

ROCHESTER BOARD OF EDUCATION

Business Meeting

Minutes

August 27, 2009

Attendance: President Evans, Vice President White, Commissioners Brennan, Campos, Elliott, Powell; Superintendent Brizard; Student Representative Sarah DeLaus; and Board Clerk Shanai Lee.

President Evans convened the meeting at 6:31 p.m.

Commissioner Powell arrived at 6:32 p.m.

Commissioner Brennan arrived at 6:34 p.m.

- I. Student Representative Sarah DeLaus led the Act of Reverence and the Pledge of Allegiance to the flag.
- II. **Motion to accept minutes** of the July 14th Special Meeting, July 22nd Special Meeting, July 23rd Business Meeting, July 28th Special Meeting, July 30th Quest Academy Charter School Hearing, August 4th Special Meeting, and August 11th Special Meeting was made by Commissioner Powell. Seconded by Vice President White. Adopted 6-0 with Commissioner Williams absent.
- III. **Student Recognition:** None.
- IV. **Speakers Addressing an Agenda Item and Speakers on other than Agenda Items:** Parent Cheryl Marshall spoke about the reduction in force and its impact on the District's music and arts curriculum. Community member Vicki Gouveia spoke about the reduction in force and its impact on school principals. Staff member Lori Thomas spoke about the District's evaluation and disciplinary practices. Community member Delmonize Smith spoke about the need for increased minority and women-owned business participation in the District's procurement efforts. Community member Charlie Richardson spoke about the need for increased parent involvement. Staff member Joyce Dunn spoke on behalf of the ASAR Executive Council and asked that the Board and District address the current in-school suspension policy.
- V. **Superintendent's Report:** Mr. Brizard began by announcing the opening of schools and thanked the staff for their hard work and dedication to a successful opening. Mr. Brizard presented information on the School Food Service program, the Dream Schools Program, the Young Adult Evening High Program, and the I'M READY program. Mr. Brizard thanked Dr. Michele Hancock for her efforts in the Dream Schools Program and said that the program is designed to reduce the opportunity gap and transform low-performing schools to sustain significant school change. Mr. Brizard said the Young Adult Evening High School (YAEHS) is designed specifically to meet the needs of high school students who may be in danger of dropping out and noted the program has been successful and the District is attempting to increase participation. Mr. Brizard said the I'M READY program is for students who have been placed on long-term suspension and discussed the goals of the program. Mr. Brizard announced recent improvements in the School Food Services program including menu improvements, site reviews, and completed staff reviews.

Commissioner Elliott asked why the Chief of Human Capital Initiatives leads the Dream Schools Program. Dr. Hancock noted that the Dream Schools Program was her responsibility as the Chief of

Professional Development and Diversity and the recent organizational changes transferred professional development and related initiatives to the Department of Human Capital Initiatives. Mr. Brizard said that although Dr. Hancock is the lead person, there are several staff members closely working with this initiative.

Vice President White said the I'M READY and YAEHS programs have been valuable to the District in that these programs have a direct impact on the success of our students as evidenced in this year's August graduation celebration.

Commissioner Campos asked about the approaches of the I'M READY and YAEHS programs and the projected enrollment figures for these programs for coming academic years. Mr. Brizard noted the District has realized student success with the YAEHS program and is working to increase enrollment and because the I'M READY program has experienced some capacity issues, the District is working to create a two-tier program to better address student needs.

VI. Board Reports:

Finance Committee

Chair Willa Powell: The Finance Committee met on Thursday, August 20th to review the 2008-09 Student Activity Fund Report and Resolution No. 2009-10: 154 through 169. The Committee suggested amendment of Resolution No. 2009-10: 162 (Aluminum Athletic Equipment Co.), Resolution No. 2009-10: 166 (The Stephan Acquisition, LLC), and Resolution No. 2009-10: 158 (Schuler-Haas Electric Corp.). The Finance Committee decided to advance without recommendation the following reviewed resolutions: Resolution No. 2009-10: 163, Resolution No. 2009-10: 168, Resolution No. 2009-10: 169, and Resolution No. 2009-10: 160. The next Finance Committee meeting will be held on September 17, 2009 at 5:30 p.m.

Excellence in Student Achievement Committee

Chair Van Henri White: The Excellence in Student Achievement Committee did not meet in August 2009; the next meeting has been scheduled for September 10, 2009 at 5:30 p.m. At that meeting, the Committee will discuss the Response to Intervention program. The Committee will also begin to discuss student-teacher ratios in high schools.

Community and Intergovernmental Relations Committee

Chair Melisza Compos: The Community and Intergovernmental Relations Committee did not meet in August 2009; the next meeting has not yet been scheduled. The Committee will host a Reach Out event on September 29, 2009 at East High School to address the concerns of students, parents, and members of our community.

Policy Committee

Chair Cynthia Elliott: The Policy Committee did not meet in August 2009; the next meeting has not yet been scheduled.

Board Governance Committee

Chair Thomas Brennan: The Board Governance Committee met as a Committee of the Whole to discuss the employment of specific individual on August 11, 2009. The next meeting has not yet been scheduled.

President's Report

President Evans announced that he and Vice President White attended an appreciation luncheon for the budget department and thanked the staff for the hard work in delivering the 2009-10 budget. President Evans also noted that he attended the August graduation ceremony and congratulated the students for their success. He announced that the District has launched a new website, and the Order of Business and the Index of Resolutions for monthly Business Meetings will be posted on the District's website on the Board's page.

VII. Resolutions

2009-10: 93-153: Motion to adopt was made by Vice President White. Seconded by Commissioner Powell.

Motion to separate Resolution No. 2009-10: 114 into 114, 114a, and 114b was made by Commissioner Elliott and seconded by Commissioner Brennan. Adopted 6-0 with Commissioner Williams absent.

Motion to separate Resolution No. 2009-10: 153 into 153, 153a, and 153b was made by Commissioner Elliott and seconded by Commissioner Brennan. Adopted 6-0 with Commissioner Williams absent.

The following resolutions were adopted 5-1 with Commissioner Elliott dissenting and Commissioner Williams absent:

Resolution No. 2009-10: 93 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 95 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 96 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 100 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 101 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 103 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 105 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 114b adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 118 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 131 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 132 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 133 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 134 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 135 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

Resolution No. 2009-10: 136 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 137 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 138 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 139 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 140 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 141 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 142 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 143 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 144 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 145 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 146 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 147 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 148 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 149 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 151 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 153 adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.
Resolution No. 2009-10: 153b adopted 5-1 Commissioner Elliott dissenting and Commissioner Williams absent.

The following resolutions were adopted 6-0 with Commissioner Williams absent:

Resolution No. 2009-10: 94 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 97 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 98 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 99 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 102 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 104 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 106 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 107 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 109 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 110 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 111 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 112 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 113 adopted 6-0 Commissioner Williams absent.

Resolution No. 2009-10: 114 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 115 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 116 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 117 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 119 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 120 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 121 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 122 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 123 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 124 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 125 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 126 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 127 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 128 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 129 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 130 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 150 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 152 adopted 6-0 Commissioner Williams absent.
Resolution No. 2009-10: 153a adopted 6-0 Commissioner Williams absent.

Resolution No. 2009-10: 108 adopted 5-0 with President Evans abstaining due to familial relationship and Commissioner Williams absent.

Resolution No. 2009-10: 114a rejected 3-3 with President Evans, Commissioner Brennan, and Commissioner Elliott dissenting and Commissioner Williams absent.

Vice President White left at 8:24 p.m.

2009-10: 154-161: Motion to adopt was made by Vice President White. Seconded by Commissioner Powell. Adopted 6-0 with Commissioner Williams absent; except Resolution No. 2009-10: 160 which was adopted 5-0 with Commissioner Elliott abstaining due to professional relationship and Commissioner Williams absent.

2009-10: 162: Motion to substitute Resolution No. 2009-10: 162 with Resolution No. 2009-10: 162a made by Commissioner Elliott. Seconded by Commissioner Campos. Adopted 5-0 with Commissioner White and Commissioner Williams absent.

2009-10: 162a-167: Motion to adopt was made by Commissioner Elliott. Seconded by Commissioner Campos. Adopted 5-0 with Vice President White and Commissioner Williams absent; except Resolution No. 2009-10: 160 which was adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

2009-10: 168-169: Motion to adopt was made by Commissioner Elliott. Seconded by Commissioner Campos. Adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

2009-10: 170-192: Motion to adopt was made by Commissioner Elliott. Seconded by Commissioner Powell. Adopted 5-0 with Vice President White and Commissioner Williams absent; except for Resolution Nos. 2009-10: 172, 175, 176, 178, 181, 184, 186, 187, and 191.

Resolution No. 2009-10: 172 adopted 4-1 with Commissioner Elliott dissenting, and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 175 rejected 2-2 with President Evans abstaining due to familial relationship and Commissioner Elliott and Commissioner Powell dissenting, and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 176 adopted 4-0 with President Evans abstaining due to familial relationship and Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 178 adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 181 adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 184 adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 186 adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 187 rejected 2-2 with President Evans abstaining due to professional relationship and Commissioner Elliott and Commissioner Powell dissenting, and Vice President White and Commissioner Williams absent.

Resolution No. 2009-10: 191 adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

2009-10: 193: Motion to adopt was made by Commissioner Brennan. Seconded by Commissioner Powell. Adopted 5-0 with Vice President White and Commissioner Williams absent.

2009-10: 194-195: Motion to adopt was made by Commissioner Powell. Seconded by Commissioner Campos. Adopted 5-0 with Vice President White and Commissioner Williams absent.

2009-10: 196: Motion to adopt was made by Commissioner Powell. Seconded by Commissioner Campos. Adopted 5-0 with Vice President White and Commissioner Williams absent.

2009-10: 197-198: Motion to adopt was made by Commissioner Powell. Seconded by Commissioner Campos. Adopted 4-1 with Commissioner Elliott dissenting and Vice President White and Commissioner Williams absent.

President Evans requested a motion to extend the meeting past 8:30 p.m.

Motion to extend the meeting past 8:30 p.m. was made by Commissioner Elliott. Seconded by Commissioner Campos. Adopted 5-0 with Vice President White and Commissioner Williams absent.

VIII. **Unfinished Business:** None.

IX. **New Business:** Commissioner Elliott made a motion for the Rochester Board of Education to hire a full-time nutritionist to oversee the preparation of food, the quality of food, the quality of the facilities where the food is prepared, and to oversee the development of the school menus.

Commissioner Powell made a point of order stating that the Board must receive written notice of a motion forty-eight hours before consideration and asked that the Board not consider the motion until such notice is provided.

President Evans agreed with Commissioner Powell and stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting.

Commissioner Elliott agreed to provide the appropriate written notice to allow the motion to be considered at a later date.

Commissioner Elliott made a motion that no students, staff, or supplies be housed at the property known at 690 St. Paul Street. Commissioner Elliott requested that the Board enter into a lawsuit against Dante Gullace and Genesee Valley Real Estate Company to break the lease with Genesee Valley Real Estate Company and the Rochester Board of Education as a result of the misrepresentation of this facility as a usable facility for students and teachers of the Rochester City School District.

President Evans stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting and asked that the Board not consider the motion until such notice is provided. President Evans reminded Commissioner Elliott that the any discussion relating to current, pending, or proposed lawsuits must take place in executive session.

Commissioner Elliott agreed to provide the appropriate written notice to allow the motion to be considered at a later date.

Commissioner Elliott made a motion that the Rochester Board of Education amend Policy No. 8400.23 to revoke the language, for purposes of qualifying for transportation, the minimum distance between a student's primary residence and his or her school shall be one and one-half miles as a matter of policy for students in grades kindergarten through eight.

Commissioner Powell made a point of order stating that the Board must receive written notice of a motion forty-eight hours before consideration and asked that the Board not consider the motion until such notice is provided.

President Evans agreed with Commissioner Powell and stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting.

Commissioner Elliott agreed to provide the appropriate written notice of the motion to allow the motion to be considered at a later date.

Commissioner Elliott made a motion to amend Policy No. 3131 to read as follows: the salary of the Superintendent of Schools, additional benefits, vacation entitlement, leave and other terms and conditions of employment shall be set forth and be made part of the contract between the Superintendent and the Board. Upon execution of this contract, salary increases, benefits, vacation entitlement, leave and other terms and conditions of employment shall not be granted without the approval of the President of the Board of Education and consent of the majority of the Board.

Commissioner Powell made a point of order stating that the Board must receive written notice of a motion forty-eight hours before consideration and asked that the Board not consider the motion until such notice is provided.

President Evans agreed with Commissioner Powell and stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting.

Commissioner Elliott agreed to provide the appropriate written notice of the motion to allow the motion to be considered at a later date.

Commissioner Elliott made a motion to have Jean-Claude Brizard removed as the Superintendent of the Rochester City School District due to a breach of contract between Jean-Claude and the Board of Education and unsatisfactory leadership.

President Evans stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting and asked that the Board not consider the motion until such notice is provided. President Evans reminded Commissioner Elliott that any discussion relating to employment or discipline of an employee must take place in executive session.

Commissioner Elliott made a motion to have President Evans removed as the President of the Rochester Board of Education due to his complacency in the breach of contract between Jean-Claude and the Board of Education and unsatisfactory leadership.

President Evans stated that the motion is out of order because written information supporting the motion was not provided to the full Board forty-eight hours in advance of the meeting and asked that the Board not consider the motion until such notice is provided.

President Evans announced that the next meeting of the Board is the September Business Meeting scheduled for September 24, 2009 at 6:30 p.m.

- X. Motion to adjourn to Executive Session to discuss specific personnel item was made by Commissioner Elliott. Seconded by Commissioner Powell. Adopted 5-0 with Vice President White and Commissioner Williams absent at 9:00 p.m.

President Evans re-convened the meeting in open session at 10:38 p.m.

Motion to adjourn made by Commissioner Campos. Seconded by Vice President White. Adopted 6-0 at 10:41 p.m. with Commissioner Williams absent.