



JEFFERSON COUNTY BOARD OF EDUCATION

Minutes of December 13, 2022

Meeting of the Jefferson County Board of Education held at VanHoose Education Center,
Stewart Auditorium, Louisville, Kentucky, on Tuesday, December 13, 2022.

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

STAFF MEMBERS PRESENT:

Superintendent Martin A. Pollio, Ed.D.

Matt Anderson, Executive Administrator of School Culture and Climate

Kevin Brown, General Counsel

Mikel Brown, School Safety Administrator

Kurron Carmichael, School Safety Administrator

Damon Cobble, Associate Re-engagement Transition

Erica Day, Associate Re-engagement Transition

Dr. Katy DeFerrari, Assistant Superintendent of School Culture and Climate

Stacie Gamble, Director Violence Prevention

Kenneth Martin, Director Juvenile Court Liaison

Robert Moore, Chief of Schools

Stan Mullen, Executive Administrator of Security and Investigations

Chris Perkins, Chief Operations Officer

Aarron Sparrow, Associate Re-Engagement Transition

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 the 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.

SPECIAL MEETING

The purpose of this special meeting was to have an executive session for discussions relating to pending and proposed litigation. Portions of the meeting were closed to the public pursuant to KRS 61.810 (1)(c) of the Kentucky Open Meetings Act.

I. Call to Order

Chair Porter called the December 13, 2022, Special Meeting of the Board of Education to order at 5:08 p.m. and made the following announcement.

“The Board will now conduct a closed executive session, as permitted by KRS 61.810(1)(c), for the purpose of a discussion relating to pending and proposed litigation. 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.”

II. Enter into Executive Session per KRS 61.810(1)(c) of the Kentucky Open Meetings Act

Order #2022-203 - Motion Passed: A motion to enter into Executive Session as permitted by KRS 61.810(1)(c), for the purpose of a discussion relating to pending and proposed litigation passed with a motion by Dr. Christopher Kolb and a second by Mr. James Craig.

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

III. Adjourn from Executive Session

The Board returned to open session at 6:26 p.m. No action was taken while in closed session.

Order #2022-204 - Motion Passed: A motion to adjourn Executive Session and return to open session 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. Possible Consideration of a Motion on Pending and/or Proposed Litigation

Chair Porter made the following announcement:

“The Board met in closed executive session, as permitted by KRS 61.810(1)(c), for the purpose of a discussion relating to pending and proposed litigation. 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 now entertain the following three motions:

Order #2022-205 - 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 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

Order #2022-206 - Motion Passed: A motion to authorize Board counsel to proceed with the filing of an appeal in the matter identified in closed session and pursuant to the facts discussed in closed session 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

Order #2022-207 - Motion Passed: A motion was made to authorize Board counsel to proceed with the joint filing of a Complaint with the Council for Better Education pursuant to the following resolution:

IT IS HEREBY RESOLVED that the Jefferson County Board of Education authorizes Superintendent Pollio and legal counsel to take all necessary steps to support the Council for Better Education, Inc. ("CBE"), in its legal challenge to the unconstitutionality of House Bill 9, including serving as a co-plaintiff, and the payment of any appropriate dues or assessments related to this school district's membership in CBE or its support of the referenced legal challenge.

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	Yes
Mr. Joseph Marshall	Yes
Ms. Sarah McIntosh	Yes
Ms. Diane Porter	Yes
Dr. Corrie Shull	Yes

V. Adjournment

The Special Meeting adjourned at 6: 30 p.m.

Order #2022-208 - Motion Passed: A motion to adjourn the special meeting at 6:30 p.m. passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

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

WORK SESSION

I. Call to Order

Chair Porter called the December 13, 2022, Work Session of the Board of Education to order at 6:30 p.m.

II. Recommendation for Approval of Meeting Agenda

Order #2022-209 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the agenda for December 13, 2022. The recommendation passed with a motion by Mr. James Craig and a second by Dr. Christopher Kolb.

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

III. Recommendation for Approval of Minutes of Previous Meeting

Order #2022-210 - Motion Passed: Superintendent Martin Pollio recommends the Board of Education approve the minutes of the November 29, 2022, Special Meeting. The recommendation passed with a motion by Mrs. Linda Duncan and a second by Dr. Corrie Shull.

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. Work Sessions

A. Work Session: District Safety and Violence Prevention Efforts

Dr. Pollio and District Leadership provided an overview of JCPS safety and violence prevention efforts. The overview included: an update on the Safety Administrator (SA) implementation; an introduction to the Violence Prevention Team and an overview of their work; recognition of community collaboration efforts and new grant opportunities; progress with the implementation of the Audio Enhancement technology; an update you on the School Safety Officer (SSO) and JCPS Police Department implementation; and a review of the potential use of Weapon Detection Systems in schools. Students Robert Phelps and Miles Romaine discussed their relationships with school safety administrators and were available to answer questions. Each Board member had an opportunity to ask questions. Multiple Board members expressed the desire to improve communication to help the community understand the work that is going into school safety and security.

Mr. Marshall asked if there are end-date safety goals for things like physicals and training. He then asked about facility needs/renovations and how that fits in this process.

Mrs. Duncan questioned metal detectors, facility space needs, law enforcement equipment/vehicles, and staff salary.

Mr. Craig questioned staffing numbers and the safety plan budget to increase staff in the coming years. He asked about concerns/considerations for metal detection systems. He stated that they must be ethical and implement these systems equally across the District. He asked about student-level reporting data of potential safety concerns to the administrators.

Ms. McIntosh wanted to ensure that they are making data-informed decisions around school safety. She expressed concern with community and school violence, vaping, and drug use. She questioned the use and procedures of drug-sniffing dogs in schools.

Dr. Kolb asked if there are any other districts in the country that are doing more around safety that the District could look to for better practices to consider incorporating into the JCPS Safety Plan. He asked about the implementation of Positive Behavioral Interventions and Supports (PBIS) and Restorative Practices.

Dr. Shull encouraged the continued support of SSOs and SSAs from the administrative level.

Ms. McIntosh recommendation that schools safety administrators are included as Handle With Care contacts. She then asked if there is a limit on the number of retirees that the District could hire.

Chair Porter asked for an explanation of how parents and community members know exactly what the Safety Plan is. She questioned how the District could attract and recruit more employees; she asked if salary is an issue. She stated that it is the Board's responsibility to ensure there are enough resources to support the safety plan, specifically for metal detectors and drug-sniffing dogs. She asked Mr. Mullen and Dr. Pollio what recommendations they would suggest to prevent guns in schools. She concluded by asking for a report regarding staffing, specifically with elementary schools who are sharing staff members.

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

There were no speakers at this time.

VI. 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 - Academic Services

2. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Exceptional Child Education

3. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Financial Services

4. Recommendation for Approval of Organizational Charts and/or Job Descriptions - Human Resources

D. Recommendation for Approval of Field Trip Request and Receipt of Report of Field Trips Approved by the Superintendent

E. Recommendation for Approval of the Project, Assignment of Architect/Engineer, and BG-1 Form for Gym Floor Replacement at Crosby Middle School

F. Recommendation for Approval of BG-1 Form for New School Building for W.E.B. DuBois Academy

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

1. Recommendation for Approval of Bid and Revised BG-1 Form for Partial Roof Replacement at Byck Elementary School

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

3. Recommendation for Approval of Bid and Revised BG-1 Form for Partial Roof Replacement at Wilder Elementary School

H. Recommendation for Approval of Contract Completion and BG-4 Form for Window Replacement at Maupin Elementary School

I. Recommendation for Approval of Construction Change Orders

J. Recommendation for Approval of Bid Tabulations, Contract Renewal, and Amendments

K. Recommendation for Approval of Professional Services Contracts of \$20,000 or More

L. 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

M. Acceptance of Donations, Grants, and Funding

1. Acceptance of Donations and Small Grants

N. Recommendation for Approval of Agreements

1. Recommendation for Approval of Memorandum of Agreement with Butler Traditional High School Baseball Boosters and Acceptance of Donation for a New Turf Field

2. Recommendation for Approval of Agreement with EverDriven Technologies, LLC.

3. Recommendation for Approval of Memorandum of Agreement with Fund for the Arts

4. Recommendation for Approval of Memorandum of Agreement with Gate of Hope Ministries International
5. Recommendation for Approval of Lease Agreement with the Galt House Hotel for Deeper Learning Symposium 2023
6. Recommendation for Approval of Confidential Data Privacy Agreement with CEV Multimedia
7. Recommendation for Approval of Confidential Data Privacy Agreement with CompTIA
8. Recommendation for Approval of Confidential Data Privacy Agreement with DreamBox Learning, Inc.
9. Recommendation for Approval of Confidential Data Privacy Agreement with Infobase Holdings, Inc.
10. Recommendation for Approval of Confidential Data Privacy Agreement with Interplay Learning, Inc.
11. Recommendation for Approval of Confidential Data Privacy Agreement with Multi-Health Systems Inc.
12. Recommendation for Approval of Confidential Data Privacy Agreement with Onshape, a PTC Inc.
13. Recommendation for Approval of Confidential Data Privacy Agreement with Project Lead the Way, Inc.
14. Recommendation for Approval of Confidential Data Privacy Agreement with PSST Acquisition LLC, DBA PSST LLC
15. Recommendation for Approval of Confidential Data Privacy Agreement with Workiva Inc.
- O. Recommendation for Approval of Shortened School Day for Three Exceptional Child Education Students
- P. Recommendation for Approval of 2022-2023 Comprehensive District Improvement Plan
- Q. Adoption of Set #10 of Board Policies as Part of the District Policy Review Cycle for (Second Reading)

Mrs. Duncan pulled *VI.P. Recommendation for Approval of 2022-2023 Comprehensive District Improvement Plan* for discussion and a separate vote.

Dr. Shull pulled *VI.F. Recommendation for Approval of BG-1 Form for New School Building for W.E.B. DuBois Academy* for discussion and a separate vote.

Order #2022-211 - Motion Passed: A motion to approve the Consent Calendar for December 13, 2022, minus items *VI.F. Recommendation for Approval of BG-1 Form for New School Building for W.E.B. DuBois Academy*, and *VI.P. Recommendation for Approval of 2022-2023 Comprehensive District Improvement Plan* passed with a motion by Mrs. Linda Duncan 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.P. Recommendation for Approval of 2022-2023 Comprehensive District Improvement Plan*

Mrs. Duncan questioned the goals and asked if the District is looking at the gaps within the groups.

Order #2022-212 - Motion Passed: A motion to approve Consent Calendar item *VI.P. Recommendation for Approval of 2022-2023 Comprehensive District Improvement Plan* passed with a motion by Mrs. Linda Duncan 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

▪ **VI.F. Recommendation for Approval of BG-1 Form for New School Building for W.E.B. DuBois Academy**

Dr. Shull wanted clarification on the planning process for a new school building on Rangeland Road and asked if space for only 1050 students would be enough. He asked what the relationship would be with Thomas Jefferson Middle School and George Unseld Early Childhood Center.

Chair Porter questioned how this plan would affect the plans to enlarge the playground for the George Unseld Early Childhood Center. She wondered if there would be enough land and requested a map showing what the new school campus would look.

Order #2022-213 - Motion Passed: A motion to approve Consent Calendar item *VI.F. Recommendation for Approval of BG-1 Form for New School Building for W.E.B. DuBois Academy* passed with a motion by Ms. Sarah McIntosh and a second by Dr. Corrie Shull.

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

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

Stephen Johnson discussed the need for revision on the JCPS Information Technology purchasing policy.

VIII. Adjournment

Order #2022-214 - Motion Passed: A motion to adjourn the December 13, 2022, Jefferson County Board of Education Work Session at 8:46 p.m. 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

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**