



## WAKE COUNTY BOARD OF EDUCATION BOARD MEETING MINUTES

May 5, 2009

<u>Board Members Present</u>	<u>Staff Members Present</u>	
Rosa Gill, Chair	Superintendent Del Burns	Don Haydon
Beverly Clark	Terri Cobb	David Holdzkom
Eleanor Goettee	Danny Barnes	Ann Hooker
Patti Head	Kathy Chontos	Julye Mizelle
Anne McLaurin	Marvin Connelly	David Neter
Ron Margiotta	Joe Desormeaux	Andre Smith
Lori Millberg	Chuck Dulaney	Bev White
Horace Tart	Michael Evans	Mark Winters
	Stephen Gainey	
	Lloyd Gardner	<b><u>Board Attorney</u></b>
	Donna Hargens	Ann Majestic

Chair Rosa Gill called the meeting to order at 3:05 p.m. Everyone recited the Pledge of Allegiance.

### Chair's Comments

- Ms. Gill shared that on behalf of the Wake County Board of Education, she thanked the more than 9,000 teachers that serve the students in the WCPSS. In recognition of WCPSS teachers, Ms. Gill presented the following resolution.  
**WHEREAS**, teachers make public schools exceptional by working tirelessly to serve our children and the community with the utmost professionalism; and  
**WHEREAS**, teachers work to open students' minds to ideas, knowledge, dreams, and new possibilities for the future; and  
**WHEREAS**, teachers keep American democracy alive by laying the foundation for good citizenship; and  
**WHEREAS**, teachers fill many roles, as listeners, explorers, role models, motivators, and mentors; and  
**WHEREAS**, teachers continue to seek methods to ensure all students graduate on time prepared for the future; and  
**WHEREAS**, teachers impact the lives of their students long after school days are only memories;  
**NOW, THEREFORE, BE IT RESOLVED**, that the Wake County Public School System and the Wake County Board of Education wish to honor and thank teachers for their commitment and dedication to ensuring that all children receive a quality education.

**Approved and adopted this 5<sup>th</sup> day of May 2009.**

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Rosa Gill, Chair  
Wake County Board of Education

- Beverley Clark made a motion to approve the resolution; seconded by Ron Margiotta. The motion was unanimously approved.
- Ms. Gill made a special presentation of the Resolution that was adopted on April 29, 2009 by the Wake County Board of Education to the Malone children in honor of their dad, the late North Carolina Senator Vernon Malone. Rod Malone gave brief comments regarding the presentation and the lasting impression his Dad had on public education.
- Several Board members and Board attorney Ann Majestic shared comments with the family on the impact Senator Malone had on public education.

### **Superintendent's Comments**

- Dr. Burns shared that four Wake County teachers have been honored with the Diane Kent-Parker First-Year Teacher Award, the award named after the late WCPSS teacher recruiter. The award recognizes outstanding first-year elementary, middle, and high school teachers who are nominated by his or her principal and school and who have shown significant professional success during his or her first year of teaching. This year's winners are Ryan Williams of Rand Road Elementary, Jessica Benton of Underwood Elementary, Michael Dunbar, Jr. of East Garner Middle, and Austin James of Millbrook High School.
- Lisa Cox, a teacher assistant for the Cross Categorical Resource classroom at Swift Creek Elementary, was named the 2009 WCPSS Teacher Assistant of the Year during a banquet held at the McKimmon Center on April 27. The Teacher Assistant of the Year finalists included:
  - Toni Alford, Wilburn Elementary,
  - Kathleen Bennett, Cary Elementary,
  - Joy Fox, Creech Road Elementary,
  - Amy Harper, North Forest Pines Elementary,
  - Cynthia Lape, Hodge Road Elementary,
  - Kimberly Latta, Leesville Road Elementary,
  - Mary Robinson, Forestville Road Elementary,
  - Tommy Tobin, Timber Drive Elementary, and
  - Shasta Williams-Turner, East Garner Middle

Dr. Burns congratulated Lisa Cox as well as all of the finalists.

- Two WCPSS teachers have earned two-year fellowships with the Kenan Fellows Program for Curriculum and Leadership Development at NC State University. Dr. Burns congratulated Jason Wolfe of Enloe High School and Justin Osterstrom of Combs Elementary. The Kenan Fellows Program is an initiative of the Kenan Institute for Engineering, Technology and Science at NC State University. It is an innovative model to promote teacher leadership, address teacher retention and advance K-12 science, technology, engineering, and mathematics education.
- Four schools have recently met the criteria to become a Recognized ASCA Model Program by the American School Counselor Association. Dr. Burns congratulated

Holly Ridge Middle School, Green Hope High School, Davis Drive Elementary, and Wake Forest Elementary. The award recognizes schools across the country that design and implement exemplary school counseling programs. Over 200 schools have been recognized nationwide to achieve RAMP since the program started in 2004.

- Patrick Short, a student at Sanderson High School, was named a 2009 Presidential Scholar. This recognition is an honor that goes to the best and brightest high school seniors in the nation. Patrick is one of 141 recipients across the nation and one of three in North Carolina. The scholars will be honored in Washington, D.C. on June 20-24. Patrick selected Ginger Cherry, an English teacher at Sanderson High School, as his most inspiring teacher so she will be invited to attend the conference awards program with Patrick.
- The Southeast Raleigh High School Pre-Engineering Program earned certification from Project Lead the Way and Duke University. The certification program recognizes schools which have successfully implemented the Project Lead the Way curriculum. Certification means students may now apply for college credit or other forms of recognition at a variety of national affiliate colleges and universities, if they demonstrate exemplary work and pass the appropriate Project Lead the Way End-of-Course examination.
- Enloe senior, Logan Sutton, placed in the top 10 in the nation at the National Shakespeare Contest in New York City on Monday, April 27<sup>th</sup>. Logan competed against students from across the United States. He did a monologue, sonnet, and cold reading. Screen star Gene Wilder was one of the judges. Logan is a student of teacher, Sue Scarborough, longtime drama teacher at Enloe High School.
- Twenty-six elementary schools competed in the “First in Fitness Competition” held on March 12<sup>th</sup> at Southeast Raleigh High School. Leesville Elementary placed first, Baileywick Elementary placed 2<sup>nd</sup>, and Hilburn Elementary placed 3<sup>rd</sup>. Dr. Burns congratulated all 26 teams that participated.
- On Sunday, May 3, the faculty and staff at Lincoln Heights Elementary School held their 2009 Tiger Trot 5K. The Lincoln Heights Tiger Trot is an annual event designed to bring together the school community and promote physical fitness. This year’s event had over 160 participants. The proceeds are used to supplement school-wide healthy living initiatives.
- On April 23, eighth grade students at Centennial Campus Magnet Middle School packed items to donate to local homeless shelters as part of National Global Youth Service Day. The project is part of a semester long service project entitled, “Homeless and Teens in Wake County, NC.” The students have researched the homeless issue in Wake County, participated in a symposium, created a 60 second video and collected and distributed 100 packages of toiletries.
- On Saturday, April 25, 2009, the WCPSS Interpreter/Translator Training took place. Forty-seven WCPSS participants attended the training. What makes this training very special is the fact that it is only given twice a year and it is totally optional for WCPSS employees that continuously interpret or translate for schools.
- Lead Mine Elementary has recently been awarded two grants to improve their school grounds, beautify their campus, protect children, and create a learning environment for students. Lead Mine received \$8,000 from the American Academy of

Dermatology to purchase and install two shade structures to cover their primary playground. They also received a \$5,000 grant from Lowe's Home Improvement. They used the money to refurbish their flower beds and create an outdoor reading center.

- East Wake High School students and staff came together on April 30 to support the Red Cross by donating 227 units of blood in their annual blood drive. The blood drive broke the current record of 169 in the 14 counties serviced by the Durham Red Cross. It also set a new record for the largest blood drive in Wake County Public Schools, surpassing the previous record of 151 units.
- On Sunday, April 26, 47 WCPSS student musicians participated in the 2009 North Carolina All-State Honors Band. The event was held at the University of North Carolina at Greensboro. The students were chosen from over 1,000 musicians that auditioned.
- On April 30, Lloyd Gardner held a summit for the Fuquay-Varina area schools and community. The Mayor, Town Council members, business leaders, community leaders, as well as principals and teachers were in attendance. They addressed "How can our community partner with our schools to raise the achievement for all students and reach the WCPSS Board Goal?" Dr. Burns shared that he and Mr. Tart were in attendance and the response was overwhelmingly positive. Dr. Burns congratulated Mr. Gardner and the Fuquay-Varina area schools.
- Dr. Christy Falba and members of the elementary team presented an interactive session for parents and students on preparing for the Math End of Grade and End of Course Testing. The session was held on Saturday, April 25<sup>th</sup> and was sponsored by the CCCAAC (Coalition of Concerned Citizens for African American Children).
- Susan Lujan, CTE Senior Administrator, was awarded an Honorary Membership in the FCCLA at the recent state conference. FCCLA (Family, Career, and Community Leaders of America) is the national Career Technical Student Organization (CTSO) for students enrolled in Family and Consumer Sciences (FACS) courses. The organization is comprised only of students.
- The Wake County PTA announced their Educator of the Year. This year, they recognized Paula Trantham, principal at Millbrook Elementary School. Dr. Burns congratulated Ms. Trantham for the honor.
- Dr. Burns congratulated Dr. Elizabeth Colbert for being asked to speak at the UNC School of Education graduation on Saturday, May 8.
- Vickie Peoples of Enloe High School is the recipient of the fourth annual Tony Webb Coach of the Year Award given by the North Carolina High School Athletic Association. Coach Peoples has coached swimming and diving for both men and women at Enloe for 26 years. Her teams have won a combined 28 conference championships and 19 Eastern Regional crowns. In addition, for years, she has directed both regional and state championship swimming and diving meets for the NCHSAA.
- Earl Smith was named the Harvey Reid Male Coach of the Year. Coach Smith of Wake Forest-Rolesville High School has served as head football coach for 32 years. From 2004 through 2008 his team won three straight conference titles at Wake Forest-Rolesville. On 11 occasions he has earned Conference Coach of the Year.

- Dr. Burns thanked Dr. McLaurin for the invitation to see the performance of “1960” held at the Murphy School on Thursday, April 21. Dr. Burns shared that it was an outstanding performance focusing on the history of integration with the Raleigh City Schools.
- On Monday, May 4, Dr. Burns had the privilege of participating in a video conference with the faculty at Southeast Raleigh High School. Dr. Burns joined the meeting from his computer at his desk for a discussion on several issues. Dr. Burns looks forward to being able to become a part of faculty meetings at other schools in the future using technology. Dr. Burns thanked Beulah Wright and the staff at Southeast Raleigh High School for allowing him to experiment with the technology at their meeting and he thanked Bev White and her division for making the web conference possible.

### **Board Members’ Comments**

- Ms. Millberg shared that on Friday, May 1, she and other Board members took a tour of 4 high schools, Middle Creek High School, Athens Drive High School, Wake Forest-Rolesville High School, and Leesville Road High School to get a first-hand view of different CTE Programs that are happening in WCPSS. The CTE Programs that were visited were very impressive. Ms. Millberg thanked David Rockefeller and the CTE Department for arranging the tour and providing a wonderful opportunity.
- Mr. Tart shared that he attended the Fuquay Education Summit along with Dr. Burns. Approximately 100 people were in attendance and discussed how to improve relationships between business and the school system. Mr. Tart also shared that on Monday, May 4, the Town of Garner had a council meeting and recognized the teacher of the year, teacher assistant of the year, and national board certified teachers in the Garner Area. On April 28, Mr. Tart attended the “Planting Day” at Willow Springs Elementary. This day came about through a question that was posed to the students, “Where does your food come from?” The answer that was given was “the grocery store”. A garden has been planted at the school where the student’s plant seeds, will harvest, and then taste “where food comes from”. Several officials were in attendance at Planting Day.
- Ms. Clark shared that the highlight from the tour of CTE Schools was the connectivity between students and teachers. Ms. Clark thanked the teachers and the CTE Department for the tour.

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

Ms. Gill added Response to Supreme Court Ruling Regarding Year-Round Consent Lawsuit to the Action Agenda. Ms. Gill also added to the Closed Session Agenda, “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).

Ms. Goettee requested to move Consent Agenda Facilities Item #4, Bids: Southeast Raleigh Magnet High School Computer Room Retrofit to the Action Agenda.

Beverley Clark made a motion to approve the amended Meeting Agenda. The motion was seconded by Ron Margiotta. The motion was unanimously approved.

## INFORMATION ITEMS

### **1. BATTLE OF THE BOOKS 2008-2009**

There were 23 middle schools involved in the competition on February 28, 2009.

Participating schools were:

Apex	Carnage
Carroll	Daniels
Davis Drive	Dillard Drive
Durant Road	East Garner
East Wake	Fuquay-Varina
Heritage	Holly Ridge
Leesville Road	Ligon
Lufkin	Martin
North Garner	Reedy Creek
Wake Forest-Rolesville	Wakefield
West Cary	West Lake
Zebulon	

1<sup>st</sup> Place – Davis Drive and 2<sup>nd</sup> Place—West Cary

Davis Drive was the winner of the Regional competition in Johnston County on April 2, 2009. They will compete in the State competition in May.

Mr. Ken Branch presented information to the Board regarding the 2008-2009 Battle of the Books Competition. On February 28<sup>th</sup>, over 500 students, parents, school and central service volunteers were present as 23 middle schools competed. The Davis Drive Middle School Team won the 2008-2009 Battle of the Books Competition. The team went on to win the regional competition held in Johnston County on April 2<sup>nd</sup>. Additionally, the team will travel to Greensboro to UNC-G on Friday, May 8<sup>th</sup> to represent WCPSS at the state competition.

Each team member introduced themselves to the Board. Ms. Gill congratulated the team and wished them luck as they travel to Greensboro to try to win the state competition.

### **2. POTENTIAL CHANGES IN LOCAL EXPENDITURES FOR 2008-2009**

To report potential changes in local expenditures for 2008-2009 as of March 31, 2009.

Fiscal Implications: Potential adjustments within the local budget. Transactions transferring budget between accounts will be reported to the Board of Education with all Budget Amendments and Transfers quarterly. Recommendation for Action: No action. Administration is reporting potential changes in local expenditures.

Terri Kimzey presented information to the Board. Ms. Kimzey shared only the changes that occurred during the last quarter.

- Early Dollars for New Schools Opening in the Summer of 2009 Savings (\$147,540)
- Dental Insurance and Supplementary Pay from Conversions Savings (\$102,155)
- Area Superintendent Budget Adjustments Savings (\$893)
- One-time allotments by Administration to Schools (2008-09 only) Savings (\$298,117)

➤ Teacher Assistant to Teacher Conversions	Savings (\$165,621)
➤ Liability Insurance Deductible Claims	Savings (\$20,395)
<b>Net Savings</b>	<b>\$267,112</b>
<b>Percentage of Operating Budget</b>	<b>0.02%</b>

Ms. Kimzey clarified information regarding the repurposing of funds for International Baccalaureate Non-personnel Dollars Converted to Teacher Positions by sharing that some non-personnel dollars were repurposed early in the year to create teacher positions.

Dr. Burns shared that the net savings of \$267,112 is for local funds. Dr. Burns thanked Terri Kimzey and her staff as well as the school staffs for effectively managing funds.

**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. After 30 minutes of public comment, any speakers remaining will be recognized at the end of the agenda for their comments.*

**Jennifer Lanane (Wake NCAE)** - Ms. Lanane spoke to the Board regarding the school employee furlough. Ms. Lanane asked when would bus drivers and cafeteria workers be able to take the time off for the furlough. Ms. Lanane requested that the Board join with NCAE in requesting that the schools close down for a day so that all school employees can take the time off.

**Tara Kitts and Michael Brinkley (parents of “the lost colony”)** - Ms. Kitts respectfully requested that the Board reconsider the agreement with the Granville County School System. Ms. Kitts shared that Granville County is willing to uphold the original agreement pending Wake County’s decision. Ms. Kitts’ main concern is the close proximity and the relationship that has been built with Granville County. She understands that Wake County’s main concern during the tight budget year is money and leaving the children in Granville County will save WCPSS approximately \$600 per child. Ms. Kitts shared that Granville County jumped the gun in cancelling the 30 year agreement with Wake County and respectfully requests that the Wake County Board of Education reconsider the agreement.

Mr. Brinkley shared that leaving the students in Granville would make it easier for the parents to be active in their children’s schools. Wake County schools are quite a distance from where they are and would be an inconvenience.

**CLOSED SESSION**

Patti Head made a motion to go into Closed Session at 3:58 p.m. 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.

At 5:02 p.m. the Board returned to Open Session.

## CONSENT ITEMS

Ron Margiotta made a motion to approve the Consent Agenda, seconded by Patti Head. The motion was unanimously approved.

### APPROVAL OF MEETING MINUTES

April 14, 2009 - Facilities and Operations Committee Meeting Minutes  
April 14, 2009 - Student Achievement Committee Meeting Minutes  
April 15, 2009 - Joint Board of Education & County Commissioners Meeting Minutes  
April 21, 2009 - Committee of the Whole Minutes  
April 21, 2009 - Board of Education Meeting Minutes  
April 21, 2009 - Closed Session Minutes

### FINANCE

#### **1. BUDGET AMENDMENTS AND TRANSFERS, 2008-2009**

To report changes in the budget resolution resulting from transactions processed during January – March, 2009. Fiscal Implications:

Adjust State Public School Fund	+ \$	12,835,436
Adjust Local Current Expense Fund	+ \$	895,289
Adjust Federal Programs Fund	+ \$	
498,198		
Adjust Capital Outlay Fund	+ \$	2,869,680
Adjust Multiple Enterprise Fund	- \$	88,421
Adjust Direct Grant Fund	+ \$	754,717

Net Changes + \$ 17,764,899

Recommendation for Action: No action. In accordance with the Budget Resolution, administration is reporting changes in appropriations.

#### **2. AUTHORIZATION FORMS**

These authorization forms designate the persons authorized to sign vouchers for the payment of money on behalf of Sanford Creek Elementary. Fiscal Implications: These authorization forms are required for bank records. Recommendation for Action: Approval of Authorization Forms.

#### **3. GIFTS TO THE SYSTEM**

Seventy-seven gifts have been donated to the Wake County Public School System. The approximate value of the gifts is \$72,687.00. Fiscal Implications: Not applicable. Recommendation for Action: No action is required.

### FACILITIES

#### **1. HVAC DESIGN SERVICES: BRENTWOOD ELEMENTARY**

Negotiations have been completed with Dewberry & Davis, Inc., to provide mechanical engineering design services for HVAC system replacement in accordance with the Master Service Agreement for Mechanical Engineering Services and the Individual Project Proposal Agreement. Fiscal implications: Funding is available from the total budget of



\$67,813,687 for CIP 2006 Life-Cycle Replacement of Building Components. The total project budget includes proposed compensation for the design consultant of \$159,600. The amount authorized by this contract funds the design through the construction documents phase; thus, this agreement is for \$111,720. The remaining amount of \$47,880 will be authorized at a later date. Recommendation for action: Board approval is requested.

## **2. HVAC DESIGN SERVICES: ZEBULON ELEMENTARY**

Negotiations have been completed with Dewberry & Davis, Inc., to provide mechanical engineering design services for HVAC system replacement in accordance with the Master Service Agreement for Mechanical Engineering Services and the Individual Project Proposal Agreement. Fiscal implications: Funding is available from the total budget of \$67,813,687 for CIP 2006 Life-Cycle Replacement of Building Components. The total project budget includes proposed compensation for the design consultant of \$165,200. The amount authorized by this contract funds the design through the construction documents phase; thus, this agreement is for \$115,640. The remaining amount of \$49,560 will be authorized at a later date. Recommendation for action: Board approval is requested.

## **3. CHANGE ORDER NO. 13: LYNN ROAD ELEMENTARY**

Board approval is requested for Change Order No. 13 to Balfour Beatty Construction for their Construction Management at Risk (CMAR) contract for Lynn Road Elementary School. This change order, a reduction in the amount of \$300,367.77, provides final reconciliation of the remaining construction manager contingency, unused general conditions and allowances. This change order will complete this contract. The final Guaranteed Maximum Price for this contract is \$13,709,948.88. The CMAR contracts allow for unused construction manager contingency funds to be credited to the construction manager as follows: 40% of the original contingency amount for meeting substantial completion; 20% of the original contingency amount for meeting final completion; and up to 40% of the remaining contingency amount for meeting specific performance measures. This construction manager met substantial and final completion and met 87.1% of the performance measures. The attachments show how the unused construction manager contingency distribution was calculated, the process for evaluation of their performance, and other key criteria about this contract. Fiscal implications: Funding is available from the total project budget of \$18,995,384, of which \$1,206,943 is from Plan 2004 and \$17,788,441 from CIP 2006. It is anticipated that savings from this project will be available for reallocation to CIP 2006 Program Contingency in the near future. Recommendation for action: Board approval is requested.

## **4. DESIGNER SELECTION AND AGREEMENTS: PROFESSIONAL SERVICES PACKAGE 09-A**

In accordance with the designer selection procedures adopted by the Wake County Board of Education, the selection committee hereby recommends that the Board select firms in accordance with the attached recommendation summaries for the indefinite delivery service agreements for: Mobile Classrooms; Capital Projects less than

\$1,000,000; Civil Engineering; Traffic Engineering; Geotechnical, Material Testing and Phase 1 Environmental Assessments; Environmental Design; Roof Consulting; Landscape Architecture; Mechanical and Electrical Engineering; Surveying; and Wetland Delineation; all of which comprise Professional Services Package 09-A. The selected firms will execute the appropriate form of agreement, as approved by the Board's attorney. These agreements are for work beginning July 1, 2009 through December 31, 2010. Fiscal implications: Negotiations for the actual fee will be done on an individual project basis and funded by the specific project. Recommendation for action: Board approval is requested.

**5. POLICY 7100: GOALS OF TRANSPORTATION SERVICES (SECOND READING)**

Policy 7100, Goals of Transportation Services, is a new policy, modeled after a North Carolina School Boards Association template. The Transportation Advisory Committee has reviewed and supports the adoption of this policy. Fiscal implications: None. Recommendation for action: Board approval is requested.

**6. POLICY 7110: TRANSPORTATION RESPONSIBILITIES (SECOND READING)**

Policy 7110 is a new policy that delineates transportation responsibilities, incorporating and replacing the following policies: 7110 – Appointment of Transportation Director; 7111 – Duties of the Transportation Director; 7120 – Transportation Department staff; 7130 – Duties of Principal in Transportation Program; and 7131 – Duties and Responsibilities of School Bus Drivers. Policy 7132 – Duties and Responsibilities of School Bus Monitors is eliminated, because WCPSS no longer has bus monitors. The Transportation Advisory Committee has reviewed and supports the adoption of this policy. Concurrent with adoption of the new Policy 7110, the above – mentioned policies 7110 (adopted August 20, 1976), 7111, 7120, 7130, 7131 and 7132 are eliminated. Fiscal implications: None. Recommendation for action: Board approval is requested.

**7. DELETION OF POLICY 7110 (AS ADOPTED AUGUST 20, 1976): APPOINTMENT OF TRANSPORTATION DIRECTOR**

Staff recommends deletion of Policy 7110 (as Adopted August 20, 1976): Appointment of Transportation Director. The content of that policy is now included in the new Policy 7110: Transportation Responsibilities, which is addressed in a separate precis. Fiscal implications: None. Recommendation for action: Board approval is requested.

**8. DELETION OF POLICY 7111 DUTIES OF THE TRANSPORTATION DIRECTOR**

Staff recommends deletion of Policy 7111: Duties of Transportation Director. The content of that policy is now included in the new Policy 7110: Transportation Responsibilities, which is addressed in a separate precis. Fiscal implications: None. Recommendation for action: Board approval is requested.

**9. DELETION OF POLICY 7120: TRANSPORTATION DEPARTMENT STAFF**

Staff recommends deletion of Policy 7120: Transportation Department Staff. The content of that policy is now included in the new Policy 7110: Transportation

Responsibilities, which is addressed in a separate précis. Fiscal implications: None.  
Recommendation for action: Board approval is requested.

**10. DELETION OF POLICY 7130: DUTIES OF THE PRINCIPAL IN TRANSPORTATION PROGRAM**

Staff recommends deletion of Policy 7130: Duties of the Principal in Transportation Program. The content of that policy is now included in the new Policy 7110: Transportation Responsibilities, which is addressed in a separate précis. Fiscal implications: None. Recommendation for action: Board approval is requested.

**11. DELETION OF POLICY 7131: DUTIES AND RESPONSIBILITIES OF SCHOOL BUS DRIVERS**

Staff recommends deletion of Policy 7131: Duties and Responsibilities of School Bus Drivers. The content of that policy is now included in the new Policy 7110: Transportation Responsibilities, which is addressed in a separate précis. Fiscal implications: None. Recommendation for action: Board approval is requested.

**12. DELETION OF POLICY 7132: DUTIES AND RESPONSIBILITIES OF SCHOOL BUS MONITORS**

Staff recommends deletion of Policy 7132: Duties and Responsibilities of School Bus Monitors. Wake County Public School System no longer employs school bus monitors. Fiscal implications: None. Recommendation for action: Board approval is requested.

**STUDENT ACHIEVEMENT**

**1. GRANT PROPOSALS**

- Competitive (#007709): National Association for Sport and Physical Education / ING Run For Something Better School Awards Program / Individual Schools.
- Competitive (#007809): RBC Bank Tribute to Teachers Program / Individual Schools.
- Entitlement (#007909): PRC 017 – US Department of Education, NC Department of Public Instruction, Career and Technical Education Program Improvement / Central Services, Curriculum and Instruction.
- Entitlement (#008109): PRC 044 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Capacity Building / Central Services, Student Services.
- Entitlement (#008209): PRC 048 – US Department of Education, NC Department of Public Instruction, Safe and Drug-Free Schools and Communities, Central Services, Student Services.
- Entitlement (#008309): PRC 049 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Preschool Handicapped / Central Services, Student Services.
- Entitlement (#008409): PRC 050 – US Department of Education, NC Department of Public Instruction, Title I Low Income / Central Services, Curriculum and Instruction.

- Entitlement (#008509): PRC 060 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Handicapped / Central Services, Student Services.
- Entitlement (#008609): PRC 103 – US Department of Education, NC Department of Public Instruction, Improving Teacher Quality / Central Services, Instructional Services Division.
- Entitlement (#008709): PRC 104 – US Department of Education, NC Department of Public Instruction, Language Acquisition Grant / Central Office, Curriculum and Instruction.
- Entitlement (#008809): PRC 107 – US Department of Education, NC Department of Public Instruction, Enhancing Education Through Technology, Title II – Part D / Central Services, Curriculum and Instruction.
- Competitive (#008909): Dollar General Corporation / Individual Schools.
- Entitlement (#009009): PRC 111 – US Department of Education, NC Department of Public Instruction, Language Acquisition Significant Increase / Central Office, Curriculum and Instruction.

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

## **POLICY**

### **1. POLICY 1036: BOARD MEMBER CONFLICT OF INTEREST**

*Policy Revision: Second Reading*

This policy was recommended by the Policy Committee as a result of the adoption of Policy 1035- Code of Ethics for Board Members. This policy is recommended by the NC School Boards Association. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

### **2. POLICY 1050: VACANCIES ON THE BOARD**

*Policy Revision: Second Reading*

This policy was reviewed by the Policy Committee. No changes are required. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

### **3. POLICY 1215: SCHOOL FINANCE OFFICER**

*Policy Revision: Second Reading*

This policy was reviewed by the Policy Committee. No changes are required. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

## **HUMAN RESOURCES**

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

- a. Professional
- b. Support

### **2. REQUEST FOR LEAVE(S)**

### **3. WORKERS COMP SETTLEMENT CASE**

## **ACTION ITEMS**

### **FACILITIES**

#### **1. BIDS: SOUTHEAST RALEIGH MAGNET HIGH COMPUTER ROOM RETROFIT**

Bids were received on March 31, 2009 for Phase II of a three year, three phase Magnet School Assistance Program (MSAP) Grant renovation project. The renovation will target five classrooms to retrofit according to the New Tech Foundation's specifications. Retrofitting includes new wiring and associated mechanical changes. The renovations will allow students to be trained in computers and to simulate real life corporate settings. Staff and Sigma Engineered Solutions, PC, recommend award of a single-prime contract to Imperial Design Construction, Inc., in the amount of \$148,455. Fiscal implications: Funding is available from the total budget of \$195,000 from the Renaissance MSAP Grant allocated for 2008-2009. Recommendation for action: Board approval is requested.

Joe Desormeaux presented information to the Board. Mr. Desormeaux shared that the first year four classrooms were retrofitted, five classrooms will be retrofitted this year, with four scheduled to be retrofitted next year.

Board members inquired what would the retrofit do to enhance Southeast Raleigh to be at the cutting edge level of Southeast Raleigh High School Technology Leadership Magnet. Mr. Ansbacher shared that Southeast Raleigh High School was certified as a Project Lead the Way School through the CTE program. The program is designed for a pathway in engineering courses in the post-secondary education.

Mr. Ansbacher stated that the classrooms that are being redesigned are a part of the project-based learning initiative that came from the MSAP grant. The grant provided for Southeast Raleigh to re-vision the way that they deliver instruction. Facilities will redesign core instruction classrooms to have an accordion wall separating rooms that are side by side. The classes will be team-taught interdisciplinary classes among a variety of disciplines. The idea is that you design project-based learning that has collaboration among teachers that share a space. The rooms will be set up like a 21<sup>st</sup> century work environment where computer terminals are placed around the sides of the room, one per student. There are work areas with tables for a collaborative setting in the middle where students are given a problem. The curriculum is designed so that students take real word problems and work in small groups on the projects utilizing the technology while the teacher is there as the facilitator or coach as the students work toward solving the problem.

After several clarifying questions and comments from the Board, Ron Margiotta made a motion to approve, seconded by Beverley Clark. The motion was unanimously approved.

Ms. Gill added an additional item to Closed Session, to consider confidential student information protected under G.S. 115C-402 and the Family Educational and Privacy

Rights Act, 20 U.S.C. 1232g. Beverley Clark made a motion to approve, seconded by Horace Tart. The motion was unanimously approved.

## **FINANCE**

### **1. GOVERNOR'S EXECUTIVE ORDER 11, FLEXIBLE FULOUGH**

On April 28<sup>th</sup>, 2009, Governor Beverly Perdue issued an Executive Order requiring implementation of a Flexible Furlough Plan. The Order requires a reduction of wages in the amount of 0.5 percent of annualized salary to be made prior to the end of the fiscal year. In exchange for the reduction of wages, 10 hours of flexible leave will be granted to be used between June 1 and December 31, 2009.

Staff requests Board action to approve the following motion:

That WCPSS apply the Governor's Order with reference to furlough hours to all employees across the district, regardless of funding source, in the manner set forth in the Order;

That due to decreased funding and financial exigencies, WCPSS apply the Governor's Order with reference to a 0.5% salary reduction to all employees across the district and to cover all salary amounts, including any local supplements, in the form of system-wide salary modification;

That the board directs the administration to provide each employee notification of this reduction and to offer each employee the opportunity to appeal this action to a panel of the school board;

That in view of this notification to employees and the noted appeal opportunity, and given the time urgency associated with implementing this reduction and the inapplicability of board policy 4430 to the present circumstances, the board waives the provisions of that policy;

That the board takes this action during these extraordinary times of financial challenges to address a reduction in current operational budget, to assure fairness to all employees regardless of funding source, and to stay in line with the past practice of applying state salary increases to all employees and to all salary amounts, including local supplements. Fiscal Implications: WCPSS employees will receive a reduction of 0.5 percent of annualized wages for fiscal year 2008-09. Recommendation for Action: Board approval is requested.

David Neter presented information to the Board. Mr. Neter shared that on April 28, 2009, Governor Beverly Perdue issued an Executive Order requiring implementation of a Flexible Furlough Plan. The Order requires a reduction of wages in the amount of 1/2 of one percent of annualized salary to be made prior to the end of the fiscal year. In exchange for the reduction of wages, 10 hours of flexible leave will be granted to be used between June 1 and December 31, 2009.

Staff has reviewed the Executive Order and recommends to the Board that they take action to approve the motion contained within the précis. The result of this action will be

to apply the ½ of 1 percent annualized gross wage reduction to all Wake County employees. The actual reduction will be taken at the end of the month in May during the May payroll.

Board members shared that the Executive Order is challenging to implement for a school district. Ron Margiotta made a motion in the form of a resolution that,

**BE IT RESOLVED THAT,** WCPSS apply the Governor's Order with reference to furlough hours to all employees across the district, regardless of funding source, in the manner set forth in the Order;

That due to decreased funding and financial exigencies, WCPSS apply the Governor's Order with reference to a 0.5% salary reduction to all employees across the district and to cover all salary amounts, including any local supplements, in the form of system-wide salary modification;

That the board directs the administration to provide each employee notification of this reduction and to offer each employee the opportunity to appeal this action to a panel of the school board.

The motion was seconded by Lori Millberg.

Beverley Clark requested to add an understanding that while Board members are not specifically state employees, that school board members will also have a .05% reduction in their stipend. Ms. Clark made a friendly amendment to Mr. Margiotta's motion to include the salary reduction to all employees including school Board members. Mr. Margiotta accepted the friendly amendment.

Ms. Gill added the following information as a friendly amendment to Mr. Margiotta's motion. *"That in view of this notification to employees and the noted appeal opportunity, and given the time urgency associated with implementing this reduction and the inapplicability of Board Policy 4430 to the present circumstances, the Board waives the provisions of that policy. That the Board takes this action during these extraordinary times of financial challenges to address a reduction in current operational budget, to assure fairness to all employees regardless of funding source, and to stay in line with the past practice of applying state salary increases to all employees and to all salary amounts, including local supplements."* The motion was seconded by Beverley Clark.

Mr. Margiotta made a friendly amendment that while we recognize the financial problems that the state is encountering, WCPSS strongly objects to the Executive Order of Governor Perdue, specifically the manner in which the Board must carry out the Order. Mr. Margiotta requested that the Governor reconsider her existing Executive Order and take steps to adjust it to accommodate the concerns of the school districts.

Eleanor Goettee made a request to the Board to join her in requesting that the State Board of Education or Legislature waive the 180<sup>th</sup> school day for the 10-hour flexible furlough time.

Ms. Gill clarified the motion before the Board that **BE IT RESOLVED THAT,**

WCPSS apply the Governor's Order with reference to furlough hours to all employees across the district, regardless of funding source, in the manner set forth in the Order;

That due to decreased funding and financial exigencies, WCPSS apply the Governor's Order with reference to a 0.5% salary reduction to all employees across the district and to cover all salary amounts, including any local supplements, in the form of system-wide salary modification;

That the Board directs the administration to provide each employee notification of this reduction and to offer each employee the opportunity to appeal this action to a panel of the school board. It was also noted that school board members will also have a .05% reduction in their stipend. That in view of this notification to employees and the noted appeal opportunity, and given the time urgency associated with implementing this reduction and the inapplicability of Board Policy 4430 to the present circumstances, the Board waives the provisions of that policy. That the Board takes this action during these extraordinary times of financial challenges to address a reduction in current operational budget, to assure fairness to all employees regardless of funding source, and to stay in line with the past practice of applying state salary increases to all employees and to all salary amounts, including local supplements. The motion was unanimously approved.

Ron Marigiotta made a motion in the form of a resolution that while recognizing the budget crisis that the state faces, that the Wake County Board of Education strongly objects to the Executive Order that was issued by Governor Perdue, and becomes extremely difficult to implement the Executive Order that was issued pertaining to both the furloughs and the .05% salary reduction for all employees. The motion was seconded by Horace Tart.

The Board made clarifying comments regarding the Governor's Executive Order including discussion around having a formal resolution drafted to the Wake Delegation, Governor, and State Board of Education in response to the Governor's Executive Order. The Board's attorney suggested that the Board take action on the resolution after Spotlight on Students.

## **FACILITIES**

### **1. RESPONSE TO SUPREME COURT RULING REGARDING YR CONSENT LAWSUIT**

The staff of the Department of Growth and Planning recommends that existing procedures for magnet and calendar applications and the annual transfer process continue to be used to provide families with the opportunity to request assignment of their child to a traditional calendar school. The consent process ordered by the District Court in April 2007 will no longer be used. Fiscal Implications: Transportation costs will be reduced. Recommendation for Action: Staff is requesting for Board approval.

Chuck Dulaney presented information to the Board. Mr. Dulaney shared that earlier in Committee of the Whole, the Board discussed the ruling of the North Carolina Supreme Court which was issued Friday, May 1, 2009. The decision upheld the Board's legal authority to assign students to year-round calendar schools. Mr. Dulaney shared that staff and the Board discussed the process whereby families in Wake County can request a



school assignment other than their assigned school, both through an application process that occurs in February of each year and through a transfer process which occurs following official school assignment notification on May 15<sup>th</sup>. Mr. Dulaney went on to say that three years ago after the Board made the decision to accommodate future growth within the county by creating more year-round schools and converting 22 schools from traditional calendars to year-round calendars, the Board extended the application process to include not only magnet schools and parents in traditional calendar schools that wanted to apply to year-round schools, but established a new process for parents who are assigned to year-round calendar schools to apply to traditional calendar schools. That process was implemented for the 2007-08 school year. Subsequently in April 2007 the Order of the District Court was to obtain parental consent for families who were assigned to year-round schools. Staff has done one year consent processes for each of the last two years as the issue was being resolved by the North Carolina Court System.

The Growth and Planning Department recommends that staff return to the existing procedures for magnet and calendar applications and the annual transfer process as it exists and that staff no longer utilizes a consent process as has been done for the last two years.

Beverly Clark made a motion to approve staff's recommendation, seconded by Patti Head.

After several clarifying comments and suggestions from the Board regarding the consent process and staff's recommendation, the Board voted 5 to 2 with Beverly Clark, Patti Head, Lori Millberg, Eleanor Goettee, and Anne McLaurin voting "yes", and Horace Tart and Ron Margiotta voting "no". The motion was passed.

### **CLOSED SESSION**

The Board recessed to Closed Session at 5:53 p.m.

### **RECOGNITION – 6 P.M.**

### **SPOTLIGHT ON STUDENTS**

Twenty-one students will be recognized as Spotlight on Students award winners. Eric Sparks presented 20 students to the Board. Ms. Gill shared that the students were role models in their schools and represented outstanding character traits. She commended the students for being recognized by teachers and administrators who saw the difference that they are making in their schools and communities every day.

### **ACTION ITEMS CONT'D**

### **HUMAN RESOURCES**

- 1. ELIGIBILITY LIST FOR 2009 CAREER STATUS**
- 2. RECOMMENDATION FOR CONTRACT RENEWALS**
  - a. Principal
  - b. Assistant Principal
  - c. Central Services

The Board returned to Open Session at approximately 7:03 p.m. on a motion by Eleanor Goettee, seconded by Patti Head to approve Human Resources Contract Renewals. The motion was unanimously approved.

Ron Margiotta made a motion to approve the following Resolution as a Response to the Governor's Executive Order 11, Flexible Furlough:

**WHEREAS**, Governor Beverly Perdue issued an Executive Order requiring a .5 percent reduction in wages of State paid employees before the end of the fiscal year and with a provision of 10 hours of flexible leave to these employees to be taken between June 1 and December 31, 2009; and

**WHEREAS**, the Board of Education recognizes the economic crisis facing the State and the Governor's constitutional requirement to balance the State budget, but strongly objects to the directives of the Executive Order and the failure of the Order to consider its impact on the operation of public schools; and

**WHEREAS**, the Executive Order creates inherent inequities in light of the various funding sources of school employee salaries; and

**WHEREAS**, the Executive Order fails to account for the daily demands of providing educational services to students 180 days of the year, including the necessity of teachers, cafeteria workers, bus drivers, and myriad others to be at work every school day; and

**WHEREAS**, many school staff will be unable to utilize the flexible furlough hours provided under the Executive Order.

**NOW, THEREFORE, BE IT RESOLVED**, that the Wake County Board of Education requests the Governor, the Legislature, and the State Board of Education:

1. Take whatever action is necessary to reduce the minimum 180 instructional day requirement by one day for the 2008-2009 school year to allow this time to be used for the flexible furlough required by the Executive Order; and
2. Seek alternative methods for balancing the State budget that adequately address the complexities of operating a local school district.

**Approved and adopted this 5<sup>th</sup> day of May 2009.**

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

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**Del Burns, Superintendent**  
**Wake County Public School System**

The motion was seconded by Patti Head. With no questions from the Board, the motion was unanimously approved.

**ADJOURNMENT**

With no further business coming before the Board, Ron Margiotta made a motion to adjourn, seconded by Anne McLaurin. The motion was unanimously approved. The meeting adjourned at approximately 7:04 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