

Minutes of Mississippi Board of Education Meeting

November 14, 2013

The members of the Mississippi Board of Education met in a work session at 10:00 a.m. on Thursday, November 14, 2013 in the 4th Floor Boardroom of the Central High School Building, 359 North West Street, Jackson, Mississippi. Board members present were: Ms. Rosemary G. Aultman, Ms. Kami Bumgarner, Dr. O. Wayne Gann, Mr. Hal Gage, Mr. William H. Jones, Dr. John R. Kelly, Mr. Charles McClelland, and Mr. Richard Morrison. Board member absent was: Mr. Simon F. Weir, II.

The work session was called to order by Dr. O. Wayne Gann, Chair. Dr. Gann noted the statement on the agenda that cellular telephones and pagers are not permitted during the work session.

Dr. Carey M. Wright gave the following report as the State Superintendent of Education:

- Met with the Lt. Governor and Chairs of the Education Committees and discussed items key to the Mississippi Department of Education.
- Gave the greetings at the Mississippi Teacher Symposium in Tupelo which was well attended.
- Gave greetings on Tuesday at the Mississippi School Boards Association conference and it was well attended.
- Attended the Mississippi Teachers Forum. This group was selected from the Teachers of the Year chosen either by the Mississippi Department of Education or the school district. The group talked about key issues in the state. This very talented group of people will meet on a regular basis and will help with teacher leadership.
- Recognized Mr. Hal Gage who received the Alumni Service Award from Hinds Community College.
- Thanked Ms. Debbie Murphy, Bureau Manager of Federal Programs, and Ms. Karen Austin, Division Director of 21st Century Community Learning Center, on the success of the recent federal audit. She applauded Ms. Murphy and her team on the feedback of the federal audit.

Dr. John R. Kelly reported from the Educational Accountability Subcommittee that the subcommittee discussed amending the business rules for the Statewide Accountability System (that will be discussed later in the Board meeting) and reviewed the cash disbursement report for the Mississippi Department of Education.

Mr. Mike Kent, Mr. John Wallace, Chair, Board of Trustees of Yazoo City School District, Ms. Lucille Lovette, Lead Teacher, Yazoo City School District, and Dr. Arthur Carlidge, Superintendent of Yazoo City School District, gave a report on the current status of the Yazoo City School District.

Mr. Kent reported that the financial situation of the district was much worse than anticipated and previously reported by the school district. He reported that he had worked with Melissa Barnes, Debbie Murphy, and Scott Clements in the Department of Education. Mr. Kent also reported that on November 13, 2013 the school district had received a Tax Anticipation Note in the amount of \$800,000.00 so the district appears to be financially stable until spring.

Ms. Lovette reported an average daily attendance for teachers of 95+% and an average daily attendance for students in the amount of 90%. Ms. Lovette also reported the following personnel changes: a principal and teachers in English I, English II, and U.S. History. Ms. Lovette made a report on the academics in the district and the climate of the district. She also reported that the first round of benchmark teaching has been completed and analyzed and that the school district is developing a plan for student growth.

Dr. Cartlidge reported that the school board members had recently received six (6) hours of training from the Mississippi School Boards Association and that there are additional personnel evaluations being conducted and possible adjustments.

Dr. Larry Drawdy, Dr. Bill Welch, and Dr. Jayne Sargent, Conservator for Claiborne County School District, reported on Claiborne County School District, specifically, the overall neglect of facilities and grounds, major personnel issues, and academic deficiencies. The Board requested a written copy of Dr. Sargent's report. A written copy of the report was subsequently provided to the Board (copy attached).

Dr. Drawdy and Dr. Welch discussed modifying contracts for the following conservators. Dr. Drawdy recommended approval on Friday.

- A. Discussion to modify contract with Mr. Robert E. King, Conservator for North Panola School District
- B. Discussion to modify contract with Mr. Henry Dorsey, Conservator for Hazlehurst City School District
- C. Discussion to modify contract with Mr. James A. Malone, Conservator for Tate County School District
- D. Discussion to modify contract with Dr. Earl Watkins, Conservator for Indianola School District
- E. Discussion to modify contract with Mr. Charles King Barron, Sr., Conservator for Sunflower County School District
- F. Discussion to modify contract with Dr. Margie B. Pulley, Conservator for Oktibbeha County School District

Dr. Drawdy and Dr. Laura Jones reported on the impact of the New Start School law for school year 2013-2014. A meeting was held on October 9, 2013 at the Mississippi Department of Education where the New Start School law was explained to the districts that have a school failing for two consecutive school years.

Dr. Drawdy and Ms. Toni Kersh discussed amending the pilot Dashboards to Diplomas: Using Data for Student Success to include Yazoo City School District. The Board had approved seven (7) districts to participate in the Dashboards to Diplomas pilot at the September 2013 Board meeting. The Office of Dropout Prevention requested that the Board amend the pilot to include Yazoo City School District. Dr. Drawdy recommended approval on Friday.

Dr. Drawdy and Ms. Kersh discussed beginning the Administrative Procedures Act process: To revise State Board Policy 3106 – Youth Detention Center Educational Provisions. Dr. Drawdy recommended approval on Friday.

Dr. Kim Benton and Ms. Trecina Green discussed beginning the Administrative Procedures Act process: To revise State Board Policy 4300 – Intervention which outlines the 3-tier instructional model that schools must use to meet the behavioral and academic needs of all students through quality classroom and instruction opportunities for intervention. Dr. Benton recommended approval on Friday.

Dr. Benton and Mr. Walt Drane discussed awarding discretionary grants to school districts to provide partial funding for a K-3 universal screener in language arts/reading and mathematics. Dr. Benton recommended approval on Friday.

Dr. Benton and Ms. Jean Massey discussed extending the contract with XAP Corporation to continue to provide a Career Information Delivery System (CIDS) for the Mississippi Department of Education (MDE). Dr. Benton recommended approval on Friday.

Dr. Benton and Ms. Massey discussed beginning the Administrative Procedures Act process: To revise the Mississippi Secondary Curriculum Frameworks in Career and Technical Education and Academic Education. The frameworks include: (1) Agricultural Technology & Mechanical Systems (Core); (2) Agricultural Power & Machinery; (3) Automotive Service Technician; (4) Engineering; (5) Food Products (Meats); (6) Forestry; (7) Installation Service (Core); (8) HVAC; (9) Industrial Maintenance; (10) Information Communication I; (11) Information Communication II; (12) Information Technology; (13) Lodging; Hospitality & Tourism; and (14) Welding. Dr. Benton recommended approval on Friday.

Dr. Benton and Ms. Massey discussed beginning the Administrative Procedures Act process: To establish Mississippi Secondary Curriculum Frameworks in Career and Technical Education for (1) Dental Assisting Technology and (2) Sports Medicine. Dr. Benton recommended approval on Friday.

Dr. Daphne Buckley discussed contracting with Evidence-Based Education Research and Evaluation (EBERE) to complete an evaluation of the Teacher Incentive Fund (TIF) Grant. Dr. Buckley recommended approval on Friday.

Mr. Todd Ivey, Dr. Paula Vanderford, and Ms. Jo Ann Malone discussed amending the business rules for the Statewide Accountability System beginning school year 2013-2014 and extend the Administrative Procedures Act process through January 8, 2014. Mr. Ivey recommended approval on Friday.

Mr. Ivey and Dr. Vanderford reported on the *Educational Principles and Practices Task Force* meetings and timeline for completion of the review of the process standards, state statute, and State Board of Education Policies.

Mr. Ivey discussed beginning the Administrative Procedures Act process: To repeal State Board Policy 6100 – Public Records Requests and reestablish 6100 as Request for Information, the title for policies related to Requests for Information. Mr. Ivey recommended approval on Friday.

Mr. Ivey discussed beginning the Administrative Procedures Act process: To establish State Board Policy 6101 – Public Records Policy. Mr. Ivey recommended approval on Friday.

Mr. Ivey and Ms. Melissa Barnes discussed establishing State Board Policy 6902 – Required Monthly Reports to be Furnished to Local School Board. The item has cleared the Administrative Procedures Act process with public comments that were presented to the Board. Mr. Ivey recommended approval on Friday.

Ms. Kathy Boteler stated that the entire presentation of Item No. 20 must be in executive session as it involves specific students. She further stated that the Federal Educational Rights and Privacy Act prohibits educational agencies from disclosing students' personally identifiable information without parental consent and that state law allows the Board to go into Executive Session for strategy sessions of negotiations with respect to the issuance of an appeal order, investigative proceedings by a public body involving allegations of misconduct and discussions between a school board and parents or teachers regarding problems of students or teachers.

Dr. Gann gave the Board an opportunity to discuss the following consent agenda items:

- A. Discussion of monthly contracts with former State Employees receiving retirement benefits (Kim Benton)
- B. Discussion to renew competitive contracts for food and non-food products to local organizations in the State Food Purchasing Program (all seven regions in the state) (Kim Benton)

- C. Discussion of Career and Technical Education grant for the Mississippi Construction Education Foundation appropriated by the Mississippi Legislature, House Bill 1648, 2013 Legislative Session (Kim Benton)
- D. Discussion to establish the *Mississippi Business and Technology Framework*
(Has cleared the Administrative Procedures Act process with no public comment) (Kim Benton)
- E. Discussion to establish the *School Safety Educational Leadership Framework (K-3)*
(Has cleared the Administrative Procedures Act process with no public comment) (Larry Drawdy)
- F. Report of Personnel Actions (Cassandra Moore)

Mr. William H. Jones moved that the Board consider making a closed determination of the need to go into Executive Session with respect to prospective litigation, issuance of an appealable order, and investigative proceedings in accordance with Mississippi Code Sections 25-41-7 (4)(b), (d), and (h). The motion was seconded by Mr. Hal Gage, and the motion passed on a vote of 7 to 0.

Mr. William H. Jones then moved that the Board go into Executive Session for the purpose of discussion of a strategy session or negotiations with respect to prospective litigation involving the Department and the issuance of an appealable order in accordance with Mississippi Code Section 25-41-7 (4)(b), discussion with respect to investigative proceedings of school districts regarding allegations of misconduct or violation of law in accordance with Mississippi Code Section 25-41-7 (4)(d), and investigative proceedings regarding allegations of misconduct or violations of law by an educator, specifically to protect the confidential nature of students' personally identifiable information and/or education records in accordance with federal law and Mississippi Code Section 21-41-7 (4)(d) and (h) and transaction of business related thereto. Mr. Charles McClelland seconded the motion, which passed on a vote of 7 to 0.

Dr. O. Wayne Gann stated the following to remain in the Executive Session: Dr. Cary M. Wright, Mr. Todd Ivey, Dr. Daphne Buckley, and Ms. Kathy Boteler.

Minutes of the Executive Session

Ms. Kathy Boteler informed the public of the Board's decision to go into Executive Session for the purpose of discussion of a strategy session or negotiations with respect to prospective litigation involving the Department and the issuance of an appealable order in accordance with Mississippi Code Section 25-41-7 (4)(b), discussion with respect to investigative proceedings of school districts regarding allegations of

misconduct or violation of law in accordance with Mississippi Code Section 25-41-7 (4)(d), and investigative proceedings regarding allegations of misconduct or violations of law by an educator, specifically to protect the confidential nature of students' personally identifiable information and/or education records in accordance with federal law and Mississippi Code Section 21-41-7 (4)(d) and (h) and transaction of business related thereto.

Dr. O. Wayne Gann recused himself during the arguments and deliberation related to Educator Licensure No. 154558.

During the Executive Session, the Board voted on the following item:

After carefully considering and reviewing the complete record of the hearing proceedings, the brief submitted by Danny Burcham and the brief submitted on behalf of the Mississippi Department of Education, Office of Educator Misconduct, and oral arguments by Raina Lee on behalf of the Office of Educator Misconduct and by Bridgett McDade Clayton, attorney for Educator Licensure No. 154558, on a motion by Dr. John F. Kelly, and seconded by Mr. Richard Morrison, the Board approved on a vote of 6 to 0, there is no basis to disturb the decision of the Commission; therefore based on the evidence the Commission's Subcommittee considered, the decision of the Commission on Teacher and Administrator Education, Certification, Licensure and Development to revoke Educator License No. 154558 is hereby affirmed by a unanimous vote of the State Board. The Board further affirmed the Commission's decision that the Appellant may submit an application for reinstatement not less than five years after the date of the Commission's decision, specifically September 5, 2018.

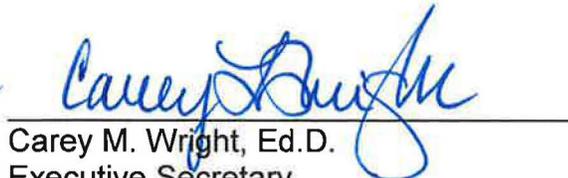
On motion by Mr. William H. Jones, seconded by Mr. Hal Gage, the motion passed on a vote 7 to 0 to come out of Executive Session.

On a motion by Mr. Charles McClelland, seconded by Mr. Richard Morrison, the Board unanimously voted to adjourn the meeting at 1:05 p.m.

Approved:



Dr. O. Wayne Gann, Chair
Mississippi Board of Education



Carey M. Wright, Ed.D.
Executive Secretary
Mississippi Board of Education

Minutes of Mississippi Board of Education Meeting

November 15, 2013

The regular meeting of the Mississippi Board of Education was held at 8:30 a.m. on Friday, November 15, 2013, in the 4th Floor Boardroom of the Central High School Building, 359 North West Street, Jackson, Mississippi. Board members present were: Ms. Rosemary G. Aultman, Ms. Kami Bumgarner, Dr. O. Wayne Gann, Mr. Hal Gage, Mr. William H. Jones, Dr. John R. Kelly, Mr. Charles McClelland, and Mr. Richard Morrison. Board member absent was: Mr. Simon F. Weir, II.

- I. The meeting was called to order by Dr. O. Wayne Gann, Chair. Dr. Gann noted the statement on the agenda that cellular telephones and pagers are not permitted during the Board meeting.
- II. Mr. Charles McClelland led the Pledge of Allegiance to the Flag and Ms. Rosemary G. Aultman gave the Invocation.
- III. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved the minutes of October 17-18, 2013.
- IV. Dr. Gann noted that Item 20 (Action on appeal to the State Board of Education regarding the September 5, 2013, Licensure decision rendered by the Commission on Teacher and Administrator Education, Certification and Licensure and Development) had been deleted.

On a motion by Ms. Rosemary G. Aultman, seconded by Mr. Hal Gage, the Board unanimously approved the agenda as amended with the deletion of Item 20.

V. Report of the Chair

Dr. Gann asked the Board to join him along with the Department in making Christmas a special occasion for some boys and girls in Mississippi this year. Funds will be collected to adopt angels from The Salvation Army Tree (for smaller children) and purchase gift cards for the pre teens and teenagers at The Baptist Children's Village. Our Christmas Elves, Dr. Laura Jones and Ms. Toni Kersh, will be collecting the funds to carry out this event.

Dr. Gann reported that the Board voted on Thursday, November 14, 2013, in Executive Session:

To affirm the decision rendered by the Commission on Teacher and Administrator Education, Certification and Licensure and Development on

November 15, 2013

September 5, 2013 to revoke Licensure No. 154558. The educator can seek reinstatement of his license in not less than five years.

VI. Approval of Action Items

(Items below are numbered to correspond to the items as discussed on Thursday, November 14, 2013.)

05. On a motion by Mr. Hal Gage, seconded by Ms. Rosemary G. Aultman, the Board unanimously approved to modify contracts for the following conservators (copies attached):

(Office of School Improvement, Oversight and Recovery)

- A. Approval to modify contract with Mr. Robert E. King, Conservator for North Panola School District
 - B. Approval to modify contract with Mr. Henry Dorsey, Conservator for Hazlehurst City School District
 - C. Approval to modify contract with Mr. James A. Malone, Conservator for Tate County School District
 - D. Approval to modify contract with Dr. Earl Watkins, Conservator for Indianola School District
 - E. Approval to modify contract with Mr. Charles King Barron, Sr., Conservator for Sunflower County School District
 - F. Approval to modify contract with Dr. Margie B. Pulley, Conservator for Oktibbeha County School District
07. On a motion by Mr. Hal Gage, seconded by Ms. Rosemary G. Aultman, the Board unanimously approved to amend the pilot Dashboards to Diplomas: Using Data for Student Success to include Yazoo City School District (copy attached).
- (Office of School Improvement, Oversight and Recovery)**
08. On a motion by Mr. Hal Gage, seconded by Ms. Rosemary G. Aultman, the Board unanimously approved to begin the Administrative Procedures Act process: To revise State Board Policy 3106 – Youth Detention Center Educational Provisions (copy attached).
- (Office of School Improvement, Oversight and Recovery)**

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09. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved to begin the Administrative Procedures Act process: To revise State Board Policy 4300 – Intervention (copy attached).
(Office of Instructional Enhancement and Internal Operations)
10. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved to award discretionary grants to school districts to provide partial funding for a K-3 universal screener in language arts/reading and mathematics (copy attached).
(Office of Instructional Enhancement and Internal Operations)
11. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved to extend the contract with XAP Corporation to continue to provide a Career Information Delivery System (CIDS) for the Mississippi Department of Education (MDE) (copy attached).
(Office of Instructional Enhancement and Internal Operations)
12. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved to begin the Administrative Procedures Act process: To revise the Mississippi Secondary Curriculum Frameworks in Career and Technical Education and Academic Education to include: (1) Agricultural Technology & Mechanical Systems (Core); (2) Agricultural Power & Machinery; (3) Automotive Service Technician; (4) Engineering; (5) Food Products (Meats); (6) Forestry; (7) Installation Service (Core); (8) HVAC; (9) Industrial Maintenance; (10) Information Communication I; (11) Information Communication II; (12) Information Technology; (13) Lodging, Hospitality & Tourism; and (14) Welding (copy attached).
(Office of Instructional Enhancement and Internal Operations)
13. On a motion by Dr. John R. Kelly, seconded by Mr. Richard Morrison, the Board unanimously approved to begin the Administrative Procedures Act process: To establish Mississippi Secondary Curriculum Frameworks in Career and Technical Education for (1) Dental Assisting Technology and (2) Sports Medicine (copy attached).
(Office of Instructional Enhancement and Internal Operations)
14. On a motion by Ms. Rosemary G. Aultman, seconded by Mr. Richard Morrison, the Board unanimously approved to contract with Evidence-Based Education Research and Evaluation (EBERE) to complete an evaluation of the Teacher Incentive Fund (TIF) Grant (copy attached).
(Office of Quality Professionals and Special Schools)

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15. On a motion by Dr. John R. Kelly, seconded by Mr. Hal Gage, the Board unanimously approved to amend the business rules for the Statewide Accountability System beginning school year 2013-2014 and extend the Administrative Procedures Act process through January 8, 2014 (copy attached).
(Office of Educational Accountability)

17. On a motion by Dr. John R. Kelly, seconded by Mr. Hal Gage, the Board unanimously approved to begin the Administrative Procedures Act process: To repeal State Board Policy 6100 – Public Records Requests and reestablish it as Request for Information (copy attached).
(Office of Educational Accountability)

18. On a motion by Dr. John R. Kelly, seconded by Mr. Hal Gage, the Board unanimously approved to begin the Administrative Procedures Act process: To establish State Board Policy 6101 – Public Records Policy (copy attached).
(Office of Educational Accountability)

19. On a motion by Dr. John R. Kelly, seconded by Mr. Hal Gage, the Board unanimously approved to establish State Board Policy 6902 – Required Monthly Reports to be Furnished to Local School Board. The item has cleared the Administrative Procedures Act process with public comments that were presented to the Board (copy attached).
(Office of Educational Accountability)

21. On a motion by Mr. Hal Gage, seconded by Dr. John R. Kelly, the Board unanimously approved the following consent items (copies attached):
 - A. Approval of monthly contracts with former State Employees receiving retirement benefits
(Office of Instructional Enhancement and Internal Operations)

 - B. Approval to renew competitive contracts for food and non-food products to local organizations in the State Food Purchasing Program (all seven regions in the state)
(Office of Instructional Enhancement and Internal Operations)

 - C. Approval of Career and Technical Education grant for the Mississippi Construction Education Foundation appropriated by the Mississippi Legislature, House Bill 1648, 2013 Legislative Session
(Office of Instructional Enhancement and Internal Operations)

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- D. Approval to establish the *Mississippi Business and Technology Framework*
(Has cleared the Administrative Procedures Act process with no public comment)
(Office of Instructional Enhancement and Internal Operations)

- E. Approval to establish the *School Safety Educational Leadership Framework (K-3)*
(Has cleared the Administrative Procedures Act process with no public comment)
(Office of School Improvement, Oversight and Recovery)

VII. Recognition Ceremony

Outstanding Judges Working to Improve Juvenile Justice

Rankin County Court Judge Thomas Broome

Adams County Court Judge John Hudson

2013 November Employee of the Month

Lillia Jones

Office of School Improvement

Educ-Specialist, Senior

VIII. State Board of Education

- 01. Dr. Gann reported that he attended the Education Symposium in Tupelo, MS.

- 02. There was no request to attend a meeting.

IX. There was no other business.

Dr. Gann announced that the December Board meeting is scheduled for December 19, 2013 and it is a teleconference meeting. The teleconference meeting will start at 10:00 a.m.

- X. On a motion by Mr. Hal Gage, seconded by Ms. Rosemary G. Aultman, the Board unanimously voted to adjourn the meeting at 8:55 a.m.

Approved:



Dr. O. Wayne Gann, Chair
Mississippi Board of Education



Carey M. Wright, Ed.D.
Executive Secretary
Mississippi Board of Education