



**WAKE COUNTY BOARD OF EDUCATION
MEETING MINUTES
December 7, 2010**

<u>Board Members Present</u>	<u>Staff Members Present</u>	
Debra Goldman, Vice Chair	Interim Superintendent Donna Hagens	David Holdzkom
Kevin L. Hill	Terri Cobb	Ann Hooker
Anne McLaurin	Danny Barnes	Julye Mizelle
Chris Malone	Marvin Connelly	Cathy Moore
Carolyn Morrison	Joe Desormeaux	David Neter
Deborah Prickett	Laura Evans	Andre Smith
John Tedesco	Michael Evans	Mark Winters
Keith Sutton	Stephen Gainey	
	Lloyd Gardner	<u>Board Attorney</u>
	Don Haydon	Ann Majestic

Vice Chair, Debra Goldman, called the meeting to order at 5:56 p.m. Everyone recited the Pledge of Allegiance.

Chairman's Comments

- Vice Chair, Debra Goldman shared that Chairman Margiotta would not be in attendance due to a family emergency; as vice chair, Mrs. Goldman facilitated the meeting. Mrs. Goldman shared that Chairman Margiotta and his family are in the Board's thoughts and prayers.
- Mrs. Goldman shared that Wake County Public School System high schools are taking part in more than 30 musical events across the county in the coming weeks. A complete listed can be found on the WCPSS home page.
- Teachers have engaged students in very creative projects that give them a chance to help others and for students to share their varied talents.
 - In addition to a food drive, Green Hope Elementary School First Graders are knitting warm caps for elderly citizens.
 - A group of Moore Square Magnet Middle students have been visiting hospitals to present gifts of color books, crayons, board games, and children's DVD's to children who are patients.
 - Hunter Magnet Elementary has the tradition of collecting gifts to help some of the school's families.
 - Wendell Middle School has joined with the non-profit organization, Support the US Armed Forces, to raise money for the families of the military.
 - Students at Davis Drive Middle School will be writing Christmas cards and collecting items to send overseas to service members.

Mrs. Goldman applauded the teachers and students as they seek innovative ways to develop good citizenship through community service.

- At the December 14th work session, the Board will discuss the 2011-2012 Student Assignment Plan. Earlier today, the Board identified dates for four public hearings to gather input on the student assignment plan for 2011-12. Staff will post the dates and the locations

for the public as soon as possible on the WCPSS Home Page. The forums are provided to gather as much feedback as possible and to allow board members to concentrate solely on that issue. Board Policy 1300 G-4, permits the Board to defer public comment on an issue when public hearings for that topic are provided. Therefore, Mrs. Goldman requested that all public comments regarding issues specific to the upcoming student assignment plan be deferred to the board's upcoming public hearings in January.

- Mrs. Goldman shared that December 15th will be the second county-wide Papa John's fundraiser. Papa John's will donate proceeds from the sale of their merchandise to WCPSS.

Superintendent's Comments

- Dr. Hargens congratulated Bobby Guthrie, WCPSS Senior Administrator for Athletics for being one of eight high school athletic directors from across the nation to be awarded the NFHS Citation.
- The Wake Forest-Rolesville Middle School Social-Organization and Service Club (SOS) traveled to Chapel Hill to visit the UNC Children's Hospital. The students presented a \$17,000 check from their annual fundraiser.
- Garner Magnet High School Freshman, Rain Tiller, has been selected as the High School Intern for the Visual Art Exchange.
- Ciera Jones, a Knightdale High School Graduate, recently earned a \$2,500 scholarship to NC State University. The scholarship was provided by the National Children's Cancer Society's "Beyond the Cure Program."
- "Gruff", the Garner Magnet High School entry for the N.C. State Fair's Farm Animal Frenzy, won the most "exceptionally green" award. Dr. Hargens also reported that "Gruff" was also the winner of the "People's Choice Award". This was the second time in 4 years that Garner Magnet High School students have earned this recognition.
- The Cary High School JROTC Academic Team recently competed in the McDowell "Titan" Academic Postal Competition. The Cary "A" team won first place among 18 schools and 41 teams in the competition. The Cary "B" team finished fourth place out of all participating teams. Donna Supple was the high scorer in the competition for a first place individual finish. Cadets Josh Moore and Brian Schmid also scored among the top finishers.
- Dr. Hargens congratulated Mike Tally, Senior Administrator for High School Science. Mr. Tally was recognized at the Fall Conference of the North Carolina Science Teachers with a "Distinguished Service Award".
- Dr. Hargens congratulated Linda Brannan, the Dean of Student Services at Cary High School. Ms. Brannan has been named one of the ten national finalists for the American School Counselor Association School Counselor of the Year.
- Dr. Hargens congratulated Fuller Elementary, Joyner Elementary, East Cary Middle, and Green Hope High School. Each of the schools received a grant from the Wake PTA Council for their participation in the 2010 Healthy Lifestyles 5K Run/Walk.
- Seven WCPSS teachers were recently honored as recipients of Bright Ideas Grants for classroom projects. Grant recipients included:
 - Brian Wood, Enloe Magnet High, for the grant entitled, "Recycled Homework",
 - Laura L. Rush, Panther Creek High, for a grant entitled, "Modeling Electricity and Magnetism",

- Stephen R. Colbert, Wake Early College of Health and Sciences, “Integration of GIS Software and Handheld GPS Receivers Across the High School Curriculum”,
 - Denise Walsh, Timber Drive Elementary, “Laptime Listening”,
 - Monica Stokes, Pleasant Union Elementary, “Technology for Special People”,
 - Brian Keieger, Wendell Middle, “Cultures in Motion: How Sports Showcase Global Connections”, and
 - Karen Waller, Timber Drive Elementary, “39 Clues to Reading”.
- Dr. Hargens congratulated Zebetta King, a science teacher at Swift Creek Elementary. Mrs. King is one of five teachers across the state named finalist for the 2010 North Carolina Presidential Awards for Excellence in Mathematics and Science Teaching.
 - McDonald’s restaurants owners/operators in the Garner area recently donated more than \$25,000 to area schools as a part of the McTeacher’s Night fundraiser. School staffs from Garner suited up in McDonald’s aprons and hats and worked the restaurants, taking orders, serving French fries and drinks. Funds will be used for updating technology.
 - Dr. Hargens congratulated Elizabeth Grimes-Droessler, Senior Administrator for Arts Education. Ms. Droessler was recognized for her distinguished contributions to the field of dance and by promoting professional behaviors which have influenced the lives of leaders across the United States.
 - Dr. Hargens shared that approximately 292 students recently participated in the Governor’s School application process. From these applicants, 141 students were nominated. Dr. Hargens thanked Liz Droessler (Arts Education) and Pam Young (AG) for helping to organize the process. Dr. Hargens also thanked Patty Carr and Joni Currin (AG), Trudy Elliotte (Arts Education), Carla Hassell (Daniels Middle School), Virginia Horner and Chris Newton (Broughton High School), and Deborah Thomas (Panther Creek High School) for their participation on the Governor’s School Review Committee.
 - The North Carolina School Library Media Association held its annual conference on November 3-5 in Winston-Salem. Deanna Harris, Media Specialist at East Cary Middle, chaired this year’s conference as president-elect and then became the president at the end of the conference. In addition, WCPSS had numerous presenters at this year’s conference.
 - Dr. Hargens announced that the NC School Counselor Association recently recognized several educators from Wake County. Eric Sparks was selected as the School Counselor Director of the Year. Wanda Moore from Martin Middle School was recognized as the Middle School Counselor of the Year. Jessica Thompson from Millbrook Elementary School was selected as Elementary Counselor of the Year.
 - The Wake NC State University STEM Early College High School recently held its first Open House at the NC State Joyner Visitor Center. Over 150 potential students and their families came to hear information about the school’s program and learn more about the grand opening scheduled for the 2010-2011 school year.
 - Dr. Hargens shared that at the Superintendent’s Quarterly Meeting, she received a certificate from the Office of the Governor. The certificate read, *“The State of North Carolina is pleased to recognize the Wake County Public Schools for Outstanding Participation in Make A Difference Day 2010 and for support of volunteer service opportunities to meet critical needs in North Carolina Schools.”* Dr. Hargens thanked the Communications Department for organizing the event. She also thanked Dr. Morrison for coming on Saturday for the drop off.

Board Members' Comments

- Mr. Malone congratulated Kela Jarvis, a senior at Knightdale High School has written a book for students in grades 3-5. The book is entitled, "Ms. Kathy Salon". Mr. Malone and Mr. Tedesco joined Mr. Desormeaux and several staff members on a trip to Corinth High School in Johnston County. Mr. Malone shared that staff took copious notes and is currently researching Johnston's County's work. Staff is planning a side-by-side review of the county's models. Mr. Malone also shared that Wake Forest-Rolesville High School's Football team will travel to the State Championship on Saturday, December 10th. Mr. Malone congratulated Panther Creek, Garner, and Southeast Raleigh High School for great a season.
- Mrs. Prickett shared that she participated in a "Principal's Coffee" with Patti Hamler, principal of Leesville Middle School. Mrs. Prickett shared that the meeting was well attended by the Leesville community and Hilburn Drive Elementary parents. Mrs. Prickett shared that she had the opportunity to share time with the Carpenter Village community where parents were able to share concerns, ideas, and suggestions moving forward.
- Dr. McLaurin congratulated all of the high school marching bands that participated in the Raleigh Christmas Parade on Saturday, November 20th.
- Dr. Morrison congratulated Sanderson students and faculty for winning the "Triangle Students Against Hunger Award". Sanderson collected nearly 200,000 pounds of food and over 164,000 meals for needy individuals.
- Mrs. Goldman shared that she attended the installation of the plaque for the Charlie Adams Gymnasium at Cary High School during the week of November 29th.
- Mr. Sutton shared that he attended an honors dinner sponsored by Phi Beta Sigma Fraternity where they recognized three individuals in the education arena at their annual "Go Dutch Dinner". Mr. Sutton received the "Social Action Person of the Year Award".

APPROVAL OF THE MEETING AGENDA

Staff requested that the Board omit agenda item #16, Design Consultant Selection and Agreement: M-8 Middle, Mr. Malone requested to move item #15, MODIFICATION TO STANDARD FORMS OF AGREEMENT REGARDING INSURANCE PROVISIONS to the Action Agenda. Kevin L. Hill made a motion to approve the Amended Agenda. The motion was seconded by Anne McLaurin. The motion was unanimously approved.

PUBLIC COMMENT – 6 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 two 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.

- **Karey Harwood** - Ms. Harwood shared her thoughts regarding equity and the magnet programs in Wake County. Ms. Harwood cautioned the Board on dismantling the current magnet program.
- **Christine Kushner** – Ms. Kushner spoke to the Board regarding her support of fully re-instating the Board's Standing Committees. Ms. Kushner spoke to the Board regarding her concern of the Board focusing on student assignment for the past year instead of the budget

deficit and student achievement. Ms. Kushner asked if the Board's processes reflect humility or arrogance.

- **Greg Flynn** – Mr. Flynn requested disclosure of information from the December 15, 2009 Board of Education Meeting. He also requested that the Board not repeat mistakes from the past, by failing to account for them.
- **Michele Goldman** – Ms. Goldman spoke to the Board regarding process, freedom of speech, and censorship. Ms. Goldman shared her perspective of the Board Chair invoking Board Policy 1300 on the website to broadly prohibit discussion about the topic of student assignment. Ms. Goldman shared that the current proposal being discussed has not yet been formulated, and the public expected to be able to provide input on what the proposal should look like. Ms. Goldman requested that the Board engage the public in discussion, support their view point with research data.
- **Mary Kelley** – Ms. Kelley spoke to the Board regarding the changes that have occurred since the new board members took office. Ms. Kelley stated that no stakeholders in the WCPSS have been shown data upon which the Board's decisions have been based. Ms. Kelley stated that consensus among all board members is the only way the Board will effectively lead the school system.
- **Anne Sherron** – Ms. Sherron spoke to the Board regarding the “movable middle”. The “movable middle” consists of magnet parents who can choose whether to start or to continue in the magnet program annually; and the thousands of parents that look at their calendar options and make their choices accordingly. Ms. Sherron shared that the Board must have a very clear discussion and solidify the role of the magnet program as it pertains to facility utilization.
- **Adrienne Lumpkin** – Ms. Lumpkin spoke to the Board regarding facility utilization and the use of magnet programs. Ms. Lumpkin shared that over the years, magnet programs have become increasingly popular. Ms. Lumpkin stated that opening Walnut Creek provides the unique opportunity to fill it smartly and to ensure optimal utilization for the long term. Ms. Lumpkin shared that opening Walnut Creek as a magnet school would increase the number of magnet seats available to parents who value a diverse learning environment and ease some of the magnet supply constraints at the elementary level. Ms. Lumpkin urged the Board to optimize facility utilization at Walnut Creek by filling it wisely.
- **Amy Lee** – Ms. Lee spoke to the Board regarding the restriction placed on public comment at today's board meeting placed on the WCPSS website. Ms. Lee questioned if placing the restriction violated the Open Meetings Law. Ms. Lee also shared her concern with the Board reducing the amount of time each speaker has from three minutes to two minutes, reducing the frequency of Public Comment to once per month, and the rules for attending and speaking at Board meeting have been a moving target without proper 48-hour notice.
- **Debbie Biesack** – Ms. Biesack spoke to the Board regarding her concern of the change in the assignment policy and it possibly resulting in the under utilization and the over - crowding of schools particularly in areas where high growth drives to reassignment. Ms. Biesack shared that the community needs to trust the school board.

Mr.s Goldman did share that, as Acting Chair, she was given Mr. Margiotta's comments and asked to read them as it pertained to citizens speaking in regards to the student assignment plan.

- **Susan Evans** – Ms. Evans spoke to the Board regarding her concerns of the board managing the funding of the school system. Specifically, she spoke to the installation of modular units being installed at Lacy Elementary School, which was recently renovated.
- **Montserrat Alvarez** – Ms. Alvarez spoke to the Board regarding her concern of the Board creating high poverty schools for a large majority of African-American and Latino students. Ms. Alvarez stated that parents and students are organizing and holding community meetings to ensure that people are aware of what is going on.
- **Raul Arce** – Mr. Arce spoke to the Board regarding his concern of reassignment and the potential for resegregation. Mr. Arce shared that all people are created equal.
- **Sanyu Gichie** – Ms. Gichie shared information with the Board from Charlotte-Mecklenburg schools regarding poverty affecting student achievement negatively. Ms. Gichie shared that eliminating the socio-economic diversity policy will lead to adverse conditions for WCPSS.
- **Lisbeth Fuentes** – Ms. Fuentes spoke to the Board regarding her concern with Southeast Raleigh High School. Ms. Fuentes expressed concern of the Board over filling Southeast Raleigh and pushing out magnet students to make room for more base students to attend.
- **Jim Martin** – Mr. Martin commended the school system for the sustained efforts to efficiently utilize facilities. Mr. Martin spoke to the Board regarding the voluntary busing policy created by magnet programs. Mr. Martin shared that forced busing arguments imply that if forced busing stopped, the school system would save money. Mr. Martin urged the Board to be careful not to create a repressive forced busing policy that will force bussed students to high poverty, low income schools.
- **Marvin Pittman** – Mr. Pittman spoke to the Board regarding what good schools look like. Mr. Pittman shared that good schools have a very effective principal, high quality instruction, high quality teachers, a strong curriculum that is rigorous, extra-curricular activities that are academic, and parental support. As a community, if Walnut Creek is filled with inexperienced and ineffective administrators and teachers and a lack luster curriculum, and no attention is paid to the issue of equity, the community is going to challenge the Board.
- **Amy Womble** – Ms. Womble asked the Board several questions including if the Board has followed Code of Ethics Policy 1035:B:2, specifically, has the Board rendered all decisions based on fact and independent judgment. Ms. Womble stated that the Board has been shown that forced high poverty schools are very expensive.
- **Diana Bader** - Ms. Bader spoke to the Board regarding the Student Assignment Committee moving over 6,000 students with the majority of the students being the most vulnerable. Ms. Bader shared her thoughts of the Board creating segregated, high poverty schools. Ms. Bader shared that the multi-year assignment plan was created for three years, last year and this year, the board has reassigned students.
- **Cyrus King** – Mr. King spoke to the Board regarding a resolution that was adopted by the congregation of the Community United Church of Christ. The resolution urged the Board to adopt a pupil assignment plan that will provide diversity and an excellent educational opportunity for all children.
- **John Gilbert** – Mr. Gilbert thanked the Board for correcting an error that was made by the Board on which he served when the Board rescinded the “zero tolerance” policy. Mr. Gilbert also thanked the Board for their action in encouraging more middle school students to take Algebra I. Mr. Gilbert strongly encouraged the Board to think long and carefully

before agreeing to the recent proposal of some County Commissioners to usurp the control of the Board of Education over its own budget.

- **Bill Lynch** – Mr. Lynch spoke to the Board regarding students being self-motivated. Dr. Lynch shared that the problem with closing the achievement gaps are, understanding how testing is done and how to evaluate testing. Dr. Lynch stated that the fundamental truth of the accrual of wisdom is to listen and to analyze all opposing viewpoints before you do your own criticism.
- **Iilna Ewen** Ms. Ewen spoke to the Board regarding her magnet experience. Ms. Ewen suggested that differences be celebrated.
- **Tama Bouncer** - Ms. Bouncer spoke to the Board regarding a random telephone survey of 501 Wake County Teachers who are Wake NCAE members was conducted September 4-13 by HCM Marketing Research. Ms. Bouncer stated that teachers overwhelmingly say that Wake County’s diversity policy has had a positive impact on academic achievement. Ms. Bouncer shared research statistics from Montgomery County, Maryland on students who perform better when they attended affluent elementary schools instead of ones with higher concentrations of poverty.
- **Lynn Edmonds** – Ms. Edmonds spoke to the Board regarding Wake County teachers and students continuing to progress, excel, and accomplish. Ms. Edmonds listed an array of accomplishments which included an increase in the number of middle school students enrolled in advanced math, 59 high school students were selected as National Merit Scholar semi-finalists, Wake County’s high school dropout rate declined, nearly 200 Wake County teachers earned National Board Certification, 14 magnet schools received national honors. Ms. Edmonds requested that the Board lead, support, and advocate for all schools and students. Ms. Edmonds also requested that the Board listen to and partner with teachers and administrators.
- **Marcia Timmel** – Ms. Timmel spoke to the Board regarding teachers’ concern of classrooms reaching a tipping point. Ms. Timmel requested that the Board stop bickering and work collaboratively.
- **Deborah Brogden** – Ms. Brogden spoke to the Board regarding a strong community being an educated community; therefore she supports and values public education. Ms. Brogden requested that the Board not make it harder for challenging schools by implementing a neighborhood schools policy.

The Board recessed at 7:22 p.m. The Board returned to Open Session at 7:43 p.m.

INFORMATION

FINANCE

6. COMPREHENSIVE ANNUAL FINANCIAL REPORT

This report is the Comprehensive Annual Financial Report of the Wake County Board of Education (Board) for the fiscal year ended June 30, 2010. The Board’s independent certified public accountants, Cherry, Bekaert & Holland, LLP, have audited the basic financial statements and related combining and individual fund statements and schedules and have rendered their assistance, internal control structure, and compliance matters are included in the single audit section of the Comprehensive Annual Financial Report. Fiscal Implications: As a result of appropriate fiscal management, including realistic budgeting practices, effective cost controls and sound cash management, the Comprehensive Annual Financial Report indicates a strong

financial position at June 30, 2010. Recommendation for Action: No Action Necessary.

Mark Winters, Financial Officer, thanked all those involved in the audit which included the Finance Department, Budget staff, Internal Audit, Cherry, Bekaert, and Holland, and the Audit Committee. A special thank you went to Robyn Pressley, who generates all the schedules, puts the book together cover to cover, and compares all the information.

Mr. Winters reviewed the Statistical Reports information with the Board highlighting pages 72, 74, 93, 99, 115-118, and 105.

Mr. Winters reviewed the five findings. Beginning with the first finding, Segregation of Duties at Individual Schools, is something that staff is aware of and has been in the Board's report on an annual basis. Due to the fact that, WCPSS has a school treasurer (bookkeeper) at every school. Management agrees that there is a risk, however, staff has implemented several strategies in the schools that include a web-based school funds accounting system. A central accountant housed in the administration building that can review what happens at schools and review the school's accounting system. Staff has also implemented a check receipt process to guarantee that someone else in the office receives a check other than the person making the deposit.

The second finding deals with the American Recovery and Reinvestment Act (ARRA). Mr. Winters shared that the positions hired for ARRA posted with the Employment Security Commission, Human Resources submitted all positions on a monthly basis to the Employment Security Commission, however, on a monthly basis there was potential for missing some positions. All vacancies are posted on a weekly basis.

The third finding was requirements for ARRA purchases over \$5,000. There were two major issues in this finding; including posting all purchases over \$5,000 on the state-wide interactive procurement system and the purchases had to be advertised in local newspaper outlets, including minority and women-owned businesses. Mr. Winters shared that there was difficulty early in purchasing with ARRA funds. The ARRA funds were federal funds flowing through the state with DPI authority as the grantee and the North Carolina Office of Economic Recovery and Investment providing the guidelines. Mr. Winters stated that there were several areas that provided information. Due to the state of the economy at the time, there was emphasis to spend the funds quickly. The majority of issues on this finding were associated with the purchase of Pre-K furniture for new classrooms. The purchases were handled in accordance with the North Carolina General Statute 143-129 and the Wake County Public School System Board Policy 8360.

Finding four, is a finding that the school system has on an annual basis. Mr. Winters shared that the school system exceeds the months of employment allocated by the state. Mr. Winters stated that it is an intentional practice to best use the funding allocated to Wake County Public Schools. The options are to refund the state after the end of the year, or potentially not use state funds by using local dollars; if local dollars are used up front, and did not use all state funds, it would cost local dollars and the loss of state funds.

Finding five, is for overpaid individuals as of June, 2010. Mr. Winters shared that this is an annual finding because WCPSS will always have overpaid individuals; one of the reasons include,

licensure, required pay per the calendar law.

Mr. Winters reviewed the financial section of the Comprehensive Annual Financial Report with the Board. Mr. Winters highlighted and reviewed Fund 2, which are local funds with the Board.

Board members asked clarifying questions.

7. LETTER FROM CHERRY, BEKAERT, AND HOLLAND, LLP REGARDING THE ANNUAL AUDIT

This letter of comments and suggestions to the Wake County Board of Education (Board) is provided by Cherry, Bekaert & Holland, LLP as constructive suggestions with respect to matters that came to their attention in connection with the annual audit. Fiscal Implications: Not Applicable. Recommendation for Action: No Action Necessary.

Eddie Burke, a partner with Cherry, Bekaert, and Holland, shared that the audit went very smoothly this year. Mr. Burke shared that the auditors received full cooperation with the Finance Department and all departments that the auditors had contact with.

As a part of the audit, auditors meet early with management to plan, set timelines, and develop the scope of what will take place. Mr. Burke shared that timelines were met by management. Mr. Burke stated that there were no audit adjustments proposed by the auditors indicating that management had closed out the books properly and the numbers could be relied upon. There were no past adjusting journal entries that were proposed by the auditors and passed by management.

Mr. Burke stated that the Board of Education received an unqualified opinion on the financial statements and on the three reports in regards to compliance. Mr. Burke stated that there were five findings. Mr. Burke thanked management for their assistance in the auditors carrying out their work this year.

8. AUDIT COMMITTEE REPORT

Presentation of the Audit Committee report on the Comprehensive Annual Financial Report review. Fiscal Implications: None. Recommendation for Action: This item is for information.

Phylis Pearson, Chair of the Audit Committee reported that the Audit Committee met with Cherry, Bekaert, and Holland on November 19th to discuss the results of the audit. The committee asked questions regarding the scope of the audit. The auditors indicated the school system received an unqualified audit opinion, an unqualified opinion on compliance under the Government Auditing Standards, an unqualified Federal and State Compliance Reports.

The school system had five audit findings which were discussed at length. The Audit Committee reviewed the SAS 114 Letter which is the required communications to the Committee.

Following the Committee's discussions, they moved to accept the Audit Report, accompanying statements, and to move forward with presenting the information to the Board of Education.

Ms. Pearson shared that in the spring, the Committee will be responsible for reviewing the audit

scope once more and plan for the next audit with the external auditors to determine what is emphasized in risk areas that the Board and management feel that the auditors should address in their processes.

CONSENT ITEMS

Kevin L. Hill made a motion to accept the Consent Agenda, seconded by Chris Malone. The motion was unanimously approved.

9. APPROVAL OF MEETING MINUTES

- September 7, 2010 - Board Meeting Minutes
- September 28, 2010 - Student Assignment Committee Meeting Minutes
- October 19, 2010 - Special Called Board Meeting Minutes- Recognition
- November 9, 2010 - Committee of the Whole/ Work Session Minutes
- November 9, 2010 - Closed Session Meeting Minutes
- November 16, 2010 - Special Called Board Meeting Minutes
- November 16, 2010 - Closed Session Meeting Minutes

FINANCE

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 October 2010. Fiscal Implications: Not applicable. Recommendation for Action: Not applicable.

11. GIFTS TO THE SYSTEM

Two hundred and twenty six gifts have been donated to the Wake County Public School System. The approximate value of the gifts is \$56,842. Fiscal Implications: Not Applicable. Recommendation for Action: No Action is Required.

12. BUDGET AMENDMENTS AND TRANSFERS, 2010-2011

To report changes in the budget resolutions resulting from transactions processed during October, 2010. Fiscal Implications:

Adjust State Public School Fund	+	\$	2,861,337
Adjust Local Current Expense Fund	+	\$	2,407
Adjust Federal Grants Fund - State	+	\$	21,781,642
Adjust Capital Outlay Fund	+	\$	362,321
Adjust Multiple Enterprise Fund	-	\$	14,505
Adjust Direct Grants Fund	+	\$	89,235
Adjust Other Restricted Fund	+	\$	0

Net Changes + \$ 25,083,437

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

FACILITIES

13. REVISION TO POLICY 6203: TRANSFER OF SCHOOL ASSIGNMENT (SECOND READING)

The proposed addition to Policy 6203 will enable students participating in exchange programs abroad to return to their previous school upon return. The change was reviewed at the Board work session on October 5, 2010 and received first reading on November 9, 2010. Fiscal implications: None. Recommendation for action: Board approval is requested.

14. 2010-2011 FACILITIES UTILIZATION REPORT

Staff presented the 2010-2011 Facilities Utilization Report for review and discussion at the November 16, 2010 work session. This annual report includes the system's 20th day school membership, school capacities, utilization of temporary classrooms, and the impact of programs on capacity. The report includes crowding percentages and capacity models that describe the planned use of classrooms in each school, including accommodations for students with special needs and magnet programs. Fiscal Implications: The methods used to calculate school capacity impact the scope of the capital improvement program. Recommendation for action: Staff requests that the Board accept the 2010-11 Facilities Utilization Report.

17. MECHANICAL ENGINEERING SERVICES: VANCE ELEMENTARY HVAC RENOVATION

Negotiations have been completed with Cheatham and Associates, P.A., to provide mechanical engineering services for the Vance Elementary School HVAC Renovation Project, in accordance with the Master Mechanical Engineering Services Agreement. Fiscal implications: Funding is available from the total project budget of \$67,813,687 for CIP 2006 Life-Cycle Replacement of Building Components. Proposed compensation for the designer is \$142,700. Recommendation for action: Board approval is requested.

18. FINAL RECONCILIATION CMAR CONTRACT: LAUREL PARK ELEMENTARY

Board approval is requested for final contract reconciliation to D.H. Griffin Construction for their Construction Management at Risk (CMAR) contract for Laurel Park Elementary School. The final Guaranteed Maximum Price for this contract is \$16,089,641.09. The CMAR contracts allow for unused construction manager contingency funds to be credited to the construction manager as follows: 40% of the original contingency amount for meeting substantial completion; 20% of the original contingency amount for meeting final completion; and up to 40% of the remaining contingency amount for meeting specific performance measures. This construction manager met substantial and final completion and met 83% of the performance measures. The attachments show how the unused construction manager contingency distribution was calculated, the process for evaluation of their performance, and other key criteria about this contract. The final contract amount is unchanged. Fiscal implications: Funding is available from the total project budget of \$19,642,323, of which \$895,000 is from Plan 2004 Start-up, \$18,518,213 from CIP 2006, and \$229,110 from CIP 2006 Offsite (Public) Improvements. Recommendation for action: Board approval is requested.

19. CHANGE ORDER NO. CM-23: POE ELEMENTARY

Board approval is requested for Change Order No. CM- 23 to Gilbane Building Company, Inc., for their Construction Management at Risk (CMAR) contract for the renovation of Poe

Elementary. This change order, a reduction in the amount of \$25,000, provides final audit reconciliation and will complete this contract. The final Guaranteed Maximum Price for this contract is \$9,858,445. The CMAR contracts allow for unused construction manager contingency funds to be credited to the construction manager as follows: 40% for meeting substantial completion; 20% for meeting final completion; and 40% for meeting specific performance measures. This construction manager met substantial completion, final completion, and met 93% of the performance measures. The attachments show how the unused construction manager contingency was calculated, the process for evaluation of their performance, and other key criteria about this contract. Fiscal implications: Funding is available from the total project budget of \$13,191,360, of which \$250,000 is from PLAN 2004, \$12,804,876 from CIP 2006, and \$136,484 from CIP 2006 Life-Cycle Replacement. Recommendation for action: Board approval is requested.

STUDENT ACHIEVEMENT

20. ENLOE HIGH SCHOOL TRIP TO OYONNAX, LYON BRESSE, AND ANNECY, FRANCE

- Students participating will be representative of French Exchange Program, grades 9-12.
- Approximately 25 students will participate and 4 chaperones.
- Students will depart RDU Tuesday, June 14, 2011 and return Tuesday, June 28, 2011. No school will be missed as the trip is during Summer Break.
- Students will have the opportunity to learn France's history and culture by staying with host families, visiting culturally significant places and using French in natural language situations.

Fiscal Implications: The cost per student is \$1300.00. This trip is enrichment only and not a required trip. Families, private donations, and fundraising will enable students the opportunity to participate in this activity. Recommendation for Action: This item is recommended for consent.

21. ENLOE HIGH SCHOOL TRIP TO SCHWETZINGEN, GERMANY

- Students participating will be representative of German Classes (levels 2-5), grades 10-12.
- Approximately 15 students will participate and 2 chaperones.
- Students will depart RDU Sunday, June 26, 2011 and return Tuesday, July 19, 2011. No school will be missed as the trip is during summer break.
- Enloe is a member of the German American Partnership Program (GAPP). A high school exchange program between schools in Germany and the United States.
- Students will integrate into the everyday life of host families and into the classroom activities of host schools to provide them with a coherent intercultural experience.
- The students from Germany will visit Enloe in April 2011.

Fiscal Implications: The cost per student is \$2700.00. The US Department of State and the German Foreign Office are sponsoring this program. Families are subsidizing the trip. Grant funds from the GAPP Exchange Program will help defray costs while in Germany. Corporate donations are being investigated. Recommendation for Action: Board approval is requested.

22. GRANT PROPOSALS

- Competitive (#006811): North Carolina Association of Soil & Water Conservation Districts, Auxiliary Grant / Individual Schools.

- Competitive (#006911): Muzak Heart and Soul Foundation, Music Matters Music Education Grant / Individual Schools.
- Competitive (#007011): American Honda Foundation, Honda Foundation Grant Program / Individual Schools.
- Competitive (#007111): State Farm Insurance, Company Grant Program / Individual Schools.
- Competitive (#007211): Allstate Foundation, Allstate Foundation Grant / Individual Schools.
- Competitive: (#007311): Food Lion Charitable Foundation, Education Grants / Individual Schools.
- Competitive (#007411): Kroger Foundation, Kroger Foundation Grant / Individual Schools.
- Competitive (#007511): Qwest Foundation, Qwest Foundation Grant Program / Individual Schools.
- Competitive (#007611): Toyota, Toyota TAPESTRY Grants for Science Teachers Program / Individual Schools.
- Competitive (#007711) Fiskars, Project Orange Thumb / Individual Schools.
- Competitive (#007811) Burroughs Wellcome Fund, Career Award for Science and Mathematics Teachers / Individual Schools.
- Competitive (#007911) National Science Teachers Association, Shell Science Lab Challenge / Individual Schools.
- Competitive (#008011) NAMM Foundation, Wanna Play Fund / Individual Schools.
- Entitlement (#008111) PRC 105 - US Department of Education, NC Department of Public Instruction, Title I School Improvement / Central Services.

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

HUMAN RESOURCES

23. RECOMMENDATIONS FOR EMPLOYMENT

- a. Professional
- b. Support

BOARD

24. BOARD ADVISORY COUNCIL NOMINATIONS

This represents new nominations to the Board Advisory Councils. The nomination forms are attached for the Board's review and consideration. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

ACTION ITEMS

FINANCE

25. FUND BALANCE APPROPRIATION

To appropriate fund balance designated and reserved for the purpose of reimbursing the North Carolina Department of Public Instruction for excess months of employment paid from State

Funds. Fiscal Implications: The appropriation requested is in the amount of \$265,225.13 Designated fund balance is reserved and available for this appropriation. Recommendation for Action: Board Approval is requested.

Mark Winters, Finance Officer requested Board approval. Mr. Sutton applauded the Finance staff for their work. Keith Sutton made a motion to approve the fund balance appropriation. The motion was seconded by Anne McLaurin. The motion was unanimously approved.

FACILITIES

26. NAMING OF THE PLEASANT UNION ELEMENTARY SCHOOL GYMNASIUM IN HONOR OF EDWARD CLAYTON MCLEAN

The Pleasant Union Elementary School Leadership Team has recommended that the school's gymnasium be named in honor of Mr. Edward Clayton McLean. Coach McLean built a top quality physical fitness program during his seventeen years of service at Pleasant Union. In addition, Coach McLean taught and coached at Cary Middle School and Broughton High School, and coached at the collegiate level. More detailed background information is provided in the attached letter. In accordance with Board of Education policy 2571, it is appropriate to rename the gymnasium in honor of Edward Clayton McLean, in recognition of his extraordinary service to the community and to students of Wake County. Fiscal Implications: The cost of any plaque or sign will be funded from private sources. Recommendation for action: Board approval is recommended.

Kevin Biles, principal at Pleasant Union Elementary School shared that Coach McLean was a staff member of Pleasant Union for 17 years. Mr. Biles shared that Coach McLean was the Assistant Basketball Coach for Jim Valvano in the National Championship. Coach McLean was loved by the students, staff, and community of Pleasant Union.

Kevin L. Hill made a motion to approve, seconded by John Tedesco. The motion was unanimously approved.

27. BIDS: NEW SIGNAGE & CANOPIES (EAST MILLBROOK MIDDLE)

Bids for new signage and canopies at East Millbrook Middle were received on November 16, 2010. The new signage consists of a new precast concrete school sign to replace the old wooden sign and exterior signage that better identifies the buildings and gives visitors better directions. There are four new canopies being added to the campus in order to provide canopies to connect all buildings as other schools with this same design already have. Staff and CLH Design, PA, recommend award of the single-prime contract to Harrod and Associates Contractors, Inc., in the amount of \$138,945. Fiscal implications: Funding is available from the total project budget of \$28,930,644, of which \$109,089 is from PLAN 2000 Start-up, \$3,470,802 from PLAN 2004, and \$25,350,753 from CIP 2006. Recommendation for action: Board approval is requested.

Joe Desormeaux, Assistant Superintendent for Facilities requested board approval. Kevin L. Hill made a motion to approve, seconded by John Tedesco. The motion was unanimously approved.

STUDENT ACHIEVEMENT

28. JUNIOR RESERVE OFFICERS' TRAINING CORPS (JROTC)

- Enloe High School requests permission to submit an application to establish a JROTC – Army program at their school.
- Currently, we have Navy, Air Force and Army JROTC programs in our school district.
- The Army has confirmed that they have new program openings available.

Fiscal Implications: Enloe High School will be devoting 10 months of employment (MOE) and facility space to establish this program. Recommendation for Action: Staff is requesting Board approval.

Ann Dishong, Senior Administrator for Healthful Living and JROTC, shared that WCPSS has two Army programs at Wake Forest-Rolesville High School and Millbrook High School and two Air Force Programs at Sanderson and Broughton High School. Cary High School hosts the Navy Program and Garner's Marine Program application is pending.

Mrs. Dishong requested board approval for Enloe High School to submit an application to the Army in request to establish a JROTC Army Program for the 2011-2012 school year.

Board members asked clarifying questions regarding Enloe seeking an application to the Army Program when it is a magnet school. Program equity was a question for some board members as it pertained to Enloe seeking an application.

After several comments from Board members, Chris Malone offered a motion to approve, seconded by Keith Sutton. The Board voted 5 to 2 to approve, with John Tedesco and Deborah Prickett casting dissenting votes. The motion was approved.

29. AMENDMENT ONE TO PUBLIC CONSULTING GROUP

WCPSS Special Education Services received additional funds for Medicaid Fee for Services as a result of funds generated for services provided during the 2007-08 school year. The adjustment was made based on the actual costs of services and as compared to the amount reimbursed by Medicaid as determined by the cost reporting analysis conducted by PCG. PCG receives 15% of any revenue we receive because of Medicaid claims. Based on the additional funds we received, PCG will receive approximately \$125,000. Therefore, we are increasing our contract with PCG by this \$125,000. Fiscal Implications: Funding in Special Education Services' budget in the amount of \$125,000 is to be used to pay the cost of these services. Recommendation for Action: Board approval is requested.

Bob Sturey, Senior Director for Special Education Services, requested Board approval. John Tedesco made a motion to approve, seconded by Kevin L. Hill. The motion was unanimously approved.

30. ACCOUNTABILITY GATEWAYS

In October 2010 The State Board of Education voted to eliminate the gateway requirement in grades 3, 5, and 8 and the five EOC requirements in high school. Local LEAs were given the option to enforce more stringent requirements. Fiscal Implications: None. Recommendation for Action: For the 2010-2011 school year, staff is recommending that local requirements

remain as they were prior to the State Board of Education vote.

Ruth Steidinger, Ken Branch, Darryl Fisher, and James Overman recommended that for the 2010-2011 school, that local requirements remain as they were prior to the State Board of Education vote.

After several comments and clarifying statements from the Board, Deborah Prickett recommended to bring WCPSS in line with the State Board requirements and not stick with the same past requirements.

Carolyn Morrison made a motion to approve staff's recommendation where local requirements remain as they were prior to the State Board of Education vote. The motion was seconded by Keith Sutton. The Board voted 6 to 1 to approve the motion. Deborah Prickett casted the dissenting vote. The motion passed.

31. CENTRAL RECORDS RESERVED FUND BALANCE APPROPRIATION

Staff requests an appropriation of \$16,972.95. This appropriation will provide funds to scan student records of graduates and students who have withdrawn from the system. Fiscal Implications: Funds reserved in fund balance through multi-year transcript fee collection. At this time, \$16,972.95 is available. Recommendation for Action: Staff requests approval of the appropriation.

Eric Sparks, Director of Counseling, requested board approval for the fund balance appropriation. John Tedesco made a motion to approve, seconded by Kevin L. Hill. The motion was unanimously approved.

HUMAN RESOURCES

32. BOARD POLICY 2333/3033/4033- REPORTING INFORMATION TO THE PRINCIPAL AND EXTERNAL AGENCIES

Revised: First Reading

This revision was presented at the Board Work Session/Committee of the Whole on December 7, 2010. It reflects a change in terminology rather than a change in content. Fiscal Implications: None. Recommendation for Action: Board approval is requested.

Dr. Stephen Gainey, Assistant Superintendent of Human Resources, requested board approval for first reading. Anne McLaurin made a motion to approve, seconded by Kevin L. Hill. The motion was unanimously approved.

HUMAN RESOURCES

35. RECOMMENDATION FOR ADMINISTRATIVE APPOINTMENT(S)

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

- (1). Thomas Dixon, Retiree to Interim Principal at Carroll Middle School effective January 3, 2011-January 31, 2011.
- (2). Rebecca Hoffman, Teacher at Dillard Drive Elementary School to 2010-2011 Converted Assistant Principal at Dillard Drive Elementary School effective January 18, 2011.
(Converted Position)

- (3). Susan Lavalley, Teacher at Heritage Middle School to Assistant Principal at Heritage Middle School effective December 8, 2010.
 - (4). Kenya Moore-Kerr, Teacher at Smith Elementary School to Assistant Principal at Brentwood Elementary School effective December 8, 2010.
 - (5). Lacey Peckham, Teacher at Martin Middle School to 2010-2011 Converted Assistant Principal at Martin Middle School effective January 3, 2011. (Converted Position)
- The motion was seconded by Chris Malone. The motion was unanimously approved.

POLICY

33. BOARD POLICY 6424: GANG AND GANG RELATED ACTIVITIES

First Reading

Working with the Board attorney, staff identified and recommended several potential changes to Board Policy 6424 as a part of an ongoing effort to review and improve of all of the school system's disciplinary policies. In addition to several substantive changes, the revisions also reflect minor wording changes for increased clarity for all customers. The Board reviewed the policy changes in its work session earlier that day. Fiscal implications: None. Recommendation for Action: Board approval is requested.

Terri Cobb, Chief of Staff, shared that the policy was reviewed at length by the Committee of the Whole, which made numerous changes. Dr. Cobb requested that the Board waive Second Reading.

John Tedesco made a motion to approve Board Policy 6424: Gang and Gang Related Activities on First Reading with a waiver of Second Reading. The motion was seconded by Keith Sutton. With no questions or comments from the Board, the motion was unanimously approved.

34. REVISION OF POLICY 1340, STANDING COMMITTEES

Second Reading

On July 20th, the Board members repealed Policy 1340, Standing Committees, in an effort to make changes to the Board meeting structure. At the November 9th Board of Education work session, the Board agreed to reinstate the policy with changes recommended by the Board members. The following statement was added, "The committee chair shall establish a regular schedule for the committee meetings and shall have discretion to call meetings on an 'as needed basis.'" This change allows committee chairs flexibility to hold meetings only when needed. Fiscal Implications: None. Recommendation for Action: Board approval is requested. John Tedesco made a motion to table the discussion regarding the Revision of Policy 1340, Standing Committees. The motion was seconded by Chris Malone. Board Policy 1340- Standing Committees was handed out at the Board table with gray-highlights (See Attachment A, information added by Chair Margiotta).

Debra Goldman made note that Policy Committee was not listed on the information handed out at the Board table. Dr. Cobb shared that the reason that Policy Committee was not listed on Policy 1340 is because Policy Committee is an Ad Hoc Committee. Debra Goldman shared that Policy Committee was changed to a standing committee and Policy Committee will need to

be added to the list on Board Policy 1340- Board Standing Committees. Dr. Cobb shared that the Finance Committee is scheduled to meet and is unable to do so, without the policy being reinstated from the first reading. After several comments from Board members, John Tedesco withdrew his motion to table.

After lengthy discussion, John Tedesco made a motion to allow the Finance Committee meeting to continue under the direction of Keith Sutton and previous Finance Committee members to hold their meeting on Wednesday, December 8, 2011 and table the policy to receive clarity from the Chairman at a later meeting. The motion was seconded by Deborah Prickett.

Keith Sutton offered a substitute amendment to adopt the Policy that was given out at the Board table with the changes of adding "Policy Committee" to A1 and changing the last sentence in B1 to say, "*The Committee chair shall establish a regular schedule for committee meetings, the committee chair shall have the discretion to cancel meetings in the event the committee has not received direction or an assignment from the Board.*" The motion included a waiver of second reading. The motion was seconded by Kevin L. Hill. The Board voted by Roll Call Vote with Carolyn Morrison voting "yes", Keith Sutton voting "yes", Deborah Prickett voting "yes", Chris Malone voting "no", Kevin L. Hill voting "yes", John Tedesco voting "no", and Anne McLaurin voting "yes". After clarifying comments from the Board, Board Attorney, Ann Majestic, clarified that the Board was shy to pass the motion to waiver second reading, Vice Chairman Debra Goldman inquired if there was an alternate motion.

The previous motion to allow the Finance Committee meeting to continue under the direction of Keith Sutton and previous Finance Committee members to hold their meeting on Wednesday, December 8, 2011 and table the policy to receive clarity from the Chairman at a later meeting was still on the table. That motion was seconded by Deborah Prickett. The Board voted by Roll Call Vote on the motion with Anne McLaurin voting "yes", John Tedesco voting "yes", Kevin L. Hill voting "yes", Chris Malone voting "yes", Deborah Prickett voting "yes", Keith Sutton voting "yes", Carolyn Morrison voting "yes". The motion was unanimously approved.

FACILITIES

15. MODIFICATION TO STANDARD FORMS OF AGREEMENT REGARDING INSURANCE PROVISIONS

On June 3, 2008, the Board approved modifications to the various contract standard agreement forms. One of the approved changes was to the Design Consultant Agreement professional liability insurance requirement. The change was from \$1M of professional liability coverage for all projects to \$1M for projects less than \$5M, \$2M for projects less than \$20M, and \$5M for projects \$20M or greater. It has now been determined that the cost for these higher insurance limits negatively impact the fee paid to the designers to carry these larger amounts of coverage. The savings from no longer requiring higher coverage on future projects may be enough to pay any actual claim out of pocket. Based on our past history of claims against designers, the additional fee is not cost effective. In addition, information from other regional public owners would indicate our coverage requirements are considerably higher. The new designer contract approved by the Board on August 10, 2010 for Rolesville High required \$5M coverage, while the

design fee was negotiated based on the former requirement of only \$1M coverage. The new contract was initiated when the Rolesville site was selected in order to have a clear separation of designer work for the new site. Staff recommends: 1) the standard Design Consultant Agreement be changed to require \$2M of professional liability coverage for projects with construction greater than \$30M and \$1M in coverage for all others; and 2) as an exception, the Rolesville High design contract retain \$1M coverage since the architect has a good history with WCPSS and the original contract only required \$1M coverage. The Board's attorney and the Senior Director of Risk Management have reviewed both these recommendations and recommend approval. Fiscal implications: None. Recommendation for action: Board approval is requested.

Joe Desormeaux, Assistant Superintendent for Facilities requested Board approval. Kevin L. Hill made a motion to approve, seconded by Keith Sutton. The motion was unanimously approved.

CLOSED SESSION

John Tedesco made a motion to go into Closed Session at 9:39 p.m. to consider confidential personnel information protected under G.S. 143-318.11 (a)(6) and 115C-319, to consider confidential student information protected under G.S. 115C-402 and the Family Educational and Privacy Rights Act, 20 U.S.C. 1232g, 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 consult with the Board of Education attorney and preserve the attorney-client privilege as provided in G.S. 143-318.11 (a)(3) with respect to Mitchell, et al. v. Wake County Board of Education, et al, and to consult with an attorney employed or retained by the Board in order to preserve the attorney-client privilege as provided in G.S. 143-318.11 (a)(3). The motion was seconded by Anne McLaurin. The motion was unanimously approved.

The Board returned to Open Session at approximately 10:35 p.m.

The Board reviewed an offer to contract for sale approximately 0.92 acres of land described as having Wake County PIN # 1703-53-2989. The tract is located on the western side of South Dawson Street and South McDowell Street. In addition, there are two adjacent areas of property in which the Board may have ownership interest, one by virtue of possible abandonment of an adjacent street (approximately 0.04 acres) and one by virtue of conflicting legal descriptions with the chain of title (approximately 0.07 acres). The Board declared the unusable tract and two adjacent areas as surplus property and ordered its sell on July 21, 2009. On July 29, 2009, county staff confirmed that the County had no need for this property or interest in purchasing it at a fair market value. Terms and conditions of an Offer to Purchase and contract have been reached to sell the approximately 0.92 acre tract and the two adjacent areas totaling 0.11 acres to Michael D'Amelio, an adjoining landowner, at the purchase price of \$29,000. The Board approved the sale of the property on a motion by Kevin L. Hill, seconded by John Tedesco.

ADJOURNMENT

There being no further business coming before the Board, The meeting adjourned at approximately 10:40 p.m.

Respectfully submitted,

Ronald A. Margiotta, Chair, Wake County Board of Education

Donna M. Hargens, Interim Superintendent, WCPSS

Melissa R. Allen, Recording Secretary