

**Minutes**  
**Transylvania County Board of Education**  
**June 4, 2012**

INVOCATION/PLEDGE OF ALLEGIANCE

CALL TO ORDER/WELCOME

BUSINESS ITEMS

1. Approval of Agenda
2. Public Comment
3. Presentation of Awards by Transylvania Partnership, Inc.
4. Resolution of Recognition, Thanks, Commendation and Congratulations  
--- Reception ---
5. Good News Report
6. Former Students in the Military
7. Student Handbooks for 2012-2013
8. Consent Agenda:
  - A. Minutes
  - B. Personnel Report
9. CTE Plan for 2012-2013
10. Policy:
  - A. JECA, "Private/Home Schools Enrollment"
  - B. JECA-R, "Private/Home Schools Enrollment"
  - C. JECA-E, "Private/Home Schools Enrollment"
  - D. IIAB, "Copyright Compliance"
  - E. IIAC, "Selection and Adoption of Media and Technology Resources"
  - F. IIAC-R, "Selection and Adoption of Media and Technology Resources"
  - G. IIAC-E, "Selection and Adoption of Media and Technology Resources"
  - H. IIAD, "Use of Equipment, Materials and Supplies"
  - I. IIBF, "Web Page Development"
  - J. IIBG, "Technology Acceptable Use"
  - K. IIBG-R, "Telecommunications - Acceptable Use"
  - L. IIBG-E, "Telecommunications - Acceptable Use"
  - M. IIBGA, "Network Security"
11. Visioning Process for Transylvania County
12. Resolution to Seek Intervention as a Party in Pending Litigation Against Virtual Charter School
13. FY13 Budget Update
14. Important Dates
15. Public Comment
16. Other Items

The Transylvania County Board of Education met in regular session on June 4, 2012 at 6:30 p.m. at the Morris Education Center. Chris Whitmire, Chair; Tawny McCoy, Vice Chair; Sue Fox; and Cindy Petit were present. Also present were Dr. Jeff McDaris; Jenny Hunter; Dr. David Sutton; Dr. Kim Elliott; Dr. Scott Elliott; Donys Merrill; Chad Owen, School Resource Officer; Jeremiah Reed, *Transylvania Times*; and approximately 40 guests. Mrs. Petit led a moment of silent prayer and Mrs. Fox led the Pledge of Allegiance. Mr. Whitmire welcomed everyone and called the meeting to order. He reported that Mrs. Norman was absent due to illness.

1. **Approval of Agenda**  
ON A MOTION BY MRS. FOX, SECONDED BY MRS. PETIT, the meeting agenda for June 4, 2012 was approved as presented.

2. **Public Comment**

There was no public comment.

3. **Presentation of Awards by Transylvania Partnership, Inc.**

Dr. Scott Elliott welcomed representatives from the Transylvania Partnership, Carland & Andersen CPAs; the Economic Development Advisory Board, and the Senior Resource Network who were in attendance to announce the winners of the 2012 Student Business Plan competition. The Student Business Plan competition is co-sponsored by Transylvania County Schools, Carland & Andersen CPAs, and the Transylvania Partnership. Its purpose is to promote the spirit of entrepreneurship among local youth and provide incentives for those who have the interest, desire and skills to become current or future small business owners and managers. Students are invited to submit their plans, which are evaluated by volunteers from the Transylvania Partnership and the Senior Resource Network, for feedback and a chance to win a cash prize. Dick Gray, Mark Burrows, Terry Andersen and Bill Layton reviewed the evaluation criteria for the competition and then presented the following awards:

Third place (\$100) went to the "Bright Lights," teen club proposal submitted by Devon McIntosh, RHS. Devon's teacher was Tammy Hall.

Second place (\$150) went to the "Angel Keepers" child care proposal submitted by Stephanie Godlove, DRS. Stephanie's teacher was Laura Smith.

First place (\$250) went to the "Meaty Meals" proposal for the manufacture and distribution of wholesome raw foods for dogs. "Meaty Meals" was submitted by Jonathon Colbert, Zack Davis, Jennifer Hale, Becca James and Chris McCall of BHS. Their teacher was Andy VonCanon.

4. **Resolution of Recognition, Thanks, Commendation and Congratulations**

Each June, the Board honors those school system employees who have retired or will retire during the current school year. Dr. McDaris reported that the retirees being recognized this year have contributed a combined total of 355 years of service to public education. ON A MOTION BY MRS. MCCOY, SECONDED BY MRS. FOX, the Board approved the following resolution:

BE IT RESOLVED by the Transylvania County Board of Education that recognition, thanks, commendations and congratulations be given to the persons named below who have retired or will retire during the 2011-2012 school year, in grateful appreciation for their years of dedicated service to public education.

Name	Position	Location	Years
Dawn Brookshire	Media Coordinator	PFES	30
Mary Gunn	Media Assistant	BHS	15
James Hackler	Warehouse Manager	Child Nutrition	20
Margaret Jordan	Teacher	RMS / RHS	26
Theresa Lawlis	Teacher	TCH	19
Ginger Long	School Counselor	BMS	44
Gaynelle Patterson	Teacher	RMS	34
Kathy Piersol	Teacher	BHS	42
Dick Ream	Bus Driver	TCS	13

Lana Rhymer	Teacher Assistant	RES	18
Betty Russell	Teacher	BHS	34
Buddy Spinks	Plumber	Plant Operations	16
Judy Thomas	Teacher Assistant	TCH	7
Gwen Turner	School Counselor	BHS	29
Margaret Warren	Teacher Assistant	RES	8

The Board presented a crystal apple to each retiree. Following the awards, the Board recessed for a short reception.

5. **Good News Report**

Dr. McDaris reported the following good news items:

*RHS ALUMNI HALL OF FAME*

Students at Rosman High School have created an Alumni Hall of Fame to recognize former students who have achieved success and also the people who have contributed to the community. The students hope that the Hall of Fame will enhance school pride, boost appreciation of others, and strengthen relationships between the school and the community.

*SCHOOL TECHNOLOGY PLAN*

On May 3, the State Board of Education approved the TCS School Technology Plan for July 1, 2012 through June 30, 2014. This approval qualifies the school district for E-Rate Priority 2 discounts and other possible public and private grant opportunities. The completion of the plan represents a great deal of hard work on the part of the district technology committee, teachers, and especially the district-level media and technology staff. It is an affirmation of the school system's commitment to preparing learners for living and working in the information age. The plan's consistent evaluation and updating also ensures that teachers and students will have the resources necessary for productive teaching and learning in the 21<sup>st</sup> century.

*GRADUATION 2012*

Congratulations to the Classes of 2012! On the morning of Wednesday, May 23, Davidson River School graduated eight seniors in a moving ceremony held on the DRS campus. WSQL Radio broadcasted the event, spotlighting scholarship recognitions and general school programs as a "school of alternatives." Thanks to WSQL staffer Kimbo Nichols for conducting the broadcast. On the evening of Friday, May 25, a total of 130 seniors from Brevard High School walked the stage at the Brevard Music Center before a capacity crowd. On Saturday afternoon, May 26, parents and well-wishers saluted the 82 seniors from Rosman High School as they received diplomas. All three graduation ceremonies were streamed live via the TCS website.

6. **Former Students in the Military**

The Board reviewed the list of former students from Brevard High School, Rosman High School, and Davidson River School who are currently serving or have previously served in the U.S. Military. There were no new names. Additional names will be included as they are received.

7. **Consent Agenda**

ON A MOTION BY MRS. MCCOY, SECONDED BY MRS. PETIT, the minutes from the May 7 and May 21, 2012 closed sessions, the May 21, 2012 meeting, and the personnel report for June 4, 2012 (see attached) were approved as presented.

8. **Student Handbooks for 2012-2013**

ON A MOTION BY MRS. FOX, SECONDED BY MRS. MCCOY, the student handbooks for 2012-2013 were unanimously approved.

9. **CTE Plan for 2012-2013**

ON A MOTION BY MRS. MCCOY, SECONDED BY MRS. PETIT, the Career and Technical Education Plan for 2012-2013 was unanimously approved.

10. **Policy**

Dr. David Sutton presented the following policies, regulations and exhibits as first-read information. Action on the policies will be requested at the next regular meeting.

- Policy JECA, "Private/Home Schools - Enrollment," has been revised to clarify middle school requirements and athletic eligibility requirements related to dual enrollment.
- Regulation JECA-R, "Private/Home Schools - Enrollment," has been revised for clarity and to remove obsolete language.
- Exhibit JECA-E1, "Private/Home Schools - Enrollment," has been revised to reflect that there is no longer a need for software installers to go to students' homes due to improvements in software accessibility.
- Policy IIAB, "Copyright Compliance," has been updated to reflect current standards and practices and to make the policy more comprehensive and rigorous regarding compliance with copyright law.
- Policy IIAC, "Selection and Adoption of Media and Technology Resources," has been revised to differentiate media resources and technology resources and to provide more specific guidelines regarding the objectives, criteria, and deployment of resources.
- Regulations IIAC-R and Exhibit IIAC-E, "Selection and Adoption of Media and Technology Resources" have been updated to reflect a change in title only.
- Policy IIAD, "Use of Equipment, Materials, and Supplies," is new. It is the mechanism that authorizes the school system to put equipment such as laptops in the possession of students.
- Policy IIBF, "Web Page Development," is new. It sets forth the standards for all websites operated under the umbrella of Transylvania County Schools.
- Policy IIBG, "Technology Acceptable Use," has been rewritten to reflect contemporary language as recommended by the NCSBA and school board attorneys. The biggest change is a move from the current "opt-in" method to an "opt-out" approach regarding parent permission for their child's access to Internet-accessible devices.
- Regulations IIBG-R and Exhibit IIBG-E, "Telecommunications - Acceptable Use," are recommended for rescission based on the proposed changes to Policy IIBG.
- Policy IIBGA, "Network Security," has been rewritten to reflect changes in contemporary technology and security systems.

**11. Visioning Process for Transylvania County**

Dr. McDaris reported that on May 17, the Board of Commissioners held a meeting at the Rogow Room for elected officials and representatives from local organizations to discuss a visioning process aimed at bringing new investments and job opportunities to the county. He stated that local boards were being asked to show their support for the endeavor by voting to approve the concept. Board members discussed that they would prefer to have more concrete information and a better definition of the Board's role in the process before voting to endorse the concept. ON A MOTION BY MRS. MCCOY, SECONDED BY MRS. FOX, the Board tabled action on the request for endorsement until a clearer definition of the visioning concept and the Board's role in such are available.

**12. Resolution to Seek Intervention as a Party in Pending Litigation**

Dr. McDaris reported that the North Carolina School Boards Association (NCSBA) has asked local boards to consider intervening, at no cost, in a lawsuit to contest the default granting of an operational charter to a virtual charter school by an administrative law judge. The North Carolina Virtual Academy (NCVA) had filed a petition against the State Board of Education (SBE), alleging that the SBE acted arbitrarily and capriciously when it did not vote on NCVA's charter application before a statutory March 15, 2012 deadline. As a result, an administrative law judge has ruled that the NCVA must be granted a charter to begin operating in August 2012.

In its charter application, the NCVA estimates that it will enroll 2,750 students in its initial year of operation. Because NCVA will be a virtual charter school, with no fixed location, it projects that those 2,750 students will come from all over the state of North Carolina. Although NCVA will not have buildings to maintain, transportation, or child nutrition costs, it will be entitled to the same state and local per-pupil funding as any brick-and-mortar school. NCVA estimates that it will net almost \$13.5 million in state funds and \$5.1 million in local funds.

North Carolina Virtual Academy will be contracting with K12, a private, for-profit corporation to manage the school operations. K12 runs virtual schools in a number of other states. There have been numerous parental and employee complaints about virtual charter schools operated by K12, and the company has been required to return funds for at least one state, which discovered that K12 was funded for students who never attended school.

The Board discussed the negative ramifications of the proposed virtual charter school on local funding. Dr. McDaris reported that NCVA would be entitled to receive local money for any child who enrolls in their program who lives in Transylvania County. ON A MOTION BY MRS. MCCOY, SECONDED BY MRS. FOX, the Board unanimously approved the resolution agreeing to seek intervention as a party in the pending litigation captioned *North Carolina Learns, Inc. v. State Board of Education*, and authorizes Tharrington Smith, LLP, to represent the Board of Education in the litigation, with the litigation costs to be borne by the NCSBA Legal Assistance Fund (see attached).

**13. FY13 Budget Update**

Dr. McDaris reported that the county manager plans to present the school system's budget request for 2012-2013 to the county commissioners at their meeting on June 11, 2012 at the Rogow Room at 6:30 p.m. He noted that the Board of Commissioners had not agreed to any of the Board of Education's previous requests for a joint meeting. Board members discussed plans to attend the meeting in order to be available to answer

questions and defend the budget request. Chairman Whitmire urged Board members to meet with Mr. Barger or Dr. McDaris prior to the 11<sup>th</sup> for review. Dr. McDaris gave each member a CD containing the county's proposed budget.

**14. Important Dates**

June 18 REGULAR MEETING, 6:30 p.m., MEC  
 June 25-29 NCSBA Special Issue Seminars/Policy Conference, Carolina Beach  
 July 4 Holiday  
 July 16 REGULAR MEETING, 6:30 p.m., MEC  
 July 16-17 NCSBA School Board 101, Raleigh  
 July 23-26 NSBA Southern Region Conference, Biloxi, MS  
 Aug. 1-2 Administrators' Retreat, Rogow Room  
 Aug. 6 Resume regular 5-day schedule  
 Aug. 6-7 New Teacher Orientation, Rogow Room  
 Aug. 8-10 Teacher Workdays  
 Aug. 10 Elementary "Meet the Teacher" Night, 4:00 p.m., BES, PFES, RES, TCHES  
 Aug. 13 First Day for Students  
 Aug. 20 REGULAR MEETING, 6:30 p.m., MEC  
 Sept. 3 Holiday  
 Sept. 12 Early Dismissal  
 Sept. 17 REGULAR MEETING, 6:30 p.m., Rogow Room  
 Sept. 27 NCSBA District 8 Meeting, 3:30 p.m., Polk County  
 Oct. 15 Teacher Workday  
 Oct. 15 REGULAR MEETING, 6:30 p.m., MEC  
 Oct. 17-19 NCSBA Annual Law Conference, Asheville

Dr. McDaris reported that the Western Region Superintendents' Council will hold its annual year-end dinner meeting on June 15 at the Grove Park Inn. Retired school superintendents are invited to attend the event, and former TCS superintendents Harry Corbin and Dr. Sonna Lyda will be accompanying Dr. McDaris as guests.

**15. Public Comment**

There was no public comment.

**16. Other Items**

No other items were discussed.

There was no further business, and ON A MOTION BY MRS. FOX, SECONDED BY MRS. PETIT, the meeting was adjourned at 9:00 p.m.

Respectfully submitted,

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Chairman

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Secretary

**PERSONNEL REPORT  
June 4, 2012**

I. ACCEPT THE REPORT OF RESIGNATIONS/TERMINATIONS ACCEPTED/INITIATED BY THE SUPERINTENDENT FROM/FOR THE FOLLOWING PERSONS:

Licensed Personnel

Theresa Lawlis, Teacher, TCH, effective June 5, 2012  
Keri Mann, Teacher, RES, effective June 5, 2012  
Nanette Renegar, Part-Time Reading Specialist, BES, effective June 1, 2012  
David Williams, Principal, RES, effective June 30, 2012

Classified Personnel

Mary Palmer, Teacher Assistant, PFES, effective June 5, 2012  
Rick Ricketts, Teacher Assistant, BHS, effective June 5, 2012

II. APPROVE THE EMPLOYMENT RECOMMENDATIONS MADE BY THE SUPERINTENDENT FOR THE FOLLOWING PERSONS:

Licensed Personnel

Emily Atkinson, Teacher, BMS, effective August 8, 2012  
Claire Anderson, Interim Teacher, BHS, effective August 8, 2012 through January 2, 2013  
Joanne Anderson, School Counselor, BMS, effective August 8, 2012  
Corey Cunningham, Teacher & Coach, BHS, effective August 8, 2012  
John Hart, Assistant Principal, BHS, effective July 9, 2012 (two-year contract)  
Courtney Domokur Mason, Teacher, TCH, effective August 8, 2012  
Nichole Nanney, Teacher, TCH, effective August 8, 2012  
Marian O'Neil, Teacher, BMS, effective August 8, 2012  
Hallie Thoele, School Counselor, BHS, effective August 8, 2012

Classified Personnel

Cody Brissey, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Kayla Byrd, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Lily Chapman, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Katie Kiser, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Quentin Lively, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Brett Meany, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012  
Austin Roberts, Temporary Part-Time Technical Support Worker, TCS, effective June 5, 2012

III. ACCEPT THE REPORT OF TRANSFER OF ASSIGNMENT MADE BY THE SUPERINTENDENT FOR THE FOLLOWING PERSONS:

Licensed Personnel

Jennifer Bolt, from Teacher, BHS, to Teacher, BMS, effective August 8, 2012

Amanda Chapman, from Teacher, TCH, to Teacher, RMS, effective August 8, 2012  
Kelley Eyster, from Teacher, BMS, to Teacher, District-Wide, effective August 8, 2012  
Ami Fish, from School Counselor, RES, to School Counselor, BES, effective August 8, 2012  
Tysha Owens, from Teacher Assistant, TCH, to School Counselor, RES, effective August 8, 2012  
Carolyn Benton Smith, from Teacher, RHS (50%) and DRS (50%), to Teacher, RHS (100%) effective August 8, 2012

Classified Personnel

Patti Lance, from Teacher Assistant, BES, to Teacher Assistant, BHS, effective August 8, 2012

IV. APPROVE THE LEAVES OF ABSENCE RECOMMENDED BY THE SUPERINTENDENT FOR THE FOLLOWING PERSONS:

Licensed Personnel

None

Classified Personnel

Angie Adcock, Teacher Assistant, TCH, GCBDB Leave, effective August 20, 2012 through December 7, 2012  
Paige Capps, Teacher Assistant, BES, GCBDB Leave, effective August 20, 2012, through November 15, 2012

V. APPROVE THE SUPERINTENDENT'S RECOMMENDATION FOR THE FOLLOWING SUBSTITUTE EMPLOYEES:

Substitute Teachers

None

Substitute Child Nutrition Workers

None

**The licensed employees named here are recommended for election to career status:**

Kathryn Bailey, Teacher, BHS  
Peggy Bayne, Media Coordinator, RES  
Beth Branagan, Social Worker, DRS  
Doyle Chambers, Teacher, RES  
Clare Desmelik, Teacher, BHS  
Kelley Eyster, Teacher, BMS  
Kristy Hasman, Teacher, RMS  
Tina Hawk, Media Coordinator, TCH  
Kate Lalor, Lead Teacher, BMS  
Cissie Lewis, Teacher, BMS  
Dustin Morgan, Teacher, RMS  
Tammy Morris, Teacher, BES  
Dusty Robinson, Teacher & Coach, RHS  
Sarah Shawver, Counselor, RHS  
Angela Shiflet, Teacher, PFES  
Debora Smith, Teacher, PFES



Lisa Smith, Teacher, BMS  
Brooke Snipes, Teacher, PFES  
Heidi Spradlin, Teacher, BMS  
Kevin Spradlin, Teacher, BHS  
Matthew Witt, Teacher & Coach, RHS

**TRANSYLVANIA COUNTY BOARD OF EDUCATION  
RESOLUTION**

WHEREAS, the Cabarrus County Board of Education granted preliminary approval to an application filed by North Carolina Learns, Inc. (hereafter "N.C. Learns") to establish a virtual charter school; and

WHEREAS, according to the application, N.C. Learns projects that its virtual charter school will serve 2,750 students from across North Carolina beginning in August 2012 and will double its initial enrollment within seven years; and

WHEREAS, prior to the submission of N.C. Learns' charter application to the Cabarrus County Board of Education, the State Board of Education asked the E-Learning Commission to study virtual charter schools and develop standards and recommendations for the State Board to apply in evaluating charter school applications; and

WHEREAS, in March 2012 the E-Learning Commission had not completed its study of the issues surrounding virtual charter schools, including funding, oversight, and academic achievement; and

WHEREAS, in light of the E-Learning Commission's continued study of the impact of virtual charter schools, the State Board of Education took no action on N.C. Learns' charter application in March 2012;

WHEREAS, on May 18, 2012, an Administrative Law Judge ruled that because the State Board failed to take action, N.C. Learns' charter application is granted and its virtual charter school will begin operating in August 2012; and

WHEREAS, although a virtual charter school has lower operating costs than a traditional charter school, the statutory funding formula requires N.C. Learns' virtual school to be funded under the same per-pupil formula as brick and mortar charter schools; and

WHEREAS, the Transylvania County Board of Education will be obligated to transfer a per-pupil share of local funds for each Transylvania County student who enrolls in the virtual charter school, including students who previously have been home schooled and who therefore are not provided for in state and local budget appropriations; and

WHEREAS, the Transylvania County Board of Education submitted a proposed budget to the Board of County Commissioners by May 15, as required by state law; and

WHEREAS, in developing the proposed budget, the Board of Education considered and planned for a certain percentage of its local funds being allocated to charter schools attended by students domiciled in Transylvania County; and

WHEREAS, the Board of Education did not have the opportunity to consider and plan for local students enrolled in a virtual charter school; and

WHEREAS, local education budgets are already under significant strain due to cutbacks in state and local funding during the previous four years and the elimination of significant federal funding in the upcoming fiscal year; and

WHEREAS, early data on student achievement at virtual charter schools in other states reflects significantly low student performance and graduation rates; and

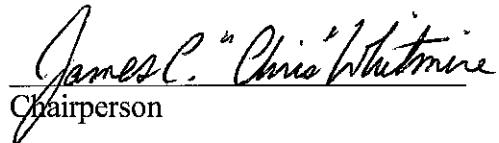
WHEREAS, as a result of the Administrative Law Judge's ruling, the virtual charter school could begin operating within three months with no review by the State Board of Education, the body charged in the state constitution with oversight of the public school system, of the virtual charter school's operating costs, the quality of the education it will provide, and its impact on school districts across the state; and

WHEREAS, the Board of Education does not believe that a single local board of education, accountable only to the people of Cabarrus County, should be in a position to make a decision that impacts students and school districts across the state; and

NOW, THEREFORE, BE IT RESOLVED, the Transylvania County Board of Education hereby agrees to seek intervention as a party in the pending litigation captioned *North Carolina Learns, Inc. v. State Board of Education* and authorizes Tharrington Smith, LLP, to represent the Board of Education in the litigation, with the litigation costs to be borne by the N.C. School Boards Association Legal Assistance Fund.

Adopted this 4<sup>th</sup> day of June, 2012.

  
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Superintendent

  
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Chairperson