NONCONSENT ITEM 3

ORLANDO, FLORIDA September 26, 2006

The School Board of Orange County, Florida, met in public hearing and regular meeting on Tuesday, September 26, 2006, at 5:31 p.m. Present were: Jim Martin, Vice Chairman; Joie Cadle, Tim Shea, Kathleen B. Gordon and Anne Geiger School Board Members; Henry R. Boekhoff, Chief Financial Officer; Frank Kruppenbacher, General Counsel; and Ronald Blocker, Superintendent.

Karen Ardaman, Chairman and Judge Richardson Roach, School Board Member, were absent.

Prior to the regularly scheduled board meeting at 5:03 p.m., the board entertained the following special order speakers:

Armando Perez, 922 Guy Road, Orlando, Florida, 32828, addressed the board on behalf of Victoria McLaughlin regarding the reinstatement of a bus stop and the bus turning around on private property.

Rye Merriam, senior director, transportation and support services, stated that he had no objection to reinstating the bus stop. He added that a hold harmless to turn on the property created a liability issue.

Mr. Blocker requested that Mr. Kruppenbacher schedule a meeting with Mr. Perez to discuss the issue.

Beth Rossetter, 1154 N. Lake Sybelia Drive, Maitland, Florida, 32751, addressed the board regarding the Orlando Sentinel article on Lake Shipp Elementary going from a "D" to "A" in one year after hiring a consulting company.

The meeting adjourned at 5:17 p.m.

The vice chairman called the board meeting to order at 5:31 p.m.

<u>Adoption of Agenda</u>: Mr. Blocker discussed the following changes to the agenda: an addendum to item 1.1 (Request Approval of Personnel Agenda Dated September 26, 2006, Including the Designation/Creation of Positions to be Filled, the Minimum Job Qualifications for the Positions, Salary Schedules, Appointments and Terminations of Select Personnel) and the withdrawal of items 1.2 (Request Approval of the No Child Left Behind Highly Qualified Teacher Action Plan) and 9.1 (Request Approval of Construction Change Directive No. 1 to James A. Cummings at Wolf Lake Middle School New Schools Project).

In regard to the Public Hearing - Request Approval for Superintendent's Document JCA Assignment of Students to School, Mr. Blocker stated that the term "school capacity" would be changed to "program capacity" in this document.

The vice chairman found good cause to amend the agenda as requested.

It was moved by Mr. Shea and seconded by Mrs. Cadle that the agenda be adopted.

The motion passed 5-0 (with Mrs. Ardaman and Mr. Roach absent).

In regard to consent item 11.1 (Request Approval of Resolution in Support of Continuing Community Engagement Efforts and Partnering With Orange County Public Schools Foundation's *Count-Me-In!* Initiative), the following persons addressed the board:

Linda Chapin, UCF Metropolitan Center of Regional Studies, 4000 Central Boulevard, Orlando, Florida, 32816 Ray Larsen, Central Florida YMCA, 433 N. Mills Street, Orlando, Florida, 32804 Robin Frisella, 5302 Regal Oak Circle, Orlando, Florida, 32810 Tony Guzman, 108 N. Shadow Bay Drive, Orlando, Florida, 32825 Alicia Bruno, 2213 Lake Sunset Drive, Orlando, Florida, 32805 Rosina McVicker, 1723 Lockwood Avenue, Orlando, Florida, 32812 Lyam Mangual, student, Stonewall Jackson Middle Jaimie Steck, 1461 Selbydon Way, Winter Garden, Orlando, Florida, 34787

Mrs. Geiger discussed the importance of this effort for the district.

<u>Public Hearing - Request Approval for Superintendent's Document JCA Assignment of</u> <u>Students to School</u>: Mr. Blocker stated that this policy was a culmination of the school board work sessions on unitary status. He added that the public would be informed through letters.

It was moved by Mr. Shea and seconded by Mrs. Cadle that Superintendent's Document JCA Assignment of Students to School be approved.

Mr. Martin opened the floor for public input and there was none.

There was discussion by board members and Janice Pratt, Deputy Superintendent, Instruction & Curriculum Services.

The motion passed 5-0.

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Adoption of Consent Agenda: It was moved by Mr. Shea and seconded by Mrs. Cadle that the consent agenda be adopted:

- 1. Human Resources and Executive Services (Legally Required Board Action)
 - 1.1 Request Approval of the Personnel Agenda Dated September 26, 2006, Including the Designation/Creation of Positions to be Filled, the Minimum job Qualifications for the Positions, Salary Schedules, Appointments, and Terminations of Select Personnel as Shown Thereon Addendum
 - 1.2 Request Approval of the No Child Left Behind Highly Qualified Teacher Action Plan **Withdrawn**
 - Approve Student Expulsions (Legally Required Board Action) 2.1 Request Approval of the Expulsion of Students in Conjunction With the Waivers of Out-of-School Student Expulsion and The District Behavior Contracts
- 3. Approve Grant Applications

(Legally Required Board Action)

- 3.1 Request Approval of Contract With the Central Florida Council Boy Scouts of America to Continue the Learning for Life Character Education Program in Selected Orange County Schools
- 4. Approve Education Services Related Items (Legally Required Board Action)
 - 4.1 Request Approval of an International Trip for Dr. Phillips High School's Center for International Studies (CIS) Students to go to Rome and Athens March 9-17, 2007 (tentative)
 - 4.2 Request Approval of Renewal of Agreement With Larger Than Life, Inc.
 - 4.3 Request Approval of Renewal of Agreement With Catapult Learning, LLC, to Provide Supplemental Instruction to Eligible Students Attending Private Schools for 2006 – 2007 School Year
 - 4.4 Request Approval of Renewal of Cooperative Agreement With Orlando Marine Institute, Inc. (OMI)
 - 4.5 Request Approval of Renewal of Cooperative Agreement With PACE Center for Girls, Inc., Orlando (PACE)
- 5. Approve Career and Technical Education Issues (None) (Legally Required Board Action)
- 6. Approve ESE and Multilingual Services Issues (None) (Legally Required Board Action)
- 7. Approve Operations Issues
 - 7.1 Request Approval of Bids to be Awarded September 26, 2006
 - 7.2 Request Approval of Donation of two Surplus School Buses to the Orange County Fire Department

(Legally Required Board Action)

- 7.3 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Apopka, Florida for the School Resource Officer Program
- 7.4 Request Approval of the Agreement Between the School Board of Orange County, Florida and the Town of Eatonville, Florida for the School Resource Officer Program
- 7.5 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Maitland, Florida for the School Resource Officer Program
- 7.6 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Ocoee, Florida for the School Resource Officer Program
- 7.7 Request Approval of the Agreement Between the School Board of Orange County, Florida and the Orange County, Florida, Sheriff's Office for the School Resource Officer Program
- 7.8 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Orlando Florida for the School Resource Officer Program
- 7.9 Request Approval of the Agreement Between the School Board of Orange County, Florida and Town of Windermere for the School Resource Officer Program
- 7.10 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Winter Garden for the School Resource Officer Program
- 7.11 Request Approval of the Agreement Between the School Board of Orange County, Florida and City of Winter Park for the School Resource Officer Program
- 8. Approve Business and Finance Functions (Legally Required Board Action)
 - 8.1 Request Approval of the Fixed Asset Deletion Report

- 8.2 Request Approval of the Fiscal Year 2006 Report of the Impact Fee Trust Fund
- 8.3 Request Approval to Participate in the 2006-2007 Classrooms for Kids Program
- 8.4 Request Approval of Budget Amendment to the Food Service Budget for Fiscal Year 2006
- 8.5 Request Approval of a Resolution Authorizing the Superintendent or his Designee to Enter Into an Interest Rate Exchange Agreement, not to Exceed \$168,625,000, and to Execute all Documents Necessary for the School Board to Manage Interest Costs Associated With a Future Series of Certificates of Participation (Series 2007A) to be Issued During FY06-07; Request Authorization of Budget Amendments to the Debt Service and Capital Budgets That may be Required for Payment of Insurance Premium, Legal and Other Costs Associated With Execution of the Agreement, not to Exceed \$640,000. The Interest Rate Exchange Agreement Will be Negotiated Between the School Board of Orange County and Citibank, N.A., (or its Designee), as Counterparty to the Agreement, With an Interest Cost not to Exceed 5.0%
- 8.6 Request Approval of a Resolution Authorizing the Sale of Series 2006 Tax Anticipation Notes, not to Exceed \$50 Million With a net Interest Cost not to Exceed 4.75%
- 8.7 Request Approval of the Pupil Transportation Agreement With Lake County
- 8.8 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-Payment of Impact Fees, and Limitations on Receipt of Building Permits or Final Plat – Royce Beck (Bonnemaison) CEA 06-013; Recommendation: A Building Permit or Final Plat, Which Ever Occurs First, Shall not be Received by the Owner Prior to January 1 of the Year in Which Cypress Creek HS and Wyndham Lakes ES Receives Relief, Whichever is Later
- 8.9 Request Approval of Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-Payment of Impact Fees, and Limitations on Receipt of Building Permits or Final Plat – Castle & Cooke Florida Commercial, LLC (Oakland Village) CEA 06-015; Recommendation: the Owner Shall not Receive a Building Permit or Record a Final Plat, Which Ever Occurs First, Prior to January 1, 2011 Provided the Program and Core Capacity are Below 125% at the Affected Middle and High Schools or the School Board Approves a School Acceleration Plan that Addresses School Capacity and Timing of Development
- 8.10 Request Approval of Capacity Enhancement Agreement Subject to the Provisions of Sunsetting and Pre-payment of Impact Fees – Vishwanauth Seepersand (Horseshoe Lake Estates) CEA No. 06-019; Recommendation: the Owner Shall Prepay School Impact Fees Prior to Recording a Plat

- 8.11 Request Approval of Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-Payment of Impact Fees, and Limitations on Receipt of Building Permits or Final Plat – Nelson Apopka Ltd. (Nelson Apopka) CEA 06-020; Recommendation: The Owner Shall not Receive a Building Permit or Plat Prior to January 1 of the Year in Which Piedmont Lakes MS and Wheatley ES Receive Relief, Which Ever is Later
- 8.12 Request Approval of Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-payment of Impact Fees, and Limitation of the Recording of Plats or Receipt of Building Permits – Orchid Bay Development, LLC (Orchid Bay) CEA No. 06-021; Recommendation: the Owner Shall not Record a Plat or Receive a Building Permit Prior to January 1 of the Year That Freedom HS and Waterbridge ES Receive Relief, Which Ever is Later
- 8.13 Request Approval of the Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-Payment of Impact Fees, and Voluntary Reduction of Vested Units – KB Home Orlando, LLC (Lake Conway Townhomes), CEA 06-022; Recommendation: The Owner Agrees to Voluntarily Reduce the Number of Vested Units and Will Pre-Pay School Impact Fees
- 8.14 Request Approval of Capacity Enhancement Agreement Subject to the Provisions of Sunsetting, Pre-Payment of Impact Fees, and Limitations on Receipt of Building Permits or Final Plat – Rock Springs Estates, LLC (Rock Springs), CEA 06-023; Recommendation: The Owner Shall not Receive a Building Permit or Plat Prior to January 1 of the Year in Which Apopka HS and Rock Springs ES Receive Relief, Which Ever is Later
- 9. Approve Construction Related Issues

(Legally Required By Law)

- 9.1 Request Approval of Construction Change Directive No. 1 to James A. Cummings at Wolf Lake Middle School New Schools Project Withdrawn
- 9.2 Request Approval for Orange County Public Schools (OCPS) Staff to Make a Request for Bids on the Ponkan Road Surplus Site as Provided by the State Requirements for Educational Facilities, Set the Minimum Bid Price at \$4,900,000 and Grant Authority to the Superintendent as Well as OCPS Staff to Take all Lawful Actions to Complete the Sale of the Ponkan Road Surplus Property
- 10. Approve Change Orders (None)

(Board Policy EL11/Legally Require Board Action)

- 11. Approve Legal/Audit Issues
 - 11.1 Request Approval of Resolution in Support of Continuing Community Engagement Efforts and Partnering With Orange County Public Schools Foundation's *Count-Me-In!* Initiative
 - 11.2 Request Approval of Agreement With Ernst & Young LLP to Perform Agreed-upon Procedures to the District's Sales Tax Fund From its Inception Through June 30, 2005, and Perform an Audit of the Fund's Financial Statements Annually Thereafter
 - 11.3 Request Acceptance of Attached Cost Audit Reports for Completed Construction Projects
 - 11.4 Request Approval of Settlement of Workers' Compensation Claim: Russell Terrusa v. Orange County School Board

- 11.5 Request Approval of Settlement of Workers' Compensation Claim: Mary Wilder v. Orange County School Board
- 12. Accept Superintendent's Monitoring Reports (None)

The motion passed 5-0.

Mr. Blocker introduced the following newly appointed administrators: James Morse, Assistant Principal, Howard Middle and Wayne Shear, Assistant Principal, NorthLake Park Community School.

<u>Highlights</u>: Mrs. Gordon highlighted item 8.1 (Request Approval of the Fixed Asset Deletion Report), commending the superintendent and staff on their efforts.

Mrs. Cadle highlighted items 7.3 thru 7.11 (agreements for the School Resource Officer Program), stating that she was impressed with the collaboration between the district and municipalities.

Mr. Blocked stated that there was an increase in financial contributions to School Resource Officers.

At the request of Mrs. Gordon, Mr. Kruppenbacher gave a brief update on the Edgewater Construction project.

Approval of Minutes: It was moved by Mrs. Cadle and seconded by Mr. Shea that the following minutes be approved: Nonconsent #1 – August 15, 2006 – Work Session; Nonconsent #2 – August 21, 2006 – Work Session; Nonconsent #3 – August 22, 2006 – Agenda Review; Nonconsent #4 – August 22, 2006 – Board Meeting; Nonconsent #5 – August 29, 2006 – Recognitions and Nonconsent #6 – September 6, 2006 – Work Session.

The motion passed 5-0.

The vice chairman recessed the meeting at 6:33 p.m. to convene the Orange County School Board Leasing Corporation meeting, and reconvened the school board meeting at 6:36 p.m.

<u>Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent</u> <u>Meetings or Work Sessions</u>: Board members discussed a work session to discuss the school board strategic plan.

<u>Committee Reports</u>: Mrs. Cadle, chair of the Legislative Committee, thanked board members for approving the legislative platform.

Mrs. Gordon reported thanked board members for their input to the Superintendent's Evaluation Committee. She also commended Mrs. Geiger and Susan Adams, Specialist, School Board Services, for their efforts.

Mr. Martin announced that the Budget Committee would be meeting on October 4, 2006.

Information and Future Meeting Dates: Mr. Blocker thanked Henry Boekhoff, Chief Financial Officer, for his 30 years of service.

Mr. Blocker announced the following upcoming meetings:

October 9, 20064:30 p.m.Joint Work Session w/Orange County CommissionOctober 10, 20064:30 p.m.School Board Meeting

The meeting adjourned at 6:51 p.m.

Chairman

Secretary

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