district five
OF LEXINGTON & RICHLAND COUNTIES

Minutes/July 11, 2011

The Board of Trustees of School District Five of Lexington and Richland Counties met at the District Administration Building with the following members present:

Mr. Robert Gantt, Chairman
Mrs. Beth Hutchison-Watson, Vice Chairman
Mrs. Ellen Baumgardner, Secretary
Mrs. Jan Hammond
Mrs. Kim Murphy
Mr. Jim Turner
Dr. Stephen Hefner, District Superintendent

The following staff were in attendance:

Ms. Helen Anderson, Chief Instructional Services Officer
Dr. Angela Bain, Chief Human Resource Services Officer
Mr. Gary Black, Chief Technology Services Officer
Dr. Karl Fulmer, Chief Financial Services Officer
Mr. Keith McAlister, Director, New Design and Construction
Mr. Buddy Price, Director, Office of Community Services

Chairman Robert Gantt called the meeting to order and gave welcoming remarks.

The Invocation was given by Buddy Price. The Pledge of Allegiance was led by Robert Gantt.

During the superintendent's report, Pam Baker gave an update on the status of the Chapin High School's wetlands legal appeal (Exhibit B); Dr. Fulmer presented revisions to Administrative Rule KF-R "Use of School Facilities" (Exhibit C); and Gary Black presented the 3 year Technology Plan (Exhibit D).

During public participation, Drena Sweat spoke regarding attendance lines and school choice; and Susan Baker spoke regarding Chapin High School.

Keith McAlister presented the monthly update on new design and construction (Exhibit E).

Helen Anderson presented proposed revisions and additions to I policies: add new board policy IB "Academic Freedom", add new board policy IHAE "Physical Education", add new board policy IHAF "Arts Education", add new board policy IHAG "Music Education", add new board policy IHAH "World Language Education", replace IA "Philosophy", IB "Goals and Objectives" and IKA "Teaching Methods" with IA "Instructional Goals and Learning Objectives", and replace AC "School District Organization Plan" with IE "Organization of Instruction (Exhibit G).

SCHOOL DISTRICT FIVE
OF
LEXINGTON AND RICHLAND COUNTIES

Meeting of July 11, 2011

	BAUMGARDNER	GANTT	HAMMOND	MURPHY	TURNER	WATSON	WHITE
1. M. Baumgardner S. Hammond Enter executive session to consider the following: 2a) selected employment items (Exhibit A); 2b) student matter; and 2c) administrative staff organization for 2011-2012	X	X	X	X	X	X	A
2. M. Baumgardner S. Watson Approve the agenda	X	X	X	X	X	X	A
3. M. Watson S. Baumgardner I move that Dr. Hefner and board members, except Ms. Murphy, enter executive session to discuss Ms. Baker's update and to strategize on the legal appeals	X	X	X	AB	X	X	A
4. M. Turner S. Murphy That the CFO of District 5 and his staff, provide the Board of Directors of District 5 with a 5 year projection of all general operating revenue and expenses for District 5, beginning with the 2012-2013 school year. Included in these projections will be the impact of the cost of the operation of the proposed 4 new schools: The CATE center, a new high school, middle school, and a new elementary school. The CFO is expected to use his best judgement, sound logic and only reasonable assumptions. Any documentation that can be provided to support the projections should be made available to the Board. The CFO and his staff should be given reasonable time to prepare this information, but it is hereby requested that this information be presented at the next regularly scheduled board meeting of District 5.	No	No	X	X	X	No	A
5. M. Watson S. Baumgardner Approve the selected employment items (Exhibit A)	X	X	X	X	X	X	A
6. M. Hammond S. Baumgardner Approve the naming of Irmo High School's basketball court "Whipple Court" in honor of Tim Whipple (Exhibit F)	X	X	X	X	X	X	A

A = Absent
AB = Abstain
N = No
X = Yes
R = Recuse

SCHOOL DISTRICT FIVE
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Meeting of July 11, 2011

	BAUMGARDNER	GANTT	HAMMOND	MURPHY	TURNER	WATSON	WHITE
7. M. Watson S. Baumgardner							
Approve the minutes of the June 13, 2011 regular board meeting and the June 16, 2011 special-called meeting							
M. Murphy S.							
Amend to split the motion into two							
M. Murphy S. Turner	No	No	No	X	X	No	A
Move to withdraw the item that was included in our board packet after the fact notifying the public of the budget and include it in tonight's meeting minutes							
M. Murphy S. Hammond	No	No	No	X	No	No	A
To not include the document that was included in our board packet and if Ms. Hammond would like to have it in our minutes for tonight's meeting after she listens to the tape and takes her minutes verbatim							
Vote on original motion	X	X	X	No	X	X	A
8. M. Watson S. Baumgardner	X	X	X	X	X	X	A
Adjourn at 10:40 p.m.							

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Attachment 1 is included with the minutes of the July 11, 2011 meeting, at the request of Board member Robert Waitt pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

From: Howard Coogler Jr.
To: Luke McCary
CC: kmcalist@lex5.k12.sc.us
Date: 1/14/2011 10:25 AM
Subject: Chapin High School

Thank you for your letter of January 6th, in which you provided us with an update on the status of the Chapin High renovation project. In reviewing the letter, we remain concerned not only about the still unissued permits, but with two design issues as well. I have address each of our concerns below.

First, with regard to the roof deck, you indicate that you are "trying to resolve the issue with minimal impacts to design". However, at this point neither you nor this Office knows what the impacts on design will be. We do not believe it is appropriate for this Office to approve any project to be advertised when there is an unknown and potentially significant design consideration still unresolved. As a result, we wish to see the design solution to this issue before giving permission to advertise.

Second, we were and remain concerned about the condition of the 40 year old duct board in the building. Furthermore, given the extent of the required above ceiling work on this project, there will no doubt be significant disruption of the duct board. In addition, there is the fact that you do not yet know the amount or location of the existing duct board. We believe it is in the district's best interests to replace all of the existing duct board. However, a potential bidder cannot properly respond to that which has not been quantified and is unknown. We would need to see the specifics of your add/alternate prior to giving permission to advertise.

Third, regarding the status of project permits, the process has advanced since December 16th. However, we wish to know the results of the DHEC meeting before proceeding.

In conclusion, once OSF has received, reviewed and approved revised plans addressing the roof deck issue; the specifics for an "add alternate" for duct board; and, a report with a positive outcome from the DHEC meeting of the 13th---we will reconsider granting approval to advertise. However, I would be remiss if I did not point out that any approval to advertise at this time would carry with it the provision that bids could not be opened until all permits are approved and the court case on the stream mitigation/disturbance issue resolved.

Howard D. Coogler, Jr. PE
Office of School Facilities
S. C. Department of Education

April 3, 2011

Attachment 2 is included with the minutes of the July 11, 2011 meeting, at the request of Board member kim murphy pursuant to S.C. Code Ann. § 30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.

Mr. Robert Gantt, Chairman
Lexington-Richland School District Five School Board
1020 Dutch Fork Rd.
Irmo, SC 29063

Dear Robert:

As per agreement between my attorneys and the District's attorneys, I am recusing myself from the Executive Session portion of the April 4, 2011 board meeting related to receipt of legal advice for the Administrative Law Court appeal identified as "Kim Murphy v. SCDHEC and School District Five of Lexington and Richland Counties."

With kind regards, I am

Sincerely,

Kim A. Murphy

cc: Katie R. Parham
Robert Guild

gmail

Sybil Stowers <sstowers@lex5.k12.sc.us>

For the record comment from 7-11 board meeting

1 message

Kim Murphy <movingmountainskwm@gmail.com> **Wed, Jul 13, 2011 at 8:32 PM**
To: Sybil Stowers <sstowers@lex5.k12.sc.us>

Hi Sybil - Please confirm that you have rec'd this.

During discussion of the motion to enter into executive session:

"I would like my previous statement to be reflected in the minutes as a document and I do not have to recuse myself - I am doing that willingly. There is no financial conflict here but I accept the offer to recuse myself and I will."

Following executive session:

"I did talk with my attorney Katie Parham and she did recommend/advise me that I do recuse myself although there was no financial conflict and I do want the record to reflect that."

Thanks Sybil.

--
Kim Murphy 446-6565
154 Old Laurel Lane
Chapin, SC 29036

Recusal Letter 4-4-2011.docx
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Attachment 3 is included with the minutes of the July 11, 2011 meeting, at the request of Board member Kim Murphy pursuant to S.C. Code Ann. §30-4-90(a)(4) and Board Policy BEDG. The Board majority did not approve, disapprove, or otherwise act upon the contents of this attachment.