

APPROVED  
25-1999

Rockville, Maryland  
July 28, 1999

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Wednesday, July 28, 1999, at 9:05 p.m.

ROLL CALL Present:                    Mr. Reginald M. Felton, President  
    in the Chair  
    Mr. Stephen Abrams  
    Mr. Kermit V. Burnett  
    Mrs. Beatrice B. Gordon  
    Mrs. Nancy J. King  
    Mrs. Patricia O'Neill  
    Ms. Mona M. Signer  
    Dr. Paul L. Vance, Secretary/Treasurer

Absent:                    Laura Sampedro, Student Board Member

# or ( ) indicates student vote does not count. Four votes needed for adoption.

RESOLUTION NO. 421-99            Re:    **CLOSED SESSION**

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. O'Neill, the following resolution was adopted unanimously by members present:

WHEREAS, The Board of Education of Montgomery County is authorized by the *Education Article* and *State Government Article* of the *Annotated Code of Maryland* to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a portion of its closed sessions on July 28, 1999, in Room 120 from 7:00 to 9:00 p.m. to discuss the personnel appointments and Staff Director's compensation, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education consult with counsel to receive legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County dedicate part of the closed session on July 28, 1999, to acquit its executive functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*); and be it further

Resolved, That these portions of the meeting continue in closed session until the

completion of business.

RESOLUTION NO. 422-99            Re:    **APPROVAL OF THE AGENDA**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its agenda for July 28, 1999.

Re:    **RECOGNITION OF MCPS' PARTICIPATION IN E-RATE PROGRAM**

Congresswoman Morella congratulated MCPS for bringing technology into the classroom, and for applying for e-rate discounts through the Telecommunications Act of 1996.

Re:    **UNVEILING OF PORTRAIT OF DR. VANCE**

Mr. Felton congratulated Dr. Vance for his years of service to Montgomery County and unveiled the picture that would be hung in the Board Room.

Re:    **PUBLIC COMMENTS**

There were no public comments.

RESOLUTION NO. 423-99            Re:    **CONTRACTS FOR MORE THAN \$25,000**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, Following the presentation to the Board of Education of the Report of the Alternative Programs and Services Work Group on February 9, 1999, it was determined to pilot a Level III alternative program for disruptive students using contractual services; and

WHEREAS, The Board of Education, in the FY 2000 Operating Budget, approved \$160,000 for a new alternative program; and

WHEREAS, Funds have been budgeted for the purchase of equipment, supplies, and contractual services; now therefore be it

Resolved, That the Board of Education contract with Ombudsman Educational Services, Inc., to pilot a Level III alternative program at a cost of \$160,000 and that the following

contracts, having been duly advertised, be awarded to the low bidders meeting specifications as shown for the bids as follows:

151-97	Actuarial Consulting Service - Extension	
	<u>Awardee</u>	
	William M. Mercer, Inc.	\$ 25,000
1089.1	Call Processing and Distribution System for the Office of Global Access Technology	
	<u>Awardee</u>	
	Shared Technologies Fairchild	\$ 201,431
7065.2	Custodial Supplies	
	<u>Awardees</u>	
	Abel Industries, Inc.	\$ 13,408
	Apex Supply Company	260,374
	M.A. Bruder and Sons	7,047
	Calico Industries	26,483
	L.L. Clean Company *	1,417
	Consolidated Maintenance Supply	440
	Daycon Products Company, Inc.	130,399
	Gabriel First Corporation	2,291
	Genesis II, Inc. *	11,860
	Industrial Products Supply	321
	Laniado Wholesale Corporation	3,900
	Metro Chem Industries	11,610
	National Supply Company	5,250
	Porters Supply Company	61,315
	Portionpac Chemical Corporation	4,556
	Pyramid School Products	24,405
	Unisource	410,407
	Frank W. Winne and Son, Inc.	125
	Total	\$ 975,608
067.1	Computer Network Equipment/Chassis, Hubs and Modulators	
	<u>Awardee</u>	
	Ameritech Data Networking Solution	\$1,202,419

## 7070.1 Printing Supplies

Awardees

American Printing Equipment and Supply	\$ 245
Arcal Chemicals, Inc.	2,788
Multigraphics	5,676
Printers Ink and Supply Company, Inc.	13,753
E.H. Walker Supply Company, Inc.	<u>20,122</u>
Total	\$ 42,584

## 9162.1 Gymnasium Flooring System Replacement at Northwood Center and Piney Branch Elementary School

Awardee

Weyer's Floor Service, Inc.	\$ 27,899
-----------------------------	-----------

MORE THAN \$25,000 \$2,474,941

\* Denotes MFD vendor

RESOLUTION NO. 424-99 Re: **AWARD OF CONTRACT - JAMES HUBERT BLAKE HIGH SCHOOL ADDITION**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, The following sealed bids were received on June 2, 1999, for the James Hubert Blake High School addition project, with work to begin immediately and be completed by June 20, 2000:

<u>Bidder</u>	<u>Amount</u>
Henley Construction Company, Inc.	\$4,858,300
Hess Construction Company, Inc.	4,905,300
Pantech Construction Company, Inc.	4,943,450
Porter Construction Management	4,962,000
Meridian Construction Company, Inc.	5,042,200
NAPA Development Corporation	6,058,400

and

WHEREAS, Henley Construction Company, Inc., has submitted 2.5 percent minority business participation to date and will pursue other qualified minority subcontracting firms; and

WHEREAS, The low bid exceeds the architect's estimate of \$4,750,000; however, contingency plans are available to cover the overage; and

WHEREAS, Henley Construction Company, Inc., has completed similar work successfully for Montgomery County Public Schools; now therefore be it

Resolved, That a contract for \$4,858,300 be awarded to Henley Construction Company, Inc., for the James Hubert Blake High School addition project, in accordance with plans and specifications prepared by Delmar Architects.

RESOLUTION NO. 425-99            Re:    **AWARD OF CONTRACTS - THOMAS S. WOOTTON HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, On November 10, 1998, the Board of Education authorized staff to utilize a construction management process for the Thomas S. Wootton High School addition project, with work to begin July 1, 1999, and be completed by August 2000; and

WHEREAS, The following sealed bids represent the fifth in a series of subcontracts that were bid as a part of a construction management process for the Thomas S. Wootton High School addition project:

<u>Bidders</u>	<u>Amount</u>	<u>Consultant's Estimate</u>
<u>Chalk/Tackboards/Projection Screens</u>		
Building Specialities, Inc.	\$ 88,000	\$136,045
<u>Toilet Accessories</u>		
Steel Products, Inc.	\$ 18,300	\$ 29,545
<u>Toilet Partitions</u>		
Rockville Partitions, Inc. (Submitted 45 percent, Asian minority business participation)	\$ 14,880	\$ 13,150

VCT/Carpet

L&R Enterprises t/a TEPRAC	\$168,000	\$165,151
----------------------------	-----------	-----------

Window Treatments

Sun Control Systems	\$ 7,988	\$ 15,750
---------------------	----------	-----------

and

WHEREAS, The aggregate of the bids is under the consultant's estimate; and

WHEREAS, The aggregate minority business participation for the subcontracts bid to date is 19.8 percent; now therefore be it

Resolved, That contracts be awarded for the above-referenced subcontractors meeting specifications for the Thomas S. Wootton High School addition project, for the amounts listed, in accordance with plans and specifications prepared by Samaha Associates.

RESOLUTION NO. 426-99      Re:    **AWARD OF CONTRACT - STADIUM LIGHTING AT JOHN F. KENNEDY HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, On June 21, 1999, the Board of Education requested a supplemental appropriation for the installation of stadium lights for John F. Kennedy High School with the understanding that the booster's club would pay 50 percent of the lighting cost; and

WHEREAS, The following sealed bid was received on July 14, 1999, to provide stadium lighting at John F. Kennedy High School, with work to begin when the County Council approves the supplemental appropriation and be completed within 60 days of the notice to proceed:

<u>Low Bidder</u>	<u>Amount</u>
S. Rock/Estabrook Corporation	\$93,000

and

WHEREAS, S. Rock/Estabrook Corporation has submitted 14 percent minority participation; and

WHEREAS, S. Rock/Estabrook Corporation has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The bid is within the staff estimate; now therefore be it

Resolved, That a contract in the amount of \$93,000 be awarded to S. Rock/Estabrook Corporation to provide stadium lighting at John F. Kennedy High School, in accordance with plans and specifications prepared by the Department of Facilities Management, contingent upon County Council approval of the supplemental appropriation for this work.

RESOLUTION NO. 427-99      Re:    **AWARD OF CONTRACTS - AIR-CONDITIONING  
EQUIPMENT INSTALLATION AT VARIOUS SCHOOLS**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, The following sealed bids were received on July 15, 1999, to provide air-conditioning systems for various schools, with work to begin immediately and be completed by February 1, 2000:

<u>Low Bidders</u>	<u>Amount</u>
<u>North Lake Center</u>	
NAA, Inc.	\$329,000
R. M. Thornton, Inc.	375,000
Shapiro & Duncan, Inc.	473,000
<u>Northwood Center</u>	
NAA, Inc.	\$100,000
R. M. Thornton, Inc.	136,000
Shapiro & Duncan, Inc.	173,400
<u>Radnor Center</u>	
R. M. Thornton, Inc.	\$ 39,001
NAA, Inc.	48,000
Shapiro & Duncan, Inc.	49,500

and

WHEREAS, NAA, Inc., is a female-owned firm; and

WHEREAS, NAA, Inc., and R. M. Thornton, Inc., have completed similar work successfully;

and

WHEREAS, The low bids are within the staff estimates; now therefore be it

Resolved, That contracts in the amounts of \$329,000 and \$100,000 be awarded to NAA, Inc., to provide air-conditioning systems at Northwood and North Lake Centers, respectively; and a contract in the amount of \$39,001 be awarded to R. M. Thornton, Inc., to provide an air-conditioning system at Radnor Center, in accordance with plans and specifications prepared by Mendoza, Ribas, Farinas & Associates.

RESOLUTION NO. 428-99                      Re:    **AWARD OF CONTRACT - WINSTON CHURCHILL HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, On December 8, 1998, the Board of Education authorized staff to utilize a construction management process for the Winston Churchill High School modernization project, with work to begin July 1, 1999, and be completed by November 2001; and

WHEREAS, The following sealed bid represents the sixth in a series of subcontracts that were bid as a part of a construction management process for the Winston Churchill High School modernization project:

<u>Bidder</u>	<u>Amount</u>	<u>Consultant's Estimate</u>
<u>Fencing</u> Long Fence Company, Inc.	\$112,139	\$ 72,572

and

WHEREAS, The aggregate of the bids is within the consultant's overall estimate; and

WHEREAS, The aggregate minority business participation for the subcontracts bid to date is 25.43 percent; now therefore be it

Resolved, That a contract for \$112,139 be awarded to Long Fence Company, Inc., for fencing for the Winston Churchill High School modernization project, in accordance with plans and specifications prepared by Duane, Cahill, Mullineaux and Mullineaux.



RESOLUTION NO. 429-99

Re: **ARCHITECTURAL APPOINTMENT - FEASIBILITY STUDY FOR FIRE MARSHAL INSPECTIONS AT EXISTING FACILITIES**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:

WHEREAS, It is necessary to appoint an outside consultant to conduct a feasibility study of alternatives to comply with fire code requirements in existing facilities that the Montgomery County Fire Marshal has identified; and

WHEREAS, Funds for feasibility planning have been appropriated as part of the FY 2000 Capital Budget; and

WHEREAS, An Architectural Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Design Management Associates, Inc., as the most qualified firm to provide the necessary professional services; and

WHEREAS, Staff has negotiated a fee for the necessary services; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Design Management Associates, Inc., to provide professional services for the fire code compliance feasibility study project for a fee not to exceed \$140,000.

RESOLUTION NO. 430-99

Re: **CHEVY CHASE ELEMENTARY SCHOOL - NON-COUNTY FUNDING FOR ARCHITECTURAL IMPROVEMENTS**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, The Chevy Chase community has raised funds to pay for architectural enhancements to the elementary school modernization; and

WHEREAS, The enhancements are compatible with the modernization design, meet MCPS building quality standards, and will not require any special maintenance; and

WHEREAS, Staff has recommended that these improvements be completed with the understanding that the cost of this work will be fully funded by private donations; now therefore be it

Resolved, That an FY 2000 emergency supplemental appropriation in the amount of \$214,000 be requested to add alternates 1 through 7 to the contract with R. J. Crowley, Inc., for the modernization of Chevy Chase Elementary School, contingent upon the donation of private funds to complete the work.

<u>Alternate</u>	<u>Description</u>
1	Cast stone at the media center
2	Cast stone spandrel panels at south, east, and west elevations
3	Cast stone spandrel panels at north, east, west, and courtyard elevations
4	South side cast stone bands and window surrounds
5	North side cast stone bands and window surrounds
6	Courtyard stair down to the multi-purpose room
7	Suspended metal canopy

RESOLUTION NO. 431-99      Re:    **CHANGE ORDERS OVER \$25,000**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, The Department of Facilities Management has received change order proposals from various contractors that exceed \$25,000; and

WHEREAS, Staff and the project architect have reviewed these change orders and found them to be reasonable; now therefore be it

Resolved, That the Board of Education approve the following change orders for the amounts listed:

Activity 1

Project:      Silver Spring International Middle School/ Sligo Creek Elementary School

Description: During excavation, soil was uncovered in certain areas of the elementary school addition that would not support the bearing capacity required for the new building foundations. These conditions necessitated a redesign of the foundations in the areas that contained the unsuitable soil.

Contractor: Interstate Corporation

Amount: \$43,389

Activity 2

Project: Facility Assessment with Criteria and Testing (FACT)

Description: Funds were included in the FY 1999-2004 Capital Improvements Program to complete FACT assessments for the seven high school facilities that have not been assessed. The consultant under contract for previous FACT assessments agreed to complete the remaining high schools for the same unit price that was charged for assessments completed in 1997. This change order will amend the consultant's contract to complete the balance of the high school FACT assessments.

Architect: Wiencek + Zavos, Architects

Amount: \$56,840

Activity 3

Project: John F. Kennedy High School

Description: Funds were appropriated in the FY 2000 Capital Budget to improve the acoustics in the John F. Kennedy High School auditorium. The contractor for the modernization has submitted a price to complete the acoustical work that is within the architect's estimate for the improvements. It is recommended that the modernization contract be amended to add the acoustical improvements for the auditorium so that the work can be completed prior to the start of school.

Contractor: Hess Construction Company, Inc.

Amount: \$64,700

RESOLUTION NO. 432-99

Re: **REDUCTION OF RETAINAGE - NORTH BETHESDA MIDDLE SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, Henley Construction Company, Inc., general contractor for the North Bethesda Middle School project, has completed 95 percent of all specified requirements and requested that the 10 percent retainage, which is based on completed work to date, be reduced to 5 percent; and

WHEREAS, The project bonding company, Hartford Accident & Indemnity Company, has consented to this reduction; and

WHEREAS, The project architect, Peck•Peck & Associates, Architects, recommends approval of the reduction; now therefore be it

Resolved, That the 10 percent retainage withheld from periodic payments to Henley Construction Company, Inc., general contractor for the North Bethesda Middle School project, be reduced to 5 percent, with the remaining 5 percent to become due and payable after completion of all remaining contract requirements and formal acceptance of the completed project.

RESOLUTION NO. 433-99

Re: **REDUCTION OF RETAINAGE - ROCK VIEW  
ELEMENTARY SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, Porter Construction Management, general contractor for the Rock View Elementary School modernization project, has completed 96 percent of all specified requirements and requested that the 10 percent retainage, which is based on completed work to date, be reduced to 5 percent; and

WHEREAS, The project bonding company, United States Fidelity and Guaranty Company, has consented to this reduction; and

WHEREAS, The project architect, Delmar Architects, recommends approval of the reduction; now therefore be it

Resolved, That the 10 percent retainage withheld from periodic payments to Porter Construction Management, general contractor for the Rock View Elementary School modernization project, be reduced to 5 percent, with the remaining 5 percent to become due and payable after completion of all remaining contract requirements and formal acceptance of the completed project.

RESOLUTION NO. 434-99

Re: **REDUCTION OF RETAINAGE - WALT WHITMAN HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, Patriot Group Contractors, Inc., general contractor for the Walt Whitman High School addition project, has completed 99 percent of all specified requirements and requested that the 10 percent retainage, which is based on completed work to date, be reduced to 5 percent; and

WHEREAS, The project bonding company, Ulico Casualty Company, has consented to this reduction; and

WHEREAS, The project architect, Grimm and Parker, Architects, recommends approval of the reduction; now therefore be it

Resolved, That the 10 percent retainage withheld from periodic payments to Patriot Group Contractors, Inc., general contractor for the Walt Whitman High School addition project, be reduced to 5 percent, with the remaining 5 percent to become due and payable after completion of all remaining contract requirements and formal acceptance of the completed project.

RESOLUTION NO. 435-99

Re: **GRANT OF STORM WATER MANAGEMENT EASEMENT AT RICHARD MONTGOMERY HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:

WHEREAS, The Mayor and Council of Rockville (City) have requested a grant of storm water management easement on a portion of Richard Montgomery High School, located at 250 Richard Montgomery Drive in Rockville; and

WHEREAS, The proposed grant of storm water management easement consisting of 32,876 square feet is necessary to convert an existing wetlands and stream valley into a stormwater management facility; and

WHEREAS, In exchange for the grant of storm water management easement, the City agrees to grant to the Board a storm water management regional participation credit for the future expansion and/or renovation of Richard Montgomery High School; and

WHEREAS, The proposed easement is located in an existing stream valley and will not affect any land that could be used for school programming and recreational activities; and

WHEREAS, All construction, restoration, and future maintenance will be performed without disruption to the instructional program at the school and at no cost to the Board of Education, with the City and its contractors assuming liability for the construction work; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a grant of storm water management easement of 32,876 square feet to the Mayor and Council of Rockville at Richard Montgomery High School.

RESOLUTION NO. 436-99            Re:    **LEASE FOR OFFICE SPACE AT METRO PARK NORTH**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, Staff advises that the Office of School Administration, Department of Personnel Services, Pupil Services Field Office, and Division of School Plant Operations can operate more cost effectively at Metro Park North; and

WHEREAS, Staff has negotiated favorable financial terms to lease the fourth floor of Metro Park North; and

WHEREAS, Our attorney has reviewed the language of the proposed lease to protect the school system's interests; and

WHEREAS, Staff determined that sufficient funds exist in already budgeted lease accounts and the non-county funded real estate management fund to pay the rent for space at Metro Park North; now therefore be it

Resolved, That the Superintendent and president of the Board of Education be authorized to sign a five-year lease for commercial office space at Metro Park North; and be it further

Resolved, That the Superintendent submit supplemental budget proposals to the county executive and County Council to appropriate funds from the real estate management account for this lease.

RESOLUTION NO. 437-99            Re:    **LEASE RENEWAL FOR ROLLINGWOOD CENTER**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

WHEREAS, The French International School has used the Rollingwood Center during the past decade in exchange for the payment of rent to fund our commercial office space; and

WHEREAS, Facilities staff has worked cooperatively with the Board of the FIS to amend the lease governing that relationship to meet our new commercial office lease terms; and

WHEREAS, Our attorney has approved the lease amendment; now therefore be it

Resolved, That the Superintendent and president of the Board of Education be authorized to execute the lease renewal and modification with the French International School.

RESOLUTION NO. 438-99            Re:    **UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS FOR THE PROVISIONAL TEACHER SUPPORT PROGRAM**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

Resolved, That the Superintendent of schools be authorized to receive and expend within the FY 2000 provision for future supported projects a grant award of \$38,138 from the Maryland State Department of Education for the Provisional Teacher Support Program in the following category:

<u>Category</u>	<u>Amount</u>
12 Fixed Charges	<u>\$ 38,138</u>
Total	<u><u>\$ 38,138</u></u>

and be it further

Resolved, That a copy of this resolution be sent to the county executive and the County Council.

RESOLUTION NO. 439-99            Re:    **UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS FOR THE TECHNOLOGY LITERACY CHALLENGE GRANT**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

Resolved, That authorization is requested to receive and expend within the FY 2000 Provision for Future Supported Projects a grant award of \$325,000 from the U.S. Department of Education through the Maryland State Department of Education for the Technology Literacy Challenge Fund Program in the following categories:

<u>Category</u>	<u>Positions*</u>	<u>Amount</u>
3 Instructional Salaries	2.0	\$ 179,522
4 Textbooks and Instructional Supplies		34,887
5 Other Instructional Costs		82,659
12 Fixed Charges	—	<u>27,932</u>
 Total	 <u>2.0</u>	 <u>\$ 325,000</u>

\*1.0 instructional specialist, 12-month (B-D)  
 1.0 teacher, 10-month (A-D)

and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council.

RESOLUTION NO. 440-99            Re:    **UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS AND CATEGORICAL TRANSFER WITH THE TITLE VI INNOVATIVE EDUCATION PROGRAM STRATEGIES PROGRAM**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:#

Resolved, That the Superintendent of schools be authorized to receive and expend within the FY 2000 Provision for Future Supported Projects a grant award of \$10,783 from the U.S. Department of Education through the Maryland State Department of Education under the Improving America’s Schools Act of 1994 for Title VI funds for the Innovative Education Program Strategies program in the following category:

<u>Category</u>	<u>Positions*</u>	<u>Amount</u>
3 Instructional Salaries	<u>1.0</u>	<u>\$10,783</u>
 Total	 <u>1.0</u>	 <u>\$10,783</u>

\* 1.0 User Support Specialist, Grade 20 (12-month)  
 and be it further

Resolved, That the Superintendent of schools, subject to the approval of the County Council, be authorized to effect the following FY 2000 categorical transfer for \$60,714



within this same program:

	<u>Category</u>	<u>From</u>	<u>To</u>
1	Administration		\$ 13,611
3	Instructional Salaries		32,554
4	Textbooks and Instructional Supplies	\$ 30,015	
5	Other Instructional Costs	30,699	
12	Fixed Charges		<u>14,549</u>
	Total	<u>\$ 60,714</u>	<u>\$ 60,714</u>

and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council; and be it further

Resolved, That the county executive be requested to recommend approval of the categorical transfer to the County Council.

Re: **RECOMMENDATION TO SUBMIT AN FY 2000 GRANT PROPOSAL TO THE NATIONAL SCIENCE FOUNDATION FOR THE TEACHER ENHANCEMENT PROGRAM OF THE NATIONAL SCIENCE FOUNDATION**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King, the following resolution was placed on the table:

Resolved, That the Superintendent of schools be authorized to submit an FY 2000 grant proposal in the amount of \$5,985,455 for a five-year period to the National Science Foundation for the Teacher Enhancement Program; and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council.

Re: **DISCUSSION**

Ms. Signer would not support the request for a grant proposal for a number of reasons. Although it had been labeled as a teacher development program, in fact, acceptance of the grant funds requires the use of one of three NSF math curricula. In effect, it is a curriculum change. Also not included in the green sheet is the fact that MCPS is required to match 1 to 2 million dollars. She had asked at the May 11 meeting for information on this

grant because she stated then that this was a curriculum change. The Board never received any of that information. Over the last several days, she had the opportunity to review the NSF materials, the three curricula that MCPS would be required to use, and she was troubled by what was in those curriculum documents. Finally, she was not willing to accept any curriculum change whether in this guise or any other guise until the Board received Dr Weast's input.

Dr. Smith commented that the grant did not require MCPS to have matching funds. It did require MCPS to provide in-kind support, such as office space, the use of telephones, computers, and the staff who would be working with NSF grant staff.

Mr. Abrams supported the resolution. Staff had been terrific in keeping him informed on this specific project. The concern that was expressed by Ms. Signer concerned the transition to the new Superintendent. It was clear that the Board was a continuing body. The next Superintendent had made it clear that he anticipated that all work would continue, and he was aware of this grant and supported it. With regard to other aspects, there was a very fine line between curriculum review and grant issues. The Board may want to discuss that in the future. However, he was confident of the recommendations, and he would support the resolution.

Mrs. King asked if accepting the grant was a curriculum change or not? Dr. Flynn stated that it was not a curriculum change, but teacher enhancement. The requirement of the grant is that the grantee examine exemplary standard-based reform materials.

Mrs. Gordon shared Ms. Signer's concerns. In fact, in state law the Board is given authority to approval not only curriculum but textbooks and instructional materials. She believed that this resolution came under instructional materials. She would support the resolution with the clarification that had been made. She wanted to make it clear that the new business item adopted on June 21, 1999, needs to come to Board because it have not taken advantage of having to approve every book and instructional material because it had been left to staff. She was concerned if the Board was not included, there would be a revision to the policy which would require every piece of instructional materials and textbooks to come to the Board as it is done elsewhere in the state.

Mr. Burnett thanked staff for their help in understanding this grant. He saw it as enhancement/training and not as a curriculum change. He thought it was a supplement to what MCPS is currently doing.

Mrs. O'Neill also thanked staff for answering her questions, especially whether this was a revision to curriculum by adding rigor to the program, there was a great deal of misinformation in the community about this issue. She had confidence in NSF as a well-respected organization with high standards. This was a pilot intended to enhance teacher

training, and not a curriculum revision. Therefore, she would support the resolution.

Mr. Felton asked staff to clarify the specific use of the funds and if there were any strings attached to those funds. Dr. Flynn responded that the planning grant from the NSF would help develop strategies, including higher education partnerships. The total amount of the grant would be over \$6 million over 5 years. The other important element of the grant would be the needs assessment in certification in math, especially middle school teachers.

Ms. Signer was surprised to hear Dr. Flynn say that the resolution was not a curriculum change, because earlier in the week that it was a curriculum change. That points out a problem of having individual conversations with Board members. The Board should not do business that way. Dr. Flynn clarified that if she suggested that the grant was a curriculum change, then she apologized for miscommunication. The grant was not a curriculum change. This grant helps get math information into the hands of teachers of middle schools.

RESOLUTION NO. 441-99

Re: **RECOMMENDATION TO SUBMIT AN FY 2000 GRANT PROPOSAL TO THE NATIONAL SCIENCE FOUNDATION FOR THE TEACHER ENHANCEMENT PROGRAM OF THE NATIONAL SCIENCE FOUNDATION**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King, the following resolution was adopted with Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, and Mrs. O'Neill voting in the affirmative; Ms. Signer voting in the negative:

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King, the following resolution was placed on the table:

Resolved, That the Superintendent of schools be authorized to submit an FY 2000 grant proposal in the amount of \$5,985,455 for a five-year period to the National Science Foundation for the Teacher Enhancement Program; and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council.

Re: **TUITION FOR NON-RESIDENT PUPILS FOR FY 2000**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King, the following resolution was placed on the table:

WHEREAS, Board of Education Resolution No. 364-77 established the basis for

nonresident tuition charges and provides that the per pupil cost shall be based on the current year's estimated cost including debt service; and

WHEREAS, The basis for the calculation of cost per pupil for tuition purposes in FY 2000 is as follows:

Description	Kindergarten	Elementary	Secondary	Special Education
<b>Projected FY 2000 Enrollment</b>	8,900	49,672	62,709	7,547
<b>Cost</b>				
Regular Operating Costs	\$ 35,518,938	\$ 349,620,981	\$473,082,145	\$ 107,907,537
Capital Budget Costs:				
Current Receipts	519,984	5,118,132	6,461,446	777,632
County Debt	2,702,969	26,604,946	33,587,727	4,042,268
Total Cost	\$ 38,741,891	\$ 381,344,059	\$ 513,131,318	\$ 112,727,437
<b>Tuition Cost Per Pupil</b>				
Regular Operating Costs	\$ 3,519	\$ 7,039	\$ 7,544	\$ 14,298
Capital Budget Costs:				
Current Receipts	52	103	103	103
County Debt	268	536	536	536
Total Tuition Cost Per Pupil	\$ 3,839	\$ 7,678	\$ 8,183	\$ 14,937

and

WHEREAS, The basis for the calculation of tuition for full-day Kindergarten is the same as elementary school students in Grades 1-5; now therefore be it further

Resolved, That the tuition rates for nonresident pupils for the 1999 - 2000 school year will be:

Kindergarten	
Half Day	\$ 3,839
Full Day	7,678
Elementary	7,678
Secondary	8,183
Special Education	14,937 *

\* Rate may change to reflect the costs requirements of implementing the IEP.

Re: **DISCUSSION**

Mr. Felton asked if this were per pupil expenditure, but he still wanted staff to continue to capture the costs to educate students at different levels, such as signature programs and the like.

Mrs. Gordon agreed with Mr. Felton. Last year's discussion related to special education and the range of costs per student. Board staff did the research, and she would like the results.

Mr. Bowers replied that there was a response to last year's inquiry. The varying rate will be charged for each special education student because the services are specific for that child based on the IEP.

RESOLUTION NO. 442-99 Re: **TUITION FOR NON-RESIDENT PUPILS FOR FY 2000**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King, the following resolution adopted unanimously by members present:#

WHEREAS, Board of Education Resolution No. 364-77 established the basis for nonresident tuition charges and provides that the per pupil cost shall be based on the current year's estimated cost including debt service; and

WHEREAS, The basis for the calculation of cost per pupil for tuition purposes in FY 2000 is as follows:

Description	Kindergarten	Elementary	Secondary	Special Education
<b>Projected FY 2000 Enrollment</b>	8,900	49,672	62,709	7,547
<b>Cost</b>				
Regular Operating Costs	\$ 35,518,938	\$ 349,620,981	\$473,082,145	\$ 107,907,537
Capital Budget Costs:				
Current Receipts	519,984	5,118,132	6,461,446	777,632
County Debt	2,702,969	26,604,946	33,587,727	4,042,268
Total Cost	\$ 38,741,891	\$ 381,344,059	\$ 513,131,318	\$ 112,727,437
<b>Tuition Cost Per Pupil</b>				
Regular Operating Costs	\$ 3,519	\$ 7,039	\$ 7,544	\$ 14,298
Capital Budget Costs:				
Current Receipts	52	103	103	103
County Debt	268	536	536	536
Total Tuition Cost Per Pupil	\$ 3,839	\$ 7,678	\$ 8,183	\$ 14,937

and

WHEREAS, The basis for the calculation of tuition for full-day Kindergarten is the same as elementary school students in Grades 1-5; now therefore be it further

Resolved, That the tuition rates for nonresident pupils for the 1999 - 2000 school year will be:

Kindergarten	
Half Day	\$ 3,839
Full Day	7,678
Elementary	7,678
Secondary	8,183
Special Education	14,937 *

\* Rate may change to reflect the costs requirements of implementing the IEP.

RESOLUTION NO. 443-99

Re: **APPOINTMENT OF MONTGOMERY COUNTY PUBLIC  
SCHOOLS EMPLOYEES' RETIREMENT AND PENSION  
SYSTEM INVESTMENT TRUSTEE**

On recommendation of the Superintendent and on motion of Mr. Burnett seconded by Mrs. O'Neill, the following resolution was adopted with Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, and Mrs. O'Neill voting in the affirmative; Ms. Signer voting in the negative:

WHEREAS, The Board of Education by Resolution No. 344-95 authorized the establishment of a trust to be used for the purpose of funding the Montgomery County Public Schools Employees' Retirement and Pension System benefits; and

WHEREAS, The trustees are a committee composed of the chief financial officer; the director of management, budget and planning; the director of insurance and retirement; and the director of accounting; and up to, but no more than, three additional members to be appointed by the Board of Education; and

WHEREAS, The appointed term of Mrs. LaVerne G. Kimball as a trustee ended June 30, 1999; and

WHEREAS, The Superintendent of schools has solicited nominations from representatives of employees and retirees to identify one individual to serve as an appointed trustee; and

WHEREAS, Staff has evaluated said nominations and conducted interviews of three individuals selected as finalists; now therefore be it

Resolved, That Mr. Stephen D. Poor be appointed as trustee for a three-year term ending

June 30, 2002.

RESOLUTION NO. 444-99      Re:    **PERSONNEL APPOINTMENT**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mrs. King, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective July 29, 1999:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Carolyn Cobbs	Assistant Principal, Woodlin ES	Principal, Twinbrook ES

RESOLUTION NO. 445-99      Re:    **PERSONNEL APPOINTMENT**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mrs. King, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective August 16, 1999:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Ellen H. DeYoung	Principal, Kemp Mill ES	Principal on Special Assignment, Organizational Development Team

RESOLUTION NO. 446-99      Re:    **PERSONNEL APPOINTMENT**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective August 1, 1999:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Judith L. Madden	Pupil Personnel Worker, One Central Plaza Field Office	Supervisor, Guidance Services

RESOLUTION NO. 447-99      Re:    **PERSONNEL APPOINTMENT**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mrs. King, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective August 1, 1999:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
William G. Beattie	Instructional Specialist, Division of Aesthetic, Health and Physical Education	Coordinator, Division of Aesthetic. Health and Physical Education

RESOLUTION NO. 448-99            Re:    **PERSONNEL APPOINTMENT**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mrs. King, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective August 23, 1999:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Richy S. Penix	Arts Education Teacher Specialist, Calvert County	Curriculum Coordinator, Instructional Music

Re:    **BOARD/SUPERINTENDENT COMMENTS**

Mr. Abrams wanted to speak on Item 4.0 (teacher evaluation) that was deleted. It was deleted at the request of some of the members of the Board, and the president in his infinite wisdom went along with that. He did not have a problem with this being deferred until the August meeting, but he wanted to quote something Ms. Signer had said -- "the Board should not do business that way." Mr. Abrams thought that was something worthwhile keeping in mind. In fact, teacher evaluation from previous Board discussions indicated that the full Board would discuss and examine the issue, and not be delegated to a subcommittee of the Board for action. He had read quite a bit about what the Research and Evaluation Subcommittee had done, and he was looking forward to this evening so that the full Board would engage in that conversation to reflect the flavor of the discussion of the body rather than the subcommittee. He hoped that with this item deleted and held until the August 24<sup>th</sup> meeting, that there would be no further action by the Research and Evaluation Subcommittee, as the President and he discussed when this item was deleted. Mr. Abrams simply wanted to make a public comment on that and have the President, in fact, affirm that conversation.

Mr. Felton agreed, as they had discussed, that the teacher evaluation item would be on the agenda at the next meeting. He stated that there were some points to be clarified, and certainly wanted to give the opportunity for comment to our new Superintendent.



Mr. Abrams reiterated that there would be no further action taken by the Research and Evaluation Subcommittee prior to the discussion on the 24<sup>th</sup> on that item.

Mr. Felton indicated that the subcommittee would present the item at the next meeting with their recommendation for a full-Board discussion.

Mrs. Gordon commented that the item was not removed just by the Research and Evaluation Committee. There was a recommendation from the Research and Evaluation Subcommittee with the concurrence of the Superintendent, Deputy Superintendent, the Chief Financial Officer, and the President of MCEA that the item was not ready to come forward to the full Board and needed additional work. She did not know what conversations Mr. Abrams had with the Board President, but they will be ready on the 24<sup>th</sup> given that there is time as has been indicated by staff and Mr. Simon that there will be time to conclude the work that needed to be done. If that work had not been concluded, she did not know whether staff will be ready to bring it forward or not.

Mr. Abrams was glad she mentioned her conversations with Mr. Simon. He would only share with her his conversations with Mr. Simon, who also shared the same concerns that he expressed this evening.

Mrs. Gordon noted that she attended Maryland Board of Education meeting where there was a discussion about the census administration of CTBS/5 norm-referenced test as a new requirement for all systems. This will be a significant change for many of the districts. This was brought to the attention of MABE and MCPS staff. She contacted each and every board president and received some responses. There was a discussion on July 28 at the State Board meeting about the last minute attempt by local boards to “submarine” this change. It was stated that local superintendents had the information, and it was their responsibility to inform local boards regarding the change in policy. When there is a policy change, the State Board has the obligation to inform local boards. She wants the Board to know of the very significant change and impact that this will have on MCPS’ testing program as well as MSPAP. There are budgetary, programmatic, and reporting implications for MCPS.

Mrs. King thanked Dr. Vance for being a great superintendent and a mentor, and she will miss him.

Mr. Burnett commented the the last six months of working with Dr. Vance had been a pleasure. Dr. Vance had guided him in many ways. He looked forward to continuing their friendship.

Ms. Signer reported that she had visited Winston Churchill High School undergoing on site modernization. Board members should visit the school during implementation of this

process. Also, every community who wants an on-site modernization should visit during this process. This is only the beginning and her children were stunned when they saw where they would be attending classes. She thanked Dr. Vance for his years of services as well as his personal kindness shown to her. He had touched the lives of staff, parents, and, especially, the children.

Mrs. O'Neill noted that last week she had attended the County Council's Education Committee recommended unanimously that MCPS accelerate middle school modernizations. There was concern and desire to accelerate all modernizations. The Committee recommended modernizing two middle schools over the course of three years. She appreciated all of Dr. Vance's advice, dedication, and leadership.

Mr. Abrams thanked Dr. Vance for his leadership and looked forward to breakfasts to keep him grounded.

Mrs. Gordon noted that she and Dr. Vance came to Montgomery County at the same time. She knew that he had dedicated his life to the children of Montgomery County. In her interactions with him as area superintendent, deputy superintendent, and superintendent, she appreciated everything he had done, especially the involvement of parents.

Mr. Felton joined his colleagues in thanking Dr. Vance for his tremendous leadership. There is a Vance legacy, and we are proud to share in his vision.

Dr. Vance stated that he did not handle these moments very well. But, if anything, the county, and in particular our school system, is gaining a strong advocate for public education and for all things that are right about Montgomery County and the quality of life. The Brookings Institute report was published, and it gave credibility to what MCPS have been saying for quite some time. The issues and social concerns they raised, were the same that the Board and MCPS had been dealing with for decades. The potential for divisiveness in this megalopolis is as great as the report pointed out. The decisiveness was no longer based on race, but cultural, language and the distribution of wealth. A lot depends on the economic viability and strength of Montgomery County. The school system is a major driver for the future quality of life for our county. He left by punctuating the outstanding work that boards had done dealing with policy issues and management of the school system to make certain that there is a continuation for the drive to be a world class institute. Recently, there was a convocation of fourteen wealthy suburban school systems to discuss and pool resources to deal with the achievement gaps between Blacks and Latinos and White and Asian students. The guest speaker was Dr. Edmund Gordon and the report sounded very familiar. The point was that MCPS was far ahead of that curve. Recently, he reviewed what MCPS was doing in the early primary years, and the progress MCPS had made mathematics and other initiatives. MCPS is not there yet in solving the problems, but it is closer than other school systems. He thanked the Board for

allowing him to be a leader in MCPS.

RESOLUTION NO. 449-99      Re:    **CLOSED SESSION RESOLUTION**

On recommendation of the Superintendent and on motion of Mrs. King seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:

WHEREAS, The Board of Education of Montgomery County is authorized by the *Education Article* and *State Government Article of the Annotated Code of Maryland* to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a portion of its meeting on Tuesday, August 24, 1999, in Room 120 of the Carver Educational Services Center from 9:00 a.m. to 1:30 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*, consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; and to review and adjudicate appeals in its quasi-judicial capacity and to discuss matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

Resolved, That such meetings shall continue in closed session until the completion of business.

Re:    **REPORT OF CLOSED SESSION**

On July 9, 1999, by unanimous vote, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on July 9, 1999, from 7:45 to 8:15 p.m. in Room 120, Carver Educational Services Center, Rockville, Maryland, and reviewed the proposed contract for the new Superintendent of Schools.

On July 13, 1999, by unanimous vote, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on July 13, 1999, from 9:25 to 9:50 a.m. and 12:20 to 2:00 p.m. in Room 120, Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and/or adjudicated the following appeals: 1999-13, 1999-15, 1999-16, 1999-17, 1999-18, 1999-30, and T-1999-5.

2. Discussed and reviewed the Personnel Monthly Report, subsequent to which the vote to approve the report was taken in open session.
3. Reviewed the Superintendent's recommendations for the appointments as coordinator or Alternative Programs, coordinator of Secondary Art, Theater, and Dance, and supervisor of Special Education Services, subsequent to which the vote to approve the appointments were taken in open session.
4. Reviewed the report on EEO cases.
5. Discussed the acquisition of real estate property for a public purpose.
6. Took action on salaries for positions not on salary schedule (Superintendent's staff), salary ranges for Board staff, and salary increments for Board staff.

In attendance at part or all of the above closed sessions were: Steve Abrams, Elizabeth Arons, Larry Bowers, Fran Brennehan, Kermit Burnett, Bea Gordon, Bob Hacker, Marie Heck, Roland Ikheloa, Nancy King, Joe Lavorgna, George Margolies, Patricia O'Neill, Glenda Rose, Laura Sampedro, Steve Seleznow, Mona Signer, Pam Splaine, Mary Helen Smith, and Paul Vance.

RESOLUTION NO. 450-99

Re: **BOARD APPEAL 1999-18**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Decision and Order in Appeal 1999-18, a student suspension matter, reflective of the following vote: Mr. Burnett, Mrs. Gordon, Mrs. King, Mrs. O'Neill, Ms. Sampedro, and Ms. Signer voting in the affirmative; Mr. Abrams and Mr. Felton were absent.

RESOLUTION NO. 451-99

Re: **BOARD APPEAL T-1999-7**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-7, a student transfer matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams, Mr. Burnett, and Mrs. King voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 452-99

Re: **BOARD APPEAL T-1999-9**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-9, a student transfer matter, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 453-99

Re: **BOARD APPEAL T-1999-27**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-27, a student transfer matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams and Mr. Burnett voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 454-99

Re: **BOARD APPEAL T-1999-18**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-18, a student transfer matter, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 455-99

Re: **BOARD APPEAL T-1999-19**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-19, a student transfer matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams and Mr. Burnett voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 456-99

Re: **BOARD APPEAL NEC-1999-16**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal NEC-1999-16, a student assignment matter, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon,

Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 457-99                      Re:    **BOARD APPEAL T-1999-10**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-10, a student transfer matter, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 458-99                      Re:    **BOARD APPEAL T-1999-21**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-21, a student transfer matter, reflective of the following vote: Mrs. Gordon voting to affirm; Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 459-99                      Re:    **BOARD APPEAL T-1999-12**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-12, a student transfer matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, Mrs. King, and Mrs. O'Neill voting to affirm; Mr. Abrams, Mr. Burnett, and Ms. Signer voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 460-99                      Re:    **BOARD APPEAL T-1999-13**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-13, a student transfer matter, reflective of the following vote: Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Ms. Sampedro was absent.

RESOLUTION NO. 461-99

Re: **BOARD APPEAL T-1999-14**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-14, a student transfer matter, reflective of the following vote: Mrs. Gordon and Mrs. King voting to affirm; Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. O'Neill, and Ms. Signer voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 462-99

Re: **BOARD APPEAL T-1999-15**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-15, a student transfer matter, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 463-99

Re: **BOARD APPEAL T-1999-20**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-20, a student transfer matter, reflective of the following vote: Mrs. Gordon and Mrs. O'Neill voting to affirm; Mr. Abrams, Mr. Burnett, Mr. Felton, Mrs. King and Ms. Signer voting to reverse; Ms. Sampedro was absent.

RESOLUTION NO. 464-99

Re: **BOARD APPEAL T-1999-22**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Order in Appeal T-1999-22, a student transfer matter, reflective of the following vote: Mr. Abrams, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams and Mr. Burnett voting to reverse; Ms. Sampedro was absent.

Re: **NETWORK OF COMMUNITY RESOURCES**

On motion of Mr. Felton and seconded by Mr. Butler, the following resolution failed with Mr. Felton voting in the affirmative; Mr. Abrams, Mr. Burnett, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting in the negative:

Resolved, That the Board of Education authorize funding to protect the interests of Montgomery County Public Schools in the development of the system for the Network of Community Resources.

RESOLUTION NO. 465-99      Re: **REVIEW OF POLICY ON MIDDLE SCHOOL EDUCATION**

On motion of Ms. Signer and seconded by Mrs. Gordon, the following resolution was adopted with Mr. Burnett, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting in the affirmative; Mr. Abrams and Mr. Felton voting in the negative:

WHEREAS, Policy IEB, Middle School Education, was adopted by the Board of Education on June 22, 1992; and

WHEREAS, Policy IEB has not been reviewed by the Board of Education; and

WHEREAS, The Maryland State Board of Education shortly will be reviewing the Middle School Task Force Report which it has commissioned; now therefore be it

Resolved, That the Board of Education schedule time before January 1, 2000, to review Policy IEB and the Maryland Middle School Task Force Report.

RESOLUTION NO. 466-99      Re: **Y2K PROGRESS REPORT**

On motion of Mr. Burnett and seconded by Mrs. King, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education ask the Superintendent to provide a status report on the Y2K problem; and be it further

Resolved, That the report include (1) what, where, and how the school system is moving resources to accomplish this task, and (2) a "get well" plan on how the school system intends to get back on schedule.

Re **NEW BUSINESS**

There was no new business.



RESOLUTION NO. 467-99

Re: **ADJOURNMENT**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mrs. King the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education adjourn its meeting of July 28, 1999, at 10:19 p.m.

RESOLUTION NO. 476(a)-99

Re: **CLOSED SESSION**

On motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The Board of Education of Montgomery County is authorized by the *Education Article* and *State Government Article* of the *Annotated Code of Maryland* to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a closed session on July 28, 1999, in Room 120 from 10:20 p.m. to discuss Staff Director's compensation, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That this portion of the meeting continue in closed session until the completion of business.

---

PRESIDENT

---

SECRETARY

PLV:gr

# MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

July 28, 1999

CLOSED SESSION .....	1
APPROVAL OF THE AGENDA .....	2
RECOGNITION OF MCPS' PARTICIPATION IN E-RATE PROGRAM .....	2
UNVEILING OF PORTRAIT OF DR. VANCE .....	2
CONTRACTS FOR MORE THAN \$25,000 .....	2
AWARD OF CONTRACT - JAMES HUBERT BLAKE HIGH SCHOOL ADDITION .....	4
AWARD OF CONTRACTS - THOMAS S. WOOTTON HIGH SCHOOL .....	5
AWARD OF CONTRACT - STADIUM LIGHTING AT JOHN F. KENNEDY HIGH SCHOOL .....	6
AWARD OF CONTRACTS - AIR-CONDITIONING EQUIPMENT INSTALLATION AT VARIOUS SCHOOLS ....	7
AWARD OF CONTRACT - WINSTON CHURCHILL HIGH SCHOOL .....	8
ARCHITECTURAL APPOINTMENT - FEASIBILITY STUDY FOR FIRE MARSHAL INSPECTIONS AT EXISTING FACILITIES .....	9
CHEVY CHASE ELEMENTARY SCHOOL - NON-COUNTY FUNDING FOR ARCHITECTURAL IMPROVEMENTS .....	9
CHANGE ORDERS OVER \$25,000 .....	10
REDUCTION OF RETAINAGE - NORTH BETHESDA MIDDLE SCHOOL .....	11
REDUCTION OF RETAINAGE - ROCK VIEW ELEMENTARY SCHOOL .....	12
REDUCTION OF RETAINAGE - WALT WHITMAN HIGH SCHOOL .....	12
GRANT OF STORM WATER MANAGEMENT EASEMENT AT RICHARD MONTGOMERY HIGH SCHOOL ..	13
LEASE FOR OFFICE SPACE AT METRO PARK NORTH .....	14
LEASE RENEWAL FOR ROLLINGWOOD CENTER .....	14
UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS FOR THE PROVISIONAL TEACHER SUPPORT PROGRAM .....	15
UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS FOR THE TECHNOLOGY LITERACY CHALLENGE GRANT .....	15
UTILIZATION OF FY 2000 FUTURE SUPPORTED PROJECT FUNDS AND CATEGORICAL TRANSFER WITH THE TITLE VI INNOVATIVE EDUCATION PROGRAM STRATEGIES PROGRAM .....	16
RECOMMENDATION TO SUBMIT AN FY 2000 GRANT PROPOSAL TO THE NATIONAL SCIENCE FOUNDATION FOR THE TEACHER ENHANCEMENT PROGRAM OF THE NATIONAL SCIENCE FOUNDATION ..	17

**TUITION FOR NON-RESIDENT PUPILS FOR FY 2000 . . . . . 20**

**APPOINTMENT OF MONTGOMERY COUNTY PUBLIC SCHOOLS EMPLOYEES' RETIREMENT AND  
PENSION SYSTEM INVESTMENT TRUSTEE . . . . . 23**

**PERSONNEL APPOINTMENTS . . . . . 23**

**BOARD/SUPERINTENDENT COMMENTS . . . . . 25**

**CLOSED SESSION RESOLUTION . . . . . 27**

**REPORT OF CLOSED SESSION . . . . . 28**

**BOARD APPEALS . . . . . 29**

**NETWORK OF COMMUNITY RESOURCES . . . . . 32**

**REVIEW OF POLICY ON MIDDLE SCHOOL EDUCATION . . . . . 33**

**Y2K PROGRESS REPORT . . . . . 33**

**ADJOURNMENT . . . . . 33**

**CLOSED SESSION RESOLUTION . . . . . 34**