

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT,
IN AND FOR ORANGE COUNTY, FLORIDA

CASE NO. 2023-CA-005295-O

ASSOCIATION TO PRESERVE
EATONVILLE COMMUNITY, INC. and
BABETTA ROSE LEACH HATLER,

Plaintiffs,

v.

SCHOOL BOARD OF ORANGE
COUNTY, FLORIDA

Defendant.

**DEFENDANT’S ANSWER AND AFFIRMATIVE DEFENSES TO
PLAINTIFF’S FIRST AMENDED COMPLAINT FOR DECLARATORY JUDGMENT
AND SUPPLEMENTAL RELIEF**

Defendant, School Board of Orange County, Florida (“Defendant” or “OCSB”), by and through its undersigned counsel, hereby submits its Answer and Affirmative Defenses to Plaintiff’s First Amended Complaint for Declaratory Judgment and Supplemental Relief (the “Complaint”). Defendant responds to the Plaintiff’s Complaint as follows:

1. Without knowledge and therefore denied.
2. Denied, except Admit in part as to the portion that this action concerns real property located within the Town of Eatonville (the “Town”).
3. Without knowledge and therefore denied, except Admit the Defendants’ operated a school from 1951 to the present.
4. Admit, except denied the restriction contains a valid legal requirement.

5. Admit, except denied there is any existing effort to sell any portion of the Hungerford Property.
6. Admit as to the first two sentences and denied as to the remainder.
7. Denied, that the Complaint pleads any valid cause of action.
8. Denied, that the Complaint pleads the facts required to state a claim for declaratory relief.
9. Denied.

JURISDICTION

10. Without knowledge and therefore denied.
11. The responses to the prior allegations are incorporated by reference.
12. Denied
13. Denied

VENUE

14. Admit.

THE PARTIES

15. Without knowledge and therefore denied.
16. Without knowledge and therefore denied.
17. Admit.

STATEMENT OF FACTS

18. Without knowledge and therefore denied.
19. Without knowledge, except denied that the 1899 deed from Edward and Anna Hungerford donated 160 acres of land for school.
20. Without knowledge and therefore denied.
21. Without knowledge and therefore denied.

22. Without knowledge and therefore denied.
23. Admit, only that a school was owned by a charitable trust, Denied the school was the trust.
24. Denied, that the 1899 Trust conveyed anything other than the 40 acres described therein.
25. Denied.
26. Admit only that the reported decision exists.
27. Admit only that the reported decision exists.
28. Admit only that the reported decision exists.
29. Admit only that the reported decision exists.
30. Admit.
31. Admit.
32. Admit that the Defendant acquired approximately 300 acres described in the deed and that a decision relating thereto can be found at 57 So.2d 452 (Fla. 1952).
33. Admit only to the extent the public record speaks for itself.
34. To the extent a response is deemed required, it is denied.
35. To the extent a response is deemed required, it is denied.
36. To the extent a response is deemed required, it is denied.
37. To the extent a response is deemed required, it is denied.
38. Admit Exhibit 1 is a 1951 deed to the School Board. The remainder of paragraph 38 is denied.
39. Without knowledge therefore denied, except, admit a decision is reported at 57 So.2d 452 (Fla. 1952).
40. Denied, except Admit that a portion of the property was used for a school for a limited

duration of time and that an order was entered that speaks for itself.

41. Admit.

42. Admit only with respect to the action referenced in paragraph 40, denied as to the remainder.

43. The response to paragraph 42 is incorporated herein by reference.

44. Admit only until such schools became illegal, denied as to the remainder.

45. Admit until such schools became illegal, denied as to the remainder.

46. Denied.

47. Denied.

48. Admit only that the 1962 case was filed, denied as to the remainder.

49. Admit only the court file in this action exists and speaks for itself, denied as to the remainder.

50. Admit only the court file in this action exists and speaks for itself, denied as to the remainder.

51. Without knowledge and therefore denied.

52. Without knowledge and therefore denied.

53. Without knowledge and therefore denied.

54. Without knowledge and therefore denied.

55. Admit.

56. Without knowledge and therefore denied.

57. Without knowledge except admit Hungerford Elementary continues to operate.

58. Admit the School Board was released from court supervision in 2010, and the remainder is denied.

59. Admit only that the Settlement Agreement exists and speaks for itself, the remainder of the allegations are denied.
60. Denied.
61. Admit.
62. Admit that the School Board has sold portions of the Hungerford Property, but without knowledge as to the successor trustees' objections to a sale.
63. Admit.
64. Admit.
65. Admit.
66. Admit.
67. Denied, except Admit only multiple sales have occurred and the restrictions on the property were released.
68. Admit.
69. Admit.
70. Admit that the public records speak for themselves and without knowledge as to the remainder.
71. Admit that the public records speak for themselves and without knowledge as to the remainder.
72. Admit that the public records speak for themselves and without knowledge as to the remainder.
73. Admit that the public records speak for themselves and without knowledge as to the remainder.
74. Admit that the public records speak for themselves and without knowledge as to the

remainder.

75. Admit that the public records speak for themselves and without knowledge as to the remainder.

76. Denied.

77. Denied.

78. Denied.

79. Denied

80. Admit.

81. Denied.

82. Denied.

83. Denied that anyone has any right to enforce a released use restriction that on its face violates the Equal Protection Clause of the United States Constitution.

84. Denied.

85. Denied.

86. Admit.

87. Admit only the joint stipulation speaks for itself, denied as to the remainder.

88. Admit only the joint stipulation speaks for itself, denied as to the remainder.

89. Admit only that the court records speak for themselves, denied as to the remainder.

90. Denied.

91. Without knowledge and therefore denied.

92. Admit.

93. Admit only that the court records speak for themselves, denied as to the remainder.

94. Admit only that the court records speak for themselves, denied as to the remainder.

95. Denied.

96. Admit only that the court records speak for themselves, denied as to the remainder.

97. Admit that the public records speak for themselves, denied as to the remainder.

98. Admit that the public records speak for themselves, denied as to the remainder.

99. Admit that the public records speak for themselves, denied as to the remainder.

100. Admit that the public records speak for themselves, denied as to the remainder.

101. Admit that the public records speak for themselves, denied as to the remainder.

102. Denied.

103. Denied as phrased, Admit only that the 2016 Amended Settlement exists and speaks for itself.

104. Denied.

105. Without knowledge and therefore denied.

106. Admit only that the public records speak for themselves, denied as to the remainder.

107. Admit only that the public records speak for themselves, denied as to the remainder.

108. Denied.

109. Without knowledge, except denied that separate public schools for black children are beneficial for children or the public.

110. Without knowledge and therefore denied.

111. Without knowledge and therefore denied.

112. Admit only that the public records speak for themselves, denied as to the remainder.

113. Admit only that the invalid 1951 deed restriction was unenforceable and released, denied as to the remainder.

114. Admit only that the public records speak for themselves, denied as to the remainder.
115. Admit only that the public records speak for themselves, denied as to the remainder.
116. Admit only that the public records speak for themselves, denied as to the remainder.
117. Denied.
118. Denied, except Admit there is no private interest in the School Board's land held by The
Hungerford Chapel Trust, or anyone other than the School Board.
119. Admit the public records speak for themselves, denied as to the remainder.
120. Denied
121. Denied.
122. Admit only that the School Board has contracted and sold land in the past, denied there
is any pending sales contract.
123. The prior contracts speak for themselves, denied as to the remainder.
124. Admit that any School Board contract speaks for itself, denied as to the remainder.
125. Admit only that the contract speaks for itself and was between two public entities,
denied as to the remainder.
126. Admit.
127. Admit.
128. Admit.
129. Admit.
130. Without knowledge and therefore denied.
131. Admit only that any written appraisal of the land speaks for itself, denied as to the
remainder.
132. Admit.

133. Admit that there were extensions, without knowledge as to the remainder and therefore denied.
134. Admit only the public records speak for themselves, denied as to the remainder.
135. Admit only the public records speak for themselves, denied as to the remainder.
136. Admit only the public records speak for themselves, denied as to the remainder.
137. Admit only a termination was received, denied as to the remainder.
138. Admit.
139. Denied.
140. Admit.
141. Admit.
142. Admit only that School Board in-house counsel gave the School Board his written opinion regarding public interests, denied as to the remainder.
143. Admit.
144. Denied.
145. Denied any educational facilities remain.
146. Without knowledge, except special events have continued.
147. Admit only that the facilities were demolished, the remainder of which are denied.
148. Denied the unsafe facilities were providing public benefit at the time of demolition.
149. Denied.
150. Without knowledge and therefore denied.
151. Without knowledge and therefore denied.
152. Without knowledge and therefore denied.
153. Without knowledge and therefore denied.

154. Without knowledge and therefore denied.
155. Without knowledge and therefore denied.
156. Denied historic preservation satisfies the deed restriction and without knowledge to the remainder and therefore denied.
157. Admit.
158. Without knowledge as to prior conveyances and denied that it has disposed of the remainder.
159. Admit as to the currently existing OCSB property.
160. Admit as to the currently existing OCSB property.
161. Without knowledge and therefore denied.
162. Admit.
163. Admit.
164. Admit only as partial quote, and that the governing law speaks for itself. The remainder of the provision states: “Upon disposal of any land or real property, funds received shall be deposited into a depository account pursuant to SREF, section 2.1(4)(a)-(h) and credited to the fund source used for the original acquisition. If the original acquisition was by private grant or donation, the proceeds from the sale shall be deposited into a depository account pursuant to SREF, section 2.1(4)(h), and shall be expended only on capital outlay projects unless otherwise prescribed by the grantor or donor in writing or in a written agreement with the Board. If the original fund source cannot be determined, proceeds of the sale shall be credited pursuant to SREF, section 2.1(4)(h) and shall be expended only on capital outlay projects. This section does not apply to the granting of easements, rights-of-way or leases of Board property for no consideration.” None of this

provision speaks to donation of property to an outside entity for no consideration.

165. Admit only as a partial quote, and that the governing law speaks for itself.

166. Admit only as a partial quote, and that the public record speaks for itself.

167. Admit.

168. Admit.

169. Without knowledge as to prior conveyances and denied that it has disposed of the remainder.

170. Without knowledge.

171. Without knowledge as to the need for the property, Denied as to the remainder.

172. Denied.

173. Denied.

174. Denied there is any action or decision pending to dispose of the property and denied as to the remainder.

175. Admit only that Eatonville residents are a portion of the public interests the School Board must consider, Denied as to the remainder.

176. Without knowledge and therefore denied.

177. Without knowledge and therefore denied.

178. Denied.

179. Denied.

180. Denied the School Board has the right or duty to preserve historic land.

181. Without knowledge and therefore denied.

182. Without knowledge and therefore denied.

183. Without knowledge and therefore denied.
184. Without knowledge and therefore denied.
185. Without knowledge and therefore denied.
186. Without knowledge and therefore denied.
187. Without knowledge and therefore denied.
188. Without knowledge and therefore denied.
189. Without knowledge and therefore denied.
190. Without knowledge and therefore denied.
191. Without knowledge and therefore denied.
192. Without knowledge and therefore denied.
193. Without knowledge and therefore denied.
194. Without knowledge and therefore denied.
195. Without knowledge and therefore denied.
196. Without knowledge and therefore denied.
197. Denied as to use of educational facilities after 2020, without knowledge and denied as to
the remainder.
198. Without knowledge and therefore denied.
199. Without knowledge and therefore denied.
200. Without knowledge and therefore denied.
201. Without knowledge and therefore denied.
202. Without knowledge and therefore denied.
203. Without knowledge and therefore denied.
204. Without knowledge and therefore denied.

205. Without knowledge and therefore denied.
206. Denied that there is any pending sale, development plan, request, or proposal and denied as the remainder.
207. Without knowledge and therefore denied.
208. Without knowledge and therefore denied.
209. Without knowledge and therefore denied.
210. Without knowledge and therefore denied.
211. Without knowledge and therefore denied.
212. Denied that there is any pending sale development plan, request, or proposal and denied as the remainder.
213. Denied that there is any pending sale development plan, request, or proposal and denied as the remainder.
214. Denied.
215. Denied.
216. Denied.
217. Denied.
218. Without knowledge and therefore denied.
219. Without knowledge and therefore denied.
220. Denied that there is any pending sale, development plan, request, or proposal and denied as the remainder.
221. Denied that there is any pending sale, development plan, request, or proposal and denied as the remainder.
222. Denied that there is any pending sale, development plan, request, or proposal and denied

as the remainder.

223. Without knowledge and therefore denied.

224. Without knowledge and therefore denied.

225. Without knowledge and therefore denied.

226. Without knowledge and therefore denied.

227. Denied.

228. Denied that there is any pending sale, development plan, request, or proposal and denied
as the remainder.

229. Without knowledge and therefore denied.

230. Without knowledge and therefore denied.

231. Without knowledge and therefore denied.

232. Without knowledge and therefore denied.

233. Without knowledge therefore denied, except Admit that the public court records speak
for themselves.

234. Without knowledge therefore denied, except Admit that the public court records speak
for themselves.

235. Without knowledge and therefore denied.

236. Without knowledge and therefore denied.

237. Without knowledge and therefore denied.

238. Without knowledge and therefore denied.

239. Without knowledge and therefore denied.

240. Without knowledge and therefore denied.

241. Without knowledge and therefore denied.

242. Without knowledge and therefore denied.

243. Without knowledge and therefore denied.

244. Without knowledge and therefore denied.

245. Without knowledge and therefore denied.

246. Denied any OCSB action has “devalued” the Hungerford name because the Hungerford Elementary School is still operated by the OCSB, without knowledge and therefore denied as to the remainder.

247. Without knowledge and therefore denied.

**FIRST CLAIM FOR RELIEF
AGAINST DEFENDANT SCHOOL BOARD
Florida’s Declaratory Judgment Act § 86.021
Deed Restriction & Deed Release Validity**

248. The prior responses are realleged.

249. Denied.

250. Denied.

251. Denied.

252. Denied.

253. Denied.

254. Denied.

255. Denied.

256. Denied.

257. Denied.

258. Without knowledge and therefore denied.

259. Denied.

260. Without knowledge and therefore denied.

261. Denied.

262. Denied.

263. Denied.

264. Denied.

**SECOND CLAIM FOR RELIEF
AGAINST DEFENDANT SCHOOL BOARD
Florida's Declaratory Judgment Act § 86.011**

Compliance with Statutory Procedures for Disposal of School Property

265. The prior responses are realleged.

266. Denied.

267. Denied.

268. Denied in the context of this action, Admit as a general inapplicable
statement.

269. Denied.

270. Denied.

271. Denied.

272. Denied.

273. Denied.

274. Denied.

275. Denied.

276. Denied.

277. Denied.

AFFIRMATIVE DEFENSES

The Defendant hereby asserts and alleges the following Affirmative Defenses to the claims set forth in Plaintiff's Complaint:

First Affirmative Defense

Count I requests that the trial court violate the Equal Protection Clause of the United States Constitution

The Count I 1951 use restriction that originally encumbered the approximately 300-acre original Hungerford real property, which includes the remaining OCSB real property, cannot be enforced because it is an unconstitutional race-based restriction requiring the OCSB to operate a public school for African American children, which would obviously violate the United States Constitution's Equal Protection Clause and multiple controlling United States Supreme Court precedent.

Second Affirmative Defense

Count I would violate the Court Approved Desegregation Plans and the 2010 Settlement Agreement.

Count I seeks to have this court violate the approved desegregation orders that precluded OCSB from operating African American only schools and the October 2010 Settlement Agreement that requires OCSB to ensure balancing of schools to promote desegregation.

Third Affirmative Defense

Count I seeks to enforce the cancelled 1951 use restriction.

The Count I use restriction was cancelled by Court action as to part of OCSB's Hungerford real property when the OCSB conveyed a portion to the FDOT in 1963 for a non-school use and as cancelled by the Court action in the 1974 Final Decree allowing the conveyance of land to

multiple parties for non-school use, including Interstate Park, Wesh-2, the Town of Eatonville for Parks, Community Centers, Libraries and for lake access, to FDOT, and to Hostdime.

Fourth Affirmative Defense

Count I seeks to enforce a released 1951 use restriction.

The Hungerford Chapel Trust, as successor to the original grantor, released the 1951 use restriction in 2022 in the Plaintiff's Amended Complaint Exhibit 2, that cannot be reinstated by the Plaintiffs who have alleged no ownership interest in the OCSB Hungerford real property.

Fifth Affirmative Defense

Counts I and II fail to join indispensable parties.

Both counts of Plaintiffs' Complaint must be dismissed for failure to join the following indispensable parties, the Hungerford Chapel Trust, the prior property owner and a party to the prior settled litigation who was paid \$1,000,000 by OCSB as settlement and for the release of the use restriction, HostDime LLC the current owner of part of OCSB's original Hungerford real property who purchased its property from OCSB, obtained permits and improved the property, which is not being used as a school for African American children, the Florida Department of Transportation, another owner of what used to be OCSB's original Hungerford real property, and the Town of Eatonville who was also a party to prior litigation and the 2016 settlement agreement eliminating the 1951 use restriction. The Plaintiffs have failed to join all owners of the original Hungerford Property or their successors interest, that will be adversely affected if the 1951 use restriction is reinstated as sought in Count I and it is determined that the School Board failed to properly dispose of the portions of the Hungerford real property that are held by the above non-joined current owners who are indispensable parties.

Sixth Affirmative Defense

Count I - Collateral Estoppel and Res Judicata

The 2015 Court-Approved Settlement Agreement (“Settlement Agreement”), the First Amendment to Settlement Agreement, and the Order on Joint Notice of Settlement and Motion to Cancel Non-Jury Trial, and Order Approving Joint Stipulation for Settlement and Motion to Approve Joint Stipulation, all attached hereto as Exhibit “A,” “B,” “C,” and “D”, requires dismissal of the Complaint based upon collateral estoppel and res judicata since it resulted in a final judgment of dismissal based on a court approved settlement by the interested parties and the Plaintiff’s failed to intervene or appeal the resolution of that litigation, even though Plaintiffs existed and could have attempted to intervene in that action.

Seventh Affirmative Defense

Counts I and II - lack of subject matter jurisdiction.

This Court lacks jurisdiction to act as an appellate court to rule on Plaintiffs’ untimely efforts to challenge the multiple court rulings alleged in the Complaint and to undo prior litigation rulings and dismissals where Plaintiffs failed to intervene or file any appeal to join or appeal the prior Court rulings and settlement relating to OCSB’s Hungerford real property. In Case No. 2011-CA-000792-O, the Order on Joint Notice of Settlement and Motion to Cancel Non-Jury Trial the Court approves the Settlement Agreement requiring the cancellation of the 1951 use restriction and retained jurisdiction to enforce the Settlement Agreement, that only the parties to that 2011 action can enforce or alter. (copies of which are attached hereto as Exhibits “A”-“D”)

Eighth Affirmative Defense

Counts I and II - Lack of Standing

Plaintiffs lack standing as a matter of law as they do not have any ownership interest or right to

lien OCSB's property, such that they lacked standing to have intervened in the litigation they now attempt to untimely challenge. The test to determine whether a party has a right to have any participation in litigation is governed by Rule 1.230 Fl. R. Civ. P. and the first part of a two part test is set forth in Morgareidge v. Howey, 75 Fla.234, 238-39, 78 So. 14, 15 (1918):

[T]he interest which will entitle a person to intervene . . . must be in the matter in litigation, and of such a direct and immediate character that the intervenor will either gain or lose by the direct legal operation and effect of the judgment. In other words, the interest must be that created by a claim to the demand in suit or some part thereof, or a claim to, or lien upon, the property or some part thereof, which is the subject of litigation.

Id. (Underlined emphasis added).

Plaintiffs fail to allege any ownership interest, right to lien, or contractual right to establish their standing to attempt to untimely intervene and overturn the prior court rulings and third parties negotiated settlement agreement obligations to which the Plaintiffs have never been a party. Plaintiffs fail to allege any special injury as required to state any claim against the OCSB or its real property. Plaintiffs also lack standing because neither are a member of the class identified in the illegal use restriction and neither could attend a school for African American children located on the Hungerford Property. In addition to Plaintiffs' failure to allege a direct interest in the School Board real property that would have required denial of a timely motion to intervene in the actions Plaintiff seeks to untimely challenge, Plaintiffs untimely claims directly challenge instead of protecting the interests of the parties to the prior litigation, contrary to the requirements of Fla. R. Civ. P. 1.230, as construed in Union Cent. Life Ins.Co. v. Carlisle, 593 So. 2d 505, 508 (Fla. 1992) (stating that "intervention should be limited to the extent necessary to protect the interests of all parties"). Counts I and II should be dismissed because they are nothing more than untimely

attempts to intervene and appeal the prior court rulings and agreements that Plaintiffs were not party to and where Plaintiff failed to allege any basis for a timely intervention.

Ninth Affirmative Defense

Counts I and II – Failure to pursue administrative remedy

The Florida Administrative Procedure Act, specifically §120.56 Fla. Stat. (2023), governs challenges to OCSB decisions relating to the control and operation of schools and OCSB's real property and provides the forum and procedures for challenging OCSB's prior decisions relating to OCSB's Hungerford real property. Counts I and II of Plaintiffs' Amended Complaint seek to challenge prior OCSB real property transactions and litigation settlements that are barred by Plaintiffs' failures to timely file any Florida Administrative Procedure Act claim, intervention, or appeal of OCSB's prior actions relating to the Hungerford property.

Tenth Affirmative Defense

Count II - Lack of present controversy.

There is no present, actual controversy with respect to Count II which is required to allege a declaratory judgment claim, because the OCSB has no pending activity seeking to make any use or disposition of the remaining OCSB Hungerford Property, and the prior contract to sell the remaining Hungerford Property has been cancelled. Moreover, the Superintendent has provided a Report to the School Board which indicates that there is no current or pending activity seeking to make any use or disposition and that prior to any such recommendation to the School Board that the staff have been directed to comply with and provide the School Board with proof of compliance with the Florida statutes and the State Requirements for Educational Facilities as set forth in the attached Exhibit "E" (the "Superintendent's Report").

Eleventh Affirmative Defense

Count II – Moot

The cancellation of the Contract renders Plaintiff's challenges and claims protesting the Contract as alleged in Count II moot. Moreover, the Superintendent has provided a Report to the School Board which indicates that there is no current or pending activity seeking to make any use or disposition and that prior to any such recommendation to the School Board that the staff have been directed to comply with and provide the School Board with proof of compliance with the Florida statutes and the State Requirements for Educational Facilities as set forth in the Superintendent's Report.

Twelfth Affirmative Defense

Counts I and II - Statute of Limitations

Plaintiffs waived these claims by failing to object, and allowing the OCSB property acquired in 1951 to be used for multiple other uses that did not educate African American children, including but not limited to Florida Department of Transportation improvements, the WESH Channel 2 office facility, a tennis court facility, the Hostdime Property data server facility, a public library and park owned by the Town of Eatonville, an industrial park and former Costco Center among others. This action is barred by the statute of limitations which began to run when the OCSB sold part of the Hungerford Property to the Florida Department of Transportation for non- school use in 1963.

Thirteenth Affirmative Defense

Counts I and II – Satisfaction

The OCSB satisfied the 1951 restriction by operating a Vo-Tech school for African Americans on the Hungerford Property until such time as it was closed due to the change in law

and educational requirements. The OCSB satisfied the 1951 restriction by opening an elementary school in 1965 which was required to be desegregated by the United States Supreme Court rulings construing the Equal Protection Clause of the United States Constitution.

Fourteenth Affirmative Defense

Counts I and II Failure to attach the documents required allege a cause of action.

Plaintiffs fail to allege and attach any document satisfying Florida Statute §689.01 to establish either Plaintiff has any interest in OCSB's real property that entitles either Plaintiff to interfere with the OCSB's real property use and disposition. Moreover, Plaintiff's fail to attach the documents required to allege a cause of action including but not limited to the 160-acre conveyance alleged in paragraph 19 and the 1899 Trust alleged in paragraph 24 and 25.

Fifteenth Affirmative Defense

Counts I and II – Complaint is Internally Repugnant

The Allegations of Amended Complaint are internally repugnant and require dismissal for failure to state a cause of action, since Plaintiffs admit that the Hungerford Trust had no standing to challenge the OCSB's 1974 court release of the restriction and subsequent sales in paragraphs 6 through 65, which preclude the more remote Plaintiffs in this action from having standing to obstruct the OCSB's use of its real property.

Sixteenth Affirmative Defense

Count I- Illegal contract.

Any contractual or deed language requiring OCSB to operate a public school to provide public education only for African American children is an illegal contract that cannot be enforced by the Court.

Seventeenth Affirmative Defense

Count I – Improper Reformation of Agreements

The Plaintiff's Complaint in Count I attempts to improperly reform certain deeds and settlement agreements by seeking to reinstate a revised use restriction contrary to the parties' releases and settlements, to force the property to be used for educational purposes without reference to the previous requirements of educating African American Children and contrary to the binding agreements releasing the use restriction. See Brown v. Brown, 501 So. 2d 24, 27 (Fla. 5th DCA 1986): "Even in a proper case for reformation the court cannot make a new contract for the parties, as the trial court attempted to do in this case, but can only reform a definite prior existing contract which was merely defectively evidenced in writing." See also Providence Square Ass'n, Inc. v. Biancardi, 507 So. 2d 1366, 1369–70 (Fla. 1987): "Notably, in reforming a written instrument, an equity court in no way alters the agreement of the parties. Instead, the reformation only corrects the defective written instrument so that it accurately reflects the true terms of the agreement actually reached."

Eighteenth Affirmative Defense

Counts I and II fail to state an action.

The Amended Complaint contains a great deal of surplusage instead of the facts required to allege the required elements of either of the two counts at issue in this complaint:

"The amended complaint does not comply with Florida Rule of Civil Procedure 1.110(b): '[a] pleading which sets forth a claim for relief ... must state a cause of action and **shall contain** ... (2) a **short** and plain statement of the **ultimate facts** showing that the pleader is entitled to relief' (emphasis added). However, if a complaint states a cause of action, 'it should not be dismissed, but [the] extraneous portions of the complaint should be treated as surplusage.' *Harrell v. Hess Oil & Chem. Corp.*, 287 So. 2d 291, 294 (Fla. 1973) (citations omitted). The amended complaint in this case is 87 pages long and contains 470 numbered paragraphs. There is plenty of 'surplusage' in it, which makes it difficult for both opposing

counsel and the courts to discern the issues raised and the sufficiency of the pleading.” Harrison v. Stratos, 326 So. 3d 702, 703 (Fla. 4th DCA 2021).

The Amended Complaint fails to state a cause of action because most of these factual allegations are unnecessary to decide whether the use restriction on the subject property was properly released and whether the School Board must comply with §1013.28, Fla. Stat. when disposing of property.

Dated: December 21, 2023

/s/ Christopher J. Wilson

Christopher J. Wilson

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Defendant's Answer and Affirmative Defense has been electronically filed with the Orange County Clerk of Court using the E-Filing Portal System and furnished via email this 21st day of December, 2023 to Kirsten Andersen, Esq.

/s/ Christopher J. Wilson

Christopher J. Wilson

Florida Bar No. 014878

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Attorney for School Board of Orange County, FL

Exhibit "A"

SETTLEMENT AGREEMENT

This Agreement is entered into on this 27th day of ~~September~~ *October* 2015, between the Town of Eatonville, a political subdivision of the State of Florida, hereinafter referred to as Town, Cecil Allen, Carol Morrison, Edwin Wright, Annie T. Ray (deceased) or her successor, Richard Hall, John Bolden and Joyce Phillips, as successor Trustees of the Public Charitable Trust Property and Assets of the Robert Hungerford Chapel Trust (formally the Robert Hungerford Industrial School of Eatonville, Orange County, Florida) and Orange County School Board, Orange County, Florida, a body corporate in the State of Florida, hereinafter called Defendants.

RECITALS:

WHEREAS, the parties acknowledge and agree that they are currently in litigation, in Orange County, Florida, regarding a Complaint for Declaratory Judgment and other Relief filed by the Town, as Plaintiff, against the Defendants under case number: 2011-CA-000792-0.

WHEREAS, the parties acknowledge and agree that the Town, as buyer, has entered into a Purchase and Sale Agreement with the Orange County School Board, as seller, to purchase property described in Exhibit "A" in Plaintiff's Complaint for Declaratory Judgment and Other Relief.

WHEREAS, the parties acknowledge and agree that Robert Hungerford Chapel Trust, the party, that sold the property described in Exhibit "A" to Orange County Public Schools, retained a restrictive covenant(s) or restriction(s) on said property.

WHEREAS, all the parties acknowledge and agree that the restrictive covenant(s) or restriction(s) or condition(s) should be removed if certain conditions are met and satisfied by the parties to this Agreement.

WHEREAS, the Defendant, Robert Hungerford Chapel Trust has been informed that the Purchase and Sale Agreement between the Town and the School Board of Orange County, Florida has been extended by allowing a Closing no later than July 1, 2016.

WHEREAS, the parties desire to resolve and end their pending litigation without trial and they jointly agree to the following offer and compromise to settle their dispute:

It is agreed that:

1. The recitals provided hereinabove in this Agreement are true and correct, and by reference are made a part of the operative provisions of this Settlement Agreement.

2. The Defendant, Robert Hungerford Chapel Trust, upon the consummation and satisfaction of the Closing hereinabove mentioned shall cause it to remove the restrictive covenant(s), restriction(s) and/or condition(s) referenced herein by executing any and all documents required by the title company, buyer or developer to remove such covenant(s) and/or restriction(s) and/or condition(s).

3. Any ambiguity found in this Agreement will be interpreted to favor the facilitation of the sale and purchase and closing of the property described in Exhibit "A" as identified in this Agreement.

4. All the parties agree that once a closing date has been established and the Defendant, Robert Hungerford Chapel Trust has executed all necessary document(s) required by the buyer, title company or developer to remove the restrictive covenant(s), restriction(s) or condition(s) then the parties will jointly stipulate that Plaintiff shall proceed to have a Final Judgment entered in this action showing the removal of the restrictive covenant(s), restriction(s) or condition(s) or alternatively, file a voluntary dismissal with prejudice of this lawsuit.

5. The terms and conditions of this Agreement shall be incorporated into the Joint Stipulation to be filed with the court. This action would remain pending during the term of the parties' performance under this Agreement. This Agreement would be null and void if the court were unwilling to approve the joint stipulation, cancel the trial and retain jurisdiction to enforce the terms and conditions of this Agreement. In addition, the joint stipulation shall provide that each party would bear its own attorney's fees and costs.

6. The parties shall only become bound upon the execution and delivery of a Joint Stipulation and upon the approval by the Court.

The School Board of Orange County, Florida

By: _____

Printed Name: William E. Sublette

Title: _____

Attest: _____

Printed Name: Barbara Jenkins

As its: Superintendent

Approved as to form and legality by the Office
of Legal Services to the Orange County School
Board on: 10-27-15 Signature: [Signature]
Print Name: John C. Palmerini

Town of Eatonville, Florida

By: _____

Printed Name: Anthony Grant, Mayor

Attest: _____

Town Clerk

Robert Hungerford Chapel Trust

BY: _____

Printed Name: _____

Attest: _____

EXHIBIT A

PARCEL 1:

The Northwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$, Section 02, Township 22 South, Range 29 East, Orange County, Florida,

LESS AND EXCEPT: The right of way for Wymore Road and vacated 30 feet for road right of way lying South thereof as per Certificate recorded in O.R. Book 4548, Page 4026, Public Records of Orange County, Florida.

ALSO LESS AND EXCEPT: Begin 349 feet North of Northwest corner of LAKE BELL SUBDIVISION, according to the map or plat thereof as recorded in Plat Book 34, Page 8, Public Records of Orange County, Florida, thence run North 73° West 88.29 feet; thence North 538.61 feet, thence East 83.92 feet, thence South 566.81 feet to the point of beginning.

ALSO LESS AND EXCEPT: Begin at the Northwest corner of LAKE BELL SUBDIVISION, according to the map or plat thereof as recorded in Plat Book 34, Page 8, Public Records of Orange County, Florida, thence run South 525.04 feet; thence West 332.24 feet; thence North 138.03 feet, thence East 198.46 feet, thence North 06° East 431.30 feet; thence North 85° East 75.68 feet to a point on the Northerly extension of the Westerly line of LAKE BELL SUBDIVISION, thence South 45.44 feet to the point of beginning.

PARCEL 2:

The East $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ and that strip of land lying Northerly of said Parcel and Southerly of Lucien Way of Section 34, Township 21 South, Range 29 East, Orange County, Florida.

LESS AND EXCEPT: The South 40 feet and portion platted.

PARCEL 3:

The West $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 35, Township 21 South, Range 29 East, Orange County, Florida.

LESS AND EXCEPT: That portion lying West of Wymore Road.

ALSO LESS AND EXCEPT: The North 685 feet of the East 685 feet of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$.

ALSO LESS AND EXCEPT: Right of Way for Wymore Road.

ALSO LESS AND EXCEPT: Commence at the Southeast corner of the Northeast 1/4 of the Southeast 1/4, thence West 24.9 feet, thence South 25 feet, thence continue South 660 feet for point of beginning, thence West 225 feet, thence South 205 feet, thence East 250.79 feet, thence North 179.91 feet, thence West 25 feet, thence North 25 feet to the point of beginning.

ALSO LESS AND EXCEPT: A portion of land lying in Section 35, Township 21 South, Range 29 East, Orange County, Florida, being more particularly described as follows:

Commence at the Southeast corner of the Northeast 1/4 of said Section 35; thence run North 86°30'54" West along the North line of said Southeast 1/4 for a distance of 1259.36 feet to the POINT OF BEGINNING, also being a point on the Westerly right of way line of College Avenue, also being a point on a curve concave Southwesterly and having a radius of 25.00 feet; thence departing aforesaid North line and from a tangent bearing of South 68°28'16" East, run Southerly along said curve and said Westerly right of way line, through a central angle of 67°44'57" for an arc distance of 29.56 feet to a point of tangency, thence continuing along said Westerly right of way line, run South 00°43'18" East for a distance of 201.75 feet; thence departing said Westerly right of way line run the following courses and distances; South 89°16'15" West for a distance of 175.13 feet; thence run North 00°43'45" West for a distance of 206.58 feet to a point on the Southerly right of way of Kennedy Boulevard according to Orange County Engineering Department Right of Way map for Kennedy Boulevard/Lake Avenue, Contract Number Y7-805A prepared by PEC Inc., dated 4/11/1989, also according to Official Records Book 286, Page 845; thence run South 86°30'54" East along said Southerly right of way line for a distance of 89.48 feet; thence continuing along said Southerly right of way line run the following courses and distances: North 01°33'08" East for a distance of 22.96 feet; thence run North 85°34'51" East for a distance of 51.30 feet; thence run South 86°30'54" East for a distance of 18.33 feet to aforesaid POINT OF BEGINNING.

ALSO LESS AND EXCEPT: All that part of the North 25 feet of the Southeast 1/4 of the Southeast 1/4, lying West of the West right of way line of West Avenue.

ALSO LESS AND EXCEPT: Commence at the Southwest corner of the Southeast 1/4 of Section 35, Township 21 South, Range 29 East, 410.75 feet, thence North 88°53'38" East 5.03 feet to a non-tangent curve concave Southwesterly with a radius of 863 feet and a chord direction of North 16°21'29" West with a delta of 13°38'31" for a distance of 205.48 feet to the point of beginning, thence North 89°48'25" East 281.14 feet, thence North 00°11'35" West 556.92 feet, thence South 89°48'25" West 577.83 feet to a non-tangent curve concave Northeasterly with a radius of 803 feet and a chord direction of South 25°58'04" East with a delta of 28°00'14" for a distance of 392.47 feet to a reverse curve concave Southwesterly with a radius of 863 feet and chord direction of South 31°52'06" East with a delta of 16°12'19" for a distance of 244.04 feet to the point of beginning.

Exhibit "B"

DOC# 20160662025
12/21/2016 09:52:58 AM Page 1 of 10
Rec Fee: \$86.50
Deed Doc Tax: \$0.00
DOR Admin Fee: \$0.00
Intangible Tax: \$0.00
Mortgage Stamp: \$0.00

Martha O. Haynie, Comptroller
Orange County, FL
MB - Ret To: ORANGE COUNTY PUBLIC SCHO



FIRST AMENDMENT TO SETTLEMENT AGREEMENT

This First Amendment to Settlement Agreement between Cecil Allen, Carol Morrison, Edwin Wright, Annie T. Ray (deceased) or her successor, Richard Hall, John Bolden and Joyce Phillips, as successor Trustees of the Public Charitable Trust Property and Assets of the Robert Hungerford Chapel Trust (formerly the Robert Hungerford Industrial School of Eatonville, Orange County, Florida) hereinafter referred to as "Trustees" and Orange County School Board, Orange County, Florida, a body corporate in the State of Florida, hereinafter referred to as "School Board" and jointly with the Plaintiffs the "Parties".

RECITALS:

WHEREAS, on October 27, 2015 the Parties, including the Town of Eatonville, a political subdivision of the State of Florida, executed a Settlement Agreement with respect to litigation pending in Orange County, Florida under case number 2011-CA-000792-0; and

WHEREAS, the Parties wish to amend the Settlement Agreement to contain additional provisions relating to the Parties; and

NOW THEREFORE, in consideration of the mutual covenants and promises contained herein, the Parties do hereby agree as follows:

1. **Payment to the Robert Hungerford Chapel Trust**. The School Board shall pay the Trustees for the benefit of the Robert Hungerford Chapel Trust a total of ONE MILLION DOLLARS (\$1,000,000.00) as further settlement of any outstanding matters related to the litigation referenced above.

2. **Access to Chapel**. The Robert Hungerford Chapel Trust and Trustees shall maintain access to the Stewart Memorial Chapel located in the Town of Eatonville as detailed in the Grant of Ingress and Egress dated April 12, 1954 recorded in the public records of the Clerk of the Circuit Court, Orange County Florida in OR Book 978 Page 98.

3. **Delta**. The payment detailed in Section 1 hereinabove shall in no way alter, change or affect the possible Delta as defined in the Agreement for Sale and Purchase between Orange County School Board and the Town of Eatonville, Florida dated July 1, 2010. Any Delta resulting from the sale contemplated by such Agreement for Sale and Purchase shall be defined and controlled by such Agreement for Sale and Purchase as originally contemplated.

4. **Entire Agreement**. All terms not expressly defined herein shall have the same meanings as ascribed to them in the Settlement Agreement. This Amendment Number 1

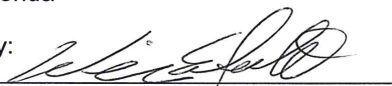
sets forth the entire agreement between the parties with respect to the matters set forth herein. There have been no additional oral or written representations or agreements. Except as amended herein, all of the terms and provisions of the Settlement Agreement between the parties shall remain in full force and effect. In case of any inconsistency between the provisions of the Settlement Agreement and this Amendment Number 1, the later provision shall govern and control.

5. Payment By the School Board. Payment will be transmitted by the School Board via electronic transfer in a manner as agreed upon by the parties by no later than close of business, Monday, January 16, 2017. The Trust shall provide written confirmation of the method and location of the transfer and written confirmation of receipt of said payment.

Signed, sealed and delivered in the presence of:

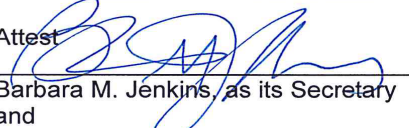
THE SCHOOL BOARD OF ORANGE COUNTY, FLORIDA, a corporate body organized and existing under the constitution and laws of the State of Florida

By:


Name: William E. Sublette
Title: Chairman

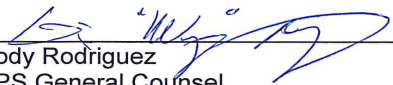
Date: DEC 13 2016

Attest


Barbara M. Jenkins, as its Secretary
and
Superintendent

{Corporate Seal}

Approved as to form and legality by the Office of the General Counsel for The School Board of Orange County, Florida this 13th day of December, 2016


Woody Rodriguez
OCPS General Counsel

of Orange County, Florida this ____ day of
_____, 2016

Woody Rodriguez
OCPS General Counsel

Robert Hungerford Chapel Trust

By: [Signature]
Printed Name: Jynae Bolden

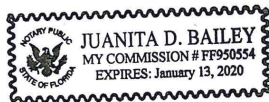
Attest: [Signature]
Printed Name: Julius B. Gordon, Jr.

* Subject to O.C. P.S. board's
approval on 12-13-2016

STATE OF FLORIDA
COUNTY OF Orange

Sworn to and Subscribed before me, by **William E. Sublette and Johnnie Bolden**, ☒ who are known to me or ____ who produced their Florida driver's license as identification and who did not take an oath, and who acknowledged that they are the persons described in and who executed the foregoing instrument.

WITNESS my hand and official seal this 13 day of December, 2016.



[Signature]
Notary Public Juanita Bailey
My Commission Expires: January 13, 2020

Exhibit "C"

11/10/2015 3:44 PM FILED IN OFFICE TIFFANY M. RUSSELL CLERK CIRCUIT COURT ORANGE CO FL

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT
ORANGE COUNTY, FLORIDA

CASE NO.:2011-CA-000792-0

TOWN OF EATONVILLE, FLORIDA,

Plaintiff,

vs.

CECIL ALLEN, et al,

Defendants.

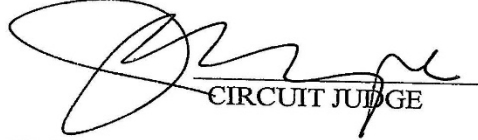
**ORDER ON JOINT NOTICE OF SETTLEMENT AND MOTION TO
CANCEL NON-JURY TRIAL**

This matter having come before the Court upon the Notice of Settlement,
and Motion to Cancel Non-Jury Trial, and the Court being fully advised in the
premises, it is:

ORDERED AND ADJUDGED:

1. The Plaintiff shall file its Voluntary Dismissal with Prejudice upon its
receipt of this Order.
2. This action is removed from the trial docket.
3. The Court shall retain jurisdiction of this matter to enforce the Settlement
Agreement so long as the parties remain obligated to perform under the Settlement
Agreement.

DONE AND ORDERED in Orlando, Orange County, Florida this 9th day of Nov, 2015.


CIRCUIT JUDGE

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing Order on Joint Notice of Settlement and Motion to Cancel Non-Jury Trial have been furnished this 10 day of Nov, 2015, via the Clerk's Electronic Service, to: morrell@bellsouth.net, johnnellispalaw@yahoo.com and johm.palmerini@ocps.net and cindy.valentin2@ocps.net.

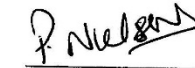

~~Attorney~~/Judicial Assistant

Exhibit "D"

11/10/2015 3:44 PM FILED IN OFFICE TIFFANY M. RUSSELL CLERK CIRCUIT COURT ORANGE CO FL

IN THE CIRCUIT COURT OF THE NINTH JUDICIAL CIRCUIT, IN AND FOR
ORANGE COUNTY, FLORIDA

CASE NO.: 2011-CA-000792-0

TOWN OF EATONVILLE, FLORIDA,
Plaintiff,

vs.

CECIL ALLEN, ET AL.,

Defendants.

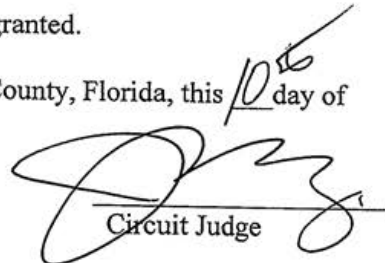
**ORDER APPROVING JOINT STIPULATION FOR SETTLEMENT AND
MOTION TO APPROVE JOINT STIPULATION**

This matter having come before the Court upon the Joint Stipulation for Settlement and Motion to Approve Joint Stipulation, and the Court being fully advised in the premises, it is

ORDERED AND ADJUDGED:

1. The Joint Stipulation for Settlement is hereby approved and the parties shall comply with the terms and provisions contained therein.
2. The Motion to Approve Joint Stipulation is granted.

DONE AND ORDERED in Orlando, Orange County, Florida, this 10th day of November, 2015.


Circuit Judge

CERTIFICATE OF SERVICE

I hereby certify that true and correct copies of the foregoing Order have been electronically served on: morrell@bellsouth.net, johnnellispalaw@yahoo.com and

john.palmerini@ocps.net and cindy.valentin2@ocps.net, this 10 day of
November 2015.

P. Nuss

Attorney/Judicial Assistant

Exhibit “E”

School Board Meeting (Tuesday, December 12, 2023)

Generated by Deborah McGill on Monday, December 18, 2023

Vice Chair Angela Gallo opened the meeting at 5:00 p.m. Present were: Maria Salamanca, Vicki-Elaine Felder, Karen Castor Dentel and Melissa Byrd, School Board Members; Maria F. Vazquez, Superintendent and Amy Envall, General Counsel.

Chair Teresa Jacobs was absent.

1. Meeting Notes *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Information: 1.03 Chairman's Agenda

2. Opening *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Information: 2.01 Call to Order

Information: 2.02 Recognitions/Introduction Information

Recognized the third cohort of students who recently completed the Rollins College's Pathways to Teaching program; District 4 Spotlight Olympia High School's lead school counselor August Perrotti; five media specialists who received the 2023 Florida Power-Library Award at the Florida Association for Media in Education Conference in November and the 2023-24 Phoenix Foundation of Central Florida Morning Glow Teacher Impact Grant Award recipients.

Dr. Vazquez introduced the following newly appointed administrators: John Miller, principal, Meadowbrook Middle and Pamela Tarpley, assistant principal, Meadowbrook Middle.

Information: 2.03 District Associations/Council Reports (CTA/OESPA/OCASSA/Superintendent Student Advisory Council Ronald Pollard, president of the Orange Education Support Professionals Association; Clinton McCracken, president of the Orange County Classroom Teachers Association; Ariel Moore and Tyler Reese, Jones High and members of the Superintendents Student Advisory Council and Nate Hay, president of the Orange County Association of School Administrators, addressed the board.

The Jones High School Master Singers presented three musical selection.

Information: 2.04 Proclaim Jan. 2024 as National Human Trafficking Prevention Month in Orange County Public Schools
Jan Edward, founder of Paving the Way, read the proclamation.

Information: 2.05 Proclaim Jan. 2024 as National Mentoring Month in Orange County Public Schools

Information, Report: 2.06 Strategic Plan Update: Career and Technical Education Update

3. Public Hearings - (YELLOW CARD)

Action: 3.01 Request Approval of Revised Board Policy IHAM - Local School Wellness
Approval of Revised Board Policy IHAM - Local School Wellness

Motion to approve by Melissa Byrd, second by Vicki-Elaine Felder.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action: 3.02 Request Approval of Revised Board Policy JJ- Extracurricular Activities

Approval of Revised Board Policy JJ- Extracurricular Activities

Motion to approve by Pamela Gould, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action: 3.03 Request Approval of Revised Board Policy JFABB- Foreign Exchange Students

Approval of Revised Board Policy JFABB- Foreign Exchange Students

Motion to approve by Alicia Farrant, second by Maria Salamanca.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action: 3.04 Request Approval of Revised Board Policy JFABC- International Student Admission

Approval of Revised Board Policy JFABC- International Student Admission

Motion to approve by Karen Castor Dentel, second by Melissa Byrd.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

4. Consent - Communications & Governmental Relations Items - (YELLOW CARD)

5. Consent - Approve Human Resource Items - (YELLOW CARD)

Action (Consent): 5.01 Request Approval of the Personnel Agenda Dated December 12, 2023, Including the Designation/Creation of Positions to be Filled, the Minimum Job Qualifications for the Positions, Salary Schedules, Appointments, Reappointments and Terminations of Select Personnel as Shown Thereon (Ongoing revisions and additions will occur - final version will not be available until the date of the meeting)

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 5.02 Request Approval of 2023-2024 Salary Increases, Retention Supplement, Healthcare Package and Revised Salary Structures for School-Based Administrators, Administrative/Technical Staff, Executive Management, District Police, Food Service Managers, Hourly Pay Plan and the Administrative/Technical General Procedures and Guidelines.

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

6. Consent - Approve Student Expulsion Items - (YELLOW CARD)

Action (Consent): 6.01 Request Approval of the Expulsion of a Student for the Remainder of the 2023-2024 School Year, Including Summer School, and through October 16, 2024 of the 2024-2025 School Year AB/ Winter Park High School

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

7. Consent - Approve Grant Application Items - (YELLOW CARD)

Action (Consent): 7.01 Request Approval of Grant-Related Documents

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

8. Consent - Approve Education Services Related Items - (YELLOW CARD)

Action (Consent): 8.01 Request Approval of the Dual Enrollment Articulation Agreement with Seminole State College

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

9. Consent - Approve Career and Technical Education Items - (YELLOW CARD)

Action (Consent): 9.01 Request Approval of the Affiliation Agreement With CareerSource of Central Florida to Provide Financial Services to Orange Technical College Students

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

10. Consent - Approve ESE and Multilingual Services Items - (YELLOW CARD)

11. Consent - Approve Operations Items - (YELLOW CARD)

Action (Consent): 11.01 Request Approval of Procurement Recommendations to be Awarded – December 12, 2023
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

12. Consent - Approve Business and Finance Items - (YELLOW CARD)

Action (Consent): 12.01 Request Approval of the Monthly Financial Statements for Year to Date Ending September 30, 2023
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 12.02 Request Approval of the Fixed Asset Deletion and Restoration Report
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

13. Consent - Approve Construction Related Items - (YELLOW CARD)

Action (Consent): 13.01 Request Approval of Architectural and Engineering Services for the Chain of Lakes Middle School
Comprehensive Renovation Project – RFQ 2312PS
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 13.02 Request Approval of Construction Management Services for the Chain of Lakes Middle School
Comprehensive Renovation Project – RFQ 2313CM
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 13.03 Request Approval of Architectural and Engineering Services for the Timber Creek High School
Comprehensive Renovation Project – RFQ 2314PS
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 13.04 Request Approval of Construction Management Services for the Timber Creek High School
Comprehensive Renovation Project – RFQ 2315CM
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

14. Consent - Approve Changes, Amendments and Addendums - (YELLOW CARD)

Action (Consent): 14.01 Request Approval of Amendment No. 2 for Work Authorization 1517324 to NV5, Inc for Innovation High
School (Site 50-H-SE-2) Relief Project
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 14.02 Request Approval of Change Order No. 3 to CORE Construction Services of Florida, LLC for Innovation High School (Site 50-H-SE-2) Relief Project
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

15. Consent - Approve Legal/Audit Items - (YELLOW CARD)

Action (Consent): 15.01 Request Approval of the Reappointment of Tammy Campbell and the Appointment of Lynn Moehl to the Audit Advisory Committee
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.02 Request Approval of the Settlement Agreement and Release between Nicola Bailey as p/n/g of J.B. and the School Board of Orange County, Florida
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.03 Request Approval of the Settlement and Release Agreement between the School Board of Orange County, Florida, Wharton-Smith, Inc., and Perfection Architectural Systems, Inc., and the Settlement and Release Agreement between the School Board of Orange County, Florida and Schenkel Schultz Architecture
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.04 Request Approval of the Drainage Easement Agreement Regarding Coca-Cola Property by and Between the School Board of Orange County, Florida and the City of Ocoee, Florida Relating to Site 73-A-W-7
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.05 Request Approval of Recreational Trail Easement by and Between Orange County, Florida and The School Board of Orange County, Florida Relating to Bridgewater Middle School and the Horizon West Regional Park
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.06 Request Approval of the Wolf Lake Ranch (APK-23-012) and Paramount Westgate (ORL-23-013) Concurrency Mitigation Agreements (CMAs), as Detailed in the Attached Matrix
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.07 Request Approval of Amendments to Agreements for Legal Services between The School Board of Orange County, Florida and Outside Counsel
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.08 Request Approval of the Agreement for Legal Services between The School Board of Orange County, Florida and Sniffen & Spellman
Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.09 Request Confirmation of Board Member Travel - FSBA 37th Annual Day in the Legislature - January 17-18, 2024

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.10 Request Approval of the Multi Family Affordable Housing Developer's Agreement for Impact Fee Exemption by and between Orange County, Florida, the Town of Eatonville, Florida, MHP FL II, LLC and the School Board of Orange County, Florida

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent): 15.11 WITHDRAWN Request Approval of the Real Estate Purchase Agreement by and Between the School Board of Orange County, Florida, and Moss Park Properties, LLLP relating to Site 97-E-2 (Innovation Way area)

Approval of the Consent Agenda

16. Consent - Approve Minutes - School Board Meetings *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Action (Consent), Minutes: 16.01 Request Approval of Minutes - School Board Meeting - November 9, 2023

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent), Information: 16.02 Request Approval of Minutes - Work Session - November 14, 2023

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

Action (Consent), Information, Minutes: 16.03 Request Approval of Minutes - Reorganization Meeting - November 14, 2023

Approval of the Consent Agenda

Motion to approve by Karen Castor Dentel, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

17. NON AGENDA PUBLIC COMMENT PERIOD/BLUE CARDS ONLY (THIS PORTION IS NON-TELEVISED AND MAY LAST UP TO 45 MINUTES)

The following persons address the board:

Emer Roy - represented concerns regarding student services.

Stephana Ferrell - represented concerns regarding the removing of books.

Jeannette Wise - represented concerns regarding gender ideology within school campuses.

Jairo Serrano - represented concerns regarding teachers being constrained by the legislature

Quinn Swearingen - represented concerns regarding the new LGBTQ guidelines.

Conner Sawchuk - represented concerns regarding school resources.

Grant Donovan - represented concerns regarding the challenges teachers face.

Enrique Escoto - represented concerns regarding substitute teachers.

Jules Lemos-Maldonado - represented support for the allocation of more resources to our schools.

Liam Gundy - represented support for the teachers.

Matthew Grochlske - represented concerns regarding the pronoun guidelines.

Dustie Kurzawa - thanked to board members for all they do.

18. Non Consent/Non Consent Emergency Items - (YELLOW CARD)

Action: 18.01 Request Approval of the Replication Application for Olympus Academy Charter School Orlando
Approval of the Nonconsent Agenda

Motion to approve by Maria Salamanca, second by Alicia Farrant.

Final Resolution: Motion Carries

Yea: Pamela Gould, Melissa Byrd, Angela Gallo, Karen Castor Dentel, Vicki-Elaine Felder, Alicia Farrant, Maria Salamanca

19. Information - Superintendent *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Information: 19.01 Information from Superintendent

Dr. Vazquez provided a report to the school board, including Dr. Bridget Williams' award, the school safety screen pilot, the Duke Clean Energy Program, the cell phone survey and school grades. She advised that the November Board Updates had been sent to the school board with a request that it be noted in the minutes. A copy of the November Updates are attached to the minutes. (ATTACHMENT A)

20. Report by School District General Counsel *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Report: 20.01 Report by School District General Counsel

Information, Report: 20.02 Report from School Board Internal Auditor

21. Reports (Non Actions Items) by School Board and/or Superintendent *(PUBLIC CANNOT ADDRESS THESE ITEMS)

Report: 21.01 Reports by School Board and/or Superintendent

22. Statement of Policy Level Issues the Board Would Like to Agenda for Subsequent Meetings or Work Sessions *(PUBLIC CANNOT ADDRESS THESE ITEMS)

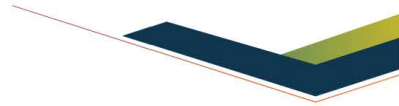
Discussion: 22.01 Discussion by School Board Members

23. Adjournment *(PUBLIC CANNOT ADDRESS THESE ITEMS) - 8:50 p.m.

Chair

Secretary

dmm



November 2023

UPDATE FROM DIVISIONS

Division of Learning

Chief Academic Office

Access and Opportunity

Aspire to Excellence seniors at Lake Buena Vista HS attended Rollins College, Nov. 3, 2023, for a College Day Experience. Aspire to Excellence is an initiative within Access and Opportunity that works with the Top 15% of high school students who are first-generation college students, economically disadvantaged, and/or underrepresented. While visiting Rollins College, students participated in a college essay writing seminar, information session, campus tour, and lunch.

Athletics

Bowling: The FHSAA championships was held at the Boardwalk Bowl Nov 1-3. The East River Bowling team captured the State Title for 2023.

Cross Country: The FHSAA Regional Championships was held on Nov. 4, the Winter Park Girls Cross Country won the Regional Title. Boone HS, University HS, Timber Creek HS, Lake Nona HS, Olympia HS, Windermere HS, West Orange HS, Dr. Phillips HS, Wekiva HS, and Oak Ridge HS represented the District for Girls Cross Country.

Boone HS Boys Cross Country won the Regional Title. Winter Park HS, Timber Creek HS, Lake Nona HS, University HS, Colonial HS, West Orange HS, Windermere HS, Olympia HS, Ocoee HS, Apopka HS, Evans HS, and Oak Ridge represented the District for Boys Cross Country.

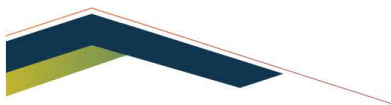
Football: Apopka HS, Edgewater HS, Boone HS, Olympia HS and Winter Park HS have all claimed District championships in 2023. Playoff brackets have been released with 8 Orange County teams participating in the playoffs to include the District winners and Jones HS,, Evans HS and Dr. Phillips HS.

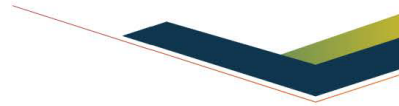
Golf: The FHSAA state championships will be held at Mission Inn Nov. 10-11. The Lake Nona Girls Golf team won the Regional Title. Winter Park finished fifth place, Dr. Phillips finished sixth place, and Windermere finished eighth place. The Dr. Phillips HS Boys Golf team won the Regional Title. Windermere finished second place, Winter Park finished fourth place, Lake Nona finished fifth place

Curriculum and Digital Learning

The Instructional Technology and Library Media team presented a session entitled "How one Florida district is coaching and leading media specialists through adversity" ([slide deck](#)) at the American Association of School Librarians 2023 National Conference in Tampa, FL. The session was attended by 52 district library media supervisors and school librarians. Participants provided positive feedback about the session, particularly the district's approach to supporting media specialists where they are and collection development through a student-centered and data-driven approach.

Five schools were officially recognized with the Florida Power Library School award at the Florida Association of Media in Education 2023 state conference. Media specialists and their principals were presented with a banner recognizing their outstanding school library program in front of hundreds of media specialists from counties across Florida. Schools recognized include:





- Killarney Elementary School
- Meadow Woods Middle School
- Roberto Clemente Middle School
- Sally Ride Elementary School
- Winegard Elementary School

In addition, the Instructional Technology and Library Media team presented multiple sessions at the conference, including Dynamic Shelving and a panel discussion for district library media supervisors.

Cycle 2 for the Elementary Instructional Leadership Institute held its event Oct. 30, 2023. All elementary school principals, in conjunction with Principal Leaders, participated in this professional learning opportunity regarding best literacy practices aligned to the Science of Reading in kindergarten through second grade. During the session, discussions focused on reviewing whole-group instruction practices and establishing a cohesive vision for small-group Tier 1 instruction. Additionally, stakeholders had the opportunity to plan for implementation with members of their cadre.

Orange County Public Schools VPK Program

On October 26, 2023, Orange County Public Schools VPK Program participated in the Jumpstart's Read for the Record 18th annual event. Jumpstart's Read for the Record is the world's largest shared reading experience that celebrates and supports children's early language, literacy and social-emotional development. The book selection for this year's event was *With Lots of Love* by Jenny Sanchez Torres. Every VPK classroom in the district received the book, which is a story about family, connections, and sharing love across distances.

The Nutcracker

Orange County Public Schools has partnered with the Orlando Ballet to present Pytor Tchaikovsky's *The Nutcracker*. This Holiday Classic follows Clara on a magical journey through the Land of Sweets. All 2nd Grade students will join the Orlando Ballet for this reimagined Holiday Tradition from December 12th to the 22nd at the Dr. Phillips Center for the Performing Arts.

Art of Audio Workshop

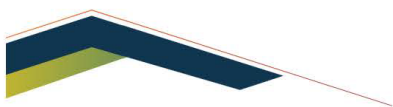
On Nov. 7, 2023 teachers and students gathered in the Pugh Theatre at the Dr. Phillips Center for the Performing Arts for an Art of Audio Workshop. Teachers and students learned about concepts and practical applications of utilizing the audio boards at their schools. The knowledgeable audio professionals at the Dr. Phillips Center discussed foundational audio skills for theatrical presentations, including microphone settings, placements, specifications, and frequencies, and fielded specific audio questions from teachers. It was an outstanding practical workshop helping to prepare our students for the abundant arts and entertainment jobs here in Central Florida!

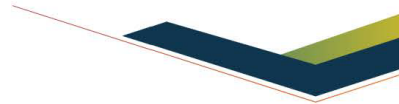
Art in the Capitol

Erika Pena, a 7th grade student from Gotha Middle School, was chosen to represent Orange County in the 2024 Art in the Capitol Competition. Erika's beautiful work titled, *Bird in Paradise*, will hang in the Florida State Capitol in Tallahassee during the regular legislative session.

Marching Performance Assessments

On Nov. 4, 2023, twenty-two OCPS high school band programs performed at the annual Marching Band Music Performance Assessment hosted at Boone High School. Over 3,000 OCPS students performed throughout the day. The Music Performance Assessment provides an opportunity for students and directors to perform in an environment which provides critical evaluation of its performance by noted experts in the field. OCPS bands performed for a panel of 6 adjudicators in the categories of music, general effects, marching and maneuvering,





auxiliary, and percussion. This year, 17 OCPS high schools received a Superior rating and 5 received an Excellent rating for their performance.

FCDI Debate Tournament

The second Florida Civics and Debate Initiative - Central Tournament took place on Saturday, Oct. 21, at Lake Brantley High School from 8 a.m. to 3 p.m. Thirty schools across central Florida attended and 244 students. OCPS was awarded over 30 medals. The following high schools participated: Apopka, Colonial, Cypress Creek, Dr. Phillips, Edgewater, Lake Buena Vista, Lake Nona, Olympia, Wekiva, Windermere and Winter Park.

Federal Programs

The McKinney-Vento Program (MVP) facilitated eight professional development trainings to educate school level MVP contacts on requirements noted in the McKinney-Vento Act and Florida House Bill 6A.10.088. A total of 176 staff members attended the trainings.

The McKinney-Vento Program (MVP) and Migrant Education Program (MEP) are hosting the annual Shine A Light Giving Program. Community members and school staff can purchase gifts for students in need via an Amazon wish list found at [this link](#). The gifts will be distributed in conjunction with the annual Angel Tree donations at the Holiday Shopping Day for MVP support staff Dec. 15, 2023.

Multilingual Services

Multilingual Services parent liaisons hosted this year's first District Multilingual Parent Leadership Council (DMPLC) meeting Saturday, Nov. 4, 2023. Chairpersons and co-chairs from each school-based Multilingual Parent Leadership Council participated in this meeting. Over 100 parents of ELLs attended this meeting. During the meeting, the parents learned about the role of a member of the DPLC, the council's bylaws, Florida's Meta Consent Decree. Elections were also held for the executive board's co-chairperson, secretary, and school representatives.

Professional Development

On Nov. 9, 2023, Multilingual Services presented professional learning to all middle school principals on the English language learner resources available for all classroom teachers. Resource teachers paired up and delivered this critical content to each cadre and ensured that all principals were aware of the plethora of resources available for teachers and how to access them.

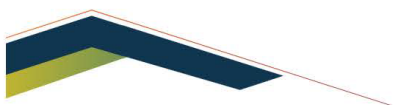
This month's professional development also includes customized sessions on academic discourse, academic vocabulary, visuals, and scaffolds. Title III paraprofessionals, (November 16) and World Language teachers, (Nov. 29) will also participate in content specific sessions targeting areas of support. These sessions will also include strategies and resources needed to ensure student success.

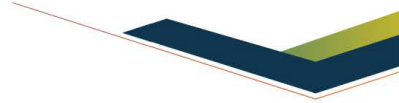
On Demand Sessions

On demand, sessions will continue this month, this month's focus is grading and differentiation. Teachers will learn the multiple factors that are taken into account when grading ELL learners. Teachers will also learn how to ensure that grades reflect the scaffolds, supports, and accommodations that support student learning.

Two-Way Dual Language

Two-way dual language teachers will be provided with a full planning day this month. Teachers will work collaboratively with their grade level, developing and refining lesson plans. This opportunity will also help build relationships amongst the Spanish medium two-way dual language teachers throughout the district. The scheduled planning dates for each grade level are listed below:





Translation Support

Translation support will be provided for all town hall meetings scheduled for the month of November. Translation services will be provided in the top three languages of the district: Spanish, Portuguese, and Haitian Creole. The town hall meeting locations and dates are listed below:

Professional Learning Department

Mentoring Support

Clinical Educator, a state-required training, equips teachers with learning around four essential skills to mentor a developing educator. The four essential skills include:

- applying the research around mindset to the work with developing educators;
- conducting effective content planning conferences;
- being expert observers and diagnosticians of teaching and learning; and providing evidence-based, non-evaluative feedback.

Ninety-one teachers are newly certified to mentor a beginning or preservice teacher.

2022-23 Final Evaluation Released

On Oct. 24, 2023, the 2022-2023 school year final evaluations were released to instructional and school and district administrative staff. The summative evaluation score consists of the Instructional Practice (IP) score for instructional personnel or Leadership Practice (LP) score for administrators and their Student Learning Growth (SLG) score.

Student Services

Financial Aid

All seniors were assisted with the completion of the Florida Financial Aid Applications (which also serves as the Bright Futures application) and the creation of an FSA ID to begin the process of applying for federal financial aid. The FAFSA is slated to open in December and students must create an FSA ID prior to completing this important financial aid application.

Questbridge Finalists

The Questbridge Scholarship program received over 12,600 applications this year for its National College Match Scholarships. OCPS had 57 students identified as finalists from this year's application. This makes them eligible to be matched with a full scholarship to attend one of our nation's highly selective, top colleges/universities.

Crisis Response

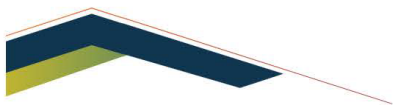
Since the start of the school year, Student Services was contacted over 25 times regarding crisis events within specific school communities. Crisis incidents included student deaths, staff deaths and community concerns.

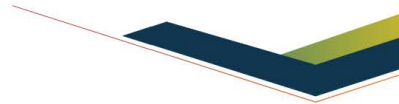
Psychological Services

Since the start of the school year, school psychologists have provided over 1500 direct services (learning evaluations, check-ins, counseling and MTSS interventions). These direct supports impacted over 4100 students.

Social Services

Since the start of the school year, school social workers have impacted over 4,873 students. School social workers have completed parent/family resources activities (2,419 discrete activities), attendance support activities (1,214





discrete activities), counseling and mental health support (individual 633 sessions, IEP counseling 374 sessions, check-ins 2,884 engagements, 194 Columbia Screenings), classroom presentations (449 activities), participation in meetings (3,746 activities). They also engaged in crisis response support to traumatic incidents.

Child Safety Matters Lessons

Itinerant school social workers have been providing Child Safety Matters Lessons in all our elementary schools. Child Safety Matters Lessons are part of a comprehensive, evidence-based curriculum for elementary school students in grades K-5. The program educates and empowers children and all relevant adults with information and strategies to prevent, recognize, and respond appropriately to bullying, cyberbullying, all types of abuse, and digital abuse dangers. There are two lessons completed each year (1 each semester). Lessons for the first semester are near completion.

Updated Threat Management Training

OCPS District Police and Mental Health Services collaborated to ensure all core members of School-Based Threat Management Teams are trained by the end of December 2023. The new Florida Threat Management model will be implemented in January 2024 in compliance with state law.

Career and Technical Education

Orange Technical College Celebrates Groundbreaking for New East Campus

On November 8, Dr. Maria Vazquez, Superintendent of Orange County Public Schools, alongside district leadership and representatives from the college and construction/design team, celebrated the official groundbreaking of the new Orange Technical College - East Campus adjacent to University High School.

As part of OTC's comprehensive rebuilding and renovation plan, the largest in the college's history, OTC East will be moving from its original location at 901 W Webster Avenue, Winter Park, FL to 11550 Lokanotosa Trail, Orlando, FL. Originally built in 1974 and named the Webster Adult Education Center, before becoming Winter Park Tech, and ultimately OTC East, the school has changed and morphed over time offering career and technical training programs to members of the local community.

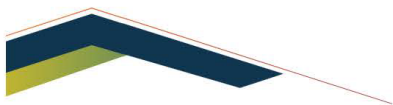
The brand-new, state-of-the-art, high-tech campus will be centered on information technology, network systems, cybersecurity, and digital arts programs and will feature:

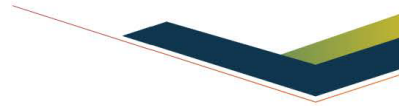
- 90,000 square footage
- 1,300 student stations
- 32 classrooms and labs
- Motion capture stage/studio
- E-sports arena and lab
- Recording studios
- Sound stages

Orange County FFA Wins National Honors at 96th Annual FFA Convention and Expo

From November 1-4, during the National FFA Convention held in Indianapolis, Indiana, for the first time ever, OCPS Agriculture Education/FFA won a national championship! Over 70,000 FFA members, advisors, and supporters attended the second largest of all national conventions of any kind in the US. Some of the many events taking place were the national FFA career development events (aka competitions) and the crowning of the top teams/individuals in the nation.

The West Orange HS FFA Chapter, having won the Florida FFA State Championship last spring, competed for national honors in the Food Science & Technology Career Development Event among all other state winners from their respective states. After months of hard work, commitment, and preparation with precision, they were named national champions!





In addition, Timber Creek HS competed in the National FFA Veterinary Science CDE, having also won the Florida FFA state championship last spring, and earned the national silver team award. Finally, the Orlando-Colonial HS FFA received its 3-star national chapter award and several of our OCPS FFA student members received their American FFA Degree (the highest membership degree in the National FFA Organization). Congratulations as well!

Career and Technical Education Students Compete in the Annual MACF Expo

On October 24, career and technical education students from various engineering, manufacturing, and STEM programs, participated in the Annual Manufacturers Association of Central Florida (MACF) Student Competition and Expo, held at the Orange County Convention Center. This work-based learning event brings together students and industry professionals for a look inside the area's dynamic manufacturing industry.

Attendees were able to participate in design-build activities, as well as an industry expo with local businesses. The winners of the MACF Challenge were:

- 1st - East River HS: Kids Next Doorish
- 2nd - The Villages HS: Team Breakout
- 3rd - East River HS: The Buzzards

Exceptional Student Education

ESE Behavior and Instructional Support Significant Disabilities

The ESE Behavior and Instructional Support team utilizes an online Google Request for Support Form for school leaders and/or teachers to request side-by-side coaching for teachers of students with disabilities who may need assistance with appropriate instructional strategies. The six-member team of instructional coaches are currently providing support to 45 individual teachers within OCPS. Of the 45 individual teachers, 16 of them requested support for themselves. In addition, the team has responded to 144 new requests for academic and/or behavior support for individual students.

Providing professional development to all OCPS staff is an essential part of our responsibilities. To date, this team has delivered 88 behavior related professional development offerings consisting of 1,184 participants and 24 instructional related offerings consisting of 229 participants.

ESE Policy & Procedures and Supplemental Services: Non-Public, Private, Section 504 and Charter

The Section 504 team held the first monthly compliance training on reasonable accommodations and compliance reminders. Section 504 coordinators were trained across the district to a total of 161 participants. The training entailed scenarios based on trends specific to their job responsibilities. Participants had the opportunity to actively engage in activities to deepen their knowledge of Section 504 compliance and reasonable accommodations.

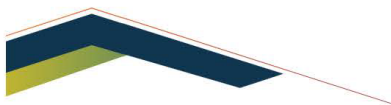
Survey 2 began with 2,383 errors and ended with 19 errors. The team proactively held FTE labs, school virtual meetings, and provided side by side support with the District Staffing Specialists to correct errors.

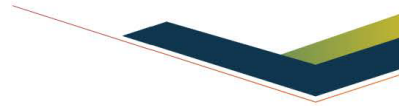
The annual count of parentally placed private school students began on October 9. The information provided by private schools will determine the IDEA proportionate share funds available to provide services to parentally placed private school students with disabilities for next school year.

For the month of October, the PIP department approved 114 packets. The total number of processed packets to date is 781.

ESE Health Services

The Hazel Health telehealth pilot went live on October 30, 2023. This pilot will allow students whose parents provide consent to have a virtual visit with a physician, have prescription medications called to a pharmacy (if needed), and





may receive over-the-counter medications if indicated by the physician. Parents are notified at the onset of the visit and may choose to participate in the visit. Parents also receive a summary of the visit.

ESE Special Programs and Behavior Supports

The Made in Florida conference hosted by OCPS Career and Technical Education was a fantastic opportunity for 335 students with mild disabilities to meet with business professionals to see what careers look like in their local manufacturing businesses. The students came from 17 high schools where they had a chance to create products using the same tools used in their businesses. One of the highlights for the students was seeing the robotic dog being reprogrammed in real time based on student requests for the dog to do a specific maneuver. These dogs are used for military operations.

Chief of Staff

Talent Acquisition

On Nov. 1, 2023, the team hosted an “Ask the OCPS Experts” virtual event using Career Fair Plus. District experts met with candidates and utilized the CF+ platform and targeted critical needs areas such as ESE and Elementary Ed instructional positions. District experts assisted candidates during the live one-on-one appointments with questions and provided guidance on next steps to becoming an OCPS teacher.

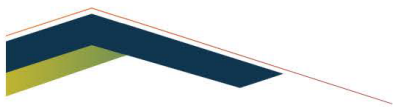
The team partnered with CDL (Curriculum and Digital Learning) (Curriculum and Digital Learning) to support our partnership with the UCF Teacher Education Department by presenting information on digital learning and media resources to Secondary Junior Interns. The OCPS presenters discussed the topic of technology in the classroom, reviewed OCPS policies, and practiced with different online resources.

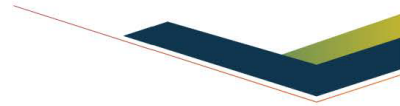
The team and the PLD (Professional Learning Department) presented to future educators during a UCF KnightEd Talk on the Power of Professional Learning Communities (PLC). OCPS experts presented on how OCPS uses PLCs in the schools to plan for the needs of the students. Attendees learned about how to be part of a collaborative team that supports student learning and the foundations that support an effective PLC Team.

During the first two weeks of November, the team and Professor Cyndi Rengifo partnered to host six UCF Title 1 Tours. All future educators taking the EDG 4410 course this semester are required to attend. In-person tours were held at Colonial HS and Union Park ES. Schools shared information about the district and each school, key initiatives, and programs. UCF students visited classrooms with leadership to see students in the learning environment and to watch best practices for instructional delivery to engage students. During the debrief support teams and teachers answered questions supportive of best instructional practices. During our virtual tours, future educators attended mini sessions that included beginning teacher support, technology in the classroom and best instructional practices. Virtual participating schools included: Roberto Clemente Middle, OCPS ACE, Orange Center Elementary, and Ivey Lane Elementary.

Upcoming Scheduled Events for December 2023:

- Rollins College Pathways Program Virtual Lab 12/5/23
- UCF E2P2 Cohort 2 Meeting 12/7/23
- OCPS Teacher Fair 12/9/23
- Rollins College Pathways Program Cohort 3 Graduation Celebration 12/9/23
- Rollins College Cohort 3 School Board Recognition 12/12/23
- UCF Shadow Information session Mixed Majors 12/13/23
- City Year Presentation- Next Steps to Teaching 12/18/2023





Employment Services

Based on feedback received during the department's roundtable meeting, Employment Services is collaborating with the Senior Business Process Specialists on multiple process improvements that focus on departmental screening in iCIMS, onboarding processes and efficiently setting up candidates in SAP. Additional projects include reverting to school-based hiring for Assistant Principals and collaborating with Professional Learning on recruiting candidates into the administrative pools. Our department has assisted with facilitating multiple trainings on the hiring process for both school and district-based secretaries. The department's managers, employment coordinators and certification specialists have visited twenty-six schools this school year.

Human Resources and Special Projects

Members of our Emerging Leaders Academy (ELA) participated in an in-person training entitled: "Resume Writing and how to Ace an Interview." This training helps participants by giving them the skills to create their own resume and get comfortable with the OCPS panel interview process. The instructors for this class were members of the OCPS HR and special projects team. There were 63 participants in this class.

The Management Leadership Academy (MLA) Cohort 11, year 1, participated in a training entitled: "Being a HERO to our Internal Customers". This was a remarkable presentation given by East River High School Principal, Becky Watson. Principal Watson's presentation focused on what she does to develop future leaders and students by providing a safe learning environment that focuses on rigorous coursework and positive relationships with her students, staff, and community. We had 33 participants to attend this training.

The OCPS HR department is supporting the Mayor of Orlando's MLK Commission. All OCPS high school assistant principals were asked to identify at least one student to serve as a "Humanitarian." These students will participate in many MLK day-related events in December and January. This is OCPS's 25th year having students serve as MLK humanitarians. We have 26 students participating.

Communications

District Foundation

Foundation Team Reaches Mid-Year Milestone Early

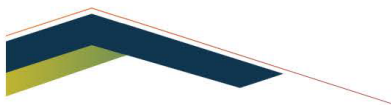
The Foundation team has a large goal to meet: raise and manage \$4.685 million for FY2024. On Oct. 18, the team reached the \$2 million mark. As of Nov. 13, the Foundation team has raised and managed more than \$2.5 million – well ahead of our \$2.34 million December mid-year milestone.

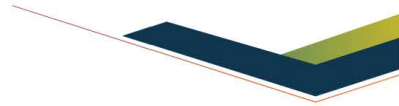
OCPS Gives 2023 Ends Nov. 17

The 2023 OCPS Gives employee giving campaign launched Tuesday, Oct. 17, and will remain open until Friday, Nov. 17. The campaign allows each of us to support community causes we care about, including our own students, teachers, schools and programs. There is no obligation to give, and small gifts create real impact. Strong participation sends a powerful message: not only do we work hard together every day to lead our students to success – we also believe and invest in our entire community. Please join us in making your gift today!

Teach-In

Teach-In for 2023 took place Nov. 13-17, with more than 1,810 presenters sharing their insights and expertise with more than 39,000 students at schools throughout the district. While we have not yet returned to pre-pandemic totals of 3,000 presenters, the numbers are steadily climbing each year. We are very grateful to all the participants who helped enrich student learning.





Thank-a-thons Return

Members of the Foundation's board of directors gathered Thursday, Nov. 16, to make thank-you calls to individual donors who supported the Foundation and its mission last year. The evening event is a highlight for many of our Foundation board members, who look forward to the conversations and to sharing our gratitude in person with donors. Another session will be held Thursday, Nov. 30.

Alumni Week is Coming!

The Foundation's Alumni Relations Committee is preparing a number of engaging activities for alumni, parents, employees and others as it works to recruit 2,023 members for the OCPS Alumni Network. A kickoff will be held Dec. 1; activities organized around social media are planned for Dec. 4-10, and a final celebration is planned for Dec. 11. Don't miss YOUR chance to join the OCPS Alumni Network!

Save the Date: School Spirit Run Returns!

The third annual School Spirit Run, powered by Delta Dental, will be held at SeaWorld Saturday, Feb. 17, 2024, bigger and better than ever! Mark your calendars now and encourage your schools to compete for cash prizes for greatest participation, best mascot showing, and of course, most school spirit! Registration is open – and 15% off will be offered on Giving Tuesday, Nov. 28. Please join us!

Media Relations

Media Relations assisted with nearly 100 media requests from local, state and national media since mid-October. The most common coverage topics include:

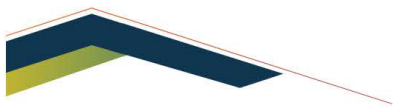
- Multiple national media outlets covering the new bell-to-bell cell phone restrictions
- High School football coverage
- Windermere football stadium vote
- Hungerford lawsuit update

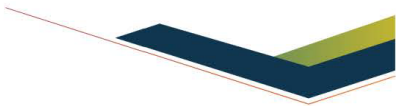
Media Relations also assisted with 72 Connect Orange messages for principals to send to their parents/guardians to keep them informed on issues including Standard Response Protocols (HOLD, SECURE, LOCKDOWN, EVACUATE) to social media/verbal threats for unique issues impacting schools including: grief counselors after a student death, bus accident, power outage, stranger danger, and a student hit by a car on the way to school.

Media Promotions continues to produce "The Slice" stories to promote positive stories throughout the district. Many of the new stories include features on people and programs in the district. Some of the highlights include the mini nurse's program at Ivey Lane Elementary, sports officiating program at Olympia High School and the new "Ask Maria" segments. Additionally, three "Mondays with Maria" segments were written and produced. They include: Teacher Thought Exchange results, Magnet Program application season and a special Thanksgiving "Gratitude" edition featuring four Lake Silver Elementary students.

Video Services

Video Services directed, edited and distributed four "Mondays With Maria" programs that garnered approximately 5,000 YouTube views. The team also provided audio-video support for the Orange Technical College East GroundBreaking Press Conference, completed recording of Teacher of the Year and Support Person of the Year studio interviews for the Stellar Awards video, began video recording of Teacher of the Year nominee classroom lesson plans for judging purposes, recorded and edited OneOCPS messages for Deputy Superintendent and recorded welcome messages with Superintendent for the Magnet Program Virtual Fair and the Faith Based Conference. Video technicians provided support to 10 elementary, 1 middle and 1 high school TV production labs and studios and attended the planning session for the Colonial High School comprehensive renovation.





District Information Office

The District Information Office continues to facilitate the use of a district call center. The call center began covering the district's main line 407.317.3200 in July to help channel thousands of calls throughout the district allowing office staff to assist with internal calls and visitors. The call center handled a little over 3,000 calls in October 2023. For the month of December, the District Information Office is working to stream holiday music in the lobby of the Ronald Blocker Educational Leadership Center and manage the district's Angel Tree Project which is now on display in the lobby. The goal is to take in 700 unwrapped, new gifts for students experiencing poverty and/or homelessness.

Public Relations

The PR team updated and reimagined the district Communication Guide for front office staff. A postcard with frequently called numbers and a QR code linking to the full guide are being sent to schools.

The 2023-24 Pocket Guide, with data updated through October 2023, goes to the printer this month.

District Events

Stellar Finalists for Teacher and Support Person of the Year will be interviewed by the district committees on Friday, December 1. Winners will be determined after all finalists in each category (5) have been interviewed. Winners will be announced during the Stellar Awards on Friday, February 2, 2024.

Leadership Orange Class XIII met on Friday, November 10, at Magnolia School. The session focused on the district's ESE program and participants heard from the Access and Opportunity and Research, Measurement & Strategy teams. The next Leadership Orange session will be held on Friday, December 15, 2023.

Sales & Marketing

Jones High School revealed their new scoreboard at a ceremony November 3, the final football game of the regular season. The scoreboard was secured through sponsored funds from Florida Citrus Sports, Florida Blue and McCoy Credit Union. OCPS leadership met with elected officials and sponsor representatives to celebrate the culmination of more than two years of work to make the scoreboard a reality.



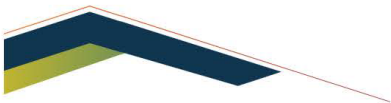
Ribbon cutting for the scoreboard

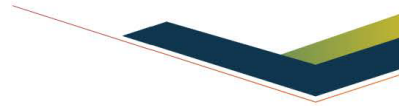


Jones High intro video on the new scoreboard

Last month's sales set a record for sponsorships. The Sales and Marketing desk secured \$200,000 in sponsorship revenue for high school athletics. Total sales for the month closed out at more than \$276,000. The year to date revenue is at approximately 72% of the Senior Manager's annual sales goal. Sales productivity is expected to increase if the department adds a second salesperson as outlined in our business plan.

Sales efforts will continue with District programs including the Stellar Awards and Mondays with Maria.





Web, Graphics and Photography

The Web team worked with SchoolMessenger to investigate an ADA complaint related to the Public Records Request icon on the district homepage. The complaint was determined to be unfounded and a response to the complaint was submitted to our legal team.

The Graphics team is currently working on Stellar Awards graphics and completing revisions to this year's Pocket Guide which was scheduled to go to print earlier this month. Projects completed this month include, Communications Guide Postcard, Fred Pennington plaque dedication invitation and program, Parent Academy graphics for November and December events, Faith Based Initiative Summit graphics and signage, Orange Peel, Benefits Bulletin, Virtual Magnet Fair web graphics, FNS Sweet Treats logo, and FNS freezer truck wrap graphics.

The rest of the Supt/Board photos (to be hung in the school offices) were sent out to the remaining 20 schools who didn't have frames. A delay with the frame manufacturer held up this project.

Division of Strategy

Research, Measurement and Strategy

Accountability

Accountability

In November, the Florida Department of Education (FDOE) Bureau of Accountability Reporting began the Survey 2 portion of the Survey 2-3 Accountability Match Process, marking the first milestone of the 2023-24 accountability cycle. The state processing window for Survey 2 allows districts to correct data submitted on the reporting formats to the student information database. During the statewide processing window of Survey 2, the Accountability department provided schools with Survey 2 match files generated by the FDOE to assist in reporting data accurately. Files created during this process result in accountability files for Survey 2 that will be matched to Survey 3 records during state processing for Survey 3. This process provides district and school personnel the opportunity to identify student records that need to be corrected in Survey 2 in order to provide the most accurate data for accountability purposes. The Accountability department also identified the 2023-24 alternative education sites for accountability purposes. This verification was completed for all charter and non-charter school sites.

School Improvement

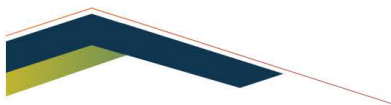
The Accountability department worked closely with schools and cadre leaders to finalize the revision, approval and submission of School Improvement Plans (SIP) to the state. In November, all school SIPs were published by the FDOE Bureau of School Improvement. SIPs can be accessed from the "School Information" menu on each school's website, or directly from the state's Continuous Improvement Management System ([CIMS](#)) website.

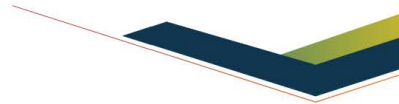
In November, the team completed the first FDOE Quarterly Data Review (QDR; formerly Progress Monitoring Data Review - PMDR) survey cycle for the 2023-24 school year. The QDR survey is required from each traditional school with a 2021-22 D or F school grade. The data collected will be used to inform state, district and school leaders in their conversations about professional capacity and school climate as related to student achievement. The survey will be completed every quarter during the 2023-24 school year for eight schools within the district: Catalina ES, Eagle's Nest ES, Lake Silver ES, Millennia Gardens ES, Pineloch ES, Rolling Hills ES, Tangelo Park ES and Washington Shores ES.

Assessment

Comprehensive Assessment System (CAS) Professional Development

The Comprehensive Assessment System (CAS) team facilitated the Quarter 2 CAS Expert sessions for all school levels. This content focused on distinguishing the difference between state and local progress monitoring, communicating





available data, and identifying ways to use the data with various stakeholders. The CAS team also offered a session for administrators to become familiar with the CAS Expert Q2 content.

The CAS team released the Student Data Chats turnkey professional development. Turnkey professional developments are ready-made professional development sessions intended to provide consistent messaging to stakeholders, as well as common language and tools to support assessment and data literacy. The team facilitated a walkthrough session for any interested stakeholder to learn how to use this resource.

Student Assessment

The Student Assessment team coordinated the administration of the following assessments this month. Both of these assessments provide students with alternative opportunities to meet graduation assessment requirements.

- Star Reading for ELL Seniors
- ACT Non-College Reportable (NCR)

Despite initial challenges posed by errors on CollegeBoard's new Digital PSAT NMSQT platform, schools successfully administered this assessment to students in grades 9-11 in October. The Student Assessment team participated in CollegeBoard's Debrief meeting to provide feedback for future administrations.

Grants

Grant Partnerships

The Grants and Career and Technical Education departments collaborated with Orange County Utilities (OCU) to provide a Letter of Support to accompany its grant proposal for funding consideration. OCU applied for a grant with the Environmental Protection Agency's (EPA) Innovative Water Infrastructure Workforce Development Grant Program. The proposed project's purpose is to transition high school students directly into workforce vacancies upon graduation. The H2O Pipeline – Classroom to Career is a workforce development program that trains high-school seniors attending University High School in Orange County to be licensed Class C Wastewater and Water Operators. If OCU is selected as an award recipient, this initiative will expand the program already at the school's campus.

Grant Applications

The Florida Department of Education (FDOE) communicated the extension of the Driving Choice grant. This initiative provided \$1,013,616 to the district during the 2022-23 school year. The grant funds were used to supplement transportation services costs paid to third party vendors to transport students due to driver shortages. The extension program allowed the state to reallocate unspent dollars to school districts to continue previously approved activities during the 2023-24 school year. The district has been awarded \$232,806 to continue these efforts.

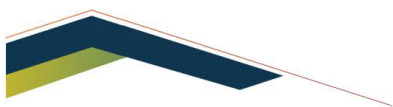
Research

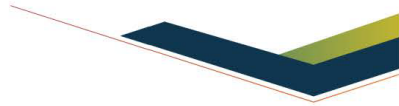
Student Learning Growth (SLG)

On Oct. 24, Student Learning Growth (SLG) Scores were released. This month, the Research department is addressing teacher questions related to the SLG component of their performance evaluation, which comprises one-third of their summative score. The Appeals window is open through Dec. 15, 2023.

State Value-Added Models (VAM)

The Florida Department of Education (FDOE) has an updated report in its State Value-Added Models (VAM) Visualization Tool called the Statewide VAM Search Report. This report enables district and school leaders to look up the state VAM ratings of classroom instructional personnel (CIP) who taught at any public school in Florida on subjects and grades that are covered by the state VAM calculations. The Research department developed a short course to get all OCPS principals and assistant principals familiar with the updated report. The course ran Thursday, Oct. 12, 2023, through Friday, Nov. 10, 2023. Last month, the department hosted a series of Q&A sessions to address principals' questions related to the visualization tool and state VAM scores.





Executive Services

Generation WOW

The OCPS and Generation W team created ‘magic’ at Generation WOW Orlando 2023! This year’s event took place on Thursday, October 19 at Horizon High School where we were joined over 500 high school students, and over 120 mentors, chaperones and volunteers who collectively made the girls’ moments spectacular. Generation WOW exposes girls to the ‘positive and the possible’ by creating opportunities that help build the future leaders of the world by connecting them to the leaders of today. The highlights of the event were the cafeteria entertainment, the onstage surprise celebrating Dr. Shuler’s Birthday, the letters to my future selves written by the student speakers, the letters to my younger selves written by the adult speakers, the lady Hawks cheerleaders dance break and the Geraldine Mentor Walk.



Anti-Violence Taskforce Meeting

School Board Member Felder hosted her 3rd Anti-Violence Taskforce meeting on Monday, October 30 at Carver Middle School. The purpose of the meeting was to recap the efforts of the working groups that met over the summer and hear from a student panel to gain insight into the plights young people in the community are facing.



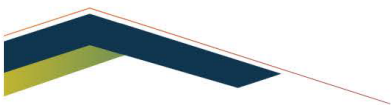
Facilities Services

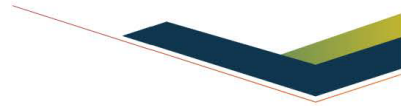
Construction Planning

Capital Improvement

Design Update

Design is underway on 12 projects: Cherokee School Roofing; Colonial HS Comprehensive Renovation; FY22 Multisite Comprehensive Renovation (comprising Avalon ES, Camelot ES, Citrus ES, and Endeavor ES); Lakeview MS Comprehensive Renovation; Oak Ridge HS Capacity Enhancement; Site 97-E-SE-2 Elementary School Relief (a new elementary school in District 2); Site 130-E-SE-2 Elementary School Relief (a new elementary school in District 2); SY 2024-25 Elementary School Capacity Enhancement (comprising Dr. Phillips ES, Hunter’s Creek ES, and Whispering





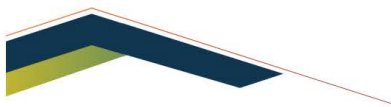
Oak ES); SY 2024-25 Middle School Capacity Enhancement (comprising College Park MS, Hunter's Creek MS, and Westridge MS); Three Points ES Comprehensive Renovation; Windermere HS (on-campus football stadium); and Winter Park HS Comprehensive Renovation.

Lakeview MS is a comprehensive renovation, scheduled to begin construction in 2023 and complete in 2026. The on-site stadium at Windermere HS is scheduled to commence and complete in 2024. The Cherokee School Roofing, Oak Ridge HS Capacity Enhancement, Site 130-E-SE-2 Elementary School Relief, SY 2024-25 Elementary School Capacity Enhancement, SY 2024-25 Middle School Capacity Enhancement and Three Points ES Comprehensive Renovation projects are scheduled to begin construction in 2024 and be complete in 2025. Comprehensive Renovations at Avalon ES, Camelot ES, Citrus ES, Colonial HS, Endeavor ES, and Winter Park HS are scheduled to begin construction in 2024 and complete construction in 2026. Site Acquisition for Site 121-A-W-7 is in progress.

Construction Updates:



Site 47-E-4 (an Elementary School Relief project in the Horizon West Village H North area) received Construction Notice to Proceed in March 2023 for an early GMP for long lead equipment and materials. GMP 2 for the main building package received Construction Notice to Proceed in July 2023. Tilt panel walls have been erected and structural steel installation is underway. The project is on schedule for completion in June 2024.



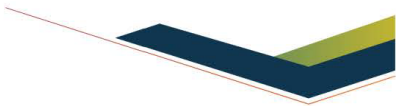
Innovation HS (Site 50-H-2) began construction in August 2022. Roofing and windows are nearing completion, drywall and interior painting is underway, ceiling grid installation has commenced, cabinetry installation is in progress, and above ceiling inspections on 3rd floor of Bldg. 100 are on schedule to begin this month. Football, baseball and softball fields are in progress. Site light poles are standing, and electrical connections are in progress. Retaining wall and perimeter fencing are both complete. Grease traps and lift stations are installed. HVAC chillers are on schedule to arrive mid-January. OUC electrical service has now reached the OCPS property line and transformers should arrive in early January. Offsite work to widen Founders Street is scheduled to begin next month. The project is on schedule for completion in July 2024.



Site 129-M-2 (a Middle School Relief project located in Lake Nona South at Luminary Boulevard and Pearson Avenue) began construction in March 2023 with an early GMP for mass grading site activities. GMP 1 completed in April 2023. GMP 2 construction NTP for the main building package was issued in May 2023. Roof and window installation are both in progress. Exterior paint primer has started. Interior wall layout is ongoing, including mechanical, electrical, fire protection and plumbing rough-in installations. Interior wall masonry in gymnasium building is complete. Underground storm and sanitary piping are in progress in the courtyard. Fire and water loop installation is also underway. The project is on schedule for completion in June 2024.



Howard MS Comprehensive Renovation received construction Notice to Proceed in June 2023. Project includes Comprehensive Renovation and Remodeling of the entire campus. Installation of swing portables, including electrical/plumbing connections and installation of technology and furniture is nearing completion and ready for

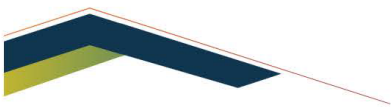


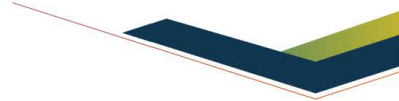
final inspections to allow interior work on the main campus to begin this month. The project is scheduled for completion in December 2025.

Orange Technical College - Main Campus Comprehensive Renovation received construction Notice to Proceed in March 2022. Phase 1 includes renovation of the entire first floor, half of floors two thru five, and site work. TCO was received in June for floors two thru five of Phase 1, and TCO was received in August for the first floor. Phase 2 includes the remaining half of floors two thru five. Demolition of these interior spaces is complete, erection of interior structural steel is underway, framing interior walls as well as drywall and painting are progressing on schedule. Project is scheduled for completion in February 2024.



Orange Technical College - East Campus Replacement (formerly located in Winter Park; new campus located on previous site of University 9th Grade Center) received a construction Notice to Proceed in June 2023. Forming and pouring of tilt panels and slab-on-grade concrete pours are ongoing. Underground electrical and plumbing, as well as storm and sanitary piping are progressing on schedule. The project is on schedule for completion in December 2024.





Orange Technical College - West Campus Replacement (formerly known as Westside Tech) received construction Notice to Proceed in August 2022. HVAC ductwork, fire sprinkler piping, and electrical rough-ins continue in all spaces. Lime rock in parking lots is now complete and the first lift of asphalt should be complete this month. Storm structure tie-ins are ongoing. Grading and stabilization of the roundabout entrance off Ocoee-Apopka Road is complete, and crews are preparing to install curb and place asphalt. The project is on schedule for completion in March 2024.

Capital Projects

Capital Renewal:

There are 58 active projects underway (33 large, 16 intermediate, and 9 small) for improvement at 112 sites, with an estimated cost of \$413.6 million. Of the 58 projects, there are 12 in planning at 30 sites, 19 in design at 71 sites, and 27 in construction at 68 sites. The projects provide for renovation or replacement of individual building systems, such as heating, ventilation, and air conditioning (HVAC), roofing, building envelope, fire alarm systems, intercom systems, to sustain efficient operation of school facilities. As part of the recently allocated budget, we have been authorized to install sunshades over youth lots.

Design is expected to begin within the next month for the following projects:

- Exterior Painting at Arbor Ridge K8, Brookshire ES, Colonial 9GC, Freedom HS, Freedom MS, Lakeville ES, and Sun Blaze ES
- Dr. Phillips HS – Canopy/ Elevated Walkway Repair
- West Orange HS – Tennis Court Restoration

Construction Commencements

October Notice to Proceed

- Andover ES HVAC
- Bonneville ES, Legacy MS, Washington Shores ES HVAC
- Baldwin Park ES, Eagles Nest ES, East Lake ES, McCoy ES, Millenia ES, Wyndham Lakes ES HVAC
- College Park MS Intercom Replacement/Sound Reinforcement
- Evans HS LED Conversation (Exterior)
- FNS Admin Office Cooler/Freezer
- OTC East Roofing (Winter Park)
- Roberto Clemente MS Multi-System

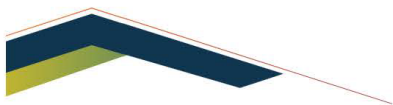
November- December Notice to Proceed

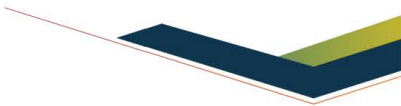
- Multi-Site Potable Water Modifications
- Piedmont Lakes MS HVAC
- Apopka HS Intrusion Detection
- Union Park MS HVAC
- Water Spring ES Portable Canopies

District-wide Capital

The District-wide Capital budget addresses district needs not covered by Capital Improvement or Capital Renewal.

There are 52 active projects (10 large, 32 intermediate, and 10 small) for improvement at 166 sites, with an estimated cost of \$74.8 million. Of the 52 projects, 8 are in planning, 12 in design, and 32 in construction. These projects typically address Renovation or Replacement of systems at ancillary facilities and schools that are not eligible for Capital Renewal funding. Also included are smaller projects addressing facility shortcomings or new program requirements.





Portable Updates

As of November 7, we have removed, sold, or demolished 313 portables in 2023 as we continue to work toward our goals.

Communications

- OTC-East Replacement Campus – Groundbreaking Ceremony – 11/8/23
- Westridge MS Comprehensive Renovation – 100% Design/Construction Kick-Off Community Meeting – 11/13/23
- Hunter's Creek MS Comprehensive Renovation – 100% Design/Construction Kick-Off Community Meeting – 12/4/23
- Site 129-M-2 Relief Middle School – 40% Construction Community Meeting – 12/5/23
- Site 97 Relief Elementary School – 30% Design Community Meeting – 12/7/23

Real Estate

As you know, I became Superintendent in September of 2022 and the cancelled sale contract for the Hungerford Property, located in the Town of Eatonville, had its origin in 2010 under Ronald Blocker and the most recent 2019 contract under Barbara Jenkins. The District received various public records requests from the Southern Poverty Law Center from October 11, 2022 through December 1, 2022, seeking records in relation to the cancelled sale contract for the Hungerford Property. Specifically, the public records request sought the District's educational plant survey and resolution of the School Board approving the surplus and disposal of the Hungerford Property as unnecessary for educational purposes. I directed staff to both check with prior School Board staff and to search for said records. Although some prior staff responded that they believed the disposal requirements were met prior to the initial Hungerford Property contract in 2010, neither they or the current staff could locate and produce a School Board resolution or educational plant survey determining the Hungerford Property as surplus and approving disposal. While there is no plan and no pending action by the District to dispose of the Hungerford Property, I am reporting that I have directed District staff that no solicitation, offer, contract, or any other disposal of any real property held by the District, including the Hungerford Property, can be considered unless and until staff have first complied and properly documented full compliance with all requirements of Section 1013.28, Florida Statutes (2023), and the State Requirements for Educational Facilities (2014), and that documentation has been provided to the School Board prior to the Board's consideration of any future action to dispose of the Hungerford Property and/or any other District real property.

Fiscal Services

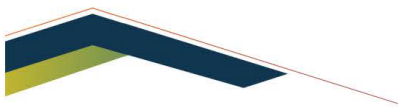
Risk Management

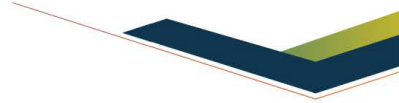
BENCOR FICA Alternative & Special Pay Plans

Certain employees participated in either the BENCOR FICA Alternative Plan or the BENCOR Special Pay Plan. Participation in these plans has resulted in payroll tax savings to the District of \$342,520 for the third quarter of 2023. The savings by the plans are set forth below:

- FICA Alternative Plan
- Contributions to the BENCOR FICA Alternative Plan resulted in savings of \$3,531.
- Special Pay Plan
- Contributions to the BENCOR Special Pay Plan resulted in savings of \$338,989.

Where applicable, the aforementioned contributions and the associated savings include the amounts generated by participation in the BENCOR employer-sponsored 403(b) Plan, as well as the 401(a) Plan. Contributions to the 457(b) Plan are not included as they do not result in payroll tax savings.





In addition to the tax savings by the District, the participating employees saved a like amount. Also, income taxes on all contributions to the Plans were deferred.

Information Technology Services

Enterprise Project Management

The Historical Database Migration project aims to transfer the data from unsupported servers hosting legacy systems such as SMS, ProgressBook, CICS, and Faster to more up-to-date and supported servers. The data currently residing on these unsupported servers is at risk and needs to be upgraded to ensure its security. Additionally, a user-friendly process for accessing and updating this data will be developed. It is important to have this data migrated to a supported server, by statute, the legacy data must remain accessible upon request.

The Identity Management project focuses on implementing a modern and robust system for network account provisioning and security enhancements. Currently, OCPS utilizes separate systems for staff and student accounts, both of which are outdated and require a significant amount of manual work. This project seeks to streamline and automate these processes, providing a more efficient and secure identity management solution for OCPS. Begin typing here – do not indent

Information Security

Web Filter – Continuing with deployment of Zscaler

Infrastructure Operations

Meraki network upgrade (ERATE funding) - Robinswood MS upgraded on Wed Nov 8. Cypress Creek Hs scheduled for Wed Nov 15.

The Voice Network RFP has posted publicly. We had a preliminary RFP meeting where the bidders had the chance to ask questions and get clarification. Now they need to submit their bids for review.

Nutanix datacenter upgrade - 250 servers migrated, 94 decommissioned, 230 left

Planning a big Cyberark upgrade and migration, moving from on-premises solution to the cloud, with expanded features and functionality. CyberArk is a security solution for privileged access management & identity control.

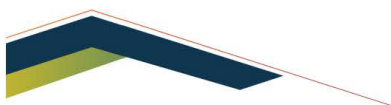
Deleting large chunks of old stale student accounts. Splitting into groups of about 15,000 at a time.

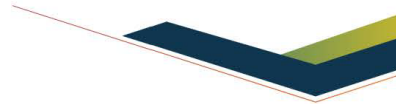
An order is being placed to upgrade the servers at the Morris complex. New equipment is being ordered for expansion and modernization of the server/storage and backup solution to fall into OCPS datacenter standard - Nutanix

Put an order in for additional Cisco ISE PSNs. Cisco ISE handles our wireless authentication. We are expanding our functionality and security measures to add security posturing, Network Access Control, and Network Segmentation. This new hardware will accommodate the new policies and functions.

Planning is taking place for the AT&T internet complex upgrade. Equipment is starting to be delivered. This will help modernize and increase our District's internet bandwidth from 100Gbs to 200Gbs (doubling the current internet bandwidth speed).

Starting to work on preparations for the upcoming CTE cybersecurity challenge, which has now gone statewide and is in collaboration with Cyber Florida.





Student Information Systems

Enhancements, improvements and required updates continue to be made to the Skyward system. This month one of the three major annual releases will be installed by the vendor after passing OCPS testing. In addition, every 2 weeks, minor upgrades are applied to the system. These releases and upgrades are all tested and approved by the project team in non-production Skyward environments before they are installed in the production system. CCDocs is the documentation repository where all Skyward documentation is made available to OCPS district and school users. The Student Information Systems team maintains over 270 individual pieces of documentation on this site. Business Process Owners provide any updates that are needed to keep the documentation accurate and current. In addition, as new areas of Skyward are implemented, other pieces of documentation are developed and added to this site so users always have just one location where all the documentation can be found.

Operations

Building Code Compliance Office

Continuous Improvement

Succession planning is an essential aspect of department functionality. The BCCO continues to participate in leadership training for administrative staff. The BCCO's Facilities Manager just completed OCPS's Management Leadership Academy program. Additionally, 5 staff members actively participate in internship programs and testing to achieve additional inspector and plan examiner licenses.

Strategic Plan Update

One of the BCCO's procedural duties is providing construction pass/fail rate data to the OCPS Facilities Construction and Procurement Departments. This data contains scorecard information concerning ongoing construction projects and the performance measures relating to pass/fail rates of inspections and approval/disapproval of construction document reviews. We identify the data by specific contractor, sub-contractor, and design professional performance. They further disaggregate the data by inspection type and particular reasons for failed inspections and disapproved plan reviews. This data is also sent to the corresponding contracting and design professional firms for their continuous improvement initiative purposes.

District Police

Threat Management Training

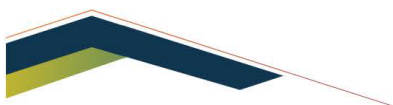
FDOE Rule 6A-1.0019 requires that all districts must provide training in the new "Florida Specific" Threat Management Model. The District Police and Student Services have led and trained approximately 1/3 of all School-based Threat Assessment Team members. Prior to the start of school, 187 SROs were trained in collaboration with the Office of Safe Schools. The new Threat Management program goes live on Jan.1, 2024.

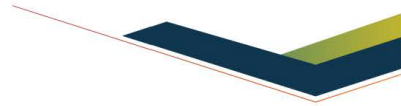
Metal Detection High Schools Pilot

In an effort to keep weapons from being secretly brought into high schools, the district will begin a metal detection pilot. All School-based metal detection screenings will be conducted during student arrivals and throughout the school day. As information becomes available, more information will be shared on this important School Safety and Security initiative.

K9 Coco Drops the First Puck at the Solar Bears Hockey Game

K9 Coco and her handler, Officer Brian Howarth, completed a ceremonial dropping of the first puck at a recent Solar Bears Hockey game. In that Coco's first love is a ball, Officer Howarth worked with her prior to the event to





make sure she was willing to take the puck and, on command, drop it. As usual, she performed as expected and received a warm reception from the crowd. Way to go, Coco!

Alyssa's Alert Testing begins with Charter Schools

All school emergency equipment must be tested annually, and testing is underway. Special emphasis this year will be placed on ensuring that the charter school Alyssa's Alert applications are functioning correctly and interfacing with the Public Safety Answering Points - 911 Centers. Adding complexity to the process is that charter schools are authorized to select from an FDOE-approved Alyssa's Alert vendor, creating additional configuration and issues for both the PSAPs and the District Police Electronic Security Systems Unit. Five different Alyssa's Alert Applications are being utilized in Orange County Schools when considering charter schools.

Environmental Compliance and Sustainability

District Recycling Cost Savings

One of the goals of the Sustainability 2030 Plan is to decrease landfill waste. Managing waste disposal by the district reflects the commitment to preserving the operating budget and reducing solid waste in landfills. During the 2022-2023 school year, OCPS saved \$967,709 in solid waste costs through the recycling program, equivalent to nearly 12,392 metric tons of recycled materials. Identifying cost savings to the district is a key indicator supporting the ongoing sustainability initiative.

Food and Nutrition Services

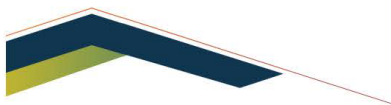
CEP Meal Participation

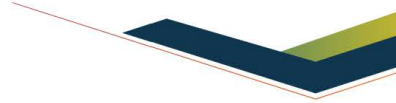
The Food and Nutrition Services (FNS) program serves all meals at no charge through the Community Eligibility Provision (CEP). Nonetheless, the team continues to track participation. The data reflects that schools participating in The Community Eligibility Program (CEP) have a higher poverty rate than those in the National School Lunch Program (NSLP). The highest increase in participation was at the CEP high schools, which showed a gain of 4% for breakfast and 9% at lunch. Participation is always higher on Mondays when the students haven't had school meals over the weekend. Breakfast is served before the school day; historically, it has had lower participation than lunch. While the District's FNS program has implemented many changes in the menus in recent years, the supply chain is causing food shortages of students' favorite items such as wings, cheese, dressings, and varieties of bread. FNS continues to add menu items that students want to see on the menu. On January 25th, FNS will host a Food show for selected students to try new menu items that may be chosen to appear on next year's menu.

FY24 CEP Schools

	September	October
Breakfast		
Elementary	38%	39%
Middle	40%	42%
High	22%	26%
Total	33%	35%

Lunch		
Elementary	73%	75%
Middle	81%	83%
High	58%	63%
Total	70%	73%

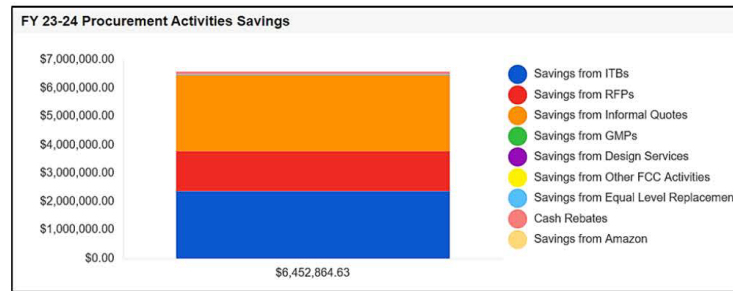




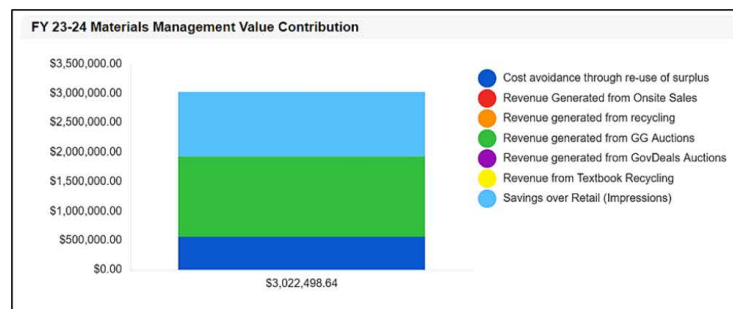
Procurement Services

Value Creation

The Procurement Services team has secured \$6,452,864 in savings for the district since the start of the 2024 fiscal year through rigorous contract negotiations and competitive sourcing activities. The result of the savings is that funds are now available for use on other district priorities.



The Procurement Services Materials Management team has generated \$3,022,498.64 in value contributions for the district by carefully managing the reuse of surplus property and disposal of materials to give the district the most significant economic benefit and cost avoidance.



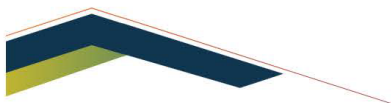
Safety and Emergency Management

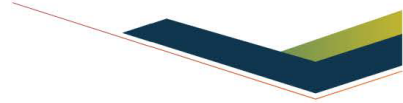
Office of Emergency Management

Emergency Management Planners attended The Briefings, A National School Safety Symposium by the I Love U Guys Foundation. During the symposium, there was a deep dive into the Standard Response Protocol. The room was engaged in active conversation regarding successes and challenges with SRP implementations across the attendees. A note-worthy outcome of these conversations was hearing from institutions that have fine-tuned the SRP towards Exceptional Student Education facilities. What tactics have they implemented within these facilities to increase the successful implementation of SRP actions for their students?

The event also included training on the Standard Reunification Method. The tactics to execute a reunification operation were taught. Training materials were provided to develop policies and procedures related to reunification within other agencies, and the OCPS Office of Emergency Management has already utilized this information.

Two Emergency Preparedness Administrators presented on Expanding Emergency Management in K-12 at this year's International Association of Emergency Managers (IAEM) Conference in Long Beach, California. The session had over





40 participants. Many questions were asked, and many attendees expressed their desire to rise to OCPS's best-in-class Emergency Management module. The feedback was overwhelmingly positive and a great indication that the session was well received.

