

Board of Education Agenda
Wichita Public Schools · USD 259
February 8, 2021 · 6 p.m.
Wichita High School North Lecture Hall
1437 Rochester · Wichita KS



Wichita Public Schools will be the district of choice in our region,
where all students and staff are empowered to dream, believe and achieve.

Pursuant to Governor Laura Kelly's State of Disaster Emergency Declarations concerning the COVID-19 pandemic and pursuant to authority granted under Kansas Administrative Regulation 16-20-01, as well as the Board of Education's concern for the health and safety of the public, the public will not attend this BOE meeting. One representative from each news media organization will be allowed to attend the meeting. During the BOE Meeting's agenda, one representative from the Service Employees International Union and the United Teachers of Wichita respectively will be permitted to make a Report.

The Board meeting will be shared "live" via WPS-TV on Cox Channel 20, the district's Web site at www.usd259.org/wpstvonline, or by searching **WPS-TV** on the Livestream app for phone, Roku, and Apple TV.

Following its conclusion, this meeting will be available on the Wichita Public Schools' YouTube channel. It will also be rebroadcast on WPS-TV Cox Cable Channel 20, and online at WPS-TV 10 times per week. The rebroadcast schedule is available on our website, www.usd259.org/boe.

I. Roll Call

- A. Moment of Silence
- B. Pledge of Allegiance
- C. Statement about the COVID-19 Modified Meeting Format

II. Reports

- A. Recognition of Outgoing Board President Sheril Logan.
Ms. Logan served as BOE President in the 2014-15 and 2016-17 fiscal years, and from July 24, 2018 through January 11, 2021. As President, Ms. Logan has served the most terms (4.5) and also the longest continuous time (2.5 years) since unification of the Wichita school district and other area districts into USD 259 in July 1965.
Contact(s): Stan Reeser

B. Report – Good News

1. 2021 Scholastic Art Awards.

The Scholastic Art and Writing Awards is the oldest and most prestigious recognition program for creative teenagers in the U.S. Each work is reviewed by a panel of arts professionals for originality, technical skill, and an emergence of professional vision and voice. The Alliance also partners with art institutes, colleges, and universities to earmark scholarships for college-bound Scholastic Awards recipients. This year, 45 works from three WPS High Schools were selected for the Eastern Kansas Scholastic Art Awards. Winning categories include American Vision, Gold Key, Silver Key, and Honorable Mention. This exhibition will be on display at Mark Arts, 1307 N. Rock Road, from February 12-March 27, 2021.

Contact(s): Shawn Chastain

2. Recognition of Community Partners in 2020-21.

The Wichita community continues to support Wichita Public Schools in a variety of ways. Tonight, we will recognize those partners who have helped address the increased and different needs of our district and schools since spring 2020.

Contact(s): Suzy Finn

C. Report – Service Employees International (SEIU)

D. Report – United Teachers of Wichita

III. E-mail Public Comment

During the COVID-19 modified meeting format, public comments may be submitted by e-mail only, by e-mailing comments to the Clerk of the Board's office at mwillome@usd259.net, **prior to 8 a.m.** on the BOE meeting day. E-mail comments should be limited to items on the BOE agenda or items within the jurisdiction of the Board. The subject line of the e-mail when submitted should include the topic the speaker wishes to address. Comments at a meeting will not include personnel matters concerning district employees and/or matters that would violate the privacy of students. When submitted to the Clerk of the Board, complete contact information (first/last name, street address, city/state/zip, daytime phone number) is necessary in order for the e-mail to be included in the public comments addendum to the BOE Minutes. Incomplete information will result in the comments not being included in BOE Minutes.

IV. Education

A. Every Student Future Ready Strategic Plan: Student and Staff-Centered Response to COVID Pandemic

Contact(s): Alicia Thompson

Funding Source: NA

Purpose: The Every Student Future Ready plan focuses on four long-term goals:

1. Increase the high school graduation rate;
2. Increase 3rd grade reading proficiency;
3. Increase the percentage of students completing dual credit, concurrent credit, industry certification, or other college and career readiness opportunities; and
4. Ensure that schools are trusted as safe places by students, parents, staff and community.

Tonight's presentation will highlight ways the district has remained focused on Strategic Plan priorities as we have responded to the COVID pandemic.

Recommendation: This presentation is for the Board's information.

V. Consent

A. Human Resources

1. Human Resources Report

Appendix 1

Contact(s): Sean Hudspeth

Purpose: Report.

Recommendation: Board approval.

Note: The Human Resources report is not published on the district's Web site. The report is available from the Clerk of the Board's office before noon on Board meeting dates, or in the display rack outside the North High Lecture Hall before Board meetings.

B. Finance

1. Treasury Warrants: [December 2020](#)

Appendix 2

Contact(s): Susan Willis

Purpose: Monthly report.

Recommendation: Board approval.

2. Monthly Finance Report: [December 2020](#)

Appendix 3

Contact(s): Susan Willis

Funding Source: NA

Purpose: This is a monthly report to the Board on the budget and finances of the district.

Recommendation: The report is provided for the Board's information. No action is requested.

3. Financial Services Enterprise Resource Planning (ERP) System

Appendix 4

Contact(s): Susan Willis, Fabian Armendariz

Funding Source: Capital Outlay and Supplemental General Funds
2020-21 Budget

Purpose: The district's financial enterprise planning system is currently being upgraded to a cloud-based system. The total investment over the next five years, including implementation costs, is \$4,750,000. Because of the significant financial investment in this system, combined with the complexity of cloud architecture and the extremely tight timeline of implementation, we anticipate the need for additional support to apply updates and patches, which is different in the cloud, as well as tweak configuration issues during the first year of the product. The cloud product vendor, Oracle, has an extremely competitive service bundle product that provides assistance with the quarterly system updates, configuration changes, integrations, break-fixes, application incidents, and regression testing.

Recommendation: It is recommended the Board enter into a professional services agreement with Oracle America, Inc., for \$64,322 to allow for one year of Oracle Cloud ERP product support as the new system goes live in March 2021.

C. Bids

1. Purchasing Consent

Appendix 5

Purpose: Report.

Recommendation: Board approval.

Summary

Description of products/services	Amount	Responsible Party
1. Vacuum Replacement and Accessories	\$61,004.60	Luke Newman
2. Food Safety Health Inspection License Renewals	\$32,135.00	Fabian Armendariz
3. Food – December 2020	\$453,049.65	Fabian Armendariz
4. Supply – December 2020	\$128,748.81	Fabian Armendariz

2. Auditorium Lighting Upgrades: Various Sites

Appendix 6

Contact(s): Luke Newman
 Funding Source: Capital Outlay
 2020-21 Budget

Purpose: The 2020-21 Capital Outlay Budget includes monies for the auditorium lighting upgrades at various sites. Bids were received on January 21, 2021, according to plans and specifications. The low combined base bid was submitted by Total Electric, Inc., in the amount of \$184,108.

Recommendation: It is recommended that the Board approve an amount not to exceed \$199,108, which includes the above combined base bid and a contingency amount of \$15,000 with Total Electric, Inc., for the auditorium lighting upgrades at various sites.

Base Bid – Marshall Middle School	\$25,073
Base Bid – Allison Middle School	\$69,549
Base Bid – McAuliffe Elementary School	\$89,486
Contingency Allowance:	\$15,000
Total:	\$199,108

3. Card Reader Installations: Various Sites

Appendix 7

Contact(s): Luke Newman
 Funding Source: Capital Security Fund
 2020-21 Budget

Purpose: The 2020-21 Capital Security Fund includes monies for the third phase of Card Reader Installations at various sites. Bids were received on January 14, 2021, according to plans and specifications. The low base bid was submitted by Southwestern Electrical Company, Inc., in the amount of \$290,148.

Recommendation: It is recommended that the Board approve an amount not to exceed \$313,148, which includes the above base bid and a contingency amount of \$23,000 with Southwestern Electrical Company, Inc., for the third phase of Card Reader Installations at various sites.

Base Bid:	\$290,148
Contingency Allowance:	\$23,000
Total:	\$313,148

4. Parking Lot Resurface: Minneha Elementary School

Appendix 8

Contact(s): Luke Newman
Funding Source: Capital Outlay
2020-21 Budget

Purpose: The 2020-21 Capital Outlay Budget includes monies for the Parking Lot Resurface at Minneha Elementary School. Bids were received on January 20, 2021, according to plans and specifications. The low base bid with alternate was submitted by Pearson Construction, LLC, in the amount of \$82,875.

Recommendation: It is recommended that the Board approve an amount not to exceed \$90,875, which includes the above base bid, Alternate #1, and a contingency amount of \$8,000, with Pearson Construction, LLC, for the Parking Lot Resurface at Minneha Elementary School.

Base Bid:	\$55,575
Alternate #1 Replace Base Material	\$27,300
Contingency	\$8,000
Total:	\$90,875

5. Parking Lot Resurface: School Service Center

Appendix 9

Contact(s): Luke Newman
Funding Source: Capital Outlay
2020-21 Budget

Purpose: The 2020-21 Capital Outlay Budget includes monies for the Parking Lot Resurface at School Service Center. Bids were received on January 20, 2021, according to plans and specifications. The low base bid with alternate was submitted by Pearson Construction, LLC, in the amount of \$54,445.

Recommendation: It is recommended that the Board approve an amount not to exceed \$59,445, which includes the above base bid, Alternate #1 and a contingency amount of \$5,000 with Pearson Construction, LLC, for the Parking Lot Resurface at School Service Center.

Base Bid:	\$33,645
Alternate #1 Replace Base Material	\$20,800
Contingency Allowance:	\$5,000
Total:	\$59,445

D. Programs/Grants

1. Adult Meal Price Increase Under the Summer Food Service Program (SFSP) Operation Appendix 10

Contacts: Fabián Armendariz, David J. Paul
Funding Source: Nutrition Services (Fund 24)
2020-21 Budget and 2021-22 Budget

Purpose: An increase in adult meal prices is recommended while Nutrition Services operates under the Summer Food Service Program (SFSP) to comply with U.S. Department of Agriculture (USDA) and Kansas State Department of Education's (KSDE) Child Nutrition and Wellness requirements. According to their regulations, the adult meal charge must be at least equal the amount of reimbursement received for a free meal plus the value of cash-in-lieu of commodities. When the adult meal charge is less than the free reimbursement rate, the district must provide income from sources outside the Food Service Fund to pay the difference between the free reimbursement rate and the adult meal charge.

In March 2020, in response to COVID19 related school closures, USDA provided school districts the opportunity to operate under the Summer Food Service Program (SFSP), which allows for all children ages 1-18 to receive free meals and flexibility for remote meal pick-up and distribution. The Wichita Public Schools Nutrition Services department has been operating under this program since March 2020. Under SFSP, meals are reimbursed at higher rates (\$2.4775 for breakfast and \$4.3325 for lunch) and our current adult meal prices (\$2.25 for breakfast and \$3.90 for lunch) are below the required minimum.

Recommendation: It is recommended the Board approve adult meal price increases of \$0.25 for Breakfast and \$0.45 for Lunch to \$2.50 and \$4.35, respectively, while Nutrition Services operates under the Summer Food Service, effective February 15, 2021.

2. Approval to Receive Gift Funds for Education EDGE FY 21 Grants Appendix 11

Contact(s): Alicia Thompson
Funding Source: Education EDGE Gift Funds at Wichita Community Foundation
2020-21 Budget

Purpose: The Education EDGE has received funds to support non-budget expenditures for athletics, fine arts, and mini-grants. In accordance with BOE Policy 1785 – WPS Gift Funds, the Superintendent requests the disbursement of gift funds to appropriate district accounts for expenditure. The requests are described in [Appendix 11](#).

Education EDGE grant recipients will be recognized during a subsequent Good News item. The 2019 Education EDGE Annual Report and historical grant information is available at <http://usd259.org/edge>.

Recommendation: It is recommended that the Board authorize the transfer of funds from the Wichita Community Foundation in the following amounts: Athletics: \$150,000, Fine Arts: \$150,000, and Classroom Mini-Grants: \$150,000.

E. Miscellaneous

1. BOE Meeting Minutes for [January 11, 2021](#)

[Appendix 12](#)

Contact(s): Mike Willome

Purpose: The BOE Meeting Minutes for [January 11, 2021](#) are attached in the Appendix.

Recommendation: Board approval.

2. Proposed Policy Revisions

[Appendix 13](#)

Purpose: As permitted by BOE Policy 0100 – Organization and Functions of the Board, (AIP 3a): Proposed minor revisions to policies may include, but not be limited to, revisions involving policy number, position titles, district office names, and system alignment items. In addition, minor revisions may include combining similar content among policies, deleting obsolete policies, and moving policy content to procedural handbooks if appropriate. This consent item may also include revisions to existing policy as a result of federal, state, or local law or regulation.

Recommendation: Board approval.

Summary

Policy	Title	Person Responsible
6005	Restructuring for No Child Left Behind Act – <i>Proposed for Deletion</i> . <u>Note</u> : P6005 was adopted in 2008 to comply with the U.S. Department of Education’s No Child Left Behind Act (NCLB). In 2015, NCLB was replaced by the Every Student Succeeds Act (ESSA). P6005 is no longer needed.	Gil Alvarez Michele Ingenthron

3. Legal Services: Fleeson, Gooing, Coulson & Kitch, LLC and McDonald Tinker PA

Contact(s): Sean Hudspeth, Tom Powell

Funding Source: 47 Fund – Risk Management Reserve Fund, 42 Fund – Special Liability,
52 Fund – Worker’s Compensation Reserve Fund
2020-21 Budget

Purpose: Fleeson, Gooing, Coulson & Kitch, LLC have submitted a statement for December 2020 legal services and expenses for Civil Litigation in the amount of \$17,548.65.

Fleeson, Gooing, Coulson & Kitch, LLC have submitted a statement for January 2021 legal services and expenses for Civil Litigation in the amount of \$28,048.

McDonald Tinker PA have submitted a statement for December 2020 legal services and expenses for Worker’s Compensation in the amount of \$8,104.60

McDonald Tinker PA have submitted a statement for January 2021 legal services and expenses for Worker’s Compensation in the amount of \$11,532.33

This brings the 2020-21 fiscal year-to-date total to \$130,056.30 for Civil Litigation services and \$48,158.68 for Worker’s Compensation services.

Recommendation for December 2020 Legal Services: It is recommended that the Board authorize payment for legal services and expenses for Civil Litigation and Worker’s Compensation under the school district’s self-insured programs for December 2020 in the amount of \$17,548.65 to Fleeson, Gooing, Coulson & Kitch, LLC and the amount of \$8,104.60 to McDonald Tinker PA.

Recommendation for January 2021 Legal Services: It is recommended that the Board authorize payment for legal services and expenses for Civil Litigation and Worker’s Compensation under the school district’s self-insured programs for January 2021 in the amount of \$28,048 to Fleeson, Gooing, Coulson & Kitch, LLC and the amount of \$11,532.33 to McDonald Tinker PA.

VI. Policy

- A. Second Review: New BOE Policy 0400 - Non-Discrimination Statement and Cross-References in Seven Other Policies Appendix 14

Contact(s): Sean Hudspeth, Tom Powell
 Funding Source: NA

Purpose: This agenda item provides a measure to amend the Wichita Public Schools Statement of Non-Discrimination, codify the Statement of Non-Discrimination in new BOE Policy 0400, and cross-reference P0400 with seven other BOE Policies.

Language is included in new BOE Policy 0400 to prohibit discrimination on the basis of genetic information. For more information, see the U.S. Equal Employment Opportunity Commission’s *Fact Sheet: Genetic Information Nondiscrimination Act* in the Appendix.

Language is also included in other existing policies to more clearly identify behavior that will be considered harassment or discrimination on the basis of sex. This will ensure that the language is consistent with several recent decisions of the United States Supreme Court, including *Bostock v. Clayton County*. For more information, see the Executive Summary in the Appendix.

On January 11, 2021, the Board had its first review of the following policies and requested no further revisions. After the Board’s first review, Administration noted that the Equity, Diversity, and Magnet Committee mentioned in BOE Policy 0900 is no longer active. Thus, AIP 1 of BOE Policy 0900 is revised to reflect current practices, and AIP 2’s reference to the committee is deleted.

Current Policy	New Number	Title
0400	NA	Non-Discrimination Statement – New Policy . The new policy is cross-referenced in the seven policies listed below and controls all BOE policies and other district documents.
0900	NA	Integration and Diversity – Revisions to AIP 1 and 2 as noted above .
0910	NA	Civil Rights Resolution
1115	NA	Sexual Harassment of Employees
1116	NA	Sexual Harassment of Students
1119	NA	Harassment of Students – Briefer policy title does not affect content .
1120	NA	Harassment of Employees – Briefer policy title does not affect content .
4025	4000	Equal Opportunity Employer

Recommendation: it is recommended the Board approve the proposed new BOE Policy 0400 – Non-Discrimination Statement as well as cross-referencing in seven other identified policies.

B. First Review: New BOE Policy 1117 – Sexual Harassment and Complaint Procedures

Appendix 15

Contact(s): Sean Hudspeth, Tom Powell

Funding Source: NA

Purpose: The Wichita Public Schools prohibits sexual harassment. New BOE Policy 1117 - Sexual Harassment and Complaint Procedures is intended to ensure compliance with certain amendments of the regulations implementing Title IX of the Education Amendments of 1972 (Title IX) that took effect on August 14, 2020.

For Title IX and proposed policy 1117 purposes, sexual harassment means conduct on the basis of sex that satisfies as least one of the following:

- A. A school employee conditioning an educational benefit or service upon a person's participation in unwelcome sexual conduct ("quid pro quo" harassment);
- B. Unwelcome conduct that a reasonable person would find so severe, pervasive, and objectively offensive that it denies a person equal educational access; or
- C. Sexual assault, dating violence, domestic violence, or stalking.

An employee found to be responsible for sexual harassment will be subject to discipline, up to and including termination. A student found to be responsible for sexual harassment will be subject to discipline, up to and including suspension and expulsion.

New BOE Policy 1117 supplements 1115 and 1116. In the event of conflict between the requirements of new BOE Policy 1117, on the one hand, and 1115 or 1116, new BOE Policy 1117 will control.

Recommendation: This item provides an opportunity for the Board's first review of new BOE Policy 1117 - Sexual Harassment and Complaint Procedures.

VII. Operations

A. Wichita High School North Mascot

Appendix 16

Contact(s): Terrell Davis
Funding Source: NA

Purpose: The purpose of this item is to discuss the Wichita North High School mascot name. Many organizations and teams – from professional teams to college teams to high schools teams – have started evaluating the impact of culturally-insensitive mascots. The Board received many letters requesting that they look at the Wichita High School North mascot to examine the social impact and ramifications on our students and our district. BOE Policy 1216 – School Themes is provided in [Appendix 16](#) for reference purposes.

Recommendation: This item is for the Board’s discussion and/or appropriate action.

B. Second Review: 2021-22 District Calendar

Appendix 17

Contact(s): Sean Hudspeth
Funding Source: NA

Purpose: The Board had its first review of the proposed 2021-22 District Calendar on January 11, 2021.

Recommendation: It is recommended that the Board adopt the proposed District Calendar with August 12, 2021, as the first day of school, and May 25, 2022, as the last day of school.

VIII. Finance

A. Resolution 2021-01: Energy Service Contract (ESCO)

Appendix 18

Contact(s): Luke Newman, Susan Willis
Funding Source: Capital Outlay Funds, Federal Funds
2020-21 Budget

Purpose: On February 24, 2020, the Board approved an agreement with Navitas to provide ESCO services, beginning with an Investment Grade Audit. This evening’s presentation will provide an update on the process, outline next steps, and propose the first phase of scope and pricing for approval.

Recommendation #1: It is recommended that the Board approve an agreement with Navitas to proceed with the proposed Phase 1 scope at a cost not to exceed \$3,732,263.

Recommendation #2: It is recommended that the Board approve an agreement with PEC Engineering for an amount not to exceed \$671,600 to act as the lead designer and commissioning agent for development of the Phase 2 scope of work.

Recommendation #3: It is recommended that the Board adopt Resolution 2021-01 declaring the intent to authorize the reimbursement of expenditures by obtaining financing through a lease purchase arrangement related to the acquisition and installation of energy conservation improvements for the district.

IX. Miscellaneous

- A. Superintendent's Report
- B. Board of Education Report/Requests
- C. New Business
- D. Executive Session

A motion should be adopted that the Board of Education recess forthwith into Executive Session regarding:

- 1. Consultation with an attorney which would be deemed privileged in attorney-client relationship;
- 2. Personnel matters for non-elected personnel;

The open meeting will resume at approximately _____ in this room.

- E. Reconvene
- F. Adjournment