

APPROVED  
10-2009

Rockville, Maryland  
April 14, 2009

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on April 14, 2009, at 10:05 a.m.

Present: Ms. Shirley Brandman, President  
in the Chair  
Mr. Christopher Barclay  
Ms. Laura Berthiaume  
Dr. Judy Docca  
Mr. Philip Kauffman  
Ms. Quratul-Ann Malik  
Mrs. Nancy Navarro  
Mrs. Patricia O'Neill  
Dr. Jerry Weast, Secretary/Treasurer

Absent: None

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

RESOLUTION NO. 176-09 Re: **RESOLUTION FOR CLOSED SESSION**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *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 April 14, 2009, in Room 120 from 9:00 to 10:00 a.m., to acquit its administrative functions and receive legal advice as the Board adjudicates and reviews appeals, which are a quasi-judicial function and an administrative 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 closed session continue until the completion of business.

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. 177-09 Re: **APPROVAL OF THE AGENDA**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by

Dr. Docca the following resolution was adopted unanimously:

Resolved, That the Board of Education amend the agenda to include Item 2.5 (FY 2010 Maintenance of Effort Waiver) and approve the agenda for April 14, 2009.

RESOLUTION NO. 178-09      Re:    **SECRETARIES WEEK**

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

WHEREAS, Secretaries Week will be celebrated nationally the week of April 20, 2009; and

WHEREAS, The Board of Education wishes to publicly recognize the competence and dedication of its staff of secretarial and clerical employees and express its appreciation for their efforts in the effective, courteous, and efficient operation of Montgomery County Public Schools; and

WHEREAS, The Board of Education thanks its secretarial and clerical staff for their contributions to excellence in education; now therefore be it

Resolved, That Secretaries Week be observed by the school system during the week of April 20, 2009; and be it further

Resolved, That Wednesday, April 22, 2009, be designated as Secretaries Day for Montgomery County Public Schools.

RESOLUTION NO. 179-09      Re:    **NATIONAL VOLUNTEER WEEK**

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

WHEREAS, Montgomery County Public Schools has a continuing commitment to partner with parents, citizens, and organizations who volunteer in our schools to ensure the successful education of all students; and

WHEREAS, The entire community can mobilize and be inspired to take actions that support student learning to improve academic achievement; and

WHEREAS, Volunteers of all ages, from all walks of life and economic and cultural backgrounds give generously of their talent, spirit, energy, and, most important, their time; and

WHEREAS, The giving of one's self in service to another empowers volunteers and students alike; and

WHEREAS, Volunteers ensure that every student has the opportunity to receive extra academic guidance, mentoring, support, and encouragement; and

WHEREAS, Volunteers stretch school system resources to ensure that all students benefit from a high-quality education and partner with us to prepare today's students for tomorrow's world; and

WHEREAS, The Montgomery County Public Schools volunteer force of more than 30,000 individuals is a great treasure and models the best in citizenship and community involvement; and

WHEREAS, Three elementary schools, three middle schools, three high schools, and one special education center with the most volunteer hours will be presented with the Outstanding Volunteer Program Award at the Montgomery County Public Schools Back-to-School Fair on August 29, 2009; now therefore be it

Resolved, That the Montgomery County Board of Education celebrates and appreciates our volunteers, whether they be parents, community members, business persons, or students, for their dedicated service to education and the children in our schools; and be it further

Resolved, That National Volunteer Week be observed by Montgomery County Public Schools during the week of April 19–25, 2009.

Re: **UPDATE ON LEGISLATION**

Ms. Laura Steinberg, legislative aide to the Board of Education, provided a short update to the Board on the actions taken by the General Assembly. A complete written update will be provided for the next Board meeting. Actions taken included—

- ✓ conclusion that no legislation directly affected education
- ✓ conclusion that budget was an area of concern with the federal stimulus funds
- ✓ HSA bills did not pass
- ✓ vouchers bill did not pass
- ✓ in-house suspensions for truancy passed
- ✓ *Fairness in Negotiations Act* (collective bargaining bill) did not pass
- ✓ collective bargaining – topics of negotiations – passed, with one amendment
- ✓ *Accountability and Transparency Act* passed

A final report on all bills will be sent to the Board.

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Lisa Gabriel	Middle Years Program
2.	Ryan Kramer	Advanced Placement
3.	Margo Kabel	International Baccalaureate Program
4.	Gabriel Gonzalez	French Immersion Program
5.	Joann Allen	College Institute Program/International Baccalaureate
6.	Aissa Sires	French Immersion
7.	Sabine Philippe	Immersion Programs
8.	Sharon Hammond	French Immersion
9.	Cori Vanzhieri	French Immersion Program
10.	Carla Romo	College Institute Program/International Baccalaureate
11.	Yasmina Mudarres	French Immersion Program
12.	Rachael Nichols	French Immersion Program

Ms. Navarro asked for the dollar amount of the position cuts for English instruction in the French immersion program. Ms. Berthiaume asked staff for specific information on all immersion cuts over the past five years. Dr. Docca wanted to know how many applications are received for the College Institute; how many are accepted; and, if not, why?

Re: **BOARD/SUPERINTENDENT COMMENTS**

Ms. Berthiaume congratulated staff and parents on the Month of the Young Child event at Montgomery Knolls Elementary School. Each Board member received a doll as part of the Doll Project, with stories about children.

Ms. Malik welcomed the students back to school after spring break. She attended the Maryland Association of Student Councils convention ,where she participated with her peers in leadership training.

Mr. Barclay recognized the students at Thomas Edison High School of Technology who won awards in the Maryland State Skills USA Competition. He commended the teachers for preparing the students for the world of work.

Dr. Docca echoed Mr. Barclay's recognition of Edison students. She said that The Month of the Young Child punctuates the seriousness of early childhood education in MCPS. Riderwood Village, a retirement community, hires 22 MCPS students in food services, and the residents gave each student \$6,000. Dr. Docca attended the Marian Greenblatt Award event at Sequoyah Elementary School. Students from the Gaithersburg College Institute participated and won the first three awards in the Montgomery College Macklin Business Institute's business plan competition. Dr. Docca also attended the Arab American Heritage event at the County Executive Office Building, and the Harry Harden, Jr. Black and African American Student Academic Awards at Montgomery College.

Mrs. O'Neill noted that coming soon is the 20<sup>th</sup> Anniversary Celebration of the Benjamin

Banneker Honors Society, started by the late J.D. Speller and continued by his widow, Arlene. This program encourages students to be their best. She was looking forward to the spring where students receive awards and scholarships.

Dr. Weast commented on the operating budget, the crisis in funding, and the maintenance of effort. The public comments demonstrated a broad base of support for MCPS programs as well as the demand to build the programs with more positions. The national student clearinghouse reflects that 85 percent of MCPS high school graduates enroll in college after graduation. Furthermore, 57 percent of MCPS students receive a bachelor's degree, In comparison, only 27.5 percent of students nationwide have a bachelor's degree.

Ms. Brandman noted that she represented the Board at the press conference called by Councilperson Ervin, who chairs the Education Committee. The press conference concerned the Blueprint on Preschool. In sum, the road to a good end result begins early in a child's educational path.

**RESOLUTION NO. 180-09                      Re:    **FY 2010 MAINTENANCE OF EFFORT WAIVER****

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

WHEREAS, The Maryland State Board of Education has scheduled a public hearing on the Montgomery County request on April 27, 2009; and

WHEREAS, MCPS staff has received information about the county's economy and revenue projections, as outlined in the county's waiver request, and has worked closely with county staff to review economic and revenue data, and

WHEREAS, Additional state and federal aid and MCPS savings for FY 2009 make it possible to fund all the educational programs requested by the Board, while permitting a waiver of Maintenance of Effort (MOE) for local contribution; now therefore be it

Resolved, That the Board of Education supports the Montgomery County request for a waiver of the MOE requirement only for FY 2010, if the following conditions are met and included in the Maryland State Board of Education's waiver grant:

1. With the possible exception of pre-funding of retirees' health insurance, as explained in the attached letter, the budget recommended by the county executive on March 17, 2009, is supported and fully funded by the County Council. This total amount of \$2,128,410,168, including \$1,975,499,903 in the tax-supported Current Fund, preserves our budget and avoids the waiver causing no further cuts to an already-reduced budget.
2. The Board receives support and full funding for the plan submitted to the county executive and County Council for use of the additional Title I and *Individuals with*

*Disabilities Education Act (IDEA)* funds that have been allocated to MCPS as part of the federal stimulus funding. There will be no attempt to use these funds to supplant local funds that have been used to support these programs this year.

This is a one-year waiver. For FY 2011, the required level of appropriation by the county shall be based on the local appropriation for FY 2009 or FY 2010, whichever is greater; and be it further

Resolved, That the president of the Board of Education be authorized to submit this resolution to the Maryland State Board of Education; and be it further

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

Re: **HIGH SCHOOL PROGRAMS: ADVANCED  
PLACEMENT AND INTERNATIONAL  
BACCALAUREATE**

Dr. Weast invited the following people to the table: Mr. Erick J. Lang, associate superintendent, Office of Curriculum and Instructional Programs; Mr. Martin (Marty) M. Creel, director, Department of Enriched and Innovative Programs; Ms. Lily (Vicky) V. Lake-Parcan, principal, Silver Spring International Middle School; Ms. Sylvia K. Morrison, principal, Northwest High School; Mr. Christopher Orlando, teacher, Bethesda-Chevy Chase High School; and a student from Northwest High School.

Montgomery County Public Schools (MCPS) is committed to ensuring that all students achieve at their highest levels. Through a continuum of high-quality instructional programs and services, all students, including students who are traditionally underrepresented in advanced-level courses as well as those who are currently high-achieving, can expand their intellectual boundaries. Advanced Placement (AP) courses and the International Baccalaureate (IB) Programme serve as key components for ensuring a rigorous instructional program for K–12 students. MCPS curricula in mathematics, English language arts, science, and social studies are backmapped from AP and IB courses. Essential skills, concepts, and content that students need to engage in these high-level courses are identified and curricula that develops content knowledge and prerequisite skills form the basis for instruction in earlier grades. External assessments for AP and IB courses define high expectations and provide objective measures for monitoring student and program success.

The *Seven Keys to College Readiness* initiative brings together multiple supports to encourage all students to develop the skills and knowledge that will allow them to successfully complete AP courses and the IB programme. Increased student enrollment and the successful completion of AP and IB courses for all students are important components of our ongoing efforts to provide an effective instructional program—one of five

major goals identified in *Our Call to Action: Pursuit of Excellence*, the MCPS strategic plan. This memorandum provides background information, describes and compares AP courses and IB courses, and identifies monitoring and support initiatives that allow equitable access to these rigorous instructional programs.

The number of AP courses offered in each MCPS high school has increased dramatically in the past seven years. In 2002, the lowest number of AP courses offered in a school was 13. That school now offers 23 AP courses, representing parity with the average number of AP offerings in all MCPS high schools. Twenty-four percent (6) of MCPS high schools offer 29 or more AP courses, with the highest number of courses offered topping out at 33. Students may select from a wide range of course offerings, including Calculus, English Literature and Composition, and U.S. History, as well as Environmental Science and Human Geography. During this same time period, the number of graduating students in MCPS enrolled in one or more AP courses during their high school careers rose more than 10 percent, with the greatest increases in participation among Hispanic (+15.6%) and Asian American students (+13.0%). In addition, participation by students eligible for the Free and Reduced-price Meals System services increased 12.7 percent and participation by students who are English Language Learners increased by 12.8 percent. In 2008, MCPS students accounted for 33 percent of all AP exams taken by public school students in Maryland and 1.1 percent of all AP exams taken by public school students in the nation.

MCPS offers three distinct IB Programmes: the Diploma Programme (Grades 11 and 12), the Middle Years Programme (Grades 6–10), and the Primary Years Programme (K–5). MCPS has 14 IB schools, up from 3 schools in 1999. There are 7,695 students enrolled in the program at the secondary and elementary levels, up from 515 students enrolled (at the high school level) nine years ago. The mission of the IB Programme is to make an internationally recognized, highly rigorous education available to students of all ages. Beyond the academic rigor, students in IB programmes are required to participate actively in community service, conduct independent research, and study a second language. To create a well-rounded student, each program encourages student involvement in sports, clubs, music, and drama. The program's core values underscore three important qualities: international understanding, intellectual rigor, and high academic achievement. The program seeks to create a better world through education, by embracing diversity and maintaining high standards for teachers and students.

The IB Diploma Programme is a comprehensive course of study for students in Grades 11–12 that offers a liberal arts curriculum from six subject areas as well as the following three course requirements:

1. Theory of Knowledge course
2. Creativity, Action, and Service
3. Extended Essay

The IB Diploma Programme challenges students to think critically, refine writing skills, and engage in college-level content study to prepare for IB examinations and fulfill IB diploma

requirements. To prepare for the challenges in Grades 11 and 12, students in Grades 9 and 10 are encouraged to take advanced course work, either through the Middle Years Programme (MYP) or through local system preparation, to strengthen their learning skills so they are best prepared to be successful IB Diploma Programme candidates. Student participation in the IB Diploma Programme prepares them for college-level work and often leads to advanced college placement.

Students in the IB Diploma Programme are encouraged to complete all requirements toward earning an IB diploma, as the IB Diploma Programme provides a depth and breadth of educational experience that goes beyond a collection of courses. However, students may opt not to complete all of the IB Diploma Programme requirements and instead earn individual subject certificates. Through successful completion of the courses, including passing the course examination, students qualify for a certificate. The option of earning a subject certificate allows more students to participate in the rigorous IB courses. Participation of certificate-only students in the program allows for expanded offerings of IB courses at each school and has potential to increase student interest in earning an IB diploma.

Currently, six high schools offer fully authorized IB Diploma Programmes. Seneca Valley and John F. Kennedy high schools have begun to implement the program; authorization is pending. The IB Diploma Programme at Richard Montgomery High School differs from other MCPS IB programs in that it is a countywide program for students who meet high academic requirements and is open to applicants from all high school clusters. The Richard Montgomery High School program is an expanded program with pre-IB courses offered in Grades 9 and 10. Additionally, the Richard Montgomery High School program offers a greater variety of courses, with more staff members trained to teach courses. Criteria used to evaluate student candidates include teacher recommendations, written statements from candidates, previous grades, course work, and test scores. All students who attend Richard Montgomery High School can participate in MYP in Grades 9 and 10, even if they did not participate in MYP in middle school.

Designed for students in Grades 6–10, MYP focuses on an interdisciplinary approach to learning, with an emphasis on critical thinking, collaborative learning, global citizenship, and in-depth study of eight subject groups. Students participate in community service each year and complete independent research and interest-based work during the last year of the program. The Primary Years Programme (PYP), designed for children in Grades Pre-K–5, offers a comprehensive, inquiry-based approach to teaching and learning. The program emphasizes development of the whole child, including academic, social, emotional, physical, and cultural needs. Students begin a second language, study interdisciplinary units of inquiry, and complete an exhibition on a topic of interest in the last year of the program. PYP is offered at College Gardens Elementary School and is open to all students in its articulation area.

IB programmes have grown rapidly in MCPS over the past five years and continuous



planned growth will improve student achievement, increase the quality of teaching, and generate success for the overall school community. As funding is identified, MCPS will focus on three major themes when considering growth of IB programmes: quality, access, and infrastructure.

Both AP and IB courses offer students the opportunity to learn academic material at the level of a college course. As a result of the scores students earn on their final associated assessments, they may receive college credit and/or advanced standing. Many educators feel that these two programs are quite comparable. Mr. Jay Mathews, education columnist for *The Washington Post*, recently compared the two programs with driving a Mercedes Benz versus a Lexus. Both are “gold standards” of academic rigor.

Continued focus on establishing a clear pathway to college readiness, as addressed in *Our Call to Action: Pursuit of Excellence*, the MCPS strategic plan, and more clearly articulated in the *Seven Keys to College Readiness*, will allow all students to access and successfully complete a rigorous instructional program. The AP courses and the IB programmes serve as key components for ensuring rigorous instruction for K–12 students. The K–12 curricula that is backmapped from AP and IB standards provide students the necessary preparation for these courses. Professional development and the external assessments associated with these programs ensure that the quality of instruction and high student expectations remain a constant. Use of such tools as HAPIT© and systemwide data analyses conducted in forums such as M-Stat will ensure consistency of implementation and results.

Re: **DISCUSSION**

Mr. Barclay suggested that the best practices be shared with staff for the use of Promethean boards and other technology provided to teachers.

Mr. Kauffman inquired about the percentage of IB students who receive the IB diploma. What is the ultimate plan for the IB programme, since there are programmes pocketed throughout the county? Are the programmes in the right places? Dr. Weast responded that the programmes are in transition since they were started for a specific reason; but staff is trying to blend all the programmes to make a systemic and coherent pattern. Ideally, the system is trying to get 80 percent of all students to take at least one AP or IB class and score a 3 or better in each exam. The AP courses are expensive, but account 60 percent of student enrollment, which is triple the national average. The IB programme is in the process of growing. The overall plan is to have the programmes available, unrestricted by geography, while creating a demand for the courses. Presently, there are AP classes in all high schools, with 13 to 33 courses available to students. In the IB programme, there is a concentration of language and writing, and there are few electives for those on the diploma track. There is a need for more middle school feeders upcounty. Furthermore, it would be ideal to have a language component for AP.

Mr. Barclay pointed out that the MYP at Silver Spring International Middle School (SSIMS)

has made a significant difference in the perceptions of the school and impact on the students. What is the difference between the MYP (6th through 10th grades), the SSIMS program (sixth through eighth grades), and the pre-IB (9th and 10th grades)? What is the difference between the application process for Richard Montgomery High School (RMHS) and self-select at the other IB schools? Staff explained that pre-IB is an MCPS creation. The IB programme was only a diploma program in the beginning and was reflected in the offering at RMHS, which was a desegregation magnet. Since then, the PYP and MYP were being developed for lower grades to feed into the diploma program.

Mrs. O'Neill pointed out that someone had stated that RMHS was the only IB programme offering the Theory of Knowledge course, and that is not true. If a student is in a diploma programme, the student has to take that course. Another issue was that Eastern Middle School parents thought they were in a feeder program for RMHS, which is not true. Mrs. O'Neill wanted to know where the IB students come from who are attending Richard Montgomery High School. How does the system build and support other AP and IB programs in schools? Dr. Weast explained that there is a collaborative process in evaluating the quality of the programmes. If the system goes too fast in implementing programs, the quality can suffer without students scoring 3 or better on the AP. Plus, students are compared internationally on the IB tests to determine the quality of the programme. Hopefully, the system will focus more on courses that prepare students for college or work.

Ms. Navarro summarized that there is a plan in place based on funds and capacity. It was to take decisions by the Board and administration to terminate some "boutique" programs, but going to scale with programs that have demonstrated achievement for students.

Dr. Docca noted that Seneca Valley and John F. Kennedy high schools are developing IB programmes and switching from the Cambridge program. Upcounty constituents are encouraging the development of an MYP to strengthen the IB programme at Watkins Mill High School. There is a need for outreach to the African American students and encouragement for those students to take the courses. There needs to be support for these students, especially if they have not had prerequisite courses. Also, fee reduction is a relevant issue.

Ms. Berthiaume stated that the Board hears from parents that they want their children to be enrolled in the IB programme. She noted that the IB programme requires a language component. Ms. Berthiaume requested that the IB plan that Dr. Weast referred to be made available to Board members in mid-summer. She was hopeful that the plan could align with the work of the Strategic Planning Committee on languages taught in MCPS. She asked for more detailed information on the "boutique" courses that might be eliminated.

Mr. Kauffman noted from the material that the AP and IB are backmapped to lower grade curriculum. Where is that documentation of that process? Staff replied that they started in 2000 and are about halfway complete to include core content at each grade level.

Mr. Barclay asked the following questions:

- What is the communication plan for recruiting minority students to IB at all levels?
- What is the success rate for IB diploma programs per school?
- Are IB courses available to non-IB students?
- What are the internal and external assessments processes for IB courses?
- What supports are available to students to be successful in IB and AP courses?
- Does the system have access-level targets for IB?

Ms. Brandman inquired about the larger picture, including AP and IB and the whole school concept. How do we take the lessons and introduce rigor that does not have to be in an AP or IB class so that the system offers access across all schools. Staff explained that they are learning from the AP and IB programs in order to prepare students in middle school so they are ready for higher-level courses

Re: **LUNCH**

The Board of Education recessed for lunch from 1:30 to 2:35 p.m.

\*\* Ms. Navarro left the meeting at this point.

RESOLUTION NO. 181-09 Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Mr. Barclay, seconded by Dr. Docca, 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 will be awarded to the low bidders meeting specifications as shown below:

021.07.B3 HVAC Air Filters—Extension

<u>Awardee</u>	
Air Filter Maintenance, Inc.	\$237,000

29-11-04/05 Art Supplies

<u>Awardee</u>	
Sax Arts & Crafts	\$125,000

GS-03F 4066B	Professional Audio/Video Telecommunications and Security Solutions
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	<u>Awardee</u> Washington Professional Systems	\$100,000
GS-35F-0153M	Oracle Identity and Access Management Suite	
	<u>Awardee</u> Mythics, Inc.	\$ 72,817
1082.3	Professional Services	
	<u>Awardee</u> Micro Strategy	\$687,048
4012.6	Maintenance Lumber and Related Materials—Extension	
	<u>Awardees</u> Leland L. Fisher, Inc.	\$112,606
	Pikesville Lumber Company	<u>115,698</u>
	Total	\$228,304
4045.8	Telephone Equipment—Extension	
	<u>Awardees</u> (See note) Capitol Cable & Technology, Inc. Chesapeake Communications Cumberland Electronics, Inc. Graybar Electric Company, Inc. Total	\$180,000
4062.9	Musical Instruments, Furniture, and Equipment	
	<u>Awardees</u> Interstate Music	\$ 11,488
	Jason's Music Center	36,800
	Jordan Kitts Music	32,877
	Lashof Violins, LLC*	2,075
	Music & Arts Center	2,700
	Music Is Elementary	26,713
	National Educational Music Company	42,805
	Peripole Bergerault, Inc.*	50,389
	Rhythm Band, Inc.	2,831
	Southwest Strings*	4,024
	Stageright Corporation	1,750
	Steve Weiss Music, Inc.	5,861

	Washington Music Sales Center, Inc.*	124,267
	Wenger Corporation	<u>62,037</u>
	Total	\$406,617
4141.2	Purchase of Uniforms—Extension	
	<u>Awardee</u>	
	Morgan's Inc.	\$153,474
4202.1	Water and Indoor Air Quality Industrial Hygiene Service—Extension	
	<u>Awardees</u> (See note)	
	Building Dynamics, LLC	
	Chamber Environmental, Inc.	
	M. A. Cecil & Associates, Inc.	
	SAIC	
	Total	\$500,000
4239.1	Gestetner 9002 Copier Supplies and Parts	
	<u>Awardee</u>	
	Sharp Business Systems	\$550,081
4246.1	Process Flow Integrator Module	
	<u>Awardee</u>	
	Lawson Software	\$ 70,000
7083.5	Custodial Equipment—Extension	
	<u>Awardees</u>	
	Abel Industries, Inc.	\$ 1,391
	Acme Paper and Supply Company, Inc.	41,697
	Daycon Products Company, Inc.	98,493
	Fitch Company*	282
	Meyer Material Handling Products, Inc. 3,125	
	National Supply Company	<u>30,070</u>
	Total	\$175,058
9058.8	Developmental Activities Supplies and Equipment—Extension	
	<u>Awardees</u>	
	Bill Fritz Sports Corporation	\$ 1,785
	Cannon Sports, Inc.*	1,365

	Flaghouse, Inc.	2,953
	Gopher Sport	1,914
	Pyramid School Products	3,199
	S&S Worldwide	7,570
	Sport Supply Group, Inc.	49,756
	Sportime, LLC	22,509
	Sports Stop, Inc.	<u>17,693</u>
	Total	\$108,744
9060.7	Field Hockey Supplies and Equipment	
	<u>Awardees</u>	
	Georgi Sports*	\$ 10,274
	Longstreth Sporting Goods*	10,960
	Sports Stop, Inc.	<u>9,776</u>
	Total	\$ 31,010
9095.3	Corridor Lockers for Various Facilities—Extension**	
	<u>Awardee</u>	
	Steel Products, Inc.*	\$ 96,887
9105.7	Corrugated Boxes	
	<u>Awardees</u>	
	Cantwell-Cleary Company, Inc.	\$ 7,785
	Willard Packaging Company	<u>23,640</u>
	Total	\$ 31,425
9136.1	Products for Summer Program—Extension	
	<u>Awardees</u>	
	Dori Foods, Inc.	\$ 18,306
	Karetas Foods, Inc.	28,189
	Sysco Food Services of Baltimore, LLC	<u>15,383</u>
	Total	\$ 61,878
9158.4	Metal Doors, Frames, Windows, and Accessories	
	<u>Awardee</u>	
	Metro Metal Services, Inc.	\$669,775
9185.7	Asbestos Abatement at Various Locations	

	<u>Awardees</u>	
	CCAPS Construction, Inc.	\$15,818
	Diversified Environmental, Inc.*	<u>73,670</u>
	Total	\$ 89,488
9211.1	Road Salt	
	<u>Awardee</u>	
	Montgomery County, Maryland	\$ 74,000
9397.3	Fire Alarm, Sprinkler Systems Inspections**	
	<u>Awardee</u>	
	Virginia Fire Protection	\$ 281,275
9398.2	Retaining Walls and Storm Water Management Modifications**	
	<u>Awardee</u>	
	Walker Willis/T/A Custom Masonry	\$ 128,892
9515.5	Middle School Athletic Shirts—Extension	
	<u>Awardee</u>	
	Marlow Sports, Inc.*	\$ 52,309
9678.1	Portable Fire Extinguisher and Kitchen Hood Fire Suppression System Inspection, Testing, and Repair Services**	
	<u>Awardee</u>	
	BFPE International	\$ 95,359
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$5,206,441

\* 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. 182-09      Re:    **CONTRACT EXTENSION OF BID NO. 7065.9  
CUSTODIAL SUPPLIES**

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

WHEREAS, Funds have been budgeted for the purchase of custodial supplies for FY 2010; and

WHEREAS, The vendors have been contacted and agree to extend the contracts for custodial supplies for FY 2010; now therefore be it

Resolved, That the Board of Education extend the contracts for custodial supplies through FY 2010 for Montgomery County Public Schools for a total amount of \$1,902,614; and be it further

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

7065.9 Custodial Supplies—Extension

Awardees

Abel Industries, Inc.	\$ 1,229
Acme Paper & Supply Company, Inc.	218,560
Calico Industries, Inc.	88,521
Central Poly Corporation	15,075
Daycon Products Company, Inc.	202,373
FPC Distribution	6,888
S. Freedman & Sons, Inc.	448,880
Genesis II, Inc.*	130,763
Holt Paper & Chemical Company	290,507
Industrial Products Supply*	2,285
Laniado Wholesale Mtc. Products, Inc.*	40,928
Leonard Paper Company	189,868
Lynn Ladder & Scaffold Company	140,463
National Supply Company	24,325
Porters Supply Company, Inc.	65,014
Pyramid School Products	12,159
Solutex, Inc.	19,496
W. Wiederrecht Marketing Inc.	<u>5,280</u>
Total	\$1,902,614

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

RESOLUTION NO. 183-09 Re: **BID NO. 4121.9 OFFICE PAPER, VIRGIN AND RECYCLED**

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



WHEREAS, Funds have been budgeted for the purchase of office paper, virgin and recycled, for FY 2010; now therefore be it

Resolved, That the Board of Education award the contract for office paper, virgin and recycled, through FY 2010 for Montgomery County Public Schools, for \$3,032,913; 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:

4121.9 Office Paper, Virgin and Recycled

Awardees

Frank Parsons Paper Company, Inc.	\$ 177,866
RIS Paper Company, Inc.	211,404
Unisource	<u>2,643,643</u>
Total	\$3,032,913

RESOLUTION NO. 184-09 Re: **ARCHITECTURAL APPOINTMENTS — AMERICANS WITH DISABILITIES ACT COMPLIANCE/IN-HOUSE PROJECTS**

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

WHEREAS, Funds are appropriated annually in the Capital Improvements Program (CIP) to provide improved accessibility for the disabled at various schools through the *Americans with Disabilities Act* project and the Building Modifications and Program Improvements project; and

WHEREAS, It is necessary to appoint architectural firms to provide architectural and engineering services on an as-needed basis to respond to accessibility and program modification requirements at various schools; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, selected JK Architects + Associates and The K Group as the most qualified firms to provide the necessary professional architectural and engineering services; and

WHEREAS, JK Architects + Associates and The K Group currently are under contract to provide architectural and engineering services and have agreed to extend their contracts through FY 2010; and

WHEREAS, The K Group is a Maryland Department of Transportation-certified minority firm

and JK Architects + Associates is a federal 8A-certified minority firm; and

WHEREAS, Project-specific fees for the necessary architectural and engineering services will be negotiated, based upon the size and complexity of the individual projects as they are assigned within the funding limits approved by the Board of Education and the County Council in the FY 2009–2014 CIP; now therefore be it

Resolved, That the Montgomery County Board of Education extend the contractual agreements with the architectural firms of JK Architects + Associates and The K Group to provide professional architectural and engineering services as requirements arise for accessibility and facility modification projects.

RESOLUTION NO. 185-09                      Re:    **AWARD OF CONTRACT—PREPURCHASE OF HEATING, VENTILATION, AND AIR CONDITIONING EQUIPMENT FOR REDLAND MIDDLE SCHOOL IMPROVEMENTS**

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

WHEREAS, A project is currently in design for improvements at Redland Middle School, to be completed September 2011; and

WHEREAS, Certain heating, ventilation, and air conditioning improvements must be completed by the end of summer 2009 and the prepurchase of the heating, ventilation, and air-conditioning equipment by the Department of Facilities Management would ensure that once the project design is complete and the contract awarded, the equipment will be available for immediate installation; and

WHEREAS, The following bids were received on March 20, 2009, for the prepurchase of heating, ventilation, and air conditioning equipment for Redland Middle School:

<u>Vendor</u>	<u>Amount</u>
Boland Trane Associates, Inc.	\$117,290
Havtech	118,577
Johnson Controls, Inc.	145,000

and

WHEREAS, Based on the equipment specifications and delivery time outlined in the request for proposals, Boland Trane Associates, Inc., was determined to provide the best value; and

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

Resolved, That a contract be awarded to Boland Trane Associates, Inc., in the amount of \$117,290, for the prepurchase of heating, ventilation, and air conditioning equipment for Redland Middle School, in accordance with specifications prepared by Mendoza, Ribas, Farinas & Associates.

RESOLUTION NO. 186-09      Re:    **AWARD OF CONTRACT—NORTHWOOD HIGH SCHOOL DOOR AND HARDWARE REPLACEMENT PROJECT**

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

WHEREAS, The following sealed bids were received March 24, 2009, for the Northwood High School door and hardware replacement project:

<u>Bidder</u>	<u>Amount</u>
Precision Doors & Hardware, Inc.	\$615,175
Architectural Products of Virginia, Inc.	672,300

and

WHEREAS, The goal for Maryland Department of Transportation-certified Minority Business Enterprise participation established for this project was 10 percent; and

WHEREAS, The low bidder, Precision Doors & Hardware, Inc., has submitted no Maryland Department of Transportation-certified Minority Business Enterprise participation; and

WHEREAS, A large percentage of the contract amount is materials and equipment and there are limited opportunities for subcontracting on this project; and

WHEREAS, Precision Doors & Hardware, Inc., has submitted a waiver for the Maryland Department of Transportation-certified Minority Business Enterprise participation; and

WHEREAS, Department of Facilities Management staff has reviewed and certified that the waiver meets the contract requirements and recommends waiving the Department of Transportation-certified Minority Business Enterprise participation; and

WHEREAS, Precision Doors & Hardware, Inc., has completed similar work successfully for Montgomery County Public Schools; now therefore be it

Resolved, That a \$615,175 contract be awarded to Precision Doors & Hardware, Inc., for

the Northwood High School door and hardware replacement project, in accordance with drawings and specifications prepared by Samaha Associates, P.C.

RESOLUTION NO. 187-09            Re:    **ENGINEERING APPOINTMENT—  
DARNESTOWN ELEMENTARY SCHOOL  
SEPTIC DESIGN**

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

WHEREAS, It is necessary to appoint a professional engineering firm to provide a low-pressure distribution septic design that includes the well drilling and monitoring for Darnestown Elementary School; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified B & R Design Group, Inc., as the most qualified firm to provide the necessary low-pressure distribution septic design; and

WHEREAS, Staff has negotiated a fee for the necessary low-pressure distribution septic design based on the scope of survey; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with B & R Design Group, Inc., for \$139,000 to provide a low-pressure distribution septic design for Darnestown Elementary School.

RESOLUTION NO. 188-09            Re:    **UTILIZATION OF THE FY 2009 PROVISION  
FOR FUTURE SUPPORTED PROJECTS  
FUNDS**

On recommendation of the superintendent and on motion of Mrs. O'Neill, seconded by Ms. Malik, 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. 16-578, approved May 22, 2008; and

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

WHEREAS, Sufficient appropriation is available, within the FY 2009 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 to receive and expend \$825,019 within the FY 2009 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Positions*</u>	<u>Amount</u>
University of Wisconsin Research Project		\$21,000
Maryland Model for School Readiness (MMSR) – IDEA		47,520
Measuring Student Technology Literacy Title II-D	1.0	701,159
School Performance Recognition Program Awards	—	<u>55,340</u>
Total	<u>1.0</u>	<u>\$ 825,019</u>

Positions\*

1.0 instructional specialist

and be it further

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

RESOLUTION NO. 189-09

Re: **RECOMMENDED FY 2009 SUPPLEMENTAL APPROPRIATION AND CATEGORICAL TRANSFERS FOR THE PROVISION FOR FUTURE SUPPORTED PROJECTS**

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

WHEREAS, The FY 2009 Operating Budget adopted by the Board of Education on June 10, 2008, included \$9,084,573 for the Provision for Future Supported Projects; and

WHEREAS, The Board of Education will receive additional grant projects that are eligible for funding through the Provision for Future Supported Projects during FY 2009; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, subject to County Council approval, an FY 2009 supplemental appropriation of \$2,910,000 and effect categorical transfers of \$600,000 for the Provision for Future Supported Projects in the following categories:

	<u>Category</u>	<u>Categorical Transfer</u>	<u>Supplemental Appropriation</u>	<u>Total</u>
1.	Administration	\$150,000		\$150,000
2.	Mid-level Administration	(100,000)		(100,000)
3.	Instruction Salaries		\$2,000,000	2,000,000
4.	Textbooks and Instructional Supplies	100,000		100,000
5.	Other Instructional Costs	(400,000)		(400,000)
6.	Special Education		900,000	900,000
7.	Student Personnel Services	(100,000)		(100,000)
10.	Operation of Plant and Equipment		10,000	10,000
11.	Maintenance of Plant	185,000		185,000
12.	Fixes Charges	<u>165,000</u>	<u>                    </u>	<u>165,000</u>
	Total	<u>\$ -----</u>	<u>\$2,910,000</u>	<u>\$2,910,000</u>

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.

Re: **MONTHLY FINANCIAL REPORT**

Mr. Larry Bowers, chief operating officer, reported that this financial report reflects the actual financial condition of MCPS as of February 28, 2009, and projections through June 30, 2009, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$1,330,000, while expenses have a projected surplus of \$18,700,000. Staff will continue to closely monitor both revenues and expenditures.

RESOLUTION NO. 190-09

Re: **PRESENTATION PLANS FOR GARRETT  
PARK ELEMENTARY SCHOOL  
MODERNIZATION PROJECT**

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, The architect for the proposed Garrett Park Elementary School modernization project, Grieves, Worrall, Wright & O'Hatnick, Inc., has prepared a schematic design in

accordance with the educational specifications; and

WHEREAS, The Garrett Park 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 Garrett Park Elementary School modernization project developed by Grieves, Worrall, Wright & O'Hatnick, Inc.

RESOLUTION NO. 191-09

Re: **PRESENTATION PLANS FOR WHETSTONE  
ELEMENTARY SCHOOL ADDITION PROJECT**

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

WHEREAS, The architect for the proposed Whetstone Elementary School addition project, Grimm + Parker Architects, has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Whetstone 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 Whetstone Elementary School addition project developed by Grimm + Parker Architects.

Re: **IMPLICATIONS OF SHADY GROVE SECTOR  
PLAN ON MCPS TRANSPORTATION  
OPERATIONS**

Dr. Weast invited the following people to the table: Mr. Larry A. Bowers, chief operating officer; Mr. John Matthews, director, Department of Transportation; Mr. Joseph Lavorgna, acting director, Department of Facilities Management; and Ms. Janice Turpin, real estate management team leader, Department of Facilities Management.

In January 2006, the Montgomery County Council adopted the Shady Grove Sector Plan (Sector Plan). The adoption of the Sector Plan signaled the future transformation of the existing County Service Park (CSP) along Crabbs Branch Way from an industrial complex into a mixed-use community, with a new residential focus at the Shady Grove Metro Station. The intent of the Sector Plan is to make the best use of Metro proximity and relocate industrial users to more efficient sites. A major goal of the Sector Plan is to provide new housing opportunities close to the Shady Grove Metro Station. However, when the Sector Plan was finally adopted in 2006, a plan for relocating the operations that were being displaced from CSP was not developed.

In his first State of the County address in December 2007, the county executive placed in motion the County Smart Growth Initiative to relocate the CSP and move forward with the Sector Plan development around the Shady Grove Metro Station. The Smart Growth Initiative currently under discussion by the County Council will relocate the Montgomery County Public Schools (MCPS) Food Services Central Production Facility and Distribution Warehouse to a new location on Snouffer's School Road, known as the Webb Tract. The Webb Tract also is proposed to house the MCPS Shady Grove Central Maintenance Depot.

Other agency operations, such as the county's Equipment Maintenance and Operations Center (EMOC) and Liquor Warehouse, along with the Maryland-National Capital Park and Planning Commission Maintenance Facility, would be relocated to other sites in the county. County staff has proposed specific sites to relocate all of the above agencies. The largest operation at CSP, the MCPS Shady Grove Transportation Depot, however, does not have a proposed relocation plan.

The MCPS Shady Grove Transportation Depot facility occupies approximately 35 acres in CSP and was initially proposed to be relocated to the Gude Landfill site. Due to environmental concerns and neighboring citizen opposition, the proposed relocation of the transportation depot to the Gude Landfill site has been withdrawn from consideration. The relocation of the Shady Grove Transportation Depot facility now remains the last major component of the County Smart Growth Initiative that must be addressed for the initiative to be fully implemented. The major obstacle in finding locations for the facility and implementing the County Smart Growth Initiative is that there are very few sites that are appropriately zoned in the locations needed to provide adequate replacement facilities for MCPS transportation operations.

The MCPS Department of Transportation operates its bus fleet from five primary depot locations around the county. Over the past 30 years, the MCPS bus fleet has more than doubled in size, from a fleet of 600 to 1,272 buses, and is the sixth largest county-owned bus fleet in the nation. The effectiveness of MCPS operations benefits greatly from the depot-style approach, which maximizes operational efficiencies and minimizes costs. However, the significant growth and increased density of the county over the years have created many challenges for transportation operations.

Aside from the impact of increased traffic congestion around the region, the MCPS Department of Transportation has been working creatively to cope with severe overcrowding at its depots. The four depots located on the western side of the county along the I-270 corridor—Bethesda, Shady Grove (north and south), and Clarksburg—are currently operating at an average of 181 percent of their initial design capacity (see table below). Currently, 30 bus operators drive their buses home, to locations outside the county, to relieve severe overcrowding at the Clarksburg Transportation Depot.

Due to the large number of buses and the overutilization at the Shady Grove facility, the operation of the facility has been organized into three sections—two distinct depots, Shady



Grove North and South, and the Department of Transportation central office functions. The central office functions include department administration, primary repair facilities, parts warehouse, and Maryland Vehicle Administration-certified training facilities. The central routing function and field trip offices are housed off-site in rented space in the Muddy Branch Festival shopping center in Gaithersburg. The Shady Grove Transportation Depot facility was built in the mid-1970s and was designed to accommodate 234 buses on property owned by the county government. The facility now houses 391 buses and is operating at 167 percent of its initial design capacity.

Over the past 10 years, MCPS staff has sought to develop plans to resolve the growing overutilization at its depots. Three studies have been conducted to review Department of Transportation operations and develop plans for future depot locations. The last study, conducted in late 2005 by Delmar Architects, P.A., identified conceptual site plans for replacing the Shady Grove depot facility with two depots, including one large enough to house the central office and operations functions for the department.

MCPS staff has developed a master plan to address the depot needs for now and the next 20 years. The plan calls for six depots of 250 buses each, to be located at existing and replacement sites in the county. This plan will result in parking spaces for 1,500 buses and should be viable long into the future. Given the Smart Growth Initiative and the need to relocate county operations from CSP, it is clear that replacing the Shady Grove facility will need to be the first phase of the master plan.

Replacing the Shady Grove facility with two depots will help relieve overcrowding at the Bethesda and Clarksburg transportation depots. Subsequently, the plan would expand the Bethesda Transportation Depot with structured parking to accommodate 250 buses and require relocation of the facility maintenance operations from this site. The Clarksburg Transportation Depot that is currently operating at 226 percent of designed capacity would need to be relocated. The Clarksburg Transportation Depot will be affected by plans for future high-density housing projects adjacent to the depot and by plans for the Corridor Cities Transitway, which is slated to be located on the eastern property line of the depot.

Relief for Department of Transportation bus operations was provided about 10 years ago in the eastern part of the county with the addition of the West Farm Transportation Depot, located east of Maryland Route 29 near Cherry Hill Road. The new West Farm Transportation Depot and parking lot addition at the Randolph Transportation Depot, located across from John F. Kennedy High School, have provided bus parking relief in the eastern area of the county. However, the Randolph Transportation Depot is in dire need of renovation and is slightly undersized. The bus maintenance garage that was built in the 1960s has never been renovated or upgraded.

The Sector Plan and the county's desire to redevelop CSP for the Smart Growth Initiative provide an opportunity to begin implementation of the Department of Transportation master plan for its depot operations. However, finding suitable locations for replacing the Shady

Grove depot is challenging. MCPS and county staff have been discussing ideas with the County Council Public Safety and Transportation, Infrastructure, Energy, and Environment committees to find solutions to this issue.

Unfortunately, the solutions are difficult and costly. One suggestion has been to replace the Shady Grove Transportation facility with one smaller depot and a series of mini parking locations dispersed around the county, including using high school or middle school sites. This suggested solution would substantially change the business plan for the Department of Transportation and diminish the effectiveness and efficiency of its operations. The result would be increased operating costs for transportation services included in the operating budget.

In order to move forward with long-term solutions for MCPS transportation fleet operations, it is necessary to address two major issues—appropriate sites and funding. Over the past decade, the amount of land zoned for industrial use in the county suitable for school bus or facility maintenance operations has been shrinking. In the county land use master planning process, there is no zoning designation specifically identified for county uses, such as EMOC, school bus, or maintenance depots. Today, there are few industrial sites available with enough acreage and in locations favorable for school bus operations in the central and western areas of the county. In the past, proposals to locate school bus operations on various sites have met strong resistance from potential neighbors. It seems that everyone wants a school bus, but no one wants a large number of them parked in their back yard.

The limited availability of industrial land has driven up the cost for appropriately zoned acreage. For example, the cost for the 36 acres of land purchased by the county to relocate the county's EMOC facility is \$30 million. The cost to build the replacement EMOC facility for county road maintenance equipment and the RideOn Bus Depot is approximately \$100 million. The cost to build is expensive due in large part to the expense of the land and the need to build structured parking to minimize land use.

MCPS faces the same issues as the county in terms of land cost and the need to consider structured parking garages for bus depots. Structured parking would provide bus parking on grade level and automobile parking for bus drivers and attendants on a parking deck above the buses. Separating buses from passenger vehicles is a major safety consideration. Structured garages also are preferred because of movement toward laws requiring drivers to clean the rooftops of vehicles of snow and ice accumulation. For MCPS, bus drivers, clearing snow from bus roofs is an impossible task, with approximately seven and one-half acres of bus rooftops in the fleet. Also, structured parking would protect buses from the elements and aid in cold weather operations.

It is expected that the county will bear the cost of replacing the Shady Grove Department of Transportation facility, hopefully with two regional depots, one that will include space for central headquarters and training facilities. While no feasibility studies have been

conducted, it is easy to envision the combined cost to build the two facilities exceeding \$100 million, not including the cost of the land. While it is anticipated that the cost for the depot replacement would not be in the Board of Education's Capital Improvements Program (CIP), projects of this magnitude will compete for bond funding for all CIP projects. In addition, future transportation depot replacements and upgrades may need to be included in future CIP requests, directly competing with school capacity and modernization projects.

Department of Transportation staff has worked diligently over the past five years to improve services to students, schools, and parents with their Customer Delight efforts. Bus operators and bus attendants are the first MCPS staff members that most of our students see each day. The overcrowding at bus depots has an impact on the way each transportation employee starts his/her day. A positive, healthy environment for these staff members is an essential part of the positive start of the school day for our students.

**Re: DISCUSSION**

Mrs. O'Neill thought it was hard to say to the school community that the system was spending money on bus depots because of development plans for MCPS property. Schools cannot be modernized the schools and reduce the number of portables. Schools do not have adequate parking for staff and students. She thought there should be a Board resolution to state that the needs of students must be met first, and the buses cannot be dispersed into the community. Staff has met with Council members and the conversation is changing. The master plan includes a much larger area, and the issue needs a comprehensive plan for displaced facilities and the identification of future facility sites.

\*\* Ms. Berthiaume left the meeting at this point.

Mr. Barclay asked if the county will bear the cost of replacing the Shady Grove Depot at a cost of \$100,000,000. It is unbelievable that the county would spend that money to move a depot when there are high schools that need renovation. Dr. Weast stated that the school system has no funding for this project, and he was not recommending funding to compete with school renovations and modernizations. However, the county has passed the master plan, and the funds will compete with the needs of the school system.

Ms. Brandman asked if the school system has a seat at the table during discussions of Smart Growth Initiative. Staff replied that MCPS does, and the county has a place for everything to move. However, the depot does not have a place to move.

Mr. Kauffman asked about when this move must take place. Staff thought there was no certain deadline because it depends on the state of the economy and home sales. Furthermore, there is a need to locate the depot in the center of the county, to enable efficient bus operations.

Ms. Brandman suggested that the presentation by the Department of Transportation (DOT) be shared with county-elected officials and the community.

Dr. Weast pointed out that the county is looking at a massive relocation of county and school facilities with an unbelievable price tag. That is in direct completion with the operating budget, and there is growth in the school system. There is a disconnect on the operation that exists, the need to move, and the need to upgrade the operation of the depots. None of those items seem to receive adequate attention or discussion. Mr. Barclay thought it was important to seek and find a location for the depots.

Mrs. O'Neill suggested that the DOT presentation be made available on the website. Also, she suggested that the Fiscal Management Committee should look at all the scenarios in the presentation by DOT and draft a formal position for Board review.

RESOLUTION NO. 192-09      Re:    **CLOSED SESSION RESOLUTION**

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 Board of Education of Montgomery County is authorized by the *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 Monday, April 27, 2009, in Room 120 of the Carver Educational Services Center to meet from 5:30 to 6:00 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 the closed session will continue until business is completed.

RESOLUTION NO. 193-09      Re:    **REPORT OF CLOSED SESSION**

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:

On March 23, 2009, by unanimous vote, the Board of Education voted to conduct a closed session, as permitted under *State Government Article* Section 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in a closed session on March 23, 2009,

from 5:30 to 6:00 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and discussed administrative functions (nomination of Board member to the Maryland Association of Boards of Education Board of Directors and a discussion of budget strategy) outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at portions of the closed session were Christopher Barclay, Steve Bedford, Laura Berthiaume, Larry Bowers, Shirley Brandman, Judy Docca, Brian Edwards, Roland Ikheloa, Phil Kauffman, Suzann King, Frieda Lacey, Jody Leleck, Quratul-Ann Malik, Susan Marks, Heath Morrison, Nancy Navarro, Pat O'Neill, Glenda Rose, Stacy Scott, Laura Steinberg, Jerry Weast, and Carey Wright.

RESOLUTION NO. 194-09      Re:    **POLICY COMMITTEE'S RECOMMENDATION  
ON POLICY JEE, *STUDENT TRANSFERS***

On recommendation of the Policy Committee, the following resolution was adopted unanimously by members present:

WHEREAS, on November 11, 2008, the following motion was adopted by the Board:

Resolved, That the Board of Education direct the Policy Committee to review Policy JEE, *Student Transfers*, in consultation with staff and counsel, the feasibility and advisability of providing for an alternative to the hardship requirement when a transfer is supported by the requested school because it would aid that school's academic program; and be it further

Resolved, That the Policy Committee will report its findings and recommendations to the full Board by the all-day meeting in April 2009.

and

WHEREAS, The Policy Committee reviewed the resolution and policy with staff, as required by the full Board, and does not recommend any changes to Policy JEE; now therefore be it

Resolved, That the Board of Education accepts the recommendation of the Policy Committee.

RESOLUTION NO. 195-09      Re:    **MINUTES**

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

Resolved, That the Board of Education approve its minutes for January 13, January 29 (as

amended), February 3, February 9 (as amended), and February 23, 2009.

Re: **BOARD COMMITTEE UPDATES**

Mrs. O'Neill reported that the Policy Committee will review Policy AEB, *Gifted and Talented Education*, at its meeting on May 5, 2009.

Ms. Brandman noted that the Committee on Special Populations had a presentation by IDENTITY reporting a survey on students at risk. The county executive has asked them to chair a task force.

Re: **NEW BUSINESS**

On motion of Ms. Malik and seconded by Mrs. O'Neill, the following new business item was placed on the table:

WHEREAS, Prior to the current Regulation COG-RA, *Portable Communication Devices*, any use of portable communication devices by students was prohibited; and

WHEREAS, Under current policy and practice, the Board of Education allows for "students to possess portable communication devices on MCPS property and at MCPS-sponsored activities" in recognition of the need for students to be able to communicate with parents and guardians in appropriate circumstances and as long as it does not interfere with instructional time; and

WHEREAS, Using portable communication devices during lunch periods does not cause harm or interfere with a student's educational learning process; and

WHEREAS, If students know that there is a designated time to use cell phones, students may be less tempted to use them during class hours and schools can use staff more effectively to address other disciplinary issues; and

WHEREAS, Most students possess portable communication devices, which allow for convenient communications with parents to students and students to parents; and

WHEREAS, Students have flexible schedules that may change throughout the course of the school day; now therefore be it

Resolved, That the members of the Board of Education request the superintendent to assign staff to review and revise Regulation COG-RA, *Portable Communication Devices*, to permit secondary students to use their portable communication devices during their designated lunch periods.

Re: **ITEMS OF INFORMATION**

The following items were available:

1. Legal Fees Report
2. Construction Progress Report
3. Minority-, Female-, or Disabled-owned Business Procurement Report for the Third Quarter of Fiscal Year 2009

RESOLUTION NO. 196-09      Re:    **ADJOURNMENT**

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:

Resolved, That the Board of Education adjourn its meeting of April 14, 2009, at 4:50 p.m.

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PRESIDENT

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SECRETARY

JDW:gr

**MONTGOMERY COUNTY BOARD OF EDUCATION**  
**SUMMARY SHEET**

April 14, 2009

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