

**CUMBERLAND COUNTY BOARD OF EDUCATION
REGULAR MEETING
Thursday, November 18, 2010**

The Cumberland County Board of Education met in regular session on Thursday, November 18, 2010, in the Central Office Board Room, where the meeting was called to order by Chairman Schlafer at the approximate hour of 6:00 p.m. He welcomed everyone to the meeting.

PRESENT: Schlafer, Bowman, Blalock
Brewer, Davis, Hyder
Janeway, Randolph, Tollett
Douglas Phillips, Phoenix Rep.
Jake Wallace, SMHS Rep
Tyler Janow, CCHS Rep
Julia Timson, CCEA Rep

ABSENT: None

COUNSEL: Mr. Earl Patton

1 **Call to Order** – (See above)

2 **Welcome to Visitors** – (See above)

3 **Moment of Silence**

4 **Pledge to Flag:** Chairman Schlafer led the audience in the Pledge of Allegiance.

5 **Special Recognition:** **A. SMHS, Annell Fields Ecology Class:** One of the 10 *Good Sports Always Recycle* Winners for 2010 in Tennessee: Ms. Fields reported on the way SMHS, led by her ecology class, has broken the record with their efforts in recycling. She presented a very enlightening power point presentation, showing the way the school has cooperated in the program. It is a distinct honor to be one out of ten schools in Tennessee to be a winner in this program. The school was given a plaque by Ms. VanWinkle for their work in this field.

B. Children of Crossville Chamber Orchestra:
Chairman Schlafer reported that the Orchestra was the opening event at the TSBA Fall Festival, and that their performance was outstanding. He hopes to have them perform for the Board soon.

C. Phoenix School: Chairman Schlafer, who sits on the TSSAA Board of Control, reported that the Phoenix School has asked for and received inclusion into the Tennessee Secondary School Athletic Association. After a presentation by Coach Rocky Zazzaro, the full board voted the school in as a full fledged member of the association. The school will now be allowed to have their own athletic program and is going to coop specifically with SMHS. This means that SMHS will allow any member of Phoenix to play on any team that they have. Chairman Schlafer thanked Mr. Scott Maddux, principal of SMHS, for allowing this to happen.

6 **Roll Call:** (See Above)

7 ***Approval of Minutes of October 28, 2010:** (See Exhibit #2) Davis made and Bowman seconded a motion to approve the 10-28-10 minutes as presented, as per Exhibit #2.

ROLL CALL VOTE: Davis (mover-yes)
Bowman (seconder-yes)
All ayes

MOTION: **Carried unanimously**

8. ***Approval of Agenda:** (See Exhibit #1) Blalock made and Randolph seconded a motion to approve the Agenda as per Exhibit #1 with the following changes to the Consent Agenda:

1. Blalock asked to have 17-E-6 (Policy # 1.701, School District Planning) taken out for separate discussion.
2. Janeway asked to have 17-F-2 (Policy #3.201, Safety); 17-F-6 (Policy #3.403, Traffic and Parking Controls); and 17-F-8 (Policy #3.602, Workers' Compensation) taken out for separate discussion. (These changes will be marked as Items #18, 19, 20, and 21 at the end of the Consent Agenda.)

VOICE VOTE: Blalock (mover-yes)
Randolph (seconder-yes)
All ayes

MOTION: **Carried unanimously**

9. **Community Comments:** (None)

10. **School Board Reports**

A. School TLN Report: TLN Representative Brewer reported that there is now a pilot program in the works that will require teachers to not only take their exams, but they will also be required to prove that they can teach students at different performance levels. If this is a successful program, it could be adopted by the State of Tennessee as its standards as early as 2012.

11. **Legal Report:**

A. Dodd Case: Mr. Patton reported that depositions have been taken in this case, including our employees and the plaintiff and his mother. The only deposition that has not been taken is that of the assistant coach (this has been put off a couple of times by the plaintiff's attorney). Mr. Ken Williams is working on a Motion for Summary Judgment, which would possibly dismiss the case in full or partially as to the Board. Both Mr. Patton and Mr. Williams feel that the Board will ultimately be vindicated in the case.

B. EEOC Discrimination Claims: Mr. Patton reported that there are two very early stage EEOC discrimination-type claims that he has been working on this month. He will have a more detailed report for the Board by the next meeting.

Any board member that wishes to meet with Mr. Patton immediately after the meeting tonight is welcome to do so.

12. Director of Schools Report

A. Activity Audit Report: (See Exhibit #3) Ms. VanWinkle stated that this is the audit that Mr. York has done on the Activity Funds. On Page 54, there is a list of Findings and Management's Responses and also Recommendations. Chairman Schlafer stated that a "finding" is a minor adjustment that needs to be made which auditors are paid to discover; an "exception" means that some significantly wrong error has been committed. There were no "exceptions" in this report.

B. Report on Progress of Energy Efficient Schools Initiative: Ms. VanWinkle asked Mr. Steve Smith, Maintenance Director, to report on the progress of the work that is going on in this program. Mr. Smith reported that the lighting is completed at Homestead, Pine View, North Cumberland, CCHS, Pleasant Hill, Brown Elementary, the Central Office, Crab Orchard. (Martin Elementary should be done by the end of this week.) After the lighting crew's Thanksgiving break, Stone Elementary, South Cumberland and CCHS will be started. The installation of Controls is on-going at Martin Elementary and are scheduled to be in operation by 11-29-10. Carwile will start boiler work at CCHS on 11-29-10. The water up-grades will start on 12-6-10 in the following schools in this order: Homestead, Pine View and North Cumberland. Mr. Smith is impressed with the lighting crew. Ms. Allen and Ms. Wilson reported that the lighting at their schools is a great and much needed improvement.

C. FYI: (See Exhibit #4; Information Items)

13. School Board Committees

A. Attorney Contract Committee: (See Exhibit #5) Committee chairman Blalock reported that the committee has recommended that the Board hire an attorney "as needed" and not have an attorney on retainer, effective January 1st, 2011. Blalock made a motion to hire an attorney as needed, effective January 1st, 2011. (Since this is a motion from a committee, it requires no second, according to Parliamentarian Tollett.) In discussion, Janeway stated that if this motion passes, the support for the policy regarding sex offenders will be ineffective since it states that legal representation will be readily available. In discussion, Chairman Schlafer stated that the City of Crossville, Cumberland County, and the Monroe County school system where he works, all have attorneys on retainer. Mr. Patton stated that he feels that the Board does need an attorney on retainer, whether it is he or someone else. Chairman Schlafer explained that a "yes" vote supports the motion; a "no" vote opposes the motion. A further lengthy discussion was had.

ROLL CALL VOTE:

Blalock (mover-yes)
Bowman (yes), Tollett (yes)
Randolph (no), Janeway (no)
Davis (no), Hyder (no)
Brewer (no)
Chairman Schlafer (no)

MOTION: Failed (3-yes, 6-no)

(Continued on Page 4)

