

VIII.K. Recommendation for Approval to Request a Waiver from the Kentucky Board of Education Related to 702 KAR 4:050 – Building Sites, Inspections, and Approval for the Molina Property at 18th Street and West Broadway

Rationale

KRS 156.160 (2) allows the Kentucky Board of Education to grant waivers to regulations when appropriate justification is submitted in writing.

702 KAR 4:050 Section 4(4)(b) reads in relevant part “The property shall not have easements traversing the site. Easements are allowable along perimeter. Commitments to relocate easement from traversing site to perimeter shall be considered.” The property being donated to Jefferson County Public Schools at 18th Street and West Broadway has a 50’ Sewer and Drainage Easement traversing the property. The easement serves as drainage for storm water. Efforts will be made during design to relocate the drainage easement; however, it may become cost prohibitive. There is space on either side of the easement to construct a new school. There is also a portion of an existing 60’ Public Right of Way that includes a Louisville Gas and Electric Easement, a Louisville Water Company water line, and a Louisville/Jefferson County Metropolitan Sewer District 18” sanitary sewer that traverses through the property. The easement and water/sewer lines are not in an area where the school will be built and are not a factor in design.

Submitted by: Dr. Rob Fulk

Attachment

Attachments

[Request for Waiver - Molina Property](#)

Recommended Motion

Superintendent Martin Pollio recommends that the Board of Education grant approval to request a waiver from the Kentucky Board of Education regarding easements traversing through property being donated to the District.

JEFFERSON COUNTY BOARD OF EDUCATION

July 23, 2024, Board Work Session

VIII. Consent Calendar

- A. Report of Certified Leaves
- B. Report of Personnel Actions
- C. Recommendation for Approval of Organizational Charts and/or Job Descriptions
 - 1. Finance
 - 2. Operations Services
- D. Recommendation for Approval of Field Trips and Receipt of Field Trips Approved by the Superintendent
- E. Recommendation for Approval of the Projects, Assignment of Architects/Engineers, and BG-1 forms
 - 1. Partial Window Replacement at 3901 Atkinson Square Drive
 - 2. Partial Roof Replacement at Ballard High School
 - 3. Boiler Replacement at Breckinridge Metropolitan High School
 - 4. Partial Roof Replacement at Camp Taylor Elementary School
 - 5. Boiler Replacement at Farnsley Middle School
 - 6. Sprinkler System Replacement at Field Elementary School
 - 7. Boiler and Chiller Replacement at Foster Traditional Academy
 - 8. Office Renovations at George Unsel Early Childhood Learning Center
 - 9. Boiler and Chiller Replacement at Hawthorne Elementary School
 - 10. Boiler Replacement at Highland Middle School
 - 11. Boiler and Chiller Replacement at King Elementary School
 - 12. Partial Roof Replacement at Jeffersontown High School
 - 13. Partial Roof Replacement at Knight Middle School
 - 14. Lighting Upgrade at Middletown Elementary School
 - 15. Partial Roof Replacement at Newcomer Academy
 - 16. Switchgear Replacement at Olmsted Academy North
 - 17. Boiler Replacement at Shacklette Elementary School
 - 18. Domestic Water Piping Replacement at Stonestreet Elementary School
 - 19. Boiler Replacement at Thomas Jefferson Middle School
 - 20. Operable Partition Replacement at Various Schools
 - 21. Partial Roof Replacement at Western High School
 - 22. Partial Roof Replacement at Western Middle School
 - 23. Boiler and Water Heater Replacement at Wheeler Elementary School
- F. Recommendation for Approval of BG-1 Forms
 - 1. Phase I HVAC Renovation at Dixie Elementary School
 - 2. Athletic Stadium Renovation at Doss High School
 - 3. Athletic Stadium Renovation at duPont Manual High School
 - 4. Athletic Stadium Renovation at Fern Creek High School
 - 5. Phase I HVAC Renovation at Frayser Elementary School
 - 6. New School Building at Kerrick Elementary School
 - 7. Athletic Stadium Renovation at Louisville Male High School
 - 8. New School Building at Seneca High School
 - 9. Athletic Stadium Renovation at Waggener High School
- G. Recommendation for Approval of Revised BG-1 Form for Parking Lot at Portland Elementary School

- H. Recommendation for Approval of Contract Completion and BG-4 Form for Food Service Phase 41 at Various Schools**
- I. Recommendation for Approval of Project Closeouts and BG-5 Forms**
 - 1. Boiler Replacement at Ballard High School**
 - 2. Boiler Replacement at Bloom Elementary School**
 - 3. Air Handler and Outdoor Air Unit Replacement at C.B. Young Jr. Service Center**
 - 4. Front Entrance Parking at Highland Middle School**
- J. Recommendation for Approval of Construction Change Orders**
- K. Recommendation for Approval to Request a Waiver from the Kentucky Board of Education Related to 702 KAR 4:050 – Building Sites, Inspections, and Approval for the Molina Property at 18th Street and West Broadway**
- L. Recommendation for Approval of Competitive Negotiations, Bid Tabulations, Contract Renewal, and Amendment**
- M. Recommendation for Approval of Professional Services Contracts of \$20,000 or More**
- N. Acceptance of Orders of the Treasurer**
 - 1. Acceptance of Orders of the Treasurer-Invoices**
 - 2. Acceptance of Orders of the Treasurer-Purchase Orders**
 - 3. Acceptance of Orders of the Treasurer-Vouchers**
- O. Acceptance of Monthly Financial Report for Period Ended April 30, 2024**
- P. Recommendation for Approval of General Liability and Educators Legal Liability Insurance Policy Renewal**
- Q. Acceptance of Donations, Grants, and Funding**
 - 1. Acceptance of Donations and Small Grants**
 - 2. Acceptance of Four Grants from WHAS Crusade for Children to Support Exceptional Child Education Programs**
 - 3. Acceptance of Funding from the University of Louisville College of Education and Human Development for Teacher-in-Residence Program**
 - 4. Acceptance of Funding and Approval of Agreement with the University of Louisville for Professional Learning at Westport Middle School**
 - 5. Acceptance of Funding from the Jefferson County Public Education Foundation**
- R. Recommendation for Approval of Agreements**
 - 1. Recommendation for Approval of MOA with Alliance for Young Artists & Writers, Inc.**
 - 2. Recommendation for Approval of Data Privacy Agreement with Carnegie Learning Inc.**
 - 3. Recommendation for Approval of Data Privacy Agreement with Charemtech Labs, LLC.**
 - 4. Recommendation for Approval of Data Sharing Agreement with E&S Bryan / Crystal Reporting Solutions**
 - 5. Recommendation for Approval of MOA with Elizabethtown Community and Technical College for DC**
 - 6. Recommendation for Approval of Amendment to Data Privacy Agreement with ePrep Cert**
 - 7. Recommendation for Approval of MOA with Family Scholar House for Outreach & Student Attendance**
 - 8. Recommendation for Approval of Amendment to Data Privacy Agreement with Flashlight Learning Inc.**
 - 9. Recommendation for Approval of MOA with Greater Louisville Head Start (GLHS)**
 - 10. Recommendation for Approval of Amendment to the Data Privacy Agreement with Imagine Learning**
 - 11. Recommendation for Approval of MOA with Kentucky Refugee Ministries**
 - 12. Recommendation for Approval of Memorandums of Agreement with The Louisville Academy of Music**
 - 13. Recommendation for Approval of Data Privacy Agreement with MakeMusic**
 - 14. Recommendation for Approval of Amendment to Data Privacy Agreement with Northwest Education**
 - 15. Recommendation for Approval of MOA with Ohio Valley Educational Cooperative (OVEC)**
 - 16. Recommendation for Approval of Amendment to Data Privacy Agreement with Otus LLC**

17. Recommendation for Approval of Amendment to Data Privacy Agreement with PowerSchool SchoolChat
18. Recommendation for Approval of Amendment to Data Privacy Agreement with ProSource
19. Recommendation for Approval of MOA with Society for Prevention of Aggressiveness and Violence among Adolescents (SPAVA)
20. Recommendation for Approval of Amendment to MOA with Spalding University
21. Recommendation for Approval of MOA with Spalding University for Dual Credit
22. Recommendation for Approval of MOA with the University of Kentucky for Next Generation Leadership Academy
23. Recommendation for Approval of MOA with Visually Impaired Preschool Services (VIPS)
24. Recommendation for Approval of MOA with Volunteers of America
25. Recommendation for Approval of MOA with Western Kentucky University for Dual Credit
26. Recommendation for Approval of MOA Ohio Valley Educational Cooperative to Contract with Magnify Learning
- ~~27. WITHDRAWN: Recommendation for Approval of User Agreement and Data Privacy Addendum with Gradient Learning~~
28. Recommendation for Approval of Memorandum of Agreement with the Teamsters Local 783 - Collective Bargaining Agreement
29. Recommendation for Approval of Data Privacy Agreement with NCS Pearson Corporation
30. Recommendation for Approval of MOA with Boys & Girls Club of Kentuckiana
31. Recommendation for Approval of Data Privacy Agreement with PaymentWorks
32. Recommendation for Approval of Amendment to Data Privacy Agreement with Savvas
33. Recommendation for Approval of Amendment to Data Privacy Agreement with Kiddom
- S. Recommendation for Approval of 2024-25 Schoolwide Fundraising Activities
- T. Approval of the 2023-2024 Final Board Summative Evaluation of Superintendent Marty Pollio
- U. Recommendation to Receive Board Policy for First Reading
- V. Adoption of Board Policies – 2024 Annual KSBA Board Policy Update (2nd Reading)

Order #2024-97 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the July 23, 2024, Consent Agenda. The recommendation passed with a motion by Mr. James Craig and a second by Mrs. Linda Duncan.

Certified to be true copies of business adopted by the Board of Education of Jefferson County, Kentucky on the 23rd day of July 2024, and are on record in the Official Minute books of said Board.



Angie Gilpin
Assistant Secretary to the Board