

**Kentucky Board of Education Special Meeting
February 25, 2020 10:00 a.m. ET
Kentucky Department of Education
300 Sower Boulevard, State Board Room
Frankfort, KY 40601**

Minutes

The Kentucky Board of Education (KBE) held its special meeting on February 25, 2020 at the Kentucky Department of Education, 300 Sower Boulevard, State Board Room #514, in Frankfort, Kentucky. The board conducted the following business:

I. Call to order

Chair Karem called the meeting to order at 10:00 a.m. ET.

II. Roll call

Chair Karem asked for a roll call of members. The following members were present: JoAnn Adams, Claire Batt, Alvis Johnson, David Karem, Patrice McCrary, Sharon Porter Robinson, Lee Todd, Lu Young, Susan Rieber on behalf of Lt. Governor Jacqueline Coleman and Allison Slone.

The following members were absent: Holly Bloodworth, Mike Bowling, Cody Pauley Johnson and CPE President Aaron Thompson.

KBE Executive Director Jennifer Fraker stated a quorum was present.

III. Executive session pursuant to KRS 61.810(1)(j) to deliberate the merits of arguments filed in appeal pursuant to 701 KAR 8:030, *River Cities Academy, Inc. v. Newport Independent Board of Education*, Appeal No. 20-BOE-001

Chair Karem announced that the next item may require the board to go into closed session under the Open Meetings Act, KRS 61.810(1)(j) and KRS 61.815 for deliberation by the KBE regarding the adjudication of *River Cities Academy, Inc. v. Newport Independent Board of Education*, Action No. 20-BOE-001 as required by KRS 157.350.

JoAnn Adams made a motion to move to executive session and Lu Young seconded the motion. The motion passed with unanimous voice vote.

IV. Adjournment of executive session pursuant to KRS 61.810(1)(j)

Chair Karem announced that the body concluded its confidential closed session and discussion related to the deliberation of the merits of arguments filed in appeal pursuant to 701 KAR 8:030, *River Cities Academy, Inc. v. Newport Independent Board of Education*, Action No. 20-BOE-001. Chair Karem expressed that the Open Meetings Act prohibits a public body like the KBE

from taking any action in the closed session of a public meeting. Therefore, the KBE did not take any action during the closed session meeting.

Patrice McCrary made a motion to move to open session and Lee Todd seconded the motion. The motion passed with unanimous voice vote.

V. Action to decide appeal pursuant to 701 KAR 8:030, River Cities Academy, Inc. v. Newport Independent Board of Education, Appeal No. 20-BOE-001 (Action/Discussion Item)

Chair Karem asked Interim Counsel Todd Allen to read the final order. The final order stated the KBE determined that the authorizer's decision was not contrary to the best interest of the students or community under KRS 160.1595 and, accordingly, upheld the decision by the Appellee to deny the Kentucky Charter School Application and Addendum filed by the Appellant.

Sharon Porter Robinson made a motion to bring a recommendation to the full board to approve the adoption of the final order and uphold the decision by the Appellee and Claire Batt seconded the motion. The motion passed with unanimous voice vote.

VII. Adjournment

Alvis Johnson motioned to adjourn the meeting, Patrice McCrary seconded the motion and it was approved by unanimous voice vote.

The meeting adjourned at 11:13 a.m.