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FLORIDA BOARD OF EDUCATION
CABINET MEETING ROOM, THE CAPITOL
TALLAHASSEE, FLORIDA
AUGUST 29, 2002

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Chairman F. Philip Handy convened the meeting of the Florida Board of Education in the Cabinet Meeting Room, The Capitol, Tallahassee, Florida, at 8:10 a.m., August 29, 2002, with the following members present: Linda J. Eads, T. Willard Fair, Charles P. García, Julia Johnson, William L. Proctor, and Carolyn K. Roberts.

1. Greetings

Mr. Handy welcomed members, staff and guests to Tallahassee. The Pledge of Allegiance was recited.

2. Recognition: Teacher of the Year, Mr. Randy Scott

Secretary Horne recognized Mr. Randy Scott, the 2003 Burdines Florida Teacher of the Year, a science teacher at the P.K. Yonge Developmental Research School in Gainesville. He said teaching was a second career for Mr. Scott after a successful career in sales. He described some of his innovative classroom ideas to teach science to 7th graders. He said he looked forward to working with Mr. Scott this year.

Mr. Scott thanked the Board for this special recognition. He said he had read the Board's Strategic Plan and was excited about the Board's Strategic Imperatives.

3. Approval of Minutes of Meeting held June 18, 2002

Mr. Fair moved that the Board approve the Minutes of the Meeting held June 18, 2002, as written. Ms. Johnson seconded the motion, and members of the Board concurred.

4. Chairman's Report

Mr. Handy said the Board had held a lively and appropriate discussion during the Workshop the previous day on the three Constitutional Amendments affecting education in Florida. He said he continued meeting around the State with teachers, school leaders and others on these important issues.

5. Secretary's Report

Secretary Horne reported on his speeches and presentations since the last Board meeting. He reported on attending the Milken Family Foundation Education Conference as well as the "Assistance Plus" conference held by the Department to assist the schools that had received "F" grades. He said he had participated in the celebration in Orlando honoring Mr. Scott as the Teacher of the Year. He had been meeting throughout Florida

with Editorial Review Boards. He said he had also taped a Back to School Public Service Announcement.

Mr. Fair moved that the Board approve the Secretary's Report. Mrs. Roberts seconded the motion, and members of the Board concurred.

6. Delivery System Action Items

Mrs. Roberts moved that the Board approve the following items, as presented. Mr. Fair seconded the motion, and members of the Board concurred.

A. Approval, Community College Operating Budgets

Dr. Proctor said he had reviewed with staff the role of this Board in approving these budgets, but he requested that with the new duties expected for this Board in January 2003, that staff advise the Board of its role in accepting or approving agenda items as they came forward for action. The Board approved the operating budgets for all 28 community colleges, including Daytona Beach Community College which was not initially listed, as presented and amended.

B. Approval/Review, Equity Accountability Program Report

Ms. Johnson inquired whether the University Trustees were engaged in the Equity Accountability process. Mr. Handy said he met regularly with the Trustee Chairs and these issues were a continuing topic for discussion, as they were with the Governor. Mr. García expressed his dissatisfaction with the representation of minorities in senior level academic positions. Mr. Fair inquired about this Board's role in determining university goals. He said receiving the information gave the Board no role in addressing solutions. Mr. Handy said the law required the submission of plans to this Board. Once the Board has received the plans, it would then be able to review action on those plans.

The Board reviewed and approved the Equity Accountability Program progress report, as presented, and authorized the Secretary of Education to approve any remaining issues for the final report.

C. Approval to Implement the Partnership for Quality Medical Education Program, FAU

Mrs. Roberts said that this partnership should not be the opportunity for opening a new medical school. The Board authorized Florida Atlantic University to implement the partnership for Quality Medical Education Program in cooperation with the University of Miami, as presented.

- D. Approval, Collective Bargaining Agreement between the Florida Board of Education and the Florida Nurses Association, Inc.

The Board approved the Collective Bargaining Agreement between the Florida Board of Education and the Florida Nurses Association, Inc., which will expire on January 6, 2003, as presented.

- E. Approval, Collective Bargaining Agreement between the Florida Board of Education and the Florida Police Benevolent Association, Inc.

The Board approved the Collective Bargaining Agreement between the Florida Board of Education and the Florida Police Benevolent Association, Inc., which will expire on January 6, 2003, as presented.

- F. Approval, Academic Improvement Trust Fund Use

The Board approved the requests from Broward Community College, Edison Community College, Manatee Community College, and Pensacola Junior College to use funds from the Academic Improvement Trust Fund, as presented.

- G. Approval/Review, Audit Reports, Community Colleges Direct Support Organizations

The Board acknowledged the review of the Direct Support Organization audit reports, as presented.

- H. Approval, Out-of-District Course Request, FCCJ

The Board approved the request from Florida Community College at Jacksonville to offer an out-of-district/international study course beginning the 2003 Summer Semester, as presented.

- I. Approval, Limited Access Status, B.S., Human Performance, FGCU

The Board authorized Limited Access Status for the Bachelor of Science in Human Performance at Florida Gulf Coast University, as presented.

- J. Approval to Exceed 120 Hours to Degree, B.S., Biomedical Engineering, FIU

The Board authorized Florida International University to offer a Bachelor of Science in Biomedical Engineering at 128 credit hours to degree, as presented.

- K. Approval, Campus Master Plan Amendment, Five Year Update, USF

The Board approved the Amendment (Five Year Update) to the University of South Florida Ten Year Comprehensive Master Plan in accordance with Sections 240.155, 253.034, and 259.032, Florida Statutes, as presented. The adopted campus master plan amendment is consistent with the requirements of Rule 6C-21.203(7)(b), Florida Administrative Code.

- L. Approval, Campus Master Plan Amendment, Five Year Update, FAU

The Board approved the Amendment (Five Year Update) to the Florida Atlantic University Ten Year Comprehensive Master Plan in accordance with Sections 240.155, 253.034, and 259.032, Florida Statutes, as presented. The adopted campus master plan amendment is consistent with the requirements of Rule 6C-21.203(7)(b), Florida Administrative Code.

- M. Approval, Campus Development Agreement between the Florida Board of Education and the City of Boca Raton

The Board authorized the Chancellor to enter into the campus development agreement with the City of Boca Raton, as presented. The city has signed the campus development agreement consistent with this action.

- N. Approval, Resolution Authorizing the Issuance of FAMU Housing System Revenue Bonds to Finance Apartment-Style Student Residence Hall, Phase IV

The Board approved the Financial Plan and adopted a requesting resolution for financing and construction of an Apartment-Style Student Residence Hall, Phase IV, at the Tallahassee Campus of Florida Agricultural and Mechanical University, as presented.

- O. Approval, Resolution Authorizing the Issuance of UWF Foundation, Inc., Housing Revenue Note, Series 2002, to Finance 2002 Student Residence Hall Project, Phase I

The Board authorized the Chancellor or the Chancellor's designee to execute an amendment to the sublease agreement with the University of West Florida Foundation, Inc., for the design, construction, operation and maintenance of the 2002 Student Residence Hall Project, Phase I, to be located on the campus of the University of West Florida, as presented. The Board approved the Financial Plan and adopted a resolution for the issuance of a note by the University of West Florida Foundation, Inc., in an amount not to exceed \$6.5 million for the acquisition and construction of the 2002 Student Residence Hall Project, Phase I. Further, the Board authorized the Chancellor or the Chancellor's designee to execute and

amend any necessary contractual documents related to the financing of the 2002 Student Residence Hall Project, Phase I.

P. Approval, Request to Surplus Property, IFAS, UF

The Board approved the surplus of a parcel of land containing approximately 28 acres at the Aquaculture Demonstration Farm in Blountstown, Calhoun County, Florida, and further, authorized the Chancellor, Division of Colleges and Universities, or the Chancellor's designee, to execute the documents required by the Department of Environmental Protection for the transaction, as presented.

7. Status Report, Reorganization of the Department of Education

Secretary Horne said the reorganization of the Department was well underway. Key staff members have been appointed; Department staff have been advised of new assignments and offices. Some moves have occurred, and these should be completed by the end of September. He also described his Core Values for the Department. Ms. Johnson expressed her hope for diversity in the Department's upper-level positions.

8. Consideration of the 2002 Constitutional Amendments on Education

Chairman Handy said the Board had spent the previous day discussing the three Constitutional Amendments on education. Secretary Horne said there was significant research on the value of pre-kindergarten education. As the Amendment on Voluntary Universal Pre-Kindergarten Education is voluntary and allows for both public and private providers, Secretary Horne recommended that the Board support this Amendment. The State can fund the program through the ordinary growth expected in State funds; the implementation date of 2005 provides time to prepare. He noted that Georgia has a similar program and experiences 70 percent participation. He suggested, further, whether the Amendment passes or not, that the Board support pre-kindergarten education returning under the Department of Education umbrella.

Mr. Handy suggested that the Board accept two separate motions on the Secretary's recommendations. Mrs. Roberts moved that the Board support the Amendment on Voluntary Universal Pre-Kindergarten Education. Dr. Eads seconded the motion, and members of the Board unanimously concurred in supporting this Amendment. Dr. Proctor said this matter was more appropriately addressed in statute.

Mr. García said the Board should recommend to the Governor that this is important to the State, and even if the Amendment did not pass, the Governor should include funding for pre-kindergarten education in his Budget Request. He moved that if the Amendment fails, this Board is committed to a readiness program which should fall under the education governing structure. Mr. Fair seconded the motion, and members of the Board concurred.

Secretary Horne recommended that the Board oppose Amendment 11, Local Trustees and Statewide Governing Board to Manage Florida's University System. He

said Florida has great universities. This Amendment does nothing to benefit the universities, nor does it have any effect on student achievement. The Amendment will not eliminate political meddling in the universities. He noted that great reforms often came from the Legislature. Since the advent of the K-20 system, there has been great cooperation between the sectors. Florida cannot afford to take this backward step.

Dr. Proctor said this Amendment was ill-advised and would create a great deal of confusion on the campuses. He said it was poorly drafted. Mrs. Roberts said that every university and community college president in the State opposed this Amendment. She commended the strong local Boards of Trustees that had already begun drafting Strategic Plans for their universities. She noted that the articulation between universities and community colleges was excellent and was at risk with this Amendment. She said that the Amendment described the university Boards as "administrative Boards," whose duties were unclear; their powers were diminished under the proposed structure.

Mr. García said the Amendment reflected the issue of local versus central control. The old Board of Regents operated as a central bureaucracy under one leader. The current governance structure represented a local control structure, a devolution of responsibility to the level of greatest effectiveness which this Board fully supports.

Mr. Handy said the language of the Amendment was misleading. This Board's Guiding Principles support student-centered learning, seamlessness and efficiency. This Amendment bears no relationship to these Principles. The best decisions for students are made at the campuses. The governance structure proposed by this Amendment flies in the face of all new education governance structures in the nation.

The Board unanimously concurred in opposing this Amendment.

Secretary Horne said it was difficult to oppose Florida's Amendment to Reduce Class Size, because it appears intuitive that smaller class sizes are better. He said that the focus should be on teaching, not on bricks and mortar. This Amendment presumes that one size fits all, a theory discounted by numerous studies. The Amendment also carries an enormous price tag, and it is critical to evaluate how the State would pay for all the new classrooms. Implementing the Amendment would cost more than the combined current budgets of the universities and the community colleges. It was also valid to ask whether this Amendment would produce the sought-after results. There would also be an immediate shortage of teachers. With the current unmet needs for teachers, the State would be forced to hire uncertified and unqualified teachers. Student performance would suffer.

Dr. Eads moved that the Board oppose Florida's Amendment to Reduce Class Size. Ms. Johnson seconded the motion.

Dr. Proctor said this was not rightfully a Constitutional issue. He said he was particularly concerned about the effect of this Amendment on the local school districts, as this would strip the districts of their authority. He said he was also concerned about teacher pay and the Board's focus in its Strategic Plan to pay highly qualified teachers.

He said he was also concerned about the effect this would have with respect to the requirement for qualified teachers under H.R.1.

Dr. Eads said approving this Amendment would be a travesty for the State. The financial implications would be disastrous on all other state services. It was critical that this Board continue to focus on qualified teachers; class size did not improve student achievement. This Board was focused on designing good support programs and improving the preparation of classroom teachers and paying them well. She said this would not be possible if the State was filling classrooms with warm bodies. Quality education begins with well-trained teachers. She said she was strongly opposed to this Amendment.

Mr. García agreed that the Amendment was well-intended, but that this Board needed to assure a quality education for all children. He noted that schools would have to use space designed for other activities to add more classrooms. He said Dr. Solmon had shown the disastrous results from California after that state had adopted a class size amendment.

Mr. Fair said he was most concerned that this Amendment would lead to the worst outcomes for minority children in Florida. Dr. Solmon had provided evidence from California on the impact of mandated class size reductions. He said it was wrong to think that what was wrong with schools could be solved by reducing class size. He invited anyone to convince him that this Amendment made sense for the children.

Ms. Johnson said the Amendment seemed to address overcrowding in the schools. She said this citizen initiative, therefore, frames the public debate. The focus of this Board should be a better solution to these expressed concerns. She inquired about the steps this Board could take to show that this issue is being addressed, to demonstrate what is being done, in a thoughtful and logical approach. She said it was important to put forward this Board's plan.

Secretary Horne said for several years, the Legislature had provided \$100 million per year toward class size reduction. He said the presumption of this Amendment was that one size fits all. Overcrowding is a separate issue, and there are ongoing efforts within the school districts to address it. Dr. Eads agreed that it was the responsibility of the School Boards to deal with overcrowding.

Mrs. Roberts noted that parents care about class size, so there would be natural support for this Amendment. Identifying an arbitrary number in the Constitution does not improve the quality of the schools. Dr. Proctor said the Board's Strategic Plan states that a quality teaching force is the Board's first priority. Following that, class size should be addressed.

The Board unanimously concurred in opposing this Amendment.

Mr. Handy suggested that the Secretary address the specifics and a timeline to enhance student improvement and achievement, and provide that at the Board's next meeting. In addition, he said the Board needed to address the citizen concern raised by

this Amendment. He said the Board had addressed student learning in its Strategic Plan by addressing the need for quality teachers.

Mr. Fair said that as the Board members discussed the Amendments, it was critical that they distinguish between the issues of overcrowding and class size, as the proponents connect class size to how well Johnny can learn. Overcrowding was a local school board issue.

Dr. Proctor noted the Priority Projects, and inquired about the proposed compensation goal for teachers (1.4.1.) and the teacher recruitment goal (1.1.1.). He said the Board needed to develop a long-range competitive compensation plan with cost estimates to achieve the goal. He said this could be visionary, but it needed to be relevant and attainable. Mr. Handy said staff would proceed with the projects and identify the budgets for project implementation.

Mr. Handy inquired of Mr. Woodring the role for Board members now that they had taken a position on the Amendments. Mr. Woodring said members were now free to participate in the public debate. They were restricted, however, from using state resources. They could make speeches and public presentations, and put information on the webpage. He said he was happy to respond to any specific questions.

9. Status of the Management Project Abstracts for the Board's Strategic Plan

Mr. Winn said Board members had been asked to identify the projects which were best aligned with the approved objectives. He said that working on these Strategic Plan projects had been a unifying experience for staff. Since it was not possible to undertake all 49 projects at once, 22 projects had been selected to begin implementation. Team leaders had been named; staff was beginning to align resources with the objectives.

Dr. Proctor inquired about the funding needs. Mr. Winn said \$52 million would be included in the Legislative Budget Request to fund the Board's priorities. Staff was identifying resources already available and funds to be requested.

Mr. García said he was not comfortable with this piecemeal process. He thought staff would focus serially on the priorities, from 1 through 8, rather than picking projects from every priority. Mr. Winn said the projects were selected from within the Strategic Imperatives. Some were more ready than others, and this was an effort to get as many launched as possible. Dr. Eads said the Board should receive regular reports on these projects, on the costs and the timeframe for each project.

10. Selection of Chancellors: Division of Colleges and Universities; Division of Community Colleges

Mr. Handy said the Board had adopted the process for the selection of the Chancellors at the Board meeting held on December 7, 2001. A search firm was hired to identify candidates to be interviewed by a Candidate Review Team. One finalist would be recommended for the Board's consideration. He said each Team included the Chairman, Secretary Horne, Lt. Governor Brogan, a national expert, a sector president,

and a sector trustee. The successful candidate had the opportunity for individual interviews with Board members.

Secretary Horne recommended Mr. David Armstrong as the Chancellor of the Division of Community Colleges. He said Mr. Armstrong had extensive experience and knowledge of the community colleges and of Florida's education reform efforts. He said he appreciated his leadership style, particularly his leadership of the Reorganization Task Force.

Mr. Armstrong thanked Secretary Horne and the Board for this opportunity. He said he had now worked with community colleges in Florida for 15 years, serving for the past four years as the Executive Director of the Division, and this past year as Interim Chancellor. He expressed his pride in Florida's outstanding community colleges and his honor in serving as their leader.

Ms. Johnson moved that the Board approve the Secretary's recommendation. Dr. Proctor seconded the motion. Members of the Board concurred, with Mr. Fair voting no.

Secretary Horne recommended Dr. Daniel S. Papp as the Chancellor of the Division of Colleges and Universities. He said that the position had generated attractive candidates for this new approach to higher education governance. He said that Dr. Papp had an impressive resume. He had spent the past 30 years in Georgia, rising from Assistant Professor at Georgia Institute of Technology through increasing academic and administrative responsibilities to his current position as Senior Vice Chancellor for Academics and Fiscal Affairs at the University System of Georgia. He said he looked forward to working with him in this new role.

Mrs. Roberts moved that the Board approve the Secretary's recommendation. Dr. Proctor seconded the motion

Mr. García said he believed in the potential for a world-class university system. Previously, Florida had relied on an antiquated governance structure. Florida was now moving to a funding/performance/accountability model, already implemented in Georgia.

Ms. Johnson expressed her concern that the Candidate Review Team had not been a diverse group. Dr. Proctor said he had expressed his concern last July that the Secretary did not have the statutory authority to hire his own staff; he hoped the Board would seek such a change. It should not take a year to fill staff appointments.

Members of the Board concurred in the motion, with Mr. Fair and Ms. Johnson voting no.

Mr. Handy noted that the Board had one more Chancellor position to fill. He inquired if it were the sense of the Board to amend the process. Ms. Johnson said the process was not in question, but rather the composition of the selection team. She said she wanted to be sure there were safeguards in place to assure a representative committee. Secretary Horne said the team included Ms. Lisa Graham Keegan, Chief Executive Officer, Education Leaders Council; Ms. Pam Saylor, Superintendent, Lake

County Schools; and Ms. Katrina Wilson-Davis, Principal, The Liberty City Charter School. Mrs. Roberts urged Board members to attend the interviews.

11. Ratification of Interim Presidents: Dr. Richard L. Osburn, FAU; Dr. A. David Kline, UNF

Dr. Blackwell said the Board of Trustees at FAU had nominated Dr. Richard L. Osburn to serve as the Interim President of the University. He said the FAU Board had established a process, and the recommended candidate met the established qualifications. Mr. García moved that the Board ratify the selection of Dr. Richard L. Osburn to serve as the Interim President of Florida Atlantic University, as presented. Dr. Proctor seconded the motion, and members of the Board concurred.

Dr. Blackwell said the Board of Trustees at UNF had nominated Dr. A. David Kline to serve as the Interim President of the University. He said the UNF Board had established a process, and the recommended candidate had met the established qualifications. Mr. Fair moved that the Board ratify the selection of Dr. A. David Kline to serve as the Interim President of the University of North Florida, as presented. Dr. Eads seconded the motion. Members of the Board concurred. Mr. García said he had been asked to serve as an ex officio member of the Search Committee for the new President.

12. Discussion of the Role of the Florida Board of Education under the new School Code

Mr. Handy said the Board would have additional duties as it assumed the role of the State Board of Education on January 7, 2003. Mr. Woodring explained some of the Board's new duties, e.g., Charter School appeals. He said he had assembled a K-20 team to begin the review of all the Department's rules.

13. Miscellaneous

Mr. Handy asked Board members to review their calendars for a September meeting date. He suggested one day during the week of September 23-27, 2002.

14. Adjournment

Having no further business, Chairman Handy adjourned the regular meeting of the Florida Board of Education at 12:30 p.m., August 29, 2002.

F. Philip Handy,
Chairman

Mary-Anne Bestebreurtje,
Corporate Secretary