

TRANSCRIPT OF PROCEEDINGS

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OAK RIDGE SCHOOLS - OAK RIDGE BOARD OF EDUCATION

REGULAR MEETING

SCHOOL ADMINISTRATION BUILDING BOARD ROOM

MONDAY - JUNE 25, 2012

7:00 p.m.

BOARD MEMBERS

MR. W. KEYS FILLAUER, CHAIRMAN

MS. ANGI AGLE

MR. DAN DIGREGORIO

MR. ROBERT EBY

MS. JENNIFER RICHTER

ALSO PRESENT:

DR. THOMAS BAILEY, SUPERINTENDENT (ABSENT)

DR. MARIAN PHILLIPS, ASSISTANT SUPERINTENDENT

MS. KAREN GAGLIANO, DIRECTOR OF BUSINESS & SUPPORT

SERVICES

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JOAN S. ROBERTS - COURT REPORTER

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1 CHAIRMAN FILLAUER: I'd like to  
2 call to order the regular June meeting of the Oak  
3 Ridge Board of Education. The first item on the  
4 Agenda is the Committee of the Whole and I would  
5 like to ask everyone to stand and please join me in  
6 honoring America as we pledge allegiance to the  
7 flag.

8 (Whereupon, the pledge was recited)

9 CHAIRMAN FILLAUER: Thank you, you  
10 may be seated. Next item under the Committee of the  
11 Whole is the Public Forum. Public Forum is for  
12 anyone in the audience who would like to address the  
13 Board on a topic that is not on the Board agenda.  
14 The Board does not take action at this time but may  
15 have some questions and then may direct the  
16 superintendent to provide additional information or  
17 direct you to the appropriate staff member. If you  
18 choose to speak, please, sign your name and address  
19 at the podium and then state your name and address.  
20 You will have three minutes to speak. Is there  
21 anyone who wishes to address the Board at this time?  
22 Seeing no one, I will adjourn the Committee of the  
23 Whole and call to order the regular scheduled  
24 meeting. First item on that agenda is the approval

1 of the agenda. I need to make a change, two  
2 changes, under Business and Support Services, Item  
3 A, where it says Approval of FY '12 Budget  
4 Amendment; that should read, there's a typo there,  
5 that should read Approval of FY '13 Budget  
6 Amendment. And then down at the bottom under Items  
7 for Information, in talking with Mr. DiGregorio,  
8 since he was involved in the last reporting of this,  
9 since Dr. Bailey is not here, he and I both agreed  
10 that it's best to remove Item E, Board and  
11 Superintendent Evaluations, until Dr. Bailey does  
12 return, which, hopefully, will be soon. He is  
13 recovering from surgery and is doing quite well and  
14 indicates that he might stick his head in the door.  
15 I'm just warning the staff here that he might stick  
16 his head in the door later on toward the end of this  
17 week if the doctor says okay. So we hope so. So we  
18 will remove that from the agenda. Any other? Then  
19 do I hear a motion to approve the agenda as amended?

20 MR. DIGREGORIO: Move for  
21 approval.

22 MS. RICHTER: Second.

23 CHAIRMAN FILLAUER: All those in  
24 favor signify by saying aye.

1 (Whereupon, all members voted aye)

2 CHAIRMAN FILLAUER: Opposed?  
3 Motion carries. Next is Special Report and there is  
4 a lot going on in our schools. The preschool is  
5 getting ready to start on their schedule, along with  
6 Willow Brook. And as part of our Good News and  
7 recognition that we are going to do tonight, the  
8 first thing I would like to do is welcome our new  
9 principal at Willow Brook, who is here. Ms. Lisa  
10 Light. If you would please stand. And give her a  
11 hand. Welcome to the Oak Ridge Schools. We are  
12 glad to have you and you will be starting school in  
13 about how many days?

14 MS. LIGHT: Fourteenth of July.

15 CHAIRMAN FILLAUER: So right  
16 around the corner. Welcome to Oak Ridge. We do  
17 have some good news from Robertsville. Ms. Agle.

18 MS. AGLE: The Oak Ridge Education  
19 Foundation awarded Robertsville Middle School two  
20 grants. Kathy Ginell and Melissa Jeter received  
21 \$987.13 for promethean equipment for 7th grade  
22 science. Kathy Douglas and Carolyn Stevens received  
23 \$4,720 to purchase additional computers for use in  
24 their language arts classes. Two Robertsville

1 students placed in the top ten in the State math  
2 competition in Harriman on April 17th. Curtis  
3 Robertson placed seventh on the Algebra I test and  
4 Steven Sing placed fourth on the Geometry test. And  
5 that's our good news.

6 CHAIRMAN FILLAUER: To continue  
7 with the good news, I'd like to recognize  
8 vice-principal at Oak Ridge High School, Mr. David  
9 Bryant.

10 MR. BRYANT: Good evening, Phyllis  
11 Hillis has been a teacher in Oak Ridge Schools for  
12 32 years and an AP consultant for 22 of those years.  
13 Ms. Hillis has trained hundreds of teachers in the  
14 art and science of teaching calculus and she  
15 currently teaches calculus A B and pre-calc  
16 analysis. Her pass rate is nearly 100 percent with  
17 over 90 percent AP test participation rate. Her  
18 student AP scores are some of the highest in the  
19 nation with only magnet schools coming close. The  
20 college tuition that Ms. Hillis has saved our  
21 community by providing us with the opportunity to  
22 teach such high level classes could be measured not  
23 in the thousands but actually in millions of  
24 dollars. Feedback from students is she is tough,

1 she has high standards and she cares about her  
2 students. And I can vouch for her, having known her  
3 for more than 26 years, that she does genuinely and  
4 greatly care for her students. I'm so proud of  
5 Phyllis for she is being awarded the Presidential  
6 Award for Excellence in teaching of mathematics and  
7 science. And she leaves tomorrow morning to go to  
8 DC to meet the president.

9 MS. HILLIS: I just want to say a  
10 few words. I'd really like to thank the Oak Ridge  
11 Schools. Without your support, an award of this  
12 type would not even be possible. My students'  
13 parents, it has been a joy to work with your  
14 children all of these years. As Mr. Bryant said, my  
15 husband and I leave tomorrow. I'll have the  
16 opportunity to speak with policy makers in the Obama  
17 administration. Legislators. And I'm really  
18 looking forward to that and I'll do my best to  
19 represent you well. If all goes well, there is a  
20 White House tour on Friday and a possible meeting  
21 with President Obama, so I'm excited about that too.  
22 Thank you.

23 CHAIRMAN FILLAUER: Before you go  
24 away, correct me if I'm wrong. I think this is an

1 important fact to go along with this award. Am I  
2 correct there were 96 teachers across the nation  
3 that received this award in either math or science,  
4 there was one math teacher from Tennessee and one  
5 science teacher from Tennessee and you are that one  
6 math teacher, correct?

7 MS. HILLIS: Yes, thank you.

8 CHAIRMAN FILLAUER: I think that  
9 is just fantastic. Congratulations.

10 MS. HILLIS: Thank you.

11 CHAIRMAN FILLAUER: More good news  
12 affecting the Oak Ridge Schools. Dr. Phillips, I  
13 will turn it over to you.

14 DR. PHILLIPS: We have the honor  
15 of receiving some awards from the USDA based on our  
16 nutrition program. And I would like to turn the  
17 program over first to John Ragan, Representative  
18 John Ragan. And then he will turn it over to our  
19 USDA representative for a continuation.

20 REPRESENTATIVE RAGAN: Good  
21 evening, ladies and gentlemen. First off, let me  
22 say it is a genuine pleasure for me to be here. I  
23 am deeply honored to represent this district in the  
24 State legislature and very humbled by it. But let

1 me say I have enjoyed the perks of my office of  
2 which this is one of the most enjoyable. The  
3 opportunities to present recognitions on behalf of  
4 the State for demonstrated excellence is one of  
5 those things that truly makes me proud to be able to  
6 represent you. At this time would you call the  
7 appropriate people forward?

8 CHAIRMAN FILLAUER: I think I'm  
9 going to read the Proclamation first. This is State  
10 of Tennessee House of Representatives Proclamation.  
11 Whereas, it is fitting that this General Assembly  
12 should recognize those young citizens and their role  
13 models who have evidenced an ongoing commitment to  
14 healthier lifestyles and; whereas, each individual  
15 school within the Oak Ridge School System has  
16 received important recognition while working to  
17 support and improve the health of our children in  
18 our community individually. Each school in the Oak  
19 Ridge System applied and received a national  
20 certification as a result of their participation in  
21 the Healthier U.S. School Challenge. And; whereas,  
22 the Healthier U.S. School Challenge is a voluntary  
23 national certification initiative for schools  
24 participating in the National School Lunch Program.

1 HUSSC supports First Lady Michelle Obama's "Let's  
2 Move" Campaign by recognizing schools that are  
3 creating healthier school environments through their  
4 promotion of good nutrition and physical activity.  
5 And; whereas, sponsored by the USDA Food and  
6 Nutrition Service, the initiative encourages all  
7 schools to take a leadership role in helping  
8 students to make healthier eating and physical  
9 activity choices that will last a lifetime. And;  
10 whereas, schools receiving a HUSSC award meets  
11 specific criteria throughout their four-year  
12 certification period. All schools receiving such  
13 certification were required to, one; improve the  
14 quality of the food served. Two; provide students  
15 with nutrition education. Three; provide students  
16 with physical education and opportunities for  
17 physical activity. And; whereas, ultimately the  
18 HUSSC Award received by each school in Oak Ridge  
19 School System will include a \$500 donation, an award  
20 plaque signed by a USDA official, a banner to  
21 display in the school and the school's name listed  
22 on the team nutrition website. And; whereas,  
23 although each school of the Oak Ridge School System  
24 has acted and achieved this award individually and

1 independently, this General Assembly wishes to not  
 2 only acknowledge the hard work of the schools  
 3 individually but also recognize the Oak Ridge School  
 4 Board and System as a whole for the high level of  
 5 expectation, hard work and execution, which assisted  
 6 these schools in gaining this prestigious honor.  
 7 Therefore, I, Beth Harwell, Speaker of the House of  
 8 Representatives of the 107th General Assembly the  
 9 State of Tennessee, at the request of and in  
 10 conjunction with Representative John Ragan,  
 11 Representative Kelly Keisling, Representative Julia  
 12 Hurley, Senator Randy McNally and Senator Ken Yeager  
 13 do hereby proclaim that we honor the schools, school  
 14 board, administration, faculty, staff and students  
 15 of the Oak Ridge School System on receiving national  
 16 certification from the Healthier U.S. School  
 17 Challenge commend their dedication to wellness, good  
 18 nutrition, physical activity and healthy living and  
 19 wish them all the best in their future endeavors.  
 20 Proclaimed in Nashville, Tennessee on the 15th day  
 21 of June, 2012. Signed Speaker of the House of  
 22 Representatives Beth Harwell, John Ragan,  
 23 Representative of 33rd House District. Julia  
 24 Hurley, Representative 32nd House District. Ken

1 Yeager, Senator 12th Senate District. Randy  
 2 McNally, Senator 5th Senate District. And Kelly  
 3 Keisling, Representative 38th House District.  
 4 (Whereupon, awards were presented with no  
 5 microphone amplification)  
 6 MR. HORTON: My name is Steven  
 7 Horton with the USDA in the southeast region and  
 8 Atlanta and it's an absolute honor to be here  
 9 tonight. Dr. Phillips, Representative Ragan, Mr.  
 10 Fillauer, Board members, parents, staff and  
 11 students; I can't tell you how proud we are that all  
 12 seven eligible Oak Ridge Schools met the Healthier  
 13 U.S. School Challenge. You have heard Mr. Fillauer  
 14 in reading the proclamation a little bit about what  
 15 goes into meeting the Healthier U.S. School  
 16 Challenge so I'm not going to focus too much on the  
 17 qualifications. What I want to focus on is how  
 18 exclusive this award is and how special it is to be  
 19 part of this group of schools. We started the  
 20 Healthier U.S. School Challenge in 2004 to recognize  
 21 schools, as Mr. Fillauer mentioned, that go above  
 22 the standards of the National School Lunch Program  
 23 by serving healthier meals, by providing more  
 24 nutrition education for students and providing more

1 physical activity than is required for your  
 2 students. In February, 2010 First Lady Michelle  
 3 Obama started her Let's Move Campaign and she  
 4 incorporated the Healthier U.S. School Challenge as  
 5 part of her goal to fight childhood obesity. We  
 6 currently spend in this country about \$150 billion a  
 7 year on obesity-related diseases. And it's the goal  
 8 of the First Lady's Let's Move Campaign and the  
 9 Healthier U.S. School Challenge to end childhood  
 10 obesity within a generation and put that money where  
 11 it's needed, back into our schools. Let me talk a  
 12 little bit again about how exclusive this award is.  
 13 There are about a hundred thousand schools in the  
 14 United States that participate in the National  
 15 School Lunch Program. And out of those hundred  
 16 thousand they serve 32 million students every single  
 17 day. Out of those hundred thousand schools, only  
 18 three thousand in the entire nation are qualified as  
 19 healthy U.S. schools. Now normally when we go to a  
 20 school and present this award to students, we ask  
 21 the students if they know what percentage that is.  
 22 If they know what percentage three thousand goes  
 23 into a hundred thousand. I'll give you a second to  
 24 think about it and see if you are smarter than a

1 fifth grader, and I'm sure you will come up with  
 2 just three percent. Three percent of all the  
 3 schools in the country are qualified as healthy U.S.  
 4 schools, which is a very small group. What is  
 5 equally remarkable is that Tennessee now has 75  
 6 schools certified. There are only six states in the  
 7 entire nation that have more schools certified than  
 8 Tennessee. And Tennessee has more schools certified  
 9 than some very large states like Florida and New  
 10 York. And I should mention that some of the states  
 11 that are larger and have more schools certified  
 12 like, say, California or Texas, if you have a school  
 13 district like Los Angeles or Dallas, it's fairly  
 14 easy to submit one menu for the Los Angeles Schools  
 15 and get 500 schools certified. It's a lot harder to  
 16 have smaller school districts like Oak Ridge  
 17 certified throughout the state. And, in fact, there  
 18 are only two states in the entire nation with more  
 19 school districts certified than Tennessee. So it's  
 20 something you can be very proud of. And I want to  
 21 quickly recognize Lamar Smith from the Tennessee  
 22 Department of Education for all that you do. Thank  
 23 you, Lamar, for all that you do to promote the  
 24 Healthy U.S. School Challenge and also for Oak Ridge

1 Schools. Whenever you win an award like this, as  
 2 you mentioned, it's never one person, there's always  
 3 a team that's involved in this but I want to just  
 4 recognize a few people really quickly. I, of  
 5 course, want to recognize your food service  
 6 director, Gary Gluck, for all that he does. Thank  
 7 you, Gary, for all your work, we really appreciate  
 8 it. Of course, your coordinated school health  
 9 coordinator, Blair King. Blair, thank you very  
 10 much, we appreciate everything that you have done.  
 11 I want to especially recognize the Board. We  
 12 realize that without your support and your  
 13 encouragement, this just does not happen. So thank  
 14 you for all that you do to promote good nutrition in  
 15 the schools and all that you've done for Oak Ridge.  
 16 Thank you very much. Now there is a special group  
 17 of ladies and, in some cases, gentlemen that I left  
 18 until the last. These people generally work behind  
 19 the scenes. Don't always get the recognition they  
 20 deserve. They make sure the students get nutritious  
 21 meals everyday. They make sure they get enough to  
 22 eat and they make sure they get service with a smile  
 23 everyday. And we always tell the students that make  
 24 sure every single day to say thank you to these

1 ladies and gentlemen. And that's, of course, your  
 2 food service staff. Could we have all the ladies on  
 3 the food service staff please stand and be  
 4 recognized for all that you do. Thank you very,  
 5 very much. You may have heard that USDA recently  
 6 introduced some new meal standards and these ladies  
 7 are very familiar with what's going to be happening  
 8 next year. There's going to be new requirements for  
 9 the first time in 15 years for school meals. And  
 10 it's not a coincidence that the new meal pattern for  
 11 the schools are very closely related to the  
 12 standards of the Health U.S. School Challenge. So  
 13 by meeting the Health U.S. School Challenge, Oak  
 14 Ridge and Tennessee are taking a real leadership  
 15 role in being ahead of the rest of the nation in  
 16 preparing our students for a healthy lifestyle by  
 17 doing things like serving more whole grains, serving  
 18 more fresh fruits and vegetables. Serving only low  
 19 fat and fat free milk. And doing lots of other  
 20 things like low sodium and low saturated fats and  
 21 all those things. So Oak Ridge is already ahead of  
 22 the curve in meeting the new nutrition standards.  
 23 What I'd like to do real quickly is again call up  
 24 the principals and food service managers that are

1 here from each school for recognition and a picture.  
 2 I have here a plaque, which each of the schools will  
 3 receive. You will notice I only have one plaque and  
 4 I have to apologize for that. The Secretary of  
 5 Agriculture does sign each of these individually and  
 6 we have so many at the end of the school year he has  
 7 not signed Oak Ridge's yet but I promise that we  
 8 will get them to you before the school year. Ms.  
 9 Hillis, maybe you can mention it to the president  
 10 when you see him. Oak Ridge needs to have their  
 11 plaques signed and get them here as soon as  
 12 possible. Thank you. But we do have banners to  
 13 hang in each school. And, gentlemen, if you  
 14 wouldn't mind, maybe you could just show what the  
 15 banner looks like that will go in each cafeteria.  
 16 So if we could have the representatives from each  
 17 school that are here; I'll call out the principal  
 18 and the cafeteria manager and just come up real  
 19 quick for recognition. From Glenwood Elementary  
 20 Principal Pearl Goins and Cafeteria Manager Brenda  
 21 Dunn. Congratulations. From Linden Elementary  
 22 Principal Roger Ward and Cafeteria Manager Tina Van  
 23 Oostenbrugge. Are any representatives from Linden  
 24 here? From Willow Brook Principal Lisa Light and

1 Cafeteria Manager Melanie Highburg. From Woodland  
 2 Principal Nancy West and Cafeteria Manager Margaret  
 3 Hickey. From Jefferson Principal Bruce Lay and  
 4 Cafeteria Manager Brenda Mullins. From Robertsville  
 5 Principal Lori Campbell and Cafeteria Manager Connie  
 6 Hines. And from Oak Ridge High School Principal  
 7 David Bryant and Cafeteria Manager Rebecca Yeager.  
 8 And we believe, we will have to confirm, but we  
 9 believe talking to the State this is the very first  
 10 high school to receive certification in Tennessee.  
 11 So Congratulations. Again, thank you for the  
 12 opportunity to be here and congratulations. We are  
 13 very proud of all the work that you have done.  
 14 Thank you.

15 CHAIRMAN FILLAUER: Before you sit  
 16 down, let me say on behalf of the Board we  
 17 appreciate you being here tonight and recognizing  
 18 these people. And what you said at the beginning,  
 19 the thing that makes us the most proud is that all  
 20 of our schools are involved in this. And it does  
 21 start as a team effort with the leadership,  
 22 particularly from Blair and Gary. And from the  
 23 ladies that came up that are the cafeteria managers.  
 24 Without their dedication and service -- they don't

1 have an easy job, as you well know, because we've  
2 all been to school and we've all probably complained  
3 about the cafeteria food at some time or other. But  
4 we appreciate what Gary and Blair are doing. And  
5 what you are doing to help our kids be healthier.  
6 Because that is a critical part of education. I  
7 think we have all learned that a healthier child is  
8 an easier child to educate.

9 MR. HORTON: Absolutely.

10 CHAIRMAN FILLAUER: So we  
11 appreciate you being here and thank you very much.

12 MR. HORTON: Thank you, Mr.  
13 Fillauer, I appreciate it. Thank you.

14 CHAIRMAN FILLAUER: Anybody else  
15 have a comment?

16 MR. EBY: Isn't this the program  
17 that we all exercise for too?

18 CHAIRMAN FILLAUER: Yeah.

19 MR. EBY: You got the Board of  
20 Education exercising, that was worth something. We  
21 really appreciate all that is being done.

22 CHAIRMAN FILLAUER: Moving on.  
23 Next on the agenda is the Consent Agenda. Do I hear  
24 a motion?

1 MR. EBY: So move.

2 MS. RICHTER: Second.

3 CHAIRMAN FILLAUER: Any  
4 discussion? A motion has been made and seconded for  
5 approval. All those in favor of approving the  
6 Consent Agenda, signify by saying aye.

7 (Whereupon all members voted aye)

8 CHAIRMAN FILLAUER: Opposed?  
9 Motion carries. Next on the agenda under Items for  
10 Action. First Curriculum and Instruction. The  
11 first item is approval of recommendation for  
12 position reclassification. Dr. Phillips.

13 DR. PHILLIPS: The superintendent  
14 recommends that a Woodland .1 TA position be  
15 reclassified as a .1 paraprofessional.

16 CHAIRMAN FILLAUER: You have heard  
17 the recommendation. Do I hear a motion?

18 MR. DIGREGORIO: Move for  
19 approval.

20 MS. RICHTER: Second.

21 CHAIRMAN FILLAUER: Discussion?  
22 Dr. Phillips.

23 DR. PHILLIPS: Based upon  
24 operational needs identified by Woodland staff, I am

1 recommending that a .1 TA position be reclassified  
2 as a .1 paraprofessional. This will restore  
3 Woodland's technology paraprofessional to a 1.0  
4 position, which is consistent with other elementary  
5 schools and allow staff to better meet student  
6 needs.

7 CHAIRMAN FILLAUER: Questions?  
8 Discussions? Comments?

9 MS. AGLE: Is there a cost  
10 associated with this change?

11 DR. PHILLIPS: In looking through  
12 that and calculating it over the last couple of  
13 days, no. It is a wash based on another change that  
14 occurred with a full time position going to two part  
15 time positions.

16 CHAIRMAN FILLAUER: Mr. Eby?

17 MR. EBY: So what happened to the  
18 .1 TA position that is being reduced?

19 DR. PHILLIPS: I'm going to let  
20 Ms. West speak to that.

21 MS. WEST: I had a TA that was a  
22 .6 position that resigned. And because of the  
23 budget, I had to cut .5, which left me with .1,  
24 which worked out nicely to be able to reclassify.

1 CHAIRMAN FILLAUER: While Ms. West  
2 is here, any other questions? Thank you. The  
3 motion is to approve the recommendation for position  
4 reclassification at Woodland Elementary School. All  
5 those in favor signify by saying aye.

6 (Whereupon, all members voted aye)

7 CHAIRMAN FILLAUER: Opposed?  
8 Motion carries. Next item on that agenda is the  
9 approval of a three-year contract for Interactive  
10 Learning System from Classworks. Dr. Phillips.

11 DR. PHILLIPS: The superintendent  
12 recommends approval of a three-year contract with  
13 Interactive Learning System from Classworks with a  
14 yearly renewal of \$34,823.

15 CHAIRMAN FILLAUER: You have heard  
16 the recommendation. Do I hear a motion?

17 MR. EBY: So move.

18 MS. RICHTER: Second.

19 CHAIRMAN FILLAUER: Dr. Phillips?

20 DR. PHILLIPS: One of the key  
21 features of the district's Race to the Top  
22 objectives is that of closing the achievement gap  
23 among our subgroups. Intervening early consistently  
24 and intensively is the hallmark strategy for

1 assisting students in mastering missing skills.  
 2 Classworks is a sole source provider of a program  
 3 that will provide a methodological approach for  
 4 customizing individual lessons and monitoring of  
 5 progress for each student based on their own  
 6 assessment results. Teachers are able to place  
 7 students in Classworks based on specific deficit  
 8 skills that are identified through benchmark  
 9 assessments and ongoing formative assessments.  
 10 Classwork units are aligned to the Tennessee State  
 11 Standards and common core standards and can be  
 12 utilized for whole group, small group and individual  
 13 work. One of the features that would prove  
 14 especially beneficial is that of targeting students  
 15 who are significantly below grade level for  
 16 intervention services. Initially Classworks will be  
 17 implemented at Willow Brook and Glenwood, the two  
 18 schools with the highest rate of poverty. The after  
 19 school programs will be especially involved in the  
 20 use of Classworks. Prescriptive lessons can be  
 21 programmed for each child to target weak and/or  
 22 missing skills.  
 23 CHAIRMAN FILLAUER: Comments? Ms.  
 24 Richter.

1 MS. RICHTER: Dr. Phillips, can  
 2 you give us some background on how this particular  
 3 program was selected and who was involved in the  
 4 selection?  
 5 DR. PHILLIPS: Yes, there are a  
 6 number of programs out on the market now. And this  
 7 particular one was first noticed, I believe, by Dr.  
 8 Bailey and the folks came and have presented to our  
 9 administrative council, the principals and, also, to  
 10 our curriculum team. And some of the features of  
 11 it; some of the other programs out there do not go  
 12 down to the kindergarten level, this will go all the  
 13 way down to kindergarten, which is one of the  
 14 benefits. And especially for the LEAPS program and  
 15 our 21st Century grant, we feel like it will add  
 16 additional strength in the time that those two  
 17 programs have with the children after school and  
 18 utilization of that time.  
 19 MS. RICHTER: I don't want to  
 20 dominate. Did somebody else have a question?  
 21 CHAIRMAN FILLAUER: Mr. Eby.  
 22 MR. EBY: Dr. Phillips, the  
 23 \$34,000 is an annual renewal cost, is that correct?  
 24 DR. PHILLIPS: That's correct.

1 MR. EBY: How are we going to  
 2 evaluate this system on whether we are getting the  
 3 value for the money or what is the evaluation  
 4 process?

5 DR. PHILLIPS: Well, at this point  
 6 we don't have it laid out in detail but we are going  
 7 to be working with Classworks in laying out a  
 8 system. They do this with other systems where they  
 9 are able to go in and help analyze the results. And  
 10 with the combination of the data that we have in the  
 11 D-2 System and our benchmarks we will be able to  
 12 coordinate those results with those to see what kind  
 13 of progress we are making with the kids.

14 MR. EBY: I would request that  
 15 after a year's use of this that the school system  
 16 come back to us and demonstrate or tell us their  
 17 evaluation and why they think that it's worth  
 18 \$34,000 or whatever.

19 DR. PHILLIPS: I'm with you on  
 20 that. That's a great suggestion. Thank you.

21 CHAIRMAN FILLAUER: Ms. Richter.  
 22 MS. RICHTER: Karen, can you give  
 23 us an idea of where the funds are going to come from  
 24 for that? Is this something that we already have

1 embedded?

2 DR. PHILLIPS: This particular  
 3 year it's coming out of this year's fund, the  
 4 curriculum and materials line, and I don't know the  
 5 number of that line right offhand. And the next  
 6 year it will come out of...we are going to work with  
 7 Glenwood and Willow Brook with their LEAPS and their  
 8 21st Century grant for the renewals of that. Like  
 9 you say, if we are pleased with those results moving  
 10 forward.

11 CHAIRMAN FILLAUER: The motion on  
 12 the floor is the approval of a three-year contract  
 13 for Interactive Learning Systems from Classworks.  
 14 All those in favor signify by saying aye.

15 *(Whereupon, all members voted aye)*

16 CHAIRMAN FILLAUER: Opposed?  
 17 Motion carries. Next item on the agenda is the  
 18 approval of teacher and principal evaluation  
 19 grievance policy. And this is a first reading. Dr.  
 20 Phillips.

21 DR. PHILLIPS: Under the Tennessee  
 22 Board of Education Teacher and Principal Evaluation  
 23 Policy Number 5.201 and Tennessee Code Annotated  
 24 49-1-302, a grievance policy must be developed by

1 local boards of education. The grievance policy  
2 requires a procedure to be in place to provide a  
3 means for evaluated teachers and principals to  
4 challenge only the accuracy of the data used in the  
5 evaluation and the adherence to the evaluation  
6 policies.

7 CHAIRMAN FILLAUER: Do I hear a  
8 motion for approval?

9 MS. RICHTER: Move for approval.

10 MS. AGLE: Second.

11 CHAIRMAN FILLAUER: Comments or  
12 discussion? Ms. Richter.

13 MS. RICHTER: I think it makes  
14 perfect sense to have an evaluation or to have a  
15 policy that covers this sort of thing. I want to  
16 make sure that we all understand. If I'm reading  
17 this correctly, this grievance policy is limited to  
18 challenges on the accuracy of the data using the  
19 evaluation and the adherence to the evaluation  
20 policies. And I asked Mr. Reddick just right before  
21 the meeting whether or not the teachers' groups were  
22 aware of this. It appears to be a model policy that  
23 we are following. I don't think we are breaking new  
24 ground.

1 MR. REDDICK: Well, there is a  
2 complicated answer. Commissioner of Education in  
3 April sent a memo to the State explaining that the  
4 original language of the evaluation grievance  
5 procedure was not clear in his mind. And Dr.  
6 Phillips and I and Mr. Haygood and Dr. Bailey have  
7 all reviewed it the past couple of weeks and we had  
8 many more questions than we had answers about vague  
9 language, about definitions, or lack thereof, in the  
10 original policy. And when Commissioner Huffman sent  
11 his memo around, it largely, from our perspective,  
12 went very unnoticed and unannounced. Very little  
13 discussion of any of this and we became aware of the  
14 timing of the first grievance window, let me just go  
15 into something, the first grievance window that is  
16 going to be allowable is July 1st to July 15th and  
17 that is coming up, and you can do the math, in just  
18 a few days. As far as we know, the vast majority of  
19 teaching staff in this system and possibly across  
20 the state are unaware that this window of July 1st  
21 through July 15th is coming up. So one of the  
22 questions that's being dealt with now is how to let  
23 people know about this while they are on summer  
24 vacation. Because, quite frankly, I think a number

1 of people, A; don't open their school e-mail during  
2 the summer. They are on summer vacation and if  
3 these things are coming down, even an e-mail saying,  
4 by the way, your scores, your evaluation scores, are  
5 now on the State website, there has been no -- when  
6 the school year ended, there was very little clarity  
7 on that. There was no discussion whatsoever about  
8 there being a timing window that was going to come  
9 up in the middle of the summer. Ok, let's fast  
10 forward to this past Friday. The State Board of  
11 Education, acting on Commissioner Huffman's  
12 recommendation to clarify and to make more specific  
13 the policy, voted to approve the procedure that's  
14 outlined in the draft policy that Dr. Phillips has  
15 presented tonight. The language in red is  
16 clarification from the earlier draft that she and  
17 Mr. Haygood and I reviewed together and brings some  
18 of the specificity of the new State policy that was  
19 lacking until this past Friday. I mean, literally  
20 they are deciding these things on the fly in the  
21 middle of the summer. I think that we feel like the  
22 language is more specific now. It gives us three  
23 different benchmark times when the data is released  
24 for the qualitative number. That is based on our

1 observations at school. Once that data goes on the  
2 State website we have fifteen days, that's when the  
3 clock starts to tick. When the growth data, the  
4 value-added data is posted on the State website, we  
5 have fifteen days to grieve. If there is a need to  
6 grieve a score. Or grieve the data or any  
7 procedural errors. The third piece is when the  
8 achievement data is posted. And right now, as far  
9 as I know, that's the one thing that has not been  
10 posted. I don't know if it has been in the past few  
11 days. But like when I went to check my own  
12 evaluations last week, the first two pieces were  
13 there but the third piece on the achievement data  
14 has not been posted. So that's going to be yet  
15 another window that comes up later on. But right  
16 now our immediate concern is to make sure that the  
17 policy is clear and I think it is clear now but our  
18 concern, from OREA's perspective, is how to let our  
19 staff know that this window exists and it's coming  
20 up possibly while they are at Myrtle Beach or  
21 somewhere. So it's, we had a training on Thursday,  
22 the State Board of Education met on Friday and here  
23 we are on Monday.

24 MS. RICHTER: That's amazing.



1 Thank you for that background.  
 2 CHAIRMAN FILLAUER: Don't go away.  
 3 Mr. Eby.  
 4 MR. EBY: Actually that was the  
 5 question I was going to ask him so I'm fine.  
 6 CHAIRMAN FILLAUER: In your  
 7 knowledge of this and based on the complications  
 8 that you see at this time we might anticipate that  
 9 in the coming months there might be additional  
 10 changes or concerns? Or not?  
 11 MR. REDDICK: Additional changes  
 12 to the policy itself?  
 13 CHAIRMAN FILLAUER: Yes.  
 14 MR. REDDICK: I couldn't predict  
 15 that with any degree of confidence or accuracy. I  
 16 feel like what they decided Friday was an  
 17 improvement in terms of clarity. But I think it's  
 18 going to be kind of confusing as it plays out  
 19 because, first of all, we are going to have three  
 20 different windows of time in which to grieve. And,  
 21 depending on when the scores arrive in the  
 22 mailboxes, and, for instance, the third piece, I'll  
 23 give you an example. The third piece is the  
 24 achievement piece and that's 15 percent of a

1 teacher's evaluation of their overall evaluation  
 2 score for a year. But depending on which type of  
 3 achievement data each individual teacher has  
 4 selected to be used for that 15, in this system and  
 5 across the state more than half of the teachers are  
 6 not covered under a TCAP score or an end of course  
 7 exam score. They don't have a meaningful apples to  
 8 apples way to measure achievement data in their own  
 9 field in their own particular discipline. So that  
 10 choice of what to choose for achievement data was  
 11 left up to individuals. And we talked as teaching  
 12 staffs and principals said we think this number  
 13 would probably be the one to go with. Well, some of  
 14 that achievement data is going to be being ruled out  
 15 between now and November. So literally what we  
 16 think is going to happen is that people may be  
 17 receiving their achievement data after the next  
 18 school year starts. So if there is a reason to  
 19 grieve some piece of it, they are going to be going  
 20 back to the previous school year. And it's just  
 21 hard to see how it's all going to play out in the  
 22 real world. Larger school systems are anticipating  
 23 possibly hundreds, possibly thousands of numbers  
 24 being challenged for whatever reason. And there's

1 all kinds of ways that numbers can be entered  
 2 incorrectly or inaccurately. And that's something  
 3 that they are not sure about. I may not be clearing  
 4 things up but it's just a reflection of the muddy  
 5 state of the policy. Dr. Phillips and I have talked  
 6 on the phone, we've exchanged e-mails, anything I'm  
 7 getting I'm sending on to her and to Dr. Bailey.  
 8 And we are trying to bring our own understanding to  
 9 it so that whatever it is that's being voted on as a  
 10 first draft is at least as clearly stated as it can  
 11 be, given what we know right now.  
 12 CHAIRMAN FILLAUER: That's very  
 13 helpful. Thank you.  
 14 MR. REDDICK: Does that sound like  
 15 what we've been going through?  
 16 DR. PHILLIPS: Yes, it's very much  
 17 been a process. And Dr. Bailey and I have talked  
 18 about, along with Steve and Mike, about how we can  
 19 communicate the information and as soon as tomorrow  
 20 we will start with some e-mails and maybe an alert  
 21 mail and a notice on our website so that we are  
 22 trying to reach these folks who are not getting  
 23 their e-mail.  
 24 CHAIRMAN FILLAUER: Any other

1 questions? Thank you, Steve. The motion on the  
 2 floor is the Approval of Teacher and Principal  
 3 Evaluation Grievance Policy. All those in favor  
 4 signify by saying aye.  
 5 *(Whereupon, all members voted aye)*  
 6 CHAIRMAN FILLAUER: Opposed?  
 7 Motion carries. Moving next to Business and Support  
 8 Services. The first item is the Approval of FY '13  
 9 Budget Amendment, FY '13-01, first reading. Dr.  
 10 Phillips.  
 11 DR. PHILLIPS: The superintendent  
 12 recommends the following changes to the Approved FY  
 13 13 Budget as outlined below.  
 14 CHAIRMAN FILLAUER: I'll get a  
 15 motion and then I'll come back. You've heard the  
 16 recommendation. Do I hear a motion?  
 17 MS. AGLE: Move for approval.  
 18 MR. DIGREGORIO: Second.  
 19 DR. PHILLIPS: In order to balance  
 20 the Board-approved budget to reflect the changes  
 21 made by the City during the second reading of the  
 22 City budget, \$283,881 has been reduced from the City  
 23 allocation to the schools and use of fund balance  
 24 has been increased by \$283,881. In the event that

1 the sales tax dispute between the City and Oak Ridge  
 2 Schools is resolved, the funds will return to fund  
 3 balance. Ms. Gagliano.  
 4 MS. GAGLIANO: I can address  
 5 specific questions on this. The write-up that I  
 6 provided is basically have received more information  
 7 since the budget was approved by you and then went  
 8 to the City Council. And, of course, the City  
 9 Council had their actions at second reading that  
 10 caused the school budget to become unbalanced. And  
 11 we had the option of asking for a continued  
 12 operation from the State using the FY 12 budget. Or  
 13 I felt that if we could balance the existing budget,  
 14 the FY 13 budget, then we would be able to move  
 15 forward with all of our other issues and plans in  
 16 the FY 13 budget. And the changes I've made have  
 17 utilized fund balance as a temporary measure to  
 18 balance the budget. In the event that things are  
 19 resolved to the Board's favor, the use of the fund  
 20 balance wouldn't be needed. So it would just stay  
 21 in fund balance. That was one issue with this  
 22 amendment. The other was we received another month  
 23 of local county tax collections. And the property  
 24 tax collections are just not materializing up to the

1 estimates that we had used in the budget and I'd  
 2 feel much more comfortable if we again used fund  
 3 balance as a backup to that which was originally  
 4 planned for under property tax. Again, in the event  
 5 that the property tax materializes, then fund  
 6 balance would not be utilized. And I don't know if  
 7 it's just the state of the economy that collections  
 8 are not happening because I can tell you that in my  
 9 15 years at Oak Ridge, historically there has been a  
 10 two percent increase from year to year in property  
 11 tax collections. It's just, for some reason, always  
 12 materialized to that point. And it's tracking right  
 13 now at actually a negative .37 percent so it's not  
 14 even at one percent. So if it wasn't that drastic,  
 15 I wouldn't recommend this but I really don't want to  
 16 have to stop operations in the middle of the year  
 17 because of that. And usually property tax is the  
 18 collections we can rely upon more heavily than sales  
 19 tax so when that gets interfered with it is a  
 20 concern. And again, the sales tax that we have  
 21 projected is also up for grabs as far as what  
 22 materializes. I was very conservative in that  
 23 estimate because of the situation. The third part  
 24 of this amendment has to do with we do our budget

1 early and I do contact our liability insurance  
 2 carrier, which would be Tennessee Risk Management  
 3 Trust, and they handle all of our liability  
 4 insurance, which would be general liability,  
 5 property, student accident insurance, auto, boiler.  
 6 And the big one is workers' comp. And they gave me  
 7 an estimate early on of somewhere between five to  
 8 eight percent as an increase. And in reality, we  
 9 recently received the actual premiums and the  
 10 increase was more like 17 percent. Well, that was  
 11 quite alarming to me. So I did contact them and we  
 12 had some discussions and I've included in your  
 13 packet their explanation for the reasoning behind  
 14 that large of an increase. And it does make sense,  
 15 if you look at the history of our time with  
 16 Tennessee Risk Management we are basically paying a  
 17 workers' comp premium equivalent to what we paid, I  
 18 believe it was, five years ago when we first started  
 19 with them. So it's been up and down, but we've  
 20 saved money. If we would have gone elsewhere, it  
 21 would have been much higher than that. The  
 22 advantage of Tennessee Risk Management, and I won't  
 23 go into a lot of detail on this, but it is a good  
 24 place for us to have our insurance because it is a

1 non profit organization for governmental  
 2 organizations. So there isn't a profit motive. And  
 3 it's also a pool so if you have a really bad year,  
 4 your losses are pooled and you don't feel as big of  
 5 an impact as if you were out on your own. So with  
 6 that, if there's any more questions on that, I can  
 7 answer them. But what I've done is to balance the  
 8 increase in the insurance premiums, I've reduced a  
 9 line item in our capital outlay building  
 10 improvement. It's typically been \$50,000 and we put  
 11 it in there for items that have to do with a  
 12 facility or just operations in general that we can't  
 13 plan for but we may need to fix a sidewalk, or  
 14 something of that nature, that needs attending to.  
 15 So I've reduced that by \$35,375 to account for the  
 16 increase in the insurance. All these entries are  
 17 offsetting, so the bottom line of the budget, as  
 18 approved by the City Council, is the same. So this  
 19 amendment would require a second reading by the  
 20 Board and I'm recommending that it be put on your  
 21 agenda July 2nd, which would allow us to proceed  
 22 forward with State reports and all the like that  
 23 will happen this summer that involve this budget.  
 24 But it does not require City Council approval

1 because it stayed within the appropriation. So that  
2 is the reason.

3 CHAIRMAN FILLAUER: Questions?  
4 Mr. Eby.

5 MR. EBY: I have several questions  
6 but I'll just ask one and let somebody else ask  
7 some. I understand a hundred thousand of the  
8 property tax. I'm still struggling with the  
9 \$283,000. Why we would want to do that now at this  
10 point in time with regard to unbalance. If we  
11 didn't approve that and we stayed out of balance,  
12 what would happen?

13 MS. GAGLIANO: At some point  
14 during the year I would have to stop expenditures if  
15 I felt like we were not going to have the revenue to  
16 meet the expenditures.

17 MR. EBY: Would the City, I mean,  
18 we've talked to the City, when we went to the City  
19 Council meeting we explained to them that under the  
20 current situation if they didn't provide the funds  
21 that we requested, that we would be out of balance  
22 and that when it went to state comptroller, they  
23 wouldn't get the proper approvals, or whatever. And  
24 I believe there was actually a City Council person

1 that said; let the fur fly. And what we are doing  
2 here is not letting the fur fly. So what would  
3 happen?

4 MS. GAGLIANO: Ok. The  
5 technicality of what happened at that second reading  
6 was the City Council has elected to lower the  
7 appropriation that they send to us each month that  
8 has nothing to do with the sales tax. So instead of  
9 working with the sales tax line item and that whole  
10 issue, they are saying, fine, keep it, we'll take it  
11 from over here. Which, basically, they are allowed  
12 to do. And so my point in doing this is thinking  
13 that the issue with the sales tax would still be  
14 pursued. This move reflects the Board's  
15 interpretation of the referendum and what that  
16 meant, as far as the amount of sales tax. So we,  
17 the schools, would send the City the amount that we  
18 felt the referendum supported. And then if they do  
19 decide to lower that appropriation, then that is  
20 something that the Board would pursue in a  
21 difference of opinion of how this is all coming  
22 down. But, in any case, by making this change, our  
23 budget is balanced. So it's kind of like a  
24 temporary fix so that we can move forward with the

1 FY 13 budget.

2 MR. EBY: What is the motivation  
3 for City Council to solve that problem then if we  
4 take this action? That's my problem is too many  
5 times City Council would say, you know, we've got to  
6 solve this problem or we are going to be here a year  
7 from now where we are now. A year from now we are  
8 in the same situation. The motivation they would  
9 have to solve it, if we didn't take this action, is  
10 they are going to be out of balance. So by us  
11 taking this action right now, they have no  
12 motivation to move forward. Unless I'm wrong.

13 MS. GAGLIANO: I thought that  
14 their motivation may be from a legal aspect. And  
15 that this allows us to operate while that legal  
16 issue is being resolved.

17 CHAIRMAN FILLAUER: If we do not  
18 take that \$283,000 plus from fund balance, it  
19 doesn't prohibit us, or does it prohibit us, from  
20 continuing to operate until such time where we reach  
21 a point, as you said earlier, that you might, or we  
22 might, have to freeze expenditures because of a  
23 shortage of that amount. Right?

24 MS. GAGLIANO: Okay.

1 CHAIRMAN FILLAUER: So that could  
2 be, I guess my question is, can we continue to  
3 operate until such time that point arrives?

4 MS. GAGLIANO: I can seek further  
5 clarification on this from our attorney but it was  
6 my understanding and the reason I did this was that  
7 if we don't have a balanced budget, then we have to  
8 operate with FY 12 budget, which means everybody  
9 stays on the step they were at. There is no  
10 increase. All the line items that we changed are  
11 back to FY 12 which, in some cases, could be a  
12 drastic difference. And to be able to try to track  
13 all of that and then at some point in time go back  
14 and retroactive a step in all of those items --

15 MR. EBY: Now I'm really confused.  
16 I'm sorry.

17 CHAIRMAN FILLAUER: If we go back  
18 to FY 12, are we not actually at the same amount we  
19 would be this year with the \$283,000 in there?

20 MS. GAGLIANO: On the revenue side  
21 but not on the expenditure side.

22 CHAIRMAN FILLAUER: But we don't  
23 have any additional revenue, let's say we got this  
24 \$283,000, ok, let's say it's there. Is that amount

1 then from the City not the same amount that we got  
2 last year? If that \$283,000 were there, would that  
3 not -- so how does that keep us from moving forward,  
4 why would that make a difference? It's the same  
5 amount. Am I...?

6 MR. EBY: I agree with what you  
7 are saying unless there is an increase from the  
8 State and an increase from the county which says our  
9 expenditures have gone up. But I thought our budget  
10 this year in '12 and '13 was the same, 2012/2013,  
11 the expenditures. Is that not correct?

12 MS. GAGLIANO: The expenditures  
13 are the same but in -- the bottom line is the same  
14 but the line items are all different.

15 MR. EBY: I understand that but  
16 what you are saying then is that, even though the  
17 bottom line is the same, don't we have freedom to  
18 move within line items, even under what I call a  
19 continuing resolution-type of situation, so if we  
20 wanted to take those line items and shift over and  
21 give some of it to the teachers for their two, two  
22 and a half percent, and the staff, not just teachers  
23 but staff, could we do something equivalent as long  
24 as we stayed within that budget dollar? How is that

1 a problem?

2 MS. GAGLIANO: Ok, we have to  
3 think of it in two separate ways and one is the  
4 expenditure side and that's all set to go as you  
5 planned with the raise in the step and all that. We  
6 really don't have to touch that. But if we don't  
7 have the revenue to balance that, then we can't  
8 spend it.

9 MR. EBY: But the revenue we are  
10 missing is \$283,000.

11 MS. GAGLIANO: Right.

12 MR. EBY: At \$57 million, or  
13 whatever our total expenditures is, divided by  
14 twelve, that's almost five million dollars a month.  
15 So I could almost argue that I don't need that  
16 \$283,000 at least for nine, ten or eleven months.  
17 So why approve that at this point in time. I think  
18 that's what the chairman is also saying. At the  
19 point in time where we have to have it to keep from  
20 going -- I agree, we do not want to be anti  
21 deficient, can't do that. But we don't need that  
22 money at this point in time, just hold off on that  
23 until the point in time that we need to have that  
24 money, which is somewhere down the road. And if we

1 don't have it resolved with the City by that point  
2 in time, then we come back and we take the fund  
3 balance. Is there a problem with that?

4 MS. GAGLIANO: Well, I understand  
5 exactly what you are saying and I agree with it.  
6 I've just never presented an unbalanced budget to  
7 the State and I don't think you can.

8 MR. EBY: That's not our problem,  
9 that's the City's problem and that's what we told  
10 the City. And the reason that we need to get this  
11 issue solved and by us presenting a balanced budget,  
12 all we are doing is kicking the can down the road.

13 MS. GAGLIANO: Again, it's kind of  
14 like we are reporting to the State an unbalanced  
15 budget so I don't think it will really affect the  
16 City. It will affect us in a probability of maybe  
17 not receiving our BEP payments because we don't have  
18 a balanced budget. So that's where I'm concerned is  
19 that part.

20 CHAIRMAN FILLAUER: It would  
21 affect the City, too, because their budget would be  
22 unbalanced.

23 MR. EBY: Because our budget comes  
24 from them. I think our attorney, isn't that what

1 our attorney was saying too?

2 MS. GAGLIANO: I actually spoke  
3 with our attorney before I did this to make sure  
4 that this was okay and he approved that it was. So  
5 I can certainly go back to the drawing board and we  
6 can readdress this and see if we can --

7 MR. EBY: He could have approved  
8 as okay but he may have thought there may be some  
9 other options. I don't know the question you asked  
10 him. If you asked him could we do this, I can hear  
11 Chuck saying, yeah, you could do that.

12 MS. GAGLIANO: I asked him in the  
13 perspective of everything that's involved in this  
14 issue and the requirements that we have in reporting  
15 to the State and the requirements of having a  
16 balanced budget and the issue at large and what's  
17 the best way to operate and keep us moving forward.  
18 That was the text that I presented it and not just  
19 solely can I do this.

20 MR. EBY: Did he say this was the  
21 preferred way to do it?

22 MS. GAGLIANO: He did not offer  
23 another solution.

24 CHAIRMAN FILLAUER: My suggestion

1 would be --

2 MS. GAGLIANO: Other than to stay  
3 with FY 12 budget.

4 CHAIRMAN FILLAUER: My suggestion  
5 would be, because I agree a hundred percent with  
6 what Mr. Eby has said, we have taken this to a level  
7 where if we do this, unless we are required to do it  
8 by the State and I think we can present an  
9 unbalanced budget and then the problem has to be  
10 solved. I don't know what the mechanism is there.  
11 But I think if we go ahead and take this money out  
12 of fund balance and do this, I think exactly we've  
13 given in. So I think maybe what we do and what we  
14 need to do is this is first reading, we go ahead and  
15 get it approved on first reading, it doesn't mean we  
16 have to approve it on second reading, by any means.  
17 But I think that phone call, you need to make that  
18 phone call back to him and say this is what the  
19 Board said at the meeting and we need a  
20 clarification on that before I would approve it on a  
21 second reading.

22 MR. EBY: Mr. Chairman, I think  
23 either you or somebody from the Board needs to make  
24 that phone call.

1 CHAIRMAN FILLAUER: I can do that.  
2 We maybe need to do that together.

3 MS. GAGLIANO: Sure.

4 CHAIRMAN FILLAUER: I think you  
5 were next.

6 MS. AGLE: Well, you all are  
7 getting at my concern is if we do this we are  
8 letting the City off the hook because, as I  
9 understand it, our budget was balanced when we  
10 passed it on second reading. And when City Council  
11 passed their budget, they approved the same dollar  
12 amount for education. They just said, but we will  
13 decrease our operating transfer. That's something  
14 that I think the State, the comptroller's office,  
15 needs to resolve because our budget, as I see it, is  
16 balanced. If they refuse to pay what they are  
17 statutorily obligated to, meeting maintenance of  
18 effort, that's another problem altogether. And it's  
19 nice to know that we have the money in fund balance,  
20 that we can pull it out and transfer it later, but I  
21 believe our budget is balanced.

22 CHAIRMAN FILLAUER: Ms. Richter.

23 MS. RICHTER: I think what's  
24 bothering all of us, obviously, is that this is such

1 a fundamental shift from the approach that we all  
2 thought we were taking based on our last discussions  
3 in our last meetings and our meeting with City  
4 Council. So I do think it would help all of us if  
5 we received more information. Even why we decided  
6 to pursue this. Why we, the school system, decided  
7 to pursue this. Is it because we are uncomfortable  
8 presenting an unbalanced budget or is it something  
9 else that we are not aware of right now at tonight's  
10 meeting.

11 MR. EBY: I also have a real  
12 problem passing this on first reading and deciding  
13 what we are going to do on second reading. There's  
14 just too many things, I mean, I think we ought to  
15 send a strong message that we don't agree with this  
16 and we can get back together, if we need to, at some  
17 point in time but I haven't heard anything tonight  
18 that says I have to have this \$283,000 to continue  
19 to go forward at this point in time.

20 MR. DIGREGORIO: Mr. Chairman, I  
21 agree. I'm very uncomfortable even passing this on  
22 first reading.

23 CHAIRMAN FILLAUER: This mechanism  
24 question; you had made the suggestion that on our

1 July 2nd work session we could come back and adopt  
2 this. If things were status quo, what is our time  
3 table as far as having this information in the hands  
4 of the State, I guess, what's the time table?

5 MS. GAGLIANO: I'll have to double  
6 check it. The date is either August 15th for the  
7 budget report. I'm pretty sure that's when it's  
8 due. There are a bunch of reports due July 15th but  
9 I think this particular one is August 15th, August  
10 1st.

11 CHAIRMAN FILLAUER: I don't know  
12 that I'd recommend that we do this but Mr. Eby and I  
13 attended a board meeting where they had both first  
14 and second reading on the same night. We asked  
15 about that. So I guess my point being here we do  
16 have some time in here to get all this clarified  
17 before we are putting ourselves in a position that  
18 maybe we don't want to put ourselves in. We just  
19 don't know whether we want to put ourselves there or  
20 not.

21 MS. GAGLIANO: Ok, I thought of  
22 something else while you were talking that might  
23 work in both cases. You were comfortable with the  
24 property tax change because that's basically

1 internal and the liability insurance.  
 2 MR. EBY: Right.  
 3 MS. GAGLIANO: So it's the  
 4 \$283,000 that is the issue. If I were to simply  
 5 just make the changes for those two categories and  
 6 then for the 283 just leave the allocation as if it  
 7 were coming from the City at this point, leave it.  
 8 And then we are balanced and if we don't get it,  
 9 then we are going to have to do a fund balance at  
 10 some later date. Do you feel more comfortable with  
 11 that?  
 12 CHAIRMAN FILLAUER: I do.  
 13 MR. DIGREGORIO: That's a  
 14 solution.  
 15 CHAIRMAN FILLAUER: Yes.  
 16 MR. EBY: So whoever made the  
 17 original motion, Angi or somebody, maybe she wants  
 18 to amend the motion just to accept the last two  
 19 aspects of that.  
 20 MS. AGLE: I would like to amend  
 21 my motion to only accept the last piece, the last  
 22 two pieces.  
 23 MS. GAGLIANO: Okay.  
 24 CHAIRMAN FILLAUER: Who was the

1 second? Dan was?  
 2 MR. DIGREGORIO: Second.  
 3 CHAIRMAN FILLAUER: No, you need  
 4 to withdraw that second.  
 5 MR. DIGREGORIO: Oh, I withdraw  
 6 the second.  
 7 CHAIRMAN FILLAUER: Now we need,  
 8 she's withdrawn the original motion and you've  
 9 withdrawn the second. And now she's made a new  
 10 motion, which indicates the motion would be on the  
 11 budget amendment FY 13 to accept, what would we call  
 12 those?  
 13 MS. GAGLIANO: The property tax  
 14 revenue entry.  
 15 CHAIRMAN FILLAUER: Yes, thank  
 16 you. To accept the county property tax revenue of a  
 17 hundred thousand dollars and the capital outlay  
 18 building improvement contingency for \$35,375. And  
 19 that would be the motion.  
 20 MS. GAGLIANO: And the associated  
 21 balancing entries probably would be a good way to  
 22 finish it up.  
 23 CHAIRMAN FILLAUER: And we have  
 24 that motion. You second that again. Any additional

1 discussion?  
 2 MR. EBY: I have a question on the  
 3 \$35,000. I understand that we've clearly got to  
 4 have the insurance. But you are taking that out of  
 5 the line item contingency we have in there for other  
 6 activities throughout the whole year so you are  
 7 using 35 out of 50. To me, why would you not use  
 8 fund balance for that \$35,000?  
 9 MS. GAGLIANO: Because the other  
 10 two were on the revenue side and it was just dealing  
 11 with revenue. This is an expenditure so I had to  
 12 find another expenditure to reduce. Remember how  
 13 when we are doing budget development and you want to  
 14 add something, you've got to take something else  
 15 away. I had to keep the bottom line the same,  
 16 otherwise we have to take it back to the City. So  
 17 if I added 35 in expenditures --  
 18 MR. EBY: If you took the 35 out  
 19 of fund balance, we'd still have to go back to the  
 20 City?  
 21 MS. GAGLIANO: Yeah.  
 22 CHAIRMAN FILLAUER: I know you  
 23 said this a minute ago but I'm going to ask it  
 24 again. When is the final, when will we get the

1 final report on the county property tax revenue?  
 2 When do you normally get that?  
 3 MS. GAGLIANO: The collections are  
 4 received two months behind. The county receives it  
 5 one month after. And I just received an indication  
 6 from the county of what May would be, although I  
 7 don't have the breakdown for us specifically yet,  
 8 but it's for calculating the other issue. So in a  
 9 month I'll be getting May's collection and then in  
 10 another month, I'll be getting June's and then we  
 11 will be finished with the fiscal year, this year.  
 12 CHAIRMAN FILLAUER: Other  
 13 questions?  
 14 MS. GAGLIANO: So it's okay to,  
 15 based on that, then I can bring it back under second  
 16 reading like that?  
 17 CHAIRMAN FILLAUER: Like that.  
 18 But what we'll have to do, if we are going to do  
 19 that on, and I was just looking at my calendar and I  
 20 apologize for having not written this down. We do  
 21 not meet in July, correct?  
 22 MS. GAGLIANO: Right.  
 23 CHAIRMAN FILLAUER: And then our  
 24 next meeting, assuming there is nothing in between,

1 our next meeting is August 6th, is that correct?  
 2 MS. GAGLIANO: Right. The reason  
 3 for the urgency from a local standpoint is it's one  
 4 thing for the state report but it's another that  
 5 during the summer we are gearing up for the next  
 6 year. So we are entering requisitions and all of  
 7 that against the new budget, getting things ordered  
 8 and all of that. So, for us, it would be really a  
 9 good thing to know what our budget is going to be  
 10 and have it all entered. So as those things are  
 11 being entered against those line items we have an  
 12 accurate look at what is going on. So that's why I  
 13 didn't want to wait until August, if possible.  
 14 MR. EBY: I think what she's  
 15 asking is can we do it at the July 2nd meeting.  
 16 CHAIRMAN FILLAUER: We can. We  
 17 can do that. The only thing is it's been indicated  
 18 it would be a work session. We will have to  
 19 indicate that it will be also a special called  
 20 meeting to deal with that one topic but I can take  
 21 care of that tomorrow.  
 22 MR. DIGREGORIO: Can you get  
 23 attorney resolution by that time?  
 24 MR. EBY: This doesn't really

1 address the attorney resolution. So we can continue  
 2 to work that, right?  
 3 MS. GAGLIANO: Correct.  
 4 CHAIRMAN FILLAUER: Yes. Ok, is  
 5 everyone clear on where we are and what we've done?  
 6 You've heard the motion, it's been seconded. All  
 7 those in favor signify by saying aye.  
 8 (Whereupon, all members voted aye)  
 9 CHAIRMAN FILLAUER: Opposed?  
 10 Motion carries. Thank you. The next item on the  
 11 agenda is Approval to Purchase Replacement Vehicle.  
 12 Dr. Phillips.  
 13 DR. PHILLIPS: The superintendent  
 14 recommends approval to purchase a fleet replacement  
 15 vehicle from Toyota of Murfreesboro in the amount of  
 16 \$38,832.  
 17 CHAIRMAN FILLAUER: You have heard  
 18 the recommendation. Do I hear a motion? Let me  
 19 make sure my Roberts Rule is correct. Does someone  
 20 have an additional motion they would like to make  
 21 since that has not been accepted, I guess is what I  
 22 want to say? Then we move on. The next item on the  
 23 agenda is the Approval of a Recommendation to enter  
 24 into a municipal lease with Cal First. Dr.

1 Phillips.  
 2 DR. PHILLIPS: The superintendent  
 3 recommends approval of the proposed lease with Cal  
 4 First of Irvine, California for technology equipment  
 5 valued at \$479,112.  
 6 CHAIRMAN FILLAUER: You have heard  
 7 the recommendation. Do I hear a motion?  
 8 MS. RICHTER: Move for approval.  
 9 MR. DIGREGORIO: Second.  
 10 CHAIRMAN FILLAUER: Dr. Phillips.  
 11 DR. PHILLIPS: The lease  
 12 conditions would be a four-year term one dollar  
 13 buy-out, annual payments in advance. Includes a  
 14 funding out provision and an interest rate of 2.668  
 15 percent. Funds to support annual lease payments  
 16 will be budgeted in the debt service function of the  
 17 general fund each year beginning FY '13. Payments  
 18 will be due in July each year 2012 through 2015.  
 19 Plan purchases include a refresh at the middle  
 20 schools. Please see the attached equipment list.  
 21 Purchases will be made from existing state or local  
 22 contracts competitively bid for Oak Ridge Schools  
 23 Purchasing Policy.  
 24 CHAIRMAN FILLAUER: Questions?

1 Hearing none, you have heard the recommendation.  
 2 The motion is to enter into a municipal lease with  
 3 Cal First. All those in favor signify by saying  
 4 aye.  
 5 (Whereupon, all members voted aye)  
 6 CHAIRMAN FILLAUER: Opposed?  
 7 Motion carries. Next item on the agenda is the  
 8 approval of purchase for two refurbished Liebert  
 9 Npower 130 KVA UPS units for the data center. Dr.  
 10 Phillips.  
 11 DR. PHILLIPS: The superintendent  
 12 recommends the purchase of two refurbished Liebert  
 13 Npower 130 KVA UPS units from Gruber Power Services  
 14 at a total cost of \$57,124.55 as part of the data  
 15 funding.  
 16 CHAIRMAN FILLAUER: You have heard  
 17 the recommendation. Do I hear a motion?  
 18 MR. EBY: So move.  
 19 MR. DIGREGORIO: Second.  
 20 CHAIRMAN FILLAUER: Dr. Phillips.  
 21 DR. PHILLIPS: The total cost for  
 22 the two Liebert Npower 130 KVA UPS units is  
 23 \$57,124.55. This will provide battery backup for  
 24 the operation of the data center as specified by the

1 data center architect. The cost will be covered by  
2 the data center funding. Bidding requirements for  
3 the purchase of the two Liebert Npower 130 KVA from  
4 Gruber Power Services were met by a competitive bid.  
5 The bids were advertised in the Knoxville News  
6 Sentinel and the Oak Ridge Schools Website. The  
7 bids were opened on June 12, 2012. There were ten  
8 bids. Gruber Power Services was low bid.

9 CHAIRMAN FILLAUER: Questions?

10 MR. EBY: I guess when I look and  
11 I see bids and one bid is 30 percent lower than all  
12 the other bids I have to ask the question are we  
13 getting the same quality product?

14 MR. COFER: Yes, we put the bid  
15 out for both used and new equipment and we put a  
16 range on the KVA and this is the equipment that was  
17 returned. So it is four-year battery replacements  
18 on the equipment and one year on the parts. Same as  
19 new.

20 CHAIRMAN FILLAUER: Don't go away.

21 MR. COFER: I'm not. I have  
22 several.

23 CHAIRMAN FILLAUER: Ms. Agle.

24 MS. AGLE: So how long would these

1 keep the data center running, if the power went out?

2 MR. COFER: Depends on the load  
3 that we have on them but they are predicting  
4 thirteen minutes. It's enough time to get the  
5 generator up and going for the emergency power to  
6 come on.

7 CHAIRMAN FILLAUER: The motion is  
8 the approval to purchase two refurbished Liebert  
9 Npower 130 KVA UPS units for the data center. All  
10 those in favor signify by saying aye.

11 *(Whereupon, all members voted aye)*

12 CHAIRMAN FILLAUER: Opposed?  
13 Motion carries. Next item is the approval to  
14 purchase 440 Dell GX755 computer systems for the  
15 Middle School Refresh. Dr. Phillips.

16 DR. PHILLIPS: The superintendent  
17 recommends the purchase of 440 Dell GX755 computer  
18 systems for CDI at a total cost of \$121,000 as part  
19 of the Middle School Refresh lease.

20 CHAIRMAN FILLAUER: Do I hear a  
21 motion?

22 MS. AGLE: Move for approval.

23 MS. RICHTER: Second.

24 CHAIRMAN FILLAUER: Dr. Phillips.

1 DR. PHILLIPS: The total cost for  
2 the 440 Dell GX755 computer systems is \$121,000.  
3 This will provide replacement computers for eight  
4 labs and teacher desk top computers in the middle  
5 schools and high school. The cost will be covered  
6 by the Middle School Refresh lease. Bidding  
7 requirements for the purchase of the 440 Dell GX755  
8 computer systems from CDI were met by competitive  
9 bid. The bid was advertised in the Knoxville News  
10 Sentinel and the Oak Ridge Schools Website. The  
11 bids were opened on June 12, 2012. There were five  
12 bids. CDI was low bid.

13 CHAIRMAN FILLAUER: Questions?

14 MS. RICHTER: I think Bob's  
15 question for the last one warrants being revisited  
16 for this one because there is a pretty big disparity  
17 in the different prices that came back, or the bids  
18 that came back. Is there a difference?

19 MR. COFER: The CDI and Cortek are  
20 both refurb. The Dell CDWG and central monts would  
21 be considered a newer machine. We have been using  
22 the refurb machines or that type of purchase for  
23 about three years now for the cost savings. The  
24 machines we spec'd will be matching the same

1 machines we run in our labs in the high school at  
2 this point. So we will be bringing the middle  
3 schools, in their labs, up to the same equipment as  
4 what we are running in the high school.

5 MS. RICHTER: And then, out of  
6 curiosity, when are you going to be able to do all  
7 that work?

8 MR. COFER: We are going to try  
9 our best to get at least the labs done in the middle  
10 school before school starts, that's what we're  
11 trying.

12 MS. RICHTER: Good luck.

13 CHAIRMAN FILLAUER: Do you have  
14 any spare time?

15 MS. RICHTER: You don't want me.

16 CHAIRMAN FILLAUER: Mr. Eby.

17 MR. EBY: So it has the same spec,  
18 it has the same warranty?

19 MR. COFER: The warranty is mostly  
20 by us. And that's what I asked for in the bid.  
21 It's a one-year warranty. We usually get such a  
22 good deal on them, we can shelf the machine and so  
23 we just run out and replace the machine. We do not  
24 have failures on these machines. They have a long



1 life.

2 CHAIRMAN FILLAUER: Other  
3 questions? The motion is to approve the purchase of  
4 440 Dell GX755 computer systems for the Middle  
5 School Refresh. All those in favor signify by  
6 saying aye.

7 (Whereupon, all members voted aye)

8 CHAIRMAN FILLAUER: Opposed?  
9 Motion carries. Next is the approval of purchase of  
10 18 Chatsworth data center equipment cabinets. Dr.  
11 Phillips.

12 DR. PHILLIPS: The superintendent  
13 recommends the purchase of 18 Chatsworth data center  
14 equipment cabinets from Anixter at a total cost of  
15 \$46,333.02 as part of the data center funding.

16 CHAIRMAN FILLAUER: You've heard  
17 the recommendation. Do I hear a motion?

18 MS. AGLE: Move for approval.

19 MR. EBY: Second.

20 CHAIRMAN FILLAUER: Dr. Phillips.

21 DR. PHILLIPS: The total cost for  
22 all 18 cabinets is \$46,333.02. This will provide  
23 cabinets for the installation of data equipment for  
24 the operation of the data center as specified by the

1 data center architect. The cost will be covered by  
2 the data center funding. Bidding requirements for  
3 the purchase of 18 Chatsworth data center equipment  
4 cabinets from Anixter were met by competitive bid.  
5 The bid was advertised in the Knoxville News  
6 Sentinel and the Oak Ridge Schools Website. The  
7 bids were opened on May 14, 2012. There were two  
8 bids. Anixter was the lowest bid that met the bid  
9 specifications.

10 CHAIRMAN FILLAUER: Questions?  
11 You've heard the recommendation then is to purchase  
12 18 Chatsworth data center equipment cabinets. All  
13 those in favor signify by saying aye.

14 (Whereupon, all members voted aye)

15 CHAIRMAN FILLAUER: Opposed?  
16 Motion carries. Next item is approval of purchase  
17 for two refurbished Liebert 20 ton computer room air  
18 condition (CRAC) units for the data center. Dr.  
19 Phillips.

20 DR. PHILLIPS: The superintendent  
21 recommends the purchase of two refurbished Liebert  
22 20 ton CRAC units from LPS Integration at a total  
23 cost of \$45,753.02 as part of the data center  
24 funding.

1 CHAIRMAN FILLAUER: You have heard  
2 the recommendation. Do I hear a motion?

3 MS. RICHTER: Move for approval.

4 MR. DIGREGORIO: Second.

5 CHAIRMAN FILLAUER: Dr. Phillips.

6 DR. PHILLIPS: The total cost for  
7 the two refurbished Liebert 20 ton CRAC units is  
8 \$45,743.02. This will provide cooling for the  
9 operation of the data center as specified by the  
10 data center architect. The cost will be covered by  
11 the data center funding. Bidding requirements for  
12 the purchase of the two Liebert CRAC units from LPS  
13 Integration was met by competitive bid. The bid was  
14 advertised in the Knoxville News Sentinel and the  
15 Oak Ridge Schools Website. The bids were opened on  
16 June 12, 2012. There were three bids. LPS  
17 Integration was low bid.

18 CHAIRMAN FILLAUER: Questions?  
19 Recommendation of the motion is to approve the  
20 purchase of two refurbished Liebert 20 ton computer  
21 room air condition CRAC units for the data center.  
22 All those in favor signify by saying aye.

23 (Whereupon, all members voted aye)

24 CHAIRMAN FILLAUER: Opposed?

1 Motion carries. Next item is the approval of  
2 purchase for a Generac 500 kilowatt generator for  
3 the data center. Dr. Phillips.

4 DR. PHILLIPS: The superintendent  
5 recommends the purchase of a Generac 500 kilowatt  
6 generator from Energy Systems Southeast at a total  
7 cost of \$87,925 as part of the data center funding.

8 CHAIRMAN FILLAUER: You have heard  
9 the recommendation. Do I hear a motion?

10 MS. RICHTER: Move for approval.

11 MR. DIGREGORIO: Second.

12 CHAIRMAN FILLAUER: Dr. Phillips.

13 DR. PHILLIPS: The total cost for  
14 the Generac 500 kilowatt generator is \$87,925. This  
15 will provide emergency power for the operation of  
16 the data center as specified by the data center  
17 architect. The cost will be covered by the data  
18 center funding. Bidding requirements for the  
19 purchase of the Generac 500 kilowatt generator from  
20 Energy Systems Southeast was met by competitive bid.  
21 The bid was advertised in the Knoxville New Sentinel  
22 and the Oak Ridge Schools Website. The bids were  
23 opened on June 4, 2012. There were five bids.  
24 Energy Systems Southeast was low bid.

1 CHAIRMAN FILLAUER: Questions?  
2 The motion is to approve the purchase for a Generac  
3 500 kilowatt generator for the data center. All  
4 those in favor signify by saying aye.

5 (Whereupon, all members voted aye)

6 CHAIRMAN FILLAUER: Opposed?  
7 Motion carries. Next item is the approval of the  
8 general contractor for data center construction.  
9 Dr. Phillips.

10 DR. PHILLIPS: The superintendent  
11 recommends Johnson & Galyon, Incorporated as the  
12 general contractor for construction of the data  
13 center who returned a bid of \$591,000 to be covered  
14 by data center funding.

15 CHAIRMAN FILLAUER: You have heard  
16 the recommendation. Do I hear a motion?

17 MS. RICHTER: Move for approval.

18 MR. EBY: Second.

19 CHAIRMAN FILLAUER: Dr. Phillips.

20 DR. PHILLIPS: The general  
21 contractor is responsible for construction of the  
22 data center as specified by the architect. The low  
23 bid was returned by Johnson Galyon, Incorporated for  
24 the amount of \$591,000 to be covered by the data

1 center funding. To stay within available project  
2 funding, value-added engineering will be negotiated  
3 with Johnson Galyon, Incorporated. Bidding  
4 requirements for the general contractor were met by  
5 competitive bid. The bid was advertised to  
6 pre-qualified bidders. Three bids were received.  
7 The bids were opened on June 12, 2012 with Johnson  
8 Galyon, Incorporated returning the low bid.

9 CHAIRMAN FILLAUER: Questions?  
10 What is the time table on completion of this?

11 MR. COFER: The time table will be  
12 in November and specifically November 30th, 20  
13 weeks.

14 CHAIRMAN FILLAUER: When does that  
15 mean we would be in operation?

16 MR. COFER: That would give us  
17 everything we need to operate. We will just need to  
18 plan an outage so we can start migrating equipment.  
19 We would probably, given that's the end of November,  
20 try to maneuver some of the equipment during  
21 Christmas break and have an outage during that time.

22 CHAIRMAN FILLAUER: Other  
23 questions? The motion is to approve the general  
24 contractor for the data center construction. All

1 those in favor signify by saying aye.

2 (Whereupon, all members voted aye)

3 CHAIRMAN FILLAUER: Opposed?  
4 Motion carries. Thank you, Doug. The next item is  
5 the approval of the contract with Ray & Associates.  
6 Each Board member has seen a copy of the final  
7 contract with Ray & Associates. It has been  
8 approved by our attorney. It has been reviewed by  
9 staff members. Are there any questions? Dr.  
10 Phillips, I would need you to give us a  
11 recommendation.

12 MR. EBY: I don't necessarily  
13 think that's appropriate that the superintendent  
14 give a recommendation who to choose.

15 CHAIRMAN FILLAUER: Since she is  
16 not the superintendent.

17 MR. EBY: Do we need a  
18 recommendation or can we just take a motion?  
19 Somebody just make a motion, right?

20 CHAIRMAN FILLAUER: We could do  
21 that.

22 MR. EBY: I move that we accept  
23 Ray & Associates.

24 MS. RICHTER: Second.

1 CHAIRMAN FILLAUER: Any  
2 discussion? All those in favor of approving the  
3 contract with Ray & Associates for the consulting  
4 service with regard to hiring a new Oak Ridge School  
5 Superintendent signify by saying aye.

6 (Whereupon, all members voted aye)

7 CHAIRMAN FILLAUER: Opposed?  
8 Motion carries. Pupil Services. The first item  
9 under Pupil Services is approval of the Oak Ridge  
10 Schools Discipline Code Handbook, second reading.  
11 Dr. Phillips.

12 DR. PHILLIPS: The superintendent  
13 recommends the Board approve the Oak Ridge Schools  
14 Discipline Code Handbook for 2012/2013.

15 CHAIRMAN FILLAUER: You've heard  
16 the recommendation. Do I hear a motion?

17 MR. DIGREGORIO: Move for  
18 approval.

19 MS. AGLE: Second.

20 CHAIRMAN FILLAUER: Dr. Phillips.

21 DR. PHILLIPS: Attached is a copy  
22 of the Oak Ridge Schools Discipline Code Handbook.  
23 Revisions are noted in red. Changes recommended by  
24 the Board are in blue.

1 MR. EBY: Mine turned out in red.  
 2 MS. RICHTER: Mine are a funny  
 3 color.  
 4 CHAIRMAN FILLAUER: Mine too.  
 5 It's kind of a mixed color. I don't know why.  
 6 Questions?  
 7 MS. AGLE: They deleted my primary  
 8 objection.  
 9 CHAIRMAN FILLAUER: Do you know  
 10 why?  
 11 MS. AGLE: Because they didn't  
 12 want me to show up wearing them.  
 13 CHAIRMAN FILLAUER: That's  
 14 correct.  
 15 MR. DIGREGORIO: I had just bought  
 16 a pair.  
 17 CHAIRMAN FILLAUER: That was the  
 18 second reason. Ms. Richter.  
 19 MS. RICHTER: I just have a  
 20 comment. I always appreciate Dr. Henderson's good  
 21 and happy efforts in trying to make sense of what we  
 22 are concerned about and sometimes maybe complain  
 23 about a bit. So I just wanted to make a note of  
 24 that. This is a thankless task.

1 CHAIRMAN FILLAUER: Any other  
 2 comments?  
 3 MR. EBY: I do have one question  
 4 for Dr. Henderson. We can't let her get away  
 5 scot-free. Of course, every student gets a copy of  
 6 this but do we get a copy or somehow some news go  
 7 out and show where things have changed to highlight  
 8 and make it easy for people to recognize that there  
 9 had been changes in that area?  
 10 DR. HENDERSON: As far as you mean  
 11 color-coding the changes? Or changing the print?  
 12 MR. EBY: Or send a message out to  
 13 the parents because if I were a parent, and I was at  
 14 one time, I read it once and I probably wouldn't  
 15 look at it after I read it the first time. And even  
 16 though things have changed. And some of these  
 17 changes are subtle but every one of them are very,  
 18 very important. So I didn't know if you sent out a  
 19 note; here's your copy, recognize that the following  
 20 changes have been made. Is that ever done?  
 21 DR. HENDERSON: No, we've never  
 22 done that before. After the Board votes on this, it  
 23 goes to a printer. And so then the printer will  
 24 print those up and they go directly to the

1 buildings, to each school building. We could have  
 2 something inserted inside noting that there is  
 3 changes on various parts. Or another letter that  
 4 schools could put inside of them as they give them  
 5 out.  
 6 CHAIRMAN FILLAUER: I can't speak  
 7 for anyone else so, Ms. Campbell, I'll address this  
 8 to you. I do remember when I was at Robertsville,  
 9 at the beginning of the year there were discipline  
 10 assemblies for each grade level and at that point in  
 11 time additions and changes to the discipline  
 12 handbook were addressed. I don't know if that's  
 13 still being done or not.  
 14 MS. CAMPBELL: That is the way we  
 15 manage at Robertsville. We have a lot of parents  
 16 look on the website. (No microphone amplification)  
 17 DR. HENDERSON: Yes, it's on the  
 18 website.  
 19 CHAIRMAN FILLAUER: That's a good  
 20 idea.  
 21 DR. HENDERSON: It is on the  
 22 website in English and Spanish. I'll make that  
 23 note. And I had gotten an e-mail from Dr. Bailey  
 24 regarding the short term and long term suspensions.

1 I think there was a question about that. I did look  
 2 it up and short term is less than ten days and long  
 3 term is ten or more days. I think that was some  
 4 question there. So that's been changed in the book  
 5 as well.  
 6 CHAIRMAN FILLAUER: Mr.  
 7 DIGregorio.  
 8 MR. DIGREGORIO: I can't let you  
 9 get away, Dr. Henderson. Page 20 and this is the  
 10 part on personally-owned devices. I'm still not  
 11 clear on this part. There is a long list of them  
 12 and they've all got to be turned off during the  
 13 school hours. Does this mean that students can't  
 14 sit there and do what we are doing right now?  
 15 DR. HENDERSON: No, that's why we  
 16 added that the principal has the discretion to  
 17 approve use of those during non instructional times.  
 18 MR. DIGREGORIO: So they can say  
 19 yes you can go ahead and take notes with your iPad?  
 20 DR. HENDERSON: Right. Because  
 21 it's going to vary from building to building. So  
 22 it's a whole lot easier giving that discretion to  
 23 the principals. And I've spoke to the principal at  
 24 the middle school and he felt very comfortable with

1 that because that way they could use it whenever  
 2 they needed to.  
 3 CHAIRMAN FILLAUER: Anyone else?  
 4 Thank you, Dr. Henderson, for your work on this.  
 5 DR. HENDERSON: You are welcome.  
 6 CHAIRMAN FILLAUER: The motion is  
 7 to approve the Oak Ridge Schools Discipline Code  
 8 Handbook on second reading. All those in favor  
 9 signify by saying aye.  
 10 (Whereupon, all members voted aye)  
 11 CHAIRMAN FILLAUER: Opposed?  
 12 Motion carries. Next item is the approval of the  
 13 TSBA Proposed Board Policy 4.406 Internet Safety,  
 14 second reading. Dr. Phillips.  
 15 DR. PHILLIPS: The superintendent  
 16 recommends approval of the Internet Safety Policy  
 17 4.406.  
 18 CHAIRMAN FILLAUER: You've heard  
 19 the recommendation. Do I hear a motion?  
 20 MS. RICHTER: Move for approval.  
 21 MR. EBY: Second.  
 22 DR. PHILLIPS: Attached are copies  
 23 of the Proposed Internet Safety Policy to meet our  
 24 current state guidelines. This policy has been

1 reviewed by the Oak Ridge Schools technology staff.  
 2 The guidelines for password usage is attached behind  
 3 the policy. Changes per Board recommendations are  
 4 listed in red type. I hope.  
 5 MS. RICHTER: They are.  
 6 CHAIRMAN FILLAUER: Questions or  
 7 comments? This is second reading. All those in  
 8 favor of approving TSBA Proposed Board Policy 4.406  
 9 Internet Safety, on second reading, signify by  
 10 saying aye.  
 11 (Whereupon, all members voted aye)  
 12 CHAIRMAN FILLAUER: Opposed?  
 13 Motion carries. Next under Items for Information.  
 14 Enrollment Report. Financial Report. Update on K12  
 15 Survey. Dr. Phillips.  
 16 DR. PHILLIPS: Yes, that survey  
 17 window was closed last Wednesday on the 20th. And  
 18 I've been in contact with the K12 representative and  
 19 they are in the process of writing up the results  
 20 and it will be presented to us in a Power Point to  
 21 make any corrections. And we've already talked  
 22 about a couple of pieces that I felt like needed to  
 23 be added into it. So I think it's going to be a  
 24 pretty comprehensive analysis of the data when they

1 send it. But, if not, we will send it back and they  
 2 will complete it prior to us presenting it to you  
 3 guys.  
 4 CHAIRMAN FILLAUER: Any questions?  
 5 The Board of Education calendar for 2012/2013, which  
 6 may or may not stay that way. But at this point in  
 7 time, that's what it is. Any Old Business? Any New  
 8 Business? Communications? I hope each Board  
 9 member, we had a couple of thank-you notes that came  
 10 by, I think everybody got a chance to see those.  
 11 And we are adjourned.

*W. Keys Fillauer*

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Oak Ridge Board of Education

W. Keys Fillauer, Chairman

*Mac Shelly*

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Assistant Superintendent, Oak Ridge Schools

Dr. Marian Phillips

*8-6-12*

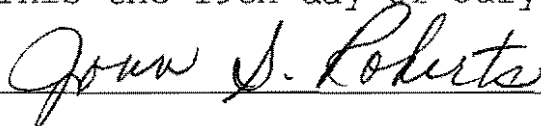
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Date Approved

C E R T I F I C A T E

I, Joan S. Roberts, Notary Public at Large  
for the State of Tennessee, and Licensed Court  
Reporter do hereby acknowledge that the foregoing 77  
pages are a true and correct transcript of the  
proceedings taken by me in this cause on the 25th  
day of June, 2012.

This the 19th day of July, 2012

  
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Joan S. Roberts, Court Reporter

TN LCR #480