

APPROVED
18-2005

Rockville, Maryland
June 27, 2005

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Monday, June 27, 2005, at 7:40 p.m.

Present: Mrs. Patricia B. O'Neill, President
 in the Chair
 Ms. Sharon W. Cox
 Ms. Valerie Ervin
 Dr. Charles Haughey
 Mrs. Nancy Navarro
 Mr. Gabriel Romero
 Mr. Sagar Sanghvi, Student Board Member
 Mr. Sebastian Johnson, Student Board Member-Elect
 Dr. Jerry Weast, Secretary/Treasurer

Absent: Mr. Steve Abrams

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

RESOLUTION NO. 318-05 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the Superintendent and on motion of Ms. Cox seconded by Mr. Romero, 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 June 27, 2005, in Room 120 from 6:30 to 7:30 p.m. to discuss the Human Resources Appointments, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County 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 sessions on June 27, 2005, 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 this portion of the meeting continue in closed session until the completion of business.

RESOLUTION NO. 319-05 Re: AN AMENDMENT TO THE AGENDA

On motion of Dr. Haughey and seconded by Mr. Sanghvi, the following amendment was adopted unanimously by members present:

Resolved, That the Board of Education amend its agenda to add the *Settlement of Health Education Curriculum Lawsuit*, and that this item should be placed before Public Comments.

RESOLUTION NO. 320-05 Re: APPROVAL OF THE AGENDA

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

Resolved, That the Board of Education approve its agenda for June 27, 2005, as amended.

Re: RECOGNITION OF MCPS – UNIVERSITY PARTNERSHIPS

The Board of Education recognized the universities in partnership with Montgomery County Public Schools.

RESOLUTION NO. 321-05 Re: RECOGNITION OF THE ASIAN AMERICAN EDUCATION ASSOCIATION SCHOLARSHIP RECIPIENTS

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

WHEREAS, The Asian American Education Association has awarded two \$1,000 scholarships to Montgomery County Public Schools students committed to becoming future educators; and

WHEREAS, The Asian American Education Association promotes and values future educators from a diverse heritage; and

WHEREAS, Montgomery County recognizes and celebrates the contributions of Asian American students to our county, our state, and our country; and

WHEREAS, The Montgomery County Board of Education is proud that Montgomery County Public Schools continues to recognize the achievements of Asian American students; now therefore be it

Resolved, That, on behalf of the superintendent, staff, students, and parents of the

Montgomery County Public Schools, the members of the Board of Education congratulate the recipients of this year's Asian American Education Association scholarship awards.

RESOLUTION NO. 322-05 Re: **SETTLEMENT OF HEALTH EDUCATION CURRICULUM LAWSUIT**

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

WHEREAS, On May 5, 2005, in Citizens for a Responsible Curriculum v. Montgomery County Public Schools, Civil Action No. AW-05-1194 (D. Md.) (the "Lawsuit"), the United States District Court for the District of Maryland issued a temporary restraining order enjoining the Montgomery County Public Schools (MCPS), the Board of Education, and the superintendent from implementing a pilot program in six schools that would have modified the Health Education curriculum for Grade 8 and Grade 10; and

WHEREAS, On May 23, 2005, the Board, among other actions, withdrew the challenged curriculum revisions and associated resource materials and instructed the superintendent of schools to develop new revisions for approval by the Board; and

WHEREAS, It is in the best interests of MCPS and its students to resolve the Lawsuit on mutually agreeable terms; and

WHEREAS, The terms of the settlement agreement (the " Agreement") are reasonable and will achieve the desired goal of resolving the Lawsuit without further costly litigation and without compromising the sole right and responsibility of MCPS to determine the content of all curriculum, instructional materials, and associated resource materials, including curriculum that addresses the topic of sexual orientation; and

WHEREAS, The plaintiffs in the lawsuit have agreed to and executed the Agreement; now therefore be it

Resolved, That the Board of Education hereby approve the terms of the Agreement and authorize the President of the Board of Education and the superintendent of schools to execute the Agreement.

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

- | | <u>Person</u> | <u>Topic</u> |
|----|---------------|------------------------|
| 1. | John Garza | Family Life Litigation |

2. Jason Tseng Health Curriculum
3. Karen Troccoli Protect Yourself Video
4. Jeff Rezmovic Proposed Health Curriculum
5. Christine Grewell Health Curriculum
6. Alexander Kovalchuk Health Curriculum
7. Matilda Young Sex Education Curriculum
8. Henrietta Brown Health Curriculum
9. Jordan Barker Health Curriculum
10. Letitia Hall Family Life & Human Development
11. Joyce Pratt Sex Education Curriculum
12. Ruth Jacobs Sex Education Curriculum
13. Sandi Mohr Health Curriculum
14. Andrew Bennett Health Curriculum

Re: **BOARD/SUPERINTENDENT COMMENTS**

Dr. Weast said he attended a joint conference with all MCPS administrators. He was pleased with this extremely productive meeting, which explored ideas for smooth transitions from elementary to secondary schools. Also, he congratulated Walter Johnson High School as winner of the Regional Academic Super Bowl Championship.

Ms. Cox reported that Mrs. O'Neill and she attended the Maryland Association of Boards of Education's Summer Leadership Conference. There were two presentations on staff development and the use of data in decision making.

Mr. Sanghvi stated that this was his last official meeting, and he commented that the past two years were both educational and enjoyable. He thanked the Board, Board staff, and the community for their help.

Mr. Romero thanked the community for its public comments on the health curriculum. He was pleased that the school system was moving forward with the education of children.

Mrs. Navarro reminded the parents and children that they should keep reading and building their skills during the summer. She thanked the community for its support, and she assured them that the Board was listening to their concerns.

Mrs. O'Neill commented that the officers have met to review the process for reconstitution of the Advisory Committee on Family Life and Human Development. It is their intention to bring a resolution to the Board on July 6, 2005.

RESOLUTION NO. 323-05 Re: **AWARD OF CONTRACT – WATKINS MILL ELEMENTARY SCHOOL**

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

WHEREAS, The following sealed bids were received on May 19, 2005, for the Watkins Mill Elementary School addition project:

<u>Bidder</u>	<u>Amount</u>
Keller Brothers, Inc.	\$8,635,000
Dynasty Construction, Inc.	8,741,200
Tuckman-Barbee Construction Company, Inc.	8,907,610
Phillips Way, Inc.	8,997,300

and

WHEREAS, Keller Brothers, Inc., has submitted 8.4-percent Maryland Department of Transportation-certified Minority Business Enterprise (MBE) participation, of which 8.2 percent is female and 0.2 percent is Asian; and

WHEREAS, Keller Brothers, Inc., has submitted a waiver for the balance of the MBE participation; and

WHEREAS, Department of Facilities Management staff has reviewed and certified that the waiver meets the contract requirements and recommends waiving the remaining balance of the MBE requirements; and

WHEREAS, Keller Brothers, Inc., has completed similar work successfully for the Montgomery County Public Schools; and

WHEREAS, The low bid exceeds the project estimate because of rising construction prices that were not anticipated when the FY2005–2010 Capital Improvements Plan was developed; and

WHEREAS, The County Council as part of the FY 2006 Capital Budget approval process recognized that construction prices have risen beyond projected estimates and allocated funds in the Capital Reserve to cover overages for school projects scheduled to start construction in FY 2006; now therefore be it

Resolved, That an \$8,635,000 contract be awarded to Keller Brothers, Inc., for the Watkins Mill Elementary School addition project, in accordance with drawings and specifications prepared by Cho Benn Hoback + Associates; and be it further

Resolved, That an FY 2006 Capital Budget special appropriation be requested in the amount of \$497,000 to cover higher-than-anticipated construction prices for the Watkins Mill Elementary School addition project; and be it further

Resolved, That the county executive be requested to recommend approval of the special appropriation to the County Council.

RESOLUTION NO. 324-05 Re: **AWARD OF CONTRACT – RELOCATABLE CLASSROOMS FOR VARIOUS SCHOOLS**

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

WHEREAS, Proposals were received from Cottonwood Construction, Inc.; EMH Environmental, Inc.; Cynthia M. Hastings, Inc.; J & L Services, Inc.; and U. S. Modular Group East, Inc., on June 9, 2005, for construction services needed to move and install relocatable classrooms in FY 2006; and

WHEREAS, Proposals for the work to move and install relocatable classrooms in FY 2006 will be solicited from the five contractors as the architectural plans are completed for each group of placements with the lowest cost proposal being utilized; and

WHEREAS, The five contractors proposed for these services have satisfactorily completed numerous relocatable placements for the Montgomery County Public Schools and other jurisdictions; now therefore be it

Resolved, That the Department of Facilities Management be authorized to solicit proposals for the movement and installation of relocatable classrooms utilizing Cottonwood Construction, Inc.; EMH Environmental, Inc.; Cynthia M. Hastings, Inc.; J & L Services, Inc.; and U. S. Modular Group East, Inc., for a period of one year; and be it further

Resolved, That the Department of Facilities Management be authorized to proceed with the work proposal from the contractor that submits the lowest bid for the specific placements.

RESOLUTION NO. 325-05 Re: **CHANGE ORDER EXCEEDING \$100,000 FOR GAITHERSBURG ELEMENTARY SCHOOL**

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

WHEREAS, Two existing boilers at Gaithersburg Elementary School have exceeded their life expectancy and need to be replaced; and

WHEREAS, The contractor for the addition that is currently under way at Gaithersburg Elementary School has submitted a cost proposal to replace the existing boilers; and

WHEREAS, The project architect and Department of Facilities Management staff have reviewed the proposal and feel it is cost effective to do this work as part of the current construction project; now therefore be it

Resolved, That the Board of Education approve a change order to the contract with Dynasty Construction, Inc., in the amount of \$163,610 for the replacement of two boilers at Gaithersburg Elementary School.

RESOLUTION NO. 326-05 Re: **CONSULTANT APPOINTMENTS – ENGINEERING SERVICES FOR IMPROVED VEHICULAR ACCESS AT VARIOUS SCHOOL SITES**

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

WHEREAS, Funds are appropriated annually in the Capital Improvements Program to improve vehicular access at various school sites, both on a systematic basis and as individual needs become known; and

WHEREAS, Adtek Engineers, Inc., and A. Morton Thomas, Inc., are currently under contract to perform consulting work for improved vehicular access projects and have agreed to continue to provide these engineering services at the FY 2004 negotiated rates; and

WHEREAS, Adtek Engineers, Inc., is a Maryland Department of Transportation-certified minority firm; and

WHEREAS, It is cost effective to have more than two firms available to provide consulting services for improved vehicular access projects, and

WHEREAS, A consultant selection committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, selected Macris, Hendricks, and Glascock, P.A., and Whitney, Bailey, Cox, Magnani, LLP, to supplement the two current firms as needed; now therefore be it

Resolved, That the Montgomery County Board of Education extend the contractual agreements with the engineering firms of Adtek Engineers, Inc., and A. Morton Thomas, Inc., and appoint Macris, Hendricks, and Glascock, P.A., and Whitney, Bailey, Cox, Magnani, LLP, for a period of one year, to provide professional engineering services for improved vehicular

access at various school sites as needs arise, with fees to be negotiated on an individual project basis.

**RESOLUTION NO. 327-05 Re: ARCHITECTURAL APPOINTMENT – FIELDS ROAD
ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Fields Road Elementary School addition project, which includes an addition of approximately 27,000 square feet of the building, renovation of approximately 22,000 square feet of the existing building, and various site improvements; and

WHEREAS, The preliminary construction cost estimate for this work is approximately \$8,000,000; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, selected Proffitt & Associates Architects to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff has negotiated a fee for architectural services that includes three consultants who are minority firms; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Proffitt & Associates Architects to provide professional architectural and engineering services for the Fields Road Elementary School addition project for a fee of \$592,394.

**RESOLUTION NO. 328-05 Re: ARCHITECTURAL APPOINTMENT – ALBERT EINSTEIN
HIGH SCHOOL SIGNATURE PROGRAM**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Albert Einstein High School Signature Program project, which includes an addition of approximately 10,000 square feet of the building; and

WHEREAS, The preliminary construction cost estimate for this work is approximately \$2,500,000; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, selected Grimm + Parker Architects, P.C., to provide the necessary professional architectural and engineering services; and

WHEREAS, Grimm + Parker Architects, P.C., was the architect for the modernization of the existing school; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Grimm + Parker Architects, P.C., to provide professional architectural and engineering services for the Albert Einstein High School Signature Program addition project for a fee of \$213,230.

RESOLUTION NO. 329-05 Re: **G R A N T O F R I G H T - O F - W A Y A T
CLARKSBURG/DAMASCUS ELEMENTARY SCHOOL #7**

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

WHEREAS, The Washington Suburban Sanitary Commission (WSSC) has requested a grant of right-of-way at Clarksburg/Damascus Elementary School #7, located at 23930 Burdette Forest Road in Clarksburg; and

WHEREAS, The proposed grant of right-of-way, configured in two parcels totaling 901 square feet, is necessary for the installation, construction, and maintenance of water mains, sanitary sewers, and appurtenances to serve the school; and

WHEREAS, All construction, future maintenance, and liability for damages or injury will be undertaken by WSSC at no cost to the Board of Education; and

WHEREAS, The proposed right-of-way will not affect any land that could be used for school programming and recreational activities; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a grant of right-of-way of 901 square feet to the Washington Suburban Sanitary Commission at Clarksburg/Damascus Elementary School #7.

RESOLUTION NO. 330-05 Re: **UTILIZATION OF THE FY 2005 PROVISION FOR
FUTURE SUPPORTED PROJECT FUNDS**

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

WHEREAS, The grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 15-631, approved May 27, 2004; and

WHEREAS, The projects do not require any present or future county funds; and

WHEREAS, Sufficient appropriation is available, within the FY 2005 Provision for Future Supported Projects, to permit the transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, within the FY 2005 Provision for Future Supported Projects, as specified below:

<u>Projects</u>	<u>Amount</u>
Quality Teacher Incentive Program	\$ 1,390,000
Title II – Class Size Reduction	<u>95,731</u>
Total	<u>\$ 1,485,731</u>

and be it further

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

RESOLUTION NO. 331-05 Re: UTILIZATION OF THE FY 2006 PROVISION FOR FUTURE SUPPORTED PROJECT FUNDS

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

WHEREAS, The grant qualifies for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 15-1016, approved May 27, 2005; and

WHEREAS, The project does not require any present or future county funds; and

WHEREAS, Sufficient appropriation is available, within the FY 2006 Provision for Future Supported Projects, to permit the transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, within the FY 2006 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Positions</u>	<u>Amount</u>
21 st Century Community Learning Centers	<u>1.5*</u>	<u>\$ 600,000</u>
Total	<u>1.5*</u>	<u>\$ 600,000</u>

Positions

*1.0 project specialist, 0.5 secretary

and be it further

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

RESOLUTION NO. 332-05 Re: HUMAN RESOURCES APPOINTMENT

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Paula Howland	Supervisor, Nonpublic Office Special Education, PGCPs	Supervisor, Placement and Assessment Services Unit

RESOLUTION NO. 333-05 Re: HUMAN RESOURCES APPOINTMENT

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Sherry Liebes	Principal, College Gardens ES	Director of School Performance

RESOLUTION NO. 334-05 Re: HUMAN RESOURCES APPOINTMENT

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Debra Munk	Principal, Middletown HS, Middletown, MD	Principal, Rockville HS

RESOLUTION NO. 335-05 Re: **HUMAN RESOURCES APPOINTMENT**

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Eileen Macfarlene	Principal, Dr. Charles R. Drew ES	Principal, Ronald McNair ES

Re: **STRATEGIC PLAN – OUR CALL TO ACTION:
PURSUIT OF EXCELLENCE**

Dr. Weast invited the following people to the table: Mr. Larry A. Bowers, chief operating officer; Dr. Michael Perich, coordinator, Systemwide Continuous Improvement; Ms. Wanda Carroll, principal, Waters Landing Elementary School; Mr. William Gregory, principal, Martin Luther King Middle School; and Ms. Suzanne Maxey, principal, Seneca Valley

The *Our Call to Action: Pursuit of Excellence* —The Strategic Plan for the Montgomery County Public Schools, has been revised to guide the work of schools and offices for the next three years and to help achieve visionary goals through a detailed system of strategies, initiatives, and implementation schedules. The plan's Guiding Tenets include the Board of Education's goals and academic priorities; the vision, mission, and core values of the school system; and the critical questions that guide the school system's work. The plan reinforces the initiatives that have been implemented since the Board adopted *Our Call to Action* in November 1999.

The revision of *Our Call to Action: Pursuit of Excellence* reflects ongoing stakeholder involvement and feedback during FY 2005. The revision also reflects final Board action on the FY 2006 Operating Budget. The revised plan documents and focuses on the priorities of the Board and the school system for the next several years. The proposed revisions further strengthen and align the plan. The revisions to *Our Call to Action: Pursuit of Excellence* were reviewed with members of the Strategic Planning Subcommittee on June 1, 2005.

The next step in the strategic planning process is the development of targets for each of the data points contained in the strategic plan. The feedback reports from the Baldrige National

Quality Award and the United States Senate Productivity and Maryland Quality Award indicated that this was an opportunity for improvement in MCPS. Over the last several months, staff has been working on identifying targets. The challenge is to establish realistic targets for MCPS and each school that address the needs of a diverse population and at the same time increase expectations for student achievement. The Executive Leadership Team has been reviewing the preliminary targets and will keep the Board informed.

Our Call to Action: Pursuit of Excellence is a “living” document. It continues to guide the work being done in MCPS on a daily basis. The plan will be changed continually as it is determined what is working, what is not working, and what is needed to improve results. The plan guides staff throughout the school system in its work with schools, parents, and the community. By approving the revisions to *Our Call to Action: Pursuit of Excellence*, the Board continues the effort to improve the instructional program in every school.

Re: **DISCUSSION**

Ms. Ervin wanted to know about data and process. How does it help staff stay creative? Does it help or hinder? Ms. Carroll replied that data keeps staff on task, and they are able to respond to any trend more quickly. Therefore, each month staff assesses the data to modify the instruction of a child whether that is intervention or acceleration.

Ms. Ervin asked how the parents are engaged in this process. Ms. Carroll explained that parents are invited to staff meetings that represent each grade level. Parents are part of the training plan as well.

Ms. Cox stated that parents also are engaged through the student’s data notebooks where students set their own goals and identify achievement of those goals. Parents are strongly encouraged to comment in these notebooks.

Mrs. Navarro noted that excellent schools start with excellent principals, and she wanted to know how tools and processes can help principals who might not have those core values that lead to excellence. Dr. Weast replied that there are two processes – training and collaboration with the unions.

Mr. Romero asked about the effectiveness of the graphic tools. Ms. Carroll stated that the tool has been used by other principals, and it demonstrates where there are gaps. Mr. Perich added that during training, principals develop action plans for their schools. Quality tools are used to encourage process thinking and decision making. These are even used with students, and there are lotus diagrams and force field analysis. It is process thinking that will help staff/children throughout their lives.

Mr. Romero asked about the assessment of the double period. How does a principal make a judgment on whether it is working or not? How much time is given to a plan/action before an assessment can be made? Ms. Maxey replied that a judgment is made on whether there is student achievement and motivation.

Ms. Cox thought the presentation demonstrated the high quality of principals in the school system. She was pleased to see that the strategic plan was driving instruction in schools. At the beginning of the strategic plan, she pointed out that in the letter there was a sentence stating that the significantly more diverse enrollment has presented many tough academic challenges as schools try to overcome a national problem of disparity in student achievement by race and ethnicity. She was concerned that the sentence made it appear that the problem was the students. She preferred to have the sentence state that the school system was working to better serve a significantly more diverse enrollment and combat in schools a nationwide disparity in student achievement by race and ethnicity.

Ms. Cox noticed the reference to staff development. What will the Board see in the plans and goals at budget time? Will there be a reference to staff development goals for all areas? Is it embedded in the planning? Mr. Bowers replied that there are components for each area, and there are different objectives and measures for staff development and professional growth. Ms. Cox thought the focus was on classroom personnel, and she did not see the reference to central office staff.

Ms. Cox noted that last year the instructional management system provided information to parents and the community as well as staff. However, this year's version is deleting the reference to parents and the community or the parents' ability to monitor student achievement. Mr. Bowers replied that a major component this year will be to communicate with parents.

Ms. Cox noted that the data warehouse will report intuitive results, and she asked that other language be used to define that statement. Furthermore, she thought it would be helpful to have a Board worksession and action session to review the elements of the plan.

Dr. Haughey thought it was refreshing to hear about progress across the three levels in a cluster. As the strategic plan is further developed, there is increased interest in the community on the performance indicators. Will the public have an opportunity to discuss these measures in the upcoming forums? Mr. Bowers replied that the forums will focus on the break-out sessions and discuss what components of the plan are working or not working.

Mrs. O'Neill asked how the community can get a copy of the strategic plan. Mr. Bowers replied that copies will be sent to the schools and community leaders. The plan also is available on the Web.

Mr. Romero asked about the timelines for attainment of the goals. Mr. Bowers replied that staff is looking at 2009 to attain the different measures. However, that will be a stretch for many of them, especially middle school reform. Dr. Weast added that the document helps allocate resources and time for high quality continuity.

RESOLUTION NO. 336-05 Re: **STRATEGIC PLAN – OUR CALL TO ACTION: PURSUIT OF EXCELLENCE**

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Ms. Cox, the following resolution was adopted unanimously by members present:

WHEREAS, The revisions to *Our Call to Action: Pursuit of Excellence* continues our effort to improve the instructional program in every school; now therefore be it

Resolved, That the revisions to *Our Call to Action: Pursuit of Excellence* be approved.

RESOLUTION NO. 337-05 Re: **CLOSED SESSION RESOLUTION**

On recommendation of the Superintendent and on motion of Mr. Sanghvi seconded by Ms. Cox, 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 closed sessions on Wednesday, July 6, 2005, in Room 120 of the Carver Educational Services Center to meet from 9:00 to 10:00 a.m. and 12:00 to 2:00 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*; review and adjudicate appeals in its quasi-judicial capacity; and 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.

RESOLUTION NO. 338-05 Re: **REPORT OF CLOSED SESSION**

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

On June 14, 2005, by unanimous vote of members present, the Board of Education voted to conduct closed sessions 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 June 14, 2005, from 8:40 to 9:55 a.m. and 1:15 to 2:30 p.m., in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and considered the following appeals in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): 2005-6, 2005-10, 2005-11, and T-2005-2.
2. Discussed the Human Resources Monthly Report and Appointments with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
3. Considered the acquisition of real property for a public purpose and matters directly related thereto, as permitted under Section 10-508(a)(3) of the *State Government Article* and Section 4-107(d) of the *Education Article*.
4. Discussed collective bargaining negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article* and Section 4-107(d)(2)(ii) of the *Education Article*.
5. Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
6. Discussed matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed sessions were: Steve Abrams, Aggie Alvez, Steve Bedford, Larry Bowers, Judy Bresler, Patrick Clancy, Sharon Cox, Brian Edwards, Valerie Ervin, Jonathan Franklin, Charles Haughey, Richard Hawes, Roland Ikheloa, Sebastian Johnson, Don Kress, Frieda Lacey, Jody Leleck, George Margolies, Nancy Navarro, Pat O'Neill, Brian Porter, John Q. Porter, Lori Rogovin, Gabe Romero, Glenda Rose, Sagar Sanghvi, Maree Sneed, Frank Stetson, Matt Tronzano, Janice Turpin, Jerry Weast, and Carey Wright.

RESOLUTION NO. 339(a)-05 Re: **APPEAL 2005-6**

On motion of Dr. Haughey and seconded by Mr. Sanghvi, the following resolution was adopted unanimously:

Resolved, That the Board of Education adopt its Decision and Order in Appeal 2005-6, student expulsion, reflective of the following vote: Mr. Abrams, Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, Mr. Romero, and Mr. Sanghvi voting to affirm.

RESOLUTION NO. 339(b)-05 Re: APPEAL T-2005-5

On motion of Dr. Haughey and seconded by Mr. Sanghvi, the following resolution was adopted unanimously:

Resolved, That the Board of Education adopt its Order in Appeal T-2005-5, student transfer, reflective of the following vote: Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, Mr. Romero, and Mr. Sanghvi voting to affirm; Mr. Abrams was absent when this appeal was adjudicated.

RESOLUTION NO. 339(c)-05 Re: APPEAL T-2005-6

On motion of Dr. Haughey and seconded by Mr. Sanghvi, the following resolution was adopted unanimously:

Resolved, That the Board of Education adopt its Order in Appeal T-2005-6, student transfer, reflective of the following vote: Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, Mr. Romero, and Mr. Sanghvi voting to affirm; Mr. Abrams was absent when this appeal was adjudicated.

RESOLUTION NO. 339(d)-05 Re: APPEAL T-2005-8

On motion of Dr. Haughey and seconded by Mr. Sanghvi, the following resolution was adopted unanimously:

Resolved, That the Board of Education adopt its Order in Appeal T-2005-8, student transfer, reflective of the following vote: Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, and Mr. Romero voting to affirm; Mr. Sanghvi voting to reverse; Mr. Abrams was absent when this appeal was adjudicated.

Re: MIDDLE SCHOOL REFORM

On June 14, 2005, Mr. Abrams moved and Ms. Cox seconded the following:

Resolved, That the Board of Education amend the Strategic Plan to include a timeline for implementation of middle school reform; and that timeline to be a five-year plan to facilitate that reform, including a reconstitution of magnet programs with a single propose.

Re: MIDDLE SCHOOL REFORM

On motion of Ms. Cox and seconded by Mr. Sanghvi, the following substitute motion was placed on the table:

Resolved, That the Strategic Planning Committee, with the superintendent and appropriate staff, review and commend for the Board's consideration in amending the strategic plan:

- Outcomes against which the success of middle school reform can be measured
- Strategies and/or initiatives to help MCPS achieve those outcomes
- A timeline for implementation of identified strategies
- Budget implications of identified strategies
- A chronology for achievement of identified outcomes over the next five years
- Implications of successful reform for delivery of middle school programs for special populations (e.g., highly gifted, special education, ELL)

Re: **DISCUSSION**

Mr. Romero asked a point of order since Mr. Abrams was absent and whether the substitute motion should be treated as a new motion. The Board agreed that the substitute motion was in order.

Dr. Haughey recalled that the Board had asked the superintendent to develop a plan for the Board's consideration. He believed that there was an urgent need to upgrade the middle school program, and he did not want the responsibility vectored into a committee.

Mrs. O'Neill stated that she could not support the original motion. There has just been a middle school audit, and there is a middle school workgroup. Also, the strategic plan has a strong middle school element for reform. She was more comfortable with the substitute motion, but she was not sure there was a need for either.

Mr. Romero asked if this is what the system is doing with the strategic plan. Should the Board be looking for all the *bullets* for all initiatives not just the middle school reform? Ms. Cox explained that the motion did not suggest that the items be included in an amendment, but they should be considered when amending the plan.

Mrs. Navarro concurred with Mrs. O'Neill's assessment, and she could support the substitute motion since those were items the Board would have to evaluate.

Re: **AMENDMENT TO THE SUBSTITUTE MOTION**

On motion of Dr. Haughey and seconded by Mrs. O'Neill, the following amendment failed with Dr. Haughey voting in the affirmative; Ms. Cox, Ms. Ervin, Mrs. Navarro, Mrs. O'Neill, Mr. Romero, and Mr. Sanghvi voting in the negative:

Resolved, That the Board of Education strike *Strategic Planning Committee* from the motion.

RESOLUTION NO. 340-05 Re: **MIDDLE SCHOOL REFORM**

On motion of Ms. Cox and seconded by Mr. Sanghvi, the following substitute motion was adopted unanimously by members present:

Resolved, That the Strategic Planning Committee, with the superintendent and appropriate staff, review and commend for the Board's consideration in amending the strategic plan:

- Outcomes against which the success of middle school reform can be measured
- Strategies and/or initiatives to help MCPS achieve those outcomes
- A timeline for implementation of identified strategies
- Budget implications of identified strategies
- A chronology for achievement of identified outcomes over the next five years
- Implications of successful reform for delivery of middle school programs for special populations (e.g., highly gifted, special education, ELL)

Re: **NEW BUSINESS**

1. Ms. Cox moved and Dr. Haughey seconded the following resolution:

At the annual conference of the Maryland Association of Boards of Education (MABE) in October, members may make changes to and adopt new Continuing Resolutions and Beliefs & Policies. During the spring prior to the conference, MABE sends each member Board a request for new and amended Resolutions and Beliefs & Policies. Any resolution submitted by a member Board by July 15 will automatically be reviewed by the Resolutions Committee for its recommendation and then forwarded to the full MABE membership for consideration at the general business meeting at the conference. The content of this resolution is consistent with the Board's legislative platform and past actions on early childhood education.

Accordingly, the following resolution is offered for the Board's consideration:

WHEREAS, The Montgomery County Board of Education recognizes the importance of early childhood education and has made the development, expansion, and delivery of a literacy-based prekindergarten to Grade 2 initiative an academic priority; and

WHEREAS, State school readiness results show that children with formal child-care experiences prior to entering kindergarten show higher levels of school readiness than children without formal child care; and

WHEREAS, The legislative platform of the Board of Education expresses the Board's support of state funding of innovative public early childhood programs that demonstrate the ability to support and enhance children's readiness to learn and succeed in school; and

WHEREAS, The Maryland Association of Boards of Education (MABE) conference in October 2005 offers an opportunity for consideration and adoption of a resolution in support of early childhood education; now therefore be it

Resolved, That the Board of Education support the resolution and forward it to the MABE Resolutions Committee for consideration at the 2005 MABE conference in Ocean City.

Proposed Resolution on Early Childhood Education

WHEREAS, The Maryland Association of Boards of Education (MABE) serves as the voice of the public in public education and has demonstrated its commitment to the achievement of all students served by local boards of education; and

WHEREAS, Decades of research have revealed that quality child-care arrangements have a positive impact on children's development, well-being, and academic potential; and

WHEREAS, State school readiness research shows that children with formal child-care experiences prior to entering kindergarten show higher levels of school readiness than children without formal child care; and

WHEREAS, Many families across Maryland cannot afford formal child-care arrangements and funding for child-care subsidies is inadequate; and

WHEREAS, Support of early childhood initiatives that enhance the pre-school teaching skills, credentials, and professional development opportunities of child-care providers and other early childhood professionals can ensure that participating children will have a meaningful opportunity to come to school ready to learn; and

WHEREAS, Support for a state investment in high quality early childhood education strengthens the opportunity for coordination between early childhood programs and the schools; and

WHEREAS, MABE is already on record in support of adequate funding for mandated targeted pre-kindergarten programs for at-risk children, quality child development programs, and before- and after-school programs; now therefore be it

Resolved, That the Maryland Association of Boards of Education support statewide initiatives that provide funding for and access to high quality child care and early childhood programs that are aligned with their local school systems' learning standards and goals.

2. Ms. Cox moved and Mr. Sanghvi seconded the following resolution:

WHEREAS, Reliable data on an indicator such as loss of credit is important to our ability to gauge the effect of reform initiatives; and

WHEREAS, The Policy Committee was briefed on the variety of practices followed in schools for determining loss of credit; and

WHEREAS, Consistency in loss of credit procedures among schools would increase the value of system-wide data; now therefore be it

Resolved, That the Superintendent review current regulations and practices for determining loss of credit among schools and develop strategies and a timeline for creating greater consistency in loss of credit procedures among schools.

RESOLUTION NO. 341-05 Re: **ADJOURNMENT**

On recommendation of the Superintendent and on motion of the following resolution was adopted unanimously:

Resolved, That the Board of Education adjourn its meeting of June 27, 2005, at 10:30 p.m.

PRESIDENT

SECRETARY

JDW:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

June 27, 2005

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