



**WAKE COUNTY BOARD OF EDUCATION  
BOARD MEETING MINUTES  
June 5, 2007**

<u>Board Members Present</u>	<u>Staff Members Present</u>	
Patti Head	Superintendent Del Burns	Lloyd Gardner
Rosa Gill	Terri Cobb, Chief of Staff	Donna Hargens
Beverley Clark	Danny Barnes	Don Haydon
Eleanor Goettee	Maurice Boswell	David Holdzkom
Ron Margiotta	Mike Burriss	Ann Hooker
Lori Millberg	Kathy Chontos	July Mizelle
Carol Parker	Marvin Connelly	David Neter
Susan Parry	Chuck Dulaney	Jonibel Willis
Horace Tart	Michael Evans	Mark Winters
		<b><u>Board Attorney Present</u></b>
		Ann Majestic

The meeting was called to order at 2:07 p.m. by Patti Head. Everyone recited the Pledge of Allegiance.

**INFORMATION**

**Chair's Comments**

- On May 23, 2007, Ms. Head, Ms. Parker, Ms. Parry, and Ms. Goettee attended the graduation of the Institute for Teacher Leaders. The institute began in the 2005-2006 school year by the Instructional Services Division through the Office of Continuous Improvement and Professional Development.
- On June 1, 2007, Ms. Head, Dr. Burns, Mayor Charles Meeker, Vice Chair County Commissioner Paul Coble, Philip Isley, and Russ Stevenson attended the Brier Creek Elementary Dedication Ceremony. Congratulations to Gig Harris and the staff on a wonderful program.
- WCPSS will celebrate the milestone of 7,267 students graduating at nineteen ceremonies between now and June 10, 2007.
- The current “*Fact or Fiction*” presently on the WCPSS home page is there to test the knowledge of the issues surrounding the Board of Education’s 2007 Plan for Student Success.
- WCPSS was among 21 districts in North Carolina recently to receive the 2007 Winning Schools Award for “Providing What Parents Want”. The selection process is compiled annually by “*School Match*”. School Match is a research and database Service Company that collects, audits, integrates, processes, and manages

information about public schools. Only 16% of the nation's 15,000 plus public school districts have been recognized for meeting the needs of families choosing schools.

### **Superintendent's Comments**

- African American students with the highest academic grade point average from each of our high schools were recognized on Saturday, May 19, 2007, at a banquet sponsored by the Capital City Sertoma Club. This celebration was made possible through the efforts of Progress Energy, WCPSS, and several other businesses. The graduating seniors gave motivational speeches to encourage the younger students and to share their own success story. Assistant Superintendent of Student Support Services, Marvin Connelly, was thanked for working with this program.
- WCPSS and Wake Med presented awards to schools on May 30, 2007, for their participation in the Changing Hearts Program. The Changing Hearts Program concentrates on making lifestyle changes that encourage health and wellness in our students. It is an ongoing program that challenges students to make healthy lifestyle choices every day of the year. Kelly Creech, WCPSS Health Officer, and Dave Gardner, WakeMed Director of Corporate and Community Health, visited three of our schools to make presentations. The following schools were congratulated for receiving this recognition: Fuquay-Varina High, Wildwood Forest Elementary, and Wilburn Elementary. Each school received a plaque and \$400.00.
- We are extremely pleased that ISD will provide four days of remediation for rising ninth grade students or current students who have not passed the Computer Skills Test this summer. This year is the second year of this program; it was a great success last year. The dates for this program will be July 23, 24, 25, and July 26. This program is completely voluntary. The success of this program last year allows students to meet the graduation requirements who may not have otherwise.
- It is an annual tradition for the Magnet Programs department to sponsor an interscholastic academic competition for elementary students. This competition is called Scholastic Pursuit for Elementary. This year's event was held on Tuesday, May 29, 2007, on the campus of Peace College. Thanks were given to the WCPSS employees who assisted with this event.
- Counseling and Student Services recently received a grant from the Elementary and Secondary School Counseling Program. This grant provides for four counselors to support areas such as kindergarten transition, transition to middle school, and family and community outreach. The four counselors will be placed at Hodge Road Elementary, Millbrook Elementary, Wildwood Forest Elementary, and Creech Road Elementary.
- On Saturday, May 26, 2007, the Coalition of Concerned Citizens for African American Children held a seminar for parents. David Holdzkom, Assistant Superintendent for Evaluation and Research, presented a program regarding testing. The seminar was well attended and was very well received by the parents in attendance.
- Enloe High School is ranked 53 in Newsweek Magazine's listing of the "Best Schools in the U.S." Enloe has consistently placed in the top 100 schools ranking compiled by *Newsweek* in recent years. This ranking is based on the number of

Advance Placement and International Baccalaureate test taken at a school divided by the number of graduating seniors. Congratulations to Enloe.

- Several individuals for the Office of Educational Technology with the U.S. Department of Education visited Centennial Middle School in late May. The purpose of the visit was to see how the staff is using technology in the classroom so these ideas could be shared with other schools across the country. Dr. Burns attended and it was extremely positive. Participants were very impressed with the work at Centennial. Thanks were given to, Edey Morris-Bryant and the staff at Centennial for their outstanding work.
- The men's golf team at Green Hope High School was congratulated. They recently won the 4A State Championship. This is the second year in a row that Green Hope has won this competition.
- Congratulations were extended to Apex High School on winning the NCHSAA 4A Girl's Soccer State Championship. Apex was also ranked number one in the state and number one in the nation during the season.
- The Certification Committee of the Board of Regents recently approved our Internal Auditor, Doug Kinney as a Certified Fraud Examiner. This certification requires many hours of training as well as demonstrated evidence of knowledge. Doug Kinney was congratulated and thanked for his hard work. It will definitely benefit the system.
- On Friday, June 1, 2007, we held our first graduation at Southeast Raleigh High School. It was an extremely successful event. Beulah Wright and the Southeast Raleigh High School staff were thanked for making this possible.
- Thursday, June 7, 2007, is the last day of school for our traditional schools.
- Recently we celebrated "Teacher Appreciation Week". Teachers, principals, and WCPSS employees were thanked for the wonderful job they do every day to support "teaching and learning".

### **Board Member's Comments**

- Ms. Head introduced the new Board Liaison as of Friday, June 1, 2007, Melissa Christmas.
- Ms. Parry shared that she was thrilled to attend the Southeast Raleigh High School graduation. It is an amazing experience to connect with the students.
- Mr. Tart shared that on Thursday, May 31, 2007, there was a meeting with the Town of Garner at the Garner Town Hall concerning the locations of the schools that are proposed for the Garner area. Ms. Parker, Ms. Millberg, Mr. Tart, and Ms. Goettee were in attendance at the meeting. Everyone was so appreciative of the Board members coming. The Board members met with the Town Board Alderman, Town Staff, the Mayor, Mike Burriss, Chuck Dulaney, Betty Parker, a representative from York Properties, and a representative from the County Facilities Department. The Town of Garner has a better understanding of what is going on as well as having had many questions answered. The York Properties representative showed that they had investigated approximately 200 sites and gave reasons for specific locations that they investigated that would not work. There is a better understanding now in Garner.

## **APPROVAL OF THE AGENDA**

Ms. Head requested that the Facilities Action Item: Legal Services for Public Private-Partnerships be pulled.

Ms. Head added “to establish or give instructions concerning the Board’s negotiating position related to a potential acquisition of real property, as provided in G.S. 143-318.11 (a)(5) “to Closed Session.

Ms. Head clarified that the Action Item under Instructional Program, the Review of Magnet Schools, this is referring to the elementary schools that was discussed on May 23, 2007.

Ms. Clark asked if the Board would have a closed session item relating to other litigation.

Mr. Margiotta questioned if there would be a continuation of the Public Meeting from closed session.

Ms. Head added “to consult with the Board of Education attorney and preserve the attorney-client privilege as provided in G.S. 143-318.11(a)(3) due to current litigation WAKECARES, et al v. Wake County Board of Education”.

Ms. Parker requested that the Facilities Item #17, Resolution- CIP 2006 Long-Range Building Program Funding Reallocation, be pulled from Consent and added to Action. Under Consent with Instructional Program pull items #5, Amendment Two to the Contract with Fluent Language Solutions, and #11, Contract with Fluent Language Solutions (Formerly named Interpreters, Inc.), to Action.

Mr. Margiotta requested that Facilities Items #1, Joint Use Agreement: Apex Elementary, 12- Bids: Renovate Elementary Modular School to 9<sup>th</sup> Grade Center, and 16- Change Order No. GC-05: Mills Park Elementary (E-22) be pulled from Consent and added to Action.

Ron Margiotta made a motion to approve the amended agenda, seconded by Susan Parry. The vote was unanimous.

## **INFORMATION ITEMS**

### **PROGRAM**

#### **1. BROOKS MUSEUMS MAGNET ELEMENTARY SCHOOL KINDERGARTEN “RAISING ACHIEVEMENT/CLOSING GAP” PRESENTATION**

- Team PLC (Professional Learning Community) Goal for promoting student success for the 06-07 school year
- Strategies that were implemented to support and enhance this goal
- Gathering and analyzing data
- Results and conclusions

Fiscal Implications: There are no fiscal implications. Recommendation for Action: This item is presented for information.

Dr. Elizabeth Colbert, Senior Director of the Office of Continuous Improvement and Professional Development, and Pamela Batey-Bright, Director of the Office of Continuous Improvement and Professional Development, presented. Ms. Bright gave an overview of the Raising Achievement/Closing the Gap Institute. The Institute was created to support the training A Framework for Understanding Poverty, based on the work of Dr. Ruby Payne. The Institute was designed to examine the impact of economic class on student's lives, as well as, the impact that it has on their achievement in school. Each Area Superintendent recommended one school to OCIPD to attend the Institute. Six schools were in the Institute - Brooks Elementary, Wakelon Elementary, Millbrook Elementary, East Garner Middle, Kingswood Elementary, and Carnage Middle. Each school had five or six team members. Each school was required to have at least one administrator on their team and the team had to attend all of the sessions. The Institute met six times during the year, which required a great deal of time and commitment from the participants. Training was built on the Framework for Understanding Poverty, ten mini-modules, and data work that was done by the team. The teams created plans that showed how they started at the Institute and the results at the end of the Institute based on the data and the alignment with their School Improvement Plan.

Brooks Museum Magnet Elementary School Principal, Felecia Locklear, and the Kindergarten Team Members, Christine Burkhart, Melissa Barnett, Adam Holland, Candace Martin, and Janet White presented information on:

- The Team PLC (Professional Learning Community) Goal for promoting student success for the 2006-07 school year,
- Strategies that were implemented to support and enhance this goal,
- Gathering and analyzing data, and
- Results and Conclusions.

### **PUBLIC COMMENT – 3 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.*

- **Donna Bailey - President** of University Park Homeowners Association expressed their strong support and keep Fred Olds as a magnet school and to delay the vote. She is a strong supporter of the community and school working together.
- **Rev. Asa Bell** - Senior Pastor of Pleasant Grove Baptist Church. He and members of the congregation of Pleasant Grove Baptist Church are present in support of the sale of the old Carver Elementary School to the church. The school building is directly adjacent to the church. The church has a plan for using the old Carver School including, but not limited to, youth programs, tutorials, computer training, etc.
- **Mrs. Mary E. Perry** - Chair of the Finance Committee and Vice Chair of the Board of Trustees at Pleasant Grove Baptist Church, was present in support of the sale of

the old Carver Elementary School to the church to implement programs for youth, families, etc.

- **Mr. Adolph Mitchell** - Mr. Mitchell was present in support of the sale of the old Carver Elementary School to the church.
- **Mr. Tyrone Richardson** – Chairman of the Deacon Board at Pleasant Grove Baptist Church and former student of the old Carver School. Mr. Richardson is here to support the approval of the sale to the church of the old Carver School.
- **Ms. Teresa Piner** – (The Planning Director for the Town of Wendell) Ms. Piner read a letter from the Mayor of Wendell in support of the sale of the old Carver School to Pleasant Grove Baptist Church.
- **Ms. Stephanie Gootnick** – (Parent of a child that attends Fred Olds Elementary and PTA President-Elect). Ms. Gootnick was concerned about the magnet program being taken away from the school and the lack of communication with parents. She requested that the Board delay the vote.
- **Pat Ryan Hunt** – (Parent of a child that attends Fred Olds Elementary) Ms. Hunt opposes the demagnetization of Olds and requested that the Board delay the vote.
- **Kelli Jo Schneider** – (Parent of a child that attends Lincoln Heights Elementary) Ms. Schneider was concerned about the demagnetization of Lincoln Heights and the uncertainty of the future of Lincoln Heights.
- **Lisa Daeke**- (PTA President at Wake Forest Gifted and Talented Elementary School). Ms. Daeke requested that the Board reconsider their decision to demagnetize Wake Forest Elementary School. Renovations have just been completed on the school. She requested that the Board delay their vote.
- **Brandon King** – (Parent at Fred Olds University Connections Elementary School and employee of North Carolina State University). Mr. King requested that the Board delay their vote on the magnet status of Olds Elementary and give parents, the community, and the school’s magnet partner opportunities for input and the chance to address the concerns that have been raised regarding its magnet status.
- **Rod Hughes-Oliver** – (PTA President at Fred Olds Elementary and a magnet parent). Mr. Hughes-Oliver would like for the Board to delay their vote so that the parents and the community can have an opportunity to have a voice. He wants to ensure that the Board understands the impact that the demagnetization of Olds would have.
- **Dr. Levine Barton** – (Parent of a child that attends Fred Olds). The University has committed resources to University Connections. The Dean of the Undergraduate Studies Department has hired a full-time person to work solely with Olds in the University Connections.
- **Blair Rice**- (PTA President at Lincoln Heights Elementary). Ms. Rice opposes the demagnetization of Lincoln Heights Elementary and requests that the Board delay their vote on demagnetizing Lincoln Heights.
- **Michelle Schwab** – (Parent of children that attend Lincoln Heights Elementary School). Ms. Schwab is requesting a public hearing regarding the demagnetization of Lincoln Heights.
- **Alicia Hatcher**- (Parent of children that attend Lincoln Heights Elementary School). Ms. Hatcher is requesting a public hearing regarding the demagnetization of Lincoln Heights.

- **Marguerite Greene** – Ms. Greene respectfully requested that the Board grant a public hearing for the demagnetization of any magnet school. The magnet school community at large was not afforded the opportunity of a public hearing to voice their feelings or concerns. Ms. Greene also requested that the Board put a hold on any agenda item referencing a school’s magnet status and requested a public hearing date be added to today’s agenda.
- **Dawn Graff**- Ms. Graff supported parents speaking on behalf of the magnet programs. She indicated there are frustrated parents who have concerns regarding mandatory year-round education. Many parents have requested transfers and many have been denied and appeals have been denied.
- **Kathleen Brennan**- (Speaking on behalf of Wake Cares). Ms. Brennan has concerns regarding the assignment plan from Growth Management. It’s been presented that families have chosen year-round because that’s what they wanted and that is not accurate.

The remaining speakers will be recognized at the end of the agenda for their comments. Chair Head recommended a ten-minute break for the Board.

The Board reconvened at 4:15 p.m.

### **CONSENT ITEMS**

Lori Millberg made a motion to approve the Consent Agenda, seconded by Rosa Gill. The vote was unanimous.

### **APPROVAL OF MEETING MINUTES**

- April 17, 2007 - Finance Committee Meeting Minutes
- May 8, 2007 - Closed Session Minutes
- May 16, 2007 - Joint Meeting Board of Education & County Commissioners Meeting Minutes
- May 22, 2007 - Committee of the Whole Meeting Minutes

### **FINANCE**

#### **1. GIFTS TO THE SYSTEM**

Seventy-three gifts have been donated to the Wake County Public School System. The approximate value of the gifts is \$55,121.06. Fiscal Implications: Not applicable. Recommendation: No action is required.

### **FACILITIES**

#### **1. JOINT USE AGREEMENT: APEX MIDDLE**

Town of Apex has requested a Level 4 Joint Use Agreement for the athletic fields located at Apex Middle School. The town has agreed to maintain the softball and multipurpose fields and share in the maintenance costs of the designated parking areas in exchange for the privilege to schedule the use of the softball and multipurpose fields when not needed by the Board. The school will schedule use of the shared areas during normal school hours and the Town will schedule the field use during non-school hours and/or when not needed by the Board. The Board shall have priority use of school fields at all times. The

initial agreement term is for a period of twenty-five (25) years. At the end of the initial term, the Town has the exclusive option to extend the Town's use for an additional twenty-five (25) year period, so long as the property is not needed for Board purposes and the facility is operated as a school. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

**2. JOINT USE AGREEMENT: BAUCOM ELEMENTARY**

The Town of Apex has requested a Level 4 Joint Use Agreement for the athletic fields and designated parking areas located at Baucom Elementary School. The town has agreed to maintain the gravel track, softball, and multipurpose fields, and to share in the maintenance costs of the designated parking areas, in exchange for the privilege to schedule the use of the softball and multipurpose fields when not needed by the Board. The school will schedule use of the shared areas during normal school hours and the Town will schedule the field use during non-school hours, when not needed by the Board. The Board shall have priority use of fields at all times. The initial agreement term is for a period of twenty-five (25) years. At the end of the initial term, the Town has the exclusive option to extend the Town's use for an additional twenty-five (25) year period, so long as the property is not needed for Board purposes and the facility is operated as a school. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

**3. JOINT USE AGREEMENT: LUFKIN MIDDLE**

Town of Apex has requested a Level 4 Joint Use Agreement for the athletic fields located at Lufkin Middle School. The town has agreed to maintain the combination softball/multipurpose field and share in the maintenance costs of the designated parking areas in exchange for the privilege to schedule the use of the combination softball/multipurpose field when not needed by the Board. The school will schedule use of the shared areas during normal school hours and the Town will schedule the field use during non-school hours when not needed by the Board. The Board shall have priority use of field at all times. The initial agreement term is for a period of twenty-five (25) years. At the end of the initial term, the Town has the exclusive option to extend the Town's use for an additional twenty-five (25) year period, so long as the property is not needed for Board purposes and the facility is operated as a school. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

**4. BUS PARKING LEASE AGREEMENT: PEAKWAY DEVELOPMENT, LLC**

Since 2003, the Wake County Public School System has been leasing a graveled parking lot located at 3600 Apex Peakway in Apex, owned by Peakway Development, LLC, to park approximately 40 buses in off hours. A parking lot lease for this area requires an additional one-year lease from July 1, 2007 to June 30, 2008. Fiscal Implications: A single sum lease payment of \$20,200 is due and payable to Peakway Development, LLC. Recommendation for Action: Staff recommends Board approval of a Parking Lease Agreement with Peakway Development, LLC from July 1, 2007 to June 30, 2008.

**5. BIDS: GENERAL SERVICES DEPARTMENT JOB ORDER CONTRACTS AND SERVICE AGREEMENTS**

Bids for the General Services Department's Job Order Contracts and Service Agreements were received on May 3, 2007. A Job Order Contract (JOC) is for construction or repair



with indefinite demand or quantity. The total award of these six contracts is \$1,090,000. A Service Agreement (SA) is for services other than construction or repair. The Service Agreement total for two contracts is \$390,000. Staff recommends award of the attached list of contracts, with terms of July 1, 2007 to June 30, 2008. Fiscal Implications: Funding is included in the 2007-2008 budget request. Recommendation for Action: Board approval is requested.

**6. BIDS: BUILDINGS AND GROUNDS DEPARTMENT JOB ORDER CONTRACTS AND SERVICE AGREEMENTS**

Bids for the Buildings and Grounds Department Master Job Order Contracts and Service Agreements were received. A Job Order Contract (JOC) is for construction or repair with indefinite demand or quantity. The total award of these four contracts is \$875,652.50. A Service Agreement (SA) is for services other than construction or repair. The Service Agreement total for ten contracts is \$11,389,664.91. Staff recommends award of the attached list of contracts, with terms of July 1, 2007 to June 30, 2008. Fiscal Implications: Funding is included in the 2007-2008 budget request. Recommendation for Action: Board approval is requested.

**7. BIDS: ENVIRONMENTAL HEALTH AND SAFETY DEPARTMENT JOB ORDER CONTRACTS**

Bids for the Environmental Health and Safety Department's Job Order Contracts were received on April 12, 2007 and May 24, 2007. A Job Order Contract (JOC) is for construction or repair with indefinite demand or quantity. The total award of these six contracts is \$1,050,000. Staff recommends award of the attached list of contracts, with terms of July 1, 2007 to June 30, 2008. Fiscal Implications: Funding is included in the 2007-2008 budget request. Recommendation for Action: Board approval is requested.

**8. BIDS: HOLLY GROVE ELEMENTARY WING CONVERSION AT HOLLY SPRINGS HIGH**

Bids for the Holly Grove Elementary Wing Conversion at Holly Springs High were received on May 10, 2007. Staff and Cherry Huffman Architects, PA, recommend award of the single-prime contract to Beau Chene Company, LLC, in the amount of \$115,000. Fiscal Implications: Funding is available from the total project budget of \$19,866,068, as provided in PLAN 2004. Recommendation for Action: Board approval is requested.

**9. BIDS: WAKE FOREST ELEMENTARY HVAC RENOVATIONS**

Bids for the HVAC Renovations at Wake Forest Elementary were received on May 17, 2007. Staff and Sigma Engineered Solutions recommend award of the single-prime contract to Climate Control Incorporated, DBA CCI Systems, in the amount of \$787,123. Fiscal Implications: The total proposed budget is \$910,000, of which \$600,000 is currently available from PLAN 2000 and a reallocation of \$310,000 was approved by the Board on May 22, 2007 to fully fund the contract. Recommendation for Action: Board approval is requested.

**10. BIDS: VANDORA SPRINGS ELEMENTARY ROOFING**

Bids for the roof replacement and repairs/coating at Vandora Springs Elementary were received on May 10, 2007. Staff and Roof Engineering, Inc., recommend award of the

single-prime contract to Simon Roofing and Sheet Metal Corporation, in the amount of \$101,338. The existing shingle roof on the 1990 multipurpose building is at the end of its useful life and is being replaced with a new standing seam metal roof. The existing single-ply membrane on the 1995 classroom addition is at the end of its useful life and is being repaired and coated with a new fluid applied roof coating. Fiscal Implications: Funding is available from the CIP 2006 Life Cycle Replacement Project budget of \$67,813,687.  
Recommendation for Action: Board approval is requested.

**11. BIDS: RELOCATE SINGLE UNITS TO NORTHWOODS ELEMENTARY (3 EACH), VANDORA SPRINGS ELEMENTARY (1 EACH) AND 1551 ROCK QUARRY ROAD (6 EACH)**

Bids were received on May 15, 2007 for the relocation and set-up of three single units from Smith Elementary to Northwoods Elementary and one single unit from Smith Elementary to Vandora Springs Elementary; and the relocation and staging of two single units from Enloe High to 1551 Rock Quarry Road, and four single units from Root Elementary to 1551 Rock Quarry Road. Units will remain at Rock Quarry Road location until permitted sites are available. Staff and H. S. Annis Architect, PA, recommend award of the single-prime contract to C. Blake Lewis Construction in the amount of \$154,200. Eaglehawk Construction had entered a substantially lower bid, but withdrew their bid within 24 hours when they determined they had made a significant error in preparing it. The construction cost per classroom for the four units being reoccupied can be determined by subtracting the cost of moving/staging the six units (6 x \$4000 = \$24,000) from the bid total and dividing by four, which yields \$32,550 as the construction cost per classroom. The total cost per classroom can be determined by adding the construction cost (\$32,550), design cost (\$2500), and a cleaning fee (\$150), for a total cost per classroom of \$35,150. Fiscal Implications: Funding is available from the total project budget of \$16,935,553, all of which is from the CIP 2006 Mobile Classroom Relocation and Leasing, 2007-2009 project. Recommendation for Action: Board approval is requested.

**12. MASTER LEASE AGREEMENT FOR MODULAR SPACE CORPORATION**

Resun Modular Space purchased GE Capital Modular Space and the new company name is Modular Space Corporation. The Master Lease Agreement replaces previous Master Lease Agreements with GE Capital Modular Space and Resun Modular Space. The Board attorney has reviewed this new lease agreement. Staff recommends Board Approval. Fiscal Implications: The terms of this new master lease agreement are similar to the previous agreements. The primary purpose of this action is recognizing change in the name of the firm. Recommendation for Action: Board approval is requested.

**13. CHANGE ORDER NO. GC-26: ENLOE HIGH**

Board approval is requested for Change Order No. GC-26 to Devere Construction Company, Inc. This change order, in the amount of \$190,747.91, is for provision of additional framing, insulation, sheathing, finished aluminum panels, and roofing repair. This is required because the existing fascia, around roof of the East Building, contains asbestos and must be removed under a separate contract. Fiscal Implications: Funding is available from the total project budget of \$34,719,197, of which \$9,151,942 is from PLAN 2000, and \$25,567,255 is from Plan 2004. Recommendation for Action:

Board approval is requested.

#### **14. SETTLEMENT AGREEMENT: ABL PLUMBING**

In an effort to resolve a dispute between the school system and ABL Plumbing regarding a bid submitted by ABL for the Enloe High School renovation projection, ABL has agreed to provide services valued at \$40,940 to the school system at no cost. The Board is asked to approve an agreement settling all claims against ABL or its surety, Harleysville Mutual Insurance Co. The work that ABL will perform in order to resolve these claims is outlined on the exhibit attached to the agreement. Fiscal Implications: No additional funding is required; however, the \$40,940 in work will be used for work performed at Carroll Middle School. Recommendation for Action: Board approval is requested.

### **INSTRUCTIONAL PROGRAM**

#### **1. GRANT PROPOSALS**

- Entitlement (#1153): PRC 017 – US Department of Education, NC Department of Public Instruction, Career and Technical Education Program Improvement / Central Services, Curriculum and Instruction.
- Entitlement (#1154): PRC 026 – NC Department of Public Instruction, McKinney Education for Homeless Children and Youth / Central Services, Counseling and Student Services.
- Entitlement (#1155): PRC 044 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Capacity Building / Central Services.
- Entitlement (#1156): PRC 048 – US Department of Education, NC Department of Public Instruction, Safe and Drug-Free Schools and Communities, Central Services, Student Services.
- Entitlement (#1157): PRC 049 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Preschool Handicapped / Central Services, Student Services.
- Entitlement (#1158): PRC 050 – US Department of Education, NC Department of Public Instruction, Title I Low Income / Central Services, Curriculum and Instruction.
- Entitlement (#1159): PRC 059 – NC Department of Public Instruction, Title V Innovative Assistance Program / Central Services, Magnet Programs.
- Entitlement (#1160): PRC 060 – US Department of Education, NC Department of Public Instruction, IDEA Title VI-B Handicapped / Central Services, Student Services.
- Entitlement (#1161): PRC 103 – US Department of Education, NC Department of Public Instruction, Improving Teacher Quality / Central Services, Instructional Services Division.
- Entitlement (#1162): PRC 104 – US Department of Education, NC Department of Public Instruction, Language Acquisition Grant / Central Office, Curriculum and Instruction.
- Entitlement (#1163): PRC 107 – NC Department of Public Instruction, Education Technology State Grant / Central Services, 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.

**2. CONTRACT: SCHOOL RESOURCE OFFICERS FOR 2007-2008**

This contract will be made with the Town of Cary to provide school resource officers at each of the high schools located within the city. The following is a list of the schools:

Cary High School                      Middle Creek High School  
Green Hope High School      Panther Creek High School

Fiscal Implications: Funding for this contract, in the amount \$151,352 (\$37,838 x 4 schools) is available through At-Risk fund 69 for the 2007-2008 school year.

Recommendation for Action: Staff is requesting Board approval.

**3. CONTRACT: SCHOOL RESOURCE OFFICERS FOR 2007-2008**

This contract will be made with the City of Raleigh to provide school resource officers at each of the high schools located within the city. The following is a list of the schools:

Athens Drive High School                      Millbrook High School  
Broughton High School                      Sanderson High School  
Enloe High School                      Southeast Raleigh High School  
Longview/Phillips High School                      Wakefield High School  
Leesville High School

Fiscal Implications: Funding for this contract, in the amount of 340,542 (\$37,838 x 9 schools), is available through At-Risk fund 69 for the 2007-2008 school year.

Recommendation for Action: Staff is requesting Board approval.

**4. CONTRACT: SCHOOL RESOURCE OFFICERS FOR 2007-2008**

This contract will be made with Wake County Sheriff's Department to provide school resource officers at each of the following high schools:

East Wake High School, Wake Forest-Rolesville High School 9th grade center @Dubois Center in Wake Forest, NC, Wakefield High School 9th grade center @Winn Dixie in Wake Forest, NC. Fiscal Implications: Funding for this contract, in the amount \$113,514.00 (\$37,838 x 3 schools) is available through At-Risk fund 69 for the 2007-2008 school year. Recommendation for Action: Staff is requesting Board approval.

**5. CONTRACT WITH CAROLINA CORRECTIONAL SERVICES (CCS): AN ALTERNATIVE PRIVATE PROGRAM FOR SPECIAL EDUCATION STUDENTS WHO HAVE BEEN LONG-TERM SUSPENDED**

State and federal law requires that students with disabilities who have been long-term suspended continue to receive a free appropriate public education and access to general curriculum as determined by the IEP Team.

- The Carolina Correctional Services will administer The Life Course Academy program at their facility located at 2940 Falstaff Road, Raleigh, NC.
- The contract will run from July 1, 2007, through June 30, 2008.
- The program provides education for up to 30 long-term suspended special education students whose IEPs call for continued resource to separate services.
- Legally mandated core academic classes and behavioral training will be provided.
- Students will attend five days per week, six hours per day.
- Transportation will be provided by WCPSS.

Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$465,750.00 to pay the cost of these services. Recommendation for Action: Board approval is requested.

**6. CONTRACT WITH CAROLINA CORRECTIONAL SERVICES (CCS): AN ALTERNATIVE PRIVATE PROGRAM FOR SPECIAL EDUCATION STUDENTS WHO HAVE BEEN IDENTIFIED AS HAVING SEVERE EMOTIONAL DISABILITIES**

State and federal law requires that all students with disabilities receive a free appropriate public education and access to general curriculum as determined by the IEP Team. Due to the nature and severity of their disabilities, it is necessary that some students with severe behavioral and emotional needs receive their instruction in a separate school setting.

- The Carolina Correctional Services will administer The Life Course Academy program at their facility located at 2940 Falstaff Road, Raleigh, NC.
- The contract will run from July 1, 2007, through June 30, 2008.
- The program provides education for up to ten emotionally disabled students whose IEPs call for separate school services.
- Legally mandated core academic classes and the behavioral training will be provided.
- Students will attend five days per week, six hours per day.
- Transportation will be provided by WCPSS.

Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$149,500.00 to pay the cost of these services. Recommendation for Action: Board approval is requested.

**7. CONTRACT WITH DAMAR SERVICES, INC.**

We are contracting with Damar, a private, non-profit corporation located in Indiana, to provide special education and related services for an identified student with special needs. This student was served at this residential facility prior to moving to Wake County. In order to facilitate the transition to the Wake County Public School System, it was agreed that the student should continue to receive services in the Damar facility through June 30, 2008. The student will then be served under an IEP established by the Board and parents as provided by law. Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$137,605.00 to pay the cost of these services. Recommendation for Action: Board approval is requested.

**8. CONTRACT WITH FLORIDA INSTITUTE FOR NEUROLOGIC REHABILITATION, INC.**

The Florida Institute for Neurologic Rehabilitation provides educational services to a Wake County student. This is a continuation of an existing court settlement that began May 2002. At the last IEP meeting, the team agreed that this continued to be the least restrictive environment for this student, who has multiple neurological and behavioral problems. We can apply for additional funds from the state to help cover these costs. Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$184,000.00 to pay the cost of these services. Recommendation for Action: Board approval is requested.

**9. CONTRACT WITH SHIGLEY FAMILY SERVICES**

The Children's Developmental Services Agency (formerly The Development Evaluation Center) no longer evaluates children ages three through five. This responsibility has now fallen to school systems. This has caused a significant increase in the number of

evaluations that we will need to complete. Our staff is unable to complete these additional evaluations without contracting with other agencies. In order to help ease the burden caused by these additional evaluations, the state has allotted additional funds in PRC 60. We will use these funds to contract with Shigley Family Services. Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$300,000.00 to pay the cost of these services. Recommendation for Action: Board approval is requested.

#### **10. CONTRACT WITH EFFECTIVE SOFTWARE, INC.**

Effective Software, Inc. provides software development and maintenance services for the Student Academic Record System (StARS) business application utilized by the schools for the following processes:

- Student Support Team
- Special Education
- Section 504

Fiscal Implications: This contract provides 40 hours per week of services at \$75 per hour, for a total not to exceed \$156,000. Recommendation for Action: Board approval is requested.

### **HUMAN RESOURCES**

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

- a. Professional
- b. Support

Mr. Margiotta requests that the Board permit the speakers to complete another 15 or 18 minutes. Mr. Margiotta suggested having the remainder of the speakers speak prior to continuing with the Action Agenda items.

Ms. Parker stated since the Action Items are lengthy, she would like the Board to reconsider and listen to the speakers that have waited so long to speak.

#### **PUBLIC COMMENT – CONTINUED**

- **Chris Duke** – (Parent of a student that attends Wake Forest Elementary). Mr. Duke asks the Board to look at all the aspects of the Magnet program at Wake Forest Elementary before they vote to demagnetize the school.
- **Norma Prosser** – Ms. Prosser requested that the Board delay the vote for demagnetizing Wake Forest Elementary until after a public hearing.
- **Tom Dresser** – (Parent of a graduate of Enloe High and current student at Enloe High). Mr. Dresser had a concern regarding a speaker that was chosen to speak at the school.
- **Jordan Daniels** – (Student who attends Enloe High School who is currently enrolled in the Religions and World Cultures/Bible in History course). The course teaches the students “How we got here through Religion.” The class encourages students to think of their own journey.
- **Virginia Dresser** - (Student who attends Enloe High and is currently enrolled in the Religions and World Cultures/Bible in History course). The course has been

seeking to have an array of speakers to come in and give a varied idea of what each religion encompasses.

- **Russel Capps** – Mr. Capps had concerns regarding the issue of a speaker that was chosen to speak at Enloe High School.

### **COMMITTEE CHAIRS' REPORT**

Mr. Tart reported that the Facilities Committee will meet on June 12, 2007, at 9:30 a.m. and June 26, 2007, at 9:30 a.m. The Citizen's Facilities Advisory Committee met on May 23, 2007. The Committee will give recommendations on what they will bring to the Board. The next meeting for the Citizen's Facilities Advisory Committee will be on June 26, 2007, at 4:00 p.m. at the Public Safety Center.

Mr. Margiotta asks Mr. Tart to have the Facilities Committee report on the re-inspection of the bus fleet from the Transportation Department on June 12.

Ms. Goettee reported that the Human Resources Committee Meeting scheduled for June 13, 2007, has been cancelled.

Ms. Parry reported that the Policy Committee will not meet.

Ms. Clark reported that the Program Committee will not meet on June 13.

### **ACTION ITEMS**

#### **FACILITIES**

##### **1. ACCEPTANCE OF OFFER TO PURCHASE AND CONTRACT OF SURPLUS 9.44 ACRE TRACT OF LAND IN WENDELL: OLD CARVER ELEMENTARY SCHOOL**

The Board of Education declared the Old Carver Elementary School property, located at 948 Morpheus Road, as surplus property in January 2002. A request to consider declination of interest in acquisition of the property was sent to Wake County Staff. The Board of Education received an offer to purchase from Wake County Housing Finance Corporation in March 2002, which sale was never consummated due to the buyer's inability to perform. As a result, the Board of Commissioners never took formal action on the request for declination of interest in acquisition of the property.

An offer to purchase the property was received by staff from Pleasant Grove Baptist Church in July 2006, wherein the sum of one hundred and fifty thousand dollars (\$150,000) was offered for acquisition of the property. Staff re-examined the location, configuration and condition of the site, and determined that the property is of insufficient size and location for cost effective conventional school uses currently and in the foreseeable future. Wake County staff was contacted by letter dated August 1, 2006, for consideration, and the Board of Commissioners formally declined interest in acquisition during their meeting on March 12, 2007. The additional advertisement and upset bid process as required by N.C.G.S. 115C-518 and N.C.G.S. 160A-269 has been completed, based upon the Pleasant Grove Baptist Church offering price, as no upset bids were

received. The property is further identified as having Wake County PIN #1793196840. Fiscal Implications: Estimated income to the Board of Education is \$150,000. Recommendation for Action: Staff requests Board approval and execution of the Offer to Purchase to sell the subject property to Pleasant Grove Baptist Church.

Lori Millberg made a motion to approve, seconded by Rosa Gill. Betty Parker presented information to the Board. The Board of Education declared the old Carver Elementary School property surplus property in January 2002. A request to consider declination of interest in acquisition of the property was sent to Wake County staff. The sale was never consummated due to the buyer's inability to perform. As a result, the Board of Commissioner's never took formal action on the request for declination of interest in acquisition of the property. The Wake County staff was contacted by letter in August 2006 for consideration, and the Board of Commissioners formally declined interest in acquisition during their meeting in March 2007.

After answering clarifying questions from the Board, the Board voted 6 to 2 with Rosa Gill, Beverley Clark, Eleanor Goettee, Lori Millberg, Susan Parry, and Horace Tart voting "yes" and Carol Parker and Ron Margiotta voting "no". The vote passed.

## **2. DESIGNATION OF ADDITIONAL TRADITIONAL CALENDAR ASSIGNMENTS**

As part of the Growth Management Plan adopted by the Board of Education on February 6, 2007, traditional calendar options were designated for base areas assigned to year-round schools. In order to comply with the court order stating that students can only be assigned to year-round or modified calendar schools with informed parental consent, additional traditional calendar options need to be identified. Staff will present recommendations for designating traditional calendar options for nodes assigned to year-round and modified calendar schools. Fiscal Implications: Transportation costs are likely to increase. Recommendation for Action: Board approval of staff recommendations.

Prior to the motion being given, Ms. Head had Mr. Dulaney give updates to the Board regarding the traditional calendar options designated for base areas assigned to year-round schools and explain the process that has been executed thus far.

The Board of Education developed a Growth Management Plan this winter and adopted it officially on February 6, 2007. The Growth Management Plan was designed to address crowding in the school system. It was designed to minimize future reassignments by utilizing our new schools and twenty-two of our existing schools in high growth areas of the county on year-round calendars. The Plan resulted in projections for less crowding, and it resulted in projections of space for future growth. When we initiated the current capital building program planning, the crowding in our elementary schools was over 104%. One hundred percent is when schools are fully utilizing all of their spaces in precisely the way that they were designed to be utilized; anything over that means that there has been some compromise (e.g. teachers sharing a classroom, or space is being utilized that wasn't really designed for the purpose for which it is being utilized). Our goal with the County Commissioners was reached jointly a year and a half ago to try and reduce our crowding down to 95% so that there is a little bit of space in each school to handle unforeseen consequences and surges in growth. The plan that the Board adopted



in February would have resulted in the coming year with 101% utilization of our traditional calendar elementary schools, 101% of our traditional calendar middle schools, 91% utilization of our year-round calendar elementary schools, and 93% utilization of our year-round middle schools. That lower utilization for next year in our year-round schools was intentional. The utilization should have slowly converged on our goal of 95-100%; however, we now have a court ruling that we need to comply with. The ruling requires that parents give their consent to assignment to a year-round or modified calendar school before we can assign them to that school. If parents do not give their consent to that assignment, we will need to assign them to a traditional calendar school. When we received that order, the Board met and directed Growth Management to proceed with obtaining informed consent. Approximately 31,000 forms went out to families informing them, about 4,000 of the forms went out to pre-registered students through the mail, and the remaining 27,000 went out through schools to families that were assigned to a year-round or modified calendar school. Subsequently we have received about 95% of those forms back. More than 90% of families have given their consent to the assignments as you designed them in February. However, based on the most recent counts, we have 2,626 students to place in traditional calendar schools. The options in which the Board identified in February for traditional calendar placements were identified with the assumption that we were implementing an application process, and just as we have always controlled the size of our magnet schools or year-round schools by accepting or failing to accept applications, we had a way to control traditional calendars. We received between 1,200 and 1,300 applications for traditional calendar seats and we offered the traditional calendar seats to everyone who applied. Subsequently in February, we had 400 of those families who declined their placement in a traditional calendar seat and stayed with the school they were based, which was in a year-round situation. The options in which the Board identified in February was adequate to place the approximate 900 students who desired a traditional calendar, but they are not adequate to place the additional 2,600 students that have now requested a traditional calendar, therefore, we have had to come up with additional recommendations. We have looked closely at projected memberships for next year, and our projected crowding for next year. We have discussed many of the challenges which include: strictly capacity, trying to maintain a strong demographic mix in all schools, etc., because approximately 65% of the requests for traditional calendar schools have come from low-income families. It is more difficult to recommend who those assignments should go when we assign numbers of students to schools. We will be shifting the socio-economic balance in those schools in some ways that we do not want them to go. The staff is recommending one year's worth of action and complying with the court order for next school-year in the best manner we can without uprooting most of the families:

**Year Round or Modified Calendar School**

Adams Elem.  
Ballentine Elem.  
Barwell Rd. Elem.  
Baucom Elem.  
Brassfield Elem.  
Brier Creek Elem.  
Carpenter Village Elem.  
Carver Elem.

**Draft Option Considered**

Reedy Creek Elem.  
Lincoln Heights Elem.  
Forestville & Yates Mill Elem.  
Northwoods Elem.  
Lead Mine & Hilburn Elem.  
Reedy Creek Elem.  
Reedy Creek Elem.  
Zebulon Elem.

Durant Rd. Elem.  
East Garner Elem.  
Green Elem.  
Green Hope Elem.  
Harris Creek Elem.  
Heritage Elem.  
Highcroft Elem.  
Hodge Rd. Elem.  
Holly Grove Elem.  
Holly Springs Elem.  
Jones Dairy Elem.  
Knightdale Elem.  
Leesville Rd. Elem.  
Lockhart Elem.  
Middle Creek Elem.  
Morrisville Elem.  
North Forest Pines Elem.  
Oak Grove Elem.  
Olive Chapel Elem.  
Partnership Elem.  
Pleasant Union Elem.  
Rand Rd. Elem.  
River Bend Elem.  
Salem Elem.  
Sanford Creek Elem.  
Timber Dr. Elem.  
Turner Creek Elem.  
Vance Elem.  
Wakefield Elem.  
West Lake Elem.  
Wilburn Elem.  
Willow Springs Elem.  
Centennial Middle  
Durant Rd. Middle  
East Cary Middle  
East Wake Middle  
Heritage Middle  
Lufkin Rd. Middle  
Moore Square Middle  
North Garner Middle  
Salem Middle  
West Lake Middle  
S.E. Raleigh High

Rolesville Elem.  
Creech & Farmington Woods  
Brooks Elem.  
Weatherstone Elem.  
Rolesville Elem.  
Wake Forest Elem.  
Weatherstone Elem.  
Forestville Elem.  
Penny Rd. Elem.  
Holly Ridge Elem.  
Rolesville Elem.  
Wakelon Elem.  
Stough & Hilburn  
Wakelon Elem.  
Swift Creek Elem.  
Weatherstone Elem.  
Wake Forest Elem.  
Briarcliff & Davis Dr. Elem.  
Penny Rd. Elem.  
Forestville Elem.  
Lynn Rd. Elem.  
Smith Elem.  
Rolesville Elem.  
Briarcliff & Davis Dr.  
Wildwood Forest Elem.  
Smith Elem.  
Briarcliff & Davis Dr. Elem.  
Smith Elem.  
Rolesville Elem.  
Smith Elem.  
Fox Rd. & Douglas Elem.  
Fuquay-Varina Elem.  
Leesville Middle  
West Millbrook Middle  
Reedy Creek Middle  
Zebulon Middle  
Wake Forest-Rolesville Middle  
Apex Middle  
Leesville Middle  
East Garner Middle  
Apex Middle  
Dillard Middle  
Middle Creek High

The consensus of the Board to direct staff to look at the four schools that would feed into Smith Elementary (Vance, West Lake, Timber Drive, and Rand Road) was to pull the four schools and send back to staff for further investigation on a 5 to 4 vote.

Mr. Tart made a motion to recommend staff to look at making East Garner Elementary a traditional calendar school and make East Garner a traditional option for some of the other Garner area schools, Ms. Parker seconded the motion. The vote was 7 to 2. The recommendation will not be to send back to staff.

Ms. Gill made a motion to have Mr. Dulaney bring back to the Board additional information on the North Garner-East Garner Middle school situation on Wednesday, June 6, 2007. Ms. Head stated that the Board would recess tonight and meet on June 6, 2007, at 2:30 p.m.

Lori Millberg made a motion to approve staff recommendations for traditional options for year-round and modified calendar schools removing the four schools that are being sent back to staff as well as North Garner Middle. The motion was seconded by Rosa Gill. The Board voted 8 to 1 with Mr. Margiotta casting the dissenting vote. The vote passed.

Ms. Head shared the following announcement: *We, as the Board of Education, have attempted to work through to the best of our ability, the ruling by Judge Manning. After complying with the judge's decision, the data is in, and we're seeing the disturbing trends that cause us great concern as we look to the future health of all of our schools in this county. We are already seeing as a result of this order, different burdens placed on our traditional and year-round schools. The overcrowding and the imbalances emerging will erode years of work to build healthy schools across this county. The decision just made by the Board of Education, assigns the families of more than 2,600 students, who indicated their preference for a traditional calendar seat, for their child for the 2007-2008 school year. This decision accommodates all requests made to the Office of Growth Management as of Monday, June 4, 2007. However, given what we see, we can reasonably predict that the thousands of additional students THAT will come to us over the next several months will only add to the overcrowding and imbalance that we see today. Because of our concerns for the continued health of the district, the Board of Education directs its attorney to file a motion to stay the decision of Judge Manning, for those students who have yet to come to register for the upcoming school year; in order to accommodate the explosive growth that we continue to experience in this school system. If the request for a stay is granted, it will allow this Board the ability to assign future students to either a traditional or year-round calendar, based upon geography and the availability of seating capacity. The Board attorney will act promptly in filing this request for a stay of the judge's decision, and we will work as fast as possible in continuing to address the future enrollment crisis of this school system. We must try to prevent additional harm to this system.*

Mr. Margiotta stated that he objected to moving forward with the execution of the attorney.

Ms. Head stated that *"the Board voted to direct our attorney yesterday, to file for the stay. We wanted to get through the process today, so that we can all understand the deep impact that this has on the system; both in overcrowding in our schools, on the diversity issues, and the healthy school situation that we've worked so hard over the number of years. This is a formal announcement that we've directed our attorney to file for the stay"*.

Ms. Majestic, Board Attorney, clarified that it is her understanding that the Board will be seeking a stay from the Court of Appeals, but that the Board has made the commitment to go ahead and find traditional calendar seats for the families who have not consented

to the year-round placement as of yesterday. Even if the stay were granted, the understanding from the direction of the Board is that the decision being made today would not be undone.

Ms. Head responded, “No.”

Ms. Majestic clarified further, that the Board is seeking some relief from the Court, to be able to operate, as new students come into the system in the upcoming weeks and months.

Rosa Gill had a motion to go into Closed Session at 7:13 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) due to current litigation, Hytech Construction, Inc. et al v. Wake County Board of Education and Cherry Huffman Architects, PA. The motion was seconded by Lori Millberg.

The Board reconvened at 8:05 p.m.

## **PROGRAM**

### **1. GRANT PROPOSALS**

The College of Education at North Carolina State University (NC State), in partnership with the Wake County Public School System has received a grant award from the University of North Carolina General Administration, associated with the federal Title II state grant program for Improving Teacher Quality. The Wake County Board of Education gave its consent to participate in this grant proposal at its 11/07/06 board meeting. As described in the grant proposal, the project will support teacher development, with as many as twenty-one 4<sup>th</sup> and 8<sup>th</sup> grade language arts and social study students’ teachers receiving literacy instruction related to North Carolina languages and cultural diversity.

N.C. State is the fiscal agent for the award and WCPSS is a sub-recipient in the award. The WCPSS Curriculum and Instruction Department, Social Studies Office, will manage WCPSS responsibilities in the project. The funding WCPSS will receive totals \$86,820 for the performance period of 5/1/07 through 9/30/08. This funding will support WCPSS staff and varied activities in the project, including participation in national and state conferences, extra-duty payments and stipends to teachers to attend summer workshops and carry out activities during the school year, and substitutes for classroom teachers. Fiscal Implications: any required cash and/or in-kind matching contributions vary by grant program. Recommendation for Action: Staff is requesting Board approval for receipt of the sub-award.

Lori Millberg made a motion to approve, seconded by Susan Parry. Bill Carruthers presented information regarding a partnership North Carolina State University. Project QUEST is a program of sub grants awarded by the U.S. Department of Education through state agencies of higher education to eligible IHE/LEA partnerships, under the No Child Left Behind Act(Title II, A, Subpart 3). The purposes of the sub grants include:

- US Department of Education: The collective goal of all Title II, Part A funds is to support professional development activities in academic subjects to ensure that highly qualified teachers have subject matter knowledge.
- North Carolina QUEST: Three areas of critical needs are identified... literacy, mathematics, and science.
- WCPSS: Project will involve 8<sup>th</sup> grade English language arts and social studies teachers.

The award parameters include: N.C. State College of Education (fiscal agent) - \$132,232,

- N.C. State College of Humanities and Social Studies - \$49,785.
- WCPSS (sub award)- \$86,820
  - Travel to state/national conference for WCPSS staff
  - Teacher stipends for summer workshops and school-year activities
  - Teacher substitutes
  - WCPSS Indirect cost rate

This 18-month staff development opportunity will be a joint effort between middle school social studies and English/Language Arts teachers. WCPSS is partnering with social studies and English professors at NC State for this project. Middle schools represented will be: Dillard Drive, East Wake, North Garner, Carnage, Apex, Mount Vernon, Holly Ridge, Martin, Salem, Daniels, Ligon, Leesville Road, Durant Road. Ms. Stephani clarified questions from the Board. The vote was unanimous.

## 2. REVIEW OF MAGNET SCHOOLS

All magnet schools were reviewed during the 2006-07 school year at the request of the Board of Education to determine how well each magnet school is aligned with the objectives set forth for Magnet Programs: 1. Reduce high concentrations of poverty; 2. Maximize use of school facilities; and 3. Provide expanded educational opportunities. A review of the data was conducted to determine how well each school currently aligns with the magnet objectives, and to determine if action steps could be taken to improve a school's alignment with the objectives. The results of the review and staff recommendations were presented to the Board of Education. Magnet program phase-out plans are being developed to assist the schools who do not align with the magnet program objectives in their transition to traditional programs.

Ms. Head states that: *“this item is an outcome of our Board of Education looking at, over a period of time, the magnet schools that we have in our district. I want to affirm of what value we all know the magnet program is to our schools and to this community. It was a project for this Board of Education to look at the magnet schools and make sure that they were efficient, effective, and aligning with our objectives for magnet schools. This has been a very valuable process for us to be taking, and certainly involved with staff to understand how magnet schools are impacting our system. The review of the magnet schools has been our discussion in work sessions for about a year. At the May 23<sup>rd</sup> work session, we did reach some consensus and that is what brings us to this agenda item.”*

Carol Parker makes a motion to approve, seconded by Ron Margiotta. Dr. Ken Branch presented information to the Board. The Magnet Programs staff, met preliminarily with representatives of schools possibly affected to begin to talk about what a magnet program phase-out might look like. The actual phase out itself would depend on the program in question. In the majority of cases, the phase-out would happen over a

period of time; perhaps a three-year phase-out with each year requiring a reduction in resources (e.g. year 1- 25% of resources reduced, year 2 -50% of resources reduced, and year 3- all additional resources taken away from the school- no resource allotment). The resources for magnet schools would be months of employment, dollars for instructional supplies, and staff development. In addition, staff suggests that students who've been accepted into any of these magnet programs through the selection process, be allowed to choose to remain at the school, and to maintain their magnet status. By maintaining their magnet status, it gives the student a priority when, or if, applying to a magnet school at the next level. Siblings of existing magnet students would be allowed to enter the school with magnet status. Staff suggests using an intent form similar to the one that is currently used. Finally, staff suggests that magnet students (those currently in schools by application and their siblings), continue to receive transportation if it is currently provided until the end of the phase-out period.

After lengthy discussion from the Board, and clarification from Mr. Branch to the Board, Ms. Gill made a friendly amendment to the motion, that the Board of Education delays any action on this until dialogue takes place between the staff, the community, the public, and the five schools (Olds, Root, Lincoln Heights, Wake Forest, and Forestville), and Board members may attend if they wish to and dialogue. Lori Millberg seconded the friendly amendment. Ms. Parker accepted the friendly amendment. Ann Majestic, Board Attorney, suggested that *"the Board ask Superintendent Burns and his staff to come back to the Board at a point certain, with a proposal about how to structure this community conversation; whether it's using the model of your student assignment, or not. It's putting a point and time when you'll agree about how you will follow this process"*. With a 6 to 3 vote, the motion with the friendly amendment carries.

Ms. Parry made a motion to delay consideration of the motion indefinitely, Lori Millberg seconded. With a vote of 2 to 7, the motion did not pass.

Eleanor Goettee made a motion to approve the eligibility list for 2007 career status, seconded by Beverley Clark. The vote was unanimous.

Beverley Clark made a motion to approve the recommendations for administrative appointments, seconded by Rosa Gill. The vote was unanimous.

Rosa Gill made a motion to approve the recommendation for non-renewal of Thomas LaCivita and Robin Meares, seconded by Beverley Clark. The vote was unanimous.

## **ACTION ITEMS**

### **HUMAN RESOURCES**

#### **1. ELIGIBILITY LIST FOR 2007 CAREER STATUS**

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

- (1) Shelly Watson, Assistant Principal at Green Year-round Elementary School, to Principal at Green Year-round Elementary School, effective date June 18, 2007. (Permanent position)

- (2) David Ashley Cooper, Administrative Intern and Teacher at Heritage Year-round Elementary School, to Assistant Principal at Carver Elementary School, effective date June 18, 2007. (Permanent position)
- (3) Carmen Graf, Administrative Intern, Ballentine Elementary School, to Assistant Principal at East Garner Elementary School, effective date July 2, 2007 (Converted Position).
- (4) Wenitra Merritt, Administrative Intern, A.B. Combs Elementary School, to Assistant Principal at East Garner Elementary School, effective date July 2, 2007 (Permanent position).
- (5) Damian Powell, Applicant, to Assistant Principal at Millbrook High School, effective, June 18, 2007. (Permanent position)
- (6) Lisa G. Reid, Administrative Intern and Dean of Students at Wake Early College of Health and Sciences, to 50% Dean of Students and 50% Assistant Principal at Wake Early College of Health and Sciences, effective date July 1, 2007. (Permanent position)
- (7) Patricia Ashley, Applicant, to Senior Director of Secondary Program, Instructional Services Division, effective date July 1, 2007 (Permanent position)
- (8) Karen Hamilton, Principal, Longview School, to Senior Director, Counseling and Student Services, effective date July 1, 2007. (Permanent position)

### **3. RECOMMENDATION FOR NON-RENEWALS**

#### **POLICY**

#### **1. POLICY 2315/3015/4015/6315- PROTECTION OF IDENTITY AND CONFIDENTIALITY**

##### *First Reading.*

In accordance with applicable laws, the gathering or use of social security numbers or personal identifying information by school system employees is prohibited unless it is expressly authorized by law and is imperative for the performance of the school system's duties. Departments and/or employees who must use social security number and other personal identifying information of employees and/or students to perform their job functions must have authorization from the Superintendent or designee to have access to this confidential information. Employees who are granted such authorization are required to take appropriate measures as developed by the school system to provide for the confidentiality, protection, and security of the information in their possession. This policy was presented and approved by the Superintendent's Leadership Team, and was presented and approved at the May 15, 2007 Policy Committee. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Lori Millberg. Marvin Connelly presented. Following discussion regarding free and reduced confidential information, in 2004, Dr. Burns asked staff with the guidance of Dr. Linda Isley, to take a look and discuss student and employee confidential information. A short duration was anticipated; however, while the committee was meeting, the legislature approved the Identity Theft Protection Act. This generated further and a more in-depth discussion and review of collection, use, and release of social security numbers. Social security numbers are no longer collected for student or employee data, unless absolutely necessary. Limited areas have been identified as still requiring social security numbers. Employee numbers were

created in Oracle to replace social security number access and necessitated intense work with the Technology teams to examine and create new numbers for all employees. Employee forms were changed in the Human Resources processes, confidential envelope system has been developed for use throughout the school system, and the recommendation is that orange continue to be used for payroll, white for a confidential human resources information, and green for other confidential information. An R& P is in development and authorization form is in the development stages, which will be presented to the leadership team. Training will be provided to all schools and departments to include: use and protection of electronic resources, technology precautions, security breaches, information on avoiding breaches, and disposal of confidential information. Collection and access forms have been developed. With no questions from the Board, the vote was unanimous.

## **2. POLICY 6500: DISCIPLINE**

*Revised First Reading. Request Waiver of Second Reading.*

Staff is recommending the additional wording to establish clarification for security, administrators, parents, and students. The change was discussed and approved by Ann Majestic. The policy was presented and approved at the May 15, 2007 Policy Committee Meeting. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

Carol Parker made a motion to approve, seconded by Lori Millberg. Victoria Curtis presented. Under Policy 6500 Discipline, 6500.3 the following words are the addition: "*suspected of misconduct*". This is suggested for clarity so that parents will understand when they should and should not receive a call. In further review with Ms. Majestic, it has been suggested that in the parenthesis of this policy, where it says "*except in cases of suspected child abuse or neglect by the parent*" that there be some additional wording added being, "*or when the safety or welfare of students or staff is at risk*"; that those be the exceptions of when the principal would not necessarily make the call to the parent. After clarification from the Board attorney, with no questions from the Board, the vote was unanimous.

## **3. POLICY 7030 – DUTIES OF PRINCIPALS IN CHILD NUTRITION SERVICES PROGRAM**

*Revised, First Reading.*

Presently, the Child Nutrition Services Department oversees the Child Nutrition Program in schools in coordination with school administrators. The existing Board Policy does not address the dual responsibilities for the program. In addition, the recommended policy will direct that Regulations and Procedures be developed to delineate the responsibilities. A change in the title of the policy is also being proposed to better reflect the contents of the policy. The proposed revisions were presented and approved at the May 15, 2007 Policy Committee. Fiscal Implications: None. Recommendation for Action: Staff is requesting Board approval.

Rosa Gill made a motion to approve, seconded by Beverley Clark. Don Haydon presented. Staff recommends that the title be changed to the Child Nutrition Services



Program Responsibilities. The policy now states that the Superintendent shall be responsible for the program and for compliance with the requirements of the National School Lunch Act. The Superintendent shall direct the development of regulations and procedures that will include the delineation of responsibilities of school principals and of the CNS administrative staff. There being no questions from the Board, the vote was unanimous.

## **FACILITIES**

### **1. JOINT USE AGREEMENT: APEX ELEMENTARY**

The Apex Elementary School campus was jointly designed by Wake County Government, WCPSS, and the Town of Apex as a school/park. Wake County Government's Field Services Department has maintained the outdoor recreational areas in exchange for community access. Town has agreed to take over the maintenance responsibilities for the gazebo, tennis courts, baseball and softball fields, designated parking area and outdoor amenities, in exchange for the privilege to schedule the use of the designated areas. The school will schedule use of the shared areas during normal school hours and the Town will schedule the outdoor recreational use during non-school hours. The Board shall have priority use of school program field at all times. The initial agreement term is for a period of twenty-five (25) years. At the end of the initial term, the Town has the exclusive option to extend the Town's use for an additional twenty-five (25) year period, so long as the property is not needed for Board purposes and the facility is operated as a school. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Ron Margiotta. Betty Parker presented. After clarifying questions from the Board, the vote was unanimous.

### **12. BIDS: RENOVATE ELEMENTARY MODULAR SCHOOL TO 9th GRADE CENTER**

Bids to convert the Dubois Elementary Modular School to the ninth grade center for Wake Forest Rolesville High were taken on May 24, 2007. Staff and Gurel Architecture will present recommendations for award of the single-prime contract to Heaton Construction Company in the amount of \$287,000. Fiscal Implications: Funding is available from the total budget of \$12,518,625, all of which is from the CIP 2006 9th Grade Center Project. Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Carol Parker. Mike Burriss presented. There being no questions from the Board, the vote was 8 to 1 with Ron Margiotta casting the dissenting vote.

### **16. CHANGE ORDER No. GC-05: MILLS PARK ELEMENTARY (E-22)**

Board approval is requested for Change Order No. GC-05 to Clancy & Theys Construction Company for their Construction Management at Risk contract for construction of Mills Park Elementary. This change order, in the amount of \$2,015,032, is to establish a guaranteed maximum price (GMP) for the "Release 2" package, which includes twelve (12) of the thirty-three (33) construction packages for this project. A list of bid packages is attached. The total GMP to date is \$20,458,176. This change order also modifies the contract to use reimbursable general conditions. Another change order

will be brought to the June 19, 2007 Board meeting to establish the total GMP for the Mills Park Elementary (E-22) School project. The final GMP for this project is expected to be approximately \$1,500,000 over the project budget, primarily due to site conditions and an accelerated work schedule. Fiscal Implications: Funding is available from the total project budget of \$23,895,677, of which \$745,000 is from PLAN 2004, \$330,823 is available from funds passed through Wake County from the developer in fiscal year 2004-2005, \$15,897,874 from CIP 2006, \$876,402 is from CIP 2006 Offsite Improvements, \$876,401 is to be provided by the Town of Cary, and \$5,169,177 is to be provided by the developer. Once the final package is bid, a reallocation from CIP 2006 Program Contingency will be presented to provide the additional funds. Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Beverley Clark. Mike Burriss presented. After answering clarifying questions from the Board, the vote was unanimous.

#### **17. RESOLUTION: CIP 2006 LONG-RANGE BUILDING PROGRAM FUNDING REALLOCATION**

Resolution requests reallocation of project savings from the CIP 2006 projects at River Bend Elementary, Lynn Road Elementary, Banks Road Elementary, and East Millbrook Middle to CIP 2006 Building Program Reserve. Total reallocation amount is \$6,544,640. Fiscal Implications: No additional appropriation of funding is necessary. Funds in Building Program Reserve will be available for additional projects not currently included in CIP 2006. Recommendation for Action: Board approval is requested.

Carol Parker made a motion to approve, seconded by Rosa Gill. Mike Burriss answered clarifying questions from the Board, the vote was unanimous.

#### **PROGRAM**

##### **5. AMENDMENT TWO TO THE CONTRACT WITH FLUENT LANGUAGE SOLUTIONS (FORMERLY NAMED INTERPRETERS, INC.)**

In July 2003, the North Carolina Department of Public Instruction instituted new guidelines for interpreters and transliterators. These guidelines combined with the current pay scale have resulted in a number of vacant interpreter positions. We are still obligated to provide these services to our students and parents/guardians even though we are unable to fill these positions. We are amending this contract with Fluent Language Solutions (formerly Interpreters, Inc.) to increase the total amount due to an increase in the need for interpreters as well as the need for additional captioning and editing services. Fiscal Implications: Our current contract with Fluent Language is for \$500,000.00. We are adding \$200,000.00 to this contract. Funding is available in the Special Education Services to budget to cover this additional cost.

Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Susan Parry. Marvin Connelly presented information to clarify questions from the Board. The Department of Public Instruction guidelines that are changes are related to licensure for interpreters for students who are hearing impaired. The Department of Public Instruction put in stricter requirements for persons to acquire licensure as educational certified interpreters. As a

result of that, it made it more difficult to hire interpreters for the school system, which created vacancies for this school year. The contract had to be increased to an additional \$200,000.00 to cover 3 students, which is \$74,000.00 per interpreter. There being no further questions from the Board, the vote was unanimous.

**11. CONTRACT WITH FLUENT LANGUAGE SOLUTIONS (FORMERLY NAMED INTERPRETERS, INC.)**

In July 2003, the North Carolina Department of Public Instruction instituted new guidelines for interpreters and transliterators. These guidelines combined with the current pay scale have resulted in a number of vacant interpreter positions. We are still obligated to provide these services to our students and parents/guardians even though we are unable to fill these positions. We are contracting with Fluent Language Solutions (formerly Interpreters, Inc.) to provide interpreters and transliterators. Fiscal Implications: Funding is available in the Special Education Services' budget in the amount of \$700,000.00 to pay for the cost of these services. Recommendation for Action: Board approval is requested.

Rosa Gill made a motion to approve, seconded by Lori Millberg. Marvin Connelly answered questions regarding funding for the contract. Mr. Connelly explained that funding for these particular positions is part of the combined Special Education funding that we receive from the state. Currently the system is funded at a 12.5% cap for special education services. The funding for these positions comes from the monies we receive from special education services. While special education services as a program, is not unfunded, certainly at 12.5%, we might consider it under-funded. After clarifying questions from the board, the vote was unanimous.

The Board of Education went back into Closed Session at 10:26 p.m. to consult with the Board of Education attorney and preserve the attorney-client privilege as provided in G.S. 143-318.11(a)(3) due to current litigation, Hytech Construction, Inc. et al v. Wake County Board of Education and Cherry Huffman Architects, PA.

The Board returned to Open Session at approximately 11:15 p.m. The Board recessed their meeting until Wednesday, June 6, 2007 at 2:30 p.m.

Respectfully submitted,

---

Patti Head, Chair, Wake County Board of Education      Del Burns, Superintendent, WCPSS

---

Melissa R. Christmas, Recording Secretary