

APPROVED
31-2006

Rockville, Maryland
November 14, 2006

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, November 14, 2006, at 10:00 a.m.

Present: Dr. Charles Haughey, President
in the Chair
Mr. Steve Abrams
Ms. Shirley Brandman, Board Member-elect
Ms. Sharon W. Cox
Dr. Judy Docca, Board Member-elect
Ms. Valerie Ervin
Mrs. Nancy Navarro
Mrs. Patricia O'Neill
Mr. Gabriel Romero
Ms. Sarah Horvitz, Student Board Member
Mr. Larry Bowers, Acting Secretary/Treasurer

Absent: Dr. Jerry Weast, Secretary/Treasurer

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

RESOLUTION NO. 520-06 Re: **RESOLUTION FOR CLOSED SESSIONS**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

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 November 14, 2006, in Room 120 from 9:00 to 10:00 a.m., 12:00 to 1:30 p.m., and 5:15 to 7:00 p.m.; and be it further

Resolved, That the Board of Education of Montgomery County

1. Discuss the Human Resources Monthly Report and Appointments, as permitted under Section 10-508(a)(1) of the *State Government Article*
2. 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 November 14, 2006, to acquit its administrative 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 the meeting continue in closed session until the completion of business.

RESOLUTION NO. 521-06 Re: **APPROVAL OF THE AGENDA**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

Resolved, That the Board of Education approve its agenda for November 14, 2006.

Re: **PLEDGE OF ALLEGIANCE**

"I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

RESOLUTION NO. 522-06 Re: **IN HONOR OF VETERANS**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

WHEREAS, Each Veterans Day, Americans continue to celebrate with ceremonies and speeches remembering and honoring those who fought for peace; and

WHEREAS, United States Senate Resolution 507 encouraged all Americans to observe the week of November 5 through 11, 2006, as National Veterans Awareness Week; and

WHEREAS, Tens of millions of Americans have served in the Armed Forces of the United States, and hundreds of thousands of Americans have given their lives while serving in the Armed Forces during the past century; and

WHEREAS, The month of November provides us an opportunity to remember and acknowledge the sacrifices of men and women who served our country in the Armed Forces of the United States and especially our parents, staff, and community members; now therefore be it

Resolved, That the Board of Education along with students, parents, MCPS staff, and the entire community salutes the sacrifice of the men and women of the United States Armed Forces.

RESOLUTION NO. 523-06 Re: **AMERICAN EDUCATION WEEK**

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

WHEREAS, The theme for this year’s observance of American Education Week, “A Great Public Schools: A Basic Right and Our Responsibility,” reflects the goals of the Montgomery County Public Schools (MCPS) to ensure every child in Montgomery County has the opportunity to learn and achieve; and

WHEREAS, As a fundamental right of all children, public education is the pathway for providing young people with both practical and intellectual opportunities and credentials, giving them hope for and access to, a productive future; and

WHEREAS, We call upon everyone in our community – students, parents, employees, volunteers, business leaders, and elected officials – to collaborate in a unified effort, to strengthen our efforts in building and maintaining a world-class public school system; and

WHEREAS, The MCPS staff, at all levels, works to serve children and communities with care and professionalism; and

WHEREAS, Every day, all schools strongly encourage parent, community, and business involvement in the education process to enhance the academic and personal success of all students; now therefore be it

Resolved, That the Montgomery County Board of Education hereby declare November 12 through November 18, 2006, to be observed in MCPS as American Education Week.

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education.

<u>Person</u>	<u>Topic</u>
Grace Harley	Health Curriculum
Ruth Jacobs	Health Curriculum
Henrietta Brown	Health Curriculum
Maria Pena-Faustino	Health Curriculum
Steina Walter	Health Curriculum
Suzanne Weiss	Calendar
Sharon Simmons	Curriculum Content
Maya Jean-Baptiste	Curriculum Content
Shirley Bonney	Curriculum Content

Crystal DeVance-Wilson

Curriculum Content

Regarding the ninth grade curriculum using "The Meaning of a Word," Board members requested copies of the curriculum and study guides and asked the following questions:

- How is the broader context addressed in the curriculum?
- What was the intent?
- Is the problem perception or delivery of material?
- Is the unit necessary?
- How are teachers prepared through staff development?
- Could this unit be replaced with a civil rights class to promote respect and understanding similar to the class at White Oak Middle School?

Re: BOARD/SUPERINTENDENT COMMENTS

Mr. Bowers commented that Nelson McLeod, principal of Newport Mill Middle School, is this year's winner of The Washington Post Distinguished Educational Leadership Award for Montgomery County. The award, given for creating an exceptional educational environment, is presented each fall to one principal in each Washington metropolitan area school district and to one private school principal. Lisa Stuart, an art teacher at Cloverly Elementary School, was named Maryland Elementary Art Teacher of the Year. The award is the top honor given to elementary teachers at the annual conference of the Maryland Art Education Association. Christopher Berry, assistant principal at James Hubert Blake High School, recently was named assistant principal of the year by the Maryland Association of Secondary School Principals for his success in leadership.

Mr. Bowers added that Col. E. Brooke Lee Middle School received a 2006 Partnership School Award from the National Network of Partnership Schools at Johns Hopkins University. The school was honored for excellence in strengthening and sustaining a comprehensive program of school, family, and community partnerships. The Springbrook High School Show Choir was selected to sing at the groundbreaking ceremony for the Martin Luther King, Jr., Memorial on the National Mall yesterday. The students will never forget this once-in-a-lifetime experience.

Finally, Mr. Bowers remarked that for the third consecutive year, approximately 10,000 second grade students will attend a National Philharmonic Concert at the Music Center at Strathmore Hall. The students will attend an interactive performance especially designed for young students. To enhance the educational opportunities presented by the concert, teaching materials were designed by the National Philharmonic and MCPS for teachers to use in preparing their students for the performance. The concerts are co-presented by National Philharmonic, Strathmore, and MCPS, with additional funding from Montgomery County, and sponsored by the RFI Foundation and Comcast of Montgomery County. Additional funding for the program this year is being provided by the Philip L. Graham Fund.

Ms. Horvitz commented that she attended a Student Board Member Coalition meeting in Baltimore. It was interesting to hear from students about high school assessments (HSAs) and other topics.

Ms. Navarro stated that she had spent a year traveling the county in her campaign. She has gathered a lot of feedback from citizens. She is looking forward to serving the community for four years and working with her colleagues and the superintendent.

Mr. Abrams met with a group of students from Identity, and he had a wonderful time talking about Board activities. Second, he stated that the system is making a huge investment in technology, but the report card load was more than the computers could handle. This needs to be remedied for the next grading period. Third, he noted that the Harvard Business Review had an article comparing several school systems. He wanted to know why the San Francisco system had lower costs per pupil.

Ms. Cox remarked that Seneca Valley High School Automotive Technology students and Thomas Edison High School of Technology Automotive Body students of the Montgomery County Students Automotive Trades Foundation, Inc. reconditioned and donated a seven-passenger van to Team River Runner. This Montgomery County nonprofit organization helps disabled veterans of the Iraq and Afghan wars to recuperate in health and healing by providing new challenges through white water kayaking on the Potomac River. Second, she thanked the retiring Board members (Ms. Ervin, Dr. Haughey, and Mr. Romero) since it was their last all-day meeting.

Mrs. O'Neill commented on the HSAs and her continued concerns. A white paper provided by the superintendent was shared with the members of the Maryland Association of Boards of Education. Second, she stated that the Board needs to move forward on the Health Education curriculum. It will require courageous action because there could be more lawsuits. However, it is important to move forward and not let vocal minorities stop what is right.

Mr. Romero remarked that this was his last all-day Board meeting. In reading the agenda, he noted Stedwick Elementary School's addition. He remembered stepping into Stedwick 12 years ago holding a kindergartner's hand. That started a long road of volunteering his time that lead to his serving on the Board of Education. He was pleased with the contributions he had made to education in Montgomery County.

Ms. Ervin stated that she attended a function for Jump Start Girls. She would like to see the Board involved with this organization. These girls are those who might get pregnant, drop out of school, and not achieve academically.

Re: **LEGISLATIVE PLATFORM**

Ms. Lori Rogovin, legislative aide, stated that the platform is very helpful in educating elected officials in Montgomery County and Maryland. The Board adopted its first legislative platform in 2001, in preparation for the 2002 legislative session. Through the development, adoption, and distribution of a platform statement prior to the beginning of each legislative session, the goal is to enhance the effectiveness of Board advocacy on state budget and legislative issues.

The platform has provided a vehicle for summarizing the Board's positions on priority issues without precluding the consideration of additional legislative and budget issues that arise during the legislative session. Similar to previous years' efforts, the 2007 document will be distributed to members of the General Assembly, partner organizations, and the community before and during the legislative session, and, in addition, will be posted on the Board of Education's website.

Mrs. O'Neill pointed out that Montgomery County is represented on Maryland task forces. She suggested that student hunger/nutrition should be part of the Legislative Platform, and the Board should encourage funding for Maryland Meals for Achievement for all schools in Maryland. Second, she wanted to send a letter to the governor-elect stating that the Board's high priorities are school construction and Geographic Cost of Education Index (GCEI) funding. This letter should include the entire platform and be copied to the County Council.

Ms. Ervin thought that Mrs. O'Neill's suggestions were good because there is real poverty in Montgomery County. She was worried that the task forces will report in December 2007, and she was concerned that the needs exist now. Mr. Abrams stated that the Board and County Council could work together to develop funding with a hold-harmless statement if state funding becomes available.

Mr. Abrams noted that there were no recommendations on portables, and he would like the Board to support Delegate King's legislation on standards for portables. There should be some thought about temporary facilities that could be attached to a core facility as a permanent structure. It was agreed that the Board would welcome a review of current standards for portable classrooms and consideration that newly constructed portables meet the health and safety needs of students and staff. Innovative and semi-permanent classroom options should be explored. Ms. Cox asked staff to bring language on portables, modular construction, and semi-permanent classrooms to the Board for inclusion in the Legislative Platform.

RESOLUTION NO. 524-06

Re: **LEGISLATIVE PLATFORM**

On motion of Ms. Cox and seconded by Mrs. O'Neill, the following resolution, as amended by consensus, was adopted unanimously by those present (Ms. Ervin was not at the table):

Resolved, That the Board of Education adopt its 2007 Legislative Platform as follows:

School Construction

- \$400 million in state capital funding in FY 2008, including \$135.519 million for MCPS
- consideration of expanding the state's bonding capacity to meet growing school facilities needs across the state
- review of current standards for portable classrooms, and consideration of measures to ensure that newly constructed portables meet the health and safety needs of students and staff, and innovative semi-permanent classroom options should also be explored

Education Funding

- full funding of the Bridge to Excellence in Public Schools Act of 2002, including funding of the Geographic Cost of Education Index
- consideration of a "post-Thornton" funding measure to ensure that all students are able to succeed in school and earn a Maryland diploma
- additional funding for adult education programs that support classes in adult literacy and English for Speakers of Other Languages

Special Student Populations

- opposition to proposals that increase the local share of nonpublic placement tuition costs for local school systems
- opposition to proposals that increase the burden on local school systems to fund educational services at the Regional Institutes for Children and Adolescents (RICA)
- Department of Health and Mental Hygiene (DHMH) must be held accountable for conforming to the legal requirement to fund educational services at the RICA sites
- increase funding for Maryland Meals for Achievement program for all schools

Early Childhood Education

- support for statewide initiatives that provide funding for and access to affordable, high quality early childhood program that are aligned with school system learning standards and goals
- increase in funding for the Purchase of Care child care subsidy program

Dual Enrollment Initiatives for High School Students

- measures should be considered that allow dual enrollment programs that provide opportunities for high school students to enroll in college courses to be affordable for all students

School Safety

- funding of innovative initiatives that address gang prevention and involvement and speak to strategies that ensure a safe and secure learning and working environment for students and staff

Personnel and Retirement

- the teacher retirement program should continue to be fully funded and maintained as a state-funded categorical program
- an evaluation process should be in place for monitoring and updating employee benefits programs, such as the teacher pension system, to ensure the successful recruitment and retention of public school teachers and staff

Opposition to Public Funding for Private Schools

- opposition to the appropriation of public funds for private and parochial schools and direct aid to private and parochial students

Local School Board Authority

- support for local control of educational policy, administration, and curriculum, and opposition to legislative initiatives that have the effect of reducing local and State Board authority or creating unfunded mandates

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed for lunch and closed session from 12:10 to 1:35 p.m.

RESOLUTION NO. 525-06

Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

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

WHEREAS, Funds have been budgeted and/or identified for the purchase of off-the-lot, new vehicles through the Montgomery County Bid No. 4507000076; and

WHEREAS, The acquisition of off-the-lot, new vehicles through lease/purchase arrangements has been reviewed by legal counsel; now therefore be it

Resolved, That the off-the-lot, new vehicles for the Division of Maintenance in the amount of \$245,465 be lease/purchased for a five-year term and in the amount of \$529,015 be lease/purchased for a six-year term under the Master Lease/Purchase Agreement with Carlyle Financial Services; and be it further

Resolved, That the proceeds from the financing be used to reimburse Montgomery County Public Schools' accounts to the extent that such equipment will be acquired before closing; and be it further

Resolved, That the Board president and superintendent be authorized to execute the documents necessary for these transactions; and be it further

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

45070 Off-the-lot, New Vehicles

00076

Awardee

Criswell Chevrolet, Inc.

\$ 774,480

1523 Wireless Communications Service and Equipment

Awardees

Cingular

\$ 25,000

Sprint Nextel Corporation

125,000

Total

\$ 150,000

1062.3 Software User Training Services

Awardees (See note)

Learning Tree International, Inc.

Office Pro, Inc.

Personalized Computer Training*

Softek Services, Inc.*

ST-Net, Inc.

Tech Object Corporation*

Total

\$ 320,000

1083.3 Professional Services—Extension

Awardees (See note)

David Barr

Ciber, Inc.

Linda Gallo*

James Heffley

Lighthouse Management Consulting

Managing Technology, Inc.

Mason Dixon Consulting*

Metro Technical Consulting, Inc.

NexGen Infosys, Inc.*

RDA

	Solutions IQ Milton Wilkerson Total	\$ 900,000
4053.3	Scanner Forms and Scanning Machines–Extension	
	<u>Awardee</u> Pearson NCS	\$ 69,450
4083.4	Chalkboards, Tackboards, and White Boards	
	<u>Awardee</u> Building Specialties, Inc.	\$ 43,394
4143.2	Technology Laboratory Workstations	
	<u>Awardees</u> Diversified Educational System Midwest Tech Products and Service* Satco, Inc. Total	\$ 158,781 13,924 <u>1,259</u> \$ 173,964
4195.2	Grant Evaluator for MD K12 Digital Library Services	
	<u>Awardee</u> ORC Macro	\$ 29,250
7005.4	Hand Held Calculators and Cable Data Collection System–Extension	
	<u>Awardees</u> D & H Distributing Company Pasco Scientific Vernier Software Total	\$ 452,394 28,368 <u>38,358</u> \$ 519,120
7114.4	Early Childhood Equipment and Supplies–Extension	
	<u>Awardees</u> AFP Industries, Inc.* Childcraft Education Corporation Community Products, LLC	\$ 6,855 96,766 99,890

Glover Equipment, Inc.	3,056
Kaplan School Supply Corporation	31,920
Lakeshore Learning Materials	13,925
Pyramid School Products	1,077
School Specialty	58,655
Wood Etc. Corporation*	<u>3,160</u>
Total	\$ 315,304

9635.1 Exhaust Hood and Fire Suppression System
Replacements at CESC**

<u>Awardee</u>	
Guardian Fire Protection Service	\$ 48,265

TOTAL PROCUREMENT CONTRACTS EXCEEDING \$25,000 \$3,343,227

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

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

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 526-06 Re: **AWARD OF CONTRACT-FOX CHAPEL
ELEMENTARY SCHOOL**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

WHEREAS, The following sealed bids were received on October 30, 2006, for the Fox Chapel Elementary School accessibility modifications project that includes a new elevator and fire alarm work:

<u>Bidder</u>	<u>Amount</u>
Golden Construction, Inc.	\$496,105
Smith & Haines, Inc.	539,950
Tuckman-Barbee Construction Company, Inc.	612,275

and

WHEREAS, The low bidder, Golden Construction, Inc., has submitted 4.7-percent female-owned, Maryland Department of Transportation (MDOT)-certified Minority Business Enterprise (MBE) participation; and

WHEREAS, Golden Construction, Inc., has also submitted 8.5-percent non-MDOT-certified minority participation; and

WHEREAS, The state minority business requirements for school construction projects stipulate that only MDOT-certified minority businesses can be used to satisfy the state MBE goal of 25 percent; and

WHEREAS, Golden Construction, Inc., has submitted a waiver for the balance of the MDOT-certified 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 MDOT-certified MBE participation; and

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

Resolved, That a \$496,105 contract be awarded to Golden Construction, Inc., for the Fox Chapel Elementary School accessibility modifications project that includes a new elevator and fire alarm work, in accordance with drawings and specifications prepared by Murray & Associates, Architects.

RESOLUTION NO. 527-06

Re: **ARCHITECTURAL APPOINTMENT – THOMAS W. PYLE MIDDLE SCHOOL ADDITION**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Thomas W. Pyle Middle School addition; and

WHEREAS, Funds for architectural planning were programmed as part of the FY 2007 Capital Budget; and

WHEREAS, An Architect Selection Committee, utilizing procedures adopted by the Board of Education on April 20, 2006, identified Smolen-Emr + Associates Architects, as the most qualified firm to provide the necessary professional architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Smolen-Emr + Associates Architects to provide professional architectural and engineering services for the Thomas W. Pyle Middle School

addition project for a fee of \$370,050.

RESOLUTION NO. 528-06

Re: **ARCHITECTURAL APPOINTMENT – REDLAND
MIDDLE SCHOOL IMPROVEMENTS**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Redland Middle School improvements; and

WHEREAS, Funds for architectural planning were programmed as part of the FY 2007 Capital Budget; and

WHEREAS, An Architect Selection Committee, utilizing procedures adopted by the Board of Education on April 20, 2006, identified Delmar Architects, P.A., as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff has negotiated a fee for these architectural services that includes one minority-owned consulting firm; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Delmar Architects, P.A., to provide professional architectural and engineering services for the Redland Middle School improvements project for a fee of \$1,253,250.

RESOLUTION NO. 529-06

Re: **ACCEPTANCE OF LITTLE BENNETT
ELEMENTARY SCHOOL**

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

WHEREAS, Little Bennett Elementary School was inspected on October 25, 2006; now therefore be it

Resolved, That the Board of Education accept Little Bennett Elementary School and that the official date of completion is that date when formal notice is received from the architect that this project has been completed in accordance with the plans and specifications, and all contract requirements have been met.

RESOLUTION NO. 530-06

Re: **MONTROSE CENTER LEASE TO KENNEDY
KRIEGER EDUCATION AND COMMUNITY
SERVICES, INC.**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

WHEREAS, In February 2006, the Grafton School-Maryland defaulted on a lease for the Montrose Center and closed its programs for students with autism and severe developmental disabilities; and

WHEREAS, Parents, special needs community members, and several members of the County Council expressed a desire to have the space re-tenanted with a similar program; and

WHEREAS, A Montrose Center Selection Committee – consisting of the Montgomery County Public Schools staff, Montgomery County Department of Health and Human Services staff, and parents – was formed to develop a Request for Application (RFA) and to review potential applicants for the vacant space; and

WHEREAS, RFA #4191.1 to lease the facility was released on August 8, 2006, seeking a capable service organization that could provide special education services to students with autism and severe developmental disabilities; and

WHEREAS, The RFA included a Lease Agreement drafted by the Board of Education's attorneys from Reese and Carney with a term of five years beginning on July 1, 2007, and with the initial rent set at \$11.60 per square foot with 3-percent annual increases; and

WHEREAS, Staff received two responsive applications and distributed them to the committee for review and scoring; and

WHEREAS, The committee evaluated the applications based on a set of criteria that included accreditation, professional references, program description, and experience; and

WHEREAS, The committee rated the Kennedy Krieger Education and Community Services, Inc., application the higher of the two responsive applications; now therefore be it

Resolved, That the president and secretary of the Board be authorized to execute the Lease Agreement for the Montrose Center with Kennedy Krieger Education and Community Services, Inc.

RESOLUTION NO. 531-06 Re: **CHANGE ORDER EXCEEDING \$100,000**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

WHEREAS, A contract was awarded to Dustin Enterprises, Inc., on August 24, 2006, for

the modernization of College Gardens Elementary School; and

WHEREAS, A four-classroom addition was master planned and bid as an add-alternate for the modernization to provide additional capacity for the College Gardens Elementary School programs if student projections justified the additional space; and

WHEREAS, The current enrollment projections and program needs for the Chinese Immersion Program justify building the additional classrooms as part of the modernization; and

WHEREAS, Funds are available in the College Gardens Elementary School modernization project for the additional classrooms; now therefore be it

Resolved, That the Board of Education approve a change order in the amount of \$670,243 to the contract with Dustin Enterprises, Inc., for the modernization of College Gardens Elementary School for four additional classrooms.

RESOLUTION NO. 532-06 Re: **UTILIZATION OF THE FY 2007 PROVISION FOR FUTURE SUPPORTED PROJECTS FUNDS**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

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. 15-631, approved May 27, 2006; and

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

WHEREAS, Sufficient appropriation is available, within the FY 2007 Provision for Future Supported Projects, to permit the transfer within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, within the FY 2007 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Amount</u>
Education for Homeless Children and Youth Program			<u>\$ 125,000</u>
Total			<u>\$ 125,000</u>

and be it further

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

Council.

RESOLUTION NO. 533-06

Re: **FY 2007 FIRST QUARTER CATEGORY AND
OBJECT TRANSFER REQUEST**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Abrams, the following resolution was adopted unanimously:#

Resolved, That the superintendent of schools be authorized to effect FY 2007 categorical transfers of \$1,354,583 in the following categories:

Even Start Family Literacy

	Category	<u>From</u>	<u>To</u>
2	Mid-level Administration	\$ 987	
12	Fixed Charges	79	
14	Community Services	<u> </u>	\$ 1,066
	Total	<u>\$ 1,066</u>	<u>\$ 1,066</u>

Fine Arts

3	Instruction Salaries	\$ 70	
4	Textbooks and Instructional Supplies		\$ 76
12	Fixed Charges	<u>6</u>	<u> </u>
	Total	<u>\$ 76</u>	<u>\$ 76</u>

Individuals with Disabilities Education Act

3	Instructional Salaries		\$414,954
6	Special Education	<u>\$414,954</u>	<u> </u>
	Total	<u>\$414,954</u>	<u>\$414,954</u>

Individuals with Disabilities Education Act/Early Intervening Services

3	Instruction Salaries		\$ 12,240
4	Textbooks and Instructional Supplies	\$ 8,944	
5	Other Instructional Costs	<u>3,296</u>	<u> </u>

Total	<u>\$ 12,240</u>	<u>\$ 12,240</u>
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Infants and Toddlers

1 Administration		\$ 7,772
6 Special Education	\$ 62,181	
12 Fixed Charges		<u>54,409</u>
Total	<u>\$ 62,181</u>	<u>\$ 62,181</u>

Reading First

2 Mid-level Administration		\$ 2,419
3 Instructional Salaries	\$ 184,879	
4 Textbooks and Instructional Supplies		\$ 186,719
5 Other Instructional Costs	<u>4,259</u>	
Total	<u>\$ 189,138</u>	<u>\$ 189,138</u>

Title I – School Improvement

3 Instructional Salaries		\$ 74,245
4 Textbooks and Instructional Supplies		2,940
5 Other Instructional Costs	\$ 83,125	
12 Fixed Charges		<u>\$ 5,940</u>
Total	<u>\$ 83,125</u>	<u>\$ 83,125</u>

Title IIA – Class Size Reduction and Skillful Teacher

3 Instructional Salaries	\$ 497,549	
5 Other Instructional Costs		\$ 291,730
12 Fixed Charges		<u>205,819</u>
Total	<u>\$ 497,549</u>	<u>\$ 497,549</u>

Title IID – Enhancing Education through Technology

3 Instructional Salaries		\$ 4,546
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4	Textbooks and Instructional Supplied	\$ 2,739	
5	Other Instruction Costs	2,247	
12	Fixed Charges		<u>440</u>
	Total	<u>\$ 4,986</u>	<u>\$ 4,986</u>

Title III ESOL

3	Instructional Salaries	\$ 89,268	
4	Textbooks and Instructional Supplies		\$ 15,976
5	Other Instructional Costs		63,208
12	Fixed Charges		<u>10,084</u>
	Total	<u>\$ 89,268</u>	<u>\$ 89,268</u>

and be it further

Resolved, That the superintendent of school be authorized to effect FY 2007 object transfers of \$522,789 in the following objects:

Individuals with Disabilities Education Act/Early Intervening Services

01	Salaries and Wages		\$ 12,240
02	Contractual Services		13,000
03.	Supplies and Materials	\$ 8,944	
05	Equipment	<u>16,296</u>	
	Total	<u>\$ 25,240</u>	<u>\$ 25,240</u>

Title IIA – Class Size Reduction and Skillful Teachers

01	Salaried and Wages	\$497,549	
02	Contractual Services		\$366,730
04	Other		<u>130,819</u>
	Total	<u>\$497,549</u>	<u>\$497,549</u>

and be it further

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

RESOLUTION NO. 534-06 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:

Resolved, That the Board of Education approve the Human Resources Monthly Report dated November 14, 2006.

RESOLUTION NO. 535-06 Re: **DEATH OF MR. CORNELIUS L. GASSAWAY,
BUILDING SERVICE WORKER, OAK VIEW
ELEMENTARY SCHOOL**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mrs. Navarro, the following resolution was adopted unanimously:

WHEREAS, The death on September 22, 2006, of Mr. Cornelius L. Gassaway, building service worker at Oak View Elementary School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the six years that Mr. Gassaway worked for Montgomery County Public Schools, he was a conscientious employee and took great pride in working with the staff, students, and community; and

WHEREAS, He was a dedicated and valuable employee who adapted very quickly to all changing situations in a professional and enthusiastic manner; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Cornelius L. Gassaway and extend deepest sympathy to his family; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting and a copy be forwarded to Mr. Gassaway's family.

RESOLUTION NO. 536-06 Re: **DEATH OF MR. ROBBIE S. DYKES, SECURITY
ASSISTANT, WATKINS MILL HIGH SCHOOL**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mrs. Navarro, the following resolution was adopted unanimously:

WHEREAS, The death on October 2, 2006, of Mr. Robbie S. Dykes, security assistant at Watkins Mill High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the nine years that Mr. Dykes worked for Montgomery County Public Schools, he was a true professional and was thought of as a kind and personable employee; and

WHEREAS, Mr. Dykes always had high expectations for himself, as well as for his team members, and was trusted to maintain a safe and secure learning environment for all; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Robbie S. Dykes and extend deepest sympathy to his family; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting and a copy be forwarded to Mr. Dykes' family.

RESOLUTION NO. 537-06 Re: **DEATH OF MR. GREGORY HARVEY, CESC
SECURITY MONITOR, DEPARTMENT OF SCHOOL
SAFETY AND SECURITY**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

WHEREAS, The death on October 5, 2006, of Mr. Gregory Harvey, CESC security monitor for the Department of School Safety and Security, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 31 years that Mr. Harvey worked for Montgomery County Public Schools, he took great pride in his accomplishments and performed all tasks in a thorough and professional manner; and

WHEREAS, He was a dedicated and valuable employee who developed successful personal and professional relationships throughout his career with all levels of the school system's staff; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Gregory Harvey and extend deepest sympathy to his family; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting and a copy be forwarded to Mr. Harvey's family.

RESOLUTION NO. 538-06 Re: **DEATH OF MR. RONALD F. ROSSER,
TRANSPORTATION CLUSTER SUPERVISOR,
DEPARTMENT OF TRANSPORTATION**

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

WHEREAS, The death on October 12, 2006, of Mr. Ronald F. Rosser, transportation cluster supervisor in the Department of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 16 years that Mr. Rosser worked for Montgomery County Public Schools, he was very consistent, dependable, and accurate in carrying out his responsibilities; and

WHEREAS, He was organized, possessed excellent team skills, and worked very well with his staff; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Ronald F. Rosser and extend deepest sympathy to his family; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting and a copy be forwarded to Mr. Rosser's family.

RESOLUTION NO. 539-06 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective November 15, 2006:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Lauree Hemke	Field Office Specialist	Supervisor, Alternative Programs

Re: MONTHLY FINANCIAL REPORT

Mr. Bowers stated that this financial report reflects the actual financial condition of the Montgomery County Public Schools as of September 30, 2006, and projections through June 30, 2007, based on program requirements and estimates made by primary and secondary account managers. At that time, revenues were on target, while expenses had a projected surplus of \$2,400,000. Staff will continue to closely monitor both revenues and expenditures.

**RESOLUTION NO. 540-06 Re: PRESENTATIONS OF PRELIMINARY PLANS --
ASHBURTON ELEMENTARY SCHOOL ADDITION**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mrs. Navarro, the following resolution was adopted unanimously (Dr. Haughey recused himself):

WHEREAS, The architect for the proposed Ashburton Elementary School addition, JK Architects + Associates, Inc., has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Ashburton Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Ashburton Elementary School addition developed by JK Architects + Associates, Inc.

**Mrs. Navarro temporarily left the meeting

RESOLUTION NO. 541-06 Re: **PRESENTATIONS OF PRELIMINARY PLANS --
LUXMANOR 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 architect for the proposed Luxmanor Elementary School addition, Cochran, Stephenson & Donkervoet, Inc., has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Luxmanor Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Luxmanor Elementary School addition developed by Cochran, Stephenson & Donkervoet, Inc.

**Mrs. Navarro rejoined the meeting.

RESOLUTION NO. 542-06 Re: **PRESENTATIONS OF PRELIMINARY PLANS --
STEDWICK ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, The architect for the proposed Stedwick Elementary School addition, Cochran, Stephenson & Donkervoet, Inc., has prepared a schematic design in accordance with the

educational specifications; and

WHEREAS, The Stedwick Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Stedwick Elementary School addition developed by Cochran, Stephenson & Donkervoet, Inc.

Re: **SECONDARY PILOT COURSES**

Dr. Weast invited the following staff to the table: Mr. Erick Lang, director, Department of Enriched and Innovative Programs; and Ms. Betsy Brown, director, Department of Curriculum and Instruction.

The purpose of the presentation was to request approval to develop and pilot courses in support of the Middle School Magnet Consortium as well as signature, academy, magnet, and elective programs in high schools and to fully implement courses that have successfully completed the pilot process. Course proposals are submitted to the Board of Education as required by Board Policy IFA, *Curriculum*, approved February 13, 2001, and its accompanying regulation, IFA-RA, *Curriculum*. The policy requires that initial information regarding proposed curriculum development or revisions be presented to the Board for approval. The Office of Curriculum and Instructional Programs continues to implement the process for proposed pilot courses and presented two courses for full implementation countywide beginning in the fall 2007, as well as 39 new proposals: four middle school magnet courses; 14 Maryland State Department of Education-approved career and technology education courses; 14 externally developed courses – Advanced Placement, International Baccalaureate, and Cambridge; and seven non-core high school courses.

Re: **DISCUSSION**

Mr. Abrams inquired about online courses and whether or not there is a set timeframe for taking the courses. Staff replied that the courses are meant to be completed in a set time; these courses are alternatives to the classroom.

Mr. Romero said he was pleased with the college partnerships because those courses will familiarize students with post-secondary life.

Ms. Cox was pleased with the intensity of the process and quality of the product. She appreciated the hard work and enthusiasm of staff. There were 20 courses discontinued, and she asked how those decisions were made. Ms. Brown responded that the courses either had low enrollment or were replaced by updated courses.

Ms. Ervin commented on the process that brings curriculum to the Board. It is an important part of the Board's work, and she said there is very little time to review and digest the material. The process is not conducive to a full dialogue at the table. For the schools interested in offering some of the courses, what is the process? Ms. Brown replied that

schools can join a pilot by filling out a form.

Ms. Ervin asked about online courses. What are they and who is taking them? Staff responded that the two courses are health education and SAT preparation. Students take these courses so they can enroll in other courses during the school year. Each course costs \$365.00. Mr. Abrams asked if the cost can be subsidized. Staff replied that the summer school sliding scale is used to determine costs.

Mr. Abrams suggested an addendum that showed previously approved courses and evaluation results. Furthermore, he would be interested in an ongoing bibliography of discontinued courses since there is a possibility that these courses could be resurrected.

RESOLUTION NO. 543-06 Re: **SECONDARY 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, the Montgomery County Public Schools established procedures under Regulation IFA-RA, *Curriculum*, to allow school staff to develop and pilot non-core curriculum courses through the Office of Curriculum and Instructional Programs; and

WHEREAS, the Montgomery County Public Schools established procedures under Regulation IFA-RA, *Curriculum*, to allow externally developed curriculum and instructional programs to be used in place of MCPS curriculum after review and approval, using the process for non-core curriculum development; and

WHEREAS, The proposed courses have met all of the requirements established in the procedures; and

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

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

Re: **REPORT ON PUBLIC ENGAGEMENT EFFORTS
FOR STRATEGIC PLANNING AND THE
OPERATING BUDGET**

Mr. Bowers reported that MCPS implemented several new methods in the fall to expand

public participation in the strategic planning and budgeting process. On September 21, 2006, staff and Board of Education members met with parent, student, employee association, business, and community leaders to offer them an opportunity to provide feedback on the strategic planning and budget process and to provide them with materials that they could use to solicit input from their constituency groups. On October 12, 2006, the Board of Education held a community forum in which 37 individuals testified. The format reflected feedback received as a result of the community forums held last year indicating that individuals wanted an opportunity to provide public comment directly to members of the Board of Education and the superintendent of schools.

In addition, MCPS is receiving feedback online and through postage-paid feedback cards in multiple languages that have been disseminated at the forums, to all schools, to parent and community organizations, and to Board of Education members and MCPS staff members for use in meetings. The public engagement efforts implemented this year, particularly the format of the October 12, 2006 forum, reflect feedback received at last year's forums and related staff recommendations.

The Board of Education Research and Evaluation Committee reviewed the information on May 30, 2006, and subsequently a recommendation for a change in format to the forums for the 2006-07 school year was transmitted by Ms. Valerie Ervin, chair of the Research and Evaluation Committee, and approved by the Board of Education on June 26, 2006. The feedback received at the September 21, 2006, meeting and the October 12, 2006, public forum; on the individual feedback cards; via the MCPS Web site; and from meetings conducted by Board of Education members, MCPS staff, employee associations and community leaders will be considered carefully during the development of the FY 2008 Operating Budget.

Re: DISCUSSION

Mrs. O'Neill asked if the grade level was indicated on the feedback cards. Mr. Bowers replied that it was not. Ms. Cox thought it was important to know the level the respondent was addressing in offering feedback.

Mrs. Navarro commented that she was pleased by the way the forums were modified because it established an ongoing process. However, some clusters thought the Board was going backwards in limiting feedback. It is important to explain to all constituents the direction taken by the Board.

Mr. Romero asked if there was a way to hear from new members of the community. Mr. Bowers stated that those testifying at the forum came from various communities, and were not the same people the system hears from often. Mr. Bowers thought that a key component is that staff is available to attend any community meeting to increase awareness. Dr. Haughey believed it was time to hire a professional pollster because there

are different ways of asking questions to solicit important information.

Ms. Cox thought it was important that the message to the community be that the Board is interested in hearing its views. People come to the forums because they feel they are being heard. She suggested that a break should be inserted in the agenda so that Board members can ask questions and interact with community members.

Ms. Ervin was pleased that the Research and Evaluation Committee had elected a new format with the help of the Board's chief of staff. The community was pleased that the forum was not a staff-driven meeting. The feedback was tremendous, and this is the right formula.

**Re: PROCESS FOR BOARD OF EDUCATION
APPROVAL OF EXTERNAL AUDITS**

On motion of the Audit Committee, the following resolution was placed on the table:

WHEREAS, The Montgomery County Public Schools seeks to cooperate with all duly authorized external audit requests; and

WHEREAS, The Board of Education desires a consistent process for the evaluation and documentation of external audit requests; now therefore be it

Resolved, That all requests for external audits be subject to the external audit request approval process; and be it further

Resolved, That staff submit all requests for external audits for Board of Education approval as prescribed by this process.

Re: DISCUSSION

Ms. Ervin asked why the Board needed to act on this item at this meeting. She had a lot of questions, and she suggested that this item be deferred until December or January. She noted that Mr. Bowers was the decision maker on the proposed format. She wanted to know when the Board would be notified. What are the estimated costs of external audits? There needs to more information on who the requesters would be. Would this be vetted with other agencies?

Mrs. Navarro asked what the timeline was for the new process, and what is in place now. Mr. Abrams explained that audits can be requested by agencies that have the statutory authority. If it is not a financial audit, the system would determine on a case-by-case basis what was appropriate. In the past, there was a collaborative process in which an agency would make a request to audit a department or program. Mr. Bowers commented that this would put a formal process in place.

Ms. Ervin asked which agencies were included in the resolution. Mr. Abrams stated that the agencies would not be named, but the process would be shared with Office of Legislative Oversight, Inspector General, and State Legislative Oversight.

Ms. Ervin wanted to know who the audit team is. Staff replied that it would be the point of interest of the audit. Ms. Ervin asked who external auditors were. Staff replied it was Clifton Gunderson, LLP. Ms. Ervin inquired about the costs for an external auditor. Staff explained there was a contract with the auditor, and the costs would be minimal.

Re: **AN AMENDMENT TO PROCESS FOR BOARD OF EDUCATION APPROVAL OF EXTERNAL AUDITS**

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

Resolved, That the Board of Education tentatively adopt the resolution and send the process out for public comments.

Re: **DISCUSSION**

Ms. Cox did not see any reference in the documents to expand the scope of the audit by any auditor. The process does not spell out if an audit can be terminated in mid-audit when the work extended beyond the original request. Second, she suggested that the item would not be on the consent agenda, but a stand-alone item. There should be a reference to "general accepted government accounting standards."

RESOLUTION NO. 544-06 Re: **PROCESS FOR BOARD OF EDUCATION APPROVAL OF EXTERNAL AUDITS**

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

Resolved, That the Board of Education defer the resolution on the Process for Board of Education Approval of External Audits until the January 9, 2007.

RESOLUTION NO. 545-06 Re: **CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

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 Tuesday, December 12, 2006, 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 administrative 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. 546-06 Re: **REPORT OF CLOSED SESSION**

On recommendation of the superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously:

On October 23, 2006, 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 October 23, 2006, from 6:30 to 6:50 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

- Reviewed and considered the following appeals with a subsequent vote in open session in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): 2006-23, 2006-63, 2006-64, and T-2006-83.
- 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*): 2006-67, 2006-68, and T-2006-87.
- Discussed the Human Resources appointment with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
- Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
- Discussed matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed session were Steve Abrams, Larry Bowers, Patrick Clancy, Sharon Cox, Brian Edwards,

Valerie Ervin, Charles Haughey, Marlene Hartzman, Sarah Horvitz, Roland Ikheloa, Don Kress, Frieda Lacey, Susan Marks, Nancy Navarro, John Q. Porter, Brian Porter, Lori Rogovin, Gabe Romero, Glenda Rose, Jerry Weast, and Carey Wright.

RESOLUTION NO. 547-06 Re: **MINUTES OF THE JUNE 26, JULY 5, AND
OCTOBER 12, 2006, MEETINGS**

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

Resolved, That the Board of Education approve its minutes for June 26, July 5, and October 12, 2006.

RESOLUTION NO. 548-06 Re: **TENTATIVE ADOPTION OF POLICY JFA,
STUDENT RIGHTS AND RESPONSIBILITIES**

On recommendation the Policy Committee, the following resolution was adopted unanimously:

WHEREAS, Policy JFA, *Student Rights and Responsibilities*, sets forth the scope of student rights and responsibilities; and

WHEREAS, The draft revision of Policy JFA, *Student Rights and Responsibilities*, reflects the Board's expectation of a higher standard of conduct for students either seeking or occupying student government or other leadership positions; and

WHEREAS, The Board of Education has considered the Board Policy Committee's recommendation; now therefore be it

Resolved, That the Board of Education tentatively approve the recommended revision to Policy JFA, *Student Rights and Responsibilities*.

RESOLUTION NO. 549-06 Re: **APPEALS**

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

WHEREAS, The Board of Education has met in closed session, and deliberated on appeals brought before its members acting in its quasi-judicial capacity under Section 10-503(a) of the *State Government Article*; now therefore be it

Resolved, That the Board of Education hereby decide the following appeals, reflective of the Board members' votes in closed session, the disposition of which shall be recorded in

the minutes of today's meeting:

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
2006-67	Early Entrance to Kindergarten	Affirmed
2006-68	Admission to Highly Gifted Center	Affirmed
T-2006-87	Student Transfer	Affirmed

Re: **NEW BUSINESS**

Ms. Cox moved and Mr. Abrams seconded the following:

Resolved, That the Board of Education, in keeping with Policy BFA, *Policysetting*, direct a review of Policy IOA, *Gifted and Talented Education*, for the purpose of:

- ascertaining community and Board support for the current policy's desired outcomes (as stated below) and amending them as may be necessary:

An accelerated and enriched program in each subject area will be provided routinely in every school, K-12.

All students who are capable of doing so will be given the opportunity to work above grade level and in advanced and enriched materials in all content areas in every grade level in each school.

All schools will use a variety of flexible and varied grouping arrangements which will enhance the delivery of accelerated and enriched instruction.

The classroom, school organization, and instructional strategies will be designed to accommodate diversity in student backgrounds as well as their abilities and interests.

- ensuring that guidance provided in the policy does not create or support any institutional barriers to achievement of the desired outcomes for any students.
- ensuring that the policy reflects the purpose, issue, position and desired outcomes supported by the Board of Education and that implementation strategies are appropriately incorporated into regulation.

Mrs. O'Neill moved and Mrs. Navarro seconded the following:

Resolved, That for the public hearings for the operating budget for FY 2008, the Montgomery County Council of PTAs, Montgomery County Education Association, Montgomery County Association of Administrative and Supervisory Personnel, SEIU Local 500, municipalities and elected officials, Montgomery County Taxpayers Association, and Montgomery County Civic Federation each will be allotted five minutes for testimony; and be it further

Resolved, That each PTA cluster will be assigned a five-minute slot on one of the two evenings set aside for hearings; and be it further

Resolved, That other organizations and individuals who wish to testify on either of the evenings set aside for the hearings will be provided a three-minute time allotment on a first-come, first-served basis by calling the Board office no earlier than three weeks prior to the date of the first public hearing.

RESOLUTION NO. 550-06 Re: **WAIVE LAYOVER PROCEDURES**

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

Resolved, That the Board of Education waive its layover procedure for the following new business item.

RESOLUTION NO. 551-06 Re: **BETHESDA NAVAL HOSPITAL AND WALTER REED ARMY MEDICAL CENTER**

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

Resolved, That the Board of Education ask system leadership and the Office of Human Resources to contact the officials at Bethesda Naval Hospital and Walter Reed Army Medical Center to ascertain if there are things the school system can do to support the accommodation and return of some of the veterans they are treating.

Re: **ITEMS OF INFORMATION**

The following documents were available:

Legal Fees Report
Construction Progress Report
Minority-, Female-, or Disabled-owned Business Procurement
Report for the First Quarter of Fiscal Year 2007

RESOLUTION NO. 552-06 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of November 14, 2006, at

4:20 p.m.

PRESIDENT

SECRETARY

JDW:gr