



**WAKE COUNTY BOARD OF EDUCATION  
BOARD MEETING MINUTES  
February 17, 2009**

<u>Board Members Present</u>	<u>Staff Members Present</u>	
Rosa Gill, Chair	Superintendent Del Burns	David Holdzkom
Kevin L. Hill, Vice Chair	Terri Cobb	Ann Hooker
Beverly Clark	Marvin Connelly	Julye Mizelle
Eleanor Goettee	Chuck Dulaney	Cathy Moore
Anne McLaurin	Stephen Gainey	David Neter
Ron Margiotta	Lloyd Gardner	Bev White
Lori Millberg	Donna Hargens	<b><u>Board Attorney Present</u></b>
Horace Tart	Don Haydon	Ann Majestic

Chair Rosa Gill called the meeting to order at 3:04 p.m. Everyone recited the Pledge of Allegiance.

**Chair's Comments**

- Ms. Gill shared that on February 11, a reception for the National Board Certified teachers was held at the North Raleigh Hilton. 197 educators earned National Board certification this year. Of the 197, 96 were elementary, 39 were middle, 61 were high school, and 1 Title I teacher. Two WCPSS schools, Millbrook Elementary and Wake Forest-Rolesville High School, had eight teachers to earn certification. Seven teachers earned certification at Lufkin Road Middle and Holly Springs High School. Six earned certification at West Cary Middle and Wakefield High. Five earned certification at Garner High and Green Hope High. With a total of 1,487 National Board Certified teachers, WCPSS employs the second largest number of National Board Certified teachers in the nation behind Broward County, Florida. Ms. Gill congratulated all of the newly Board Certified teachers and the teachers who successfully renewed their certification.
- On Monday, February 9, Ms. Gill spoke to the Wake Democratic Men regarding the Board Goal and education for every child.
- On Wednesday, February 18, following the Joint Meeting with the County Commissioners, Ms. Gill will be a presenter at the Senior Democrats Meeting. The topic will be the Board Goal.
- On Thursday, February 12, Ms. Gill and Dr. McLaurin attended a meeting for the North Carolina Business Community of Education. The purpose of the meeting was to discuss business involvement in ensuring a quality education for every child. Ms. Gill thanked the business community for their support.
- Ms. Gill shared that during the last several weeks, she has been asked to do several presentations related to Black History Month. A presentation will be given on Saturday, February 21 at First Baptist Church on Wilmington Street in Raleigh and another for the Herb Young African American Youth Conference in Cary.

**Superintendent's Comments**

- Dr. Burns announced that 18 magnet schools received national awards from the Magnet Schools of America. The following schools were selected for the School of

Excellence Award and are in the running to be named the top magnet school in the country:

Farmington Woods Elementary,  
Joyner Elementary,  
East Garner Middle,  
Ligon Middle, and  
Enloe High School.

Thirteen schools also received the School of Distinction Award. The schools include:

Brooks Elementary,  
Bugg Elementary,  
Combs Elementary,  
Douglas Elementary,  
Fuller Elementary,  
Hunter Elementary,  
Powell Elementary,  
Underwood Elementary,  
Wiley Elementary,  
Carnage Middle,  
Centennial Middle,  
East Millbrook Middle, and  
Martin Middle.

Dr. Burns congratulated each of the schools for a job well done.

- Dr. Burns shared that the following students have been selected as candidates for the United States Presidential Scholars Program:  
Michael Nokes, Apex High School,  
Brina Monian, Green Hope High School,  
Cheryl Scitter, Green Hope High School,  
Hannah Darst, Enloe High School,  
Daniel Vitek, Enloe High School, and  
Parick Short, Sanderson High School.

The program was established in 1964 to recognize and honor some of our nation's most distinguished graduating seniors. Students are chosen on the basis of their accomplishments in several areas including academic and artistic success, leadership and involvement in school and the community. These students will now complete an application that includes essays, self-assessments, and recommendations. The semi-finalists will be posted in April and scholars will be announced in May.

- On Wednesday, February 11, the Wake County PTA Council presented the annual Reflections awards. Dr. Burns assisted Kim Genardo from NBC 17, Sarah Martin, PTA Council President, and Julie Henry, PTA Council, in recognizing 68 students for their artistic talent. Of the 68 students, the following students were also winners at the district level and will compete at the state level. In the area of literature, Andrea Huynh, a 2<sup>nd</sup> grade student from Davis Drive Elementary, John Mitchell, a 5<sup>th</sup> grade student at Baucom Elementary, and Jennifer Li, a junior at Enloe High School. In the area of visual arts Anna Holshouser, a third grade student at Lead Mine Elementary, Katelyn Schubel, an 8<sup>th</sup> grade student at Daniels Middle School and Laura Cyreen, a senior at Millbrook High School. In the area of photography,

Michael Li, a 2<sup>nd</sup> grade student at Salem Elementary, Jennifer Li, an 11<sup>th</sup> grade student at Enloe High School. In the area of video/film production, Nathaniel Brooks, a 5<sup>th</sup> grade student at Baileywick Elementary, Clay Connors, an 8<sup>th</sup> grade student at Salem Middle School, and Justin Poliachik, an 11<sup>th</sup> grade student at Apex High School. In the area of dance choreography, Dorrit Eisenbeis, a 1<sup>st</sup> grade student at Fuller Elementary, Athen Kuang, a 3<sup>rd</sup> grade student at Davis Drive Elementary, and Grayson Troxler, an 8<sup>th</sup> grade student at Martin Middle School. Dr. Burns thanked the staff and students at Cary High School who hosted the event and the Navy ROTC who presented the Colors for the Pledge of Allegiance. Navy ROTC students included Assu Abashouk, Rebecca Law, Grace Early, and Ian Colement. Dr. Burns thanked Tempest Farrar, a senior at Cary High School, who gave a wonderful rendition of the National Anthem.

- Enloe High School senior, Brandon Young, was chosen for the 2<sup>nd</sup> consecutive year as one of four student representatives from the United States to display his scientific project at the Beijing Youth Science Competition held March 17-25 in Beijing, China. Brandon's research was conducted during the summers of 2007 and 2008 under the supervision of Dr. Clay Clark, Department of Molecular and Structural Biochemistry at N. C. State University. Brandon's project, entitled "Finding a Structure Based Approach to Determine PAC-1 Activation Mechanism of (Pro) Caspase-3", studies the use of the human body's natural death cell system to reverse its own defects to reduce or eliminate cancerous tumors.
- Eight Wake County Public Middle School students were honored at Barton College for their winning entries in the National Scholastic Art Awards competition. The Gold Key winners were; Jonathan Hermengildo and Lindsey Suttle from Ligon Middle School, Noah Haselhuhn, Renee Daigle, and Tianna Knuckles from Zebulon GT Magnet Middle School. The Silver Key winners were; Sadie Egan, Noemi Jimenez, and Hannah Robertson from Zebulon GT Magnet Middle School. The gold key recipients will advance to the national competition in the spring.
- West Millbrook Middle School 8<sup>th</sup> grader, Mason Park, has been named a top runner-up in the 2009 Prudential Spirit of Community Award in North Carolina. The award is a nationwide program recognizing young people for outstanding community service. Mason helped raise thousands of dollars to fund blood cancer research and patient services and has collected toys and books for patients at local children's hospitals. Mason will receive an engraved bronze Distinguished Finalist medallion to commemorate the award.
- Wake Forest-Rolesville senior, Austin Shaw, has been named one of North Carolina's top two youth volunteers in the Prudential Spirit of Communities Award. Austin organized a 5K race and raised thousands of dollars to provide bunk beds and scholarships for children at a vocational school in Uganda. Austin learned about the dire conditions at the school through the organization Embrace Uganda. With 120 runners plus corporate sponsors, Austin was able to donate 30 new bunk beds to the school and fund scholarships for 20 children. Austin will receive a \$1,000 award, an engraved silver medallion, and a trip to Washington, DC for several days of special recognition events.
- The Elementary Team, the Area Special Assistants, and Evaluation and Research Administrators are collaborating to assist elementary data teams by providing three work sessions during the year. The second session, held earlier this month, focused

on making connections among the leading indicators related to the Board Goal, school-specific data, and the School Improvement Plan.

- Fuquay-Varina High School Band Director Matt Edwards was named the 2008-2009 Central District Band Director of the Year. The award is presented by the North Carolina Bandmasters Association.
- At the request of Senator Howard Lee, Cynthia Chamblee made a presentation about Project Enlightenment to the State Board of Education on February 5. Senator Lee made very gracious remarks about Project Enlightenment and how their work supports the mission of the State Board, especially in how parents are engaged. At the Closing of his remarks, he asked Cynthia to convey to the members of the Board of Education his appreciation for the school system's support of early childhood education.
- Director of Health Services Kelly Creech has been asked to join the UNC Advisory Board for Diabetes. The appointment will provide WCPSS with valuable information and allow WCPSS to influence school level assistance throughout the region.
- Ten Wake County Public Schools have earned the American School Counselors RAMP Award (Recognized American School Counselors' Association Model Program). The schools include, Hodge Road Elementary, Holly Grove Elementary, Wildwood Forest Elementary, Millbrook Elementary, Wakefield Middle, East Millbrook Middle, East Wake Middle, Reedy Creek Middle, and Leesville Road High School. Schools earn RAMP designation by aligning their program with the American School Counselors Association model, by evaluating and improving their program, and by focusing the counseling program on student achievement and academic success.
- The Elementary Science Leadership met on February 11. The purpose of the group is to improve communication about science and ensure the fidelity of implementation of the science program. There are 80 members in the group representing different schools across the district. Topics included input for science interventions and extensions for the Learning and Teaching Guide, how K-2 teachers will use the new science assessments, and input on design of a survey about current needs.
- On February 5, a Wake County District Wide Title I Parent Advisory Council Session was held. The topic of the session was the "Importance of Male Role Models." Bryon Garrett, National PTA Executive Officer, was the guest speaker. Panel members also included principal, Nolan Bryant, and Co-Chair of the RACG Committee, Derrick Byrd. Dr. Burns thanked the Title I Team for organizing the session.
- Dr. Burns shared that February is National Career and Technical Education Month, and this year's motto is "CTE: Building Blocks for a Successful Career." Dr. Burns thanked all of the CTE educators for what they do every day to serve the thousands of students who are enrolled in CTE courses in the county. In an era of ever increasing accountability for meeting the needs of a growing and diverse population of students with a wide range of strengths, interests, and needs, CTE educators consistently rise to the challenge and provide quality instruction and career guidance.

- Marvin Connelly, Assistant Superintendent, recently presented the WCPSS faith-based Adopt-a-School initiatives at a national conference, The Conference of Minority Public Administrators (COMPA).
- Dr. Burns congratulated the Purchasing Department who met requirements to receive the 2008 Sustained Professional Purchasing Award. The award is presented annually by the Carolinas Association of Governmental Purchasing to member agencies that have demonstrated excellence in purchasing standards during the calendar year. The criteria for the award include the use of technology, minority outreach, staff certification, vendor/customer training, and the use of recycled products. The award will be presented at the Spring Conference in March. The WCPSS Purchasing Department is 1 of the 13 agencies throughout the association to receive the award.

### **Board Members' Comments**

- Ms. Gill reminded Board members of the Joint Meeting with County Commissioners on Wednesday, February 18, at 9:00 a.m. in the ground floor conference room at the Wake County Office Building.
- Ms. Clark shared that Brandon Young's (who was recognized by Dr. Burns) father is the Crime and Safety Control Secretary for the state of North Carolina. Ms. Clark also recognized a boy scout in the audience attending the meeting for citizenship in the community merit badge.
- Ms. Gill recognized Superintendent Patrick Miller from Greene County in the audience who came to observe the Board meeting.

### **APPROVAL OF THE MEETING AGENDA**

Ms. Gill requested to pull the Board Advisory Council Nomination from the Consent Agenda and POLICY 1510: Policy Development for First Reading was added to the Action Agenda.

Mr. Margiotta requested to move Information Item #3, OFFSITE ROAD IMPROVEMENTS FOR PANTHER CREEK HIGH MODULARS to the Action Agenda.

Dr. McLaurin requested to move Consent Item #2 under Student Achievement, AMENDMENT ONE TO MAXIM HEALTHCARE SERVICES, INC. to the Action Agenda.

Ron Margiotta made a motion to approve the amended Meeting Agenda, seconded by Kevin L. Hill. The motion was unanimously approved.

### **INFORMATION ITEMS**

#### **1. BOOSTER PROGRAM FOLLOW-UP**

Students who began at Mt. Vernon in August 2008 are currently enrolled in the ninth grade at Mary Phillips in such classes as English 9 and Algebra I part II. Fiscal Implications: No fiscal implications at this time. Recommendation for Action: This item is for information only.

Marvin Connelly, Karen Hamilton, and Fran Hughes presented information to the Board. Mr. Connelly shared that the Boosters Program is an initiative to reduce dropouts in WCPSS as well as to help students graduate on time. Students are middle school students who have been identified as being over-age for middle school, but students who have the skill set to be successful in high school.

Ms. Hughes shared that the Fall Cohort that entered the program were over-age eighth graders by one or two grade levels. Typically 30% of the students that enter the program are over-age by two grade levels. To enter the program, students had to meet the criteria of being a level 3 or 4 on EOG's, an A/B student, and have minimal discipline issues.

Ms. Hughes shared that the staff reviewed the data on the students, and based upon the data offered Algebra I Part I to the cohort and transitioned the students into Algebra I Part II in high school, which was a huge success. 12 of the 14 students entered into Algebra I Part II, the 12 students earned either an A or B. Also, these students took a rigorous English course which prepared them to take high school English. The students took science and social studies on an every other week basis and every afternoon the community service component was still used. Students engaged in the bicyclery, volunteered weekly at the Total Life Center, tutored at Bridges Elementary School, and were responsible for the recycling program at Mt. Vernon.

Ms. Hughes shared that the Spring Cohort are over-aged 7<sup>th</sup> graders who are completing one year of 7<sup>th</sup> grade in 18 weeks and one year of 8<sup>th</sup> grade in 18 weeks. The students that participated in the spring cohort have been successful in high school. After the first year, many students returned to their base high school after leaving Mary Phillips. The students at Mt. Vernon in the spring, successfully transitioned to their base high schools.

Data for the spring 2008 Cohort showed that 36 credits were attempted, with 22 credits earned which equates to a 61% success rate. The original group (fall cohort) had 76 credits attempted with 66 credits earned which equates to 87% success rate. To date, there have been 112 credits attempted, for a 78% success rate without completed courses.

Students Dominique Blyther, Giovanni Hernandez, and Rachelle Hall from the Boosters Program shared very heartfelt and compelling stories of their accomplishments and time in the program.

## **2. GOVERNMENT IMMUNITY**

Presently, North Carolina has legislation, which grants governmental immunity to public schools and their employees. The Legislature is considering the adoption of a new law to eliminate governmental immunity for public schools, cities, and counties with some exclusions. Board members will receive information related to the impact of adopting this law. Fiscal Implications: None. Recommendation for Action: The item is presented for information only.

Ann Majestic, Board Attorney, presented information to the Board. Ms. Majestic shared that the Legislature is looking to adopt a new law to eliminate governmental immunity for public schools and other governmental agencies. Governmental immunity is a long established principle of law where the sovereign is immune from suit as a principle of law.

State law provides that a school board waives governmental immunity to the extent it obtains insurance coverage. The waiver only applies to the extent the board has insurance for a tort claim. WCPSS's Risk Management Office has learned from the insurance carrier that if North Carolina changes the law and eliminates governmental immunity, insurance industry rates in North Carolina could increase substantially. Any premium increase would also be impacted in future years.

Ms. Majestic informed the Board that governmental immunity was not on their Legislative Agenda and that staff had not received direction from the Board whether to take position for the school system on the issue. Significant legislators have been involved in initial conversation about the legislation and may need to hear from the Board's leadership if the Board has a position.

Ms. Clark stated that upon discussion, the Board should authorize the Board chair to send a letter stating the consequences to the Board and to the citizens of the community for the loss of immunity.

Ms. Millberg shared that in the letter, the Board chair should ask that they not do this, but if they do, provide the funding for it. Ms. Majestic reminded the Board that if the law was passed, funding would come from the Board's local funds, because there is no allocation from the state for liability coverage.

Ms. Majestic shared that other districts in North Carolina participate in the NCSBA Insurance Trust program, while the other school system's either have their own insurance and are self-insured to a degree or are part of other governmental self-insurance pools.

After discussion and comments, Beverley Clark made a motion to amend the Meeting Agenda to add Government Immunity to the Action Agenda. The motion was seconded by Lori Millberg. The motion was unanimously approved.

Beverley Clark made a motion to direct Board counsel, Board leadership, and the superintendent to send correspondence to the Wake Delegation and other members of the General Assembly indicating that governmental immunity is now a part of the Board's Legislative Agenda and that the Board is opposed to the elimination of governmental immunity for school boards and other governmental agencies. Ms. Majestic requested that the Board give the chair and vice-chair flexibility that it not be limited to a letter, but that they contact the legislators. The motion was seconded by Lori Millberg. Ms. Millberg reiterated that if legislators go forward with governmental immunity, that it be funded by the state. The Board voted 7 to 1 with Beverley Clark, Horace Tart, Lori Millberg, Kevin L. Hill, Eleanor Goettee, and Anne McLaurin voting "yes", and Ron Margiotta voting "no". The motion passed.

#### **PUBLIC COMMENT – 4 P.M.**

*Citizens who signed up to address the board during public comment will be called on in priority order first for items on the agenda and then for items not on the agenda. Each individual speaker will be allowed three minutes for remarks. Issues or concerns involving personnel matters are not appropriate for this public comment setting.*

- **Sabra Faires** - Ms. Faires expressed her concern regarding the overcrowding at Panther Creek High School where students are having classes in the girls locker room and multiple classes in the library. Ms. Faires shared her frustration with the Board of seeing approximately 20 unoccupied trailers on the campus since before school started. Ms. Faires urged the Board to resolve the impasse with the Cary Town Council regarding the offsite road improvements so that students can occupy the trailers.

### CONSENT ITEMS

Eleanor Goettee made a motion to approve the Consent Agenda, seconded by Kevin L. Hill. The motion was unanimously approved.

### APPROVAL OF MEETING MINUTES

November 12, 2008	-	Human Resources Committee Meeting Minutes
December 2, 2008	-	Closed Session Meeting Minutes
January 5, 2009	-	Apex High School Public Hearing Minutes
January 6, 2009	-	Committee of the Whole Meeting Minutes
January 8, 2009	-	SE Raleigh High School Public Hearing Minutes
January 12, 2009	-	Millbrook High School Public Hearing Minutes
January 13, 2009	-	Facilities & Operations Committee Meeting Minutes
January 13, 2009	-	Policy Committee Meeting Minutes
January 13, 2009	-	Student Achievement Committee Meeting Minutes
January 14, 2009	-	Fuquay-Varina High School Public Hearing Minutes
January 15, 2009	-	East Wake High School Public Hearing Minutes
January 22, 23, 26, & 28 2009	-	Board of Education Work Session Meeting Minutes
January 22, 2009	-	Closed Session Meeting Minutes
January 28, 2009	-	Board Room Public Hearing Minutes
February 3, 2009	-	Board Room Public Hearing Minutes
February 3, 2009	-	Committee of the Whole Meeting Minutes
February 3, 2009	-	Board of Education Meeting Minutes
February 3, 2009	-	Closed Session Meeting Minutes
July 15, 2008	-	Closed Session Meeting Minutes

### FINANCE

#### **1. REPORT OF ADMINISTRATION APPROVED CONTRACTS**

The attached summaries are provided as information in accordance with Board Policy 8361. The summaries list all change orders, and contracts having a value greater than \$50,000 and not over \$100,000, and purchase orders in excess of \$250,000 for January 2009. Fiscal Implications: Not applicable. Recommendation for Action: Not applicable.

### FACILITIES

#### **1. UNDERGROUND STORAGE TANK (UST) REMOVALS AND SOIL REMEDIATION SERVICES: H-7**

Negotiations have been completed with Froehling & Robertson, Inc. to provide UST removals, environmental services, and additional assessment services for the H-7 school site for an amount not-to-exceed \$139,824.50, in accordance with the Master



Environmental Services Agreement. As part of the purchase agreement for H-7 site acquisition, an escrow account was established with the Seller's funds for the payment of costs associated with UST removal and remediation, and demolition of an existing house (and asbestos abatement related thereto) as is necessary to the remediation process. \$216,000 is on deposit with Metro Title Insurance Company, who is serving as Escrow Agent, which amount was estimated to be 150% of the original estimated costs for remediation. WCPSS staff will manage the remediation processes, but the costs thereof will be paid directly from the escrowed funds. In addition to the contract with Froehling and Robertson, contracts with other vendors for asbestos abatement and demolition will be forthcoming and will be paid from the escrow funds, with an estimated cost of those additional services expected to be no more than \$20,000. A copy of Froehling & Robertson's fee proposal, the Escrow Agreement, and a letter from the Title Insurance Company are attached hereto. Fiscal Implications: None. Funding is available from the seller's escrowed funds on deposit with Metro Title Insurance Company. Recommendation for Action: Board approval is requested.

## **STUDENT ACHIEVEMENT**

### **1. DRIVER EDUCATION CONTRACT RENEWAL 2009-2010**

- Statutory authority G.S. 20-881, 115C-216 and Title 16 of the N.C. Administrative Code provide enabling authority to contract for Driver Education Program Services.
- In July 2007, a new contract with the two-year renewal option was awarded to Jordan Driving School. We are completing the second year of the contract.
- Jordan Driving School has provided quality service to students and has cooperated regarding all program modifications.
- Recommend renewal of contract for Driver Education Program Services to Jordan Driving School, Inc.

Fiscal Implications: Total projected contract cost is \$2,140,000.00 based on 10,000 students. The N.C. Department of Transportation Allocation will fund all costs of the program for Driver Education. No local funds will be used to support this program.

Recommendation for Action: This is presented to Wake County Public School System's Board of Education to approve the contract for Driver Education with Jordan Driving School for the period of July 1, 2009 to June 30, 2010.

### **2. TITLE I SUPPLEMENTAL EDUCATIONAL SERVICES: ACADEMIC PLUS**

Under "No Child Left Behind", a Title I school that has not met Adequate Yearly Progress (AYP) goals for three consecutive years, must offer Supplemental Educational Services (SES) for all eligible students. Students are eligible if they qualify for free/reduced lunch. These services must be offered by a provider that is approved by the Department of Public Instruction. Parents select the provider from the approved list. Additional funds need to be encumbered to accommodate the second enrollment period at Wendell and York Elementary and to serve eligible students at Brentwood Elementary. Approximately 110 students at Wendell, York and Brentwood Elementary have selected Academics Plus as their SES provider. Fiscal Implications: The state-approved maximum allocation per student is \$1,309.85. The total cost of the services for 110 students is \$144,083.50. Recommendation for Action: Staff recommends the Board approve the amended contract.

### **3. GRANT PROPOSALS**

- Competitive (#005709): American Academy of Dermatology, Shade Structure Program / Individual Schools.
- Competitive (#005809): Fiskars Project Orange Thumb / Individual Schools.
- Collaborative (#005909): The Wake County Juvenile Crime Prevention Council (JCPC) and Wake County Human Services (WCHS) Juvenile Justice Funding / Individual Schools.
- Collaborative (#006009): Office of Juvenile Justice and Delinquency Prevention (OJJDP) Gang Prevention Coordination Assistance Program / Individual Schools.
- Collaborative (#006109): 5 Star Restoration Program / Individual Schools.

Fiscal Implications: Any required cash and/or in-kind matching contributions vary by grant program. Recommendation for Action: Staff is requesting Board approval.

### **HUMAN RESOURCES**

#### **1. RECOMMENDATIONS FOR EMPLOYMENT**

- a. Professional
- b. Support

### **ACTION ITEMS**

### **FACILITIES**

#### **1. OFFSITE ROAD IMPROVEMENTS FOR PANTHER CREEK HIGH MODULARS**

As a condition of approval of the site plan for installation of modular classroom units at Panther Creek High School, the Town of Cary requires that Wake County Public School System comply with its Adequate Public Facilities ordinance by constructing off-site improvements to highway NC-55. Additional information will be provided. Fiscal Implications: To Be Determined. Recommendation for Action: For information only.

Ms. Gill updated the Board stating that at the last Board meeting the Board made a motion for the leadership to meet with the Cary Town Council to negotiate up to \$750,000 toward road improvements. The leadership did talk with the Cary Town Council, however, they said that they were not given permission by their Board to negotiate or discuss anything other than what they discussed previously.

Ms. Gill sent a letter to the Town Council and received a response back from Mayor Weinbrecht in which he stated that the item was not placed on the agenda because no two members of the council were willing to add it to the agenda for last Thursday's meeting.

Ron Margiotta made a motion to reallocate \$1,400,000 from the Cary High Renovation project to the Offsite Infrastructure Improvements line item. The reallocation will provide funding for construction of off-site improvements to Highway NC-55 in compliance with the Town of Cary Adequate Public Facilities ordinance, in connection with installation of new modular classroom units. And with the reallocation, staff requests approval to proceed with the design and construction of the required improvements. The motion was seconded by Horace Tart.

Ms. Clark shared that the motion's resolution should be modified to state that the Board is re-appropriating savings for this purpose. It was clarified by counsel that the motion was about reallocating funds, and that it does not involve an additional appropriation.

Mr. Haydon shared that additional funds are not needed. Staff would be moving funds that have already been appropriated from savings in one project to another. Along with the extension of time to complete the road improvements, the Board will have to enter into a Bonding Agreement in which attorneys have begun negotiations, but have only gotten so far.

After several comments and clarifying comments from the Board, attorney Kenneth Hayward stated that in addition to the allocation of funds, the Board would also need to enter into a Commitment to Construct Road Improvements, which would be a legally binding document between the two boards. The commitment would ensure that the Town Council agree to allow the Board of Education to go forth and receive appropriate documentation to have the mobile units populated with students and staff before the Board has the road improvements completed. The Board of Education's commitment would be that they would agree to make the necessary road improvements and fund the cost of it.

Ms. Gill restated the motion that was made by Mr. Margiotta for a resolution reallocating up to \$1.4 million for the offsite road improvements to Highway 55 in compliance with the Town of Cary Adequate Public Facilities ordinance. With no further discussion, the motion was unanimously approved.

Eleanor Goettee made a motion to authorize staff to enter into a Commitment to Construct Required Road Improvements between the Cary Town Council and the Board of Education. The motion was seconded by Kevin L. Hill. The motion was unanimously approved.

## **2. NAME FOR NEW HIGH SCHOOL IN RALEIGH (H-6)**

On October 20, 2008, the Board of Education acquired 80.80 acres for use as a high school in the H-6 target area, with a school scheduled to open in 2011. Naming of the new high school is now required. The following names are proposed for consideration: (1) Northside High, (2) Forest Ridge High, (3) Creekside High, and (4) Oak Ridge High.

Northside High is proposed as it identifies the area of the town in which the school site is located. Forest Ridge High is proposed because of the site's topography, its long history as forested land, and its location along Forestville Road. Creekside High is proposed because of the site's location along Big Branch Creek, which is the southern boundary of the site. Oak Ridge High is proposed because of the site's topography and existing vegetation. Staff recommends name selection of Forest Ridge High. Fiscal Implications: None. Recommendation for Action: Staff requests Board approval.

Betty Parker presented the information to the Board. Eleanor Goettee made a motion to approve, seconded by Kevin L. Hill. Ms. Clark reiterated that based upon information shared with the Board from the Superintendent during Committee of the Whole, that naming the school does not guarantee that it will be built anytime soon. Ms. Gill

reiterated that the school will be built, just uncertain as to when.

With no further questions or comments, the Board unanimously approved the motion.

## **STUDENT ACHIEVEMENT**

### **1. AMENDMENT ONE TO MAXIM HEALTHCARE SERVICES, INC.**

Since the beginning of the school year, we have had an increase in the number of students requiring nursing services. We are increasing this contract by \$150,000 to cover additional costs. Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$150,000 to pay the cost of these services.

Recommendation for Action: Board approval is requested.

Ron Margiotta made a motion to approve, seconded by Lori Millberg. Bob Sturey presented information to the Board regarding the increase in the number of students requiring nursing services. The types of services that are included in the contract are with students who are significantly impaired or medically fragile who require nursing services for the majority of the day or the entire day, and in a few instances ride the bus with the students.

Mr. Sturey shared that there has been an additional 5 students that require services bringing the total to 16. The average cost last year was \$28,500 per student, this year the cost is \$30,000 per student. After several statements and comments, the Board voted unanimously to approve the motion.

## **POLICY**

### **1. POLICY 1510: POLICY DEVELOPMENT**

*Policy Revision: First Reading*

Revisions to Policy 1510- Policy Development were adopted on December 2, 2008. Related R& P includes a new format as a result of recommendations from the Curriculum Management Audit and the North Carolina School Boards Association. The recommended outline format provides clarity and makes the policies easier to read and locate information for the public and staff. The major revisions in this policy reflect format changes. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

Terri Cobb presented information to the Board and requested that first reading be placed on the Action Agenda while second reading be placed on the Consent Agenda at the next Board meeting.

With no further discussion or comments, Eleanor Goettee made a motion to approve, seconded by Horace Tart. The motion was unanimously approved.

### **2. BOARD POLICY 2334, 3034, 4034, 6034 REGISTERED SEX OFFENDERS**

*New Policy: First Reading;; Request Waiver of Second Reading*

This is a new policy that was written by Tharrington Smith in response to NC House Bill 933/ S.L. 2008-117, The Jessica Lunsford Act. The Jessica Lunsford Act was written to put greater legal obligations and restrictions on registered sex offenders. This policy is written to further support the Jessica Lunsford Act. Fiscal Implications: None.

Recommendation for Action: Staff is requesting Board approval.

Terri Cobb presented information to the Board. Ms. Majestic answered clarifying questions regarding the policy and the additions made to the policy at Committee of the Whole.

Eleanor Goettee made a motion to approve the policy with the corrections that were made during Committee of the Whole for first reading and waiver second reading. The motion was seconded by Horace Tart. The motion was unanimously approved.

### **CLOSED SESSION**

Kevin L. Hill made a motion to go into Closed Session at 4:44 p.m. to consider confidential personnel information protected under G.S. 143-318.11(a)(6) and 115C-319, to consider confidential student information protected under G.S. 115c-402 and the Family Educational and Privacy Rights Act, 20 U.S.C. 1232g, and to consult with an attorney employed or retained by the Board in order to preserve the attorney-client privilege as provided in G.S. 143-318.11(a)(3). The motion was seconded by Lori Millberg. The motion was unanimously approved.

### **ACTION ITEMS – Cont’d**

#### **HUMAN RESOURCES**

##### **1. RECOMMENDATION FOR ADMINISTRATIVE APPOINTMENT(S)**

Lori Millberg made a motion to approve the following Administrative Appointment(s):

- (1) Peggy Churn, Retiree to Interim Assistant Principal at Douglas Elementary School, effective date February 18, 2009. (Interim position)
- (2) Cynthia Griffin, Retired Assistant Principal to Interim Assistant Principal at Mills Park Elementary, effective date February 18, 2009. (Interim position)
- (3) Charles Langley, Retiree to Interim Principal at West Lake Elementary School, effective date March 2, 2009 (Interim position)
- (4) Kay Moody, Retiree to 60% Assistant Principal at North Garner Middle School, effective date February 18, 2009 (Interim position)

The motion was seconded by Beverley Clark. The motion was unanimously approved.

Eleanor Goettee made a motion to go back into Closed Session at approximately 5:20 p.m. The motion was seconded by Beverley Clark.

#### **ADJOURNMENT**

With no further business coming before the Board, Ron Margiotta made a motion to adjourn, seconded by Kevin L. Hill. The meeting adjourned at approximately 6:15 p.m.

Respectfully submitted,

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Rosa U. Gill, Chair, Wake County Board of Education

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Del Burns, Superintendent, WCPSS

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Melissa R. Christmas, Recording Secretary