

APPROVED  
16-2001

Rockville, Maryland  
May 8, 2001

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, May 8, 2001, at 10:30 a.m.

ROLL CALL Present:                   Mrs. Nancy J. King, President  
  in the Chair  
  Mr. Stephen Abrams  
  Mr. Kermit V. Burnett  
  Ms. Sharon Cox  
  Mr. Reginald M. Felton  
  Mr. Walter Lange  
  Mrs. Patricia B. O'Neill  
  Mr. Christopher Lloyd, Student Board Member  
  Mr. Dustin Jeter, Student Board Member-Elect  
  Dr. Jerry Weast, Secretary/Treasurer

Absent:           None

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

RESOLUTION NO. 233-01 Re:   **CLOSED SESSION**

On recommendation of the Superintendent and on motion of Ms. Cox seconded by Mrs. O'Neill, the following resolution was adopted unanimously by those 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 portion of its closed sessions on May 8, 2001, in Room 120 from 8:45 to 10:30 a.m. and 12:00 to 1:30 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education consult with counsel to receive legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County dedicate part of the closed sessions on May 8, 2001, to acquit its executive functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

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

Re: **ANNOUNCEMENT**

It was announced that Mr. Felton and Mr. Lloyd would join the meeting at a later time.

RESOLUTION NO. 234-01 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for May 8, 2001.

RESOLUTION NO. 235-01 Re: **SALUTE TO SCHOOL FOOD AND NUTRITION SERVICES PERSONNEL**

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

WHEREAS, State Superintendent Nancy S. Grasmick has announced May 9, 2001, as the sixteenth annual Salute to School Food and Nutrition Services Personnel Day; and

WHEREAS, The school cafeteria and the service provided by its personnel to students, faculty, and other staff are an integral part of the operations of Montgomery County Public Schools; and

WHEREAS, The more than 11 million meals that are served annually to Montgomery County school children under the National School Lunch and School Breakfast Programs are testimony to the valuable contribution made by school food and nutrition service personnel each year; and

WHEREAS, School food and nutrition service personnel deserve to be recognized for their dedication and continuing commitment to feeding and educating students and offering a variety of nutrition services to the community; now therefore be it

Resolved, That the Board of Education does hereby recognize selected representatives of food and nutrition service personnel in honor of the sixteenth annual Salute to School Food and Nutrition Service Personnel Day in Montgomery County Public Schools.

Re: **RECOGNITION OF NAACP SCHOLARSHIP RECIPIENTS**

The Board of Education recognized the following students and gave them a printed Declaration:

Moyo Aluke, Paint Branch High School  
Dustin Duncan, John F. Kennedy High School  
Candace Sharon Jones, Seneca Valley High School  
Daniel Lyght, Rockville High School  
Chimere Mlba-Jonas, Springbrook High School  
Chinyere Mlba-Jonas, Springbrook High School  
Pamela Shepard, John F. Kennedy High School  
Elizabeth Ssemenda. Paint Branch High School.

**Re: BOARD/SUPERINTENDENT COMMENTS**

Dr. Weast announced that MCPS employees had increased their donations to the United Charities Campaign by seven percent. He also announced that the Community Bridge Project – a unique partnership with former Peace Corps volunteers, community and immigrant organizations, businesses, and students, parents, and faculty of both Montgomery County Public Schools (MCPS) and Montgomery College – has been formed to help children and families who are highly impacted by poverty, language development, and mobility. In addition to the involvement of returned Peace Corps volunteers, the Community Bridge Project has launched the development of an AmeriCorps grant application through the state. The State of Maryland has recommended the program for funding to the Corporation for National Service. If CNS approves the grant, AmeriCorps volunteers would be recruited this summer to begin work in September with the pilot schools and additional sites in the school system, as well as with other organizations doing important work in the community in the areas of housing, technology, and community development. The program would operate under the auspices of the Montgomery County Business Roundtable for Education and target Montgomery College students as its volunteer base.

Mrs. King said she was informed of the fire at Phoenix II on Sunday night. She went to the facility and noted that the MCPS team arrived with Mr. Martinez coordinating its efforts. She commended the staff for being there and planning for the next day for the students.

Ms. Cox welcomed Dustin Jeter to the Board table.

Mrs. O'Neill commended staff for its efforts regarding Phoenix II. Also, the facility was built by students of the Construction Trades. She hoped that neighbors of all MCPS facilities would keep their eyes and ears open to things happening around school buildings.

Mrs. O'Neill reported that she attended the Technology and Career Education Awards at the National Institute of Standards and Technology, at which 35 students received monetary

awards and plaques. Also, Board members attended the Howard Hughes Medical Institute awards ceremony, which honored students doing research with NIH and Hughes.

Mr. Burnett welcomed Mr. Jeter as the new student member of the Board (SMOB). He thought it would be a unique experience for him, and the members looked forward to his contributions to the Board.

Mr. Lange noted that this was Teacher Appreciation Week. He had participated in the Career and Technology Educators awards and a workshop, at which 33 staff members received grants and awards totaling \$10,000. The money was contributed by the business community.

Mrs. King welcomed Mr. Jeter to the Board. She was pleased with their past working relationship when he was an MCR leader.

Mr. Abrams also welcomed Mr. Jeter and said he should use the next two months to “size up” the Board.

**Re: PUBLIC COMMENTS**

The following person testified before the Board of Education:

<u>Person</u>	<u>Topic</u>
1. Jill Lyons	Special Education Staffing

**Re: UPDATE ON WORKFORCE EXCELLENCE**

Dr. Weast invited the following people to the table: Mrs. Darlene Merry, director of the Department of Staff Development; Mr. Mark Simon, president of the Montgomery County Education Association; Mr. Kenneth Evans, president of the Montgomery County Administrators and Supervisory Personnel; Ms. Catina Wist, staff development teacher at Sherwood High School; and members of the consulting teacher teams and new teachers at Sherwood High School.

Mrs. Merry led the team discussion, stating that the Workforce Excellence Initiative is a balanced approach to building the capacity of all MCPS staff. Teachers, principals, and support staff are the most important resource for the school system. By creating a professional learning community, MCPS is changing the ethos and culture of the system to meet the learning needs of all children.

The Board of Education members participated in a retreat session September 17-18, 1999, in which the flat achievement of all students and the achievement gap for African American and Hispanic students were reviewed. All school districts across the country are facing these

challenging issues. The Board of Education addressed these challenges by evaluating the conditions and climate of MCPS to see if they fostered a continuous learning environment for all students and staff. Research shows that to achieve productive and effective schools a professional learning community must exist to link clear learning targets, a set of strong and common beliefs, and a professional growth system. After this discussion, the Board of Education identified five academic priorities for the next four years.

Investing in the quality of staff is a key component to ensuring that MCPS is recruiting and retaining great teachers, principals, and support staff so that the vision of having students achieve at high levels becomes a reality. Through the development of the plan for *Our Call to Action*, MCPS found that the traditional approaches to professional development and teacher evaluation were not working and needed to be changed drastically. They were disparate activities that were not aligned with system objectives. Based on the need to create a supportive, nurturing atmosphere that was aligned with Board of Education goals, the Workforce Excellence Initiative was created. This initiative has included a collaboratively planned and implemented set of activities that have focused on increasing the knowledge, skills, and attitudes of all staff in order to improve student achievement.

The focus this year has been on investing in teacher quality. The next steps will sustain that focus and increase the emphasis on leader and supporting services quality. The initiatives this year include the Professional Growth System for teachers, including the following:

- a new Teacher Evaluation System and a Peer Assistance and Review Program component
- a staff development teacher in every school
- courses in The Skillful Teacher content from Research for Better Teaching, Inc.
- Workforce Excellence Institute course work
- a focus on Skillful Leader training and development
- increased courses for supporting services staff
- a direct alignment with other MCPS initiatives.

The unique aspect of the Workforce Excellence initiative has been the strong collaboration with the Montgomery County Education Association (MCEA) and the Montgomery County Association of Administrative and Supervisory Personnel (MCAASP) in all aspects of the initiative, especially with regard to the Peer Assistance and Review (PAR) Program and the Professional Growth System, including the new Teacher Evaluation process. The goal is to continue and expand this effort because collaboration with the employee unions is essential as MCPS builds a professional learning community in every school.

The first level measure of accountability has indicated a high degree of satisfaction with the initiatives and a belief that these initiatives will play a major part in creating the conditions and climate in which learning can take place. Dr. William Cummings, the associate dean for

research at The George Washington University, who serves as the lead investigator in the evaluation of the staff development teacher component for MCPS, said: "This is an exciting and dynamic program that shows great promise. It is trend-setting and is providing a lead for the nation. If this fulfills its promise, it will make an important contribution to the national education scene." MCPS believes that the Workforce Excellence Initiative will meet its promise and the following three clear messages will be sent to every student:

1. What we are doing is important.
2. You can do it.
3. We won't give up on you.

**Re: DISCUSSION**

Mrs. King liked the direction for workforce excellence, but she was frustrated that it could not be implemented throughout the system for all teachers, especially new teachers.

Mr. Abrams added that he was a strong supporter of this program, and he was pleased that data would be collected. The evaluation is only part of a comprehensive professional growth system. The PAR program has affected 230 teachers, and he asked how many new teachers have been exposed to all or part of the professional growth system. Mrs. Merry replied that 179 new teachers were in the Phase I schools.

Mr. Abrams asked if there were places where all or parts of the professional growth system were implemented exclusive of the PAR process. Are there consulting teachers? Are there master teachers? Are there components of staff development, other than the staff development teachers, in all schools? Mr. Simon thought there was a shorter timeframe for the implementation of the PAR program, which has a three-year phase-in. The professional growth system is bigger because the culture of redefining the role of the teachers working in collaboration with their colleagues will require time. Dr. Weast remarked that because that kind of support had not been given to teachers in the past, there was a need to help poorly performing teachers. In the business world, recruited personnel are retained through training and growth. The PAR program has already identified low performers, a process that in the past would have taken more time and legal fees. More than half of those employees have taken steps to improve their skills.

Mr. Abrams noted the openness of new teachers to have someone observe their teaching and make suggestions and/or corrections. These habits of teachers, formed early in their careers, will help integrate professional development and will become the culture of the school system.

Mr. Lange observed that teaching is very complex. It is important to know what is happening in the school. In talking to principals, he learned that they would like the administrators to participate in Shadow Day.

Mrs. O'Neill was pleased that the school system had the courage and commitment to move forward with workforce excellence. Everyone is looking for measurable standards and accountability, but people forget that the business of educating human beings has various complexities and differences. Teachers must be provided with support to be effective educators, because the real difference is the teacher in the classroom. She hoped that the funding authorities and community would be patient until results are achieved for all educators.

Mr. Burnett thought the Board will be proud of its commitment to workforce excellence and the effect on the school system. The PAR panel is making a tremendous impact. Teaching is complex; it is rocket science. It takes professional development and nurturing to produce an excellent teacher. He asked how consultant teachers are paired with other teachers. Mrs. Merry replied that those teachers are paired by subject and level.

Mr. Burnett noted that there were 52 underperforming teachers. How do those numbers compare to those who would be identified prior to this process? Mrs. Merry responded that these people were identified in the past. Dr. Weast was worried about the capacity of the system to assist those teachers.

Mr. Burnett asked what the saturation workload was for consulting teachers. Mr. Simon stated that the ratios from other districts was 20:1.

Mr. Burnett inquired about hiring experienced principals and how this would affect the next phase of workforce excellence. Mr. Evans responded that principals coming into Montgomery County have not experienced the same expectations from a community. The principals' professional growth phase will have the same support no matter what their level of expertise is.

Ms. Cox thought the workforce excellence was a fabulous initiative. She asked if all recommendations come to the PAR panel. Mrs. Merry reported that all cases go to the PAR panel.

Ms. Cox asked about feedback on staff development, such as behavioral referrals. Ms. Merry stated that staff has been focusing on what was different in the schools on a day-to-day basis because of the staff development positions.

Ms. Cox inquired if indicators of student and parent satisfaction will be incorporated in the evaluation of the program. Mrs. Merry answered that staff had meetings on how to evaluate the program to include all stakeholders.

Ms. Cox asked if home/school communication will be included in staff development. Mrs. Merry answered that communication is the underlying principle of workforce excellence.

Ms. Cox noticed that a goal was to reduce significantly the amount of pull-out training. Will there be projections on the changes? Mrs. Merry replied that there had been a substantial decrease this year with the staff development substitute.

Ms. Cox asked if training included training regular education teachers on the inclusion of special education students. Mrs. Merry answered that staff has worked together to infuse that training. Mr. Evans stated that the model will involve all stakeholders, accountability, and evaluation.

Ms. Cox asked if special education instructional assistants would be trained in the same staff development effort. Mrs. Merry replied that they would infuse support staff training to increase competencies.

**Re: LUNCH AND CLOSED SESSION**

The Board of Education recessed for lunch and closed session from 12:40 to 2:00 p.m.

\*\*Mr. Felton and Mr. Lloyd joined the meeting at this point, and Mr. Burnett left the meeting.

**RESOLUTION NO. 236-01 Re: PROCUREMENT CONTRACTS OF \$25,000 OR MORE**

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

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

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

COG Tire Retread Service – Extension  
RRR-8024

Awardee

Rice Retreading, Inc.

\$ 155,000

1033.1 Provide Legal Services Related to Public versus Private Placement and Other Special Education Issues – Extension

Awardees

Hogan & Hartson, LLP

Knight, Manzi, Nussbaum and LaPlaca, P.A.



	Jeffrey A. Krew Reese and Carney, LLP Total	\$ 550,000
1072.1	Master Lease Financing – Extension  <u>Awardee</u> First Union National Bank	\$10,000,000
1076.1	Residency Verification – Extension  <u>Awardees</u> Accu-Line Investigations, Inc. Checkmate Investigative Services Susan Giller & Associates, LLC* Total	\$ 50,000
1077.1	Technical Services Relating to Research Design, Data Collection and Analyses for the Office of Shared Accountability – Extension  <u>Awardees</u> Aspen Systems Corporation Computer Technology Services, Inc.* Human Resources Research Organization (HUMRO) Total	\$ 50,000
1132.1	Alcohol/Drug Testing Program Services  <u>Awardees</u> American Business Medical Services Corporate Occupational Health Solutions Health Services Group, Inc. Medical Access* Secure Medical Care, LLC* Total	\$ 37,900
1137.1	ESOL Program Assessment Services  <u>Awardee</u> The George Washington University Center for Equity and Excellence in Education	\$ 143,800

4022.2	Painting of Various Montgomery County Public Schools – Extension		
	<u>Awardees</u>		
	5:01 Office and Home Contractors*		
	Apex Facility Support Services, LLC*		
	Arango Construction Corporation*		
	B & B Restoration and Repairs*		
	Carlos' Painting and Decorating*		
	D.A. Painting and Construction, Inc.*		
	Edilka Contractors*		
	Hoffman Services, Inc.*		
	OMF Contractors, Inc.*		
	Richardson Painting & Drywall Repair*		
	Rosewood Construction Company		
	Tito Contractors, Inc.*		
	Total	\$	385,000
4120.1	Science Laboratory Tables		
	<u>Awardees</u>		
	Diversified Educational Systems, Inc.	\$	14,650
	Steel Products, Inc.		<u>14,400</u>
	Total	\$	29,050
4121.1	Office Papers		
	<u>Awardees</u>		
	Lindenmeyr Munroe	\$	66,945
	Frank Parsons Paper Company, Inc.		105,712
	Ris Paper Company, Inc.		207
	Unisource		1,600,086
	WWF Paper Corporation		115,674
	Xpedx		<u>1,542</u>
	Total	\$	1,890,166
4123.1	Telephone Equipment		
	<u>Awardees</u>		
	ACC Telecom	\$	68,050
	Alltel Communications Products, Inc.		83,846
	Chesapeake Communications, Inc.		224,767
	Target Distributing Company		<u>63,780</u>

	Total	\$ 440,443
7034.3	Studio Television Communication Equipment – Extension	
	<u>Awardees</u>	
	Allegheny Electronics, Inc.	
	CTL Communications Televideo*	
	Kinetic Artistry, Inc.	
	Kipp Visual/Security Systems	
	Kunz, Inc.	
	Peirce Phelps, Inc.	
	Video Corporation of America	
	Total	\$ 177,998
7061.2	Book Binding	
	<u>Awardee</u>	
	Shenandoah Valley Bindery	\$ 34,241
7094.1	Aftermarket Automotive Parts	
	<u>Awardees</u>	
	American Bus Sales and Service, Inc.	
	Arlington Armature, Inc.	
	Arrow Auto Parts	
	Atlantic Transportation Equipment Ltd.	
	Best Battery Company, Inc.	
	Bus Parts Warehouse	
	Delcoline, Inc.	
	District International Trucks, Inc.	
	General Fleet Service Company*	
	Jasper Engines & Transmissions	
	Johnson & Towers, Inc.	
	K&M Supply, Inc.	
	Keller Truck Equipment, Inc.	
	Northern Virginia Supply, Inc.	
	Ourisman's Rockmont Chevrolet	
	Parts Central, Inc.	
	R&S Auto and Truck Spring Work	
	Rockville Radiator Shop, Inc.*	
	Rosedale Auto Electric and Parts	
	School Bus Parts Company	

Vehicle Maintenance Program\*

Wareheim Air Brakes, Inc.

Total

\$ 2,600,000

7098.1

Finishes for Wood Gymnasium Floors

Awardee

Consolidated Maintenance Supply, Inc.

\$ 48,511

9015.1	Ceiling Board and Grid System Materials – Extension		
	<u>Awardees</u>		
	B & B Concepts*	\$	321
	Capitol Building Supply		77,487
	Global Building Supply		16,760
	Pikesville Lumber Company		<u>5,000</u>
	Total	\$	99,568
9077.1	Indoor and Outdoor Scoreboards at Watkins Mill High School		
	<u>Awardee</u>		
	Scoreboard Sales and Service	\$	57,785
9159.1	Metal Doors, Frames, Windows and Accessories – Extension		
	<u>Awardee</u>		
	Metro Metal Services, Inc.	\$	475,000
9163.1	Tennis Court Color Coating and Accessories – Extension**		
	<u>Awardee</u>		
	American Tennis Courts*	\$	150,000
9300.1	Chain Link Fencing, Gates, Backstops and Other Miscellaneous Fencing at Various Facilities		
	<u>Awardee</u>		
	Hercules Fence	\$	191,430
9301.1	Powered Telescopic Seating System Replacement at Redland Middle School**		
	<u>Awardee</u>		
	Modern Doors and Equipment Sales	\$	56,855
9302.1	Installation of Carpeting, Resilient Flooring and Accessories Replacements**		
	<u>Awardees</u>		
	Interiors Unlimited, Inc.*	\$	484,000
	Carpet Experts, Inc.*		146,000

	L & R Enterprises, t/a TEPRAC		<u>77,500</u>
	Total	\$	707,500
9303.1	Asphalt Replacement at Various Facilities**		
	<u>Awardee</u>		
	Francis O. Day Company, Inc.	\$	973,031
9304.1	Boiler Replacement and Oil Tank Removal at Burnt Mills Elementary School		
	<u>Awardee</u>		
	Hurley Company	\$	163,952
	Consulting Services for Governmental Accounting Standards Board		
	<u>Awardee</u>		
	KPMG	\$	50,000
TOTAL PROCUREMENT CONTRACTS EXCEEDING \$25,000			\$19,517,230

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

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

RESOLUTION NO. 237-01 Re: **AWARD OF CONTRACT – SLIGO MIDDLE SCHOOL ADDITION**

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

WHEREAS, The following sealed bids were received on April 12, 2001, for the Sligo Middle School cafeteria addition, with work to begin June 20, 2001, and be completed by August 15, 2001:

<u>Bidder</u>	<u>Amount</u>
Exin Construction, Inc.	\$188,000
NAA, Inc.	194,000
Santosh, Inc.	224,000
The J. G. Garcete Company, Inc.	239,000
MarChuk Construction Company, Inc.	291,900
William F. Klingensmith, Inc.	295,000

and

WHEREAS, Exin Construction, Inc., has completed similar work successfully; and

WHEREAS, The low bid is within the staff estimate of \$200,000; and

WHEREAS, Exin Construction, Inc., is an Asian-owned minority business enterprise; now therefore be it

Resolved, That a \$188,000 contract be awarded to Exin Construction, Inc., for the cafeteria addition for Sligo Middle School, in accordance with drawings and specifications prepared by Walton, Madden, Cooper, Robinson, Pones, Inc.

**RESOLUTION NO. 238-01 Re: AWARD OF CONTRACT – NATURAL GAS SUPPLY**

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

WHEREAS, The Board of Education participated in a successful joint procurement of electricity through a Montgomery County interagency collaborative effort; and

WHEREAS, The agencies that participated in the joint electricity procurement agreed to jointly procure natural gas; and

WHEREAS, Montgomery College, as the lead agency, has certified that the procurement complies with Montgomery County Public Schools’ requirements; and

WHEREAS, The following sealed bid was received:

<u>Bidder</u>	<u>Amount</u>
Washington Gas Energy Services	\$2,401,279

and

WHEREAS, Washington Gas Energy Services submitted the low responsive bid; now therefore be it

Resolved, That a contract for the supply requirements of the Montgomery County Public Schools’ natural gas accounts be awarded to Washington Gas Energy Services in the amount of \$2,401,279, in accordance with the terms and conditions of Montgomery College’s RFB #401-020, Natural Gas Procurement.

RESOLUTION NO. 239-01 Re: **ADVANCE LAND ACQUISITION REVOLVING FUND  
(ALARF) FY 2001 SUPPLEMENTAL APPROPRIATION  
REQUEST**

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

WHEREAS, A feasibility analysis of Gaithersburg High School prepared by Samaha Associates, P.C., indicates that expansion of the facility toward the northeast portion of the site would be a preferred option for the future modernization because it allows the existing building to remain operational during construction and would retain the existing stadium and athletic fields; and

WHEREAS, Implementation of the preferred modernization plan requires the acquisition of three adjacent residential properties, the owners of which have indicated they would consider an offer to purchase their properties for the expansion of the school site; and

WHEREAS, Staff and the school community leadership have recommended that the property be acquired so the preferred modernization plan can be implemented; and

WHEREAS, The cost of the preferred plan is less than the cost of other options available for the future on-site modernization; and

WHEREAS, The acquisition cost of the property is less than the difference in cost between the preferred plan and the other options in the feasibility analysis; now therefore be it

Resolved, That an FY 2001 Capital Budget supplemental appropriation and amendment to the FY 2001-2006 Capital Improvements Program for the Advanced Land Acquisition Revolving Fund (ALARF) in the amount of \$575,000 be requested to purchase property adjacent to Gaithersburg High School for use as part of a future site expansion; and be it further

Resolved, That a copy of this resolution be forwarded to the county executive requesting that the supplemental appropriation be recommended to the County Council.

RESOLUTION NO. 240-01 Re: **REDUCTION OF RETENTION – WALTER JOHNSON  
HIGH SCHOOL SAFE ACCESS IMPROVEMENTS**

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



WHEREAS, HMF Paving Contractors, Inc., contractor for Walter Johnson High School safe access improvements, has completed 98 percent of all specified requirements and requested that the 10-percent retainage, which is based on completed work to date, be reduced to 5 percent; and

WHEREAS, The project bonding company, Fidelity and Guaranty Insurance Company, has consented to this reduction; and

WHEREAS, The project architect, Samaha Associates, P.C., recommends approval of the reduction; now therefore be it

Resolved, That the 10-percent retainage withheld from periodic payments to HMF Paving Contractors, Inc., for safe access improvements for Walter Johnson High School, be reduced to 5 percent, with the remaining 5 percent to become due and payable after completion of all remaining contract requirements.

RESOLUTION NO. 241-01 Re: **ARCHITECTURAL APPOINTMENT – SHERWOOD HIGH SCHOOL FEASIBILITY STUDY**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services to conduct a design feasibility study of alternatives for an addition to Sherwood High School; and

WHEREAS, Funds for feasibility planning have been programmed as part of the FY 2002 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Samaha Associates, P.C., as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff has negotiated a fee for the necessary architectural services based on the project scope; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with Samaha Associates, P.C., to provide professional architectural services for the Sherwood High School feasibility study project for a fee of \$25,000.

RESOLUTION NO. 242-01 Re: **TUCKERMAN CENTER – LEASE AMENDMENT WITH**

**MCLEAN SCHOOL FOR FACILITY EXPANSION**

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

WHEREAS, On June 13, 2000, the Board of Education approved a request from the McLean School of Maryland, Inc., to amend the lease for the Tuckerman Center and authorized the superintendent to negotiate the final terms and conditions of the lease amendment; and

WHEREAS, Montgomery County Public Schools' staff and the McLean School of Maryland, Inc., have agreed on the terms and conditions for the lease amendment; and

WHEREAS, Reese and Carney, LLP, has reviewed and approved the proposed lease amendment for legal sufficiency; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute the amendment to the lease for the Tuckerman Center with the McLean School of Maryland, Inc.

**RESOLUTION NO. 243-01 Re: FY 2001 THIRD QUARTER CATEGORICAL TRANSFER WITHIN GRANT PROJECTS AND OBJECT TRANSFER**

Resolved, That the superintendent of schools be authorized to effect an FY 2001 object transfer of \$407,880 within the following objects:

Staff Development

<u>Object</u>	<u>From</u>	<u>To</u>
01 Salaries and Wages	\$322,730	
02 Contractual Services		\$322,730
	_____	_____
Total	<u>\$322,730</u>	<u>\$322,730</u>

Emergency Immigrant Education

<u>Object</u>	<u>From</u>	<u>To</u>
01 Salaries and Wages		\$13,900
03 Supplies and Materials	<u>\$13,900</u>	_____

Total	<u>\$13,900</u>	<u>\$13,900</u>
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## High School Academic Seed Funds

<u>Object</u>	<u>From</u>	<u>To</u>
02 Contractual Services		\$18,750
04 Other Charges	<u>\$18,750</u>	_____
Total	<u>\$18,750</u>	<u>\$18,750</u>

## Entrepreneurial Fund

<u>Object</u>	<u>From</u>	<u>To</u>
01 Salaries and Wages	\$52,500	
03 Supplies and Materials	_____	<u>\$52,500</u>
Total	<u>\$52,500</u>	<u>\$52,500</u>

and be it further

Resolved, That the superintendent of schools be authorized, subject to County Council approval, to effect an FY2001 categorical transfer of \$19,302 within the following categories:

## Emergency Immigrant Education

<u>Category</u>	<u>From</u>	<u>To</u>
03 Instructional Salaries		\$13,900
04 Textbooks and Instructional Supplies	\$19,302	
05 Other Instructional Costs		5,053
12 Fixed Charges	_____	_____349
Total	<u>\$19,302</u>	<u>\$19,302</u>

and be it further

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

RESOLUTION NO. 244-01 Re: **RECOMMENDED FY 2001 SUPPLEMENTAL APPROPRIATION FOR QUALITY TEACHER INCENTIVE**

**PROGRAM**

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

Resolved, That the superintendent of schools be authorized to receive and expend, subject to County Council approval, an FY 2001 supplemental appropriation of \$849,000 from the Maryland State Department of Education (MSDE) for the Quality Teacher Incentive Program, under the Quality Teacher Incentive Act of 1999 in the following category:

<u>Category</u>	<u>Amount</u>
3 Instructional Salaries	\$849,000

and be it further

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

and be it further

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

**RESOLUTION NO. 245-01 Re: RECOMMENDED SUPPLEMENTAL APPROPRIATION AND CATEGORICAL TRANSFER FOR THE FY 2001 PROVISION FOR FUTURE SUPPORTED PROJECTS**

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

WHEREAS, The FY 2001 Operating Budget adopted by the Board of Education on June 26, 2000 includes \$10,414,404 for the Provision for Future Supported Projects; and

WHEREAS, The Board of Education will receive additional projects that are eligible for funding through the Provision for Future Supported Projects during FY 2001; and

WHEREAS, Actual revenue and expenditure requirements of grant projects require that categorical transfers be made in the Provision for Future Supported Projects; now therefore be it

Resolved, That the superintendent of schools be authorized to effect categorical transfers totaling \$245,000 within the FY2001 Provision for Future Supported Projects, in accordance

with the County Council provision for transfers as follows:

	<u>Category</u>	<u>From</u>	<u>To</u>
1	Administration		\$175,000
2	Mid-Level Administration	(\$150,000)	
6	Special Education		70,000
12	Fixed Charges	( 95,000)	_____
	Total	\$245,000	\$245,000

and be it further

Resolved, That the superintendent of schools be authorized to receive and expend, subject to County Council approval, an FY 2001 supplemental appropriation of \$560,000 for the Provision for Future Supported Projects in the following categories:

	<u>Category</u>	<u>Amount</u>
3	Instructional Salaries	\$ 30,000
4	Textbooks and Instructional Supplies	30,000
6	Special Education	<u>500,000</u>
	Total	\$560,000

and be it further

Resolved, That a copy of this resolution be transmitted to the county executive and County Council; and be it further

Resolved, That the county executive be requested to recommend approval of this resolution to the County Council.

RESOLUTION NO. 246-01 Re: **RECOMMENDED FY 2001 SUPPLEMENTAL APPROPRIATION FOR READING TOGETHER USA**

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

Resolved, That the superintendent of schools be authorized to receive and expend, subject to County Council approval, an FY 2001 supplemental appropriation of \$450,000 from the University of North Carolina at Greensboro for *Reading Together USA* in the following categories:

	<u>Category</u>	<u>Positions</u>	<u>Amount</u>
2	Mid-level Administration		\$ 14,540
3	Instructional Salaries	1.0	156,986
4	Textbooks & Instructional Supplies		235,715
5	Other Instructional Costs		8,570
12	Fixed Charges	<u>      </u>	<u>34,189</u>
	Total	<u>1.0*</u>	<u>\$450,000</u>

\*1.0 Teacher (A-D)

and be it further

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

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

**RESOLUTION NO. 247-01 Re: UTILIZATION OF FY 2001 FUTURE SUPPORTED PROJECT FUNDS**

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

WHEREAS, The above-mentioned grants qualify for a transfer of appropriation from the Provision for Future Supported Projects pursuant to the provisions of County Council Resolution No. 14-525, approved May 25, 2000; and

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

WHEREAS, Sufficient appropriation is available within the FY 2001 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 within the FY 2001 Provision for Future Supported Projects awards as specified below:

<u>Project</u>	<u>Amount</u>
Head Start Extended Year Program	\$ 141,352
EdGrid Project at Maryland Virtual High School	60,000
Comprehensive Test of Basic Skills (CTBS/5)	208,737
Medical Assistance Grant	<u>659,234</u>
Total	<u>\$1,069,323</u>

and be it further

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

RESOLUTION NO. 248-01 Re: **HUMAN RESOURCES MONTHLY REPORT**

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

Resolved, That the Board of Education approve the Human Resources Monthly Report dated May 8, 2001.

RESOLUTION NO. 249-01 Re: **DEATH OF RICHARD E. LAWRENCE, CAFETERIA MANAGER IV, PARKLAND MIDDLE SCHOOL**

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

WHEREAS, The death on April 20, 2001, of Richard E. Lawrence, cafeteria manager IV at Parkland Middle School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mr. Lawrence brought a great deal of experience and skill to Montgomery County Public Schools that he gained through years of working in a variety of private industry positions; and

WHEREAS, In his more than 11 years with Montgomery County Public Schools, he handled any situation by exhibiting leadership and decisiveness along with understanding; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Richard E. Lawrence and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 250-01 Re: **DEATH OF JOSEPH J. WILSON, PSYCHOLOGIST, DEPARTMENT OF STUDENT SERVICES, SPRING MILL FIELD OFFICE**

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

WHEREAS, The death on April 13, 2001, of Joseph J. Wilson, psychologist in the Spring Mill Field Office of the Department of Student Services, has deeply saddened the staff, students, and members of the Board of Education; and



WHEREAS, In more than 34 years with Montgomery County Public Schools, Mr. Wilson demonstrated enthusiasm and sincere interest in his work, facilitating effective team interactions and student/parent growth; and

WHEREAS, Mr. Wilson was committed to students and sensitive to the needs of all people, making him as asset to the school system and community; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Joseph J. Wilson and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 251-01 Re: **DEATH OF WILLIAM J. PURKABLE, SR., BUS ATTENDANT SPECIAL EDUCATION, DEPARTMENT OF TRANSPORTATION**

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

WHEREAS, The death on April 11, 2001, of William J. Purkable, Sr., bus attendant special education in the West Farm Depot of the Department of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In his 12 years with Montgomery County Public Schools, Mr. Purkable demonstrated a caring attitude for the students; and

WHEREAS, Mr. Purkable's dependability and his good relationships with fellow employees, parents, and students made him a valuable employee; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of William J. Purkable, Sr. and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 252-01 Re: **HUMAN RESOURCES APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective April 24, 2001:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Suzette Chagnon	Interim Principal, Wayside ES	Principal, Wayside ES

Re: **MONTHLY FINANCIAL REPORT**

Mr. Bowers reported that the report reflects the projected financial condition through March 31, 2001, based on program requirements and estimates made by primary and secondary account managers. At that time, there was a projected surplus in revenues of \$1,230,999 and a projected surplus of \$100,000 in expenses.

RESOLUTION NO. 253-01 Re: **PRELIMINARY PLANS FOR BROAD ACRES ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, The architect for the Broad Acres Elementary School addition, Proffitt and Pryor Architects, has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Broad Acres Elementary School Advisory Committee has approved the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plan report for the Broad Acres Elementary School addition developed by Proffitt and Pryor Architects.

RESOLUTION NO. 254-01 Re: **PRELIMINARY PLANS FOR OAK VIEW ELEMENTARY SCHOOL CORE IMPROVEMENTS**

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

WHEREAS, The architect for the core improvements of Oak View Elementary School, Robert J. Glaser and Associates, P.A., has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Oak View Elementary School Advisory Committee has approved the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plan report for the core improvements of Oak View Elementary School developed by Robert J. Glaser and Associates, P.A.

**Re: SPECIAL EDUCATION STAFFING FORMULA**

Dr. Weast invited the following people to the table: Dr. Raymond Bryant, associate superintendent for the Office of Student and Community Services; Dr. Bobbi Jasper, director of the Department of Special Education; Dr. Margaret McLaughlin, associate director of the Institute for Exceptional Children and Youth, University of Maryland; and Mr. Robert Astrove, parent and member of the Committee on Special Education Staffing.

The Maryland State Department of Education (MSDE) requires each local school system to submit an annual staffing plan for approval. Each plan must be approved by the Board of Education and requires public input. The required elements of the staffing plan include:

- Evidence of maintenance of effort
- Staffing patterns of service providers of special education and related services
- The number and type of service providers needed to provide free, appropriate public education (FAPE) to each student in the least restrictive environment
- How the staffing plan ensures personnel and other resources are available to provide FAPE to each student with a disability in the least restrictive environment

To ensure meaningful input from the public, a committee on special education staffing was formed in August 2000. Dr. Margaret McLaughlin from the University of Maryland chaired the committee. Membership was comprised of a parent representative, principals, and staff from the Department of Special Education (DSE), and the Department of Management, Budget, and Planning (DMBP). The committee's charge was to review the sufficiency and allocation of special education resources. The committee's report and recommendations were submitted in March 2001.

The FY2002 budget and staffing process began in the spring and summer of 2000 when Mr. Bruce Crispell, senior planner, Department of Planning and Capital Programming, in collaboration with special education staff, updated the enrollment projections. In September 2000, schools were notified of special education classroom needs for the following year. The superintendent's budget, with recommended staff allocations, was developed in December, and enrollment projections were revised in January. From January until April 2001, Department of Special Education staff, the community superintendents, and staff from the Office of Management, Budget, and Planning prepared the staffing for schools. Adjustments to staffing will be made from May through June based on the spring annual review Individualized Education Program (IEP) meetings.

Since the budget cycle for FY 2002 is almost complete, and planning for FY2003 is beginning, MCPS is requesting approval of staffing plans for both fiscal years. This will enable the department to finalize plans for FY 2003 with guidance and approval of the Board of Education. The FY 2004 staffing plans will be submitted in spring 2002 during the budget

phase for that fiscal year.

The staffing plans for FY 2002 and FY 2003 were designed to provide a continuation of services and to ensure that each student with a disability has access to the general education curriculum to the maximum extent possible. Based on the cluster, quad-cluster service delivery model, the staffing plan was designed to ensure that all special education students receive services as close as possible to their home school.

The recommended staff ratios are based on average enrollment across the county; however, MCPS also must consider mobility, distribution, and the program model when determining allocations. It also is essential that the school system implement instructional models to ensure that students with disabilities demonstrate improved performance and are prepared for high school assessments.

The school system accepts all but one of the staffing committee's recommendations for FY 2003. The Department of Special Education is recommending that the FY 2002 staffing guidelines for Resource Room teachers continue for FY 2003.

The committee recommended that each elementary school receive a 1.0 resource room teacher. When the school enrollment exceeds 650 students, a seven-hour SEIA would be allocated. The Montgomery County Public Schools staffing guidelines for FY 2002 provided one resource room teacher for all schools with an enrollment of 600 or less. Schools with enrollments of 600 to 750 received 1.5 resource room teachers, and schools with an enrollment greater than 750 were allocated 2.0 teachers.

Many functions of the resource room teacher, such as conducting educational assessments, providing professional consultation, and co-teaching require a special education teacher. Staff recommends that greater flexibility and ability to meet the needs of all students can be achieved with current staffing guidelines.

The committee also recommended that each secondary school be allocated one resource room teacher for every 500 students. This recommendation would require 34 additional personnel. The Department of Special Education is recommending that the additional staff provided in the FY 2002 budget will enable schools to address student needs. Phasing in this improved ratio will be considered in future staffing plans.

The following resolution was recommended for consideration:

WHEREAS, On July 1, 1999, the revised Code of Maryland Regulations removed guidelines for special education staffing; and

WHEREAS, The Maryland State Department of Education now requires each local school

system to submit an annual staffing plan; and

WHEREAS, The Department of Special Education has developed the FY2002 and FY2003 Special Education Staffing Plan; now therefore be it

Resolved, That the Board of Education approve the FY 2002 and 2003 Special Education Staffing Plan.

Re: **DISCUSSION**

Mrs. King asked for clarification on what was added to the operating budget this year for special education, and where those funds would be expended. Dr. Bryant replied that the proposed operating budget requested \$4.5 million for starting a multi-year initiative to decrease class size, increase staff by 50 positions, increase special education instructional assistants' time, and add six resource positions and 12.7 non-teaching special education support positions, including psychologists.

Mr. Abrams noted that the state required the submission of the Special Education Staffing Plan by July 1 and asked if the state approves the plan. Dr. Bryant replied yes. Mr. Abrams also asked if last year's plan contained more or less specificity. Dr. Bryant said it was similar, with program descriptions and ratios, but this year a state representative attended the meetings. Mr. Abrams observed that if the state approves the plan, it has met the requirements of the law.

Mr. Abrams asked if public input was sought on the final document or sought as part of compiling the plan. Mr. Astrove replied that he thought it was both and that the most open process is the proper approach. The committee gathered input and made recommendations. After that, there was no feedback and the operating budget was in the approval process; there was no process for the community to give input. Dr. Bryant added the report was generated from the committee, staff made recommendations, and the Board approves the plan.

Mr. Abrams asked how many recommendations were made by the committee, and how many were included in the final Special Education Staffing Plan. Dr. Bryant replied that all of the recommendations were included in the plan except the recommendation to add instructional assistants to resource rooms.

Mr. Abrams was trying to comprehend where the two sides were missing each other in their understanding of the process, that is, what did staff think, and what did the community think. He also wanted to clarify what was occurring. The decision today was to approve the plan, defer it to a future meeting, or reject it.

Mr. Felton noted that the bureaucratic process that requires a detailed plan with resources

available with or without community input assures a plan with which no one is entirely pleased. The larger issue is the requirement for an annual plan which does not preclude the school system from developing a multi-year process. It is key that the system does not define community engagement as having one or two people comment. The lessons learned over the past two years should be incorporated to improve the process. Due to resources, a "dream" list may not be achievable. Moreover, the process should be timed with the budget. Dr. Bryant noted that the plan must get ahead of the budget cycle, and Dr. Jasper had recommended a two-year plan. Dr. McLaughlin added that the committee met from August to February and got input that was shared. The MSDE representative stated that the obligation for input is global and is an administrative choice and that the plan does not need acceptance by the community before it goes forward. Two other LEAs had no community input into their plans. Mr. Felton stated that everyone was committed to community engagement, and the issue is that the community and staff understand their roles.

Ms. Cox noted that the credibility with the special education community is tenuous. She questioned how the special education community had access to the committee's work and the ultimate staffing plan. Mr. Astrove stated that confidentiality prevents MCPS from providing a mailing list of special education parents to facilitate the sharing of information. A solution might be publishing such documents on the MCPS website.

Ms. Cox noted that the key issue was what constitutes input from the community. If the Board acts on the plan, does that damage credibility with the community? Mr. Astrove recommended that the Board treat the plan in the same manner as a policy and get public comment prior to final adoption. That would go a long way to restore credibility with the special education community.

Ms. Cox ask Dr. Jasper if there was a downside to delaying action on the plan. Dr. Jasper replied that the plan must be forwarded to the state by July 1.

Mr. Abrams was concerned how this plan would be forwarded to the special education parents for review. Mr. Astrove suggested posting the plan on the website and communicating through the press.

Mrs. O'Neill wanted to defer to Dr. Jasper since the allocations went to the schools in April, and now the Board is looking at the staffing plan. She believed in community input, and clearly something was amiss with the process. She wanted Dr. Jasper to overcome the hurdle and restore confidence in the special education community and meet the needs of the students. She asked if there was any flexibility in the staffing plan and allocations if schools voiced concerns. Dr. Jasper replied that if the decision-making is not instructionally sound there will be corrections. However, the staffing plan and the budget process are not aligned. She would like to continue the staffing committee to get ahead of the budget process and bring the staffing plan to the Board in the fall. Dr. McLaughlin added that the committee had almost no

data other than trends on which to base recommendations. The committee needed to know more about the outcomes of the home-school model. Some of the concerns were over how the allocations would be managed during the coming year. Dr. Weast pointed out that the state and federal agencies do not fund special education to comply with their own mandates. Therefore, it is up to the local government to fund those mandates. Special education parents are anxious to maximize their children's education. This conflict brings frustration with the process among parents and staff. Staff needs to work to align the budgetary process, and both sides must stop being defensive. If everyone comes together, there could be a movement to change state and federal law to fund special education programs.

Mr. Lloyd thought problems would be resolved if the staffing plan moved to a multi-year plan. He asked why Mr. Astrove had not seen the report until today. Dr. Bryant replied that the input was taken from the community, the committee made recommendations, and the draft plan was submitted to the Board for approval. If the report would have come to the Board in June, the committee would have had an opportunity to review the draft plan. Dr. Weast said the real issue is that the MCPS budget and the state funding were developed and approved without the input from a special education staffing plan.

Mr. Lloyd asked if students gave input to the process. Dr. Jasper replied that students experience on the quality of their education could be reflected in the report. Dr. Bryant added that staff started early in June, but there must be a consensus on the amount of funds available.

Mr. Felton appreciated the frustration of special education parents. He supported adopting the plan because the plan allows flexibility and requires adjustments during the year. Dr. Weast responded that there would be adjustments during the year if there was a reserve set aside for that purpose. Mr. Felton hoped that staff would understand the Board's perception that corrections should be made to the flawed process and engage the community as fully as possible.

Ms. Cox noted that the classical review stated that there were too few teachers in Intensity 1 - 3 at the secondary level. How does the plan address that finding? Dr. Jasper replied that 90 positions will be added over the next three years and that allows a reduction in class size for students with intense needs and the high stakes assessment. Dr. Bryant added that there were six additional resource positions.

Ms. Cox added that the classical review showed a particular concern with the paperwork. Will that be addressed with added clerical support? Dr. Jasper answered that half a coordinator position was added to those schools that do not have assistant principals and have multiple special education programs. Dr. Bryant added that the technology plan had added computers for all special education teachers with forms online and the ability to save those forms.

Ms. Cox asked for the staffing guidelines for the home/school initiative. She inquired if there would be a review of the initiative. Dr. Jasper replied that it will be fully evaluated at the end of the year.

Ms. Cox asked if all special education students had been identified throughout the system. Dr. McLaughlin replied that the committee did not look at this, but individual student data would indicate if a child needed intervention. The committee talked about early literacy and staff development to assure that special education was integrated where appropriate.

Ms. Cox asked how big the discrepancy would be between the IEPs and the service through staffing. Dr. Bryant replied that the staffing plan is based on what would allow implementation of the IEP. There have been times when the schedule had to be adjusted because there was not enough staff and additional funds must be provided.

Mr. Felton appreciated the work of the committee, and staff should be instructed to modify the process for an earlier staffing plan.

**RESOLUTION NO. 255-01 Re: SPECIAL EDUCATION STAFFING FORMULA**

On recommendation of the Superintendent and on motion of Mr. Felton seconded by Mr. Abrams, the following resolution was adopted with Mr. Abrams, Mr. Felton, Mrs. King, Mr. Lange, and Mr. Lloyd voting in the affirmative; Ms. Cox and Mrs. O'Neill voting in the negative:

WHEREAS, On July 1, 1999, the revised Code of Maryland Regulations removed guidelines for special education staffing; and

WHEREAS, The Maryland State Department of Education now requires each local school system to submit an annual staffing plan; and

WHEREAS, The Department of Special Education has developed the FY2002 and FY2003 Special Education Staffing Plan; now therefore be it

Resolved, That the Board of Education approve the FY 2002 and 2003 Special Education Staffing Plan.

**RESOLUTION NO. 256-01 Re: CLOSED SESSION RESOLUTION**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Mr. Felton, the following resolution was adopted unanimously by member 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 portion of its meeting on Monday, May 21, 2001, in Room 120 of the Carver Educational Services Center to meet in a closed session from 7:30 to 8:00 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*; and review and adjudicate appeals in its quasi-judicial capacity and to discuss matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

**Re: REPORT OF CLOSED SESSION**

On April 23, 2001, by unanimous vote of members present, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on April 23, 2001, from 7:30 to 7:50 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

- Reviewed and/or adjudicated the following appeals: 2001-8, 2001-10, and 2001-14.
- Reviewed the Superintendent's recommendation for personnel appointments and the Human Resources Monthly Report, subsequent to which the votes to approve were taken in open session.
- Discussed matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed session were: Steve Abrams, Elizabeth Arons, Larry Bowers, Ray Bryant, Kermit Burnett, Sharon Cox, Reggie Felton, Jay Headman, Nancy King, Don Kress, Walter Lange, Frieda Lacey, Christopher Lloyd, George Margolies, Louis Martinez, Pat O'Neill, Glenda Rose, Kim Statham, Frank Stetson, Jerry Weast, and James Williams.

**RESOLUTION NO. 257-01 Re: MINUTES OF THE FEBRUARY 13, 2001, BOARD MEETING**

On motion of Mr. Lloyd and seconded by Mr. Abrams, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes of the February 13, 2001, meeting.

RESOLUTION NO. 258-01 Re: **MINUTES OF THE FEBRUARY 27, 2001, BOARD MEETING**

On motion of Mr. Lange and seconded by Mr. Felton, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes of the February 27, 2001, meeting.

RESOLUTION NO. 259-01 Re: **MINUTES OF THE MARCH 7, 2001, BOARD MEETING**

On motion of Mr. Abrams and seconded by Mr. Felton, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes of the March 7, 2001, meeting.

RESOLUTION NO. 260-01 Re: **MINUTES OF THE MARCH 13, 2001, BOARD MEETING**

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

Resolved, That the Board of Education approve its minutes of the March 13, 2001, meeting.

RESOLUTION NO. 261-01 Re: **MINUTES OF THE MARCH 19, 2001, BOARD MEETING**

On motion of Mr. Abrams and seconded by Mr. Lange, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes of the March 19, 2001, meeting with MCAASP.

RESOLUTION NO. 262-01 Re: **MINUTES OF THE MARCH 19, 2001, BOARD MEETING**

On motion of Mr. Abrams and seconded by Mr. Lange, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes of the March 19, 2001, meeting with MCR.

RESOLUTION NO. 263-01 Re: **BOARD APPEAL – T-2001-2**

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

Resolved, That the Board of Education adopt its Order in Appeal T-2001-2, student transfer, reflective of the following vote: Mr. Abrams, Mr. Burnett, Ms. Cox, Mrs. King, Mr. Lange and Mrs. O'Neill voting to reverse; Mr. Felton\*\* and Mr. Lloyd were absent when the case was adjudicated.

\*\*Mr. Felton announced that he would have voted to reverse if he had been present when the case was adjudicated in closed session.

RESOLUTION NO. 264-01 Re: **BOARD APPEAL – T-2001-3**

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

Resolved, That the Board of Education adopt its Order in Appeal T-2001-3, student transfer, reflective of the following vote: Mr. Abrams, Mr. Burnett, Ms. Cox, Mrs. King, Mr. Lange and Mrs. O'Neill voting to affirm; Mr. Felton and Mr. Lloyd were absent when the case was adjudicated.

\*\*Mr. Felton announced that he would have voted to affirm if he had been present when the case was adjudicated in closed session.

Re: **NEW BUSINESS**

There was no new business.

Re: **ITEMS OF INFORMATION**

The following item were available for information:

1. Items in Process
2. Legal Fees Report
3. Construction Progress Report
4. Minority-, Female-, or Disabled-owned Business Procurement Report for the Third Quarter of FY 2001

RESOLUTION NO. 265-01 Re: **ADJOURNMENT**

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



Resolved, That the Board of Education adjourn its meeting of May 8, 2001, at 4:00 p.m.

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PRESIDENT

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SECRETARY

JDW:gr

# MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

May 8, 2001

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