Lafayette High, “Best of Fair”, 1st place in animal sciences; **Ann Cooper**, Lafayette, 1st place in behavioral science; **Ilya Vinogradov**, Paul Laurence Dunbar, 1st place in chemistry; **Roshan Palli**, Paul Laurence Dunbar, 1st place in medicine and health and **Allyssa Eliopoulos**, Paul Laurence Dunbar, 1st place in plant sciences.

j. Cheer Ltd. National at CANAM Small Junior Varsity Champions

The gold cheerleading squad from Henry Clay High School won the championship at the Cheer Ltd. Nationals. This is only the second year that the gold squad has ever competed.

k. Kentucky Council on Economic Education Economics Challenge State Winners

Team members Griffin MacDougall, Kevin Cordingly, Joe Wang and Kyle Greywall are the state Economics Champions and will advance to the regional finals in Atlanta.

l. Kentucky Young Democrats Convention Winners

The Young Democrats Club at Bryan Station High School was honored as best club in the state at the Kentucky Young Democrats Convention held in March.

m. Winter Guard Circuit Champions

The Paul Laurence Dunbar winter guard recently completed an undefeated season. They won first place in the Tri-State Circuit Championship.

n. Skills USA contest Winners

The SkillsUSA program is a showcase for the best career and technical students in the state and nation. The following students from Eastside placed first or second in the competition: **Billy Abel**, 1st place in Power Equipment; **Kristen Arvin**, 1st place in Job Skills Demonstration Open; **Monica Bryan**, 1st place in Criminal Justice; Tyler Steinmetz, 1st place in Extemporaneous Writing and second place in Computer Maintenance; **Uriah Stone** 1st place in computer Technical Application; **Casey Ward**, 1st place in Building Maintenance; **Ashley Stuckey, Christie Cummins, Jacob Arnbold and Christina Smith**, 1st place in Broadcasting and News Production; **Jordan Driskell**, 1st place Air Brush Design; **Jesse Welch**, 1st place computer Programming; **James Rock**, 2nd place in Power Equipment; **Todd Finch**, 2nd place in Diesel Technology. The following students placed first or second: **Sarah Booth**, 1st place in Commercial Baking; **Donald Adkins**, 1st place in Culinary Arts; **Jordan West**, 1st place in Food & Beverage Service; **Chad Ott**, 2nd place in Residential Wiring; **Tom Edwards**, second place in masonry.

o. Kentucky High School Journalism State Winners

State winners at the Kentucky High School Journalism Association were: **Rachel Geil**, Henry Clay High School, 1st place in News Writing; **Kelsey Randhawa**, Paul Laurence Dunbar, 1st place in Class Four A Review; **Kerri Venable**, Paul Laurence Dunbar, 1st place in Two Page Layout; Allison Maggard, Paul Laurence Dunbar, 2nd place in Newspaper Photography.

p. Governor's Diversity Day Video Contest Winners

Henry Clay High School's entry "Differences Realized Together" won top honors in the Governor's Diversity Day video contest. Shirley Morton Williams and Iris Cheeks, both staff members at Henry Clay co-produced the video, which featured interviews with students.

4. Proclamations

a. National Law Enforcement Week

Kirk Tinsley read a proclamation proclaiming May 10 through May 16, 2009 as National Law Enforcement Week.

b. National School Nurse Day

Melissa Bacon read a proclamation proclaiming May 6, 2009 as National School Nurse Day.

H. Reports, Communications, Resolutions

A. Superintendent's Reports

a. Liberty Elementary: Celebrating Immersion

Students from Liberty Elementary School sang in Spanish and danced. They were also dressed in Spanish costumes.

b. Support Services Position Document – No discussion

c. Monthly Construction Report

Mary Wright showed a Power Point presentation regarding the construction and renovation projects in progress in the district. A hard copy of the presentation is included with permanent minutes.

2. Remarks by Citizens

Betty Rhodes, FCEA spoke regarding the salary increases and expressed her thanks to the Board.

3. Resolutions

a. Regarding the Death of Nathaniel Lee Stuckey

Amanda Ferguson read a resolution regarding the death of Nathaniel Lee Stuckey, a student at Bryan Station High School.

A motion was made by Amanda Ferguson and seconded by John Price to adopt the resolution regarding the death of Nathaniel Lee Stuckey. The motion carried 5 to 0.

b. Regarding the Death of Tyler Forsythe Ragsdale

John Price read a resolution regarding the death of Tyler Forsythe Ragsdale, a student at E. J. Hayes Early Start.

A motion was made by John Price and seconded by Kirk Tinsley to adopt the resolution regarding the death of Tyler Forsythe Ragsdale. The motion carried 5 to 0.

I. Approval of Routine Matters

1. *Approval of the Agenda Planning Meeting Minutes of April 13, 2009*
2. *Approval of the Confidential Minutes of April 13, 2009*
3. *Approval of the Regular Board Meeting Minutes of April 27, 2009*
4. *Approval of the Confidential Minutes of April 27, 2009*
5. *Approval of the Special Meeting Minutes of April 28, 2009*

A motion was made by Melissa Bacon and seconded by Kirk Tinsley 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 John Price and seconded by Amanda Ferguson, to approve the items on the consent section of the agenda including any items on the addendum. The motion carried with a vote of 5 to 0.*

1. **Award of Bids/Proposals and Bid Contract Extensions - No discussion**
2. **Actions for Post Approval and Claims - No discussion**
3. **Special and Other Leave of Absences - No discussion**
4. **Requests from Principals for Extended Trips - No discussion**
5. **Professional Leave by District Personnel - No discussion**
6. **2009-2010 Pay Dates Schedule - No discussion**
7. **Approval of School Activity Funds Budgets - No discussion**
8. **Approval of Cooperative Membership Agreement with Kentucky Education Development Corporation - No discussion**
9. **Declaration of Surplus and Intent to Sell – Vehicles – No discussion**
10. **Declaration of Surplus and Intent to Sell – Operations Equipment –No discussion**
11. **Declaration of Surplus and Intent to Sell – Food Service Items –No discussion**
12. **Declaration of Surplus and Intent to Sell – Light Bulbs – No discussion**

13. Approval of a BG-4 Final Approval and Payment Application to the Contract for Demolition Work Related to the Renovation at Arlington Elementary School BG 08-207 –No discussion

14. Job Description Update - Pulled from the Consent Section for Discussion

Stu Silberman:

- Job Descriptions are an update or a clean-up of the job description.
- School Business Office Trainer – Position previously approved by Board – no one hired. Need to post for this position.
- Administrative Dean – Gives principals and school council’s additional options to decide whether they want additional administrative help.
- Legal Specialist/Civil Rights Compliance Officer – Part of a reorganization.
- Equity Accountability Officer – Will train teachers in culturally responsive strategies.
- Reading Recovery Teacher Leader - Part of a grant, current person in position retiring. Need to post position.

Amanda Ferguson – New position in the General Counsel Office and will it be full time?

Stu Silberman – New position and full time.

Melissa Bacon – With more culturally responsive training to be done, will they need more help?

Stu Silberman – Barbara will no longer be doing the Civil Rights Officer. Barbara will be going to Vince’s office. New person in the legal office will pick up the Civil Rights area.

A motion was made by John Price and seconded by Melissa Bacon, to establish the positions and approve the job descriptions for the School Business Office Trainer, Administrative Dean, Equity Accountability Officer, Reading Recovery Lead Teacher and modify an existing Civil Rights compliance/Equity Liaison position to become Legal Specialist/Civil Compliance Officer. The motion carried 5 to 0.

15. KDE Discretionary Grant Programs – Request for Applications Even Start Grants –No discussion

16. U.S. Department of Education Foreign Language Assistance Program (FLAP) Continuation Grant –No discussion

17. U.S. Department of Justice Secure our Schools Grant – No discussion

K. Approval of Action Items

18. Approval of the Design Development and Construction Documents for the Lafayette High School Stadium Replacement Project BT 09-087

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, to approve the design development and construction documents, including the BG-2 Outline Specifications and the BG-3 Statement of Probable Cost for the new construction of the Lafayette High School stadium, 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 a Proposed Change Order (No. Five) to the Contract for the New Construction at Liberty Elementary School BG 06-045

A motion was made by John Price and seconded by Amanda Ferguson, to approve the proposed deductive Change Order No. Five to the Direct Purchase Orders for the new construction of Liberty Elementary School in the amount of \$17,392.32 (Seventeen Thousand Three Hundred Ninety-two Dollars and Thirty-two Cents),

subject to the approval of the Kentucky Department of Education, Division of Facilities Management, per the provisions of 702KAR 4:160. The motion carried with a vote of 5 to 0.

20. Approval of a Proposed Change Order (No. Seven) to the Contract for the New Construction at William Wells Brown Elementary School BG 06-035

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, to approve the proposed deductive Change Order No. Seven to the Direct Purchase Orders for the new construction of William Wells Brown Elementary School in the amount of \$13,481.09 (Thirteen Thousand Four Hundred Eighty-one Dollars and Nine Cents), 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.

21. Approval of Contract to Acquire Warehouse Property at 1126 Russell Cave Road

Mary Wright:

- Local Planning Committee identified a need for a warehouse facility.
- Replaces current facility on Springhill Drive and leased place on 7th Street.
- Will create a more efficient use of resources.
- Will accommodate the warehouse needs of the district and ultimately house other district functions.

A motion was made by John Price and seconded by Amanda Ferguson, to ratify the Board's decision made in closed session on April 27, 2009, to purchase the property located at 1126 Russell Cave Road from Barbara Baker, et al, for the purchase price of \$2,675,000 million (two million, six hundred seventy-five thousand dollars), subject to the terms and conditions of an agreement dated May 7, 2009, 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 5 to 0.

21. Approval of Land Bank

Stu Silberman: Discussed at the Planning Meeting.

Mary Wright:

- An opportunity for the community, Urban County Government and the FCPS to join together to form the Land Bank.
- Non-profit corporation formed to acquire, hold, manage and sell real properties.
- Purpose is to foster the public purpose of returning land that is in a non-revenue generating, nontax producing status to effective utilization in order to provide housing, new industry and jobs for Fayette County citizens.

John Price: Where does the funding come from to purchase the property?

Harold Tate: Some land is donated, some grants are secured.

Stu Silberman: No financial obligation to the Board?

Harold Tate: Correct.

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, to approve the interlocal agreement and authorize formation of the Lexington Fayette Urban County Land Bank. The motion carried with a vote of 5 to 0.

23. Approval of Instructional School Fees for 2009-2010

Stu Silberman: No major changes – after school fees will have a common charge at each school.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve the student fee schedule for the 2009-2010 school year. The motion carried with a vote of 5 to 0.

24. 2009-2010 Tentative Budget

Stu Silberman – Discussed in depth at the Planning meeting.

Mary Wright gave an overview of the tentative budget.

Key Points:

- Required to submit the tentative budget to KDE each May. Working budget will be brought to the Board in September.
- Budget prepared using available trends and current economic conditions.
- District continues to have a strong financial position.

Revenue:

- Projected 5.5% increase in real property tax.
- Revenue - Expecting to get the normal 4% above what was collected this year plus new growth.
- Projecting utility tax revenue stream to slightly increase by about 3%.
- Occupational License Tax– Reducing by 2% at this point.
- Interest income projected to remain flat.
- Miscellaneous revenue – expecting a slight decrease.
- Indirect cost – slight increase due to federal stimulus funds.
- Beginning balance includes \$3.8 million set aside in September by the Board to be used for salary increases for the upcoming year and another \$3 million in unbudgeted recurring revenue expected to be received from SEEK in the 2008-2009 year.
- Expect a net \$6 million in recurring revenue above the 2008-2009 working budget.

Expenses:

- Recommending a 1.5% salary step up (experience) and a 3% salary increase for all employees.
- Anticipated increase in CERS Employer Match.
- RFP process will continue.
- Infinite Campus Annual Fee and Infinite Campus Support.
- Funds set aside for replacement cycle items.
- Renovation startup money - \$2.8 million.

Miscellaneous:

- Food service is self supporting and federal reimbursement rates will be going up.
- District is in strong financial shape.
- Using more monitoring tools to make sure checks and balances are in place.
- Will actively pursue any stimulus money available.

Stu Silberman – Stimulus money is not included in the current budget. State mandated a 1% salary increase across the state and for the second time in a row we have been able to exceed the mandated amount. We will be giving a 3% increase plus the step-up. Starting salary for a new teacher is \$37,642.

A motion was made by John Price and seconded by Melissa Bacon, to approve the 2009-2010 Tentative Budget and instruct the Superintendent to submit the Tentative Budget to the Kentucky Department of Education. The motion carried with a vote of 5 to 0.

25. 2009-2010 Salary Schedule

A motion was made by Amanda Ferguson and seconded by Kirk Tinsley, to approve the 2009-2010 Salary Schedules: Teachers' Salary Schedule; occupational Therapist/Physical Therapists and the certified Occupational Therapist Assistant Salary Schedules; SAM (School Administrative Manager) Salary Schedules; Family Resource and Youth Service Center Coordinators' Salary Schedules and Classified Hourly Employees' Single Salary Schedule. Approve the 2009-2010 Salary Schedules as presented for the following: Certified Salary Schedule Index; Supplemental Salary Schedules for Academics; Supplemental Salary Schedule for Athletics; Administrative Additive Schedule for Administrative and Supervisory Personnel; Substitute Teacher Salary Schedule; and Student Workers Salary Schedule. Instruct the the Superintendent to submit these salary schedules to the Kentucky Department of Education and the Kentucky Teachers' Retirement System. The motion carried with a vote of 5 to 0.

26. Resolution of Board of Education of Fayette County, Kentucky, Relating to the Issuance of Fayette County School District Finance Corporation School Building Revenue Bonds, Series 2009

A motion was made by John Price and seconded by Melissa Bacon, to adopt the resolution of the Board of Education related to issuance of Fayette School District Finance Corporation Building Revenue Bond, Series 2009. The motion carried with a vote of 5 to 0.

27. Monthly Financial Report

Rodney Jackson:

- Net revenue over expenses is approximately \$75,146,138.49 – approximately 90% revenue received.
- Expenses are approximately 66% - 1% higher than at the same time last year.

A motion was made by Kirk Tinsley and seconded by Melissa Bacon, to accept the Monthly Treasurer's Report of Revenue/Expense reports as presented to the Board. The motion carried with a vote of 5 to 0.

L. Informational Items

1. Personnel Changes – No discussion
2. Board Policy Revision – 1st reading
Stu Silberman – Change recommended as part of the Scholastic Review.

M. Oral Communications

1. **Public Comments** - None
2. **Board Requests** – None
3. **Other Business**
 - a. **Board**
 - b. **Staff**

06565

N. Motion Making Agenda Part of the Official Board Minutes

A motion was made by John Price seconded by Melissa Bacon, to make the agenda dated May 21, 2009 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 Melissa Bacon and seconded by Kirk Tinsley, to go into closed session at 8:10 p.m. to discuss acquisition or sale of real property pursuant to KRS 61.810(1)(b) and to discuss proposed or pending litigation pursuant to KRS 61.810(1)(c). The motion carried with a vote of 5 to 0.

P. Open Session

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

Q. Adjournment

A motion was made by Melissa Bacon and seconded by Kirk Tinsley to adjourn the meeting at 8:32 p.m. The motion carried with a vote of 5 to 0.

CHAIR

SECRETARY