



JEFFERSON COUNTY BOARD OF EDUCATION
Minutes of Regular Business Meeting of March 08, 2022

Regular Meeting of the Jefferson County Board of Education held at VanHoose Education Center
Stewart Auditorium, Louisville, Kentucky, on Tuesday, March 08, 2022, at 6 p.m.

BOARD MEMBERS PRESENT:

Chairwoman Diane Porter	Vice-Chair Corrie Shull
Mr. James Craig	Mrs. Linda Duncan
Dr. Chris Kolb	Mr. Joseph Marshall
Ms. Sarah McIntosh	

Board Members Porter, Duncan, Kolb, and Marshall attended the meeting via videoconference. Board Members Shull, Craig, and McIntosh attended the meeting in-person.

STAFF MEMBERS PRESENT:

Superintendent Martin A. Pollio, Ed.D.
Alicia Averette, Assistant Superintendent for Academic Support Programs
Susan Biasioli, Director of Facility Planning
Dr. Carmen Coleman, Chief Academic Officer
Amy Dennes, Chief of Staff
Dr. Dena Dossett, Chief of Accountability, Research, & Systems Improvement
Joseph Ellison, Assistant Superintendent of High Schools
Robert Fulk, Assistant Superintendent of Middle Schools
Dr. LaMesa Marks-John, Assistant Superintendent of Elementary Schools
Dr. John Marshall, Chief Equity Officer
Robert Moore, Chief of Schools
Chris Perkins, Chief Operations Officer
Donald Robinson, Executive Administrator Property Management, Maintenance, and Support Services
Eva Stone, Health Coordinator

This meeting was conducted via videoconference pursuant to KRS 61.823 and KRS 61.826. The primary location for this meeting and where all members could be seen and heard by the public was VanHoose Education Center. Members of the Board were permitted to attend in-person or via video-teleconference pursuant to KRS 61.826. Members of the public were permitted to attend in-person or watch the live-stream of the meeting.

BUSINESS MEETING

Chair Porter called the March 8, 2022, meeting of the Board of Education to order at 6:00 p.m. This was followed by a traditional moment of silence and the Pledge of Allegiance. Dr. Kolb read the District Vision Statement.

III. Recognitions and Resolutions

A. Recognition of Churchill Park's "Churchill Perk" Coffee Shop Program

B. Recognition of the JCPS Diversity, Equity, and Poverty Department's "Pillar Podcast"

Order #2022-42 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education receive the recognitions. The recommendation passed with a motion by Ms. Sarah McIntosh and a second by Mr. James Craig.

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

IV. Recommendation for Approval of Meeting Agenda

Order #2022-43 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the agenda for March 8, 2022. The recommendation passed with a motion by Mr. James Craig and a second by Mrs. Linda Duncan.

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

V. Recommendation for Approval of Minutes of Previous Meeting

Order #2022-44 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the minutes of the February 15, 2022, meeting. The recommendation passed with a motion by Dr. Christopher Kolb and a second by Ms. Sarah McIntosh.

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

VI. Superintendent's Report

Dr. Pollio briefly highlighted upcoming work that will result in big changes to the District. He then focused his report on student assignment.

VII. Persons Requesting to Address the Board on Action Items or Consent Calendar Items to be Voted Upon Separately at Board Member Request

There were no speakers at this time.

VIII. Action Items

IX. Information Items

A. Acceptance of Update on New Way Forward

Dr. Pollio and his team provided an update on COVID mitigation and the District's guiding principles. Each Board member had an opportunity to comment and ask questions.

Dr. Kolb stated, "We're headed in a great direction, which is awesome, but I still think that caution is the way that we should go." He gave his rationale for continuing to have a district mask mandate. He said, "Not having a mask mandate puts the majority of our students at significantly greater risk. Not having a mask mandate will have the most damaging effects on our most vulnerable students. Not having a mask mandate will make people whose lives are already extremely hard even harder. We simply cannot say we care about equity if we don't maintain a mask mandate at this point."

Ms. McIntosh discussed the impacts of the COVID mandates on students and staff. She concluded her comments by saying, "I think that we have to defer to the experts on the medical issues and at this time, those experts are not us."

Mr. Craig recognized that Dr. Kolb had valid points. He then said, "I don't see a way that the JCPS Board is going to be able to get community consensus on the way to approach these issues." He discussed his desire to keep everyone in the community safe. He said, "It's my strong belief that the Board follow public health guidance." He requested that the Board adopt new mitigation strategies. He made the following motion:

Motion Withdrawn: “I will make a motion that the Board adopt recommendations in the Kentucky Department of Public Health guidance dated March 4, 2022, related to masking. And, that the Board authorized the superintendent to modify the COVID-19 Health Guidance Operations Plan in accordance with any future guidance issued by the KDPH on those topics. Elements of the COVID-19 Health Guidance Operations Plan related to quarantining and isolation would remain unchanged. So, quarantining and isolation remaining unchanged because the sport ... has already approached that conversation and made its decision at that January meeting. My motion, if it is seconded and adopted, would authorize the superintendent to make a masking decision based on where the city of Louisville is on that CDC chart. This week we are in yellow and so that motion would authorize the superintendent to make masks optional in schools so long that we remain in the yellow or green. It would further authorize the superintendent to return to mask requirements should we dip back into the red for that CDC chart that we just reviewed with the presentation that Dr. Pollio just gave us.” The motion received a second from Ms. McIntosh.

Dr. Shull wanted to know the percentage of students who are vaccinated.

Mrs. Duncan discussed the positivity rates with and without masks. She stated that the school positivity rate was the most important factor to her. She stated, “I think it is time for us to consider the guidance that the CDC is giving us and I would also support that we would move to masks being optional at this point.” She asked if the District has offered financial incentives to parents to have their kids vaccinated. She concluded by stating, “I would like to offer an amendment to the motion and I think we need to put a time limit on this authority that we are granting to the Superintendent to be able to look at this again in June.”

Mr. Marshall thanked everyone who has put in hard work over the past two years. He stated, “It is at a moment in time where it may be time for us to say - we've provided all the resources necessary, all the information is there and so families, adults, kids have what's necessary to protect themselves and have those things at their disposal.” He went on to say, “I think that there comes a time where we have to celebrate where we are and allow for an opportunity to learn this new way that is normal.”

Chair Porter expressed some concerns that she still has for students, staff, and families. She also shared some community input that she received via emails and said, “The biggest statement that stands out to me is - whatever the decision is, do not harass folks if they continue to want to wear a mask. That should be their decision.”

Dr. Kolb expressed more concerns and asked for clarification on the Superintendent’s authority in this motion.

Dr. Pollio clarified, “I do want to make it clear to our Board prior to the vote and to the public that if this is passed - if it is yellow it [masks] would be optional. If we go to red, we would go back and we would have mandated masks. That is the CDC Guidance - that's what I would follow.”

Mr. Craig withdrew his original motion and offered a new motion, which included a time limit to the authority granted to the Superintendent, as Mrs. Duncan suggested.

Order #2022-45 - Motion Passed: A motion that until June 30, 2022, the Board adopt the recommendations in the Kentucky Department of Public Health Guidance dated March 4, 2022, related to masking, and that the Board authorize the Superintendent to modify the COVID-19 Health Guidance Operations Plan in accordance with any future guidance issued by the KY Department of Public Health on those topics. Elements of the COVID-19 Health Guidance Operations Plan related to quarantining and isolation remain unchanged. This motion would authorize the superintendent to make a masking decision based on the green, yellow, red chart that we previously discussed. The motion passed with a motion by Mr. James Craig and a second by Ms. Sarah McIntosh.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	No
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Ms. Diane Porter	No
Dr. Corrie Shull	No

B. Acceptance of Update on Facilities

Dr. Pollio and his team provided an update focused on JCPS Facilities including new construction and major renovations; current challenges, the District Facility Plan and a vision for the future; and the impact of current bonding capacity. Each Board member had an opportunity to comment and ask questions.

Dr. Kolb asked, “How are we in the new construction - how are we upgrading ventilation?” He stated, “COVID mitigation, fresh air circulation has to be at the absolute top of the list of our concerns.”

Ms. McIntosh asked, “How many people do we have working on a daily basis or at least assigned to VanHoose and the LAM Building at any given time?”

Mr. Craig expressed excitement with the building process for the new schools and stated that he is hopeful that the Facilities Committee will be helpful with the long-term vision.

Dr. Shull questioned upgrades for security in schools and office buildings. He asked for more details regarding the plans for W.E.B. DuBois Academy.

Mrs. Duncan asked for more information regarding moving Central Office staff. She discussed the need for renovations at Fairdale High School.

Mr. Marshall discussed the new Dixie corridor elementary school and asked, “Is there any clarity that we have at this point on how we're communicating with staff as to who's getting priority for switching over or how we're giving options for transfers?” He also asked about naming the school.

Chair Porter asked about the daily/nightly schedule for the renovation/construction performed at schools. She then questioned safety upgrades/renovations. She asked, “Is there a written plan as it pertains to the fire alarm, the emergency lighting security, and the sprinkler system - is there a plan?” She also asked for a status update regarding having cameras installed in every school and funding for renovations. She concluded by asking for clarification on the bid process.

Order #2022-46 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education receive an update on Facilities. The recommendation passed with a motion by Mr. James Craig and a second by Ms. Sarah McIntosh.

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

C. Acceptance of Information on School Start Times

Dr. Pollio and his team provided an update on the project around school start times. Each Board member had an opportunity to comment and ask questions.

Dr. Kolb said that older kids need to start school later.

Ms. McIntosh acknowledged the attention given to special programs/alternative schools and said she looks forward to more information and conversations on this project.

Mr. Craig agreed with Dr. Kolb's comment. He said he hopes to work with staff and families to build consensus across the district on this project.

Dr. Shull acknowledged concerns he has received regarding alternative schools. He asked, "Do we know why students are chronically late at these schools?"

Mrs. Duncan stated that she received an overwhelming response of what people did not want. She said, "The challenge is when we start middle and high school later and if we can't start elementary later. That's our challenge, we can start middle and high later but elementary is limited. We can't get kids home after dark." She expressed hope that student assignment changes can make transportation more efficient.

Mr. Marshall agreed that older students need later start times. He briefly discussed the possibility of restructuring and looking at alternative schools to re-engage kids to help with chronic absences.

Chair Porter shared some of the feedback she received and said, "I have not received a positive email. So, that says to me that we have some work to do. And, I know this is the beginning of it but people feel like they are not being heard and also that we are not looking at the specific needs of some of our students."

Order #2022-47 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education receive an update on start times. The recommendation passed with a motion by Ms. Sarah McIntosh and a second by Mrs. Linda Duncan.

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

X. Consent Calendar

A. Report of Certified Leaves

B. Report of Personnel Actions

C. Recommendation for Approval of Organizational Charts and/or Job Descriptions

1. Recommendation for Approval of Organizational Charts and/or Job Descriptions – Human Resources

D. Recommendation for Approval of Field Trip Request

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

1. Recommendation for Approval of Bid and Revised BG-1 Form for Boiler and Chiller Replacement at Breckinridge-Franklin Elementary School

2. Recommendation for Approval of Bid and Revised BG-1 Form for Career and Technical Education Program Renovations at Fern Creek High School

3. Recommendation for Approval of Bid and Revised BG-1 Form for Fire Alarm Replacement at Kerrick Elementary School

4. Recommendation for Approval of Bid and Revised BG-1 Form for Rubber Floor Removal at Marion C. Moore School

5. Recommendation for Approval of Bid and Revised BG-1 Form for Wood Floor Installation at Marion C. Moore School

F. Recommendation for Approval of Revised BG-1 Form for Partial Roof Replacement at Jeffersontown Elementary School

G. Recommendation of Approval of Contract Completion and BG-4 Form for Gym Floor Replacement at Highland Middle School

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

1. Recommendation for Approval of Project Closeout and BG-5 Form for Stage Floor Replacement at Atherton High School

2. Recommendation for Approval of Project Closeout and BG-5 Form for Wood Door Replacement at Barret Traditional Middle School and Jefferson County Traditional Middle School

3. Recommendation for Approval of Project Closeout and BG-5 Form for Science Lab Renovation at Jeffersontown High School

4. Recommendation for Approval of Project Closeout and BG-5 Form for Data Center HVAC Unit Replacement at VanHoose Education Center

I. Recommendation for Approval of Construction Change Orders

J. Recommendation for Notification of Utility Easement and Refunding Agreement for New Middle School – East End

K. Recommendation for Approval of District Facilities Plan Hearing Report and District Facilities Plan

L. Recommendation for Approval of Bid Tabulations and Amendments.

- M.** Recommendation for Approval of Professional Services Contracts of \$20,000 or More
- N.** Acceptance of Summary of Professional Services Contracts for Fiscal Year 2021-22
- O.** Acceptance of Monthly Financial Report for Period Ended January 31, 2022
- 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.** Acceptance of Donations, Grants, and Funding
 - 1.** Acceptance of Donations and Small Grants
 - 2.** Acceptance of Funding from Boys & Girls Clubs of Kentuckiana for a 21st Century Community Learning Center at Frost Sixth Grade Academy and Stuart Academy
 - 3.** Acceptance of Funding from the Kentucky Department of Education for the Office of Transition Readiness
 - 4.** Acceptance of Funding from the Kentucky Department of Education for the Office of Transition Readiness
- R.** Recommendation for Approval of Carl D. Perkins Career and Technical Education Assurances
- S.** Recommendation for Approval of Agreements
 - 1.** Recommendation for Approval of Agreement with Class Act Credit Union
 - 2.** Recommendation for Approval of Student Teacher/Field Placement Agreement Amendment with Louisville Seminary
 - 3.** Recommendation for Approval of Agreement with T-Mobile
 - 4.** Recommendation for Approval of Data Sharing Agreement with SchoolCNXT
 - 5.** Recommendation for Approval of Data Sharing Agreement with DreamBox Learning
 - 6.** Recommendation for Approval of Data Sharing Agreement with Discovery Education
 - 7.** Recommendation for Approval of Data Sharing Agreement with Learning A-Z
 - 8.** Recommendation for Approval of Data Sharing Agreement with Paper Education Company, Inc.
- T.** Recommendation for Approval to Submit an Emergency Day Waiver Request to the Kentucky Commissioner of Education on Behalf of Stopher Elementary School
- U.** Recommendation for Approval of Payment of Out-of-District Expenses for Board Member
- V.** Recommendation for Approval of 2021-2022 and 2022-2023 School Calendar Amendments
- W.** Establishment of School Board Division Boundaries
- X.** Adoption of Set #7B and #8A of Board Policies as Part of the District Policy Review Cycle for (First Reading)

Mr. Craig pulled down item *X.V. Recommendation for Approval of 2021-2022 and 2022-2023 School Calendar Amendments* for discussion and a separate vote.

Order #2022-48 - Motion Passed: A motion to approve the consent calendar for March 8, 2022, minus item *X.V. Recommendation for Approval of 2021-2022 and 2022-2023 School Calendar Amendments* passed with a motion by Mr. Joseph Marshall and a second by Ms. Sarah McIntosh.

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

▪ **X.V. Recommendation for Approval of 2021-2022 and 2022-2023 School Calendar Amendments**

Mr. Craig stated, “What we just heard was that we're suffering with attendance and student achievement is tied to time in a classroom and so I’m concerned about forgiving those three days. It's my personal preference that we not forgive those three days and that we still have school.”

Mrs. McIntosh stated that she disagreed with Mr. Craig’s opinion and gave her rationale for allowing forgiveness on the three days.

Order #2022-49 - Motion Passed: A motion to approve consent item *X.V. Recommendation for Approval of 2021-2022 and 2022-2023 School Calendar Amendments* passed with a motion by Mrs. Linda Duncan and a second by Dr. Corrie Shull.

Mr. James Craig	No
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Ms. Diane Porter	Yes
Dr. Corrie Shull	Yes

XI. Board Planning Calendar

Mr. Craig requested a work session regarding staffing challenges heading into the next year and the overall teaching crisis.

Order #2022-50 - 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. James Craig and a second by Ms. Sarah McIntosh.

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

XII. Committee Reports

Dr. Kolb gave an update regarding when the next Policy meeting would be held.

Mr. Craig advised that each district may send a representative to join the Facilities Committee.

XIII. Board Reports

Dr. Kolb asked, "Can we have clarity on when Dr. Pollio will make his official decision so that parents know when the mandate officially ends?"

Dr. Pollio said that he would send out information tomorrow.

Dr. Shull gave a big shout-out to the Male High School basketball team.

Mr. Marshall acknowledged International Women's Day.

Chair Porter recognized Mr. Marshall for the article featuring him in the School Board Association Journal.

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

- Shannon Thornton discussed weekly COVID testing requirements and asked the Board to stop the unnecessary testing immediately.
- Brian Ray shared concerns regarding the proposal to change school start times.
- Miranda Stovall expressed concern with pornographic sexually explicit books within JCPS schools.
- Sarah Butryn expressed concern with the teacher shortage crisis.
- Jesse Judd discussed compensation and pay for teachers.

XV. Executive Session (If Necessary)

XVI. Action Item (If Necessary)

XVII. Adjournment

The meeting adjourned at 9:17 p.m.

Order #2022-51 - Motion Passed: A motion to adjourn the March 8, 2022, meeting of the Jefferson County Board of Education at 9:17 p.m. passed with a motion by Dr. Christopher Kolb and a second by Mr. Joseph Marshall.

Mr. James Craig	Yes
Mrs. Linda Duncan	Yes
Dr. Christopher Kolb	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	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**