

APPROVED
24-2011

Rockville, Maryland
September 26, 2011

The Board of Education of Montgomery County held a business meeting and closed session at the Carver Educational Services Center, Rockville, Maryland, on September 26, 2011, beginning at 5:00 p.m.

Present: Mr. Christopher Barclay, President
in the Chair
Ms. Laura Berthiaume
Ms. Shirley Brandman
Dr. Judy Docca
Mr. Philip Kauffman
Mrs. Patricia O'Neill
Dr. Joshua Starr, Secretary/Treasurer

Absent: Mr. Michael Durso
Mr. Alan Xie

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

With a quorum present, the Board of Education met in open session at 5:00 p.m.

RESOLUTION NO. 456-11 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the superintendent and on motion of Ms. Brandman seconded by Mr. Kaufmann, the following resolution was adopted unanimously by members present:

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

Resolved, That the Board of Education of Montgomery County conduct a closed session on September 26, 2011, in Room 120 from 5:00 to 6:00 p.m.; and be it further

Resolved, That the Board of Education of Montgomery County receive legal advice regarding contract negotiations with Community Montessori 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 receive legal advice and consult with staff and individuals about pending litigation concerning the *Open Meetings Act* as permitted under Section 10-508(a)(7) and Section 10-508(a)(8), respectively, of

the *State Government Article*; and be it further

Resolved, That the Board conducts administrative functions (select presenters for the Distinguished Services Awards and discuss participation in NSBA) which are outside the purview of the *Open Meetings Act* and as permitted by Section 10-503(a)(1)(i) of the *State Government Article*; and be it further

Resolved, That the Board receives legal advice as the Board adjudicates and reviews appeals, which is a quasi-judicial function outside the purview of the *Open Meetings Act* and as permitted by Section 10-508(a)(7) of the *State Government Article*; and be it further

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

Re: **OPEN SESSION**

The Board of Education met in closed session from 5:02 to 6:30 p.m. After a seven-minute break, the Board of Education reconvened in open session at 6:37 p.m.

To view specific sections or the entire meeting, please watch at
<http://www.montgomeryschoolsmd.org/boe/meetings/archive/2011/2011-0926.shtm>

Re: **PLEDGE OF ALLEGIANCE**

All present recited the Pledge of Allegiance.

RESOLUTION NO. 457-11 Re: **APPROVAL OF THE AGENDA**

On recommendation of the superintendent and on motion of Ms. Brandman seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its agenda for September 26, 2011.

RESOLUTION NO. 458-11 Re: **WALK TO SCHOOL DAY**

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

WHEREAS, The promotion of bicycling and walking to school provides an opportunity to address bicycle and pedestrian safety; and

WHEREAS, Walking to school results in less traffic and cleaner air, reducing air pollutants that can be especially harmful to children; and

WHEREAS, Walking improves the health and well-being of children and adults; and

WHEREAS, Children, families, and community leaders again are joining together nationally and internationally to walk children to school or to the bus stop to promote traffic pollution awareness, health and physical fitness, and pedestrian safety in their community; now therefore be it

Resolved, That the Board of Education and the superintendent of schools proclaim October 5, 2011, as "Walk to School Day"; and be it further

Resolved, That the school system notifies the public and school community of "Walk to School Day," publicizes this resolution and the school system's participation through internal and external media, and encourages everyone to consider the safety of pedestrians and, in particular, student walkers every day.

RESOLUTION NO. 459-11 Re: **NATIONAL DISABILITY AWARENESS
MONTH**

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

WHEREAS, October is *National Disability Awareness Month* in the United States; and

WHEREAS, Montgomery County Public Schools is committed to ensuring that every child, regardless of race, ethnicity, gender, socioeconomic status, language proficiency, or disability, learns and succeeds; and

WHEREAS, Montgomery County Public Schools is welcoming to our diverse student and parent communities and is committed to providing a climate of respect for engaging parents as partners in the education of their children; and

WHEREAS, Montgomery County Public Schools promotes the improved academic achievement of students with disabilities by providing professional development opportunities to all staff members in an effort to provide students with disabilities access to the general education environment; and

WHEREAS, Montgomery County Public Schools is working toward increasing career and college opportunities for the 5,177 students with disabilities currently receiving transition services; and

WHEREAS, Montgomery County Public Schools, as part of *National Disability Awareness Month*, recognizes the importance of embracing global attitudes, practices, and policies that promote successful educational and employment outcomes for students with disabilities; and

WHEREAS, Montgomery County Public Schools celebrates the signing of the

Americans with Disabilities Act 21 years ago, showing America's commitment to ensuring full participation for people with disabilities in all environments; now therefore be it

Resolved, That the Montgomery County Board of Education and the superintendent of schools declare the month of October as *National Disability Awareness Month* in Montgomery County Public Schools and encourage staff members in schools to sponsor activities in honor of its recognition.

RESOLUTION NO. 460-11 Re: **MARYLAND FAMILY ENGAGEMENT
MONTH**

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

WHEREAS, Our children are our most valuable resources and are the key to our future economic and social well-being; and

WHEREAS, Parents are their children's first and most influential teachers and have high hopes and dreams for their children's future; and

WHEREAS, Research shows when parents are involved in their children's education, students have better attendance rates, show increased motivation, earn higher grades, and have a greater chance of attending college; and

WHEREAS, Montgomery County Public Schools encourages parent and family involvement in the school community to support children's education, healthy development, and well-being; and

WHEREAS, All school system staff members are available to assist families with information and support to ensure parents, guardians, and caregivers may engage fully in their children's education; and

WHEREAS, When parents and schools supported by the community in shared partnership work together, our children benefit and become lifelong learners and contribute positively to our society; and

WHEREAS, Montgomery County Public Schools provides opportunities for parents to engage with school system staff by attending Back-to-School Nights, the Open House for K-12, parent-teacher conferences, and other activities scheduled throughout the school year; and

WHEREAS, Parents may find answers to their questions by using the *Parent Guide*, which is available on the Montgomery County Public Schools website; attending the ASK MCPS Drop-In Coffees; participating in one of the Superintendent's 'Listen and Learn' events or one of the Board of Education's Community Conversations events; or

contacting the ASK MCPS call center; and

WHEREAS, Montgomery County Public Schools also connects with parents and students through *MCPS QuickNotes* e-mail newsletters, Montgomery County Public Schools Television Channel 34, and Twitter; and

WHEREAS, The importance of parent involvement in education requires not only recognition, but a firm commitment for our policies and actions; now therefore be it

Resolved, That the Montgomery County Board of Education and the superintendent of schools hereby declare the month of October 2011 to be Maryland Family Engagement Month in Montgomery County Public Schools and encourage families, staff, and community members to recognize the importance of parent involvement in improving student achievement.

Re: **PUBLIC COMMENTS**

The following people commented before the Board of Education:

<u>Person</u>	<u>Topic</u>
1. Fred Stichnoth	Choice Process
2. James Pekar	Bethesda-Chevy Chase Middle School #2
3. Kathy Fink	Bethesda-Chevy Chase Middle School #2

Ms. Berthiaume asked for a reply to Mr. Stichnoth's testimony on the 'broken NEC Choice Process.'

Mr. Barclay requested more information on the statement made by Dr. Pekar that federal law restricts conversion of parks that were developed with federal funds.

Re: **BOARD/SUPERINTENDENT COMMENTS**

Board members commented on the:

1. Alternative Financing Conference in Annapolis which included community donated items, energy performance contracting, and public/private partnerships, among other topics.
2. 50th Anniversary Celebration at Monocacy Elementary School with time-capsule history.
3. 50th Anniversary of Poolesville Elementary School with a parade and exhibits.
4. Smart lunches at North Bethesda Middle School.
5. Maryland State Education Association and the test score discrepancies in the state of African-American and Hispanic students.
6. Jack and Jill, Inc. which helps students and parents work together to learn about culture and education.

Dr. Starr reported that the:

1. Transition Report highlights strengths and areas in need of more focus.
2. Listen and Learn events continue to be a success.
3. Parent Academy workshops are under way and feature nine sessions on Curriculum 2.0.
4. MCPS to host free flu vaccine clinics in October and November.
5. Employee Wellness Competitions to start on October 3.

RESOLUTION NO. 461-11 Re: **UTILIZATION OF THE FY 2012 PROVISION
FOR FUTURE SUPPORTED PROJECTS**

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

WHEREAS, The above-noted grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 17-150, approved May 26, 2011; and

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

WHEREAS, Sufficient appropriation is available, within the Fiscal Year 2012 Provision for Future Supported Projects, to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized by the Montgomery County Board of Education to receive and expend \$593,262 within the Fiscal Year 2012 Provision for Future Supported Projects, as specified below:

Project	Amount
Healthy Eating and Healthy Lifestyles Youth Initiative	\$ 30,000
Team Nutrition Refresh Project	9,998
<i>Individuals with Disabilities Act</i> Passthrough, Part B	264,735
Educator Effectiveness Academy and Teacher Induction Academy	232,465
American Association for the Advancement of Science: Earth Science	2,500
Maryland Model for School Readiness	53,564
Total	<u>\$ 593,262</u>

and be it further

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

Re: DISCUSSION

Mr. Barclay asked the following questions about Item 3.1.1 (Utilization of the FY2012 Provision for Future Supported Projects):

- What is the stipend teachers receive for attending the Educator Effectiveness and Teacher Induction Academies?
- What happens with the balance if travel expenses are not all used?

**Re: DISCUSSION ON THE SECONDARY
COMMON CORE STATE STANDARDS IN
ENGLISH LANGUAGE ARTS AND
MATHEMATICS**

The Board members made the following observations that:

- The standards are not a prescription on how to teach.
- It is good that careers are mentioned and not just college.
- The standards are very positive and great for academic achievement; however, timing and implementation could present a problem.
- There will be a need for professional development.
- Technology needs to be assessed to keep pace with the developments of the industry, such as Smart Phones.
- There will be a challenge on assessing integrated learning.
- The standards will be sent out for public comment.

Questions included:

- Will central office have the capacity for implementation?
- How does staff quantify categories of literature?
- How will acceleration and remediation be addressed?
- Do the standards reach out to English Language Learners and special education students?
- Will the state assessments offer accommodations for special needs students?
- What about students on accelerated instruction?

RESOLUTION NO. 462-11

**Re: SECONDARY COMMON CORE STATE
STANDARDS IN ENGLISH LANGUAGE
ARTS AND MATHEMATICS**

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

WHEREAS, On February 13, 2001, the Montgomery County Board of Education approved a curriculum policy that guides the development, implementation, and monitoring of curricula throughout the school system; and

WHEREAS, The Montgomery County Board of Education approved the curriculum

frameworks in English language arts and mathematics on July 2, 2001; and

WHEREAS, The Maryland State Board of Education adopted the Common Core State Standards in English language arts and mathematics on June 22, 2010; and

WHEREAS, The Montgomery County Board of Education unanimously approved the Elementary Integrated Curriculum Framework, which incorporates the Common Core State Standards for English language arts and mathematics, on December 7, 2010; and

WHEREAS, Montgomery County Public Schools has created the Montgomery County Public Schools Secondary English Language Arts Curriculum Framework and the Montgomery County Public Schools Secondary Mathematics Curriculum Framework that fully incorporate the Secondary Common Core State Standards in English language arts and mathematics in their entirety; and

WHEREAS, Feedback from stakeholders will be used to refine the Montgomery County Public Schools Secondary English Language Arts Curriculum Framework and the Montgomery County Public Schools Secondary Mathematics Curriculum Framework; now therefore be it

Resolved, That the Montgomery County Board of Education grants preliminary approval of the Montgomery County Public Schools Secondary English Language Arts Curriculum Framework and the Montgomery County Public Schools Secondary Mathematics Curriculum Framework that fully incorporate the Secondary Common Core State Standards in English language arts and the Common Core State Standards in mathematics in their entirety; and be it further

Resolved, That the draft curriculum frameworks be made available to the community for appropriate feedback and input before final adoption in December 2011.

Re: **CONTINUATION OF BOARD OF
EDUCATION FY 2013 OPERATING BUDGET
INTERESTS**

Board Role in Budget Process

1. Ensure alignment with strategic plan
2. Outreach to community and stakeholders
3. Advocacy
4. Make sure we are investing in what works (ongoing conversations)
5. Why we are keeping our investments to aligned goals
6. Oversight-to make sure dollars are going to the right goals
7. Input on recommendations and have regular updates on variables
8. Make sure there are no surprises to the community
9. Protect community's interests
10. Distinction of what can be funded, informed by research, data, audits, policies
11. Integrity of problem-solving process

12. Short-term and long-term planning
13. Thinking about 5 years ahead
14. Ensure that all voices are equally heard and taken into account
15. Unify stakeholders, interest-based, common sharing of interests
16. Understand the interests of funders

Interests

1. Maintain the academic success of our programs
2. Make sure that all students achieve, regardless of demographics
3. Retain and support all staff
4. Continue to invest to reduce variability
5. Don't balance the budget on the backs of our most vulnerable students
6. Maintain commitment to equitable distribution of resources and to our schools
7. Improve the academic performance of our middle schools
8. Protect classroom resources
9. Ensure that our schools are places where every child can learn something new, for that child, every week
10. Ensure that our schools are places our children want to go to every morning and feel safe
11. Focus on programs that prepare students for the future (college and career)
12. Youth programs for students that promote a healthy life style (after-school)
13. Provide timely and adequate remediation to students not on grade level
14. Ensure we graduate students prepared to be full participants in our democracy (civics and history)
15. Continuing to invest in professional growth
16. Continue to invest in pre-school
17. Continue to invest in technology for students and staff
18. Maintain and improve our array of special education programs
19. Maximize schools as community assets
20. Provide multiple career paths for college and career
21. Address secondary literacy issues
22. Provide a healthy and safe environment for all children
23. Address the math curriculum
24. Continue to invest in things that really engage students and make learning exciting (rich array)
25. Invest in learning opportunities to enhance students' appreciation of our role as environmental stewards.

Prior to the meeting, the Board members scored the above list as follows:

Make sure that all students achieve, regardless of demographics	4	40
Continue to invest in professional growth	6	40
Continue to invest to reduce variability	4	37

1 = 10

2 = 9

Maintain commitment to equitable distribution of resources and to our schools	5	31	3 = 8
Maintain the academic success of our programs	3	26	4 = 7
Maintain and improve our array of special education programs	6	25	5 = 6
Retain and support all staff	4	24	6 = 5
Focus on programs that prepare students for the future (college and career)	4	23	7 = 4
Provide a healthy and safe environment for all children	4	23	8 = 3
Provide timely and adequate remediation to students not on grade level	5	21	9 = 2
Address secondary literacy issues	4	20	10 = 1

RESOLUTION NO. 463-11

Re: **CLOSED SESSIONS RESOLUTION**

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on Tuesday, October 11, 2011, in Room 120 of the Carver Educational Services Center to meet from 9:00 to 10:00 a.m. and 12:30 to 1:30 p.m.; and be it further

Resolved, That the Board of Education anticipates that the closed sessions will include a discussion of personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article* and Section 4-107(d) of the *Education Article*; the review and adjudication of appeals in its quasi-judicial capacity; consultation with counsel to obtain legal advice on those appeals, as permitted under Section 10-508(a)(7) of the *State Government Article*; a discussion of matters of an administrative function outside the purview of the *Open Meetings Act* (Section 10-502(b) of the *State Government Article*); and the Board will publish a more detailed Resolution for Closed Session when particular topics for discussion are identified; and be it further

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

RESOLUTION NO. 464-11

Re: **REPORT OF CLOSED SESSIONS**

On recommendation of the superintendent and on motion of Ms. Brandman seconded

by Mrs. O'Neill, the following resolution was adopted unanimously by members present:

On September 13, 2011, the Board of Education voted unanimously by members present to conduct a closed session as permitted under the *Education Article* Section 4-107(d) and *State Government Article* Section 10-508(a), *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in a closed session on September 13, 2011, from 9:04 to 10:38 a.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and:

1. Received legal advice on appeals and adjudicated the following appeals involving student transfers, early admission to kindergarten, and consortium placements: T-2011-45, T-2011-46, T-2011-47, T-2011-48, 2011-29, 2011-31, 2011-32, 2011-34, and 2011-36, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*, with a subsequent vote in open session.
2. Received a briefing by the superintendent on the Monthly Human Resources and Development Report and Appointment with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
3. Received legal advice on pending litigation concerning the Open Meetings Act, as permitted under Section 10-508(a)(7) and (8) of the *State Government Article*.

In attendance at the 9:04 a.m. closed session were Chris Barclay, Laura Berthiaume, Shirley Brandman, Judy Docca, Michael Durso, Phil Kauffman, Patricia O'Neill, Alan Xie, Suzann King, Glenda Rose, Laura Steinberg, and Kristen Koger. At 10:00 a.m., Ms. Koger left the meeting and the following staff and counsel joined the meeting: Larry Bowers, Judy Bresler, Brian Edwards, Frieda Lacey, and Joshua Starr.

RESOLUTION NO. 465-11 Re: **APPEALS**

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

Resolved, That the Board of Education hereby decides the following appeals reflective of the Board members' votes in closed session, the dispositions of which will be recorded in the minutes of today's meeting:

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
T-2011-50	Student Transfer	Reversed
T-2011-52	Student Transfer	Affirmed
2011-35	Highly Gifted Center	Deputy's Decision Stands
2011-38	Early Entrance to Kindergarten	Affirmed
2011-39	Rescission of COSA	Affirmed
2011-40	Student Placement	Affirmed

RESOLUTION NO. 466-11 Re: **MINUTES**

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

Resolved, That the Board of Education approved the minutes from the July 7 and July 25, 2011, meetings.

Re: **NEW BUSINESS**

There was no new business.

RESOLUTION NO. 467-11 Re: **ADJOURNMENT**

On recommendation of the superintendent and on motion of Mr. Kauffman seconded by Dr. Docca, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education adjourn its meeting of September 26, 2011, at 8:37 p.m.

PRESIDENT

SECRETARY

JPS:gr

Resolution	Barclay	Berthiaume	Brandman	Docca	Durso	Kauffman	O'Neill	Xie
Common Core Standards	A	A	A	A	O	A	A	O

A = affirmative; N = negative; O = absent; AB = abstain