

APPROVED
20-2005

Rockville, Maryland
July 6, 2005

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Wednesday, July 6, 2005, at 10:05 a.m.

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

Absent: None

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

**Ms. Ervin and Mr. Romero were not present at the beginning of the meeting.

RESOLUTION NO. 344-05 Re: **RESOLUTION FOR CLOSED SESSIONS**

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 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 July 6, 2005, in Room 120 from 9:00 to 10:00 a.m. and 12:00 to 2:00 p.m. to discuss the Human Resources Monthly Report and Appointments, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education consider 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*; 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 July 6, 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. 345-05 Re: APPROVAL OF THE AGENDA

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

Resolved, That the Board of Education approve its agenda for July 6, 2005.

Re: PUBLIC COMMENTS

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Richard Cohen	Citizens Advisory Committee
2.	Gavin Brenman	Advisory Committee
3.	Michael Fishback	Advisory Committee
4.	Christine Grewell	Advisory Committee
5.	Madeliene Greenwald	Advisory Committee
6.	Isabel Estrada	Advisory Committee
7.	Ariana Kelly	Citizens Advisory Committee
8.	Steve Schaal	Sex Education Curriculum
9.	Michelle Turner	Sex Education Curriculum
10.	Jill Bonds	Curriculum
11.	Ruth Jacobs	Revised Curriculum
12.	Glenn Northern	Curriculum
13.	Christine Spencer-Grier	Curriculum

Re: BOARD/SUPERINTENDENT COMMENTS

Dr. Weast commented that educational facilities officer P.J. Gregory and crossing guard Patricia Ford are this year's recipients of the Lieutenant John M. Queen Award. The award recognizes members of the county law enforcement community for their dedicated service to MCPS during the school year. The Queen Award was initiated in July 2003 to honor Montgomery County Police Lieutenant John Queen.

Dr. Weast reported that Kensington Parkwood Elementary School, an arts integration model

school, has been selected to receive the 2005 New and Emerging School Award. The award from the International Network of Schools for the Advancement of Arts Education will be presented in October at the organization's annual conference. The award recognizes schools that exemplify solid planning and well-defined goals in implementing lessons that integrate the arts throughout the curriculum. The school has partnered with a number of arts organizations, including the Kennedy Center, Metropolitan Opera Guild, Baltimore Symphony, Imagination Stage, and Maryland Artist Teacher Institute, as well as many artists-in-residence.

Mr. Abrams commented that at the last meeting the Board had approved a settlement regarding the health curriculum. He wanted the report to reflect that he had been in counsel with attorneys and agreed with the terms of the settlement. Second, the Board had never taken a position on the venues for graduations. The superintendent took action in response to a complaint about the Jericho City of Praise facility. However, there is substantial confusion on the legality of various venues for graduations. Based on those facts, he spoke with the superintendent and attorneys to determine if the school system has the authority to use facilities, such as Jericho.

Mrs. O'Neill agreed that there is a need to discuss this issue based on legal advice. Adequate facilities are required, especially with the large classes and the need for families to attend. Furthermore, she wanted people to feel comfortable within the facilities used for graduations.

Mr. Abrams said he planned to introduce a motion to have an appropriate facility named for Roscoe Nix consistent with policy and regulations.

Mrs. Navarro thanked the speakers who came before the Board with their views.

Mr. Johnson thanked his colleagues for their welcome when he was installed as a Board member. He looks forward to working on the Board.

Mrs. O'Neill reported that she and Ms. Cox attended the Maryland Association of Boards of Education Summer Leadership Conference. The conference focused on staff development and data-driven decisions, such as that used in Montgomery County.

**Re: UPDATE ON MIDDLE SCHOOL MAGNET
CONSORTIUM**

Dr. Weast invited the following people to the table: Mr. Erick Lang, director, School-based Curriculum Services; Mr. Martin Creel, project director, Middle School Magnet Consortium; Ms. Jeannie Franklin, coordinator, Preferred Choice, Consortia Office; and Ms. Alison Serino, principal, A. Mario Loiederman Magnet School for Creative and Performing Arts.

The Middle School Magnet Consortium (MSMC) is an initiative that is part of the overall strategic plan to improve academic performance and narrow the achievement gap by race and ethnicity in the Montgomery County Public Schools (MCPS). The middle schools in the MSMC are Argyle Magnet School for Information Technology, A. Mario Loiederman Magnet School for Creative and Performing Arts, and Parkland Magnet School for Aerospace Technology. This update includes a description of the program goals and design, student outreach and choice process, and program evaluation for this unique initiative.

The instructional focus for each school will be integrated in the Accelerated Core Curriculum and offered for all students in specialized courses.

- Argyle Middle School students will specialize in the mathematics, computer science, and technological skills necessary to learn how information technology can help people understand, apply, and solve real-world problems.
- A. Mario Loiederman Middle School students will specialize in the performing and creative arts and discover how these subjects help build mastery of all areas of learning.
- Parkland Middle School students will specialize in a rigorous mathematics and science program in preparation for the problem-solving challenges of engineering, aerospace, and other sciences.

Elective courses have been designed to provide students with the opportunity for in-depth exploration of the magnet themes at each middle school. Problem-based investigations, enhanced with technology, will culminate with a “capstone” experience. To ensure that every student has an opportunity to experience the magnet focus, one course each year has been designed to be accessible to students of all levels. To accommodate more opportunities, an additional course time has been added to the traditional seven-period schedule, resulting in an eight-period A/B block schedule for each school.

Unique extended-day offerings such as computer animation, robotics, journalism, and dance are under development and will be open to all students. Beginning in 2006, extended learning opportunities will be available to students to accelerate their learning during the summer.

The establishment of the MSMC is a collaborative effort among staff, parents, and the greater school community. Intense work is in progress to ensure successful implementation of the program and the choice process. Work is proceeding on schedule. Because of the importance of this critical initiative, the Board of Education will continue to receive regular updates on the progress of the work in the MSMC.

Re: **DISCUSSION**

Mr. Abrams asked if the Middle Years Program (MYP) was parallel programming in humanities. Dr. Weast replied that several components that are the same, but the MYP is a preparation for the International Baccalaureate (IB) program. This middle school program will prepare a student for any program in any high school with high rigor.

Mr. Abrams was interested in the team approach of both programs. All of these programs are models that can be replicated. Dr. Weast noted that these programs are expensive but will be worth it in student outcomes.

Mrs. Navarro noted that this model could be woven into the middle school reform. What is the cost projection? Can these reforms be institutionalized so they are economically sustainable? Dr. Weast stated that the idea is to spread the pilot to all middle schools and make the program cost-effective.

Ms. Cox said she assumed there would be changes in this model as it is moved to implementation in the whole system. The focus in staff development is on the review of student work and data, expectations, and data analysis to adapt instruction. Eventually, the focus will be on doing the work as opposed to learning to do the work. Where is the system in training middle school teachers for the magnet consortium? Mr. Creel stated that there will be an assessment at the three schools, and a large number of staff members have received skillful teacher training. Dr. Weast continued that there are core areas that are common to all three schools that will be expanded to all middle schools in the future. Dr. Weast gave a brief history on the origin of middle schools based on facility capacity, pre-adolescence socialization, and teacher certification.

Ms. Cox was pleased with the work that is being done, and she asked about the evaluation and the implications of the attainment model. Mr. Lang responded that the advantage of the federal grant is the evaluation component. However, MCPS would like to go beyond adequate yearly progress (AYP) to evaluate the higher rigor expected of its students.

Ms. Cox asked if those indications will identify students who are working to their potential. Dr. Weast noted that one example is the number of students who are able to pass Algebra 1 in the eighth grade. There will be tangible outcomes that students and parents will use to illustrate achievement.

Ms. Cox was pleased with the parent involvement and parents being treated as partners. What is collaboration planning with new parent communities? Mr. Lang replied that it means to talk with parents on program design and communication. There will be phone calls to parents to follow up on MCPS marketing processes and programs. Dr. Weast commented that parent involvement is a complicated issue, and the system is looking for a model that will not be as labor-intensive and costly.

Dr. Haughey wanted an evaluation of these programs compared to high performing middle schools, especially the MYP. Since the grant will not cover that type of evaluation, how much money will MCPS invest in a broader evaluation? Dr. Weast stated that there is enough staff to implement the current model, but it might be necessary to increase staff for a larger assessment within the middle school reform. Ms. Cox added that there are goals and measures in the strategic plan to identify different outcomes. Dr. Weast said the grant was very competitive because the federal government is looking for programs that work and are replicable.

Mr. Johnson asked where ESOL and special education students fit into the whole-school model. Also, is an eighth-grade Advanced Placement (AP) prep history class on the college level, and are there plans to include more AP courses in middle school? Mr. Creel responded that it is a prep course and not an AP course. ESOL and special education students will be able to enroll in core courses if they are capable.

Mr. Johnson asked if the special courses were available to ESOL students. Mr. Creel said they will be eligible, especially with the compacted curriculum that is planned.

Mrs. Navarro said she is interested in seeing the success of the model. She was also pleased with the outreach to the community.

Mr. Abrams thought it was a terrific beginning, and it fits in with the plans for the next five years. He will be interested to see if the outcomes validate the expectations. With the increased rigor starting in elementary school, the system may have to develop individualized education plans for children, especially those entering the school system after kindergarten or later. He will be curious to see the implications of mobility. Furthermore, he is interested in the whole school approach and the conversion of existing magnets within certain schools.

Mrs. O'Neill noted that the system has raised expectations and improved instruction for all students. Parents are concerned about limited space in gifted centers because every child deserves an exciting and challenging education. Hopefully, the model will be transferred to all schools as soon as the best practices are fine-tuned.

Re: LUNCH AND CLOSED SESSION

The Board of Education recessed from 12:15 to 2:10 p.m.

**Ms. Ervin joined the meeting at this point.

RESOLUTION NO. 346-05 Re: CONTRACTS OF \$25,000 OR MORE

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by

Ms. Cox, the following resolution was adopted unanimously by members present:#

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

Resolved, That having been duly advertised, the following contracts be awarded to the low bidders meeting specifications as shown below:

BL01-47 8062-12A	HVAC Preventative Maintenance and Repairs—Extension	
	<u>Awardee</u>	
	Boland	\$250,000
BL05-74 2702-23	Motor Oils, Lubricants and Greases—Extension	
	<u>Awardees</u>	
	Castrol Heavy Duty Lubricants	
	Northern Virginia Supply	
	Tilley Chemical Company	
	Total	\$170,000
1032.2	Legal Services—Extension	
	<u>Awardees</u>	
	Knight, Manzi, Nussbaum, and LaPlaca, P.A.	
	Jeffrey A. Krew, LLC	
	Reese and Carney, LLP	
	Total	\$600,000
4021.4	Painting Contractors	
	<u>Awardees</u>	
	5:01 Office and Home Contractors*	
	B & B Restoration and Repairs*	
	Colossal Contractors, Inc.*	
	DA Painting and Construction, Inc.*	
	OMF Contractors, Inc.*	
	Tito Contractors, Inc.*	
	Total Contracting, Inc.*	
	Total	\$350,000
4025.3	Paint and Paint Sundries—Extension	

	<u>Awardees</u>	
	Duron, Inc.	\$ 55,967
	McCormick Paint Works Company	44,080
	Pittsburgh Paints	<u>1,678</u>
	Total	\$101,725
4034.3	HVAC/Refrigeration, Equipment and Parts—Extension	
	<u>Awardees</u>	
	Aireco Supply, Inc.	\$134,500
	Applied Industrial Technologies	10,500
	Associated Controls, Inc.*	1,084
	Boland	53,000
	Capitol Compressor, Inc.	28,000
	Capp, Inc.	133,000
	Chesapeake Systems	138,000
	M & M Controls, Inc.	9,000
	Roberts Electric Motors, Inc.	10,000
	RPC	35,000
	Siemens Building Technologies, Inc.	5,000
	Smart Supply Company, Inc.	9,094
	H. M. Sweeny Company	33,630
	United Refrigeration, Inc.	<u>53,000</u>
	Total	\$652,808
4097.2	Science Laboratory Chemicals—Extension	
	<u>Awardee</u>	
	Fisher Science Education	\$ 28,029
4105.2	Copiers—Extension	
	<u>Awardee</u>	
	BCE Corporation*	\$ 63,507
4106.2	Fire Alarm Monitoring System	
	<u>Awardee</u>	
	Ark Systems, Inc.	\$ 41,088
4143.1	Technology Laboratory Workstations—Extension	

	<u>Awardees</u>	
	Diversified Educational Systems	\$ 94,847
	Glover Equipment, Inc.	<u>55,160</u>
	Total	\$150,007
4169.1	Enterprise Resource Planning System Functional Requirements Analysis	
	<u>Awardee</u>	
	Government Finance Officers Association	\$161,760
4172.1	Printing of Blueprints/Construction Specifications and Brochures	
	<u>Awardee</u>	
	Reprographics Technologies	\$100,000
4173.1	Robotic Arm with Servo Motor	
	<u>Awardee</u>	
	Diversified Educational System	\$ 54,240
7069.7	Printing Supplies	
	<u>Awardees</u>	
	AB Dick Company	\$ 6,613
	Arcal Chemicals, Inc.	2,277
	Flint Ink North America	37,689
	Printer's Service	9,000
	GE Richards Graphic Supplies	44,892
	Walker Supply Company, Inc.	<u>4,498</u>
	Total	\$104,969
7153.1	Audio and Visual Equipment, Installation, and Extended Service for the Center for Technology Innovation	
	<u>Awardee</u>	
	Vision Technologies*	\$ 338,102
9053.3	Playground Equipment—Extension	
	<u>Awardees</u>	
	All Recreation, Inc.	\$ 68,602

	Sportime, LLC	500
	West Recreation, Inc.	<u>130,580</u>
	Total	\$ 199,682
9100.9	Processed Meats and Refrigerated and Frozen Foods	
	<u>Awardees</u>	
	Foodco USA*	\$ 19,989
	Glennco, Inc.	127,980
	Hadley Farms, Inc.	131,393
	Karetas Foods, Inc.	13,931
	PFG/Carroll County Foods, Inc.*	404,695
	Poppy Street Food Products*	93,525
	SYSCO Food Services of Baltimore, LLC	876,872
	US Foodservice Lakeland Division	144,281
	US Foodservice Virginia Beach	<u>175,920</u>
	Total	\$1,988,586
9108.5	Snack Cakes	
	<u>Awardee</u>	
	McKee Foods Corporation	\$ 180,000
9112.2	Beverages Frozen Self Serve (Smoothies) —Extension	
	<u>Awardee</u>	
	Ridgefield's Brand Corporation	\$ 300,000
9134.2	Cookie Dough, Frozen—Extension	
	<u>Awardee</u>	
	Otis Spunkmeyer, Inc.	\$ 75,000
9202.5	Custom Science Kits—Extension	
	<u>Awardees</u>	
	Carolina Biological Supply Company	\$ 131,310
	Nasco	4,909
	Sempco, Inc.*	<u>312,227</u>
	Total	\$ 448,446
9396.1	Fire Alarm and Sprinkler Systems Inspection and Testing**	

Awardees

Ark Systems, Inc.

SPC, Inc.

Tenn Security, Inc.

Total

\$ 270,000

9398.1 Portable Re-roofing, Cresthaven Elementary School**

Awardee

J.E. Wood and Sons

\$ 62,019

TOTAL PROCUREMENT CONTRACTS EXCEEDING \$25,000

\$6,689,968

*Denotes Minority-, Female-, or Disabled-owned Business

**Planned Life-cycle Asset Replacement Bid (PLAR)

RESOLUTION NO. 347-05 Re: **AWARD OF CONTRACT – GARRETT PARK
ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, The following sealed bids were received on June 16, 2005, for the Garrett Park Elementary School addition project:

<u>Bidder</u>	<u>Amount</u>
William F. Klingensmith, Inc.	\$3,204,700
Dynasty Construction, Inc.	3,217,700
Phillips Way, Inc.	3,302,500
Tuckman-Barbee Construction Company, Inc.	3,366,040
Keller Brothers, Inc.	3,481,425
Scheibel Construction	3,512,000
Meridian Construction Company, Inc.	3,541,000

and

WHEREAS, The low bidder, William F. Klingensmith, Inc., has submitted 16.7-percent Maryland Department of Transportation-certified Minority Business Enterprise (MBE) participation, of which 13.1 percent is African-American and 3.6 percent is Hispanic; and

WHEREAS, The low bidder has indicated they may be able to identify additional minority

participation and requested that staff delay its evaluation of the waiver certification; and

WHEREAS, William F. Klingensmith, Inc., has completed similar work successfully for Montgomery County Public Schools; now therefore be it

Resolved, That a \$3,204,700 contract be awarded to William F. Klingensmith, Inc., for the Garrett Park Elementary School addition project, in accordance with drawings and specifications prepared by Gauthier, Alvarado & Associates, Inc.

RESOLUTION NO. 348-05 Re: **ENGINEERING APPOINTMENTS – HEATING, VENTILATION, AND AIR CONDITIONING REPLACEMENT PROGRAM**

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

WHEREAS, It is necessary to appoint engineering firms to provide professional design services for the Heating, Ventilation, and Air Conditioning (HVAC) equipment replacement program at various schools; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Building Dynamics, LLC; H. E. Burnette; Mendoza, Ribas, Farinas & Associates; and Weigand Associates, Inc., as the most qualified firms to provide the necessary professional HVAC system design services; and

WHEREAS, Weigand Associates, Inc., is a certified, woman-owned minority business; and

WHEREAS, Staff will negotiate fees for the necessary HVAC system design services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the firms of Building Dynamics, LLC; H. E. Burnette; Mendoza, Ribas, Farinas & Associates; and Weigand Associates, Inc., to provide professional HVAC system design services as requirements arise for FY2006, with the contract amount not to exceed \$100,000 per individual project.

RESOLUTION NO. 349-05 Re: **CONTRACT EXTENSION – SURFACE-MOUNTED SWING DOOR OPERATORS FOR CLASSROOM BUILDINGS**

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

WHEREAS, The following unit price proposal was received June 10, 2005, for the installation of surface-mounted swing door operators:

<u>Bidder</u>	<u>Unit Price</u>
Atlantic Door Control, Inc.	\$2,100

and

WHEREAS, Atlantic Door Control, Inc., has completed similar work successfully for Montgomery County Public Schools; and

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

Resolved, That a one-year contract be awarded to Atlantic Door Control, Inc., for the installation of surface-mounted swing door operators as needs arise at the unit price of \$2,100 each.

RESOLUTION NO. 350-05 Re: **PRECONSTRUCTION/CONSTRUCTION MANAGEMENT SERVICES – PARKLAND MIDDLE SCHOOL**

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

WHEREAS, The FY2006 Capital Improvements Program includes planning and construction funds for the modernization of Parkland Middle School; and

WHEREAS, The design phase of this project is proceeding, with the construction scheduled to start in December 2005; and

WHEREAS, Staff has recommended that this project be completed using a construction management delivery system due to its complexities in scope of work; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Oak Contracting Corporation as the most qualified firm to provide the necessary management services; and

WHEREAS, The management services will be implemented in two phases; and

WHEREAS, The initial phase will consist of preconstruction services for cost estimating, value engineering, constructability planning, and construction implementation schedule; and

WHEREAS, Staff has negotiated a fee for the preconstruction services; and

WHEREAS, The second phase will consist of general construction management services, and a fee for this phase will be negotiated once the preconstruction services are completed; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the Oak Contracting Corporation to provide phase one preconstruction services for value engineering, constructability reviews, and the development of the construction implementation schedule for the modernization of Parkland Middle School for a fee of \$150,000.

RESOLUTION NO. 351-05 Re: **AWARD OF CONTRACT – DEMOLITION WORK FOR THE RICHARD MONTGOMERY HIGH SCHOOL PROJECT**

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

WHEREAS, The following sealed bids were received on July 1, 2005, for the demolition of the former Park Street Elementary School that is being razed to begin construction for the new Richard Montgomery High School facility:

<u>Bidder</u>	<u>Amount</u>
The Berg Corporation	\$414,792
Aceco, LLC	529,000
Goldin & Stafford, LLC	589,000
AccuBid Excavation, Inc.	678,000

and

WHEREAS, The low bidder, The Berg Corporation, has submitted 25-percent Maryland Department of Transportation-certified Minority Business Enterprise (MBE) participation, of which 7 percent is African-American, and 18 percent is female-owned; and

WHEREAS, The Berg Corporation has completed similar work successfully for other local jurisdictions; now therefore be it

Resolved, That a \$414,792 contract be awarded to The Berg Corporation for the demolition of the former Park Street Elementary School in accordance with drawings and specifications prepared by SHW Group, Incorporated.

RESOLUTION NO. 352-05 Re: **RECOMMENDED FY 2006 SUPPLEMENTAL APPROPRIATION FOR THE USE OF ULTRA LOW-SULFUR**

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

Resolved, That the superintendent of schools be authorized to receive and expend an FY 2006 supplemental appropriation of \$291,500 from the Maryland Department of Environment to convert the Bethesda transportation depot from the use of regular diesel fuel to ultra-low sulfur diesel fuel and to retrofit approximately 125 buses with exhaust enhancements.

<u>Category</u>	<u>Amount</u>
9 Student Transportation	<u>\$291,500</u>
Total	<u><u>\$291,500</u></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 this resolution to the County Council.

RESOLUTION NO. 353-05 Re: **TUITION FOR NONRESIDENT STUDENTS FOR FY 2006**

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

WHEREAS, Board of Education Resolution No. 328-04 establishes 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 per-pupil cost for tuition purposes in FY 2005 is as follows:

Description	Half-Day Kindergarten	Elementary	Secondary	Special Education

Projected FY 2006 Enrollment	3,236	48,017	70,873	8,595
Cost				
Regular Operating Costs	\$18,048,787	\$535,629,546	\$764,012,531	\$196,790,154
Capital Budget Costs:				
Current Receipts	53,375	1,584,004	2,337,988	283,535
County Debt	1,079,488	32,035,713	47,284,650	5,734,364
Total Cost	\$19,181,650	\$569,249,263	\$813,635,169	\$202,808,053
Tuition Cost Per Pupil				
Regular Operating Costs	5,578	11,155	10,780	22,896
Capital Budget Costs:				
Current Receipts	16	33	33	33
County Debt	334	667	667	667
Total Tuition Cost Per Pupil	\$5,928	\$11,855	\$11,480	\$23,596

and

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

Resolved, That the tuition rates for nonresident pupils for the 2005–2006 school year will be as follows:

Kindergarten	
Half-Day	\$ 5,928
Full-Day	11,855
Elementary	11,855
Secondary	11,480
Special Education	23,596*

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

RESOLUTION NO. 354-05 Re: **HUMAN RESOURCES MONTHLY REPORT**

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

Resolved, That the Board of Education approve the Human Resources Monthly Report dated July 6, 2005.

RESOLUTION NO. 355-05 Re: **HUMAN RESOURCES APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 7, 2004:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Hollis Krotchko	Acting Coordinator of Testing	Coordinator of Testing

RESOLUTION NO. 356-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 7, 2004:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Scott Murphy	Assistant Principal, Neelsville MS	Principal, William H. Farquhar MS

**Mr. Romero joined the meeting.

Re: APPROVAL OF SECONDARY SCHOOL PILOT COURSES

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

WHEREAS, On February 13, 2001, the Montgomery County Board of Education adopted Policy IFA, *Curriculum*, governing all curriculum development and implementation; and

WHEREAS, Montgomery County Public Schools established procedures under Regulation IFA-RA, *Curriculum*, to allow schools to develop and pilot non-core curriculum courses through the Office of Curriculum and Instructional Programs; and

WHEREAS, These proposed courses support and extend middle school magnet programs and high school signature, academy, and elective programs; now therefore be it

Resolved, That the Montgomery County Board of Education approve the following courses as pilot courses, in accordance with the procedures established in Regulation IFA-RA, *Curriculum*.

Middle School Magnet Consortium (MSMC) Courses	
Innovative Technology Solutions (Argyle)	Exploring Visual Art (Loiederman)
Introduction to Programming (Argyle)	Exploring Dance (Loiederman)
Introduction to Digital Media (Argyle)	Exploring Theater (Loiederman)
Introduction to Digital Publishing (Argyle)	Applied Aerospace Investigations (Parkland)
Introduction to Web Tools (Argyle)	Astronomy (Parkland)
Perspectives in the Arts (Loiederman)	Problems in Robotic Engineering (Parkland)
High School Courses	
Asian Studies (Churchill)	Media in Society (Blair, Seneca Valley, Wootton)
ESOL Multimedia Arts Literacy (Einstein)	Nutrition, Fitness, and Consumer Health (Blair)
GIS Environmental Studies (Northwood)	Physics in Technology (Blair)
Global Issues in the 21 st Century (Churchill)	Research in Comparative Government (Sherwood and Whitman)
Law II (Walter Johnson)	

Re: DISCUSSION

Ms. Ervin commented that if the system is serious about alignment, it begins when the five-year-old child walks through the door. If the system expects that rigor is open and available to all children, the students will be more prepared as they move through the grades. Those who have not had rigorous education in elementary school have doors already closed. Dr. Weast stated that elementary students are breaking all the barriers as they articulate. However, he was worried about those with low expectations, and he wanted to build safeguards for students who are not as prepared for higher rigor.

Ms. Cox asked about the process to identify the courses that will be developed and approved. How is student interest evaluated to determine the courses? Mr. Lang stated that student interest drives the creation of new courses. Dr. Weast added that the course has to lead somewhere and be rigorous.

Ms. Cox asked about the course evaluation plan, and she asked if there was a systemic framework for evaluation of courses. Mr. Lang stated that staff was working on a plan that would be more systemic with consistent measurement.

RESOLUTION NO. 357-05 Re: APPROVAL OF SECONDARY SCHOOL PILOT COURSES

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

WHEREAS, On February 13, 2001, the Montgomery County Board of Education adopted Policy IFA, *Curriculum*, governing all curriculum development and implementation; and

WHEREAS, Montgomery County Public Schools established procedures under Regulation IFA-RA, *Curriculum*, to allow schools to develop and pilot non-core curriculum courses through the Office of Curriculum and Instructional Programs; and

WHEREAS, These proposed courses support and extend middle school magnet programs and high school signature, academy, and elective programs; now therefore be it

Resolved, That the Montgomery County Board of Education approve the following courses as pilot courses, in accordance with the procedures established in Regulation IFA-RA, *Curriculum*.

Middle School Magnet Consortium (MSMC) Courses	
Innovative Technology Solutions (Argyle)	Exploring Visual Art (Loiederman)
Introduction to Programming (Argyle)	Exploring Dance (Loiederman)
Introduction to Digital Media (Argyle)	Exploring Theater (Loiederman)
Introduction to Digital Publishing (Argyle)	Applied Aerospace Investigations (Parkland)
Introduction to Web Tools (Argyle)	Astronomy (Parkland)
Perspectives in the Arts (Loiederman)	Problems in Robotic Engineering (Parkland)
High School Courses	
Asian Studies (Churchill)	Media in Society (Blair, Seneca Valley, Wootton)
ESOL Multimedia Arts Literacy (Einstein)	Nutrition, Fitness, and Consumer Health (Blair)
GIS Environmental Studies (Northwood)	Physics in Technology (Blair)
Global Issues in the 21 st Century (Churchill)	Research in Comparative Government (Sherwood and Whitman)
Law II (Walter Johnson)	

RESOLUTION NO. 358-05 Re: **REVISIONS TO MINORITY BUSINESS ENTERPRISE PROCEDURES FOR STATE-FUNDED SCHOOL CONSTRUCTION PROJECTS**

On recommendation of the Superintendent and on motion of Dr. Haughey seconded by Mr. Abrams, the following resolution was adopted unanimously:

WHEREAS, The Interagency Committee on School Construction has asked local school boards to formally approve the revisions to the procedures for Minority Business Enterprise participation on state-funded projects that were adopted by the Board of Public Works to incorporate changes approved with the passage of Maryland State Bill 903; and

WHEREAS, Staff recommends that the revised procedures be approved and incorporated in Board of Education procedures for Minority Business Enterprise participation on school construction projects; now therefore be it

Resolved, That the August 28, 2001, procedures for Minority Business Enterprise participation adopted by the Board of Education be modified to include the March 2005 revisions to the State Procurement Regulations promulgated by Bill 903.

**Re: TENTATIVE ACTION ON THE RECONSTITUTION
OF THE CITIZENS ADVISORY COMMITTEE ON
FAMILY LIFE AND HUMAN DEVELOPMENT**

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

WHEREAS, the Board of Education first established a Citizens Advisory Committee on Family Life and Human Development on February 24, 1970; and

WHEREAS, By Resolution 261-05, approved May 23, 2005, the Board of Education modified the terms of the then sitting members of the Citizens Advisory Committee so that their terms expired as of that date; and

WHEREAS, The Code of Maryland Regulations (COMAR) 13A.04.18.03 requires that the curriculum on family life and human development, including the three focus areas of interpersonal relationships, physiological and personality changes, and advanced physiology and psychology of human sexual behavior, "shall be developed by professional educators within the local school system," and that "a citizens advisory committee broadly representing the views of the community shall consult with these educators in developing, implementing, and evaluating the program"; now therefore be it

Resolved, That the Board of Education hereby reconstitute the Citizens Advisory Committee on Family Life and Human Development as an advisory committee to the Board of Education and superintendent, under Policy BMA, *Board of Education Advisory Committees*, and to the superintendent and educators under his direction as required by COMAR 13A.04.18.03.D(1)

Community Involvement; and be it further

Resolved, That the reconstituted committee shall be appointed by the Board of Education in open session, and be comprised of 15 members, all of whom shall be bona fide residents of Montgomery County, otherwise qualified to serve, and include [to be inserted after discussion at the Board meeting]; and be it further

Resolved, That, pursuant to COMAR 13A.04.18.03.D(1), this committee shall serve in an advisory capacity only, to consult with professional educators within the school system in the course of their developing, implementing, and evaluating the family life and human development program to the degree deemed appropriate by the superintendent; and be it further

Resolved, That, consistent with provisions in Board Policy BMA, applications for membership on this committee shall be solicited publicly by the Board Office in collaboration with a liaison to be designated by the superintendent; and all applications shall be presented to the Board of Education and superintendent for review and consideration; and be it further

Resolved, That members of the reconstituted committee be comprised of individuals who have not served on this committee previously, and who have applied individually or been nominated by organizations in response to the solicitation of applicants following this action; that organizations with designated membership on the committee shall submit at least three nominees; and that final appointment of all individuals, including organizational representatives and the committee chairperson, shall remain within the discretion of the Board, upon consultation with the superintendent; and be it further

Resolved, That normal terms of appointment shall be for two years for the adult members and one year for the student member, expiring on June 30th, except that the terms of the initial appointments of the reconstituted committee shall be for a lesser term reflective of their appointment subsequent to July 1st; and the Board of Education may direct further changes in the formation or operation of this committee, as it may deem advisable; now, therefore, be it further

Resolved, That to the extent this resolution may be inconsistent with any existing Board policies or administrative regulations of the school system, the resolution shall supersede only those provisions in any Board policies or administrative regulations that are in conflict with this resolution.

Re: **AN AMENDMENT TO THE TENTATIVE ACTION
ON THE RECONSTITUTION OF THE CITIZENS
ADVISORY COMMITTEE**

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

Resolved, That members of the reconstituted committee be comprised of individuals who have not served on this committee previously, and who have applied individually or been nominated by organizations in response to the solicitation of applicants following this action; that organizations with designated membership on the committee shall submit **one nominee and two alternate nominees** ~~at least three nominees~~; and that final appointment of all individuals, including organizational representatives and the committee chairperson, shall remain within the discretion of the Board, upon consultation with the superintendent; and be it further

Re: **DISCUSSION**

Mr. Abrams explained that the amendment conforms with past practice. Mr. Romero asked if the Board has the discretion to refuse nominees submitted by an organization. Mr. Abrams stated that the Board always has that discretion, but the past practice has been to defer to the judgment of that organization. There was no suggestion made in the settlement or discussions to change that practice. Ms. Cox clarified that it was an alternate nominee as opposed to an alternate to serve on the committee. Mr. Abrams confirmed that was the case.

Dr. Haughey stated that he agreed, but he was concerned that there would be an additional burden on the organization if the Board phrased the request in a form that would create a rank order. Mr. Abrams disagreed since he did not want the nominees in rank order, but wanted a nominee and additional recommendations since there are limitations on those who can serve.

RESOLUTION NO. 359-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE**

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

Resolved, That members of the reconstituted committee be comprised of individuals who have not served on this committee previously, and who have applied individually or been nominated by organizations in response to the solicitation of applicants following this action; that organizations with designated membership on the committee shall submit **one nominee and two alternate nominees** ~~at least three nominees~~; and that final appointment of all individuals, including organizational representatives and the committee chairperson, shall remain within the discretion of the Board, upon consultation with the superintendent; and be

it further

Re: **DISCUSSION**

Mr. Romero asked what the rationale was in specifying that nominees could not have served on the committee previously. Mr. Abrams replied that it would be a clean slate with a fresh start.

RESOLUTION NO. 360-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

On motion of Mrs. O'Neill and seconded by Mr. Abrams, the following amendment was adopted unanimously:

Resolved, That upon tentative adoption of this resolution, public comment will be extended to the date of final adoption on July 27, 2005.

Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

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

Resolved, That the Board of Education select the majority of the members of the committee to be non-designated with nine at large, six designated by organizations, and not more than one student from each group.

RESOLUTION NO. 361-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

On motion of Ms. Cox and seconded by Mr. Abrams, the following amendment was adopted unanimously:

Resolved, That the Board of Education select members for the committee from eight at-large individuals and seven individuals designated by organizations.

Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

On motion of Mr. Abrams and seconded by Mr. Johnson, the following amendment was placed on the table:

Resolved, That the Board of Education select students to serve on the committee (one from an organization [MCR] and one at-large) who have completed the 10th grade health course.

RESOLUTION NO. 362-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

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

Resolved, That the Board of Education select **high school** students to serve on the committee (one from an organization [MCR] and one at-large) ~~who have completed the 10th grade health course.~~

RESOLUTION NO. 363-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

On motion of Mr. Abrams and seconded by Mr. Johnson, the following amendment was adopted unanimously:

Resolved, That the Board of Education select high school students to serve on the committee (one from an organization [MCR] and one at-large).

RESOLUTION NO. 364-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION ON THE RECONSTITUTION OF THE CITIZENS ADVISORY COMMITTEE ON FAMILY LIFE AND HUMAN DEVELOPMENT**

On motion of Mr. Romero and seconded by Ms. Cox, the following amendment was adopted with Mr. Abrams, Ms. Cox, Ms. Ervin, Mr. Johnson, Mrs. Navarro, and Mr. Romero voting in

the affirmative; Dr. Haughey and Mrs. O'Neill voting in the negative:

Resolved, That the Board of Education will select the final four organizations represented on the committee at the time it reviews the applications.

RESOLUTION NO. 365-05 Re: **AN AMENDMENT TO THE TENTATIVE ACTION
ON THE RECONSTITUTION OF THE CITIZENS
ADVISORY COMMITTEE ON FAMILY LIFE AND
HUMAN DEVELOPMENT**

On motion of Ms. Cox and seconded by Mr. Abrams, the following amendment was adopted unanimously:

Resolved, That members of the reconstituted committee be comprised of individuals who have not served on this committee previously, and who have applied individually or been nominated by organizations in response to the solicitation of applicants following this action; that organizations **interested and** with designated membership on the committee shall submit one nominee and two alternate nominees; and that final appointment of all individuals, including organizational representatives and the committee chairperson, shall remain within the discretion of the Board, upon consultation with the superintendent; and be it further

RESOLUTION NO. 366-05 Re: **TENTATIVE ACTION ON THE RECONSTITUTION OF
THE CITIZENS ADVISORY COMMITTEE ON FAMILY
LIFE AND HUMAN DEVELOPMENT**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Ms. Cox, the following resolution, as amended, was adopted unanimously:

WHEREAS, the Board of Education first established a Citizens Advisory Committee on Family Life and Human Development on February 24, 1970; and

WHEREAS, By Resolution 261-05, approved May 23, 2005, the Board of Education modified the terms of the then sitting members of the Citizens Advisory Committee so that their terms expired as of that date; and

WHEREAS, The Code of Maryland Regulations (COMAR) 13A.04.18.03 requires that the curriculum on family life and human development, including the three focus areas of interpersonal relationships, physiological and personality changes, and advanced physiology and psychology of human sexual behavior, "shall be developed by professional educators within the local school system," and that "a citizens advisory committee broadly representing the views of the community shall consult with these educators in developing, implementing, and evaluating the program"; now therefore be it

Resolved, that the Board of Education hereby reconstitute the Citizens Advisory Committee on Family Life and Human Development as an advisory committee to the Board of Education and superintendent, under Policy BMA, *Board of Education Advisory Committees*, and to the superintendent and educators under his direction as required by COMAR 13A.04.18.03.D(1) *Community Involvement*, and be it further

Resolved, That the reconstituted committee shall be appointed by the Board of Education in open session, and be comprised of 15 members, all of whom shall be bona fide residents of Montgomery County, otherwise qualified to serve, and include eight members at large, one of whom shall be an MCPS high school student; and seven representatives of organizations, one of whom shall be an MCPS high school student representing the Montgomery County Region of the Maryland Association of Student Councils, one of whom shall be a representative of Citizens for Responsible Curriculum, and one of whom shall be a representative of Parents and Friends of Ex-Gays and Gays; and be it further

Resolved, That, pursuant to COMAR 13A.04.18.03.D(1), this committee shall serve in an advisory capacity only, to consult with professional educators within the school system in the course of their developing, implementing, and evaluating the family life and human development program to the degree deemed appropriate by the superintendent; and be it further

Resolved, That, consistent with provisions in Board Policy BMA, applications for membership on this committee shall be solicited publicly by the Board Office in collaboration with a liaison to be designated by the superintendent; and all applications shall be presented to the Board of Education and superintendent for review and consideration; and be it further

Resolved, That members of the reconstituted committee be comprised of individuals who have not served on this committee previously, and who have applied individually or been nominated by organizations in response to the solicitation of applicants following this action; that organizations interested and with designated membership on the committee shall submit one nominee and two alternate nominees; and that final appointment of all individuals, including organizational representatives and the committee chairperson, shall remain within the discretion of the Board, upon consultation with the superintendent; and be it further

Resolved, That normal terms of appointment shall be for two years for the adult members and one year for the student member, expiring on June 30th, except that the terms of the initial appointments of the reconstituted committee shall be for a lesser term reflective of their appointment subsequent to July 1st; and the Board of Education may direct further changes in the formation or operation of this committee, as it may deem advisable; and be it further

Resolved, That to the extent this resolution may be inconsistent with any existing Board policies or administrative regulations of the school system, the resolution shall supersede only

those provisions in any Board policies or administrative regulations that are in conflict with this resolution; and be it further

Resolved, That upon tentative adoption of this resolution, public comment will be extended to the date of final adoption on July 27, 2005.

RESOLUTION NO. 367-05 Re: CLOSED SESSION RESOLUTION

On recommendation of the Superintendent and on motion of Ms. Cox seconded by Mrs. Navarro, the following resolution was adopted with Mr. Abrams, Ms. Cox, Dr. Haughey, Mr. Johnson, Mrs. Navarro, and Mrs. O'Neill voting in the affirmative; Mr. Romero and Ms. Ervin were absent during this vote:

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 Wednesday, July 27, 2005, in Room 120 of the Carver Educational Services Center to meet from 6:00 to 7:30 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*; 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. 368-05 Re: REPORT OF CLOSED SESSION

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

On June 27, 2005, by unanimous vote of members present, 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 June 27, 2005, from 6:30 to 7:30 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and adjudicated 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*) with a subsequent vote to approve in open session: 2005-6.T-2005-5, T-2005-6, and T-2005-8.
2. Reviewed the Superintendent's recommendation for Human Resources Appointments, subsequent to which the vote to approve was taken in open session.
 3. Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
 4. 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: Aggie Alvez, Larry Bowers, Judy Bresler, Patrick Clancy, Sharon Cox, Valerie Ervin, Jonathan Franklin, Charles Haughey, Roland Ikheloa, Laverne Kimball, Don Kress, Frieda Lacey, George Margolies, Nancy Navarro, Pat O'Neill, Brian Porter, Lori Rogovin, Gabe Romero, Glenda Rose, Sagar Sanghvi, Maree Snead, Matt Tronzano, Jerry Weast, and Carey Wright.

RESOLUTION NO. 369-05 Re: **C O S T - N E U T R A L M O D I F I C A T I O N S T O
S U P E R I N T E N D E N T ' S C O N T R A C T**

On motion of Ms. Cox and seconded by Mr. Abrams, the following resolution was adopted unanimously:

WHEREAS, The Board of Education appointed Dr. Weast to the position of Superintendent of Schools and executed an employment contract with him on July 14, 1999; and

WHEREAS, The 1999 contract was amended on February 11, 2003, as the result of which Dr. Weast was appointed to a second four-year term as Superintendent of Schools; and

WHEREAS, The amendment to the Superintendent's original 1999 employment contract renewed, republished, and reaffirmed the terms and conditions of the original employment contract except to the extent modified by the express terms of that Amendment, a Second Amendment, adopted January 13, 2004, and a Third Amendment, adopted on July 9, 2004; and

WHEREAS, The Superintendent's contract, as amended, requires that any amendments be expressed in writing, approved by official action of the Board, and accepted in writing by the President of the Board and by the Superintendent; now therefore be it

Resolved, That, in recognition of the foregoing, the Board of Education hereby authorize its President to execute the Fourth Amendment to Dr. Weast's employment contract.

**FOURTH AMENDMENT TO THE 1999 AGREEMENT
BETWEEN THE MONTGOMERY COUNTY BOARD OF EDUCATION
AND
DR. JERRY D. WEAST**

IT IS THIS 6th day of July, 2005, agreed by and between the Board of Education of Montgomery County, Maryland (hereinafter referred to as the "Board") and Dr. Jerry D. Weast (hereinafter referred to as the "Superintendent") that the 1999 Agreement between the Montgomery County Board of Education and Dr. Jerry D. Weast (hereinafter referred as the Superintendent's Original Contract"), as amended on February 11, 2003, January 13, 2004, and July 9, 2004, is amended further as follows:

- 1. The Board agrees to extend the term life insurance provided by the Board, in paragraph III. C., to the Superintendent, as an MCPS administrator, from July 1, 2007, through September 30, 2022, providing life insurance coverage in the amount of \$400,000.

In all other respects the terms and conditions of the Superintendent's Original Contract, as amended on February 11, 2003, January 13, 2004, and July 9, 2004, are renewed, republished, and reaffirmed.

This Fourth Amendment has been approved by the Board, in accordance with its duly adopted resolution, and accepted by the parties as evidenced by the signature of the President of the Board and the Superintendent.

Patricia B. O'Neill President Montgomery County Board of Education	Jerry D. Weast Superintendent of Schools Montgomery County Public Schools
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RESOLUTION NO. 370-05 Re: WAIVE NEW BUSINESS PROCESS

On motion of Ms. Cox and seconded by Mr. Johnson, the following resolution was adopted unanimously:

Resolved, That the Board of Education waive its new business process.

RESOLUTION NO. 371-05 Re: NORTHEAST CONSORTIUM ELEMENTARY SCHOOL #16

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

Resolved, That the Board of Education direct the community superintendent, acting in the place of an unnamed principal, to commence the process of naming the new Northeast Consortium Elementary School #16 and to convene pursuant to Regulation FFA-RA an advisory school naming committee made up of community representatives from the two adjacent schools from which it is likely the new boundary will be carved plus any other affected community that is identified by the planning staff of MCPS; and be it further

Resolved, That consistent with the Board Policy FFA, *Naming School Facilities*, the Board of Education, notwithstanding its authority to submit up to four names to the school naming committee, hereby submits only one name – Roscoe Nix – for consideration by the committee.

**Mr. Romero left the meeting.

RESOLUTION NO. 372-05 Re: **APPOINTMENT OF MEMBERS TO THE MONTGOMERY COUNTY COLLABORATION BOARD FOR CAREER AND TECHNOLOGY EDUCATION**

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

WHEREAS, On January 13, 2004, the Montgomery County Collaboration Board (MCCB) for Career and Technology Education was established by the Board of Education; and

WHEREAS, On January 20, 2004, the Montgomery County Collaboration Board for Career and Technology Education was established by the Montgomery College Board of Trustees; and

WHEREAS, The Montgomery County Collaboration Board for Career and Technology Education is comprised of the nominees of the 11 Career Cluster Advisory Boards jointly appointed by Montgomery College and Montgomery County Public Schools and one additional student member nominated by the president of Montgomery College and the superintendent of schools, respectively; and

WHEREAS, The nominees of the Career Cluster Advisory Boards are its presidents, widely diverse in gender and ethnicity as a group, and all represent business/governmental agencies; and

WHEREAS, The membership of the Montgomery County Collaboration Board for Career and Technology Education, pursuant to the resolutions adopted in January, 2004 is appointed jointly by the Board of Education and the Board of Trustees of Montgomery College; and

WHEREAS, The Board of Education and the Board of Trustees made the first appointments

to the Collaboration Board in June, 2004, for a one-year term which expired this past month, with the exception of the President appointed to a three-year term; now therefore be it

Resolved, That the following individuals be appointed, subject to the concurrence of the Board of Trustees, to serve a one-year term effective July 1, 2005, and ending June 30, 2006:

Arts, Humanities, Media, and Communications – Stu Kravits
Biosciences, Health Science, and Medicine – Lisa McDonald
Business Management and Finance – Michael Furr
Education, Training, and Child Studies – Stewart Edelstein
Engineering, Scientific Research, and Manufacturing Technologies – Jim Sturges
Environmental, Agricultural and Natural Resources – Joel Hafner
Human and Consumer Services, Hospitality, and Tourism – Andy Chaves and
Marshall Weston
Information Technology – Vernecia Lee
Law, Government, Public Safety, and Administration – Tom DeGonia
Transportation, Distribution, and Logistics – Harold Redden
MCPS student member – Massielle Begazo
MC student member – Joyanto Roy

and be it further

Resolved, That Mark Drury shall continue as President and member (Construction and Development) of the Montgomery County Collaboration Board for Career and Technology Education for a term due to expire June 30, 2007.

**Mr. Abrams left the meeting.

RESOLUTION NO. 373-05 Re: APPOINTMENT TO THE POLICY COMMITTEE

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

WHEREAS, On November 13, 2001, the Board of Education formally established a Policy Committee when it adopted revisions to Policy BFA (*Policysetting*); and

WHEREAS, The Policy Committee consists of three members serving staggered terms of three years each, and the term of office begins on the day of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, The Board expanded the membership of the committee to include the student member; and

WHEREAS, Mr. Sagar Sanghvi's term expired on June 30, 2005; now therefore be it

Resolved, That Mr. Sebastian Johnson, student member, be appointed to serve until the expiration of his term of office.

RESOLUTION NO. 374-05 Re: **MINUTES OF THE MAY 10, 2005, MEETING**

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

Resolved, That the Board of Education approve its minutes for the May 10, 2005, meeting.

RESOLUTION NO. 375-05 Re: **MINUTES OF THE MAY 23, 2005, MEETING**

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

Resolved, That the Board of Education approve its minutes for the May 23, 2005, meeting.

RESOLUTION NO. 376(a)-05 Re: **APPEAL T-2005-10**

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

Resolved, That the Board of Education adopt its Opinion in Appeal T-2005-10, student transfer, reflective of the following vote: Mr. Abrams, Ms. Cox, Dr. Haughey, Mr. Johnson, and Mrs. O'Neill voting to affirm; Mrs. Navarro voting to reverse; Ms. Ervin and Mr. Romero were absent when this case was adjudicated.

RESOLUTION NO. 376(b)-05 Re: **APPEAL T-2005-11**

On motion of Dr. Haughey and seconded by Mrs. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education adopt its Opinion in Appeal T-2005-11, student transfer, reflective of the following vote: Mr. Abrams, Ms. Cox, Dr. Haughey, Mrs. Navarro, and Mrs. O'Neill voting to affirm; Mr. Johnson voting to reverse; Ms. Ervin and Mr. Romero were absent when this case was adjudicated.

RESOLUTION NO. 376(c)-05 Re: **APPEAL T-2005-12**

On motion of Dr. Haughey and seconded by Mrs. Navarro, the following resolution was

adopted unanimously by members present:

Resolved, That the Board of Education adopt its Opinion in Appeal T-2005-12, student transfer, reflective of the following vote: Ms. Cox, Mr. Johnson, Mrs. Navarro, and Mrs. O'Neill voting to affirm; Mr. Abrams and Dr. Haughey voting to reverse; Ms. Ervin and Mr. Romero were absent when this case was adjudicated.

Re: EARLY CHILDHOOD RESOLUTION

On motion of Ms. Cox and seconded by Dr. Haughey, the following was placed on the table:

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 following 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.

RESOLUTION NO. 377-05 Re: **AN AMENDMENT TO EARLY CHILDHOOD RESOLUTION**

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

Resolved, That MABE encourage local school systems to partner with local community-based organizations (including faith-based organizations, local child-care community, and health and human services) to provide training in the system's learning standards and goals to early child-care and education providers, and that this training shall be culturally appropriate.

RESOLUTION NO. 378-05 Re: **EARLY CHILDHOOD RESOLUTION**

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

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 following 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; and be it further

Resolved, That MABE encourages local school systems to partner with local community-based organizations (including faith-based organizations), the local child-care community, and local departments of health and human services to provide culturally appropriate training to early child-care and education providers on the system's learning standards and goals.

RESOLUTION NO. 379-05 Re: LOSS OF CREDIT

On motion of Ms. Cox and seconded by Mr. Johnson, the following resolution was adopted unanimously by members present.

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.

Re: NEW BUSINESS

Ms. Ervin moved and Mrs. Navarro seconded the following:

Resolved, That the Board of Education schedule, as part of a business meeting no later than the end of September, 2005, a discussion of the June 28, 2005 report issued by the Office of Legislative Oversight, entitled "An Assessment of Language Assistance Services Provided by MCPS to the School Community" and that, following the discussion, OLO's recommendation for the formulation of a policy be referred to the Policy Committee for its consideration.

Re: ITEMS OF INFORMATION

The following items were available:

1. Legal Fees Report
2. Construction Progress Report

RESOLUTION NO. 380-05 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of July 6, 2005, at 4:30 p.m.

PRESIDENT

SECRETARY

JDW:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

July 6, 2005

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