



## JEFFERSON COUNTY BOARD OF EDUCATION

### Minutes of Meeting of April 16, 2019

**Meeting** of the Jefferson County Board of Education held at VanHoose Education Center Stewart Auditorium, Louisville, Kentucky, on Tuesday, April 16, 2019.

#### **BOARD MEMBERS PRESENT:**

Chairwoman Diane Porter  
Mr. Chris Brady  
Mrs. Linda Duncan  
Mr. Corrie Shull

Vice-Chair Chris Kolb  
Mr. James Craig  
Mr. Benjamin Gies

#### **STAFF MEMBERS PRESENT:**

Superintendent Martin A. Pollio, Ed.D.  
Kevin Brown, General Counsel  
Angie Gilpin, Assistant Secretary to the Board

#### **SPECIAL MEETING: EXECUTIVE SESSION**

##### **Enter into Executive Session**

Chair Porter called the special meeting to order at 4:34 p.m. and made the following announcement before going into closed session. "The Board will now conduct a closed session, as permitted by KRS 61.810(1)(c) of the Kentucky Open Meetings Act, for the purpose of discussions of pending litigation against the Board. Public discussion of this matter and identification of the specific matter, would disclose litigation strategy and have an adverse impact upon the legal and financial interests of the District.

**Order #2019-42 - Motion Passed:** A motion that the Board of Education conduct a closed session, as permitted by KRS 61.810(1)(c) of the Kentucky Open Meetings Act, for the purpose of discussions of pending litigation against the Board passed with a motion by Mr. Benjamin Gies and a second by Mr. James Craig.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

##### **Adjourn from Executive Session**

The Board adjourned the closed session and returned to open session at 4:55 p.m.

**Order #2019-43 - Motion Passed:** A motion that the Board of Education adjourn from the closed session and return to open session passed with a motion by Mrs. Linda Duncan and a second by Mr. Corrie Shull.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

Chair Porter made the following announcement before adjourning the 4:30 p.m. special meeting. "The Board of Education met in closed session for the purpose of discussions of pending litigation pursuant to KRS 61.810(1)(c) of the Kentucky Open Meetings Act. Public discussion of this matter and identification of the specific matter, would disclose litigation strategy and have an adverse impact upon the legal and financial interests of the District. I will entertain a motion to authorize board counsel to effectuate a settlement in the matter identified in closed session and pursuant to the terms discussed in closed session."

**Order #2019-44 - Motion Passed:** A motion to authorize board counsel to effectuate a settlement in the matter identified in closed session and pursuant to the terms discussed in closed session passed with a motion by Mr. James Craig and a second by Mrs. Linda Duncan.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

## **WORK SESSION**

At approximately 5 p.m., the Board reviewed a report regarding the progress of *Vision 2020* actions and key metrics. The summary identified high-level trends and focused on major strategies designed to improve outcomes. There was an opportunity for Board members to ask questions and provide feedback.

## **REGULAR MEETING**

Chair Porter called the April 16, 2019, Regular Meeting of the Board of Education to order at 7:03 p.m. This was followed by the traditional moment of silence and the Pledge of Allegiance.

### **II.A. Vision Statement**

Mr. Brady read the Vision Statement.

### **III. Recognitions and Resolutions**

III.A. Recognition of JCPS Teachers and Students for Winning a Breaking Barriers Spotlight Award

III.B. Recognition of Ballard, Fairdale, Seneca, and Waggener High School Students for Taking First Place in Educators Rising Kentucky Competition

III.C. Recognition of JCPS Students for Taking First Place Honors in the Kentucky Derby Museum's Horsing Around with Art Contest

III.D. Recognition of Thomas Jefferson Middle School Staff Members and School Resource Officer for Saving the Life of a Student

**Order #2019-45 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education receive the recognitions and resolutions for April 16, 2019. The recommendation passed with a motion by Mr. Chris Brady and a second by Mr. Benjamin Gies.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

### **IV. Recommendation for Approval of Meeting Agenda**

**Order #2019-46 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the agenda for April 16, 2019. The recommendation passed with a motion by Mr. Benjamin Gies and a second by Mr. James Craig.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

### **V. Recommendation for Approval of Minutes of Previous Meeting**

**Order #2019-47 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the minutes of the March 12, 2019, regular meeting, March 19, 2019, special meeting, and March 26, 2019, special meeting. The recommendation passed with a motion by Mr. Benjamin Gies and a second by Mr. Corrie Shull.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

## **VI. Superintendent's Report**

Dr. Pollio reviewed highlights from the recent AdvanceED Accreditation Report. He then discussed Backpack defenses and the upcoming Summer Learning Initiative.

## **VII. Persons Requesting to Address the Board**

Kennita Ballard, a teacher at Olmsted North, discussed mental health support and intervention in JCPS and requested follow-up on some questions she had. Butler High School student Bryson Sebastian expressed gratitude for the work that the Board has recently initiated in the south end of Louisville.

## **VIII. Action Items**

### **VIII.A. Recommendation for Approval of Budget Priorities for 2019–20**

Dr. Pollio introduced this item. Cordelia Hardin, chief financial officer; and John Collopy, director of Financial Planning and Management; discussed the 2019–20 Board priorities and next steps. Each Board member had an opportunity to comment and ask questions.

Chair Porter requested a report regarding funding resources to allow the Board to see where the money is coming from.

**Order #2019-48 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the attached Budget Priorities for Fiscal Year 2019-20. The recommendation passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	No
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

### **VIII.B. Recommendation for Adoption of the Kentucky School Boards Association Superintendent Evaluation Process**

The Board engaged in a discussion regarding the Kentucky School Boards Association Superintendent Evaluation process which is a modified version of the Superintendent Professional Growth and Effectiveness System and is focused on evidence and performance expectations using research-based effectiveness standards and District goals.

**Order #2019-49 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education adopt the Kentucky School Boards Association Superintendent Evaluation Process for use in the evaluation of the Superintendent for the 2018-19 school year and thereafter. The recommendation passed with a motion by Mr. Benjamin Gies and a second by Mr. James Craig.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

## **IX. Information Items**

### **IX.A. Acceptance of Progress Report on the JCPS Final Corrective Action Plan**

Dr. Pollio provided a summary of recent actions from the Corrective Action Plan in the areas of Instructional Management and Career Technical Education. Each Board member had an opportunity to comment. Amy Dennes, chief of staff; and Dr. Dena Dossett, chief of accountability, research and systems improvement; were available to answer questions.

**Order #2019-50 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education receive a progress report regarding the JCPS Final Corrective Action Plan. The recommendation passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

### **IX.B. JCPS Alternative School Planning and Implementation: Phase 1**

Dr. Pollio introduced this item. Dr. Devon Horton, chief of schools; Dr. Carmen Coleman, chief academic officer; Dr. John Marshall, chief equity officer; and Katy Deferrari, assistant superintendent; presented an update on the first phase of planning and implementation of improvements in the education provided in alternative schools. Each Board member had an opportunity to comment and ask questions. Dr. Pollio stated that more information will be presented to the Board prior to the start of the 2019–20 school year.

**Order #2019-51 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education receive a report on Phase I of the District's Alternative School Planning and Implementation Process. The recommendation passed with a motion by Mrs. Linda Duncan and a second by Mr. Corrie Shull.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

## **X. Consent Calendar**

X.A. Certified Leaves of Absence

X.B. Report of Personnel Actions

X.C. Recommendation for Approval of Field Trip Request

X.D. Recommendation for Approval of Project and BG-1 Form for the Batting Pavilion at Fern Creek High School

X.E. Recommendation for Approval of Project, BG-1 Form, and Assignment of Architect/Engineer for Gym Mezzanine at Eastern High School.

X.F. Recommendation for Approval of Project, BG-1 Form, and Assignment of Architect/Engineer for Diesel Lab Renovation at Fairdale High School

X.G. Recommendation for Approval of Bid for Paving Package at Various Schools

X.H. Recommendation for Approval of Bids and Revised BG-1 Forms

X.H.1. Recommendation for Approval of Bid and Revised BG-1 Form for Site Lighting Replacement at Churchill Park School

X.H.2. Recommendation for Approval of Bid and Revised BG-1 Form for Site Lighting Replacement at Coral Ridge Elementary School

X.H.3. Recommendation for Approval of Bid and Revised BG-1 Form for Culinary Arts Renovation at Iroquois High School

X.H.4. Recommendation for Approval of Bid and Revised BG-1 Form for Stage Rigging Repair at Johnson Traditional Middle School

X.H.5. Recommendation for Approval of Bid and Revised BG-1 Form for Wood Door Replacement at Highland Middle School

X.I. Recommendation for Approval of Contract Completions and BG-4 Forms

X.I.1. Recommendation for Approval of Contract Completion and BG-4 Form for Partial Roof Replacement at duPont Manual High School

X.I.2. Recommendation for Approval of Contract Completion and BG-4 Form for Partial Roof Replacement at Iroquois High School

X.I.3. Recommendation for Approval of Contract Completion and BG-4 Form for Phase I HVAC Renovation and Elevator Addition at the Youth Performing Arts School

X.J. Recommendation for Approval of Project Closeouts and BG-5 Forms

X.J.1. Recommendation for Approval of Project Closeout and BG-5 Form for Wood Window Replacement Phase I at Academy @ Shawnee

X.J.2. Recommendation for Approval of Project Closeout and BG-5 Form for Window Replacement Phase I at J. Graham Brown School

X.J.3. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Carter Traditional Elementary School

X.J.4. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Fairdale High School

X.J.5. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Jefferson County Traditional Middle School

X.J.6. Recommendation for Approval of Project Closeout and BG-5 Form for Window Replacement Phase II at Jefferson County Traditional Middle School

X.J.7. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Jeffersontown High School

X.J.8. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Layne Elementary School

X.J.9. Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Meyzeek Middle School

X.J.10. Recommendation for Approval of Project Closeout and BG-5 Form for Phase I HVAC Renovation at Tully Elementary School

X.K. Recommendation for Approval of Construction Change Orders

X.L. Recommendation for Approval of Competitive Negotiations, Bid Tabulations, Contract Renewals, and Amendments

X.M. Recommendation for Approval of Professional Services Contracts of \$5,000 or More

X.N. Acceptance of Monthly Report of Professional Services Contracts of \$5,000 or More

X.O. Acceptance of Monthly Financial Report for Period Ended February 28, 2019

X.P. Acceptance of Orders of the Treasurer

X.P.1. Acceptance of Orders of the Treasurer-Invoices

X.P.2. Acceptance of Orders of the Treasurer-Purchase Orders

X.P.3. Acceptance of Orders of the Treasurer-Vouchers

X.Q. Acceptance of Donations, Grants, and Funding

X.Q.1. Acceptance of Donations and Small Grants

X.Q.2. Acceptance of Donation from Fern Creek High School Alumni Association

X.Q.3. Acceptance of Donations from the Jefferson County Public Education Foundation

X.R. Recommendation for Approval of Agreements

X.R.1. Recommendation for Approval of Memorandum of Agreement with the University of Kentucky College of Education to Implement Online Civics Assessment

~~X.R.2. WITHDRAWN: Recommendation for Approval of Agreement Amendment with Western Kentucky University~~

X.R.3. Recommendation for Approval of Lease Agreement with Kentucky International Convention Center for 2020-21 JCPS Showcase of Schools

X.R.4. Recommendation for Approval of Memorandum of Agreement for Earl J. Bell, LCSW, to Provide Behavior and Mental Health Services to JCPS Students

X.R.5. Recommendation for Approval of the United Negro College Fund Scholarship Agreement

~~X.R.6. WITHDRAWN: Recommendation for Approval of Memorandum of Understanding with the Louisville/Jefferson County Metro Government to Provide Limited Access to Video Surveillance Systems During Emergencies~~

X.S. Recommendation for Approval of the Naming of the Library at Cochrane Elementary School the Nancy E. Sutherland Library.

X.T. Recommendation for Approval of Declaration for One-Year Emergency Substitute Teacher Certification for the 2019-20 school year.

X.U. Recommendation for Approval of Comprehensive School Improvement Plans of TSI Schools and Review of Gap Goals

X.V. Recommendation for Approval of Carl D. Perkins Career and Technical Education Assurances

X.W. Recommendation for Approval of Shortened School Day for five Exceptional Child Education Students

X.X. Recommendation for Approval of Workers Compensations Excess Insurance Policy

X.Y. Recommendation for Approval of External Support/Booster Organizations

X.Z. Recommendation for Approval of School Fees for 2019-20  
X.AA. Recommendation for Approval for Resolution for Workers Compensation Self-Insured Program  
X.BB. Recommendation for Approval of Board Policy 08.132 Gifted and Talented Students (Second Reading)  
~~X.CC. WITHDRAWN: Adoption of Board Policy 09.1221 Shortened School Day or Week (First Reading)~~  
X.DD. Recommendation for Approval of Project, BG-1 Form, and Assignment of Architects/Engineers for the Phase I HVAC Renovation at the Academy @ Shawnee

Board members pulled down items X.K., X.M., X.R., X.S., X.U., and X.Z. for discussion and a separate vote.

**Order #2019-52 - Motion Passed:** A motion that the Board of Education approve the consent calendar for April 16, 2019, minus X.K., X.M., X.R., X.S., X.U., and X.Z. passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

▪ **X.K. Recommendation for Approval of Construction Change Orders**

Mr. Brady expressed concern regarding the “owner requested” changes. He feels that this type of work should be included in the original proposal since it was a known issue. Dr. Michael Raisor, chief operations officer; was available to provide clarification on the process. Dr. Pollio stated that they can review the process to determine if any changes should be made.

**Order #2019-53 - Motion Passed:** A motion that the Board of Education approve Consent Item X.K. Recommendation for Approval of Construction Change Orders passed with a motion by Mr. Benjamin Gies and a second by Mr. James Craig.

Mr. Chris Brady	Abstain
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes



▪ **X.M. Recommendation for Approval of Professional Services Contracts of \$5,000 or More**

Mrs. Duncan requested for this item to be pulled down but then stated that her concerns had already been addressed and there was no need for discussion.

**Order #2019-54 - Motion Passed:** A motion that the Board of Education approve Consent Item X.M. Recommendation for Approval of Professional Services Contracts of \$5,000 or More passed with a motion by Mrs. Linda Duncan and a second by Mr. James Craig.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

▪ **X.R.1. Recommendation for Approval of Memorandum of Agreement with the University Of Kentucky College Of Education to Implement Online Civics Assessment**

Mr. Gies requested more information about the program and its implementation. Dr. Dena Dossett, chief of accountability, research and systems improvement; and Dr. Glen Baete, assistant superintendent; were available to provide information and answer questions.

**Order #2019-55 - Motion Passed:** A motion that the Board of Education approve Consent Item X.R.1. Recommendation for Approval of Memorandum of Agreement with the University Of Kentucky College Of Education to Implement Online Civics Assessment passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

▪ **X.S. Recommendation for Approval of the Naming of the Library at Cochrane Elementary School the Nancy E. Sutherland Library**

Mr. Brady took a moment to observe Nancy Sutherland who had been the secretary of Cochrane since 1988.

**Order #2019-56 - Motion Passed:** A motion that the Board of Education approve Consent Item X.S. Recommendation for Approval of the Naming of the Library at Cochrane Elementary School the Nancy E. Sutherland Library passed with a motion by Mr. Chris Brady and a second by Mr. Corrie Shull.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

▪ **X.U. Recommendation for Approval of Comprehensive School Improvement Plans of TSI Schools and Review of Gap Goals**

Mrs. Duncan inquired about KDE's opinion and understanding around the District's gap in goals. Dr. Dena Dossett, chief of accountability, research and systems improvement; provided clarification.

**Order #2019-57 - Motion Passed:** A motion that the Board of Education approve Consent Item X.U. Recommendation for Approval of Comprehensive School Improvement Plans of TSI Schools and Review of Gap Goals passed with a motion by Mrs. Linda Duncan and a second by Mr. James Craig.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

▪ **X.Z. Recommendation for Approval of School Fees for 2019–20**

Mr. Brady expressed concern with the inequality, inconsistency, and unfairness in the school fees. He stated that he has raised these same concerns for multiple years and has seen no results. Dr. Devon Horton, chief of schools; and Dr. Glenn Baete, assistant superintendent; were available to address the concerns.

**Order #2019-58 - Motion Passed:** A motion that the Board of Education approve Consent Item X.Z. Recommendation for Approval of School Fees for 2019–20 passed with a motion by Mr. Benjamin Gies and a second by Mr. James Craig.

Mr. Chris Brady	Abstain
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

#### **XI. Board Planning Calendar**

There was no discussion.

**Order #2019-59 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education receive for information a planning calendar outlining discussion agenda items. The recommendation passed with a motion by Mr. Benjamin Gies and a second by Mrs. Linda Duncan.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

#### **XII. Committee Reports**

There were no reports.

#### **XIII. Board Reports**

Mr. Brady discussed NSBA's 2019 Annual Conference and expressed gratitude to Jeffrey Rosen, president and chief executive officer, for hosting a tour of the National Constitution Center. He then thanked Ben Langley of JCPS Community Support Services for his work with Louisville's Build-A-Bed project. He extended an invitation to attend theatrical events at Jeffersontown and Stophar Elementary School.

Chair Porter also acknowledged Ben Langley and his team and then discussed the NSBA's 2019 Annual Conference and a CUBE Luncheon. She then discussed the recent JCPS Spring Break Camps; the second annual Educators of Color Celebration at the Kentucky African American Heritage Center; a panel discussion with the Kentucky Association of Blacks in Higher Education; and an information session at Maupin Elementary School with the NAACP and the JCPS DEP department.

Mrs. Duncan discussed a trip to Seattle, Washington with the PRP media class and thanked TJ Middle School students for their help with the Build-A-Bed event.

XIV. Persons Requesting to Address the Board (If Needed)

XV. Executive Session (If Needed)

XVI. Action Item (If Needed)

**XVII. Adjournment**

The meeting adjourned at 9:55 p.m.

**Order #2019-60 - Motion Passed:** A motion to adjourn the April 16, 2019, meeting of the Jefferson County Board of Education passed with a motion by Mr. Benjamin Gies and a second by Mr. Corrie Shull.

Mr. Chris Brady	Yes
Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Mr. Benjamin Gies	Yes
Dr. Christopher Kolb	Yes
Ms. Diane Porter	Yes
Mr. Corrie Shull	Yes

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Diane Porter  
Chairwoman

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Dr. Martin A. Pollio  
Superintendent/Secretary

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