

**WAKE COUNTY BOARD OF EDUCATION
MEETING MINUTES
May 7, 2013**

<u>Board Members Present</u>	<u>Staff Members Present</u>	
Keith Sutton, Chair	Stephen Gainey, Interim Superintendent	Todd Wirt
Christine Kushner, Vice Chair	Cathy Moore	Marvin Connelly
Tom Benton	Stella Shelton	Karen Hamilton
Kevin L. Hill	David Neter	Joe Desormeaux
Jim Martin	Danny Barnes	Mark Winters
Deborah Prickett	Rose Ann Gonzalez	Lloyd Gardner
Susan P. Evans	Pamela Kinsey-Barker	Andre Smith
Bill Fletcher	Clinton Robinson	<u>Board Attorney Present</u>
	Jacqueline Ellis	Jonathan Blumberg

Chairman Sutton called the meeting to order at 5:37 p.m. Everyone recited the Pledge of Allegiance.

Chairman’s Comments

- Chairman Sutton recognized all of the Wake County Public School System teachers as the week of May 6th is Teacher Appreciation Week. Chairman Sutton thanked them for their hard work, dedication, and commitment.

Superintendent’s Comments

- On April 24th, Dr. Gainey attended a cultural arts program at Douglas Elementary School with Ms. Kushner.
- Last week, Dr. Gainey, David Neter, and Cathy Moore met with the Wake Delegation to discuss budget issues; the Delegation’s time was appreciated.
- On Saturday, May 4th, WCPSS experienced a successful job fair; 577 elementary candidates participated and 578 middle/high school candidates participated. Dr. Gainey thanked the staff at Panther Creek High School for all of their work in holding the job fair on their campus.
- On Saturday, May 4th, the Office of Early Learning had an event at Hilburn Academy where they screened children for the Pre-K Title I program. Dr. Gainey thanked the Wake Up and Read community collaborative, as well as Marbles Kids Museum and the PNC Mobile Learning Adventure team.
- Dr. Gainey wished all teachers a great week for Teachers Appreciation Week. The success of the school system starts and ends with teachers.

Board Members’ Comments

- Dr. Martin extended his congratulations to teachers for Teacher Appreciation Week. Dr. Martin thanked the leaders in student government in high schools across the county for developing the video “Coming Home”. The video encourages friends and colleagues to come home safely from prom.

- Ms. Prickett also thanked the teachers in Wake County for what they do. Ms. Prickett shared the recent 919 Magazine with the Board as Brier Creek Elementary School's Principal; Dr. Sandy Chambers was featured in an article title, Brier Creek Rocks.
- Ms. Kushner echoed appreciation for Wake County's teachers and said that she looks forward to celebrating all the Teachers of the Year who will be at the banquet on Thursday evening. Ms. Kushner shared that she had an inspiring day assisting with Teacher of the Year interviews recently.
- Mr. Fletcher shared that the May 4th Office of Early Learning event at Hilburn Academy was amazing. He commended the staff and the volunteers who orchestrated the event.
- Mr. Benton recognized and thanked the teachers for the work they do every day. He also recognized Lake Myra Elementary School for receiving a five-year grant to provide training and materials to implement the Covey Leader In Me program. Forestville Road Elementary celebrated its first year as a Global Studies collaborative network at an International Festival of Learning that featured exhibits from over twenty countries and thirty-two guest speakers. Mr. Benton shared that Wakelon Elementary School students raised \$2,300 for the Juvenile Diabetes Research Foundation by doing a Kids Walk at their school this past month.
- Ms. Evans thanked Hardin Englehardt from Marbles Kids Museum who presented at the District 8 Board Advisory Council meeting on May 6th on the Wake Up and Read initiative. Ms. Evans thanked all those involved with last Saturday's Title I Pre-K Screening event. Ms. Evans shared that she had vibrant discussions on many topics at her Board Advisory Council Meeting on Monday, May 6th.
- Mr. Hill thanked all the teachers in Wake County for what they do. He recognized Debbie Yamauchi from Green Hope; he spent two hours with her students today. Mr. Hill recognized and congratulated Millbrook High for receiving the North Carolina High School Athletic Association Annual Exemplary School Award this year. The award is given to a school with the top overall athletic program.

APPROVAL OF THE MEETING AGENDA

Bill Fletcher made a motion to approve the corrected Meeting Agenda. The motion was seconded by Jim Martin. With no discussion or debate, the motion was unanimously approved.

ACTION ITEMS

HUMAN RESOURCES

31. RECOMMENDATION FOR ADMINISTRATIVE APPOINTMENT(S)

Kevin L. Hill made a motion to approve the following Administrative Appointment(s):

- (1). Timothy Kennedy, Applicant to Senior Director of Internal Audit effective TBD.
- (2). Tina Anderson, 2012-2013 Terminating Assistant Principal at Harris Creek Elementary School to Assistant Principal at Harris Creek Elementary School effective 7/1/13.
- (3). Robert Epler, 2012-2013 Terminating Assistant Principal at Brentwood Elementary School to Assistant Principal at Brentwood Elementary School effective 7/1/13.
- (4). Anne Pauls, 2012-2013 Converted Assistant Principal position at Smith Elementary School to 2013-2014 Converted Assistant position at Smith Elementary School effective 8/1/13 6/30/114.
- (5). Deanna Wilson, 2012- 2013 Terminating Assistant Principal at Walnut Creek Elementary School to 2013-2014 Terminating Assistant Principal at Walnut Creek Elementary School Effective 8/5/13 – 6/13/14.

(6). Monica Yllanes, 2012-2013 Terminating Assistant Principal at Sanderson High School to Assistant Principal at Sanderson High School effective 8/1/13. The motion was seconded by Deborah Prickett. The motion was unanimously approved.

32. ADMINISTRATIVE TRANSFER(S)

Kevin L. Hill made a motion to approve the Administrative Transfer(s). The motion was seconded by Deborah Prickett. The motion was unanimously approved.

PUBLIC COMMENT – 6 P.M.

Citizens who sign 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.

There were no speakers for Public Comment.

CONSENT ITEMS

Kevin L. Hill made a motion to approve the Consent Agenda. The motion was seconded by Jim Martin.

Mr. Fletcher pointed out that there was a substitute Human Resources support list at each board member’s place as a part of the Consent Agenda.

The Board voted 7 to 1 to approve the Consent Agenda. Deborah Prickett casted the dissenting vote. The motion passed.

APPROVAL OF MEETING MINUTES

- 7. October 11, 2012 - Student Achievement Committee Minutes
- November 8, 2012 - Student Achievement Committee Minutes
- January 10, 2013 - Student Achievement Committee Minutes
- March 13, 2013 - Facilities Committee Minutes
- March 14, 2013 - Student Achievement Committee Minutes
- March 28, 2013 - Task Force for Creating Safer Schools Meeting Minutes
- April 11, 2013 - Task Force for Creating Safer Schools Meeting Minutes

FINANCE

8. AUTHORIZATION FORMS

These authorization forms designate the persons authorized to sign vouchers for the payment of money on behalf of Wake Forest Rolesville High School. Fiscal Implications: These authorization forms are required for bank records. Savings: Not Applicable. Recommendation for Action: Approval of Authorization Forms.

9. GIFTS TO THE SYSTEM

One hundred and eighty gifts have been donated to the Wake County Public School System. The approximate value of the gifts is \$171,477. Fiscal Implications: Not Applicable. Savings: Not Applicable. Recommendation: No Action is required.

10. 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 March 2013. Fiscal Implications: Not Applicable. Savings: Not Applicable. Recommendation for Action: Not Applicable.

11. BUDGET AMENDMENTS AND TRANSFERS, 2012-2013

To report changes in the budget resulting from transactions processed during March, 2013.

Fiscal Implications: Adjust State Public School Fund	-	\$	147,455
Adjust Local Current Expense Fund	+	\$	6,504
Adjust Federal Grants Fund - State	+	\$	0
Adjust Capital Outlay Fund	+	\$	61,736,936
Adjust Multiple Enterprise Fund	+	\$	71,692
Adjust Direct Grants Fund	+	\$	2,606
Adjust Specific Revenue Fund	+	\$	0
Net Changes	+	\$	61,670,283

Savings: Not Applicable. Recommendation for Action: No action. In accordance with Budget Resolution, administration is reporting changes in appropriations.

12. POTENTIAL CHANGES IN LOCAL EXPENDITURES 2012-2013

To report potential changes in local expenditures for 2012-2013 as of March 31. Fiscal Implications: Potential adjustments within the local budget. Finance reports transactions transferring budget between accounts to the Board of Education with all Budget Amendments and Transfers monthly. Savings: Not Applicable. Recommendation for Action: No action. Administration is reporting potential changes in local expenditures.

13. RENEWAL OF WORKER’S COMPENSATION THIRD-PARTY CLAIMS ADMINISTRATION

Staff received proposals from three potential vendors for the Workers’ Compensation Third Party Claims Administration. Upon review of the proposals, the evaluation team recommends the CorVel Corporation. Total estimated fees to operate the program will decrease in 2013 2014. WCPSS should receive better coordination of services due to CorVel Corporation providing the same service for the North Carolina Board of Education. An additional advantage includes preventative services such as nurse triage, reducing the number of potential medical claims and extended time away from work. Fiscal Implications: Funds are available in the 2013 2014 Superintendent’s Proposed Budget in the amount of \$1,573,509. Savings: Reduction in administrative fees and potential reduction in total claim expenditures due to additional services offered. Recommendation for Action: Board approval is requested.

FACILITIES

14. DRAINAGE EASEMENT AND TEMPORARY CONSTRUCTION EASEMENT: TOLL NC II, LP (H-7 HIGH SCHOOL SITE)

Toll NC II, LP (“Toll”) is in the process of developing a subdivision on the south side of Roberts Road in or near the Town of Cary. As part of the development of the subdivision, roadway

improvements to Roberts Road are necessary. In order to facilitate the construction of the required roadway improvements, Toll needs to acquire a 5' permanent drainage easement and 5' temporary construction easement located on Board property located along Roberts Road. The property in question is a portion of the future H-7 high school site which is identified as having Wake County PIN 0733-15-0700. The drainage easement totals 0.016 acres of land and the temporary construction easement totals 0.016 acres of land. The temporary easement will terminate after completion of the project and the area will be restored to its condition prior to the construction. The proposed easements will not interfere with the Wake County Public School System's present or future use of the property. The proposed easement documents, construction plans, and easement plat are attached for reference. Fiscal Implications: None. Savings: Not Applicable. Recommendation for Action: Board approval is requested.

15. BIDS: PARTIAL ROOF REPLACEMENT AT LUFKIN ROAD MIDDLE

Bids were received on April 10, 2013 for the partial roof replacement at Lufkin Road Middle School. Staff and Stafford Consulting Engineers, Inc., recommend award of the single-prime contract to Allied Roofing Company, Inc., in the amount of \$589,800. The existing (1998) single-ply TPO membrane roof is at the end of its useful life and is currently leaking. Therefore, it is being replaced with a new 20-year warranty, single-ply membrane roof system. Fiscal Implications: Funding is available from the total project budget of \$71,013,687 for CIP 2006 Life-Cycle Replacement of Building Components. Savings: None. Recommendation for Action: Board approval is requested.

16. CHANGE ORDER NO. 04: WEST APEX HIGH

Board approval is requested for Change Order No. 04 to D.H. Griffin Construction Company, LLC, and Metcon, Inc., Joint Venture for their Construction Management at Risk contract for the construction of West Apex High. This change order, in the amount of \$49,599,256.77, is to establish a guaranteed maximum price (GMP) for all construction packages for this project. A list of the bid packages is attached. Fiscal Implications: Funding is available from the proposed project budget of \$63,565,171, of which \$60,785,724 will be from CIP 2006 and \$2,779,447 will be from CIP 2006 Offsite (Public) Improvements. Offsite funds in the amount of \$2,600,177 are currently encumbered from the furniture and equipment budgets within the project. The additional funds to replace these project funds are being requested via a separate précis at this Board meeting. Savings: Not applicable. Recommendation for Action: Board approval is requested.

17. CHANGE ORDER NO. CM-03: RICHLAND CREEK ELEMENTARY

Board approval is requested for Change Order No. CM-03 to Barnhill Contracting Company, for their Construction Management at Risk contract for construction of Richland Creek Elementary. This change order, in the amount of \$936,037, is to establish the guaranteed maximum price (GMP) for the last two of the thirty-seven construction bid packages for this project. A list of these two bid packages is attached. The overall GMP amount for this project is \$16,481,085. Fiscal Implications: Funding is available from the proposed project budget of \$21,172,153, of which \$20,279,381 will be from CIP 2006 and \$892,772, will be from CIP 2006 Offsite (Public) Improvements. Offsite funds in the amount of \$588,788, and construction funds in the amount of \$293,212, are currently encumbered from the furniture and equipment budgets within the project. The additional funds to replace these project funds are being requested via a separate précis at this Board meeting. Savings: None. Recommendation for Action: Board approval is requested.

18. RESOLUTION: CIP 2006 APPROPRIATION AND REALLOCATION REQUEST

This resolution requests the appropriation of \$2,171,627 from the sale of the Noble Road administrative site to the Property Acquisition account. Upon approval of the Crossroads administrative offices lease in June 2010, funds were set aside from the Property Acquisition account to create a sinking fund that together with interest earned will offset part of the lease operating cost. Upon sale of the administrative spaces (3600 Wake Forest Road, 2302 Noble Road, and 4600 New Bern Avenue), the deferred projects would be funded. This resolution reflects the sale of the first of these three properties with these proceeds being reallocated from Property Acquisition to the Offsite (Public) Improvements budget. Also, additional Startup Design funds are also being appropriated and reallocated to M-8 middle School.

Savings at Rolesville Middle school are being reallocated to Offsite (Public) Infrastructure and also providing additional funds for the recently bid Richland Creek Elementary school. Future appropriations and reallocations will still be needed to fund the remainder of Start-up Design and the needed offsite improvements at the Garner and Cary 9th Grade Centers (Panther Creek and Green Hope) and Abbotts Creek Elementary. The details of this resolution are shown on the attachment. Fiscal Implications: Funds are available from CIP 2006 in accordance with the approved spending plan. Savings: Not applicable. Recommendation for Action: Board approval is requested.

SCHOOL PERFORMANCE

19. DISCOVERY EDUCATION PARTNERSHIP AGREEMENT

The primary purpose of the three-year partnership agreement with Discovery Education is to provide our schools with resources and professional development that facilitate the continued implementation of the Common Core Standards. Discovery Education will provide comprehensive K-12 digital content in a variety of formats to address all learning styles. Discovery Education content offers additional unique curricular tools such as skill builders that span core subject areas, educational games that reinforce essential language arts and mathematics concepts in addition to self-paced tutorials that explain difficult to understand concepts. The digital solution exposes students to and interacts with a variety of media types including videos, audio files, sound effects, songs, events, images, articles, writing prompts, interactive assets, overviews, lesson plans, and explanations.

To promote teacher leadership for an internally driven approach to change, a team of teachers from each school will attend five full days of professional development throughout the year. Participants will model best practices learned in professional development by turning their classrooms into Learning Labs where they will experiment and practice implementing strategies learned in the professional development. This model will provide school level flexibility to differentiate professional development based on the needs of their staff. Fiscal Implications: The pricing for all products and services during the period beginning July 1, 2013 and concluding June 30, 2016 total \$2,596,534.24, plus applicable taxes for licenses to be paid annually. This is an all inclusive three-year partnership that includes digital content, professional development, and evaluation. The Fees for the Discovery Education Curriculum Services/Licenses are payable as set forth below: Annual Licensing Fee of \$1,224,034.24 is payable over three years. Each school will pay for their license to the digital content. The Fees for Professional Development Services in the amount of \$1,342,500.00 over three

years with funding provided by the district. The Fees for Evaluation Services in the amount of \$30,000.00 over three years with funding provided by the district. Savings: N/A.
Recommendation for Action: Board approval is requested.

20. GRANT PROPOSALS

- Competitive (#21013): USA Funds®, Key Transitions in Postsecondary Education Grant / Individual Schools.
 - Collaborative (#21113): EmcArts, Innovation Lab for Museums Program / Central Services.
 - Competitive (#21213): National Weather Association, Sol Hirsch Education Fund Grants / Individual Schools.
 - Competitive (#21313): Entertainment Software Association (ESA) Foundation, ESA Foundation Challenge Grant / Individual Schools.
 - Entitlement (#21413): PRC 017 - US Department of Education, NC Department of Public Instruction, Career and Technical Education Program Improvement / Central Services.
- Fiscal Implications: Any required cash and/or in-kind matching contributions vary by grant program. Savings: Grant funding supplements existing resources. Recommendation for Action: Board approval is requested.

HUMAN RESOURCES

21. RECOMMENDATION FOR EMPLOYMENT

1. Professional
2. Support

22. REQUEST FOR LEAVE(S)

23. CRIMINAL RECORD CHECKS CONTRACT FOR 2013-2014 SCHOOL YEAR

In order to facilitate a safe learning and working environment for students and employees, the Human Resources Department runs criminal record checks on employment applicants in accordance with the rules and regulations of the Fair Credit Reporting Act. The Human Resources Department also manages the Volunteer Services System. Thus, criminal record checks will be run on volunteer applicants in the school system. Fiscal Implications: \$200,000.00 from contract services budget. Budget is available. Savings: N/A.
Recommendation for Action: Board approval is requested.

POLICY

24. BOARD POLICY 1340: BOARD STANDING COMMITTEES

Revised: Second Reading

This policy was presented to the Board for a first reading at its 4/23/13 meeting. Fiscal Implications: None. Savings: N/A. Recommendation for Action: Board approval is requested.

BOARD

25. WAKE COUNTY BOARD OF EDUCATION'S REQUEST FOR AN AMICUS BRIEF BY NORTH CAROLINA SCHOOL BOARDS ASSOCIATION IN RELATION TO THE RALIGH CHARTER ACADEMY (TORCHLIGHT) LAWSUIT

The North Carolina School Boards Association has expressed an interest in writing, and submitting to the North Carolina Court of Appeals, an "Amicus Brief" consistent with the Wake

County Board of Education's position in the pending case of NE Raleigh Charter Academy (Torchlight) v. Wake County Board of Education. Accordingly, the Wake County Board of Education formally requests that the North Carolina School Boards Association prepare and submit this "Amicus Brief." Fiscal Implications: N/A. Savings: N/A. Recommendation for Action: Board approval is requested.

ACTION ITEMS

FINANCE

26. WAIVER OF BOARD POLICY 8101 FOR APPROVAL OF THE PROPOSED 2013-14 BUDGET

The Superintendent's Proposed Budget for 2013-14 was presented to the Board on March 5, 2013. Subsequent to this the board held a public hearing, asked questions and received staff responses on the budget, conducted four work-sessions to discuss potential changes to the Proposed Budget. The 2013-14 Proposed Budget includes \$28,673,248 in fund balance appropriation requiring a waiver of Board Policy 8101. Board Policy 8101 directs the Board to return to the county amounts of fund balance in excess of 6% of the county appropriation, and directs the board to use no more than 50% of its fund balance towards a future years operating budget. The Board has waived this policy in fiscal year 2011-12 and 2012-13 as means of mitigating the impact of ongoing funding reductions beginning in 2008. Fiscal Implications: The 2013-14 Proposed Budget includes \$28,673,248 in fund balance appropriation. Use of this amount of fund balance in the 2013-14 Proposed Budget will require waiver of Board Policy 8101. Savings: N/A. Recommendation for Action: Request board waiver of Policy 8101.

David Neter, Chief Business Officer, shared information with the Board.

Chairman Sutton acknowledged the Wake County Board of Commissioners and stated that the Board of Education has waived this policy for the last several years to assist in managing the budget. While the Board has, in the past approved the request, Chairman Sutton acknowledged and shared appreciation of the County Commissioners allowing the Board of Education to hold on to the excess funds to assist in managing the budget. The request allows the Board of Education to keep \$19million in excess of what is in fund balance.

Jim Martin made a motion to approve the Waiver of Board Policy 8101 for Approval of the Proposed 2013-2014 Budget. The motion was seconded by Bill Fletcher.

After several comments from Board members regarding their support and their non-support of the motion, the Board voted 7 to 1 to approve the motion. Deborah Prickett casted the dissenting vote. The motion passed.

27. APPROVAL OF THE BOARD OF EDUCATION'S PROPOSED BUDGET, 2013-2014

The Superintendent's Proposed Budget for 2013-14 was presented to the Board on March 5, 2013. Subsequent to this the board held a public hearing, asked questions and received staff responses on the budget, conducted four work-sessions to discuss potential changes to the Proposed Budget, and received a schedule of recommended changes to Proposed Budget. The schedule of recommended changes is included as back-up material to this précis. The Board must submit its proposed budget for 2013-14 to the Wake County Board of Commissioners no later than May 15, 2013. Fiscal Implications: The Board of Education's Proposed Budget for

fiscal 2013-14 requests \$326,639,138 from Wake County. This represents an \$8.3 million increase from 2012-13 funding. In addition, the Board of Education requests a transfer of \$856,820 in building program funding to the operation budget for the Crossroads offices lease. The 2013-14 proposed budget includes \$28,673,248 in fund balance appropriation. Savings: N/A. Recommendation for Action: Board of approval of the 2013-14 Proposed Budget, including a budget request from the County Commissioners for 2013-14 of \$326,639,138. Board approval to request a transfer of \$856,820 in building program funding to the operating budget for the Crossroads offices lease.

David Neter, Chief Business Officer, presented information to the Board. Susan P. Evans made a motion to approve. The motion was seconded by Bill Fletcher.

Board members commended staff for their work on the budget. After several comments from the Board, the motion was unanimously approved.

POLICY

28. BOARD POLICY 6200: STUDENT ASSIGNMENT

Revised: First Reading

The revisions to this policy were reviewed by the Superintendent's Leadership Team on 3/25/13. This same information was presented at the Policy Committee meeting on 3/26/13. The policy also was discussed at the board work session on 4/23/13. Fiscal Implications: None. Savings: N/A. Recommendation for Action: Board approval is requested.

Laura Evans, Senior Director of Student Assignment presented information to the Board.

Bill Fletcher made a motion to approve. The motion was seconded by Jim Martin. Board members expressed their concerns and shared their comments regarding the revisions to the policy.

Chairman Sutton thanked the staff and the Board for the hard work that has been done. The process was thoughtful and deliberate.

The Board voted 7 to 1 to approve the motion. Deborah Prickett casted the dissenting vote. The motion passed on its first reading.

29. BOARD POLICY 6410: CODE OF STUDENT CONDUCT

Revised; First Reading

As a part of continued policy updates and revisions staff is recommending changes to this policy. These changes are primarily alignment and structural changes to provide clarity. The attached policy with highlights and strikethroughs shows these changes:

Reviewed by SLT on March 11, 2013

Approved by the Policy Committee on March 26, 2013

Policy revisions to be effective July 1, 2013

Fiscal Implications: None. Savings: None. Recommendation for Action: Board approval is requested.

Marvin Connelly, Assistant Superintendent for Student Support Services presented information

to the Board.

Jim Martin made a motion to approve the policy as revised. The motion was seconded by Christine Kushner.

After several comments from Board members, the Board voted unanimously to approve the policy on first reading.

30. BOARD POLICY 6500: DUE PROCESS

Revised; First Reading

As a part of continued policy updates and revisions staff is recommending changes to this policy. These changes are primarily alignment and structural changes to provide clarity. The attached policy with highlights and strikethroughs shows these changes.

Reviewed by SLT on March 11, 2013

Approved by policy committee on March 26, 2013

Fiscal Implications: None. Savings: None. Recommendation for Action: Board approval is requested.

Marvin Connelly, Assistant Superintendent for Student Support Services presented information to the Board.

Jim Martin made a motion to approve the policy as revised. The motion was seconded by Kevin L. Hill. The motion was unanimously approved.

INFORMATION ITEM

BOARD

6. LEGISLATIVE UPDATE for 2012-2013

The Board of Education will receive a legislative update from their legislative liaison regarding the regular session of the 2013-2014 biennium. Fiscal Implications: None. Savings: N/A. Recommendation for Action: For information only.

Courtney Crowder, Legislative Liaison presented information to the Board. Mr. Crowder shared that the Senate is currently reviewing and preparing a budget proposal that will be voted on in the coming weeks. Once the Senate has voted on its budget, it will be sent to the House where the proposal will be considered and then if necessary, reconciled. Currently, there is no clear date of when the Senate's proposal will become public.

Mr. Crowder shared that the week of May 16th is currently the legislative cross over deadline; this is the date by which bills in the General Assembly should be heard and voted on and leave the originating chamber in order to remain eligible for consideration throughout the Biennium. Any bills that are not properly heard in committee and before the body and voted on and crosses over to the non-originating committee will not be eligible for consideration

Mr. Crowder stated that it has been an unprecedented year for bills relative to public education being filed; in the education committees alone, in the House Committee there are 71 and in the

Senate Committee there are 49 relevant bills. Other bills of particular note for Wake County, is redistricting in the election law committee.

Mr. Crowder highlighted information that the Board is aware of that have been heard and have attention in the Legislature which includes, SB 236 – Counties Responsible for School Construction; which will be heard in two committees; Education first and assuming favorable report, would then be heard in the Finance Committee of the Senate before going to the House for consideration. Because it does appear on the calendar of the Finance Committee, it is not subject to the cross over deadlines, if it does not move by next week it does remain eligible. The bill although filed, has not yet been heard and it is due to be heard in two committees plus the floor of Senate before going to the House.

Senate Bill 325- Wake County School Board Districts has been heard in the Senate and has moved to the House. It has currently been received by the House and referred to the Committee on Elections, but it has not been scheduled for an additional hearing. Since it is a redistricting bill it is not subject to crossover and it will remain eligible going forward.

There are a number of other items that have been filed;

- School Budget Flexibility Act; lifts the class-size limits,
- Senate Bill 674- prohibits costly local government litigation; no recourse for school boards in budget disputes;
- A number of items dealing with charter schools
- House Bill 935- North Carolina Pre-Kindergarten law changes; cleared the House today. There were a number of attempted amendments; there were two favorable amendments, one of which changed the effective date of when the bill would become law.

Mr. Crowder reiterated that the main thrust of his report was to make the Board aware that the Legislature is approaching its crossover deadline; beyond the deadline he will know the universe of bills that will be eligible for consideration going forward; he will be working with staff to make recommendations or take direction from the Chair and the Board on how to approach the items in question. The budget remains under formation and regular updates will be given through staff.

Board members inquired about the effective date of HB 935. Mr. Crowder stated July 1, 2014.

Mr. Sutton thanked Mr. Crowder for his work and acknowledged the fact that he is on the ground working closely with the NCSBA and Leanne Winner.

CLOSED SESSION

Bill Fletcher made a motion to return to Closed Session at 6:42 p.m. to consider confidential personnel information protected under G.S. 143-318.11 (a) (6) and 115C-319, to consult with the Board of Education attorney and preserve the attorney-client privilege as provided in G.S. 143-318.11 (a)(3), and to consult with the Board of Education attorney and preserve the attorney-client privilege as provided in G.S. 143-318.11 (a)(3); Panther Creek-Raleigh, L.P. and Cary Park Associates, L.L.C. v. Town of Cary and Wake County Board of Education, No. 11-CVS-18623. The motion was seconded by Christine Kushner. The motion was unanimously approved.

The Board returned to Open Session at 7:33 p.m. on a motion by Jim Martin. The motion was seconded by Deborah Prickett. The motion to return to Open Session was unanimously approved.

ADJOURNMENT

With no further business coming before the Board, Kevin L. Hill made a motion to adjourn at 7:34 p.m. The motion was seconded by Christine Kushner. The motion was unanimously approved.

Respectfully submitted,

Keith A. Sutton Chair, Wake County Board of Education

Stephen Gainey, Interim Superintendent, WCPSS

Melissa R. Allen, Recording Secretary