



JEFFERSON COUNTY BOARD OF EDUCATION

Minutes of Regular Meeting of September 27, 2016

Regular Meeting of the Jefferson County Board of Education held at VanHoose Education Center, Stewart Auditorium, Louisville, Kentucky, on Tuesday, September 27, 2016, at 7 p.m.

BOARD MEMBERS PRESENT:

Chair David A. Jones, Jr.
Mr. Chris Brady
Mr. Chuck Haddaway
Dr. Lisa Willner

Vice-Chair Diane Porter
Mrs. Linda Duncan
Mrs. Stephanie Horne

Chuck Haddaway was not present for the Work Session.

STAFF MEMBERS PRESENT:

Superintendent Donna M. Hargens, Ed.D.
Francis J. Mellen, Jr., Wyatt Tarrant & Combs LLP
Angie Gilpin, Assistant Secretary to the Board

WORK SESSIONS

5 p.m. Work Session: Magnet Steering Committee Presentation
6 p.m. Dinner with LIFT JCPS Superintendent's Student Advisory Council

REGULAR MEETING Regular Meeting

Chair Jones called the September 27, 2016, Regular Meeting of the Board of Education to order at 7:05 p.m. The meeting began with a traditional moment of silence, the Pledge of Allegiance, and the Vision Statement.

III. Recognitions and Resolutions

- A.** Recognition of Farmer Elementary School Teacher Gina Kimery, Presidential Award for Excellence in Mathematics and Science Teaching Recipient
- B.** Recognition of Knight Middle School Teacher Kimberly Wagner for Her Heroic Act
- C.** Adoption of Resolution in Support of Safe and Inclusive Schools for LGBTQ People

Chair Jones congratulated board member Chris Brady for his successful completion of Level IV within the Kentucky School Board Association Academy of Studies. Mr. Brady was presented with a certificate and pin.

Order #2016-158 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education receive the recognitions for September 27, 2016, passed with a motion by Dr. Lisa Willner and a second by Ms. Diane Porter.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

Order #2016-159 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education adopt the attached resolution in support of safe and inclusive schools for LGBTQ people passed with a motion by Mrs. Stephanie Horne and a second by Mr. Chris Brady.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

IV. Approval of Meeting Agenda

Order #2016-160 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education approve the agenda for September 27, 2016, passed with a motion by Mrs. Stephanie Horne and a second by Mr. David A. Jones Jr.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

V. Approval of Minutes of Previous Meeting

Order #2016-161 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education approve the minutes of the September 13, 2016, regular meeting passed with a motion by Ms. Diane Porter and a second by Mrs. Stephanie Horne.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

VI. Superintendent's Report

Superintendent Donna Hargens shared comments related to the Magnet Review Committee; the LGBTQ Committee; the salary structure; Kentucky's Accountability System; and the JCPS District of Innovation Plan. She stated that there will be a School of Innovation report coming to the Board soon. She ended her report by recommending for approval the consent agenda later in the meeting.

VII. Action Items

VII.A. Election of Board Member to Serve on the Local Planning Committee

Chair Jones recommended and motioned for Board Member Chuck Haddaway to serve on the Local Planning Committee. Mrs. Horne stated that she would be very interested in serving on the committee and motioned to amend the recommendation.

Order #2016-162 - Motion to Amend Failed: To amend the motion from: "Board Chair David A. Jones Jr. recommends the Board of Education elect Board Member Chuck Haddaway to serve on the Local Planning Committee" to: "A motion that the Board of Education elect Board Member Stephanie Horne to serve on the Local Planning Committee" failed with a motion by Mrs. Stephanie Horne and a second by Mrs. Linda Duncan.

Mr. Chris Brady	Abstain	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	No	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	No	Ms. Diane Porter	No
Dr. Lisa Willner	No		

Order #2016-163 - Motion Passed: Board Chair David A. Jones Jr. recommends the Board of Education elect Board Member Chuck Haddaway to serve on the Local Planning Committee passed with a motion by Mr. David A. Jones Jr. and a second by Ms. Diane Porter.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	No
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

VII.B. Approval of the Working Budget for Fiscal Year 2016–17

Dr. Hargens introduced this item by stating that the working budget is the third document; the first was the draft, the second was tentative, and now the working. The working budget is the spending plan for 2016–17. She then stated that Agenda Item IX.U is the approval of salary schedules for 2016–17, which is the manner in which the Board sets compensation.

Chief Business Officer Tom Hudson, Chief Financial Officer Cordelia Hardin, and John Collopy, director Financial Planning and Management, came forward to present this item. Each Board member had an opportunity to ask clarifying questions.

Dr. Willner stated that she feels reluctant to approve a working budget that has programs which may or may not be helping our kids. She does not have enough information and needs evidence the Board should continue to support all the programs in JCPS.

Mrs. Horne stated that pretty much every school in her district was cut \$20 per child for funding, they are also suffering a 10 percent cut on their add-on, and a loss of Section Seven funding. She stated that there are hundreds of free and reduced lunch students in district 3 and she is very concerned that they are not going to be able to serve those children in need long-term. She stated that she can't support this budget; if they have the money, then they should bring back the \$20 per child funding.

Mr. Hudson stated that they are not prepared to talk intelligently about Mrs. Horne's concerns tonight, but they could discuss it in the future.

Ms. Hardin discussed a Fuel Bid that is out on the market which is due tomorrow. Right now, they are paying \$2.35 per gallon at about 1.9 million gallons per year. She stated that if they look at the market today, they are looking at about \$1.95 per gallon; the problem is, the bid won't be able to come to the Board for an award until the next Board meeting on October 25. The fuel prices could change during that time and she requested that the Board allow the superintendent to award a contract pending the Board's approval and ratification on October 25. They are looking at savings of about \$756,000 over what they are paying this year.

Mr. Mellen advised, they could proceed with that request without formal action from the Board and they will ratify the superintendent's signature at the next meeting.

Ms. Hardin stated that the contract must be ratified by the Board in order to be binding.

Dr. Hargens addressed Mrs. Horne's previous concern and stated that schools have the option to make a budget request if there is a need. She then addressed Dr. Willner's concern by stating that prior to Division Chiefs spending money, they look at what will be the most effective ways; they will not spend money if they don't believe it's effective and they always work within those parameters.

William G. Carroll, audit partner, Strothman & Company PSC, came forward to provide his analysis of the costs of steps and the salary increase. Each Board member had an opportunity to comment and ask questions.

Order #2016-164 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education approve the attached Working Budget for Fiscal Year 2016–17 passed with a motion by Mr. Chuck Haddaway and a second by Ms. Diane Porter.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	No
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	No		

VIII. Information Items

VIII.A. Report on Ford NGL 2.0 Master Plan and High School Career Academies

Dr. Hargens introduced this item and stated that the new Director of College and Career Readiness, Christy Rogers, will describe how they can personalize education through career pathways, connecting to postsecondary offerings, and linking learning to current workforce opportunities. She then acknowledged the support of Executive Director Michael Gritton and the KentuckianaWorks Board for their commitment and partnership with JCPS on the career pathway alignment work.

The following individuals came forward to present this item: Chief Business Officer Tom Hudson; Christy Rogers, director College/Career Readiness; Kristin Wingfeld, coordinator School Business Partnerships; Deana Karem, Vice President of Reginal Growth, Greater Louisville, Inc.; and C. Anthony Bohn, System Vice President, Humana Resources and Chief Human Resources Officer, Norton HeathCare. Each Board member had an opportunity to comment and ask questions.

Order #2016-165 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education receive a report on Ford NGL 2.0 Maser Plan and High School Career Academies passed with a motion by Ms. Diane Porter and a second by Mr. Chuck Haddaway.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

Dr. Wes Sublett addressed the Board regarding Item IX.T. He was very supportive of the policy revision regarding Epinephrine auto-injectors in each school.

IX. Consent Calendar

- A.** Report of Personnel Actions
- B.** Certified Leaves of Absence
- C.** Approval of Job Descriptions
- D.** Approval of Organizational Charts
- E.** Approval of Field Trip Requests
- F.** Approval of Project, BG-1 Form, and Assignment of Architect/Engineer for a Food Service Phase 36 at Various Locations
- G.** Approval of Contract Completion and BG-4 Form for Partial Roof Replacement at Gilmore Lane Elementary School
- H.** Approval of Project Closeout and BG-5 Form for HVAC Renovation Phase I at Liberty High School
- I.** Approval of Construction Change Orders
- J.** Approval of Competitive Negotiation, Bid Tabulations, Contract Renewal, and Amendment
- K.** Approval of Professional Services Contracts of \$5,000 or More
- L.** Acceptance of Monthly Report of Professional Services Contracts of \$5,000 or More
- M.** Acceptance of Monthly Financial Report
- N.** Acceptance of Purchase Order Report
- O.** Acceptance of Voucher Report
- P.** Acceptance of Donations, Grants, and Funding
 - 1.** Acceptance of Donations and Small Grants
 - 2.** Acceptance of Javits Grant from the Kentucky Department of Education
 - 3.** Acceptance of Funding from Catholic Charities for On-Site English as a Second Language Classes
 - 4.** Acceptance of Funding from Catholic Charities via the Cuban Haitian Grant for On-Site ESL Literacy Classes
 - 5.** Acceptance of Funding from Catholic Charities via the Cuban Haitian Grant for On-Site Cultural and Work Orientation Classes

6. Acceptance of Funding from the Council on Postsecondary Education, Kentucky Adult Education
7. Acceptance of Funding from the Jefferson County Public Education Foundation
8. Acceptance of Funding from the Kentucky Department of Education for the Instructional Transformation Program
9. Acceptance of Funding from the Whole Kids Foundation

Q. Approval of Agreements

1. Approval of Memorandum of Agreements for Behavioral and Mental Health Services
2. Approval of Affiliated Agreement with Iowa State University for Dietetic Intern
3. Approval of Third-Party Cooperative Agreement with Kentucky Office of Vocational Rehabilitation
4. Approval of Agreement with Learning Stewards, Inc. for Magic Ladder Project
5. Approval of Memorandum of Understanding with Louisville Metro Government for Funding for Community Liaisons
6. Approval of Memorandum of Agreement with Western Kentucky University

R. Approval of Shortened School Day for Two Exceptional Child Education Students

S. Approval of the Business/Community Leader Representatives for the Local Planning Committee

T. Approval of Amendment of Board Policy 09.224 Emergency Medical Treatment

U. Approval of Salary Schedules and Union/Association Agreements for the 2016–17 School Year

Mr. Brady requested a separate vote and discussion regarding Item IX. K. Approval of Professional Services Contracts of \$5,000 or More.

Order #2016-166 - Motion Passed: A motion that the Board of Education approve the consent calendar for September 27, 2016, minus Item IX.K. Approval of Professional Services Contracts of \$5,000 or More passed with a motion by Mr. Chuck Haddaway and a second by Ms. Diane Porter.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

Mr. Brady stated that he has concerns regarding three contracts: Education, Excellence, and Equity; Academy of Music Production and Development; and Devonshire Smith Diversity and Education Solutions.

He questioned the financial obligation of the other organizations regarding the Education, Excellence, and Equity contract and he requested that the time be changed for the meeting in October. He is concerned because the meeting is in the middle of a work day which makes it inconvenient for those planning to attend.

Chief Equity Officer Dr. John Marshall and Charles Davis, coordinator, Diversity, Equity and Poverty Programs, addressed Mr. Brady's questions. Dr. Marshall stated that the other organizations will be helping with funding. He stated that the meeting time was chosen to best accommodate attendees, but that is something they can discuss going forward.

Mr. Brady stated that he was concerned with the language in the Academy of Music Production and Development, and Devonshire Smith Diversity and Education Solutions contracts. The language of the contracts specified a maximum number of students, but not a minimum number of students participating.

Dr. Marshall informed the Board that the funds being used will come from the William R. Kenan Jr. Charitable Trust for the Males of Color Initiative Grant. The Grant funding was issued to support interventions, programs, and activities that align with the Males of Color Resolution.

Mr. Davis stated that the language regarding the maximum participation requirement was included at the request of the contractor in order to make sure the programs are manageable. They did not consider needing to include a minimum participation requirement since the events are usually heavily attended. He stated that they will include the language going forward if it is necessary.

Ms. Porter suggested that there should be a template or framework when creating contracts to avoid these types of questions. She stated that she is troubled; when discussing academic proficiency for males of color there are usually questions asked which are not asked on other contracts.

Mr. Brady stated that he raised these questions on Sunday before the meeting but the responses did not provide adequate answers.

Chair Jones agreed with Mrs. Porter's suggestion and asked Dr. Hargens to work with General Council to create a contractual framework.

Order #2016-167 - Motion Passed: A motion that the Board of Education approve Item IX.K. Approval of Professional Services Contracts of \$5,000 or More passed with a motion by Ms. Diane Porter and a second by Mrs. Stephanie Horne.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

Vice-Chair Porter drew lots to determine a winner on a tie bid for Item No. 8 and 11 on Bid ID #7302: Furniture, Classroom & Office (Percentage). The award of the tie bid went to The Hurst Group.

X. Board Planning Calendar

Dr. Willner asked if action by the Board will be required for the Deeper Learning framework. Dr. Hargens stated that she will check on the requirements. Dr. Willner also questioned whether the exiting process used in Magnet Schools should be used in all schools.

Mrs. Horne suggested that it may be helpful for staff to track the trend data on minority and female vendor ownership for contracts; they may want to start looking at that data now. She then requested that the upcoming School of Innovation report be very detailed with an action plan and timeline.

Mrs. Duncan requested the following be added to the On Deck list: May progress report on salary scale; mid-point to review the superintendent's 90-day plan; a quarterly report on the dashboard; a conversation regarding metal detectors in schools; and specifics regarding the Restorative Practices Plan and Hope Street Group. She then asked if the Comprehensive Sex Education Work Session is necessary. She suggested that communication be sent to schools regarding implementation since it is already a part of the curriculum. Dr. Hargens answered and stated that they would like to demonstrate the aligned resources that are available and how a curriculum map works with the standards.

Chair Jones asked when the dashboard would be live and available for Board members. Chief of Data Management Dr. Dena Dossett stated that it will be live on Friday and the link will be sent with the Board Update.

Order #2016-168 - Motion Passed: Superintendent Donna Hargens recommends the Board of Education receive for information a planning calendar outlining discussion agenda items passed with a motion by Mrs. Linda Duncan and a second by Mr. Chris Brady.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

XI. Board Reports

Dr. Willner discussed the Louisville Pride Festival.

Mr. Brady discussed the 2016 Fall KSBA Fifth Region Regional Meeting and the KSBA Board of Directors quarterly meeting.

Mrs. Horne discussed her upcoming Community Conversation at Eastern High School and a PTA meeting at Wilder Elementary School.

Mrs. Porter discussed the Third Annual Smoketown GetDown for Democracy and the Health Fair at Louisville Urban League. She congratulated the Academy @ Shawnee for having a former female student that has gone on to graduate from the United States Naval Academy and has signed on for seven years additional service. She concluded by thanking Lincoln Elementary Performing Arts School for hosting the previous Board meeting.

Chair Jones discussed Thrivals at the 2016 Idea Festival.

Chair Jones was reminded that the Board did not take action to award on the Tie Bid prior in the meeting.

Order #2016-169 - Motion Passed: A motion to award on tie bid for Item No. 8 and 11 on Bid ID #7302: Furniture, Classroom & Office (Percentage) to The Hurst Group passed with a motion by Mr. Chris Brady and a second by Mrs. Stephanie Horne.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

XII. Persons Requesting to Address the Board on Non-Agenda Items

Scott Drabenstadt addressed the Board regarding school safety, specifically requesting the Board to consider metal detectors in schools. Gay Adelman addressed the Board regarding teachers and education.

XIII. Executive Session (If Needed)

XIV. Adjournment

Order #2016-170 - Motion Passed: A recommendation to adjourn the September 27, 2016, meeting of the Jefferson County Board of Education at 10:46 p.m. passed with a motion by Mrs. Linda Duncan and a second by Dr. Lisa Willner.

Mr. Chris Brady	Yes	Mrs. Linda Duncan	Yes
Mr. Chuck Haddaway	Yes	Mrs. Stephanie Horne	Yes
Mr. David A. Jones, Jr.	Yes	Ms. Diane Porter	Yes
Dr. Lisa Willner	Yes		

Chair David A. Jones, Jr.

Dr. Donna Hargens, Superintendent/Secretary

**THESE ACTIONS, ALONG WITH THE AGENDA ITEMS, MAKE UP THE OFFICIAL
MINUTES, WHICH ARE ON FILE IN THE OFFICE OF THE SECRETARY**