

Minutes of the Special Meeting of the

**STATE BOARD OF EDUCATION
2500 NORTH LINCOLN BOULEVARD
STATE BOARD ROOM, SUITE 1-20
OKLAHOMA CITY, OKLAHOMA**

September 24, 2020

The State Board of Education met in special session at 9:34 a.m. on Thursday, September 24, 2020, by teleconferencing, videoconferencing and there were parties present at the Oliver Hodge Building, 2500 N. Lincoln Blvd., Oklahoma City, OK 73105 Suite 1-20. The final agenda was posted at 9:30 a.m. on Wednesday, September 23, 2020.

The following were present at the meeting site and remote locations:

Mr. Brad Clark, General Counsel, at meeting site via Zoom videoconference
Ms. Terrie Cheadle, Chief Executive Secretary, via Zoom videoconference

Member of the State Board of Education present at meeting site via Zoom videoconference:

State Superintendent Joy Hofmeister, Chairperson of the Board
Mr. Brian Bobek, Oklahoma City
Mrs. Jennifer Monies, Oklahoma City
Mr. Barry "Kurt" Bollenbach, Kingfisher

Members of the State Board of Education present at remote locations via Zoom videoconference:

Mrs. Estela Hernandez, Oklahoma City
Mrs. Carlisha Williams Bradley, Tulsa
Mr. William "Bill" Flanagan, Claremore

**CALL TO ORDER
AND
ROLL CALL**

State Superintendent Joy Hofmeister called the State Board of Education special meeting to order at 9:34 a.m. Ms. Cheadle called the roll and ascertained there was a quorum.

Superintendent Hofmeister welcomed everyone to the virtual meeting of the State Board of Education.

BOARD - ADMINISTRATIVE

**Update, discussion and possible action relating to
COVID-19 response and operations**

Dr. Jared Taylor, Interim State Epidemiologist

Dr. Jared Taylor, Interim State Epidemiologist, Oklahoma State Department of Health (OSDH), said the impact of the COVID-19 virus on schools and statewide infection rates was cause for 14-day quarantine isolation consistencies and is essential in controlling the pandemic.

Board members and Dr. Taylor discussed and asked questions regarding the purpose of quarantine, masking wearing, virus case investigation basics, formats, information notifications and contact identifications; importance of school partnerships and required COVID-19 response to the disease; disease burdens on local and county health departments, OSDH relationships, policies/procedures, methods/mechanisms and jurisdictions; Oklahoma and Tulsa Counties independent health departments; OSDH disseminated models for local/county departments, input flexibilities, consistent communications; school district determine and decide non jurisdictional health department involvement, concerns health department forceful and overly assertive, and schools roles tested with increased cases and challenges; quarantine in a pandemic and varies by diseases, onset of virus symptoms, exposure and prevention of shedding virus; reference SARS CoV2 symptoms not always present and children symptoms often misrepresented, exposure severity of one person versus multiple people transmitting in schools, more control is critical in schools; disseminated models driven by local and county health departments and school relationships consist of case situations/criteria/determinations, investigations, communication methods/consistencies, and prohibiting cross sharing of personal health information; OSDH continued cultivating and improving school relationships, contact criteria collaborations, and school expertise initiating quarantine guidance and official information.

School operations: presentation by Stilwell Public Schools

Ms. Geri Gilstrap, Superintendent, Stilwell Public Schools said 1400 students are currently enrolled in the rural Oklahoma school district. The district administration in late April began designing the school reentry plan and requirements changing daily. Ms. Gilstrap presented a video and reviewed the protocol plan, process and implementation; parent and community engagement/feedback; updated learning areas, professional development partnership with State Health Department; parents provided COVID-19

check list, district website PPE requirement updates; CDC protocol posters and mandatory mask displayed throughout school sites; Cherokee Nation and OSDH partnership, training, providing the science and education of COVID; support of OSDE and community prayers.

**Minutes of the August 27, 2020 Special
State Board of Education meeting - Approved**

Board member Bollenbach motioned to approve the August 27, 2020, State Board of Education special meeting minutes. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

STATE SUPERINTENDENT

**Information from the State Superintendent
Recognition of Department Employee for the month of August**

Superintendent Hofmeister recognized Shelly Perkins, Grants Manager, Grants Division, as employee for the month of September and her outstanding work and service to schools and families.

**Recognition of Mathangi Shankar, Chief Financial Officer, Financial
Services for 25 years of service to the state of Oklahoma**

Superintendent Hofmeister recognized Mathangi Shankar, Chief Financial Officer, Financial Services for her 25 years of service to the state of Oklahoma.

Superintendent Hofmeister said White House Corona Virus Task Force September 20th report ranked Oklahoma 6th in the nation with positive cases, recommends utilizing masks to prevent transmission and deaths; survey results update of school districts with mask mandate policies 78% an increase from 64% in August; provide additional data points after October 1 student enrollment counts.

Superintendent Hofmeister said the agency was awarded four of five federal grants totaling \$17 million and the fifth announced later in the week. Grants included the Oklahoma Aware East 5-year grant, United States Department of Education (USDE) five-year Art Tech Grant, Get Fit Supplemental Grant, and the United States Department of Agriculture (USDA) two-year Fresh Project Grant. Superintendent Hofmeister provided updates regarding COVID-19's impact on blood supply, blood drives, and appeal to school district sites participation.

CONSENT DOCKET – Approved

Discussion and possible action on the following deregulation applications, statutory Waivers, and exemptions for the 2020-2021 school year – 70 O.S. § 3-104; OAC 210: 35-1-4:

- (a) **Abbreviated School Day – OAC 210:35-29-2 and 210:35-3-46**
Watts Public Schools, Adair County
Purcell Public Schools, McClain County

Choctaw Public Schools, Oklahoma County
Harrah Public Schools, Oklahoma County

3 Years

Noble Public Schools, Cleveland County
Blackwell Public Schools, Kay County
Macomb Public Schools, Pottawatomie County
Inola Public Schools, Rogers County
Frederick Public Schools, Tillman County
Bartlesville Public Schools, Washington County
(Ranch Heights ES)
Bartlesville Public Schools, Washington County
(High School)

(b) **Cooperative Agreements for Alternative Education Programs – 70 O.S. § 1210.568**

Watts Public Schools, Adair County
Springer Public Schools, Carter County
Temple Public Schools, Cotton County
Pioneer Public Schools, Grady County
Hobart Public Schools, Kiowa County
Buffalo Valley Public Schools, Latimer County
Carney Public Schools, Lincoln County
Purcell Public Schools, McClain County
Jennings Public Schools, Pawnee County
Reydon Public Schools, Roger Mills County
Justice Public Schools, Seminole County
Grandfield Public Schools, Tillman County
Porter Consolidated, Wagoner County

3 Years

Bridge Creek Public Schools, Grady County
Hanna Public Schools, McIntosh County
Hominy Public Schools, Osage County
Maud Public Schools, Pottawatomie County

(c) **Library Media Services – OAC 210:35-5-71 and 210:35-9-71
TABLED**

(d) **Library Media Specialist – 70 O.S. § 3-126**

Norman Public Schools, Cleveland County
(Jefferson ES)
Norman Public Schools, Cleveland County
(Whitter MS)
Altus Public Schools, Jackson County
Dewey Public Schools, Washington County

3 Years

Seminole Public Schools, Seminole County
Sperry Public Schools, Tulsa County
Union Public Schools, Tulsa County

- (e) Request approval on exceptions to State Board of Education teacher certification regulations to permit issuance of emergency (provisional) certificates - **70 O.S. § 6-187**
- (f) Request approval on flexibility to use textbook funds – **70 O.S. 16-114a (B) Mustang Public Schools, Canadian County
Bridge Creek Public Schools, Grady County**
- (g) Request approval for **Altus Christian Academy** to participate in the Lindsey Nicole Henry Scholarships for Students with Disabilities program – **70 O.S. § 13-101.2**
- (h) Request approval for **Christian Heritage Academy** to participate in the Lindsey Nicole Henry Scholarships for Students with Disabilities program - **70 O.S. § 13-101.2**

Brad Clark, General Counsel, advised **Consent Docket item 5. (c) Library Media Services** agenda list inaccurately reflects the requests and will be tabled, and presented at the October meeting.

Board member Bollenbach moved to approve the **Abbreviated School Day** waiver requests **Consent Docket 5. (a)**. Board member Monies seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Board member Bollenbach moved to approve the **Cooperative Agreements for Alternative Education Programs** waiver requests **Consent Docket 5. (b)**. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Board member Hernandez moved to approve the **Library Media Specialist waiver request Consent Docket 5. (d)**. Board member Williams Bradley seconded. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Board members Monies moved to approve **emergency certification requests Consent Docket 5. (e)**. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Board members discussed and asked questions regarding **flexibility to use textbook funds, Consent Docket items 5. (f)** for **Mustang** and **Bridge Creek** school districts, allowable use of funds and clarifications, local dedicated bonds and textbook adoption cycle.

Board member Williams Bradley moved to approve the **flexibility to use text book funds** waiver requests **Consent Docket 5. (f)**. Board member Bollenbach seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Board members discussed and asked questions regarding **Lindsey Nicole Henry Scholarships, Consent Docket 5. (g) and (h)** administrative rule required anti-discrimination policy, provisions, IEP services, co-op of services, resources and student funding; statutory requirements, policy correction, compliance, and reapplying request.

Board members Bollenbach moved to deny the **Altus Christian Academy and Christian Heritage Academy** Lindsey Nicole Henry waiver requests **Consent Docket 5. (h)**. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

FEDERAL PROGRAMS & FINANCE

Payment of late federal program claims – Approved

Monty Guthrie, Deputy Superintendent presented school district federal program claim requests that included Special Education Services-**IDEA** for Wilson, Hulbert, Cameron and Fairland Public Schools; **CARES Act** federal funding for rock Creek, Anadarko, Tenkiller, Lindsay, Mull-Orlando, Fairland, Krebs, McAlester, Cheyenne, Comanche, Collinsville, Muldrow Public Schools; **Title I Project 511** Hulbert, Krebs Public Schools; **Homeless Project 596** Chouteau-Mazie Public Schools; **Title IV Project 551** Moseley, Fairland Public Schools; **Title I D Project 531** Department of Corrections; **Title I Part E Project 538**-Enid Public Schools.

Board member Flanagan moved to approve the late claim requests. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

FY2021 Shared Superintendent Salary Assistance Application reports – Approved

Mr. Guthrie presented requests from Calvin and Moss Public Schools to enter into a mutual Superintendent contract. Applicants request 50 % salary assistance or wages for up to three years. Districts cannot receive more than \$150,000 from the school consolidation assistant fund. However, Moss School District has participated previously and not eligible to participate. Calvin will pay \$35,000 (58.33% of \$70,000) and Moss pays \$50,000.

Board members discussed and asked questions regarding superintendent and principal arrangements, employment and pandemic disruptions.

Board member Bollenbach moved to approve the **Shared Superintendent Salary Assistance** request. Board member Bobek seconded the motion.

The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

(Superintendent Hofmeister called for a recess at 11:08 a.m. and reconvened at 11:18 a.m.)

GOVERNMENT AFFAIRS

FY2022 State Department of education Legislative budget request-Approved

Carolyn Thompson, Chief of Government Affairs/Deputy Chief of Staff presented the \$3,184,104,296 FY2022 budget request recommended for the budgetary needs of local school districts. Ms. Thompson overviewed and highlighted operational funds for different budget areas prioritized through the funding formula.

Miss Thompson and board members discussed and asked questions regarding statutory required state aid, general and special education and administration functions; budget request increases, funding formula restored funds, student support and supplemental funding; OSDE data systems technology infrastructure and student information system upgrades and health insurance funding.

Board member Williams Bradley moved to approve the FY2022 budget request. Board member Bollenbach seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

LEGAL SERVICES/STATE BOARD OF EDUCATION OFFICE

Resolve into Executive Session pursuant to
25 O.S. §§ 307 (B) (4) (7) and (8) for the purpose of discussing
possible action to issue an **emergency order summarily suspending** the
teacher certificate and certificate number of **Jason Byrd** pending
an individual proceeding for revocation or other action –
70 O.S. § 3-104; 75 O.S. § 314; OAC 210-1-5-6

Convene into Executive Session

Board member Flanagan moved to convene into Executive Session at 12:53 p.m. Board member Bobek seconded the motion: The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Return to Open Session

Board member Flanagan moved to return to Open Session at 1:20 p.m. Board member Hernandez seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

Brad Clark, General Counsel; Lori Murphy, Assistant General Counsel; and Telana McCullough, Staff Attorney remained in the Executive Session.

Board member Bobek moved suspend teaching certificate and number of **Jason Byrd**. Board member Williams Bradley seconded the motion. The motion carried with the following votes: Ms. Williams Bradley, yes; Mr. Bollenbach, yes; Mr. Flanagan, yes; Ms. Hernandez, yes; Ms. Monies, yes; Mr. Bobek, yes; and Superintendent Hofmeister, yes.

ADJOURNMENT

Board member Flanagan moved to adjourn the meeting at 1:25 p.m. Board member Monies seconded the motion. The motion carried with the following votes:

The next regular meeting of the State Board of Education will be held on Thursday, October 22, 2020, at 9:30 a.m. The meeting will convene at the State Department of Education-State Board Room, 2500 North Lincoln Blvd., Oklahoma City, Oklahoma.

Joy Hofmeister, Chairperson of the Board

Terrie Cheadle, Chief Executive Secretary