

**RECORD OF BOARD PROCEEDINGS
(MINUTES)
Regular Board Meeting
June 22, 2009**

The Fayette County Board of Education met at 701 East Main Street, Lexington, KY at 6:00 p.m. on the 22nd day of June 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, Kathy Dykes, Vince Mattox, Mike McKenzie, 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

Kirk Tinsley led the pledge and read the Board Mission Statement.

F. Approval of Agenda

A motion was made by John Price and seconded by Amanda Ferguson, 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. Student Performance

a. Andy Du, Athens-Chilesburg: Pianist

Andy is a third grader from Athens-Chilesburg Elementary performed several piano compositions.

2. Recognitions

a. Nathaniel Patch: Piano Competition Winner

Andy Du won second place at the Nathaniel Patch Piano Competition and also took home first place at the Kentucky Music Teachers Association's annual state competition held last fall. For three years in a row Andy has received Superior ratings in Piano solo at the National Federation of Music Clubs Festival.

b. Young Writers and Illustrators Contest Winners

Morgan Stewart, a third grader from Maxwell Spanish Immersion Elementary School, won first place for her book, "Once in a Blue Moon." Max Stacey, a third grader from Ashland Elementary, won second place for his book, "Attack of the Dino Aliens."

c. State World Language Festival Winners

Crawford Middle School – Placed first in the Chorus portion of the competition.

Audrey Shofner, first place in Art; **Raquel Jaimes**, first place in Listening and Dialogue and second place in Oral Proficiency; **Sara Linn**, first place in Listening, Oral Proficiency, Reading, Writing and Dialogue; **Briana Gochett**, first place in Listening and Dialogue and second place in Writing; **Carlos Villezcas**, first place in Listening and second place in Oral Proficiency and Reading; **William Tibbs**, first place in Oral Proficiency and Dialogue; **Ashlynn Kersey**, second place in Reading and Dialogue; **Delana Fessenden**, second place in Dialogue

Lexington Traditional Magnet School

Alex Gray, second place in Art; **Madison Copher**, first place in Individual Project; **Lyric Grimes**, second place in Individual Project

Jessie Clark Middle – Named overall winner in the Japanese portion of the competition.

Zane Barnett, first place in Oral Proficiency and second in Reading; **Zoe Graff**, first place in Reading and Writing; **Kody Arvin**, second place in writing

Lafayette High School – Placed second in the French part of the portion of the competition.

Pooja Patil, second place in Listening; **Lewis Caballero**, first place in Oral Proficiency; **Neil Horsley**, second place in Listening and Writing; **Rebecca Hirz**, first place in Oral Proficiency and Reading Proficiency and second place in Writing; **Catherine Christian**, second place in Oral Proficiency

Lafayette High School – Placed first in the Chorus portion of the competition and the following winners in the Spanish portion.

Katherine Spears, second place in Art; **Kirby Sowder**, first place in Reading; **Shatila Zaman**, second place in Writing; **Natalie Drucker**, second place in Dialogue; **Luke Hansen**, second place in Dialogue

Bryan Station High School – Second place overall in the Spanish portion of the event and second place in the Drama portion.

Stephen Parsons and Elliott Rushing, first place in Group Project; **Laura Edwins**, first place in Listening; **Keemia Abad and Logan Jackson**, second place in Listening; **Lucy Arthur-Paratley**, first place in Oral Proficiency; **Clair Schaub**, first place in Reading; **Claire Henckel**, second place in Reading; **Sojourner Gleeson and Thomas White**, second place in Dialogue; **Marylynne Anderson-Cooper**, first place in Dialogue; **Marjorie Amon**, second place in Recitation. French – **Nasar Allhassania** and **Cody Edwards**, second place in Group Project.

Henry Clay High School:

French -

Le Zhang, first place in Listening; **Miguel Andrades**, second place in Reading Proficiency; **Rae Staben**, second place in Dialogue

Spanish –

Helen Sauer, second place in Individual Project; **Connor Callaway**, second place in Listening; **Faina Matveeva and Corban Coffman**, first place in Reading; **Alexandria Ingram**, second place in Reading.

Paul Laurence Dunbar:

French –

Vanya Bistrekova, second place in Writing; **Melissa Stravitz**, first place in Writing; **Grace Tsai**, first place in Recitation.

Spanish -

Darshali Vyas, first place in Reading; **Lawrence Rogers**, second place in Recitation.

d. The National Spanish Exam Winners

The National Spanish Examination is a standardized assessment tool given to students to measure proficiency and achievement in Spanish.

Henry Clay High School had five students to receive certificates. **Ethan Golding** received gold certificates in level four for scoring in the top five percent nationally. **April Dodd** received a gold certificate putting her first in the state and **Rachel Loeff** received a silver certificate, placing her second in the state. In the bilingual category, **Jose' Martin** placed first in the state and received a gold certificate and **Maite Perez** received the silver, putting her second in the state.

e. Paul Laurence Dunbar Champion Academic Team

The academic team from Paul Laurence Dunbar High School has won more state championships than any other school in the state and the tradition continued with its winning of the 2009 State Governor's Cup Title. The team is ranks 17th nationally.

f. Nursing Excellence Award Winners

Pam Jayne, the school nurse at Garden Springs and Meadowthorpe Elementary schools and Michelle Marra, who oversees the 32 public health school nurses working in Fayette County, both received a Nursing Excellence Award presented by a committee of nurses representing hospitals, schools and nursing organizations throughout Kentucky.

g. Kentucky Art Educator of the Year

Paul Thomas, a drama teacher at SCAPA Bluegrass was named the state's Arts Educator of the Year for 2009.

h. Third Quarter Fred Award

A Fred Award is presented to someone who is nominated for going above and beyond to provide excellent customer service. "Fred Sightings" were inspired by the book, "*The Fred Factor*" by Mark Sanborn, about a very service-minded postman named Fred. Monica Horan, the Station Manager at the Liberty Road Station Post Office, presented the Third Quarter Fred Award to Sara Szwilski from Liberty Elementary. She offered a class each Tuesday night for parents to teach them the Spanish that the children were learning in her class.

H. Reports, Communications, Resolutions

A. Superintendent's Reports

a. Millcreek: Closing the Achievement Gap in Kindergarten

A PowerPoint presentation was given regarding the Kindergarten Literacy Program at Millcreek Elementary School. Staff reported on closing the gap in kindergarten. Hard copy of the presentation included with the permanent minutes.

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 - None

3. Resolutions

a. Regarding the Death of Phylliss White

Melissa Bacon read a resolution regarding the death of Phylliss A. White - bus driver.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson to adopt the resolution regarding the death of Phylliss A. White. The motion carried 5 to 0.

I. Approval of Routine Matters

1. *Approval of the Agenda Planning Meeting Minutes of May 11, 2009*
2. *Approval of the Regular Board Meeting Minutes of May 21, 2009*
3. *Approval of the Special Meeting Minutes of May 28, 2009*

A motion was made by Kirk Tinsley and seconded by John 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 Melissa Bacon and seconded by John Price, to approve the items on the consent section of the agenda including any items added by 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 Early Start Calendar – No discussion**
7. **Continuation of 2008-2010 District Improvement Plan and Planning Assurances - No discussion**
8. **Equity Council Bylaws - No discussion**
9. **2009-2010 Schedule of Regular Board Meetings - No discussion**
10. **Declaration of Surplus and Intent to Sell - No discussion**

K. Approval of Action Items

- 11. Kentucky Department of Education Title 1, Part A Section 1003(G) School Improvement Funds**
Stu Silberman: Discussed at the Planning Meeting on June 8th. Grant is for \$590,000 and will be used at Leestown Middle, Crawford Middle, Tates Creek Middle, Winburn Middle and Bryan Station High School for academic improvement. Will be hiring specialists who will be similar to internal Highly Skilled Educators.

John Price – We will have a way to monitor the progress and effectiveness of these personnel?

Stu Silberman – Right. These will be one year position and their purpose is to help the schools make AYP and close the achievement gaps.

A motion was made by John Price and seconded by Melissa Bacon, to authorize the implementation of the Title I, Part A, Section 1003A(g) School Improvement Funds Grant as recommended by the Superintendent and awarded by the Kentucky Department of Education and create the grant-funded required positions of Instructional Support Specialists, which will sunset with the end of the grant. The motion carried with a vote of 5 to 0.

12. Middle and High School Athletic Guidelines Revisions

Stu Silberman: Reviewed all changes at the Planning Meeting on June 8th.

Melissa Bacon: Please elaborate on any changes in safety procedures.

Don Adkins: All coaches will have to take and pass an online test regarding heat related activities. Heat indexes are taken daily and recorded by our trainers at the site of the team practice. Fayette County has gone beyond the KHSAA requirements and reduced the temperature to start at 93 degrees instead of 94 degrees. At 103 degrees, all activities will stop.

Stu Silberman: We are not required to have the Athletic Trainers that we have, making us above the standards.

Amanda Ferguson: Athletic Trainers are at all practices?

Don Adkins: Correct. There are five trainers for the middle schools and five for the high schools. Trainers will be monitoring the temperature and the humidity which gives the heat index.

Vince Mattox: Trainers will be at the practices, but may not be there initially.

Becky Sagan: Sixth graders will now be allowed to play on the high school teams where that sport is not offered at the middle school level.

Don Adkins: Sixth graders will not be allowed to play at the high school level in football and soccer. Sixth graders can wrestle only at the junior varsity level.

A motion was made by Kirk Tinsley and seconded by Melissa Bacon, to approve the changes to the Middle and High School Athletic Guidelines for the 2009-2010 school year as recommended by staff. The motion carried with a vote of 5 to 0.

13. Annual review of the Statement on Rights and Responsibilities and Student Code of Conduct

Stu Silberman: Reviewed at the Planning Meeting on June 8th.

A motion was made by John Price and seconded by Kirk Tinsley, to waive second reading and adopt the 2009-2010 Statement on Rights and Responsibilities and Student Code of Conduct. The motion carried with a vote of 5 to 0.

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

Becky Sagan: The Financial Corporation is a separate entity from the Board of Education.

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

15. Approval of the Construction Documents and Advertisement for Bids for the Renovation of Henry Clay High School Softball Field BG 09-152

A motion was made by John Price and seconded by Amanda Ferguson, to approve the construction documents and advertisement for bids for the renovation of the Henry Clay High School Girls' Softball Field, 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.

16. Approval of a BG-1 Project Application for the Construction of the Equine/Agriscience Facility
Becky Sagan: The property was acquired at no cost to the District.

A motion was made by Amanda Ferguson and seconded by Melissa Bacon, to approve a BG-1 Project application for the construction of a new 225 student Agriscience education center to be located on Leestown Road in the amount of \$7,225,724 (Seven Million, Two Hundred Twenty-five Thousand, Seven Hundred Twenty-four Dollars), 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.

17. Approval of a BG-1 Project Application for the Renovation of Clays Mill Elementary School

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, to approve a BG-1 Project application for the renovation and addition at Clays Mill Elementary School in the amount of \$13,393,104 (Thirteen Million, Three Hundred Ninety-Three Thousand, One Hundred Four Dollars), 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.

18. Approval of a BG-1 Project Application for the Renovation of Yates Elementary School

A motion was made by John Price and seconded by Kirk Tinsley, to approve a BG-1 Project Application for the renovation and addition at Yates Elementary School in the amount of \$12,029,153 (Twelve Million, Twenty-nine Thousand, One Hundred Three Dollars), 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 BG-1 Project application for the Renovation of Tates Creek Middle School

A motion was made by Melissa Bacon and seconded by John Price, to approve a BG-1 Project application for the renovation and addition at Tates Creek Middle School in the amount of \$20,242,042 (Twenty Million, Two Hundred Forty-two Thousand, Forty-two Dollars), 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.

20. Approval of a Proposed Change Order (No. One) to the Contract for the Renovation at Cassidy Elementary School BG 08-206

A motion was made by Amanda Ferguson and seconded by John Price, to approve the proposed additive Change Order No. One to the contract with D.W. Wilburn, Inc., for the renovation at Cassidy Elementary School in the amount of \$2,878.14 (Two Thousand, Eight Hundred Seventy-eight Dollars and Fourteen Cents) with an equivalent transfer of funds from Object Code 0840 to 0450 and a corresponding transfer of \$274.28 (Two Hundred Seventy-four dollars and Twenty-eight Cents) for design consultant fees from Object Code 0840 to 0336, 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 a Proposed Change Order (No. One) to the Contract for the Renovation at Russell Cave Elementary School BG 09-050

A motion was made by Kirk Tinsley and seconded by Melissa Bacon, to approve the proposed Change Order No. One to the contract with Congleton-Hacker Construction and the Direct Purchase Orders for the renovation of Russell Cave Elementary School, with no cost to be incurred by Fayette County Public Schools, 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.

22. Approval of a Proposed Change Order (No. One) to the Contract for the Adaptive Reuse of 780 Miles Point Way as the New Bus Transportation Facility BG 09-204

A motion was made by John Price and seconded by Amanda Ferguson, to approve the proposed additive Change Order No. One to the contract with James R. Leake and Son for the adaptive reuse of 780 Miles Point Way as the new bus transportation facility in the amount of \$3,929.57 (Three Thousand Nine Hundred Twenty-nine Dollars and Fifty-Seven Cents, with an equivalent transfer of funds from Object Code 0840 to 0450, and a corresponding transfer of \$416.60 (Four Hundred Sixteen Dollars and Sixty Cents) for design consultant fees from Object Code 0840 to 0336, 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.

23. Approval of Bid, Proposed Contract, and a Revision to the BG-1 Project Application for the Roof Replacement at Veterans Park Elementary School

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, to accept the base bid as submitted by Intech Construction, LLC, approve the proposed contract in the amount of \$948,990 (Nine Hundred Forty-eight Thousand Nine Hundred Ninety Dollars), and approve a revision to the BG-1 Project Application for a total of \$1,089,079 (One Million Eighty-nine Thousand Seventy-nine Dollars), for the roof replacement at Veterans Park Elementary School, 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.

24. Evaluation of Superintendent and Contract Extension (Evaluation summary included in the Regular Meeting Agenda.)

Becky Sagan:

- By law the Superintendent is evaluated annually.
- Evaluation includes general performance: Leadership, Management, Policy and Governance, Communication, Board Relations, Community Relations, District Goals and Planning and Professional Standards. The Board has said that in each of these areas Stu meets expectations, which was the top choice. In most of these areas he exceeds expectations.

- The Board is very pleased with his leadership and management.
- Examples of his management:
 - Budget – Employees are receiving a 3% raise vs. a 1% in most all other districts.
 - District bond rating has been raised.
- Stu is a model of professional standards in everything he does.
- Evaluation Objectives – Met expectations in all four objectives.
 - Middle School and High School Focus** – Many areas were targeted and progress has been made. Board acknowledges that we are still not where we need to be in this area, but Stu has met or exceeded in this area.
 - Using and Increasing Technology** – The use of technology has increased dramatically. Student achievement and technology have been linked together.
 - Facilities Plan** – Plan is on target.
 - Alternative Ways of Students Learning** – Agriscience program, learning center starting in August, two Spanish Immersion tracks at the elementary level.
- Board is very pleased with Stu’s leadership.
- Stu promotes high expectations for teaching and learning in FCPS.
- Scholastic audit performed by the state was the highest scores ever received in Kentucky.

John Price – Great job - keep up the good work and we are glad that you have honored your commitment to us as we know you have had several other job offers.

Becky Sagan – Board is extending Stu’s contract to the year 2013.

A motion was made by John Price and seconded by Melissa Bacon, to approve the Superintendent’s evaluation as presented by the Board Chair and amend the existing contract of employment with the superintendent to permit extension for a period of any year upon majority vote of the Board. The motion carried with a vote of 5 to 0.

Stu Silberman – Thanks to the board members for their work because without their great work, the things that are happening in the district would not be happening. Also thanked all staff members. We are blessed to have great people in our district and the kids are the beneficiaries

27. Monthly Financial Report

Rodney Jackson:

- Net revenue over expenses, \$70,161,477.99 – approximately 95% revenue received.
- Expenses year to date are approximately 73.6% - 1.2% higher than at the same time last year.
- No June report due to closing out the year – two reports in July.

A motion was made by Melissa Bacon and seconded by Kirk Tinsley, 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. Facility Usage Hourly Rate Schedule for School Year 2009-2010 – No discussion
3. Update #32 – Board Policy Revisions – 1st Reading – No discussion

M. Oral Communications

1. **Public Comments** - None

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

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 June 22, 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 John Price, to go into closed session at 7:48 p.m. to discuss acquisition or sale of real property pursuant to KRS 61.810(1)(b), 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.

A motion was made by John Price and seconded by Kirk Tinsley to accept the evaluation of Brenda Allen, Board Attorney, with comments as presented. The motion carried with a vote of 5 to 0.

P. Open Session

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

Q. Adjournment

A motion was made by Kirk Tinsley and seconded by John Price, to adjourn the meeting at 9:10 p.m. The motion carried with a vote of 5 to 0.

CHAIR

SECRETARY