

**KANSAS STATE BOARD OF EDUCATION
Work Session**

September 8, 2009

The Board held a work session beginning a 9:00 a.m. Tuesday, September 8, 2009, in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas. All members were present with the exception of Mr. Bacon. Mrs. Cauble was present by phone. The Board discussed its role as the Board for the Kansas State School for the Deaf and the Kansas State School for the Blind. Superintendents from each school were present to answer questions. It was the consensus of the Board that staff of the Kansas School for the Deaf and the Kansas School for the Blind inform the Board in a timely manner if they are facing a budget shortfall that would require going to the legislature to request more funding.

9/08/09 a.m. session
audio archive
(0:02:05)

The work session concluded at 11:00 a.m. after which, Board members had the opportunity to watch President Obama’s television address to students across the nation.

**KANSAS STATE BOARD OF EDUCATION
Meeting Minutes**

September 8, 2009

CALL TO ORDER

Chairman Waugh called the September meeting of the State Board of Education to order at 1:00 p.m., September 8, 2009 in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

9/08/09 p.m. session
audio archive
(0:00:34)

ROLL CALL

All members were present:

Carolyn L. Wims-Campbell	Jana Shaver
Sally Cauble (present by phone)	Sue Storm
Walt Chappell	Janet Waugh
David Dennis	Ken Willard
Kathy Martin	

Mr. Bacon was absent at the beginning of the meeting, but arrived at 1:15 p.m.

STATE BOARD MISSION STATEMENT, MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Chairman Waugh read the Mission Statement of the Board and then called for a moment of silence. The moment of silence was followed by the recitation of the Pledge of Allegiance. (0:01:24)

APPROVAL OF THE AGENDA

Chairman Waugh asked to add discussion of the commissioner’s search to the agenda as item 9 a. Mrs. Martin moved, with a second by Mrs. Shaver, that the State Board approve the agenda as amended. The motion carried 9-0, with Mr. Bacon absent. (0:03:10) **MOTION**

APPROVAL OF MINUTES

The Chair asked for approval of the August 2009 meeting minutes. Ms. Storm moved, with a second by Mrs. Martin, that the minutes be approved as presented. The motion carried 9-0. (0:04:22) **MOTION**

COMMISSIONER'S REPORT AND UPDATE ON BOARD GOALS

(0:05:01)

Attached to the Commissioner written report was a progress report on the nine State Board of Education's Career & Technical Education policy statements. The Commissioner reported on activities concerning H1N1 flu preparedness in schools. Dr. Posny had also provided Board members with a list of activities that have been completed by the Department since February 2009 on the Board's goals and objectives. She reviewed a few of the activities to give Board members an idea about what the progress report contained. Discussion followed. Mr. Willard asked about the status of the state's educational data system and requested an update on it at a future Board meeting.

CITIZENS' OPEN FORUM

(0:31:40)

Chairman Waugh declared the Citizen's Open Forum open at 1:30 p.m. Three individuals addressed the Board. Shari Wilson, Kansas Association of Conservation and Environmental Education (KACEE), Kansas City, invited Board members to the upcoming Kansas Environmental Education Conference to be held November 6-7, 2009, at the Holiday Inn and Conference Center, Lawrence. She also updated the Board on the Kansas Coalition on Children and Nature and reported that the papers presented at the Green Schools conference were available on-line.

Eugene Williams, General Manager of KTWU, and Tom Krebs, Kansas Learning First Alliance (KLFA), both from Topeka, spoke about the upcoming KLFA program entitled "Reading, Writing and the Future of Education for Kansas Kids" which will air on all Kansas PBS stations on September 23, 2009, at 7:00 p.m. "Watch and Talk" parties will be held across the state.

Chairman Waugh declared the Open Forum closed at 1:41 p.m.

CONTINUED DISCUSSION OF COMMISSIONER'S REPORT

(0:42:31)

Mr. Chappell briefly continued discussion of the portion of the Commissioner's report concerning H1N1 influenza.

UPDATE ON RACE TO THE TOP GRANT

(0:45:01)

Dr. Posny gave a presentation on the Race to the Top funds and where Kansas stands regarding the grant requirements. Discussion followed.

BREAK

(2:04:10)

The Board took a break from 3:07 until 3:16 p.m.

RESULTS OF PROFESSIONAL DEVELOPMENT SURVEY

(2:13:23)

Pam Coleman, Director of Teacher Education and Licensure, introduced M. Rene Islas, a federal policy advisor with the National Staff Development Council (NSDC), who presented information on effective professional development and the 12 national standards, which Kansas endorsed in January 2008. In the spring of 2009, the Standards Assessment Inventory (SAI) covering all twelve standards was made available to licensed personnel in Kansas public schools. Mr. Islas also reviewed the results of the spring SAI. In the discussion that followed, Mrs. Martin asked for the full report on the Professional Development Survey and Mr. Bacon asked for information on different professional development models mentioned by Mr. Islas.

COMMISSIONER'S SEARCH

(3:07:06)

In anticipation of the search for a new commissioner, Chairman Waugh had asked Mr. Willard, as President of NASBE, to contact NASBE and ask if there were any steps the Board could take prior to undertaking the official search. Mr. Willard received NASBE's "Fundamentals of a Chief Search" which was shared with the Board. In the Board's discussion of the issue, it was decided that Mr. Willard would contact NASBE informally and ask what it would cost for them to conduct the search for the Board.

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EXECUTIVE SESSION

Mr. Willard moved, with a second by Mrs. Wims-Campbell, that the State Board recess into executive session at 4:30 p.m. for a period of 15 minutes in order to confer with the Board Attorney and maintain attorney-client privilege and for the purpose of discussing personnel matters of nonelected personnel so the privacy, confidentiality and other rights of such personnel are not violated. Further, the open meeting of the Board would resume in the Board Room at 4:45 p.m. The motion carried. The open meeting resumed at 4:45 p.m. Mrs. Shaver moved, with at second by Ms. Storm, that the executive session be extended an additional 15 minutes and that the open meeting resume at 5:00 p.m. The motion carried. The open meeting resumed at 5:00 p.m. and a motion to further extend the executive session and additional 5 minutes, until 5:05 p.m., was made by Mrs. Shaver and seconded by Mr. Willard. The motion carried. The open resumed in the Board Room at 5:05 p.m.

(3:24:13)
MOTION

There being no further business, the meeting was recessed at 5:07 p.m.

RECESS

Janet Waugh, Chairman

Penny Plamann, Secretary

**KANSAS STATE BOARD OF EDUCATION
MEETING MINUTES
SEPTEMBER 9, 2009**

CALL TO ORDER
9/09/09 a.m. session
audio archive
(0:04:32)

Chairman Waugh called the meeting to order at 9:00 a.m. on Wednesday, September 9, 2009, in the Board Room of the Kansas Education Building, 120 SE 10th Avenue, Topeka, Kansas.

ROLL CALL

All members were present:

John Bacon	Kathy Martin
Carolyn L. Wims-Campbell	Jana Shaver
Sally Cauble	Sue Storm
Walt Chappell	Janet Waugh
David Dennis	Ken Willard

Chairman Waugh welcomed student teachers from the education program at Baker University. She also handed out copies of Board Policy 1006 and reviewed the amendment passed in July regarding Board member behavior toward one another, guests and staff.

(0:06:16)

Mr. Bacon asked to pull from the Consent agenda item h., a continuation contract with the University of Kansas Research and Emporia State University Jones Institute in the amount of \$250,000 for provision of the Migrant/English Language Learners Academies. Ms. Storm moved, with a second by Mrs. Martin, that the State Board approve the agenda as amended. The motion carried.

**MOTION TO
APPROVE
AGENDA**

AYP RESULTS FOR DISTRICTS AND SCHOOLS FOR 2008-2009

(0:07:19)

The No Child Left Behind law requires States to determine if schools and districts are making adequate yearly progress (AYP) in meeting the goal of having all students, at a minimum, proficient by 2013-14 in reading and mathematics. Staff presented to the Board the list of 34 districts and 172 accredited schools not making adequate yearly progress for the 2008-2009 year. Deputy Commissioner DeBacker also gave a PowerPoint presentation on the requirements that must be met to make AYP, charts comparing progress to 2008 results; and achievement trends from 2003-2009 broken down by subgroups.

In the discussion followed, several pieces of additional information were requested, either when reporting the results in the future, or, if currently available, by providing to Board members: 1) the number of "opportunity to learn" assessments included in the number of high school assessments taken; 2) the percent of middle schools and high schools in the state not making AYP; 3) the number of schools not making AYP this year that made it last year and the number who made AYP this year that didn't make it last year; and 4) a chart comparing statewide AYP results by subgroups with previous years. Additionally, it was requested that a letter be sent to schools and districts recognizing the growth in achievement on the state assessments. Mrs. DeBacker's PowerPoint would be provided to Board members in the Commissioner's Friday letter.

BREAK
(1:26:52)

The Board took a break from 10:23 until 10:30 a.m.

RECEIVE TEACHER LEADER STANDARDS

Pam Coleman, Director of Teacher Education and Licensure, introduced Jeanne Duncan, Education Program Consultant for Teacher Education, Carolyn Good, Coordinator of Instructional Projects, Olathe School District, and Dr. Allen Jantz, Dean, School of Education, Bethel College, who presented the teacher leader standards. The eight teacher leader standards will be presented to the Board for approval at the October Board meeting. In the discussion that followed, Ms. Storm asked for information on the West Virginia standard five for teacher preparation that had been mentioned in the presentation.

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Because he would be unable to attend the afternoon session to share the news during Board reports, Mr. Dennis reported on a student who had graduated from North High School who was the Silver Medal winner of the World Skills competition that took place in Calgary, Canada. Chairman Waugh indicated a congratulatory letter from the Board would be in order. (2:35:49)

The Board recessed for lunch at 11:32 and returned at 1:00 p.m. Mr. Dennis was absent after lunch. **LUNCH RECESS**
(2:36:55)

RECOGNITION OF FBLA NATIONAL AWARD RECIPIENT

Jacob Jirak, a student at Centre High School in Lost Springs, Centre USD 397, spoke to the Board about receiving the first place award in personal finance at the Future Business Leaders of America National Leadership Conference in Anaheim, California. He also spoke briefly about his involvement in FBLA which has helped him become more goal oriented, in addition to developing new leadership skills. 9/09/09 p.m.
session audio
archive
(0:04:53)

LEGISLATIVE MATTERS

Deputy Commissioner Dennis handed out copies of two different drafts of the legislative brochure. Additional changes were suggested and another draft of the brochure will be brought to the Board in October. (0:28:39)

Mr. Dennis also led the Board in a discussion of possible legislative policy recommendations for the 2010 legislative session. Dr. Chappell made a motion to raise the voc ed weighting to .75, but the motion died for lack of a second. Several other recommendations were made about issues the Board might want to consider for possible legislative recommendations. **MOTION**
(0:54:28)

Deputy Commissioner Dennis updated the Board on the fiscal outlook for the state and reviewed issues being addressed in special meetings of the House Appropriations Committee.

Mrs. Shaver left the meeting at 2:00 and returned at 2:45 p.m. The Board took a break from 2:58 until 3:09 p.m. **BREAK**
(2:02:36)

BOARD MATTERS – BOARD REPORTS

Among the issues discussed by Chairman Waugh were vacancies on three subcommittees—Environmental Education, Outdoor Recreation, and Health—of the Kansas Coalition for Children and Nature. She asked board members to let her or Shari Wilson know of community members who might wish to serve on the subcommittees. **Board Chairman**
(2:13:27)

Chairman Waugh reported on the dates of the Challenge Awards banquet, which will be held November 12, 2009, at Lakewood Middle School in Salina; and the Governor’s Scholars Awards Ceremony, which will be May 2, 2010, at Lee Arena, Washburn University.

Kansas Learning First Alliance

Chairman Waugh asked for a motion regarding the Board’s affiliation with the Kansas Learning First Alliance (KLFA). Mrs. Cauble moved, with a second by Mrs. Shaver, that the State Board continue its affiliation with KLFA and to appoint Sue Storm as the Board’s representative. The motion passed 9-0, with Mr. Dennis absent. **MOTION**
(2:21:10)

Board Work Sessions

After discussion of holding additional work sessions prior to Board meetings, Dr. Chappell moved that the Board hold its next work session in October prior to the start of the regular meeting, with the topic to be a discussion of issues related to career and technical education and that the session be audio streamed. The motion died for lack of a second. **MOTION**
(2:45:30)

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MOTION

(2:47:25)

Dr. Chappell moved that the Board hold its next work session in October prior to the start of the regular meeting, with the topic to be a discussion of possible legislative proposals and that the session be audio streamed. The motion died for lack of a second.

State Board Budget**MOTION**

(2:50:10)

Chairman Waugh reviewed figures presented to the Board in August asked what it would like to do concerning its budget. Mrs. Martin moved that the Board institute a 5% across the board budget reduction. The motion died for lack of a second.

MOTION

(2:52:48)

After further discussion, Mr. Willard moved, with a second by Mrs. Shaver, that the Board freeze its budget at the level of expenditures for FY 2009, or \$327,646. Mrs. Shaver seconded the motion. After brief discussion, Mr. Willard withdrew his motion.

Ron Nitcher, Director of Fiscal Services and Operations, assisted the Board in further discussion of its budget. It was decided to use the Board budget figures that had been included in the Department of Education's budget to be submitted. and to allocate travel amounts for Board members based on the method defined in Board policy.

Board Attorney**MOTION**

(3:10:50)

Mr. Ferguson reported on recent activities on behalf of the Board. Discussion followed Mrs. Cauble moved, with a second by Mrs. Shaver, that the State Board approve payment of the attorney's bill for services for the month of August.

MOTION

(3:14:47)

Further discussion took place and Mrs. Shaver called for a vote on the question. Mrs. Cauble seconded the motion. The motion failed on a vote of 5-3-1, with members Chappell, Willard and Bacon voting in opposition and Storm abstaining.

VOTE

(3:26:41)

After additional discussion ensued, the motion carried 8-1, with Dr. Chappell voting "no".

**Legislative
Coordinator**

(3:31:09)

Ms. Storm reported on her attendance at recent meetings of the P-20 Council and the Closure Commission. She also discussed legislative issues the Board might want to consider. Regarding the issue before the Closure Commission regarding KSSB and KSSD, Ms. Storm moved that the Board ask the Commissioner to direct the two schools to work together on further efficiencies that might be made and bring them back to the Board. Mr. Willard seconded the motion, which carried 8-0-1, with Mrs. Martin abstaining.

NASBE Activity

(3:37:29)

Several actions were required by the Board in advance of the NASBE annual meeting.

KSBE Official Delegate and Alternate**MOTION**

(3:38:29)

Mrs. Martin moved, with a second by Ms. Storm, that the Board appoint Mr. Bacon as the Board's voting delegate at the NASBE annual meeting and Mrs. Cauble as the alternate. The motion carried.

Vote for President-elect**MOTION**

(3:40:20)

After brief discussion, Mrs. Cauble moved, with a second by Mrs. Martin, that the Board direct its NASBE delegate to cast the Kansas Board's vote for Dana Mann-Tavegia for NASBE President-elect. The motion carried 8-0-1, with Mr. Willard abstaining.

Vote for Central Area Director**MOTION**

(3:40:20)

After brief discussion, Mrs. Martin moved, with a second by Mrs. Cauble, that the Board direct its NASBE delegate to cast the Kansas Board's vote for Stan Archie for NASBE Central Area Director. The motion carried 7-0-2, with Mr. Willard and Dr. Chappell abstaining.

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NASBE Public Education Position Changes

After a brief review and discussion of the proposed NASBE Education Position changes, Ms. Storm moved, with a second by Mrs. Martin, that the Board direct the Board NASBE delegate to support the proposed NASBE Education Position changes as presented. The motion carried 8-0-1, with Mr. Willard abstaining. **MOTION** (3:49: 34)

NASBE By-laws Changes

Mr. Willard reviewed the four proposed changes to NASBE by-laws. Mrs. Martin moved, with a second by Mrs. Wims-Campbell, that the Board direct the Board NASBE delegate to support the proposed NASBE By-laws changes as presented. The motion carried 8-0-1, with Mr. Willard abstaining. **MOTION** (3:53: 13)

Silent Auction

Mrs. Wims-Campbell and Ms. Storm shared items to donate to the NASBE Silent Auction at the NASBE annual meeting. Mrs. Wims-Campbell's was donating a book, entitled **The Nature of Kansas Lands**, and Ms. Storm had a pastel print, *Approaching Storm – Flint Hills*, donated by the artist Michael Duane. (3:54: 44)

Other Board Member Reports

Chairman Waugh read a statement regarding the purpose of Board reports and appropriate content.

Among issues brought up in Board member reports, Mr. Willard reported on a Hutchinson school he had visited and discussed efforts being made with decreased funding. Mrs. Martin reported the date of the Kansas Foundation for Agriculture in the Classroom's next meeting, November 12th in Cheyenne Bottoms; information for schools available in the publication, *Education Matters*; and handed out information on the President's appointee to head the Safe and Drug-Free Schools program. Mrs. Cauble reported on a communication from Tony Shivers, NASBE, on the reauthorization of ESEA. Mrs. Shaver reported on meetings of the Kansas Foundation for Excellence in Education and the Kansas Advisory Council for Career and Technical Education. She indicated that information on Kansas WorkReady certificates would be forwarded to Board members. Dr. Chappell reported on a visit to the Wichita Area Technical College and asked for staff help in working out an issue regarding attendance of USD 259 students.

Requests for Future Agenda Items

Chairman Waugh read a statement regarding the intended and appropriate use of the time allowed for Requests for Future Agenda Items.

Mrs. Martin requested a presentation on Ag in the Classroom. Mr. Willard asked for a presentation on coordination of effort between districts in close proximity to one another, preceded by a communication to superintendents in the state suggesting that they work among themselves to reduce the costs of providing services and bring those proposals forward for consideration by the Board. Mrs. Cauble asked for a presentation on the services each service center provides. Mr. Willard suggested that the service center presentation be part of the presentation he had requested on coordination of services between districts.

Mrs. Storm asked for additional information on the Kansas Education Leadership initiative. She did not need an agenda presentation for this.

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CONSENT AGENDA

Mr. Bacon indicated the item he had pulled could be returned to the Consent Agenda for a vote.

MOTION

(04:20:07)

Mrs. Martin moved, with a second by Mrs. Wims-Campbell, that the Board approve the Consent Agenda. The motion carried 8-0-1, with Dr. Chappell abstaining. In the Consent Agenda the State Board:

- Received the monthly personnel report.
- Approved school construction plans for USD 373, Newton; USD 491, Eudora ; USD 308, Hutchinson Public Schools (2); USD 267, Renwick; Hayden High School, Topeka; USD 402, Augusta; USD 453, Leavenworth; USD 229, Blue Valley; USD 207, Ft. Leavenworth; USD 265, Goddard; USD 252, Southern Lyon County (2); USD 400, Smoky Valley; and USD 386, Madison-Virgil.
- Accepted the recommendations of the Licensure Review Committee in cases 2587, 2605, 2606, 2607, 2608, 2612, 2613, 2622 and 2623.
- Accepted the recommendations of the Commissioner of Education, regarding a Visiting Scholar license and granted a renewal license for the 2009-2010 school year for Gerald LeValley, Jr. and the Wellington Unified School District.
- Approved the local in-service education plans for USD 210, Hugoton Public Schools; USD 215, Lakin; USD 234, Fort Scott; USD 242, Weskan; USD 243, Lebo-Waverly; USD 250 , Pittsburg; USD 252, Southern Lyon County; USD 293, Quinter ; USD 298, Lincoln; USD 322, Onaga-Havensville-Wheaton; USD 323, Rock Creek; USD 338, Valley Falls; USD 344, Pleasanton; USD 346, Jayhawk; USD 362 , Prairie View; USD 366, Woodson; USD 374 , Sublette; USD 380, Vermillion; USD 386, Madison -Virgil; USD 390, Hamilton; USD 407, Russell County; USD 413 , Chanute Public Schools; USD 415, Hiawatha; USD 420, Osage City Public Schools; USD 421, Lyndon; USD 424, Mullinville; USD 430, South Brown County; USD 447, Cherryvale; USD 450, Shawnee Heights; USD 452, Stanton County; USD 456, Marais Des Cygnes Valley; USD 457, Garden City; USD 468, Healy Public Schools; USD 482, Dighton; USD 489, Hays; USD 495, Ft. Larned; USD 499, Galena; USD 504, Oswego; DO 611, High Plains; DO 617, Marion County Special Education Cooperative; DO 620, Three Lakes Educational Cooperative; DO 636, North Central Kansas Special Education Cooperative; DO 637, Southeast Kansas Interlocal; S0610, Kansas School for the Deaf; and X0798 Heartspring.
- Issued Orders authorizing USD 282, West Elk, and USD 487, Herington, to hold an election on the question of issuing bonds in excess of the district's general bond debt limitation.

Contracts Approved:

The State Board authorized the *Commissioner of Education* to negotiate and:

- continue a contract with the Greater Wichita YMCA to assist in the grant management and technical assistance of the 21st Century Community Learning Centers (CCLC) in a contract amount not to exceed \$115,000;
- enter into a Stage VI continuation contract with the University of Kansas Research Center in the amount of \$166,081 and Emporia State University Jones Institute in the amount of \$166,081 to provide professional development services to high needs schools, with the contract period to run from September 1, 2009 through August 31, 2010;
- continue a contract with the University of Kansas Research Center in the amount of \$250,000 and Emporia State University Jones Institute in the amount of \$250,000 for provision of the Migrant/English Language Learners Academies;
- enter into a contract with the University of Kansas' Center for Research for the evaluation of the State Personnel Development Grant program in an amount not to exceed \$234,000;
- enter into a contract with Joyce Kemnitz to provide consultation on school health and wellness projects on an as-needed basis in an amount not to exceed \$25,000 for the period September 1, 2009 through August 31, 2010; and

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- purchase services from Gizmo Pictures, Inc. and Brush Art Corporation under an existing State of Kansas contract in an amount not to exceed \$120,000 for the purpose of developing video newsletters encouraging healthful eating and physical activity and featuring school districts in each of the Kansas State Board of Education districts.

ACT ON BOARD MEMBER TRAVEL REQUESTS

Three members asked to add to their travel requests. Mr. Bacon requested salary, per diem and mileage for a meeting of the Finance Committee of the Foundation for Ag in the Classroom on September 29th in Manhattan Mrs. Wims-Campbell requested mileage for a meeting of the Lawrence Public Schools Foundation on September 18th, and salary and expenses for the regional Kansas Teacher of the Year banquet in Topeka on September 20th. Dr. Chappell requested salary, mileage and expenses for the regional Kansas Teacher of the Year banquet in Wichita on September 19th. (04:22:01)

Mrs. Shaver moved, with a second by Mr. Bacon, that the Board travel requests be approved as amended. The motion carried. **MOTION** (4:24: 01)

There being no further business, Chairman Waugh declared the meeting adjourned at 5:24 p.m. **ADJOURNMENT**

Janet Waugh, Chairman

Penny Plamann, Secretary