

MINUTES

The Campbell County Board of Education met in regular session on Tuesday, March 12, 2013, 6:00 p.m., at the courthouse in Jacksboro, Tennessee. The following school board members were present: Chairman Josh Parker, J.L."Sarge" Collins, Johnny Creekmore, Scott Hill, Eugene Lawson, Rector Miller, Mike Orick, Homer Rutherford, Danny Wilson. Board Member Johnny Byrge was absent from the meeting. Director of Schools, Donnie Poston was present and Gail Parks kept the minutes.

Prayer by Donnie Poston.

Pledge of Allegiance led by Danny Wilson.

I. Roll Call and Call to Order

II. Recognition of Guests

Recognize Nancy McBee, representative of Trane to present winners of Light Switch Plate Sticker Contest. Abby Grace Mayfield – Elementary School Division, Austin Anderson – Middle School Division, Danna Lee – High School Division

Nancy McBee, representative of Trane presented Abby Mayfield, Austin Anderson, and Danna Lee with an Ipad 2 for their participation and winning their division of the Light Switch Plate Sticker Contest. The Board of Education members thanked them for their participation in the contest.

III. Approval of Consent Agenda

A. Minutes of the previous meetings

1. February 12, 2013, regular session meeting.
2. February 28, 2013, special called meeting.

B. Executive Actions.

1. Approve Jacksboro Middle School Odyssey of the Mind to travel to Ashville, NC for state competition on February 22, 2013 through February 23, 2013.
2. Approve Campbell County High School EMR class to travel to Nashville, TN for state HOSA competition on March 4, 2013 through March 6, 2013.
3. Approve Jellico High School softball team to travel to Knoxville, TN to attend Diamond baseball academy on March 1, 2013 through March 2, 2013.

C. Approve Campbell County High School FFA to attend state FFA Convention in Gatlinburg, TN on March 24, 2013 through March 27, 2013.

D. Dilapidated items.

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MINUTES
PAGE 2
MARCH 12, 2013
REGULAR SESSION MEETING

Motion by Miller, second by Orick to approve the Consent Agenda.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

IV. Approval of Regular Agenda

Motion by Hill, second by Rutherford to approve the Regular Agenda.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

V. Comments from the Chair

Chairman Parker request a report next month from the sheriff's department Text a Tip.

VI. Director's Monthly Report

Director Poston stated he was proud of the students for their recognition. Director Poston stated he would be in Nashville next week meeting with other directors for the TOSS Legislative issues. The Save the Children program at White Oak Elementary has been funded for the 2013-2014 school year. This is a literacy program to help our students develop better reading skills. Director Poston informed the board he would be highlighting a policy each month. April will lead discussion of the Tennessee Reform Act. May discussion to school safety, Crisis Management and School Resource Officers. June will hold discussion on School Fiscal Management. Director Poston stated he would like to have media coverage to get involved. July Support Services, August- Attendance Policy, September – Bullying and Harassment, October – Discipline and Zero Tolerance, November- School Nutrition. January 2014 – Classroom and Playground Safety. February- College Career Readiness.

VII. Recognize Jeff Marlow, Director of Finance

A. Monthly Financials.

141 General Purpose School Fund. Balance Sheet as of January 31, 2013

Cash With Trustee - \$7,420,167.61

Total Revenues - \$22,270,714.32

Percent of Budget – 57.2%

Total Expenditures - \$21,884,351.78

Percent of Budget – 55.0%

MINUTES
PAGE 3
MARCH 12, 2013
REGULAR SESSION MEETING

142 School Federal Projects Fund. Balance Sheet as of January 31, 2013
Cash With Trustee - \$447,190.59
Total Revenues - \$3,009,361.28
Percent of Budget – 48.8%
Total Expenditures - \$2,999,453.46
Percent of Budget – 48.7%

143 Central Cafeteria Fund. Balance Sheet as of January 31, 2013.
Cash With Trustee - \$433,468.66
Total Revenues - \$1,893,921.45
Percent of Budget – 55.3%
Total Revenues - \$1,956,386.30
Percent of Budget – 57.2%

Board member Wilson made a request for assistance in better understanding the Budget Amendments and Resolutions. Director Poston stated he would assist him in any way he could.

Karen Henegar gave a detailed summary of the January 31, 2013, Monthly Financial Report and request they be approved at this time.

Motion by Orick, second by Hill to approve the January 31, 2013, Monthly Financial Report. Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Orick-yes, Miller-yes, Rutherford-yes, Wilson-yes. Motion Passed.

B. Approve Budget Amendments and Resolutions.

Karen Henegar gave a summary of the 6 Budget Amendments and Resolutions and request if there were no questions they be approved at this time.

Motion by Hill, second by Creekmore to approve all 6 Budget Amendments and Resolutions. Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Orick-yes, Miller-yes, Rutherford-yes, Wilson-yes. Motion Passed.

C. Reviewing of Bids.
1. Stage Curtains at LaFollette Elementary School.
School & Office Supply - \$9,990.00
A&W Supply – No Bid.

Recommendation to award only bid to School & Office Supply in the amount of \$9,990.00. This is also the recommendation of Donnie Poston, Director of Schools.

MINUTES
PAGE 4
MARCH 12, 2013
REGULAR SESSION MEETING

Motion by Hill, second by Creekmore to approve the February Budget Amendments and Resolutions.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

2. Walkway Canopy – LaFollette Elementary School.

Motion by Rutherford, second by Orick to rebid Walkway Canopy within the next 2 weeks.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

3. Commodity Processing.

Turkey/Cargill Meat Solutions

Turkey Breast Steak, \$1.5500 per pound sliced total price \$4,650.00

Xlean SL Pastrai, total price No Bid

Slow Roasted Pot Roast, \$1.4660 per pound \$4,398.00

Canadian Style Bacon Turkey Ham, \$1.6400 per pound \$4,920.00

Ground Turkey, No Bid

Breast and Thigh Roast, \$1.4720 per pound \$4,416.00

Chunked Pre Cooked Turkey, No Bid

Turkey Breast Deli Meat, \$1.4650 per pound \$4,395.00

Chicken/Pilgram's Pride Cooperation

Chicken Patty, \$1.44 per pound \$14,440.00

Grilled Chicken Patty, \$1.44 per pound \$14,400.00

Chicken Nuggets, \$1.44 per pound \$14,400.00

Chicken Fajita Strips, \$1.70 per pound \$17,000.00

Chicken Breakfast Patty, \$1.44 per pound \$14,400.00

Chicken Diced, \$1.70 per pound \$17,000.00

Grilled Chicken Nuggets, BBO, \$1.44 per pound \$14,400

Chicken Ring Thing, \$1.34 per pound \$13,400.00

Chicken Tenderloin, \$1.21 per pound \$12,100.00

Recommendation to award Turkey Bid to Cargill Meat Solutions. This is also the recommendation of Vicki Woodard, School Nutrition Supervisor.

Recommendation to award Chicken Bid to Pilgrim's Pride. This is also the recommendation of Vicki Woodard, School Nutrition Supervisor.

MINUTES
PAGE 5
MARCH 12, 2013
REGULAR SESSION MEETING

Motion by Miller, second by Lawson to approve Commodity bid.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

- D. Request permission to advertise Bids.
1. Copy paper for the 2013-2014 school year.
 2. Milk and milk products, Ice Cream, Produce, Food and Non-food, Chemicals, Small Equipment for the 2013-2014 school year. (Attachment)
 3. Update security equipment at Campbell County High School and Jellico High School. This is to be funded through the Safe Climate Grant.
 4. Preschool playground equipment for Jellico Elementary School.
 5. Surface and fill area for Preschool playground equipment at Jellico Elementary School.
 6. Paving of parking area and fencing at East LaFollette Learning Academy.
 7. Glass safety vestibule for Wynn Elementary, Valley View Elementary, Campbell County High School, LaFollette Middle School & Jacksboro Middle School.

Motion by Miller, second by Creekmore to approve item VII-D, 1 through 7.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

- E. Request permission to accept renewal of contracts.
1. Bread bid with Flowers Baking Company.
 2. Pest Control with Cook's Pest Control.
 3. Cleaning for Grease Interceptors – Cox's Septic Service.
 4. Hood Cleaning and Fire Equipment – Campbell County Fire Equipment.
 5. Humidity Control for coolers and freezers – Humitech.

Motion by Hill, second by Orick to approve renewal of contracts.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

- F. Update from Faye Comer regarding individual school activity funds.

Mrs. Comer asked the board if there were any questions. Board member Orick asked Mrs. Comer if this report included all locations. Mrs. Comer replied yes. Chairman Parker asked how much was received for district ticket revenues. Mrs. Comer responded by saying over \$17,000. TSSAA took 18%. Concession was 100% profit to the school and will be divided equally between the boys and girls basketball team.

MINUTES
PAGE 6
MARCH 12, 2013
REGULAR SESSION MEETING

The Board of Education went into recess for an Executive Session with attorney Cantrell.

Meeting Reconvened.

VIII. Items for Action:

- A. Approve Campbell County School Nutrition Department Summer Feeding Program for 2013. The program begins June 3rd and will be open through July 31, 2013. School preparation sites will be Jellico High School for North Campbell County and Campbell County High School for South Campbell County.

Motion by Rutherford, second by Creekmore to approve 2013 Summer Feeding Program. Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

- B. Approve reading textbooks as approved by committee. Journeys by Houghton Mifflin Harcourt was the approved textbook for grades K-5.

Motion by Hill, second by Lawson to approve reading textbooks as approved by committee. Board member Miller asked if this was the curriculum or the textbook. Rita Goins responded by saying it was for the textbook.

Parker-yes, Byrge-absent, Collins-yes, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

- C. Approve Anderson County Driver Training Program.

Motion by Miller, second by Orick to table item VIII-C until a later date.

Parker-yes, Byrge-absent, Collins-no, Creekmore-yes, Hill-yes, Lawson-yes, Miller-yes, Orick-yes, Rutherford-yes, Wilson-yes. Motion Passed.

IX. Items for Discussion:

- A. Discuss Elementary Schools School Resource Officers.

Board member Miller stated he asked this item be placed on the agenda for discussion and request Director Poston to give the board an update on where they stand with the state regarding funding. Director Poston stated he would be going to Nashville next week and was hopeful to receive information. Director Poston stated it would cost approximately \$400,000. Attorney Cantrell stated he felt the board would know before the next meeting so they would know in time to do the budget for next year.

MINUTES

X. Discuss Legal Matters.

Mr. Cantrell stated he was contacted by the State of Tennessee's Office of Coordinated School Health Grant back early in the summer and fall. Complaints have been raised at the state level that the Coordinated School Health Grant is not being administered appropriately based on the investigation. It appears this is not a system problem but a problem individual. This has been made to the attention to Director Poston in which he is investigating. We have had a retaliatory EEOC complaint filed against the board. This is also being investigated and we have had these in the past and will cooperate with the EEOC. Attorney Cantrell stated at present he did not see any exposure to the system or doesn't believe anything inappropriate has been done at all. Attorney Cantrell stated he was informing the board the complaint was being responded to and his concern at level is zero to pay any money or that we have done anything wrong. Also, another situation, has arisen an employee tried to avail themselves of a remedy through the new state law which requires us to hire an independent hearing officer to adjudicate different types of employee situations. Attorney Cantrell stated last year Tennessee General Assembly passed a law which states, if an administrator takes action that affects the pay or the position of any employee, we have to participate in an administrative law hearing. When they took away with collective bargaining rights what occurred was they brought in the ability for the employee to have an impartial hearing officer brought in and at this time it was at our cost. This program allows for this process to be used if it involves either a loss of pay or loss of position. We have a request that has been made for one that was related to a written reprimand which was placed in the file. There was no loss of pay or loss of position. Attorney Cantrell stated he has investigated the statute and does not feel this is allowable. We are giving the employee the voluntary opportunity to withdraw the claim. We have filed a Motion to Dismiss. If the employee proceeds with this and the Motion to Dismiss is granted Attorney Cantrell stated he probably would come back to the board and ask for permission to allow an action to where the employee would have to bare the cost. This is substantial to the tax payers to bring in an outside hearing officer for something that is pretty trivial. Attorney Cantrell stated if the employee voluntarily withdraws the claim we will say fine and go with it. The hearing officer has said he will not charge us at that assessment. If we move forward and have a hearing and we get a dismissal we are looking at \$10,000 to \$12,000 of taxpayer money to go through the process. Employees have to be paid to stay late for the hearings. Attorney Cantrell stated inclosing he did not foresee any legal perils that the board should be aware.

XI. Recognize School Board Members

Board member Orick asked Attorney Cantrell about the commission setting up a committee as over site to the solar panel project. Attorney Cantrell stated the statute was clear that once the money is appropriated through a public fund or expenditure request the commission would lose the ability to micromanage or have oversite with it. It is the boards responsibility to hire the contractor to oversee the work.

MINUTES
PAGE 8
MARCH 12, 2013
REGULAR SESSION MEETING

Attorney Cantrell stated this concerned him that this would be an oversight committee and recommended the board respectfully decline the assistance of the committee. Board member Orick stated the invoices they discussed were all public information. A request of the Freedom of Information Act could be given to Gail Parks and she could provide all the information to them. Board member Miller asked Director Poston if board policy 4.200, a complete curriculum is to be placed at each school. Director Poston said yes but it was piece mill but would investigate. Attorney Cantrell stated next year the Common Core Curriculum Standards go into effect and if there is a policy on book if this policy is in place it would be cumbersome because everyone has to be following the same curriculum and this will be online. Chairman Parker stated a packet from TSBA was given to each board member regarding recommendations for Section 4 of the policy manual and asked the board to take a look at the recommendations.

Meeting Adjourned.

Donnie Poston
Director of Schools

Josh Parker
Chairman of the Board