

**GUILFORD COUNTY BOARD OF EDUCATION  
REGULAR MEETING  
GREENSBORO, NORTH CAROLINA**

**Tuesday, October 14, 2008**

The Guilford County Board of Education met in a regular meeting on Tuesday, October 14, 2008 at 712 North Eugene Street, Greensboro, North Carolina. The following board members were present: Jeff Belton, Nancy Routh, Kris Cooke, Garth Hébert (arrived 6:12 p.m.), Anita Sharpe, Walter Childs (arrived 7:22 p.m.), Alan Duncan, Darlene Garrett, Deena Hayes, Dot Kearns, Amos Quick (6:09 p.m.) Also present were Superintendent Maurice Green and Attorney Jill Wilson.

**Call to Order**

Chairman Duncan called the meeting to order at 6:01 p.m.

**Pledge of Allegiance and Moment of Silence**

Board member Jeff Belton led the Pledge of Allegiance and a moment of silence.

**Recognitions**

**A. GCS Employee of the Month for October 2008**

The board recognized Dana Carpenter, a teacher at Alamance Elementary, nominated by Michael Bell, a former student as the Guilford County Schools October Employee of the Month. Anita Sharpe presented Ms. Carpenter with a certificate of recognition and a \$50 gift card from Sam's Club.

**B. GCS Volunteer of the Month for October 2008**

The board recognized Heather Jones, a volunteer at Reedy Fork Elementary, as the Guilford County Schools October Volunteer of the Month. Ms. Jones was not present at the meeting. Dot Kearns read the certificate of recognition which will be sent to Ms. Jones. She also received a gift bag and a \$25 gift check from American Express.

**C. Ferndale Middle School's Future Business Leaders of America**

The board recognized Ferndale Middle's Future Business Leaders of America Chapter for winning first place in the state for middle level computer slideshow competition. Led by Juanette Capers, a business and marketing teacher at Ferndale, the team placed third in the state for community service, and placed first in the region in Business Math. The chapter was also recognized nationally for this feat and was featured in "Tomorrow's Business Leader" magazine.

**D. 2008 GCS Principal of the Year and Finalists**

The board recognized five principals as finalists for the 2008-09 Guilford County Schools (GCS) Principal of the Year and named the winner at the Wachovia "Best in Class Awards" on September 22, 2008. Dr. LaToy Kennedy, principal at Wiley Elementary, was named this year's Principal of the Year. She won \$1,000 and will represent principals across the district at various local and state events. Dr. Brian Clarida (Sumner Elementary), Dr. Benita Lawrence (Monticello-Brown Summit Elementary), Kenneth Wheat (Pruette SCALE School) and Rodney Wilds (Jackson Middle) were finalists. Darlene Garrett presented gift items to each finalists.

**Public Comments**

Chairman Duncan called on members of the public who requested an opportunity to address the board.

Mark Jewell, 210 Lindell Road, Greensboro, NC 27403  
Joe Stafford, 4604 Forest Village Drive, Greensboro, NC 27406

## **Approval of Agenda**

Chairman Duncan asked board members to review the meeting agenda and called for a motion to approve or amend it.

Chairman Duncan requested that Item A under staff report (New Atlantic Contract) be moved and become new Item C under board discussion.

*Motion was made by Garth Hebert, seconded by Anita Sharpe to approve the agenda as amended. The motion passed upon unanimous voice vote.*

## **Consent Agenda**

Superintendent Maurice Green presented the following consent agenda items:

### **A. Meeting Minutes**

The minutes of the September 11 Regular Meeting and September 23 Regular Meeting were presented for approval.

### **B. Personnel Action Reports**

The consent agenda included personnel actions as noted in the monthly Personnel Action Report requiring board approval.

### **C. 2007-08 Budget Amendments/Transfers Report**

The consent agenda included State, Local, Federal, Capital Outlay, Child Nutrition Fund and After School Care Enrichment Services (ACES) budget amendments/transfers for the 2007-08 school year.

*State Public School Fund Amendment #8* reflects:

- the year-end adjustments to align position/months of employment/categorical allotment budgets with actual expenditures and/or actual versus projected budgets (denoted by an asterisk on the attachment)
- the receipt of:
  - Substitute reimbursement for teachers attending a one-day multi-county Holocaust workshop (\$168)
  - School Technology Fund interest for April 2008 (\$1,252)
  - Funding for guidance counselor in Behavioral Support (Willie M) program (\$31,765)
- transfers due to site-based requests and year-to-date expenditures

*Local Current Expense Fund Amendment #8* reflects:

- the receipt of:
  - JROTC revenue (\$156,110)
  - More at Four reimbursement for May and June 2008 (\$737,420)
  - NC QUEST (*Quality Educators through Staff Development and Training across North Carolina*) grant reimbursement from UNC-G for May and June 2008 (\$16,929)
  - School Impact Grant reimbursement for April, May and June 2008 [*Funds from NC Refugee Assistance Program (RAP) that provide assistance to public schools for educational support to refugee children*] (\$41,275)
  - Communities in Schools of High Point reimbursement for 50 percent of the salaries of CIS coordinator positions at Allen Jay, Fairview, Kirkman Park,

- Montlieu and Parkview Elementary schools and 25 percent of the salaries of CIS coordinator positions at Northwood and Oak Hill Elementary schools (\$36,180)
- United Way additional reimbursement for Gateway Education Center (\$65,068)
- Communities in Schools of Greater Greensboro reimbursement for 50 percent of the salaries of youth development coordinator positions at Cone, Rankin, Vandalia, Washington and Wiley Elementary schools (\$75,223)
- Funding from the Joseph M. Bryan Foundation of Greater Greensboro for the Principals' Leadership Institute (\$170,000)
- United Way of High Point reimbursement for 50 percent of the salaries of Bridges to Success youth development coordinator positions at Allen Jay, Fairview, Kirkman Park and Montlieu Elementary schools and 50 percent of the salaries of GRANDPals coordinator positions at Fairview and Union Hill Elementary schools (\$54,120)
- Quarterly payment from Time Warner Cable per the franchise agreement between Time Warner and the City of Greensboro (\$8,477)
- Funds from the City of Greensboro, pursuant to the Video Services Competition Act, for the Educational Access Channel (\$9,938)
- Donation from the Kartridges for Kidz to fund the placement of Automated External Defibrillators (AEDs) in elementary schools in High Point (\$29)
- Substitute reimbursement from Thomasville City Schools for teachers attending Project Bright Tomorrow (\$1,101)
- the transfers due to site-based requests and year-to-date expenditures

*Federal Grant Fund Amendment #8 reflects:*

- the receipt of the following 2007-08 grants:
  - School Improvement Grant (\$173,125)
  - Abstinence Education (\$11,290)
- the transfers due to site-based requests and year-to-date expenditures

*Capital Outlay Fund Amendment #8 reflects:*

- the project ordinances for the May 2008 bond proceeds as approved by the Board of County Commissioners on June 19, 2008
- the transfer of \$15,569,752 from the Eastern Guilford High School project to Andrews High School (\$166,286), Brightwood Elementary School (\$80,944), Brown Summit Middle School (\$114,488), Florence Elementary School (\$313,433), Gateway Education Center West (\$5,216,702), Irving Park Elementary School (\$106,199), Lincoln Middle School (\$293,281), Madison Elementary School (\$77,778), Morehead Elementary School (\$25,000), Page High School (\$61,551), Peck Elementary School (\$380,000), Peeler Open Elementary School (\$20,000), Ragsdale High School (\$241,582), Sedalia Elementary School (\$1,122,508), Stokesdale Elementary School (\$350,000) and Union Hill Elementary School (\$7,000,000) projects as approved by the Board of County Commissioners on 6/19/08
- the transfer of funds from the Ferndale Middle School (\$240,000), Guilford Elementary School (\$680,000), Northeast High School (\$169,000), Northern High School (\$1,995,919), Pearce Elementary School (\$835,000), Reedy Fork Elementary School (\$626,000) and Southern Middle School (\$518,000) projects to Gibsonville Elementary School (\$263,000), Northern High School (\$195,000), Northern Middle School (\$215,000), Parkview Elementary School (\$740,000), Pleasant Garden Elementary School (\$518,000) and Union Hill Elementary School (\$3,132,919) projects as approved by the Board of County Commissioners on 6/19/08
- the transfers due to site-based requests and year-to-date expenditures

*Child Nutrition Fund Amendment #1* reflects:

- the actual revenues and expenditures as of June 30, 2008
- the transfers due to site-based requests and year-to-date expenditures

*After School Care Enrichment Services (ACES) #8* reflects:

- the receipt of revenue for summer programs at Florence, Hunter and Stokesdale Elementary schools (\$23,693)
- the transfers due to site-based requests and year-to-date expenditures

**D. Approval of Board/Superintendent's Communication Plan**

The consent agenda included a recommendation to approve the board/superintendent's communication plan. The superintendent will develop and implement appropriate protocols between the board of education and the superintendent. This plan was reviewed during the Board of Education's Fall Retreat on September 20. As suggested by various board members, one change was made to the document so that it now includes that the superintendent will notify all board members of his announced school visits.

**E. Permanent Sidewalk Slope and Temporary Sidewalk Construction Easements, Smith High School**

The consent agenda included a recommendation to approve the sidewalk easements at Smith High as requested by the City of Greensboro. In 2004, GCS asked the City of Greensboro to construct a sidewalk on the western side of the Smith High campus, along South Holden Road, in order for students to more safely walk to Smith High. In order to install this sidewalk, the City of Greensboro purchased 816 square feet of area from the Board of Education in December of 2004 for \$11,400. After further engineering was completed for this project, the city discovered that certain electrical utilities installed along South Holden Road could not be relocated in order to accommodate the sidewalk. In addition, recent Americans with Disabilities Act (ADA) requirements indicated that the location of the sidewalk would need to be modified, in order for its construction to commence.

The city is now requesting that GCS grant to it a permanent sidewalk slope easement (4,931 SF) and a temporary sidewalk construction easement (1,143 SF) to be located on the western side of the Smith High property in order to adequately locate and construct the sidewalk outside of existing electrical utility locations. The sidewalk will be constructed entirely within the city owned area. The currently requested permanent sidewalk slope easement and temporary sidewalk construction easement are needed in order for the sidewalk to be adequately supported and for the ADA-required ramps to be constructed on both sides of the Smith High driveway and at the southeast corner of the Vanstory Street/South Holden Road intersection.

The construction of the sidewalk on the Smith High campus in this location will also require the removal of three 8" trees near the South Holden Road/Vanstory Street intersection. The city is proposing to compensate GCS in the amount of \$600 for the trees proposed to be removed. Please see the attached Diagrams A and B for illustrations that show the proposed location of the requested easements and proposed trees to be removed, as well as a copy of the recorded 2004 deed from the Board of Education to the City of Greensboro.

The proposed sidewalk will extend the full length of the western side of the campus, connecting to an existing sidewalk located on the northern side of the campus along Vanstory Street. The stretch of sidewalk proposed to be constructed on the Smith High campus will also connect with a future sidewalk to be constructed south of the campus.

**F. City of High Point Sewer Easement Request for Shadybrook Athletic Complex, 2921 School Park Drive**

The consent agenda included a recommendation to approve the sewer easement at 2921 School Park Drive, as requested by the City of High Point for the Shadybrook Athletic Complex. The proposed easement would be comprised of 2,897 square feet and is requested in order to provide sewer service to the city's soon-to-be-constructed Shadybrook Athletic Complex. The actual sewer line itself will be located in the School Park Drive right-of-way (not on GCS property), but the city is requesting the easement in order to adequately access the line for maintenance.

Discussions with the City of High Point regarding sewer access for a future middle school on the GCS property at this location have indicated that the appropriate location for this school's sewer tap could be accommodated using the existing sewer line in the Shadybrook Road right-of-way. As a result, a tap for this future school would not be needed in the School Park Drive sewer line.

**G. Duke Energy Carolinas Right-of-Way Agreement, Stokesdale Elementary School**

The consent agenda included a recommendation to approve rights-of-way requested by Duke Energy Carolinas affecting the Stokesdale Elementary School campus. Duke Energy Carolinas has requested that the board grant rights-of-way affecting 20 and 30-foot strips at Stokesdale Elementary to permit the installation and maintenance of overhead and underground wiring to serve the mobiles being located on the school campus. The requested rights-of-way would have widths of 10 and 15 feet on each side of a centerline, and their locations would be determined by the centerline of the electrical facilities to be installed.

Jill recommended approval with the following caveat. The right of way agreement is similar in forms to other such agreements approved by the board in recent months except for the addition of one sentence at the top of page two to address a concern by Chairman Duncan. This new sentence simply states a fact which should not be disputed by anyone. This document does not create any ownership interest, by Duke Energy in any Guilford County Schools property. Rather, it grants Duke Energy certain limited property use privileges so that Duke Energy can provide service for GCS mobile classroom units at Stokesdale Elementary School.

*Motion was made by Kris Cooke, seconded by Dot Kearns to approve the agenda as amended. The motion passed upon unanimous voice vote.*

*Item A passed upon unanimous roll-call vote of 10-0. Item B passed upon majority roll-call vote of 7-to-2 with 1 abstention as follows: **Ayes** – Jeff Belton, Kris Cooke, Alan Duncan, Deena Hayes, Dot Kearns, Nancy Routh and Anita Sharpe; **Nays** – Darlene Garrett and Garth Hébert; **Abstain** - Amos Quick. Item C passed upon majority roll-call vote of 8-to-2 as follows: **Ayes** – Jeff Belton, Alan Duncan, Kris Cooke, Nancy Routh, Deena Hayes, Dot Kearns, Amos Quick and Anita Sharpe; **Nays** – Garth Hébert and Darlene Garrett. Item D passed upon unanimous roll-call vote. Item E passed upon majority roll-call vote as follows: **Ayes** – Jeff Belton, Kris Cooke, Alan Duncan, Deena Hayes, Dot Kearns, Nancy Routh, Anita Sharpe, Darlene Garrett and Garth Hébert; **Abstain** – Alan Duncan. Item F passed upon majority roll-call vote as follows: **Ayes** – Jeff Belton, Kris Cooke, Alan Duncan, Deena Hayes, Dot Kearns, Nancy Routh, Anita Sharpe, Darlene Garrett and Garth Hébert; **Abstain** – Alan Duncan. Item G passed upon unanimous roll-call vote of 10-0.*

**Staff Reports**

**A. Contractual Agreement with A&M Construction Services, Inc. – Pleasant Garden Elementary School Cafeteria Renovation moved to Board Discussion**

Leo Bobadilla, chief operations officer, presented to the board a recommendation to allow Atlantic Contracting Company, Inc. to withdraw their bid due to mathematical error and award a contract to A&M Construction Services, Inc. in the amount of \$535,604 for the renovation of Pleasant Garden Elementary cafeteria and dining room.

Sixteen bids were received on September 9, 2008 with Atlantic Contracting Company, Inc. submitting the low bid of \$452,527. Upon Atlantic Contracting Company, Inc.'s review of their bid, they have determined that a mathematical error was made and therefore have requested to withdraw their bid. The administration has reviewed their request and has determined that the request is justified as provided for in General Statute 143-129.1. A&M Construction Services, Inc., Asheboro, North Carolina, submitted the lowest responsible, responsive bid of \$535,604. The construction budget for this project is \$640,585. The MWBE participation is 14.9 percent.

The board approved to allow New Atlantic Contracting Company, Inc. to withdraw their bid due to mathematical error and award a contract to A&M Construction Services, Inc. in the amount of \$535,604 for the renovation of Pleasant Garden Elementary cafeteria and dining room.

#### **B. Sports Drinks Bid for 2008-09**

John Mann, purchasing officer, presented to the board a recommendation to reject bids submitted on May 14, 2008, May 21, 2008 and May 28, 2008 for juice and sports drinks. He also recommended awarding a contract to Pepsi Bottling Ventures, Winston-Salem, North Carolina, for sports drinks for the 2008-09 school year.

Three bids were received on May 14, 2008, for juice and sports drinks for the 2008-09 school year. The bids were rejected due to incompleteness. All three vendors bid only two of the three required products. Two bids were received again on May 21, 2008, for juice and sports drinks. Both bids were rejected due to incompleteness. Both vendors again bid only two of the three required products. Additionally, Pepsi bid a brand of juice that did not meet specifications. Again, three bids were received on May 28, 2008, for juice and sports drinks. The bid specifications were changed to allow for a line item award, and product specifications were clarified to the state that no added vitamins or minerals are allowed. The following is the bid tabulation of the bids received:

IFH – Bid all approved items, was the only bidder on both juices  
Coca-Cola – bid two of three items, products did not meet specifications  
Pepsi – bid two of three items, low bid on sports drinks

Due to a protest of the specifications by Coca-Cola, Cynthia Sevier, director of school nutrition services and Sharon Ozment, chief financial officer, met with representatives from the three companies. Lynn Hoggard, section chief for North Carolina Department of Public Instruction, also attended. State specifications for the bid products were clarified by Ms. Hoggard. As a result, the small juice was removed from the bid due to lack of availability and competition in the market place.

Two separate bids were received again on September 24, 2008, one for juice and one for sports drinks. The juice bid was awarded, as it fell in the informal range and did not require board approval. Two bids were received for sports drinks with Pepsi Bottling Ventures submitting the lowest responsible, responsive bid of \$219,800.

\$56,000 for Welch's for juice

The board approved to reject the bids submitted on May 14, 2008, May 21, 2008 and May 28, 2008 for juice and sports drinks and award a contract to Pepsi Bottling Ventures, Winston-Salem, North Carolina in the amount of \$219,800, for sports drinks for the 2008-09 school year.

## **Board Discussion**

### **A. Legislative Committee Update**

Chairman Duncan called on board member Dot Kearns, convenor of the legislative committee, to present to the board an update from the legislative committee. Ms. Kearns reviewed with the board the NC School Board Association's Legislative Agenda and discussed with them the items to be included in its agenda. The board will vote on its legislative agenda on October 30, 2008. After the completion of the agenda, the board will meet with the delegation.

The board needs to have delegates to the NC School Board Association. The NCSBA will meet November 10-12, 2008. Amos Quick, Kris Cooke, Deena Hayes and Nancy Routh will serve as the delegates.

### **B. Governance Review Committee Update**

#### **1. First Reading – Policy GACA, Superintendent Teacher Advisory Council**

Chairman Duncan called on board member Nancy Routh, convenor of the governance review committee, to lead the board in a discussion regarding the first reading – Policy GACA, Superintendent Teacher Advisory Council.

*Motion was made by Kris Cooke, seconded by Garth Hebert, to approve Policy GACA for first reading and posting for comments. The motion passed upon unanimous electronic vote.*

#### **2. First Reading – Policy DD, Grants Funding**

Chairman Duncan will call on board member Nancy Routh, convenor of the governance review committee, to lead the board in a discussion regarding the first reading – Policy DD, Grants Funding.

*Motion was made by Anita Sharpe, seconded by Walter Childs, to approve Policy DD for first reading. The motion passed upon unanimous electronic vote.*

## **Closed Session**

*At 7:35 pm, motion was made by Deena Hayes and seconded by Darlene Garrett to go into closed session to preserve the attorney client privilege and to discuss personnel matters protected by state law.*

The board went back into open session at 9:05 p.m.

### **A. Contractual Agreement with New Atlantic Contracting for Phase I – Jamestown Middle School**

Leo Bobadilla, chief operations officer, presented to the board a recommendation to award a contract to New Atlantic Contracting, Inc., for construction management at risk services at Jamestown Middle in the amount of \$2,780,798.

At the August 28, 2008 board meeting, a contract was approved by the board for pre-construction services at Jamestown Middle with New Atlantic Contracting, Inc. in the amount of \$130,000. On October 2, 2008, New Atlantic Contracting, Inc. received bids for construction services for the Jamestown Middle project. The Guaranteed Maximum Price (GMP) is \$2,780,798. The site development construction budget for this project is \$3,500,000. The total for all contracts issued for this project is \$2,910,798. The MWBE participation is 12.64 percent.

Staff recommends awarding a contract \$2,780,798 for phase I site work.

*Motion was made by Garth Hebert and seconded by Anita Sharpe that contingent upon staff being able to review specifications, possible cost savings and commitment of credibility, the award be approved. The motion passed upon unanimous electronic vote.*

The board approved to award a contract to New Atlantic Contracting, Inc. for construction management at risk services at Jamestown Middle in the amount of \$2,780,798, contingent upon staff being able to review specifications, possible cost savings and commitment of credibility.

**C. Architect Selection Committee Update**

Chairman Duncan called on board member Anita Sharpe, convenor of the architect selection committee, to present to the board an update from the architect selection committee.

*Motion was made by Darlene Garrett and seconded by Anita Sharpe that we move forward four schools as single prime projects. The motion passed by electronic vote of 10-1.*

The board voted to move forward with Alamance Elementary, Southeast Area Elementary and Grimsley High as single prime projects, and Summerfield Elementary as a construction management at risk project.

Staff presented to the board the short list for architectural firms as follows:

Ragsdale High School – CMAR

1. Mosley Architecture
2. Schenkel & Shultz
3. Little Architecture

Southeast High/Southeast Middle – CMAR

1. Schenkel & Schultz
2. Little Architecture
3. Mosley Architecture

Alamance Elementary – Single Prime

1. TFF Architects
2. PBC&L Architects
3. SFL&A

Summerfield Elementary – CMAR

1. McKissick Associates Architects
2. SFL&A
3. PBC&L Architecture

Southwest High School – CMAR

1. Robbins
2. PNP

Southeast Area Elementary School – Single Prime

1. Pinnacle Group
2. PBC&L
3. HH Architecture

Allen Middle School – Single Prime

1. PNP
2. Clinton Gravely, AIA
3. Efrid Sutphin Pearce

Grimsley High School – Single Prime (Break-out athletic facilities)

1. Clinton Gravely, AIA
2. McRae Joyce
3. Triad Design

*Motion was made by Anita Sharpe and seconded by Jeff Belton that the board authorize staff to negotiate on the eight projects presented by staff. The motion passed unanimous vote.*

**Salary Increase for Cabinet/Senior Staff Employees**

Superintendent Green recommended that senior staff employees be granted salary increases of 2.75% which was already in the budget and is consistent raises given to other employees non-teachers.

*Motion was made by Nancy Routh and seconded by Deena Hayes that the board approve the recommendation by superintendent of salary increases of 2.75% for senior staff employees. The motion passed by electronic vote of 10-1.*

**Reports from the Superintendent.**

None

**Reports from the Chairman**

None

**Board Comments**

Board members were each allowed two minutes to make remarks, as they deemed appropriate.

**Closed Session**

**Adjournment**

With no further business, at 10:09 pm, *motion was made by Amos Quick, seconded by Walter Childs, to adjourn the meeting. The motion passed upon unanimous voice vote.*