

Missouri State Board of Education

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MINUTES OF MEETING OF THE STATE BOARD OF EDUCATION February 21, 2017

The Missouri State Board of Education met on February 21, 2017, in Jefferson City, Missouri.

Present: Charlie Shields, St. Joseph, President
Vic Lenz, St. Louis, Vice President
Joe Driskill, Jefferson City, Member
Peter Herschend, Branson, Member
Mike Jones, St. Louis, Member
John Martin, Kansas City, Member
Russell Still, Columbia, Member
Maynard Wallace, Thornfield, Member
Margie Vandeven, Commissioner of Education
Robin Barbour, Executive Assistant
Deputy Commissioners Stacey Preis and Roger Dorson
Assistant Commissioners Stephen Barr, Blaine Henningsen, Paul Katnik, and Chris Neale; Bill Thornton, General Counsel; Andrea Beck, Chief Operating Officer; Robin Coffman, Chief of Staff; Sarah Potter, Communications Coordinator; and Constance Rush, Coordinator of Legislative Outreach

No. 12921
Call to Order
(02/21/2017)

President Shields called the meeting of the Missouri State Board of Education to order at 8:31 a.m. on Tuesday, February 21, 2017. The meeting was held in the State Board of Education meeting room on the first floor of the Jefferson State Office Building in Jefferson City, Missouri.

No. 12922
Agenda
(02/21/2017)

It was moved by Dr. Lenz, seconded by Mr. Wallace, to approve the agenda for the February 21, 2017 meeting of the State Board of Education, as presented.

Motion carried. (Yes: 8)

No. 12923
Minutes

It was moved by Dr. Martin, seconded by Mr. Wallace, to approve the minutes of the January 10, 2017 State Board of Education meeting, as presented.

Motion carried. (Yes: 8)

No. 12924
President's
Report

President Shields acknowledged that students from the Seymour R-II School District recently submitted artwork for display in the Board Room and 6th floor offices of the Department. The artwork showcases the excellent quality of students and teachers in Missouri.

Mr. Wallace reported that several schools in his area were debating going to a four-day school week.

Mr. Still reported that local school board elections will be held in April. He encouraged people to consider running for election to their local board.

Dr. Lenz reported that he had a meeting with Jerry Hobbs, Executive Director of the Missouri Education Reform Council, and another meeting with Jane Donahue, President of the St. Louis Public Schools Foundation. He attended board meetings of the Normandy Schools Collaborative and the St.

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Louis Public Schools Elected Board. He attended a Normandy Schools Collaborative Progress Celebration, meetings of the St. Louis Superintendents Round Table, St. Louis County superintendents, and St. Louis Public Schools Special Administrative Board. He also attended the funeral of Dr. Jim Westbury, former Normandy superintendent and current member of the St. Louis County Special School District Board of Education. Dr. Lenz participated in a virtual meeting of the National Association of State Boards of Education Board of Directors meeting. He also had the opportunity to attend the Missouri School Boards' Association's Legislative Forum where he and Commissioner Vandeven presented an update on the State Board and Department priorities for 2017. Dr. Lenz also attended the Military Appreciation Day Education Program at the Capitol with Commissioner and Joe Driskill.

Mr. Herschend reported that he attended the funeral of Shannon Ennis. Mr. Ennis was a retired superintendent in Eminence and was honored as a Pioneer in Education as part of the class of 2016. Mr. Herschend also reported that he accompanied Commissioner Vandeven on a school visit to the Branson R-IV School District.

Mr. Driskill reported that he met with a group of superintendents from southeast Missouri and heard their

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perspective on education-related issues. He also met with Dr. Kelvin Adams, Superintendent of the St. Louis Public Schools. Mr. Driskill organized a Military Appreciation Day at the Capitol, which Commissioner and Dr. Lenz also attended. The day celebrated the significant contributions and sacrifices of military service members.

President Shields reported that he and Commissioner Vandeven met with Governor Greitens and had a good discussion about education. He also reported that members of the State Board met with the executive committee of the Missouri School Boards' Association.

No. 12925
NASBE Report

Dr. Lenz informed the Board that there is still time to complete registration to attend the National Association of State Boards of Education's 2017 Legislative Conference in Washington, DC. He, again, asked if anyone was interested in serving on the Government Affairs Committee to notify him.

No. 12926
Closed Session

Mr. Still moved that a closed session, with a closed record and closed vote be held during the meeting of the State Board of Education on March 14, 2017, as posted by the Executive Assistant, to consider the following:

1. Legal actions, causes of action, litigation, or legal work product relating to the State Board of Education and the Department of Elementary and Secondary Education, as well as any confidential or privileged communications between those entities and legal counsel;

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2. Hiring, firing, disciplining or promoting of employees of the Department of Elementary and Secondary Education;
3. Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment; and
4. Other records protected from disclosure by law.

Motion was seconded by Dr. Martin and carried.

Vote: Yes Driskill, Herschend, Jones, Lenz, Martin,
Shields, Still, Wallace

Following such affirmative vote, the vote of each Board member on the question of holding the closed meeting, closed record and closed vote and the statutory reason therefore was announced publicly by the Executive Assistant.

It was moved by Mr. Still to direct the Executive Assistant to prepare, post, and make available to the news media notice of such closed meeting, notice of the closed record, and closed vote as required by law, and that a copy of such notice be filed with the minutes of the meeting which it announces.

Motion was seconded by Dr. Lenz and carried.

(Yes: 8)

No. 12927
Consent
Agenda
(02/21/2017)

It was moved by Dr. Martin, seconded by Mr. Driskill, to
approve the consent agenda as follows:

Consideration of Personnel Report (Exhibit 1)

Consideration of Investment Transactions by Central Trust
Bank for Trust Funds (Exhibit 2)

Consideration of Fiscal Year 2017 Financial Summary
(Exhibit 3)

Consideration of Adoption of Personnel Policies (Exhibit 4)

Motion carried. (Yes: 8)

No. 12928
Consideration
of an Order of
Rulemaking to
Amend Rule 5
CSR 20-
300.110,
Missouri State
Plan for Part B,
Regulations
Implementing
the Individuals
with
Disabilities
Education Act
(IDEA)

It was moved by Mr. Herschend, seconded by Dr. Lenz, to
authorize publication in the *Missouri Register* of an Order of
Rulemaking to Amend Rule 5 CSR 20-300.110, Relating to the
Missouri State Plan for Part B of the Individuals with Disabilities
Education Act, and that the State Board finds this amendment
necessary to carry out the purpose of Sections 161.092 and
162.685, RSMo.

Motion carried. (Yes: 8) (Exhibit 5)

No. 12929
Consideration
of an Order of
Rulemaking to
Amend Rule 5
CSR 20-400.380,
Mentoring
Program
Standards
(02/21/2017)

It was moved by Dr. Lenz, seconded by Dr. Martin, to authorize publication in the *Missouri Register* of an Order of Rulemaking to Amend Rule 5 CSR 20-400.380, Mentoring Program Standards, and that the State Board finds this amendment necessary to carry out the purpose of Sections 160.720, 161.092 and 161.375, RSMo Supp. 2015.

Motion carried. (Yes: 8) (Exhibit 6)

No. 12930
Consideration
of an Order of
Rulemaking to
Adopt Rule 5
CSR 20-400.385,
Beginning
Teacher
Assistance
Program (BTAP)

It was moved by Dr. Martin, seconded by Mr. Wallace, to authorize publication in the *Missouri Register* of an Order of Rulemaking to Adopt Rule 5 CSR 20-400.385, Beginning Teacher Assistance Program, and that the State Board finds this adoption necessary to carry out the purpose of Section 161.092, RSMo Supp. 2014, and Sections 168.021 and 168.400, RSMo Supp. 2015.

Motion carried. (Yes: 8) (Exhibit 7)

No. 12931
Consideration
of an Order of
Rulemaking to
Amend Rule 5
CSR 30-261.025,
Minimum
Requirements
for School Bus
Chassis and
Body

It was moved by Mr. Herschend, seconded by Mr. Jones, to authorize publication in the *Missouri Register* of an Order of Rulemaking to Amend Rule 5 CSR 30-261.025, Minimum Requirements for School Bus Chassis and Body, and that the State Board finds this amendment necessary to carry out the purpose of Sections 161.092 and 304.060, RSMo.

Motion carried. (Yes: 8) (Exhibit 8)

No. 12932
Consideration
of Charter
School
Application
Renewal for
Academy of
Integrated Arts
(02/21/2017)

After much discussion by the members of the Board, it was moved by Mr. Still, seconded by Mr. Jones, to authorize Academy for Integrated Arts to continue operations pursuant to the charter renewal granted by the University of Missouri-Kansas City, effective July 1, 2017 for a five year period, per the contingencies outlined in the performance contract. A roll call vote was called.

Motion failed.

Yes: Shields, Still; No: Herschend, Martin, Wallace;
Abstain: Jones, Lenz

It was moved by Dr. Martin, having voted on the prevailing side, seconded by Mr. Jones, that the vote by which the renewal of the Academy for Integrated Arts was not renewed be reconsidered.

Motion carried. (Yes: 7; No: 1)

It was moved by Dr. Martin, seconded by Mr. Jones, to authorize Academy for Integrated Arts to continue operations pursuant to the charter renewal granted by the University of Missouri-Kansas City, effective July 1, 2017 for a five year period, per the contingencies outlined in the performance contract. The Board requested an update on the Academy for Integrated Arts in one year

Motion carried. (Yes: 6; No: 2) (Exhibit 9)

No. 12933
Consideration
of Charter
School
Application
Renewal for
Confluence
Academies
(02/21/2017)

It was moved by Mr. Wallace, seconded by Mr. Jones, to authorize Confluence Academies to continue operations pursuant to the charter granted by the University of Missouri-Columbia, effective July 1, 2017 for a five year period, per the contingencies outlined in the performance contract, as well as a progress report presented to the State Board of Education in one year.

Motion carried. (Yes: 8) (Exhibit 10)

No. 12934
Consideration
of Organization
of Work Groups
to Review/
Revise Fine Arts
Learning
Standards

It was moved by Mr. Herschend, seconded by Dr. Martin, to convene a work group to review fine arts learning standards, including notification to the other nominating entities as specified in Section 160.514, RSMo.

Motion carried. (Yes: 8) (Exhibit 11)

No. 12935
Consideration
of a Request
by Bobby Joe
Edwards for
Issuance of a
Teaching
Certificate

It was moved by Mr. Herschend, seconded by Mr. Jones, to approve the application of Bobby Joe Edwards for a Career Temporary Authorization certificate of license to teach.

Motion carried. (Yes: 7) (Exhibit 12)

No. 12936
Consideration
of a Request
by Alexander
Zachariah
Patterson for
Issuance of a
Teaching
Certificate

It was moved by Dr. Lenz, seconded by Mr. Jones, to approve the application of Alexander Zachariah Patterson for an Initial Adult Education and Literacy (AEL) certificate of license to teach.

Motion carried. (Yes: 7) (Exhibit 13)

No. 12937
Consideration
of a Request
by Michelle L.
Smith for
Issuance of a
Substitute
Teaching
Certificate
(02/21/2017)

It was moved by Mr. Herschend, seconded by Mr. Jones,
to approve the application of Michelle L. Smith for a substitute
certificate of license to teach.

Motion carried. (Yes: 7) (Exhibit 14)

No. 12938
Consideration
of Appeal by
Edith Janes
Jones

It was moved by Mr. Herschend, seconded by Mr. Jones,
to approve the application of Edith Jane Jones for a substitute
certificate of license to teach.

Motion carried. (Yes: 7) (Exhibit 15)

No. 12939
Consideration
of Appeal by
Samuel M.
Shaw

It was moved by Mr. Still, seconded by Dr. Lenz, to
approve the application of Samuel M. Shaw for a substitute
certificate of license to teach for a period of four years with
renewal based upon a criminal background check reflecting
no subsequent criminal convictions.

Motion carried. (Yes: 7) (Exhibit 16)

No. 12940
Consideration
of Appeal by
Eric C. Stamps

It was moved by Mr. Herschend, seconded by Mr. Jones,
to issue Eric C. Stamps a substitute certificate of license to
teach for a period of four years with renewal based upon a
criminal background check reflecting no subsequent criminal
convictions.

Motion carried. (Yes: 7) (Exhibit 17)

No. 12941
Reports
(02/21/2017)

The following reports were presented to the State Board
of Education on February 21, 2017:

Report on Poverty Measure for Student Achievement
(Exhibit 18)

Report on Teacher Job Workforce in Missouri (Exhibit 19)

Governmental Affairs Update (Exhibit 20)

Report on Missouri School Improvement Program and
Consolidated Plan for the Every Student Succeeds Act
(ESSA) (Exhibit 21)

Fiscal Year 2018 Budget Report (Exhibit 22)

Two-Months in Advance of Current Meeting (Exhibit 23)

No. 12942
Adjournment
(02/21/2017)

It was moved by Dr. Lenz, seconded by Mr. Driskill, to
adjourn the open session meeting of the State Board of
Education at 4:11 p.m. on Tuesday, February 21, 2017 and
move into closed session.

Motion carried. (Yes: 7)

The next meeting of the State Board of Education will be
held on March 14, 2017, in Jefferson City, Missouri.

President

Executive Assistant