

**RECORD OF BOARD PROCEEDINGS
(MINUTES)
Regular Board Meeting
January 28, 2008**

The Fayette County Board of Education met at 701 East Main Street, Lexington, KY at 6:00 p.m. on the 28th day of January 2008, with the following members present: (1) Becky Sagan, (2) John Price (2) Melissa Bacon, and (4) Amanda Ferguson

Staff Members Present for Regular Meeting

Mary Wright, Mike Burke, Carmen Coleman, Michael Ernst, Fabio Zuluaga, Brenda Allen, Melodee Parker, Scott Hawkins, Julie Hawkins, Jack Hayes, Vince Mattox, Rodney Jackson

A. Call to Order

Becky Sagan, Vice-Chair called the Regular Board Meeting to order at 6:01 p.m.

B. Roll Call

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

C. Extended Welcome to Guests

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

D. Moment of Silence

E. Pledge of Allegiance, Mission Statement

Melissa Bacon led the pledge and read the Board Mission Statement.

F. Approval of Agenda

A motion was made by John Price 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 4 to 0.

G. Introductions, Student Performance and Recognitions

1. Introductions

Becky Sagan introduced the teacher and student representatives for the January 28th meeting.

- a. Student Representative: Paul Sutton, Southside Technical Center
- b. Teacher Representative: Katie Fielding, Tates Creek Middle School

2. Student Performance

a. Tates Creek Middle School Band

The Tates Creek Middle School Band is made up of 60 seventh and eighth graders. Eighteen students were recently selected for the Fayette County Middle School Honors Band. In May of last year the band received a superior rating, which is the highest rating available at the Music in the Parks Concert Band Festival.

06311

3. **Recognitions**

a. **Austin Booth, Athens-Chilesburg Elementary, Winner of State “Martin Luther King, Jr.” Essay Contest**

Austin Booth won first place in the Martin Luther King, Jr. Essay Contest. His essay was entitled “Dr. King’s Words.”

b. **Kim Lewis, Katie Mustian, Chase Satterwite, Katie Sink, Bonnie Stuck and Douglas Waterbury-Tieman, SCAPA at Lafayette, First Place at the Kentucky Theatre Association’s One Act Play Competition**

Kim Lewis, Katie Mustian, Chase Satterwhite, Katie Sink, Bonnie Stuck and Douglas Waterburg-Tieman took first place in the One Act Play Competition for their performance of *Lovers*.

c. **Girls Soccer Team, Bryan Station High School, First in the State Academically**

Last year’s Bryan Station High School girls’ soccer team had a team GPA of 4.17. The team also ranked 7th in the nation. This award was presented by the National Soccer Coaches Association of America.

d. **Lafayette High School, Second Place, Kentucky Music Educators Association State Band Championship**

Lafayette High School Marching Band placed second in this year’s KMEA competition. Since 1990 they have won this competition in Class 4A and Class 5A fourteen times.

e. **Katie Sullivan, Morton Middle School, State Building Assessment Coordinator of the Year**

Katie Sullivan is the first to receive the State Building Assessment Coordinator of the year award from the Kentucky Association for Assessment Coordinators.

f. **Annalee Abell and Gwen Rucker, Henry Clay High School**

Annalee Abell and Gwen Rucker were named to the Kentucky Volleyball Coach’s Association All State First Team for 2007. This honor is voted on by volleyball coaches from across the state.

g. **National Certified Teachers**

National Board Certification is the most prestigious credential a teacher can earn. It is a voluntary assessment program designed to recognize and reward great teachers. The following teachers now have National Board Certification:

Heidi Anderson – Paul Laurence Dunbar High School
Renee Boss – Bryan Station High School
Jennifer Cook – Clays Mill Elementary School
Valerie Cornett – Linlee Elementary School
Jennifer Cox – Garden Springs Elementary School
Becky Fritz – James Lane Allen Elementary
Sarah Garrison – Johnson Elementary
Cheryl Irwin – Tates Creek High School
Rebecca Johnson – Bryan Station High School
Susie Jolliffe – Lafayette High School
Susan Jones – Breckinridge Elementary
Amber McClellan – Garden Springs Elementary School
Phyllis Schlich – Tates Creek High School
Barb Willet – Linlee Elementary School
Michelle Peck Williams – Paul Laurence Dunbar High School

h. **Observance of School Board Member Recognition Month**

Stu Silberman – Gave recognition to the Board Members for all of their hard work. The Fayette County Public Schools is blessed to have such a high caliber of Board members. As a group, believe that this is the best Board FCPS has ever had. These Board members are dedicated to providing a world class education for every student in FCPS.

A video greeting from Mayor Jim Newberry was shown in recognition of all the hard work of the Board members. He read a proclamation expressing appreciation from the entire community.

Stu Silberman – Expressed appreciation for the willingness of the Mayor to work with our school district for the betterment of our students.

Betty Rhodes, President of FCEA – Expressed appreciation for all the work and time that the Board members put in. Board members were presented with a token of appreciation on behalf of the teachers and support staff of FCEA. Board members were also presented with a valentine from students at Squires Elementary who participate in Ms. Guffey’s “peace by piece” scrapbook club.

Stu Silberman – Board members were presented a dinner before the Board meeting by the 16th district PTA. This PTA district is one of the most active districts in the US.

Tina Moorhead – Gave her appreciation to the Board members for their dedication to FCPS. Has never seen this Board make a decision that they personally weren’t aware of every person who was involved and who it was going to affect.

Stu Silberman – Expressed his thanks to all the PTAs in the 16th District for all they do for the district.

Bob Quick, Commerce Lexington – Expressed his appreciation to the Board members. Expressed that he has never worked with another school board that is as top notch, world class, as this Board is. This Board does not dodge the hard decisions. From the business community, thank you for your dedication to the students. Board members were presented with a token of appreciation.

Stu Silberman – The theme for this year for the Board recognition is *All on Board and on the Right Track*. Our schools are full steam ahead.

Becky Sagan – Thanked everyone for the box engines full of goodies from the schools. The schools sent items from their school to the Board members. The Board members enjoy getting out into the schools, showing support to the schools and this is done as a labor of love. We are servants of the community and we thank you for the honor.

H. **Reports, Communications, Resolutions**

A. **Superintendent’s Reports**

a. **Fayette Technical Centers: Brighter Futures Through Better Education**

Jim Hardin - Southside Technical Center – Last year through the Perkins Performance Indicators we were able to secure a Tech-prep Funding Grant which is allowing us to promote career and technical education. We do not encourage students to just go to the world of work, but encourage them to get a post secondary education. A very professionally published promotional packet was presented to the Board members that will be used for promoting the technical schools and bring awareness that career and technical education is not yesterday’s vocational education and that both of our technical schools are a high step above this. Our website is going under the name of Fayette Technical Centers. Both technical schools are working together for what is best for the students and not competing against each other.

06313

Paul Sutton from Southside Technical Center and Daniel Moore from Eastside Technical Center spoke regarding their experiences at the technical centers.

Joe Norman – Eastside Technical School – Thanked the Board and support staff for everything that is done for the staff and students.

Becky Sagan – Had the opportunity to spend some time in the homeland security room and auto collision room and the community needs to know what jewels we have with our technical centers. Encouraged everyone to go see the technical centers. We are offering many programs to advance our students.

John Price – Thanked the students who presented for letting the Board members hear about the benefits of what is going on in the schools.

Stu Silberman – It has often been said that our technical centers are the best kept secrets. The new promotion will get the word out to the community.

b. Nutrition and Physical Activity Report Recommendation – Written Report

Stu Silberman – Report was presented and reviewed at the planning meeting. – no further questions.

c. Support Services Position Control Document – No discussion

d. Monthly Construction Report – No discussion

2. Remarks by Citizens

Betty Rhodes – Spoke in regard to the staffing policy. Expressed support of the policy from many people. Requested that the Board stay watchful and mindful of this policy for equity purposes.

I. Approval of Routine Matters

1. *Approval of the Agenda Planning Meeting Minutes of December 3, 2007*
2. *Approval of the Confidential Minutes of December 3, 2007*
3. *Approval of the Special Meeting Minutes of December 11, 2007*
4. *Approval of the Regular Board Meeting Minutes of December 17, 2007*
5. *Approval of the Special Meeting Minutes of December 18, 2007*

A motion was made by Melissa Bacon and seconded by John Price, to approve the minutes. The motion carried with a vote of 4 to 0.

J. Approval of Consent Items

a. *A motion was made by John Price and seconded by Melissa Bacon, to approve the items on the consent calendar including any items added by addendum. The motion carried with a vote of 4 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. **Request for a Shortened School Day** – No discussion
7. **2008-2008 Schedule of Regular Board Meetings** – No discussion
8. **New Family Resource Youth Services Center Proposals Assurances Approval** – No discussion

9. **Approval of Encroachment Agreement with Windstream Kentucky East, Inc for 460 and 461 Springhill Drive Property** – No discussion
10. **Approval of Encroachment Agreement with Insight Communications for 460 and 461 Springhill Drive Property** – No discussion

K. Approval of Action Items

11. Approval of 2008-2010 District Improvement Plan (DIP)

Jack Hayes – DIP was reviewed at the planning meeting. This plan is technically a new plan because we are required to revise our plan every two years. A lot of growth came out of the last plan. The new plan does not include the 2020 Vision components. The Board will receive the 2020 Vision report in February. 100% of our schools have bully prevention programs. Language in the DIP has been changed to indicate that these programs and the data will be monitored.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve the 2008-2010 District Improvement Plan (DIP) as presented. The motion carried with a vote of 4 to 0.

12. Approval of Equity Council's Recommended Fayette County Public School's Re-entry Panel Proposal

Stu Silberman – Questions from the last meeting have been answered and sent to the board members.

Becky Sagan – Expressed appreciation to the equity council for looking at this situation and helping us come up with a policy and procedure to make sure that it is about kids. When the kids come back into the system we need to make sure that we are doing what is best for them.

John Price – This may not be the perfect process, but is a significant improvement over what we have had in the past and as we do with all things in FCPS, if we need to tweak the plan, we will.

A motion was made by John Price and seconded by Melissa Bacon, to approve the Equity Council's recommended Fayette County Public School Re-entry Panel Proposal. The motion carried with a vote of 4 to 0.

13. Rescission of Payment in Lieu of Taxes (Pilot) Agreement with Lexington-Fayette Urban County Government and BP Shelbourne, LLC

Stu – The same amount of taxes will be received.

A motion was made by Amanda Ferguson and seconded by Melissa Bacon, to approve rescind the PILOT Agreement with the Lexington-Fayette Urban County Government and BP Shelbourne, LLC. The motion carried with a vote of 4 to 0.

14. Approval of the Owner Architect Agreement for the Meadowthorpe Elementary School Rooftop Unit Replacement Project BG 07-270

Mary Wright – Recommending use of Shroul Tate Wilson Engineers for replacement of the rooftop unit at Meadowthorpe. The unit may have problems before we get to a full renovation and we plan to locate this unit to another location.

A motion was made by John Price and seconded by Melissa Bacon, to approve the Owner Architect Agreement with Shroul Tate Wilson Engineers 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 4:160. The motion carried with a vote of 4 to 0.

15. Approval of Design Consultant for Roof and HVAC Component Replacement at Veterans Park Elementary

Mary Wright – Revised agenda item was provided to the Board members and includes the estimated cost to do some evaluation and testing and an expectation for a proposal of how to resolve some of the issues.

Becky Sagan – We have talked about this many times and this is what has been recommended as a way to help solve the problems there?

Mary Wright – What is being recommended is that we use some teams that specialize in this work. They will look at some of the testing and analysis that has been done. They will bring in their expertise so that we can determine what our issues truly are related to both the HVAC and the roof.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve Wiss, Janney, Elstner Associates, Inc. as the consultant to analyze the problems and make recommendations for resolving problems related to the roof and HVAC components at Veterans Park Elementary, for an estimated cost of \$112,700, 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 4 to 0.

16. Approval of Design Consultant and BG-1 Project Application for the Renovation of Arlington Elementary School

Mary Wright - Several renovations that are on our current Facilities Plan are being brought to the Board for approval. Seeking approval of the BG1s and architects.

A motion was made by John Price and seconded by Amanda Ferguson, to approve a BG-1 Project Application for the renovation and addition at Arlington Elementary in the amount of \$10,155,613 and Ross-Tarrant Architects as the design consultant, 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 4 to 0.

17. Approval of Design Consultant and BG-1 Project Application for the Renovation of Cassidy Elementary School

A motion was made by Amanda Ferguson and seconded by John Price, to approve a BG-1 Project Application for the renovation and addition at Cassidy Elementary in the amount of \$8,645,500, and Tate Hill Jacobs Architects as the design consultant, 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 4 to 0.

18. Approval of Design Consultant and BG-1 Project Application for the Renovation of Russell Cave Elementary School

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve a BG-1 Project Application for the renovation and addition at Russell Cave Elementary in the amount of \$5,809,400 and Pearson Peters Architects as the design consultant, 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 4 to 0.

19. Approval of Design Consultant and BG-1 Project Application for the Renovation of Bryan Station Middle School

A motion was made by John Price and seconded by Melissa Bacon, to approve a BG-1 Project Application for the renovation and addition at Bryan Station Middle in the amount of \$15,715,600 and Clotfelter-Samokar Architects as the design consultant, 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 4 to 0.

20. Approval of Design Consultant and BG-1 Project Application for the Renovation of Leestown Middle School

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve a BG-1 Project Application for the renovation and addition at Leestown Middle in the amount of \$14,707,400 and Lucas-Schwering Architects as the design consultant, 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 4 to 0.

Stu Silberman – These projects are the result of our community coming together allowing the district to proceed and we thank them. Some of these projects have been on the Facilities Plan for a long time. Also, thanked the Board for voting to move in this direction.

21. Approval of a Proposed Change Order (No. Nine) to the Contract for the New Construction at Bryan Station High School BG 03-415

Mary Wright – This item is in response to a requirement identified by the Fire Marshall for address numbers on the outside of the building.

A motion was made by Amanda Ferguson and seconded by Melissa Bacon, to approve the proposed additive Change Order No. Nine from the contract with D.W. Wilburn, Inc., for the new construction at Bryan Station High School in the amount of \$2,532.47, with an equivalent transfer of funds from Object code 0840 to 0450 and no transfer of funds 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 4 to 0.

22. Approval of a Proposed Change Order (No. Three) to the Contract for the New Construction at Liberty Elementary School BG 06-045

Mary Wright – This item is related to unforeseen conditions or conflicts during the efforts to coordinate with LFUCG on the construction of their bridge and moving the sanitary sewer. Also, there was a building code requirement that needed to be responded to.

A motion was made by John Price and seconded by Melissa Bacon, to approve the proposed additive Change Order No. Three to the contract with D. W. Wilburn, Inc., for the new construction at Liberty Elementary School in the amount of \$24,100.36, with an equivalent transfer of funds from Object Code 0840 to 0450, a corresponding transfer of \$1,253.22 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 4 to 0.

06317

23. Approval of Funding Assistance School Facilities Construction Commission Annual Bond Debt Service

Mary Wright – This money will go toward the annual bond debt service.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to approve acceptance of the offer of assistance extended by the School Facilities Construction Commission for \$202,652 annual debt service on bonds to be sold for proposed construction or major renovation of facilities outlined in the approved District Facilities Plan, subject to the approval of the Kentucky Department of Education, Division of Facilities Management, per the provisions of 750 KAR 1:010. The motion carried with a vote of 4 to 0.

24. Board Policy Review and Revision – 2nd Reading

Stu Silberman – This is the second and final reading and the Board has seen this policy four times.

The change being requested is to remove the requirement that a teacher notify us by January 31st that they are planning on a voluntary transfer.

A motion was made by John Price and seconded by Melissa Bacon, to approve the change in the Transfer (certified personnel) policy. The motion carried with a vote of 4 to 0.

25. Monthly Financial Report

Rodney Jackson presented the following financial report.

- Report includes the audited figures. KDE has received and reviewed the annual audit.
- Our ad-valorem taxes, which include property taxes, are on pace to meet budgeted projections after a slow start because of timing of payments.
- The economy is providing some changes in relation to interest revenue. Last year the interest rate was very consistent. The changes to the fed rate have required us to analyze the effect on our budget related to this area. We will continue to monitor this revenue source along with the others via our trend analysis review. We also have invested some funds to mitigate this risk.
- Overall November's revenue and expenses are in line with previous years.

John Price – The utility taxes are 31%. Are they seasonal?

Rodney Jackson – We have trend data for ten years that is used for comparison.

A motion was made by Melissa Bacon and seconded by Amanda Ferguson, to accept Monthly Treasurer's Report of Revenue/Expense reports as presented to the Board. The motion carried with a vote of 4 to 0.

L. Informational Items

1. Personnel Changes – No discussion
2. School Staffing Policy – Administrative Procedures Revisions

M. Oral Communications

1. **Public Comments**
2. **Board Requests** – None

3. Other Business

a. Board
Discussion of Board Work

c. Staff

Becky Sagan – Thanked everyone for their outpouring of support for the Board and stated that they are servants of the community and believe it is about the kids. The Board is a good team. Pointed out to parents that this is the time of year when schedules are being completed and encouraged parents to be involved with their child in this process. FCPS is a very high achieving districting and has many options for our high school students. Parents need to make sure that their student is taking advantage of everything.

Stu Silberman – Parents also need to check with their kids to make sure that they are working on the ILPs and to be involved with this process.

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 January 28, 2008, 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 4 to 0.

Closed Session

A motion was made by Amanda Ferguson and seconded by Melissa Bacon, to go into closed session at 7:43 p.m. to discuss proposed or pending litigation pursuant to KRS 61.810(1)(c). The motion carried with a vote of 4 to 0.

Open Session

A motion was made by John Price and seconded by Melissa Bacon, to reconvene in open session. The motion carried with a vote of 4 to 0.

Adjournment

A motion was made by Melissa Bacon and seconded by John Price to adjourn the meeting at 8:10 p.m. The motion carried with a vote of 4 to 0.

CHAIR

SECRETARY