



Regular Board Meeting

May 19, 2020 5:30 PM

12060 Arlington Trail

Attendance Taken at 5:37 PM.

Scott Benjamin: Present

Hugh Lamar: Present

Dale Viox: Present

Kay Williams: Present

Lyle Conley: Absent

1. Call to Order and Roll Call

- Board Member, Lyle Conley, joined the meeting at 5:40 p.m.

2. Pledge to the Flag

3. Moment of Silence

4. Approval of Agenda

Motion Passed: Motion to approve the agenda with removal of 8A Passed with a motion by Scott Benjamin and a second by Kay Williams

Scott Benjamin: Yea

Lyle Conley: Yea

Hugh Lamar: Yea

Dale Viox: Yea

Kay Williams: Yea

Yea: 5, Nay: 0

- Superintendent Mason recommended removal of 8A due to construction bid amount below \$100,000 therefore board approval not needed.

5. Reports

A. Chairman's Report

No report.

B. Superintendent's Report



- Superintendent Mason
 - Reason for removal of 8A: Construction bid came in under \$100,000.00. Bid to Chris Woods Construction is \$83,490.00.
 - Remote learning update
 - Finalizing grade for students that participated in completing voluntary assignment to improve their grade.
 - AHS graduation video available to view Thursday, May 21 at 7:00 p.m.
 - AMS graduation video available to view Friday, May 22 at 7:00 p.m.
- Jeff Mayo
 - Staffing update
 - Virtual Open Enrollment successful and to be the method used for future new hires

C. Financial Report

1. Monthly Financial Report

- Monthly financial report accepted by the board.
- 2. Inter Local Health Trust Report

- Inter Local Health Trust report accepted by the board.

D. TLN Report

No report.

6. Consent Agenda

Motion Passed: Motion to approve the consent agenda Passed with a motion by Kay Williams and a second by Scott Benjamin

Scott
Benjamin: Yea

Lyle
Conley: Yea

Hugh
Lamar: Yea

Dale Viox: Yea

Kay
Williams: Yea

Yea: 5, Nay: 0

A. Approval of Minutes from April 28, 2020

B. 2020-2021 Proposed Budget

- C. Recommendation to approve the extension of the contract for cleaning services for all ACS facilities, including but not limited to the new AHS field house that is scheduled



to open in October, 202, between SKB Facilities and Maintenance and ACBE for the period of July 1, 2020 through June 30, 2021 in the amount of \$54,597.14

7. Miscellaneous Budget Items

- A. Resolution 2020-09 of the Arlington Community Schools Board of Education Amending the 2019-20 Schools Budget

Motion Passed: Motion to approve Resolution 2020-09 of the Arlington Community Schools Board of Education Amending the 2019-20 Schools Budget Passed with a motion by Kay Williams and a second by Dale Viox

Scott

Benjami Yea

n:

Lyle

Conley: Yea

Hugh

Lamar: Yea

Dale

Viox: Yea

Kay

William Yea

s:

Yea: 5, Nay: 0

8. Business/Recommended Action Items

- A. Approval of award of construction bid to remodel AHS CNC Lab and to grant the Superintendent the authority to negotiate the terms of the related contract

- Board voted to remove item 8A from the agenda.

- B. Approval of award of construction bid to remodel AES Front Office and to grant Superintendent the authority to negotiate the terms of the related contract

Motion Passed: Motion to approve award of construction bid to remodel AES Front Office to Dan Walker & Associates, Inc. in the amount of \$157,000.00 and to grant Superintendent the authority to negotiate the terms of the related contract Passed with a motion by Dale Viox and a second by Kay Williams

Scott

Benjami Yea

n:

Lyle

Conley: Yea



Hugh
Lamar: Yea

Dale
Viox: Yea

Kay
William Yea

s:
Yea: 5, Nay: 0

- C. Approval of Purchase of English and Language Arts Textbooks from Houghton Mifflin Harcourt for Into Reading for Arlington and Donelson Elementary in the amount of \$262,821.00

Motion Passed: Motion to approve purchase of English and Language Arts Textbooks from Houghton Mifflin Harcourt for Into Reading for Arlington and Donelson Elementary in the amount of \$262,821.00 Passed with a motion by Kay Williams and a second by Dale Viox

Scott
Benjami Yea

n:
Lyle
Conley: Yea

Hugh
Lamar: Yea

Dale
Viox: Yea

Kay
William Yea

s:
Yea: 5, Nay: 0

- D. Approval of Purchase of English and Language Arts Textbooks from McGraw-Hill for Study Sync for Arlington Middle School in the amount of \$133,803.60

Motion Passed: Motion to approve purchase of English and Language Arts Textbooks from McGraw-Hill for Study Sync for Arlington Middle School in the amount of \$133,803.60 Passed with a motion by Lyle Conley and a second by Kay Williams

Scott
Benjami Yea

n:
Lyle
Conley: Yea



Hugh
Lamar: Yea
Dale
Viox: Yea
Kay
William Yea
s:
Yea: 5, Nay: 0

E. Approval of Purchase of English and Language Arts Textbooks from Pearson for myPerspectives for Arlington High School in the amount of \$210,547.20

Motion Passed: Motion to approve purchase of English and Language Arts Textbooks from Pearson for myPerspectives for Arlington High School in the amount of \$210,547.20 Passed with a motion by Lyle Conley and a second by Kay Williams
Scott
Benjami Yea
n:
Lyle
Conley: Yea

Hugh
Lamar: Yea
Dale
Viox: Yea
Kay
William Yea
s:
Yea: 5, Nay: 0

F. Recommendation to approve Contract of Employment Between Jeffery G. Mayo and the Arlington Community Schools Board of Education

Motion Passed: Motion to approve recommendation to approve Contract of Employment Between Jeffery G. Mayo and the Arlington Community Schools Board of Education Passed with a motion by Kay Williams and a second by Hugh Lamar
Scott
Benjami Yea
n:
Lyle
Conley: Yea

Hugh
Lamar: Yea
Dale Yea



Viox:

Kay

William Yea

s:

Yea: 5, Nay: 0

- Chairman Benjamin read the following letter dated May 19, 2020 from David A. Pickler, The Pickler Law Firm, addressed to General Counsel, Valerie Speakman:
 - "Please place your client on notice that I have been made aware of deliberations and other business related to the selection fo Dr. Jeff Mayo as the Superintendent of Arlington Community Schools which were a probable violation of Tennessee's Sunshine Law. As you know, Tennessee's Sunshine Law, under the Tennessee Open Meetings Act, requires, among other things, that meetings of public policy and public business be transacted in public and not in secret. Your response to the request I make below and the resulting information gathered, or lack thereof, may lead to a challenge of the selection of Dr. Jeff Mayo as Superintendent of Arlington Community Schools and an objection to the vote for approval of the contract related to his appointment, which is on the Board's agenda tonight. Under the Tennessee Open Records Act, §10-7-503 et seq., and according to Arlington Community Schools' open records request policy, I, David A. Pickler, a resident of the state of Tennessee, am requesting copies of any and all records that are or should be public that relate to the selection of Dr. Jeff Mayo as the Superintendent of Arlington Community Schools. Public Records should include all documents, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of the official business of the Arlington Community School Board of Education throughout its selection process for the new Superintendent of Arlington Community Schools."

9. Adjournment

Motion Passed: Move to adjourn. Passed with a motion by Kay Williams and a second by Scott Benjamin

Scott

Benjamin: Yea

Lyle

Conley: Yea

Hugh

Lamar: Yea

Dale Viox: Yea

Kay

Williams: Yea

Yea: 5, Nay: 0



Chairperson

Superintendent

Arlington Community Schools offer educational and employment opportunities without regard to race, color, creed, national origin, religion, sex, age, disability or genetic information and adheres to the provisions of the Family Educational Rights and Privacy Act (FERPA).

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SECRETARY OF STATE
PUBLICATIONS



STATE OF TENNESSEE

EXECUTIVE ORDER

BY THE GOVERNOR

No. 16

**AN ORDER ENSURING GOVERNMENT CONTINUES TO FUNCTION
OPENLY AND TRANSPARENTLY DURING THE COVID-19 EMERGENCY WHILE
TAKING APPROPRIATE MEASURES TO PROTECT THE HEALTH AND SAFETY
OF CITIZENS AND GOVERNMENT OFFICIALS**

WHEREAS, on March 12, 2020, I issued Executive Order No. 14, which declared a state of emergency and waived certain laws to facilitate the response to Coronavirus Disease 2019 (COVID-19), and on March 19, 2020, I issued Executive Order No. 15, which superseded Executive Order No. 14 and, in addition to reiterating the existence of a state of emergency, took a number of additional measures in furtherance of the treatment and containment of COVID-19; and

WHEREAS, the findings in Executive Order No. 15 are incorporated herein by reference; and

WHEREAS, it is critical to limiting the community spread of COVID-19 that private and governmental entities of all types eliminate large public gatherings and conduct business remotely by electronic means to the greatest extent possible; and

WHEREAS, to this end, guidance from the White House and Centers for Disease Control and Prevention (CDC) advises that Americans should “avoid social gatherings in groups of more than 10 people” and advises that older persons and persons with serious underlying health conditions should remain at home; and

WHEREAS, state, county, and municipal governing bodies must continue to meet to carry out essential functions, including, but not limited to, considering annual budgets or special budgetary items in response to COVID-19 or measures providing regulatory flexibility or other means to treat and contain COVID-19; and

WHEREAS, in accordance with state and federal guidance, during this continuing emergency, the interest of public health and safety requires avoiding large gatherings of people in the same physical location; and

WHEREAS, despite these constraints on holding public meetings, maintaining open, public access to government proceedings, as guaranteed by Article I, Section 19 of the Tennessee Constitution and the Open Meetings Act, codified in Tennessee Code Annotated, Title 8, Chapter 44, Part 1, is of critical importance; and

WHEREAS, in a March 20, 2020, letter, the Tennessee Coalition for Open Government acknowledged the need to balance these interests, stating that, in light of the COVID-19 outbreak, governing bodies should be able to meet electronically regarding essential business, so long as they provide electronic access to the public and reasonable safeguards to ensure transparency; and

WHEREAS, other state entities have recently taken measures balancing the protection of public health and safety with the need to ensure that government continues to function and remains open to the public, including:

On March 13, 2020, the Supreme Court of Tennessee issued an order suspending in-person court proceedings through March 31, 2020, subject to certain narrow exceptions for essential proceedings, and, even in those exceptional cases, limited attendees to attorneys, parties, witnesses, security officers, and other necessary parties. The Supreme Court's order further "urged [judges] to limit in-person courtroom contact as much as possible by utilizing available technologies, including alternative means of filing, teleconferencing, email, and video conferencing" and suspended "[a]ny Tennessee state or local rule, criminal or civil, that impedes a judge's or court clerk's ability to utilize available technologies to limit in-person contact."

Beginning March 16, 2020, the Lieutenant Governor and Speaker of the House of Representatives limited access to the Cordell Hull Building, while ensuring that the General Assembly's proceedings remained open to the public through the livestreaming services on its website, and I announced that the State Capitol would likewise be closed to tours and visitors; and

WHEREAS, in addition to the other powers granted by law, Tennessee Code Annotated, Section 58-2-107(e), provides that during a state of emergency, the Governor is authorized to suspend laws and rules regarding the conduct of state business if necessary to cope with the emergency, utilize all available state and local resources and state departments and personnel to combat the emergency, order evacuations, make orders concerning entry and exit and the occupancy of premises within an emergency area, and take measures concerning the conduct of civilians and the calling of public meetings and gatherings, among other things; and

WHEREAS, pursuant to this authority and the general emergency management powers of the Governor under law, the temporary suspension of selected state laws and rules and the other

measures contained herein are necessary to facilitate the response to the current public health emergency.

NOW THEREFORE, I, Bill Lee, Governor of the State of Tennessee, by virtue of the power and authority vested in me by the Tennessee Constitution and other applicable law, in light of the continuing state of emergency to facilitate the response to COVID-19, do hereby order the following:

1. As a reasonable measure to protect the safety and welfare of Tennesseans while ensuring that government business may continue in a manner that is open and accessible to the public, the provisions of Tennessee Code Annotated, Title 8, Chapter 44, Part 1, are hereby suspended to the extent necessary to allow a governing body, as defined in Tennessee Code Annotated, Section 8-44-102, to meet and conduct its essential business by electronic means, rather than being required to gather a quorum of members physically present at the same location, if the governing body determines that meeting electronically is necessary to protect the health, safety, and welfare of Tennesseans in light of the COVID-19 outbreak, subject to the following conditions:
 - a. All governing body meetings conducted by electronic means under this Order shall remain open and accessible to public attendance by electronic means, as follows: Each governing body must make reasonable efforts to ensure that the public access to the meeting via electronic means is live access, but if the governing body cannot provide such live public access despite reasonable efforts, the governing body must make a clear audio or video recording of the meeting available to the public as soon as practicable following the meeting, and in no event more than two business days after the meeting; and
 - b. This Order does not in any way limit existing quorum, meeting notice, or voting requirements under law, and governing bodies are urged to provide the public with clear notice of the meeting agenda and how the public can access the meeting electronically at a time and location reasonably accessible to all members of the public; and
 - c. The provisions of Tennessee Code Annotated, Section 8-44-108(c), remain in effect; and
 - d. All such meetings shall be conducted in a manner consistent with Article I, Section 19 of the Tennessee Constitution.
2. Pursuant to Tennessee Code Annotated, Sections 58-2-107 and 58-2-118, I hereby authorize all governing bodies, state departments and agencies, and political subdivisions of the state, and other agencies designated or appointed by the governor to make, amend, and rescind orders and rules as necessary to conduct electronic meetings adhering to the provisions and spirit of the Tennessee Constitution and Open Meetings Act.

3. Given the findings underlying, and general applicability of, this Order, Tennessee Code Annotated, Section 8-44-108(b)(3), which requires each governing body to provide findings to the Secretary of State concerning the need for a meeting where a quorum is not physically present, is hereby suspended.
4. Any law, order, rule, or regulation inconsistent with this Order is hereby suspended.
5. This Order shall remain in effect until 12:01 a.m., Central Daylight Time, on May 18, 2020, at which time the suspension of any state laws and rules and my authorization pursuant to Tennessee Code Annotated, Section 58-2-118, shall cease and be of no further force or effect.

IN WITNESS WHEREOF, I have subscribed my signature and caused the Great Seal of the State of Tennessee to be affixed this 20th day of March, 2020.



GOVERNOR

ATTEST:



SECRETARY OF STATE

