

Pinellas County Schools

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Regular School Board Meeting

October 24, 2006

Tuesday, 05:00 PM

School Administration Building

301 Fourth Street SW

Largo, FL 33997

Attendees

Julie Janssen, Deputy Superintendent	<i>non-voting</i>
Deborah Beaty, Adm. Assistant	<i>non-voting</i>
Clayton Wilcox, Supt. & Ex- Officio Sec.	<i>non-voting</i>
Janet R. Clark, Board Member	
Lanse Johansen, Chief Business Officer	<i>non-voting</i>
Carol J. Cook, Board Member	
Linda S. Lerner, Board Member	
Nancy N. Bostock, Chairman	
Mary L. Tyus Brown, Board Member	
James Robinson, School Board Attorney	<i>non-voting</i>
Jane Gallucci, Board Member	

Meeting Minutes

Mrs. Nancy N. Bostock and Mrs. Jane Gallucci participated in segments of this meeting via computer voice connection. Mrs. Mary Russell was absent.

A. Invocation

1. Invocation by Rev. Eric McCrea, First United Methodist Church of Largo, 403 1st Avenue SW, Largo

Minutes

The Invocation was presented by Rev. McCrea. This was followed by the Pledge of Allegiance.

B. Pledge of Allegiance

1. National Anthem Project Video

Minutes

Following the Pledge of Allegiance, a video was shown of the All County High School Orchestra & Chorus performing the National Anthem.

2. Dunedin Highland Middle School Video

Minutes

A video was show highlighting the students, staff, and programs at Dunedin Highland Middle School.

C. Introduction of Professional and Community Organization Reps

1. Introduction of Representatives of Professional and Community Organizations by Dr. Ron Stone, Associate Superintendent, Human Resources and Public Affairs

Minutes

Dr. Stone introduced the following representatives: Randy Dodds, PESPA; Michelle Dennard, PCTA; Carol Conaway, Pinellas County Council PTA; Brianna Geary and Guy Panmunin, Student Rights & Responsibilities Committee Representatives from Dixie Hollins High School; Dr. Frank LaCamera, Pinellas Arts for a Complete Education Coalition; Bob McIntyre, Pinellas Education Foundation; Dr. Barbara Hires, Oscar Robinson, and Michael Bessette, Operations Team; and, Tom Tobin, The St. Petersburg Times.

D. Explanation of Process for Signing up to Speak

1. Meeting Procedures

Minutes

Mrs. Brown reviewed the process to be followed by the audience for participation at School Board meetings and guidelines to be followed for all members of the audience during these proceedings.

E. Adoption of the Agenda

It was moved Ms. Clark and seconded by Mrs. Brown to adopt the agenda.

Dr. Wilcox stated that the Board Members had received an item to be added to this agenda, "Request Approval of Federally-Funded Subgrant Agreement for Emergency Power Generator for Special Needs Shelter That Provides Funding as Outlined in House Bill 7121 for the Installation of Permanent Generators in Dunedin Middle School and Oak Grove Middle School Both Designed as Special Needs Shelters." This will be Item H.15.

Dr. Wilcox requested that Item F.4. be moved up in the agenda, to be heard following F.1.

Dr. Wilcox reminded the Board that Item G.1. had been changed slightly and that the Board Members had received that change prior to this meeting.

Dr. Wilcox informed the Board that those submitting the application for the Richard Milburn Academy Charter School have withdrawn their application.

PULL: CONSENT #2, page 36 and pages 59-62; #4; and #10

The motion to adopt the agenda was carried with a 6-0 vote, as amended.

F. Special Order Agenda

1. Presentation by Student Rights and Responsibilities - Dixie Hollins High School

Minutes

Brianna Geary and Guy Panmunin, Students Rights & Responsibilities Committee representatives from Dixie Hollins High School, shared information with the Board regarding activities and achievements taking place at their school.

2. Agenda Item: Introduction of Newly Appointed Administrator

Minutes

Following Item #4, Dr. Wilcox introduced the following Newly Appointed Administrator:

Sharon W. McNeal, Coordinator, Communications & Marketing

Ms. McNeal was greeted and congratulated by the School Board Members.

3. Presentation of Dr. Robert Sinibaldi, CEC Teacher of the Year 2006 Award; 2006 Jack R. Lamb

Rookie Teacher of the Year Award Winner, Heidi D'Ambrosio; and Nancy Givens Administrator of the Year 2006 Award Winner, Mary Ann Ziegler

Minutes

Ms. Cindy Bania, Acting Director for Exceptional Student Education, and Ms. Donna Hulbert, President of Suncoast Chapter #176 Council for Exceptional Children, introduced the following individuals for recognition of their achievements:

Dr. Robert Sinibaldi, PE Teacher, Walsingham Elementary - 2006 Marjorie Crick ESE Teacher of the Year

Heidi D'Ambrosio, EH Teacher, San Jose Elementary School -- 2006 Jack R. Lamb Rookie Teacher of the Year

Mary Ann Ziegler, Supervisor of Communication Disorders and Visually Impaired Programs -- The Nancy Givens Administrator of the Year for 2006

Dr. Robert Sinibaldi, Heidi D'Ambrosio, and Mary Ann Ziegler were greeted and congratulated by the School Board Members.

4. Recognition of State Winners

Minutes

This item was heard immediately following the presentation by Students Rights & Responsibilities Committee representatives.

Dr. Harry Brown, Associate Superintendent for Curriculum, introduced the following for recognition by the Board and the Superintendent:

Perkins Elementary – Dylan Sleszynski. Sponsored by Ann Smith and Tim Topper. Production Title – Where's My Pumpkin?

Perkins Elementary – Andrew Levy. Sponsored by Ann Smith and Tim Topper. Production Title – My Crazy Brother.

Perkins Elementary – Edsel Davis and Okoye Morgan. Sponsored by Ann Smith and Tim Topper. Production title Bike Safety.

Perkins Elementary – Alexander Wark. Sponsored by Ann Smith and Tim Topper. Production title My Trip Overseas.

Perkins Elementary – Aeden Bauduin. Sponsored by Ann Smith and Tim Topper. Production title Guitars.

Leila G. Davis Elementary – Jennifer Sanders, Madeleine Mitchem and Shane McCormick. Sponsored by Terry Wood and Dianne Fix. Production Title – Around the World with Jenny.

Leila G. Davis Elementary – Carolyn Im, Amanda Polacek, Leah Culkar, Carey Stevens and Sommer Pollard. Sponsored by Terry Wood and Dianne Fix. Production Title – Egyptian Jewelry Shoppin.com.

Leila G. Davis Elementary – The Kid News Crew, Jennifer Sanders, Madeleine Mitchem, Shane McCormick, Jack Skantze, Christina McFarland, Madeleine Jarvis, Matthew Brockus, William Herdman, Lauren Crandall, Katlyn Lampert and Stephanie Hamilton. Sponsored by Terry Wood and Dianne Fix. Production Title WLGD Kid News

Leila G. Davis Elementary – WLGD News Team, Leah Culkar, Claire Hamilton, Carey Stevens, Samantha Irvine, Christopher James, Jeremy Collins, Alyssa Queen, Ashley Williams, Michael Clennan, Timothy Hart, Chandler Walker, Jordan Mavrakos and Christina Woody. Sponsored by Terry Wood and Dianne Fix. Production title WLGD News.

Bear Creek Elementary – Keyshaun Waters, Devon Ware, Mary Jacobs and Tabitha Goldsmith. Sponsored by Nikki Crites, Lori Ashmore and Patricia Sanchez. Production title – Why Do We Go to School.

Plumb Elementary – Plumb Pelican Productions, Clay Gilman, Ashley Gangelhoff, Joshua Whedon, Sara Myslicki, Reed Avers, Kalie Laughlin, Gregory Whitman, Juan Caceres, Margaret Bello, Sheila Akhaven, Spencer Rice, Brett Danner, Corbin Cleaver, and Tyler Tanton. Sponsored by Marilee Palot and Patricia Dalton. Production title – Choose Learning.

High Point Elementary – Mrs. Cianfoni's Kindergarten Production Team, Jamie Aguirre, Savannah Anderson, Sahdia Borji, Daliany Ferrer, Brea Gilchrist, Maria Gonzalez, Carina Martin, Juan Montes, Pablo Ochoa, Raul Ortiz, Phoebe Roberts, Frank Simpson, Xavion Terpstra, Hugo Villalpando and Ana Patricia Zacarias-Esteban. Sponsored by Betty Williams and Shanon Cianfoni. Production title – Mrs. Cianfoni's Butterfly Discovery.

Calvin Hunsinger School – Andy Menard, Shamane Kirkland, Tylar King, Britian Dorsey, Socarrio Jerry, Steven Jones and Jason Bracewell. Sponsored by Harriet Hall and Linda Lysne. Production title – Be a Friend.

John Hopkins Middle – Kristian Beck, Karin Golden, Shannon Hinkle, Jessica Morrow, Andrew Paugh, Schalekia Reviere, Taylor Payne, Ryan Shultz, Slaviana Stefanova, Chelsea Swann, Kristin Tellis, Emily Topper, Cecilia Aguilar, Vanessa Beatty, Jessica Bennett, Myka Bennett, Savannah Fuss, Rasheed Hall, Madison Jamison, Mary Keller, Regina Spells, Meagan Stone, Santana Survivongchai, Meaghan Wade, Cassandra Williams, Anthony Yeazell, Elizabeth Fyvolent, Alexa Volland and Patricia Borgstede. Sponsored by Daniel Yeazell Sr. Production title – JHMS Live

Lakewood High – Simone Berger, Marcus Sanderlin, Sherman Jones, Rufat Agayev, Nevena Cvjetkovic and Spencer Rogers. Production title – Please Sign Me.

Lakewood High – Chris Vetter, Jackie Winters, Sherman Jones, and Jeremy Croxton. Sponsored by Mark Granning. Production Title – CATCOM TV Show Opens.

Lakewood High – Tutrinh Do, Barbi Vizcaino, Jesse Smith, John Crouch and Sherman Jones. Sponsored by Mark Granning. Production title – Ten Rules for Your First Date.

East Lake High – Miles Doran. Sponsored by Pat Cunningham and Glenda O'Donnell. Production title – Time Change Debate.

East Lake High – Miles Doran. Sponsored by Pat Cunningham and Glenda O'Donnell. Production title Pepsi Price Surprise.

Tarpon Springs High – Evan Zissimopoulos and Stephen Hughes. Sponsored by Kimen Mitchell and Deanne Silverstein. Production Title – Dawn.

Those present were greeted and congratulated by the School Board Members and Dr. Wilcox. Students were presented with medallions in recognition of their achievement.

5. Presentation of United States Department of Agriculture Southeast Region Best Practices Award 2006

Minutes

Ms. Diane Santoro, Program Administrator, Food & Nutrition Management of Education in Tallahassee, presented the United States Department of Agriculture Southeast Region Best Practices Award 2006 to Linda Gray Miller, Director, and Lynn Geist, Supervisor, of Pinellas County Food Services Department. A plaque was presented to Ms. Miller in recognition of this achievement. Ms. Miller and Ms. Geist were congratulated by the School Board Members.

G. Unfinished Business

1. Public Hearing to Consider the Amendment to Policy 5.13 Graduation Requirements: High School

Minutes

Dr. Wilcox announced that Mrs. Gallucci was unable to continue her involvement in this meeting due to technical difficulties. All remaining votes will reflect a total of five voting members.

It was moved by Mrs. Lerner and seconded by Mrs. Brown to adopt the proposed amendment to Policy 5.13. This motion was carried with a 5-0 vote.

2. Recommend Adoption of the Recommended Order of the Administrative Law Judge to Dismiss Mr. Mark Fronczak, Teacher

Minutes

It was moved by Mrs. Brown and seconded by Ms. Clark to approve this item.

Mr. Robinson stated the following:

- The Board has before them the Superintendent's recommendation that the Board adopt the Recommended Order issued by the administrative law judge ("ALJ") recommending dismissal of the employee, Mr. Mark Fronczak.
- The Board previously received an agenda memorandum from Mr. Robinson with a packet of materials for their review and consideration, and copies of the hearing transcript and exhibits were made available to the Board in the Board Office.
- Included in the packet were the Respondent's exceptions to the Recommended Order and the Petitioner's memorandum of law in opposition to those exceptions.
- After hearing presentations from counsel, the Board must accept or reject the exceptions, and the Board need not rule on them individually.
- The Board will then discuss and act on the Superintendent's recommendation.

In accordance with The Administrative Procedure Act, Section 120.57(1)(I), and Board Policy 2.14, there are certain requirements that the Board must follow when considering action on a recommended order of an ALJ. These requirements include the following:

- The Board may adopt the recommended order as its final order.
- The Board in its final order may reject or modify the conclusions of law over which it has substantive jurisdiction and interpretation of administrative rules over which it has substantive jurisdiction.
- But in doing so, the Board must state with particularity its reasons for rejecting or modifying such conclusion of law or interpretation of administrative rule and must make a finding that its substituted conclusion of law or interpretation of administrative rule is as or more reasonable than that which was rejected or modified. Rejection or modification of conclusions of law may not form the basis for rejection or modification of findings of fact.
- The Board may not reject or modify the findings of fact unless the Board first determines from a review of the entire record, and states with particularity in the order, that the findings of fact were not based upon competent substantial evidence or that the proceedings on which the findings were based did not comply with essential requirements of law.
- The Board may accept the recommended penalty in a recommended order, but may not reduce or increase it without a review of the complete record and without stating with particularity its reasons therefore in the order, by citing to the record in justifying the action.
- "Competent, substantial evidence" is defined as such evidence as is sufficiently relevant and material that a reasonable mind would accept it as adequate to support the conclusion reached. The decision to accept the testimony of one witness over that of another and thereby weigh witness credibility is left to the discretion of the administrative law judge, and cannot be altered absent a complete lack of competent substantial evidence from which the finding could reasonably be inferred.
- The Board is not authorized to weigh or reweigh the evidence presented, judge the credibility of witnesses, or otherwise interpret the evidence to fit its desired ultimate conclusion.
- The weighing of evidence and judging of the credibility of witnesses by the Administrative Law Judge are solely the prerogative of the Administrative Law Judge as fact finder.
- The case is not to be retried by the Board and no new evidence shall be allowed to be introduced when the School Board is considering a Recommended Order.

Procedure to be followed this evening:

- The Respondent and/or his attorney are given 15 minutes and the staff attorney is given 15 minutes to review the record with the Board, to address the Respondent's exceptions, and the recommended penalty.
- Mr. Robinson will answer any legal questions the Board may have after hearing from the parties and which may arise during the course of your Board discussion.
- The Board will need to rule on the exceptions and then act on the Superintendent's recommendation.

Mr. Mark Kelly, Attorney representing the respondent Mr. Fronczak, addressed the Board to highlight what he considered some of the most important exceptions filed. Mr. Kelly stated that he has a problem with the way the Administrative Law Judge addressed the evidence in this case, specifically the evidence provided by the Respondent's expert witness who did not find the allegations of abuse to be credible and who stated that it is very rare that a child who actually has been abused denies abuse when initially questioned. Mr. Kelly stated that the agency (the Board) has the right to either reject the Order or at least send it back to the ALJ. Mr. Kelly stated that the only evidence cited by the ALJ in rejecting the Respondent's expert witness was that of the Board's expert witness who said it is not unusual for child victims of abuse to delay reporting abusive incidences. Mr. Kelly continued to present his argument requesting that the Board accept his exceptions and reject the Recommended Order of the ALJ.

Ms. Laurie Dart, Staff Attorney, addressed the Board to state that the Board has before them a very straight forward case; that this district delegated the fact finding to the ALJ; that the ALJ had two days of hearings where she heard from both sides and determined that the children were credible and that the employee was not credible; and, that the ALJ based her findings on the testimony she heard. Ms. Dart stated that Mr. Robinson had already outlined the standard for this meeting, which is that the Board can reject a factual finding of the ALJ only if the Board can find it is not supported by substantial, competent evidence. Ms. Dart emphasized that there is a big difference between the absence of evidence and conflicting evidence; stated that there is always conflicting evidence in a hearing; and, that the judge needs to sort through the evidence and decide what the facts are. Ms. Dart stated that there are one hundred-eighteen Findings of Fact in the record and drew the Board's attention specifically to numbers thirty-four through thirty-seven where the judge basically recounts the testimony of the student witness. Ms. Dart requested that the Board adopt the Findings of Fact in its entirety and adopt the Final Order.

Mr. Robinson suggested that the original motion be withdrawn in order to take action on the Exceptions and the Final Order separately. Mrs. Brown and Ms. Clark withdrew their motion and second respectively.

It was moved by Mrs. Brown and seconded by Mrs. Bostock to reject the exceptions filed by the attorney on behalf of Mr. Fronczak.

Mrs. Lerner questioned whether there is a third option; stated that she had not read the entire transcript; and, discussed the credibility of the two sisters involved in the case. Mr. Robinson reminded Mrs. Lerner that any rejection of the ALJ's findings of fact would require her to have reviewed the complete record.

Mrs. Lerner stated that she should have read the complete record but feels she has enough information from reading the summary to discuss her concerns and continued her comments. Mr. Robinson stated that the Board is not to retry the case.

Ms. Clark stated that she has some of the same questions as Mrs. Lerner has and that she had read the entire transcript.

Discussion continued by the Board Members and Mr. Robinson. Mrs. Lerner asked Mr. Robinson whether it would be appropriate to refer the case back to the Administrative Law Judge for clarification, and Mr. Robinson stated that would be unnecessary as there was, in his opinion, sufficient competent substantial evidence in the record to support the findings of fact, conclusions of law, and recommended penalty. Mrs. Brown called for the question: This failed for the lack of a second.

The motion presented by Mrs. Brown and seconded by Mrs. Bostock to reject the exceptions filed by the attorney on behalf of Mr. Fronczak passed with a 3-2 vote, Ms. Clark and Mrs. Lerner voting against.

It was moved by Mrs. Brown, seconded by Mrs. Bostock, and carried with a 3-2 vote, Ms. Clark and Mrs. Lerner voting against, to enter the proposed Final Order adopting the Administrative Law Judge's Recommended Order dismissing Mr. Fronczak effective the end of the work day October 24, 2006. (Copy to be found in Supplemental Minute Book #114.)

H. Consent

It was moved by Mrs. Brown, seconded by Ms. Clark, and carried with a 5-0 vote to approve the Consent Agenda, as amended.

1. Approval of Minutes: To Approve the Minutes of the Regular School Board Meeting of October 10, 2006; and, the Board Workshop of September 26, 2006.

Minutes

Approved as submitted.

2. Request Approval of Personnel Recommendations: Personnel Actions as Recommended by the superintendent.

Minutes

Ms. Clark pulled pages 36 and 59-62 for discussion.

Page 36 - Pre K-12 Performing Arts, \$8,250.00

Ms. Clark stated that she had questioned why this item was paid from operating funds and was told that, if necessary, it could be moved back to the school's cost center. Ms. Clark stated that, considering many schools would like the same option, she would prefer that this item be moved back to Seminole Middle School's cost center. Dr. Wilcox stated that he was not aware of the concern; that it is not necessary for the Board to take formal action to move the cost; and, that he will work with Ms. Jeanne Reynolds tomorrow on this item. It was moved by Ms. Clark, seconded by Mrs. Brown, and carried with a 5-0 vote to approve this item.

Pages 59-62

It was moved by Ms. Clark and seconded by Mrs. Brown to approve pages 59-62 of the Personnel Actions, ESE Associate.

Ms. Clark stated that she is in favor of the proposed combination of ESE I and ESE II into the ESE Associate position; but, has concern as to the process to be used to promote those holding the ESE I positions into the new classification if they are not applying for a new job. Mrs. Lerner stated that this is a fairness issue. Mrs. Bostock stated that her concern is with the employee mobility rate and impact on students. Discussion followed by Board Members, Dr. Wilcox, and Dr. Stone. This topic will be scheduled for a workshop in either November or December of this year. Dr. Wilcox clarified that the discussion will center around whether or not to accelerate the transition of these positions and establishing budget priorities, since the mechanism of filling them is not in the purview of the Board.

The motion was carried with a 5-0 vote to approve pages 59-62 of the Personnel Actions, ESE Associate. (Copy to be found in Supplemental Minute Book #114.)

3. Request Approval of the Recommendation to Accept the Stipulation to Suspend Ms. Shoshana August, Teacher, Dixie Hollins High School, for One (1) Day Without pay

Minutes

Approved as submitted.(Copy to be found in Supplemental Minute Book #114.)

4. Request Approval of the Recommendation to Suspend Mr. Quincy Ham, Teacher, Osceola High School, for Three (3) Days Without pay

Minutes

Ms. Clark pulled this item.

It was moved by Mrs. Brown and seconded by Mrs. Bostock to approve the recommendation to Suspend Mr. Ham for three days without pay, such days to be determined by his principal.

Ms. Clark stated that she could not support a three-day suspension for this employee, stating that this is a young African-American teacher; that considering the cultural acceptance problems in our schools, she does not know that what he said is that inappropriate; that it was just a "slip of the tongue"; and, that she would support a one-day or a letter of reprimand, given the fact that he has had no previous discipline problems.

Dr. Wilcox stated that the recommendation is consistent with previous Board action.

Ms. Laurie Dart, Staff Attorney, stated that the recommended discipline is based on the fact that the teacher called the student a "whore" or "ho" which is equal to a teacher using profanity to a student. Ms. Dart stated that using the "f" word brings a three- to five-day suspension.

Mrs. Lerner stated that she did not know that "ho" meant "whore" but as long as this is consistent with past action she will support it.

Ms. Clark stated that she has a teenage daughter and hears music constantly; that the word "ho" is thrown about continually; and, that the word "ho" doesn't have the same meaning today. Ms. Clark stated that there is a difference between calling someone a "whore" and saying they look like one; and, that she still cannot support this recommendation.

Mrs. Cook stated that she feels the Board needs to continue to hold employees to a higher standard and stated that what we are hearing in music should not be heard in the classroom.

Mrs. Bostock stated that she understands that words can change their meaning over time, particularly through youth & their culture; but, given the fact this comment was made in conjunction with criticizing a girl's heavy makeup makes it clear that it was used in its traditional sense. Mrs. Bostock stated that it is clear to her that this was a remark by a teacher directed to a student, not a teacher repeating something that was said or a music lyric.

Mrs. Brown stated that her expectation continues to be that staff is to be exceptional and not on the level of students, regardless what the music world does.

The motion was carried with a 4-1 vote, Ms. Clark voting against, to approve the recommendation to Suspend Mr. Ham for three days without pay, such days to be determined by his principal. (Copy to be found in Supplemental Minute Book #114.)

5. Request Approval of the Recommendation to Accept the Stipulation to Suspend Ms. Erika Redling, Bus Driver, Transportation Department, for Two (2) Days Without pay and Require her to Attend Bus Driver Orientation Training

Minutes

Approved as submitted. (Copy to be found in Supplemental Minute Book #114.)

6. Request Approval of the Recommendation to Accept the Stipulation to Suspend Ms. Shenita Smith, Bus Driver, Transportation Department, for One (1) Day Without pay

Minutes

Approved as submitted. (Copy to be found in Supplemental Minute Book #114.)

7. Request Approval of the Recommendation to Dismiss Ms. Carol Ayers, Bus Driver, Transportation Department

Minutes

Approved as submitted. (Copy to be found in Supplemental Minute Book #114.)

8. Request Approval of the Recommendation to Dismiss Mr. James A. Lewis, Plant Operator, Clearwater Intermediate School

Minutes

Approved as submitted. (Copy to be found in Supplemental Minute Book #114.)

9. Request Approval of the Following Special Projects: a) Amendment to Child Care Worker Training Project: \$200,891 b) Target Field Trip Grant - KLOE Water Basin: \$1000 c) Target Field Trip Grant - Community Cluster Science Collaboration: \$1,000 d) Target Field Trip Grant - Florida Environments and Water: \$1,000

Minutes

Approved as submitted. (Copy/copies, as appropriate, to be found in Supplemental Minute Book #114.)

10. Request Approval of the 2006-07 School Improvement Plans

Minutes

This item was pulled by Ms. Clark

It was moved by Mrs. Brown and seconded by Ms. Clark to approve the 2006-07 School Improvement Plans.

Ms. Clark stated that she had not read even a quarter of the plans submitted but had concern with what she had read concerning the composition of the School Advisory Councils. Ms. Clark stated that the Board had just received an e-mail expressing concern with this specific element and expressed her concern that some school plans may not be in compliance.

Mr. Robinson stated that Ms. Clark had raised this concern with him and suggested that the Board schedule this topic on a future workshop agenda.

Mrs. Lerner stated that she will approve this item but schools should share best practices as to forming their SAC memberships. Mrs. Lerner requested that the Board, before the workshop, receive a summary describing the guidance and the oversight given to schools for this process.

Mrs. Cook requested that the Board receive a list of the schools that are in compliance and how those schools accomplished that.

Dr. Harry Brown, Associate Superintendent for Curriculum, stated that his staff is aware of those schools that are not in compliance and assured the Board that his staff is working with those particular schools to bring them into compliance.

Board Members will receive the information requested and a workshop will be scheduled on this topic.

The motion was carried with a 5-0 vote to approve the 2006-07 School Improvement Plans.

The meeting recessed at 7:12 p.m., following this item, and reconvened at 7:30 p.m.

11. Request Approval of New High School Majors of Interest

Minutes

Approved as submitted.

12. Request Approval of the Health Agreement Between Dr. Anthony Figueroa and the Pinellas County School Board

Minutes

Approved as submitted.(Copy to be found in Supplemental Minute Book #114.)

13. Request Approval of Renewal of the Agreement With the City of Clearwater That Permits the City the Continued Use of the City-Constructed and City-Maintained Martin Luther King, Jr. Recreation Center on School Board Property Adjacent to Curtis Fundamental and Clearwater Intermediate Schools

Minutes

Approved as submitted.(Copy to be found in Supplemental Minute Book #114.)

14. Request Approval of Bids to Vendors at Prices in Bid Documents in Accordance with Bid Policies and Statutes

Minutes

Approved as submitted.(Copy to be found in Supplemental Minute Book #114.)

15. Request Approval of Federally-Funded Subgrant Agreement for Emergency Power Generator for Special Needs Shelter That Provides Funding as Outlined in House Bill 7121 for the Installation of Permanent Generators in Dunedin Middle School and Oak Grove Middle School Both Designed as Special Needs Shelters

Minutes

Approved as submitted.

I. Nonconsent

1. Request Conditional Approval of the Charter Application for Excelsior Academy of Language of Pinellas Charter School

Minutes

It was moved by Mrs. Brown and seconded by Ms. Clark to approve the Charter Application for Excelsior Academy of Language of Pinellas Charter School. Discussion followed by Dr. Wilcox, Steve Swartzel, John Lash, and Board Members. The motion to approve this Charter Application was carried with a 5-0 vote. (Copy to be found in Supplemental Minute Book #114.)

2. Request Conditional Approval of the Charter Application for Imagine Charter School at Pinellas

Minutes

It was moved by Mrs. Lerner and seconded by Ms. Clark to approve the Charter Application for Imagine Charter School of Pinellas. A brief presentation was made by Steve Swartzel. The motion to approve this Charter Application was carried with a 5-0 vote. (Copy to be found in Supplemental Minute Book #114.)

3. Request Conditional Approval of the Charter Application for Richard Milburn Academy Charter School

Minutes

Application was withdrawn.

4. Request Approval to Become a Member of the Greater Florida Consortium of School Boards and to Adopt Its 2007 Legislative Program

Minutes

It was moved by Mrs. Brown and seconded by Ms. Clark to approve membership by the School Board in the Greater Florida Consortium of School Boards and Adopt the Consortium's 2007 Legislative Program.

Steve Swartzel, Director of Governmental Services, presented this item stating that the Consortium is aligned very closely with the direction Pinellas is taking on many issues. Mr. Swartzel stated that the annual fee is \$3,000.

Mrs. Lerner stated that she will approve this item with the caveat that Mr. Swartzel watch over this as the lobbyist for Pinellas. Mr. Swartzel stated that there is no conflict of interest between the Board and Consortium; but, that he will monitor the directions taken by the Consortium.

Ms. Clark, referring to page 194 of the agenda book, expressed her desire that the effort to restore the seven-period day for high schools be expanded to include middle schools.

Mrs. Bostock stated that she feels this district is already well represented regarding legislative matters and cautioned the Board from getting involved in the Consortium.

Mrs. Cook stated that one good thing is that if just one district does not agree with a platform item, that item is pulled. Mrs. Cook stated that school districts have too many things ahead of them to not be strongly represented. Mrs. Cook encouraged the Board to join and then look at it on a year-to-year basis.

The motion was carried with a 4-1 vote, Mrs. Bostock voting against, to approve membership by the School Board in the Greater Florida Consortium of School Boards and Adopt the Consortium's 2007 Legislative Program.

J. Presentations from the Audience

Mr. Dave Plyer addressed the Board to evaluate the district's "behavior" with regards to the request presented previously by the Pinellas County Juvenile Justice Council that a moratorium be implemented on school related arrests for student misbehavior. Mr. Plyer commended the district's efforts and reminded the Board that an arrest affects a child for a long time.

The following individuals completed a Speaker Request Form in order to address the Board during this meeting:

Rev. Bruce Wright, Bonnie McClelland, Cathy Corry, Doug Dallier, and Dennis Segall -- Addressed the Board to speak against school-related arrests of students for misbehavior and to urge the Board to move towards implementing a moratorium on such arrests.

Ryis Stearns (student), Jordon Lauson (student), and Eric M. Smith (student)-- Addressed the Board to share details of their personal arrests experiences.

Mark Klutho -- Addressed the Board to say that there are only five Board Members at the table and a few staff sitting in the corner but that the whole room is lighted. Mr. Klutho stated that the district continues to build "stupid buildings" and use "stupid architecture."

Sami Leigh Scott -- Addressed the Board to express her concern that the Board approved, earlier in this meeting, the School Improvement Plan for Gibbs High School. Ms. Scott stated that she expected the Board to at least remove that SIP from the item after hearing concerns regarding the composition of the School Advisory Council. Ms. Scott stated that she had sent an e-mail to the Board expressing these concerns. Dr. Wilcox and Dr. Harry Brown responded to Ms. Scott's comments. Dr. Brown stated that he and Mr. Bessette have had conversations with Ms. Scott and that Administration will be monitoring this concern.

K. New Business

1. Items Introduced by Board Members

Minutes

The following are items considered to be of a "time sensitive" nature by the respective Board Member:

Mrs. Lerner -- 1) Stated that STAND, in the past, had said that the district needed more understandable brochures to explain the ESE processes. Mrs. Lerner stated that she is happy to report that she understands there are now clearly written brochures and an ample supply for distribution. 2) Stated that on October 13, the Board received an e-mail from Dr. Wilcox regarding an announcement that had to be made at Stavros Center and made that morning regarding funds made available from an anonymous doner. Mrs. Lerner thanked Mayor Baker and Dr. Wilcox but expressed her concern that this particular plan for distribution of the funds is more about employee compensation. Mrs. Lerner stated that she believes this is Board business and that the Board should have been included in the discussion. Ms. Clark expressed her concern that this manner of distribution is divisive. Mrs. Brown expressed her appreciation to Mayor Baker and stated that, through her involvement with CUBE, she has found that this method of awarding school leaders and teachers is not uncommon and provides an incentive for stability. Mrs. Cook stated that she could talk either way but questions whether the Board has any option at this point since it is already out.

Mr. Robinson stated that this is a pay-for-performance privately funded and suggested that this topic might "marry" well with the issue to be discussed by the Board, the STAR plan.

2. Items Introduced by Superintendent

Minutes

Dr. Wilcox's report included the following:

- 1) Reported that the new edition of the Midtown Magazine is out and encouraged the Board Members to get a copy and to visit the exhibit by these students.
- 2) Stated that the dedication of the new Gibbs High School facility took place this past Sunday (October 22). Dr. Wilcox stated that the community and the students are proud of their new buildings.
- 3) Reported that the Lakewood High School Debate Team has been selected to be featured in a documentary, "The People Speak" to take place on November 15 at Stetson Law School. Dr. Wilcox stated that he is proud of these students.
- 4) Stated that he had received an e-mail informing him that Tarpon Springs Fundamental Elementary School had been named a 2006 NCLB Blue Ribbon School by the US Department of Education on September 26, 2006. Dr. Wilcox informed the Board that Tarpon Springs Fundamental was one of seven recipients in the state of Florida.
- 5) Stated that they were all privileged to attend the Goodwill Industry of the Suncoast event at which Monique Knowles was chosen for special recognition and that the district was chosen as the Goodwill-Suncoast's 2006-07 Employer of the Year in recognition of our training programs that allow employees to advance and competitive salary/benefit packages.

3. Items Introduced by Attorney

Minutes

Mr. Robinson stated that he had no report.

4. Board Reports

Minutes

Mrs. Brown -- 1) Expressed her appreciation to Doc Allen for his hard work during his leadership at Gibbs High School. 2) Thanked the Education Foundation for the wonderful event, Doorways Summit, and thanked the parents who attended this event. Mrs. Brown urged employees to seriously consider giving of their time to be a mentor and to call Doretha Jackson in Community Involvement to offer their participation.

Mrs. Lerner -- 1) Stated that Board Members and others recently visited Okaloosa County to view their career model vocational programs. Mrs. Lerner stated that this is a great example of how we partner with businesses and thanked Bob McIntyre, Dr. Wilcox, Mr. Leanes, and David Barnes for their leadership in this. Mrs. Lerner stated that she is looking forward to further discussions.

Ms. Clark -- Stated that the Board is still not receiving the summary memorandums following each Board meeting. Dr. Janssen will provide this information.

Mrs. Cook -- Stated that she, too, is excited regarding the programs that were seen during their trip to Okaloosa County. 2) Stated that Mrs. Bostock has discontinued her audio involvement in this meeting following the business portion; but, had asked that Mrs. Cook express her appreciation to Shawn Briggs, Bill Folwell, and Mrs. Beaty for arranging for her audio interaction in this meeting. 3) Thanked the Board Members and others for their patience with her during this meeting.

5. School Board Meeting Evaluation

Minutes

N/A

L. Adjournment

There being no further business to be brought before the Board, this meeting adjourned at 9:15 p.m.

1. The above listed recommendations to the School Board of Pinellas County are submitted for consideration and approval at the meeting of October 24, 2006.

Superintendent

Minutes

Board Chairman

Superintendent