

Office of Superintendent of Schools  
Board Meeting of January 16, 2002

January 15, 2002

Personnel Management and Services  
Nelson E. Diaz, Deputy Superintendent

**SUBJECT: ACCEPTANCE OF RESIGNATION**

On December 20, 2001, the Superintendent of Schools notified Mr. James W. Austin, that he would be recommended for dismissal on January 16, 2002, for just cause, including, but not limited to: deficient performance of job responsibilities; immorality; conviction of a crime of moral turpitude, upon such conviction; violation of School Board Rules 6Gx13-4-1.09, Employee-Student Relationships; and 6Gx13-4A-1.21, Responsibilities and Duties. Subsequent to that notification, Mr. Austin submitted a resignation from the Miami-Dade County Public Schools, effective January 11, 2002.

Upon consultation with the School Board Attorney, the Office of Professional Standards recommends that the resignation be accepted as achieving the objectives sought by the School Board in this case. Acceptance of the resignation does not alter the following effects of the employment termination:

- prevention of any future employment in any capacity by the Miami-Dade County Public Schools, unless recommended by staff for authorization by the School Board;
- retention of the information regarding the dismissal action by the Superintendent of Schools as a matter of official record.

Revise

Acceptance of the resignation will also obviate the requirement for further legal actions by the School Board.

**RECOMMENDED:** That effective January 16, 2002, at the close of the workday, the School Board of Miami-Dade County, Florida accept the resignation of Mr. James W. Austin, Custodian, at Barbara Hawkins Elementary School.

VMB:grp

REVISED  
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