



# **JEFFERSON COUNTY BOARD OF EDUCATION**

## **Minutes of Special Business Meeting of December 01, 2020**

**Special Business Meeting** of the Jefferson County Board of Education held via Teleconference, on Tuesday, December 01, 2020, at 6 p.m.

### **BOARD MEMBERS PRESENT:**

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

Vice-Chair Chris Kolb  
Mr. James Craig  
Mr. Joseph Marshall

### **STAFF MEMBERS PRESENT:**

Superintendent Martin A. Pollio, Ed.D.  
Kevin Brown, General Counsel

In light of the Governor having declared a state of emergency within the Commonwealth on March 6, 2020, as a result of the COVID-19 outbreak and in compliance with guidance issued by the Executive Branch on March 12 and 16, 2020, regarding the conduct of meetings of state boards and commissions during the emergency period, this meeting was conducted by video-teleconference and available for live public viewing online.

The guidance from the Executive Branch provided that all Kentucky Boards and Commissions take proper health precautions to mitigate the spread of COVID-19 and accordingly, with respect to the public attendance at meetings of said bodies, states "members of the public will only be able to view video-teleconferenced meetings remotely."

Members of the public had the opportunity to voice opinions or express concerns by submitting remarks via email or mail.

### **SPECIAL BUSINESS MEETING**

#### **I. Call to Order**

Chair Porter called the December 01, 2020, Special Meeting of the Board of Education to order at 6 p.m. She congratulated Dr. Kolb, Mr. Marshall, and Ms. McIntosh for their recent wins in the general election.

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

**Order #2020-175 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the agenda for December 1, 2020. The recommendation passed with a motion by Mr. James Craig and a second by Mr. Joseph Marshall.

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

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

**Order #2020-176 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the minutes of the November 10, 2020, meeting and November 17, 2020, Public Forum. The recommendation passed with a motion by Mr. Joseph Marshall and a second by Mrs. Linda Duncan.

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

### **IV. Superintendent's Report**

Dr. Pollio congratulated Chair Porter for recently receiving her doctorate from Simmons College of Kentucky. He then thanked Mr. Brady for his dedicated service to the District over the past eight years. He congratulated Dr. Kolb, Mr. Marshall, and Ms. McIntosh for their recent victories and stated that he is looking forward to working with them. Dr. Pollio then discussed the outcomes from the Final Corrective Action Plan and reported that neither state management nor state assistance is necessary.

### **V. Action Items**

Chair Porter announced that there would be one presentation covering both action items.

#### **A. Recommendation for Approval of School Allocation Standards for Fiscal Year 2021-2022**

#### **B. Recommendation for Approval of Student Enrollment Projections for 2021–2022**

Dr. Pollio and his team presented the rationale for the School Allocation Standards and Student Enrollment Projections. Each Board member had an opportunity to comment and ask questions.

Mrs. Duncan expressed concern with the drop in Early Childhood and kindergarten numbers and wanted to ensure that the District is reaching out to make sure those students are taken care of.

Mr. Brady requested clarification for the graphic on slide three. He then went on to discuss the need for more elementary schools in district 7 and suggested they look into building a new school next to the new east end middle school sooner rather than later.

Chair Porter questioned the District's growth plan and wanted to know how far out they look when determining growth and enrollment projections.

**Order #2020-177 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the attached School Allocation Standards for Fiscal Year 2021-2022. The recommendation passed with a motion by Mr. Joseph Marshall and a second by Mr. James Craig.

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

**Order #2020-178 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the 2021-2022 Student Enrollment Projections. The recommendation passed with a motion by Mr. Joseph Marshall and a second by Dr. Corrie Shull.

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

## **VI. Information Items**

### **A. Acceptance of Report on the Proposed New Student Assignment Plan**

Dr. Pollio and his team presented a report on the components of the proposed new Student Assignment Plan, as well as a description of concurrent future investments including the construction of a new middle school in West Louisville, learning opportunities for students, and non-academic supports. He stated that the student assignment proposal, with related policies, procedures, map, and support plan would be presented for Board consideration at a future meeting. Each Board member had an opportunity to comment and ask questions.

Mrs. Duncan requested clarification on how diversity goals and targets would affect schools, specifically the Academy @ Shawnee. She also questioned what would happen if a family does not make a school selection. She asked about schools that allow selection criteria, she wondered if those schools would be called something different since they cannot be called magnets.

Dr. Shull also questioned diversity targets, specifically economic diversity. He wanted to understand how we will increase diversity across the District.

Mr. Brady requested clarification on slide 14 regarding exiting students, wanting to confirm that traditional schools are included.

Chair Porter requested the District post the questions and answers from the recent public forum on the JCPS website. She questioned the timing for funding for schools and expressed concern for the academic preparation of current fifth-graders who will begin middle school next fall. She asked if there is a plan to deal with income segregation and questioned diversity goals using the centralized lottery system. She wanted to ensure that funds would be available for the plan even if the District does not receive grant funding. She also wanted to ensure that families understand their options, information must be provided and communication must improve.

Dr. Kolb wanted to ensure that every student has access to magnet programs and questioned the possibility of reserving a certain number of seats for at-risk students. He wanted to make sure that there will not be high concentrations of poverty and wondered if the District has considered eliminating boundaries. He stated that as he evaluates the proposed choices, his priority would be providing access to in-demand schools and programs for kids facing barriers and balancing/increasing diversity.

**Order #2020-179 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education receive a report on the proposed new student assignment plan and related supports to improve equity. The recommendation 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
Dr. Christopher Kolb	Yes
Mr. Joseph Marshall	Yes
Ms. Diane Porter	Yes
Dr. Corrie Shull	Yes

## **VII. Consent Calendar**

**A.** Report of Certified Leaves

**B.** Report of Personnel Actions

**C.** Recommendation for Approval of Job Descriptions

**D.** Recommendation for Approval of Organizational Charts

**E.** Recommendation for Approval of the Project, Assignment of Architects/Engineers, and BG-1 Form for Boiler Room Roof Replacement at Jeffersontown High School

**F.** Recommendation for Approval of Bid and Revised BG-1 Form for Boiler Replacement at Okolona Elementary School

**G.** Recommendation for Approval of Bid and Revised BG-1 Form for Boiler Replacement at Wellington Elementary School

**H.** Recommendation for Approval of Revised BG-1 Forms for Issuance of Local School Bond for the New Elementary Schools

**I.** Recommendation for Approval of Contract Completion and BG-4 Form for Phase I HVAC Renovation at Phoenix School of Discovery at Jaeger Education Center

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

**1.** Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Fern Creek High School

- 2.** Recommendation for Approval of Project Closeout and BG-5 Form for Partial Roof Replacement at Hazelwood Elementary School
- 3.** Recommendation for Approval of Project Closeout and BG-5 Form for Boiler Replacement at Klondike Lane Elementary School
- 4.** Recommendation for Approval of Project Closeout and BG-5 Form for Bleacher Foundation Repair at Marion C. Moore School
- K.** Recommendation for Approval of Construction Change Orders
- L.** Recommendation for Approval of Bid Tabulations, Contract Renewals, and Amendments
- M.** Recommendation for Approval of Professional Services Contracts of \$20,000 or More
- N.** Acceptance of Summary of Professional Services Contracts
- O.** Acceptance of Monthly Financial Report for Period Ended October 31, 2020
- P.** 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
- Q.** Recommendation for Approval of Agreements
  - 1.** Recommendation for Approval of Memorandum of Agreement with The Center for Accessible Living
  - 2.** Recommendation for Approval of Agreement with the Department for Community Based Services for Foster Care Transportation
  - 3.** Recommendation for Approval of Memorandum of Agreement with Kentucky State University for Dual Credit Courses
  - 4.** Recommendation for Approval of Memorandums of Agreement with the University of Louisville for the Teacher-in-Residence Program
  - 5.** Recommendation for Approval of Membership Renewal with Ohio Valley Educational Cooperative
  - 6.** Recommendation for Approval of Data Sharing Agreement with Follett School Solutions
  - 7.** Recommendation for Approval of Data Sharing Agreement with NWEA
  - 8.** Recommendation for Approval of Data Sharing Agreement with OverDrive, Inc.
  - 9.** Recommendation for Approval of Data Sharing Agreement with Waterford Research Institute
- R.** Recommendation for Approval of Updated Language for Article 33 of the Collective Bargaining Agreement with the Jefferson County Teachers Association
- S.** Acceptance of Donations, Grants, and Funding
  - 1.** Acceptance of Donations and Small Grants
  - 2.** Acceptance of Donation from Ballard Alumni Association
  - 3.** Acceptance of Donation from the Bates Elementary School Parent Teacher Association
  - 4.** Acceptance of Funding from the City of Shively for Butler Traditional High School, Mill Creek Elementary School, and Waller-Williams Environmental School
  - 5.** Acceptance of Grant from the University of Kentucky Collaborative Center for Literacy Development/Reading Recovery Center
- T.** Recommendation for Approval of Resolutions Concerning Jefferson County School District Finance Corporation
- U.** Acceptance of the 2020 School Nutrition and Physical Activity Report for the Jefferson County Public School District

**V. Recommendation for Approval of 2021-2022 School Calendar**

**W. Recommendation for Approval of 2020-2021 Comprehensive District Improvement Plan**

**X. Revision of Board Policies Relating to the Jefferson County Board of Education as Part of the District Policy Review Cycle (First Reading)**

**Y. Adoption of Board Policy 05.511 Continuity of Operations Plan (First Reading)**

**Z. Recommendation for Approval of 2021 Legislative Agenda**

**Order #2020-180 - Motion Passed:** Superintendent Martin Pollio recommends the Board of Education approve the consent calendar for December 1, 2020. The recommendation passed with a motion by Mr. Joseph Marshall and a second by Dr. Corrie Shull.

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

#### **VIII. Board Planning Calendar**

There was no discussion on the planning calendar.

**Order #2020-181 - 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. Joseph Marshall and a second by Dr. Corrie Shull.

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

#### **IX. Committee Reports**

There were no reports.

#### **X. Board Reports**

Mr. Brady stated that it has been an honor and privilege to serve the community over the past eight years. He briefly discussed his experiences and expressed gratitude to multiple people including teachers, staff, Board members, his employer, family, and friends.

Dr. Kolb thanked Mr. Brady and briefly discussed their experiences working together on the Board.

Mrs. Duncan also thanked Mr. Brady for his work and dedication.

Chair Porter expressed condolences to the Lincoln Performing Arts family who recently lost a staff member. She then wished the Fayette County Superintendent well as he is on medical leave. She acknowledged the work of retiring principals Susan French-Epps and Daryl Farmer.

Dr. Pollio acknowledged the recent passing of Dr. Bernard Minnis.

XI. Executive Session (If Needed)

XII. Action Item (If Needed)

**XIII. Adjournment**

The meeting adjourned at approximately 8:10 p.m.

**Order #2020-182 - Motion Passed:** A motion to adjourn the December 1, 2020, meeting of the Jefferson County Board of Education passed with a motion by Mr. Chris Brady and a second by Mr. James Craig.

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

\_\_\_\_\_  
Diane Porter  
Chairwoman

\_\_\_\_\_  
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**



## **JEFFERSON COUNTY BOARD OF EDUCATION**

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

**(Deferred to Email Due to COVID Attendance Limitations)**

Until meeting room capacity returns to normal, members of the public will have the opportunity to voice opinions or express concerns by submitting remarks via email. Remarks should be limited to 500 words or less and sent to the Assistant Secretary to the Board ([angela.gilpin@jefferson.kyschools.us](mailto:angela.gilpin@jefferson.kyschools.us)) for dissemination purposes prior to the meeting. Public remarks will be shared with each Board member and recorded in the Official Minutes.





## JEFFERSON COUNTY BOARD OF EDUCATION

December 01, 2020, Special Meeting

### Public Comments

I am a highly concerned JCPS parent who finally decided my frustrations need to be expressed to those in the position to make decisions regarding the education of my children and their peers.

I have long suspected that long-term school closures would not be an effective risk reduction strategy regarding the spread of COVID-19. Eight months in, it is no longer a suspicion but strongly supported by the data in Kentucky, the U.S., and across the globe. Just a week and a half ago, the director of the CDC confirmed that schools can be opened safely and that we need to be careful not to be making emotional, kneejerk decisions about school closures. He strongly emphasized that *the data supports that schools are not a significant source of spread* and that they are some of the safest places for children:

<https://www.c-span.org/video/?c4924557/cdc-director-redfield-data-supports-face-face-learning-schools>

Report after report is coming out about the fact that even in communities with high transmission rates, schools themselves are not a significant source of spread:

[https://www.whas11.com/article/news/kentucky/kentucky-public-health-numbers-show-schools-have-minimal-covid-19-cases/417-8db4bfe8-a5bb-45fd-a0c2-09ddef909cf?fbclid=IwAR2fV3Gt62O4FMCb82DqFGwsZo7fpF-nKN\\_2OIRBwb7r6XJlz1ZsuEOjhEQ](https://www.whas11.com/article/news/kentucky/kentucky-public-health-numbers-show-schools-have-minimal-covid-19-cases/417-8db4bfe8-a5bb-45fd-a0c2-09ddef909cf?fbclid=IwAR2fV3Gt62O4FMCb82DqFGwsZo7fpF-nKN_2OIRBwb7r6XJlz1ZsuEOjhEQ)

<https://www.telegraph.co.uk/global-health/science-and-disease/no-link-schools-re-opening-coronavirus-infection-rates-global/>

The harm these long-term school closures is doing to children cannot be overstated. There was already a *large body of evidence of the harmful physical, emotional, and mental health effects that long-term school closures have on children*, even before the pandemic. Now, we also know that schools are not the "superspreader" of this particular virus that was originally assumed. You MUST be making data-based decisions. There is too much at stake:

[https://www.nytimes.com/2020/11/19/world/unicef-warns-of-a-lost-generation-and-finds-school-closures-are-ineffective.html?campaign\\_id=9&emc=edit\\_nn\\_20201120&instance\\_id=24296&nl=the-morning&regi\\_id=126421370&segment\\_id=45029&te=1&user\\_id=e38fe4a3000bec39ce073fae2d54f983&fbclid=IwAR19\\_I3JWoaFiPCOerU-E7ltGR0BgRUIrAg32YVAgB6aMH4rFOl6mdADxYk](https://www.nytimes.com/2020/11/19/world/unicef-warns-of-a-lost-generation-and-finds-school-closures-are-ineffective.html?campaign_id=9&emc=edit_nn_20201120&instance_id=24296&nl=the-morning&regi_id=126421370&segment_id=45029&te=1&user_id=e38fe4a3000bec39ce073fae2d54f983&fbclid=IwAR19_I3JWoaFiPCOerU-E7ltGR0BgRUIrAg32YVAgB6aMH4rFOl6mdADxYk)

I am a local optometrist and many of my patients are JCPS students, parents, and teachers. I have heard countless stories of children, particularly the youngest and special needs children, who are *not getting nearly the services they would normally because online learning is a terrible model for them*, even with teachers' best efforts. Even if my children, who do not have special needs, are not able to return to the classroom, what justification is there for not bringing the most vulnerable special needs children back?

I appreciate that you are in a difficult position to make decisions that will affect thousands of children, parents, and faculty. And while the right decision is not always the easiest one, I urge you and others who have the power to look at the data and actually consider whether these closures are in students' best interest. Children,

who are much less likely to spread SARS CoV-2, are bearing an EXTREMELY disproportionate burden and the research supports that this will do more harm than good. Simply stated, ***there is no justification for keeping children out of school this long!!!*** I fear we will be experiencing the fallout from this for years to come.

Thank you for your time and consideration.  
Ayala Lannon [ayalannon@gmail.com](mailto:ayalannon@gmail.com)

In order to avoid being called "absurd" again by a board member, I am citing experts who agree we need to get our students back in the classroom.

"On Sunday, Fauci clarified his position on school closures amid a nationwide spike in coronavirus cases this fall.

"The default position should be to try as best as possible, within reason, to keep the children in school, to get them back to school," Fauci said on ABC's "This Week." "If you look at the data, the spread among children and from children is not very big at all, not like one would have suspected. So let's try to get the kids back. But let's try to mitigate the things that maintain and push the kind of community spread we are trying to avoid. And those are the things you know well. The bars, the restaurants ... those are the things that drive the community spread. Not the schools." - Dr. Fauci  
11/29/20

"After the Centers for Disease Control and Prevention removed guidelines from its website that promoted in-person learning for schools, CDC Director Robert Redfield said they do not recommend closing schools during the [COVID](#) pandemic. Redfield's [announcement](#) on Thursday said that schools can operate with "face to face learning" and can do it "safely and they can do it responsibly." "The infections that we've identified in schools when they've been evaluated were not acquired in schools," he said." 11/20/20

"He said it's "every bit as risky" to have students "at home fraternizing with their friends, not wearing a mask, not socially distancing on the off hours." Instead, they could be in school, "wearing a mask, and having the rhythm and the structure that comes with spending six or seven hours a day in a formal setting where everybody's got a face covering on." - Gov. Charlie Baker  
11/20/20

I hope you will consider the cost of NTI on our students' academic, mental, and social well-being. I've seen it on every level and it is great.

Regards,

Claudine Geoghegan

These are the questions that our group would like to submit for tonight's Board meeting:

- On Sunday, Dr. Fauci confirmed that schools are safe and must be open. The CDC made the same statement two weeks ago. Senator Paul says Dr. Fauci owes parents and students an apology because all experts nationwide agree that all of the data supports this, regardless of virus activity within individual states and communities and regardless of arbitrary metrics (e.g., color-coded charts). Schools in NYC reopened this week. Does this Board agree with Dr. Fauci and the CDC?
- Yesterday, Governor Beshear and Dr. Stack explained that teachers are essential workers, and there is a plan to vaccinate teachers immediately. How is JCPS coordinating with the State on the vaccination process for teachers?
- Kentucky families need to plan for 2021. We believe that now is the time to plan, not to continue deferring the planning. What is the JCPS' timeline for students to return to school in person, for those who have selected this option?

# # #

Thank you,  
Let Them Learn in JCPS (Facebook group)

School Districts larger than JCPS in Texas and New York have gone back and are going back to school this week. What plans are being put in place in order to help us get back in school? What tangible steps have already been taken to help us get back in school? Why is JCPS different than districts larger than us that already back in person?

Marci Edlin  
A concerned parent

Good evening,

I am a mother of a kindergartener, new to JCPS. I have a doctorate in pharmacy but am currently staying at home to educate my child virtually. I would like to commend our kindergarten teacher for the amazing job she performs cramming in as much education as 5 live

hours per week allows. Most recently alone as her assistant quit. However, it is NOT enough. Not for a typical developing 5/6 year old and certainly not enough for any child with learning differences.

I graciously and desperately plead with the board members to return to in person (at least for the youngest of our learners) immediately. The children are falling so far behind despite dedicated teachers, guardians and tutors. Screen time should be limited at these developing ages according to the American Pediatric Association and other respected communities. We are creating a perfect storm for significant behavioral and attention issues once these children return to in person. The special education resources will be completely overwhelmed as those children that didn't qualify for any extra resources prior to virtual learning will without doubt need more support upon returning.

As parents, we are losing our once lively, kind and excited learners to anxious, disengaged and lonely replacements. Please, move forward with in person learning to those that choose it. I will volunteer in any capacity to assist!!

Concerned mother,  
Nicki Cooper, Pharm.D

Dear School Board Members -

I know you are faced with pressure from multiple directions, but student welfare has got to be your first priority. In-person school must be resumed at the earliest possible opportunity, even if doing so requires many substitute or emergency teachers.

Robert Redfield, director of the CDC, said recently that "the truth is, for kids K through 12, one of the safest places they can be from our perspective is to remain in school." He also said that "there's extensive data that we've gathered over the last two to three months to confirm that K-12 schools can operate with face-to-face learning and they can do it safely and they can do it responsibly."

Schools have been shown (see the studies that Redfield references) to NOT be significant spreading vectors, and kids of that age are at VERY (almost zero) low health risk. Some teachers may be at elevated risk, but those teachers—for the sake of the students—must be replaced until they can return to the classroom safely.

Studies also show that students are being left behind by this school year, try as teachers might (and they are mostly trying very hard). We've got to get these kids back in class.

Yours sincerely,

Nicholas Lannon

The Rev. Nick Lannon  
Pastor, Grace Anglican Church



15<sup>th</sup> District PTA would like to invite you to our General Meeting and Awards Ceremony on Thursday, December 3<sup>rd</sup> at 6:00 pm. In order to attend you must register for the event. Registration link is on our website at [15thdistrictpta.org](https://15thdistrictpta.org) or here at <https://bit.ly/37b4KeK>

The event will begin with a short welcome and general meeting to approve our budget. We will then give Reflections awards to our students this year.

We will recognize 49 students from the following 9 schools: J. Graham Brown School, Chenoweth Elementary School, duPont Manual High School, Lincoln Elementary School, Noe Middle School, Seneca High School, Sopher Elementary School, Western Middle School, and Wilkerson Elementary School.

We are extremely proud of these students who choose to showcase their talents during these trying pandemic times.

We will also be presenting 14 awards to PTA/PTSA or individuals that we usually present at our spring banquet that we did not have last year. Lastly, we will present membership awards.

We have also attached the fliers for this

