

APPROVED
17-2005

Rockville, Maryland
June 14, 2005

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, June 14, 2005, at 10:00 a.m.

Present: Mrs. Patricia B. O'Neill, President
 in the Chair
 Mr. Steve Abrams
 Ms. Sharon W. Cox
 Ms. Valerie Ervin
 Dr. Charles Haughey
 Mrs. Nancy Navarro
 Mr. Gabriel Romero
 Mr. Sagar Sanghvi, Student Board Member
 Mr. Sebastian Johnson, 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. 275-05 Re: **RESOLUTION FOR CLOSED SESSIONS**

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on June 14, 2005, in Room 120 from 9:00 to 10:00 a.m. and 12:30 to 2:00 p.m. to discuss the Human Resources Monthly Report and Appointments, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education consider the acquisition of real property for a public purpose and matters directly related thereto, as permitted under Section 10-508(a)(3) of the *State Government Article* and Section 4-107(d) of the *Education Article*; and be it further

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

Resolved, That the Board of Education of Montgomery County dedicate part of the closed sessions on June 14, 2005, to acquit its executive functions and to adjudicate and review

appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

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

RESOLUTION NO. 276-05 Re: AN AMENDMENT TO THE AGENDA

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

Resolved, That the Board of Education amend the agenda to change Item 10.0 – Early Entrance into Kindergarten – to discussion only.

RESOLUTION NO. 277-05 Re: APPROVAL OF THE AGENDA

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

Resolved, That the Board of Education approve its agenda for June 14, 2005.

RESOLUTION NO. 278-05 Re: LEADERSHIP MONTGOMERY YOUTH COMMUNITY SERVICE LEADERSHIP AWARDS

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

WHEREAS, The Montgomery County Board of Education has a continuing commitment to support active student participation in community service learning activities; and

WHEREAS, Since 1997, Leadership Montgomery has offered the Youth Community Service Awards to identify, reward, and promote outstanding continuing community service efforts and accompanying demonstrations of leadership by high school students; and

WHEREAS, The law firm of Shulman, Rogers, Gandal, Porody and Ecker, P.A., of Rockville, has generously sponsored and funded cash awards for up to five students per year for the past eight years; and

WHEREAS, Five Montgomery County Public Schools high school students have been honored as the Leadership Montgomery Youth Community Service Leadership Award recipients for 2005; now therefore be it

Resolved, That the Montgomery County Board of Education express its appreciation to Leadership Montgomery and to Shulman, Rogers, Gandal, Pordy, and Ecker, P.A., for their leadership in promoting and honoring youth leadership in community service; and be it further

Resolved, That the Board of Education congratulate this year's Leadership Montgomery Youth Community Service Leadership Award recipients for their outstanding leadership in community service.

RESOLUTION NO. 279-05 Re: SCHOLARSHIP RECIPIENTS FROM THE HISPANIC EMPLOYEES ASSOCIATION

WHEREAS, The Hispanic Employees Association has recognized 20 Distinguished Hispanic Scholars of the Class of 2005 who are committed to academic excellence and community involvement; and

WHEREAS, The Hispanic Employees Association has awarded scholarships totaling \$10,100 to nine of those distinguished scholars with the highest grade point averages who are committed to exemplary community involvement in their chosen professions; and

WHEREAS, Montgomery County recognizes and celebrates the contributions of Hispanic students to our county, our state, and our country; and

WHEREAS, The Montgomery County Board of Education is proud that Montgomery County Public Schools continues to recognize the achievements of Hispanic students; now therefore be it

Resolved, That, on behalf of the superintendent, staff, students, and parents of the Montgomery County Public Schools, the members of the Board of Education congratulate the recipients of this year's Hispanic Employees Association scholarship awards.

Re: PUBLIC COMMENTS

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Bonnie Cullison	Grading and Reporting
2.	Tom Broadwater	Education Equity
3.	Lara Akinbami	Revised Curriculum
4.	Diana McHale	Gifted and Talented
5.	Tom Murphy	Grading and Reporting
6.	Stan Doores	Automated Assisted Learning

7. Laura Quigley New Sex Education Curriculum
8. Joshua Cohen Sex Education Curriculum
9. Cindy Kerr Grading and Reporting
10. Melissa Gilden Sex Education Curriculum
11. Michelle Turner Citizens for Responsible Curriculum
12. Laura Siegel Grading and Reporting
13. Julie Lees Gifted Education
14. Calei Chan Health Curriculum
15. Michael Castagnola Early Entrance into Kindergarten

Re: BOARD/SUPERINTENDENT COMMENTS

Dr. Weast commented that more than 9,700 high school students and students in alternative programs are graduating and receiving diplomas from MCPS this spring. Twenty-eight schools scheduled graduation ceremonies from May 31 through June 15. He noted that the 2005 MCPS MSA scores continue an upward trend. The Grade 4 students set a record with an 86-percent proficiency rate. Furthermore, African American and Hispanic students' scores rose dramatically and narrowed the achievement gap. Dr. Weast congratulated Quince Orchard High School for winning the state 4A championship in baseball. In addition, 17 MCPS students won individual state championships in either tennis or track. These individual winners represent Gaithersburg, Richard Montgomery, Winston Churchill, Walt Whitman, Walter Johnson, Montgomery Blair, Poolesville, and John F. Kennedy high schools.

Dr. Haughey mentioned that he represented the Board at the Education 2000 celebration for Hispanic students. It was a worthy commendation to high-achieving students. Also, he attended the dedication of the courtyard at Cannon Road Elementary School.

Ms. Cox remarked about the graduations and how great it is to be with the students. It is the best part of being a Board member.

Mr. Romero thanked Ms. Cox for substituting for him at the Poolesville High School graduation.

Mr. Abrams thanked Mrs. O'Neill for moving the Board/Superintendent comments on the agenda. He attended four graduations and all reinforced how good and diverse the system has become. He was impressed by the individual character of each school, and the quality of each school – the kids were great! Second, he attended the press conference for the unveiling of the success of the PDA program. The community will understand why the Board fought for the funding for this technology in the classroom. He concluded that this investment will be one of the best in terms of increasing productivity. Mr. Abrams asked for information on technology brought to the Board table by Mr. Doores, and whether or not it was adaptable for educational uses.

Ms. Ervin attended four graduations, and it was a fabulous experience. One of the highlights was giving her son his diploma.

Mrs. Navarro thought graduations were wonderful, especially with the characteristics of each schools. She was amazed by the diversity of the students. Finally, she congratulated the fifth graders at Glen Haven Elementary School, whose promotion she attended. Those fifth graders represented 25 countries.

Mrs. O'Neill noted that the past three weeks have been about celebration. Every graduation is different – the tone, the speakers, and the students. She also attended several events that recognized the excellence of students.

**Re: UPDATE ON IMPLEMENTING POLICY IKA –
GRADING AND REPORTING**

Dr. Weast invited the following people to the table: Ms. Jody Leleck, acting associate superintendent for curriculum and instructional programs; Dr. Alan Goodwin, principal, Walt Whitman High School; Ms. Darlene Merry, associate superintendent for organizational development; and Ms. Betsy Brown, acting director of curriculum and instruction.

This presentation is an update to Board of Education on the implementation of Policy IKA, *Grading and Reporting*, a critical component of efforts to improve teaching and learning in MCPS. The policy supports clear communication about student achievement; consistent practices within and among schools; and alignment of grading practices with standards-based curriculum, instruction, and assessments. This memorandum provides an update on what has taken place this year, the challenges encountered, the strategies implemented to address those challenges, and the next steps in the implementation process. All teachers in middle and high schools will implement standard procedures for reteaching/reassessment and homework. Work will continue on developing procedures for grading scales. In the interim, the 4, 3, 2, 1 scale will not be used to record grades, and the report card grade will remain a letter grade based on percentages. However, a recommendation is made to modify the implementation process and timeline approved by the Board in May 2004. The recommendation includes removing the reporting of learning skills from the implementation timeline for high schools in order to slow down the implementation process, pending further review next year. In fact, it is recommended that the continuation of the timeline beyond next year be reassessed prior to moving forward for 2006–2007.

Reasonable efforts have been taken to implement the revised policy on grading and reporting fairly, consistently, and with stakeholder involvement. Implementing the policy revisions continues to be a major challenge for a school district of more than 11,000 teachers in 192 schools. At the same time, other reform efforts remain very much a priority. These initiatives include ongoing improvements in early childhood education, elementary school reading and

mathematics, middle school curriculum, diagnostic assessments, professional development, and the alignment of instruction from prekindergarten through high school. These reforms already have produced significant progress in student achievement, including narrowing the gap by race and ethnicity on standardized measures of academic performance.

Re: DISCUSSION

Ms. Cox noted that the press had reported that the Board was taking action on a policy. However, it was an update on the implementation and a resolution regarding the implementation procedures.

Mrs. O'Neill said that at some point she wanted a five-year analysis, especially for the high school. What she had seen was systemwide, and it would be useful to have the data school-by-school.

Mr. Romero inquired about the difference in grading between a pilot school and a non-pilot school. Ms. Leleck replied that the pilot used criteria established by the policy. However, the non-pilot schools developed consistent deadlines and removed extra credit for non-curricular areas. Ms. Cox added that the policy was revised because of the discrepancies between classroom and final exam grades. She asked if the Office of School Performance will track the correlation between the course grade and the final exam grade and whether there are changes over time. Ms. Leleck replied that there was a plan for monitoring and evaluation. Ms. Brown reported that since implementation of the policy there is a greater awareness of the strong relationship between learning and grading when grades really reflect what the students know and can do. Therefore, grades are truly triggers for action regarding instruction.

Ms. Cox asked how organizations gathered feedback for the work group. Ms. Merry replied that representatives presented the concepts to their organizations and brought back recommendations. Ms. Kerr explained that there was not enough time for the PTAs to report back from their organization. Mr. Abrams did not think getting delegate input was feasible. He asked if there was enough input in the process or should there be modifications.

Ms. Ervin asked what reteach/reassess means in the classroom. Dr. Goodwin explained that if the test is available for reassessment, the teacher will reteach with added exercises before reassessment.

Ms. Ervin wanted to know whether the student has to ask for reassessment or the teacher automatically reteaches/reassesses. Dr. Goodwin stated that it is the responsibility of the teacher, but a student can initiate the process.

Mr. Romero asked what the criteria are for reassessment. Ms. Merry replied that learning is

a trigger for action. If many students do not do well, the teacher may want to reteach to a larger group. If only a couple of students do not do well, that would trigger a different response from the teacher.

Mr. Abrams thought that an additional safety valve is that the student can request a reassessment. Ms. Cox believed that the decision on whether a task is eligible for reassessment is made before the task is given. If it is a trigger for action, how can a decision be made beforehand? Mrs. Brown replied that at the top of the document is a statement that reteaching/reassessment procedures are consistent among schools and local schools will ensure school-level practices as approved by the leadership team. Teachers decide what can be reassessed and it is communicated to the students.

Mr. Sanghvi reaffirmed that the teams can decide what can be reassessed. Mrs. Brown explained that the decision is what, not who, can be reassessed. Dr. Lacey added that there needs to be a rationale on the decision about reassessment.

Ms. Cox stated that critical part of the policy is helping students come to a level of rigor since all students can achieve.

Mrs. O'Neill noted that a student who gets a lower grade when reassessed has to live with that lower grade – it is not a choice or an average.

Mr. Romero asked what happens if a student does poorly on one concept of an exam. Dr. Goodwin explained that the student can be retaught and reassessed on that one concept and not the whole exam.

Mrs. Navarro commented on the communication process. She was concerned about the time and process for implementation. Ms. Leleck replied that there is a communication plan with the (1) core team and (2) mailing to parents. Feedback will continue to be collected from all stakeholders to assure consistency throughout the system.

Mr. Abrams asked if the stakeholders included college admissions officers. Ms. Leleck thought it was a good idea.

Mr. Abrams believed the one objective was uniformity throughout the system. Will there be a validation method? This could be accomplished by having a teacher at School A grade the exams of students at School B. Ms. Leleck replied that this was done in Grades 1 and 2 when the curriculum was established. Mrs. Brown added that staff is working with the Department of Shared Accountability to develop an evaluation plan.

Mr. Abrams inquired about homework and extra credit. What does a college admissions officer look for in considering a student for admission? Is it strictly academic performance?

Are there other elements? Mrs. O'Neill said that some colleges ask for portfolios. She added that the committee on grading and reporting did contact colleges to get their perspective. Dr. Weast replied that there will be a lot of validation, and it is important for students to be admitted to and complete college.

Mr. Romero wanted to know about the training of teachers in the summer. Dr. Weast replied that there is a shortage of training dollars. Staff is finishing the training for the fourth and fifth grade curriculum, the use of evaluation tools, and the math rollout. That is why he was recommending a slow-down in the implementation of the grading and reporting policy.

Mr. Romero noted that there is a desire to have all school staff understand the implementation process. This process has been very frustrating for parents. Mrs. Brown replied that there will be more clarity and, with feedback, the documents may need to be rewritten. With focus groups and surveys, there will be continuous improvement in the communication approaches. Dr. Weast stated that the implementation will be very clear and carefully done. In the acquisition of knowledge, the Board sets the curriculum and the teacher is the instrument for the acquisition of the skill. The Board wants a measurement that is fair, concise, and understandable.

Dr. Haughey remarked that the grading policy is a major change in the total paradigm. In the past, teachers reported grades and the correct action was up to the parents and student. Now, the school system is reporting to colleges and the business community. He agreed with Mr. Abrams that colleges need to be included in the discussion. Regarding reteaching/reassessment, he was concerned about how teachers and students would react in September, but he was more concerned about how parents would react in October.

Mrs. O'Neill commented on the rule regarding 0–50 percent. Mrs. Leleck reported that the grading scale is still being work on. If there is no attempt to do the work, the student will receive a zero.

RESOLUTION NO. 280-05 Re: AN AMENDMENT TO THE UPDATE ON IMPLEMENTING POLICY IKA – GRADING AND REPORTING

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

Resolved, That the Board of Education modify the implementation timeline to allow high schools to report grades based on academic achievement or what students learned in relation to course expectations only, and postpone the **separate** reporting of learning skills; and be it further

RESOLUTION NO. 281-05 Re: AN AMENDMENT TO THE UPDATE ON IMPLEMENTING

POLICY IKA – GRADING AND REPORTING

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

Resolved, That the college admissions officers be added to the design and implementation to high school grading and reporting.

** Ms. Ervin temporarily left the meeting.

RESOLUTION NO. 282-05 Re: UPDATE ON IMPLEMENTING POLICY IKA – GRADING AND REPORTING

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

WHEREAS, On March 24, 2003, the Board of Education unanimously approved Policy IKA, *Grading and Reporting*; and

WHEREAS, On January 13, 2004, the Board of Education unanimously approved the multi-year plan to implement the policy beginning July 1, 2004, and requested an update on system readiness to implement the policy for the subsequent year; and

WHEREAS, On May 11, 2004, the Board of Education modified the plan to implement the policy, providing an additional year for high schools to prepare staff and community for implementation in the 2005–2006 school year; and

WHEREAS, The first year of implementing this policy in Grades 1–8 has been generally successful; and

WHEREAS, Challenges for high schools during the 2004–2005 school year were identified, suggesting the need for further modification of the implementation timeline for the reporting of learning skills; and

WHEREAS, A multi-stakeholder group developed well-defined procedures for reteaching/reassessment and homework, and the group is continuing to develop procedures on grading scales; and

WHEREAS, All secondary schools will implement standard procedures for reteaching/reassessment and homework during the 2005–2006 school year; now therefore be it

Resolved, That the Board of Education modify the implementation timeline to allow high schools to report grades based on academic achievement or what students learned in relation to course expectations only, and postpone the separate reporting of learning skills; and be it further

Resolved, That any implementation timeline for all grade levels beyond the 2005–2006 school year will be reassessed pending evaluation of the 2005–2006 school year; and be it further

Resolved, That the college admissions officers be added to the design and implementation to high school grading and reporting; and be it further

Resolved, That the superintendent will bring regular updates to the Board of Education throughout the 2005–2006 school year.

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed for lunch and closed session from 1:00 to 2:30 p.m.

**Mr. Romero left the meeting.

RESOLUTION NO. 283-05 Re: **CONTRACTS OF \$25,000 OR MORE**

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

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

WHEREAS, It is recommended that Bid No. 9109.4, Snack Cakes and Frozen Cookie Dough A La Carte, be rejected due to lack of competition and products offered; and

WHEREAS, Funds have been budgeted and/or identified for the purchase of additional copiers through RFP No. 4139.1, Copier Systems; and

WHEREAS, The acquisition of additional copiers has been reviewed by legal counsel; now therefore be it

Resolved, That Bid No. 9109.4, Snack Cakes and Frozen Cookie Dough A La Carte, be rejected due to lack of competition and products offered; and be it further

Resolved, That the purchase of additional copiers in the amount of \$299,151 be lease-purchased for a five-year term under the Master Lease/Purchase Agreement with Carlyle

Financial Services; and be it further

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

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

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

BL02-55 9758-12A	Elevator Equipment Preventative Maintenance	
	<u>Awardee</u> Elevator Control Service	\$ 300,000
1119.3	Payroll Check, Paper Stock, Z Fold	
	<u>Awardee</u> Moore Wallace	\$ 41,750
1138.2	Actuarial Consulting Services	
	<u>Awardee</u> Mercer Human Resources	\$ 75,000
1139.2	On-going Health and Welfare Consulting Services	
	<u>Awardee</u> AON Consulting	\$ 200,000
4030.4	Piano Tuning and Maintenance	
	<u>Awardees</u> (See note) Alpha Piano Company, Inc.* Rich Amelang Piano Service Chevy Chase Piano Company David R. Page Winzer Piano Service*	
	Total	\$ 53,740

4096.2	Science Equipment Repair Service	
	<u>Awardees</u> (See note)	
	Leonhard Instrument Company	
	Metro Scopes*	
	Total	\$ 30,000
4136.4	Special Education Supplies and Software	
	<u>Awardees</u>	
	Ablenet, Inc.	\$ 865
	Advanced Multimedia Devices, Inc.*	12,445
	Alphasmart, Inc.	52,590
	AT:LAST, Inc.*	319,005
	Envision Technology, Inc.*	105,650
	Intellitools, Inc.	86,500
	Don Johnston, Inc.	146,056
	Kunz, Inc.*	43,350
	Technology for Education, Inc.	<u>25,046</u>
	Total	\$ 791,507
4138.1	Copier Systems	
	<u>Awardee</u>	
	BCE Corporation*	\$ 299,151
4143.1	Technology Laboratory Workstations	
	<u>Awardee</u>	
	Diversified Educational Systems	\$ 136,000
7094.2	Water Cooler Rental and Bottled Water Service—Extension	
	<u>Awardee</u>	
	Crystal Springs Water Company	\$ 72,100
7108.2	Tire Retread Service	
	<u>Awardee</u>	
	Service Tire Truck Center	\$ 155,089
7111.2	Lawn Maintenance Equipment—Extension	

	<u>Awardees</u>	
	Gaithersburg Rental Center	\$ 34,392
	Lawn and Power Equipment	<u>64,269</u>
	Total	\$ 98,661
9004.6	Industrial and Technology Education Lumber—Extension	
	<u>Awardees</u>	
	Allied Plywood Corporation	\$ 988
	Lafferty Company, Inc.	21,571
	Mann & Parker Lumber Company	19,765
	O'Shea Lumber Company	17,521
	Pikesville Lumber Company	<u>53,525</u>
	Total	\$ 113,370
9012.5	Industrial and Technology Education Hand Tools	
	<u>Awardees</u>	
	Brodhead Garrett Company	\$ 275
	Diamond Tool Company	85,000
	Metco Supply, Inc.	7,814
	Paxton/Patterson	3,280
	Rutland Tool and Supply Company	1,034
	Satco, Inc.	32,091
	Snap On Industrial	<u>19,000</u>
	Total	\$ 148,494
9050.4	Athletic Cheerleader and Pom Pon Uniforms	
	<u>Awardees</u> (See note)	
	Marlow Sports, Inc.*	
	Team Distributors	
	Varsotu Sport Fashions	
	Total	\$ 100,000
9083.3	Physical Education Supplies and Equipment	
	<u>Awardees</u>	
	ADA, Inc.	\$ 550
	Aluminum Athletic Equipment Company 9,311	
	Bremen Company, Inc.	3,180

	Cannon Sports, Inc.*	14,937
	Deary's Gymnastics Supply	19,039
	Dollamur	62,890
	DTI Soccer	795
	DVF Sporting Goods Company	6,642
	Flaghouse, Inc.	1,114
	Bill Fritz Sports Corporation	21,144
	JDL Equipment Company	32,246
	Greg Larson Sports	5,133
	Marlow Sports, Inc.*	1,325
	MF Athletic Company	429
	Passon's Sports	115,022
	Pyramid School Products	6,769
	S & S Worldwide	4,103
	Sportime, LLC	13,962
	Sportmaster	66,434
	Sports Imports, Inc.	44,926
	Sports Stop, Inc.	9,003
	Sportsman's	<u>84,275</u>
	Total	\$ 523,229
9101.5	Beverages, Chips and Snacks A La Carte—Extension	
	<u>Awardees</u> (See note)	
	Dori Foods, Inc.	
	Royalle Dining Services, Inc.	
	Total	\$ 166,000
9107.7	Poultry Products, Frozen and Processed	
	<u>Awardees</u>	
	Carroll County Foods, Inc.*	\$ 327,296
	Dori Foods, Inc.	276,273
	Oak Valley Farms, Inc.	11,880
	SYSCO Food Services of Baltimore, LLC	<u>378,722</u>
	Total	\$ 994,171
9110.3	Pizza, Baked, Frozen	
	<u>Awardees</u>	
	Conagra Foods—Food Service	\$ 442,188
	Nardone Brothers Baking Company, Inc.	193,375

	Schwan's Food Service*	<u>213,150</u>
	Total	\$ 848,713
9121.3	Breads and Rolls	
	<u>Awardee</u>	
	H & S Bakery, Inc.	\$2,425,139
9129.1	Pretzels, Soft—Extension	
	<u>Awardee</u>	
	Glennco, Inc.	\$ 125,000
9170.2	Portable Classroom HVAC Replacements—Extension**	
	<u>Awardee</u>	
	W. B. Maske Sheet Metal Works, Inc.	\$ 54,439
9174.2	Latex Running Track Renovations and Repairs—Extension**	
	<u>Awardee</u>	
	American Tennis Courts*	\$ 382,790
9193.2	Gymnasium Wood Flooring/Sanding/Refinishing at Various Locations—Extension**	
	<u>Awardee</u>	
	Weyer's Floor Service, Inc.	\$ 55,812
9318.2	Exterior Wall Façade Replacement for Portable Classrooms**	
	<u>Awardee</u>	
	Walker Willis/T/A Custom Masonry	\$ 151,985
9319.1	Library Security System Replacements**	
	<u>Awardee</u>	
	Checkpoint Systems, Inc.	\$ 77,295
9346.3	Portable Classroom Wood Canopy and Decking at Various Locations—Extension**	

	<u>Awardee</u> D. L. Brown Construction	\$ 100,000
9381.1	Athletic Room and Corridor Lockers at Banneker Middle School**	
	<u>Awardee</u> Partition Plus, Inc.*	\$ 198,052
9388.1	Walk-in Cooler/Freezer Replacements**	
	<u>Awardee</u> Ashland Equipment, Inc.	\$ 110,382
9395.1	Modular Classrooms Exterior Masonry at S. Christa McAuliffe Elementary School**	
	<u>Awardee</u> Walker Willis/T/A Custom Masonry	\$ 117,880
9397.1	Retaining Walls and Storm Water Management Modifications**	
	<u>Awardee</u> Walker Willis/T/A Custom Masonry	\$ 118,947
9406.1	Auditorium Sound System	
	<u>Awardee</u> Phoenix Systems	\$ 32,116
TOTAL PROCUREMENT CONTRACTS EXCEEDING \$25,000		\$9,096,812

* 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. 284-05 Re: **AWARD OF CONTRACT – NORTHWEST HIGH SCHOOL ADDITION**

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

WHEREAS, The following sealed bids were received on April 14, 2005, for the Northwest High School addition project:

<u>Bidder</u>	<u>Amount</u>
Henley Construction Company, Inc.	\$11,449,500
Scheibel Construction	12,008,000
Roy Kirby & Sons, Inc.	13,684,000

and

WHEREAS, Henley Construction Company, Inc., has submitted 14.7 percent Minority Business Enterprise (MBE) participation, of which 10.3 percent is Maryland Department of Transportation-certified (4.8 percent is African-American, 0.1 percent is female-owned, and 10 percent is other minority); and

WHEREAS, Henley Construction Company, Inc., has submitted a waiver for the balance of the MBE participation; and

WHEREAS, Department of Facilities Management staff has reviewed and certified that the waiver meets the contract requirements and recommends waiving the remaining balance of the MBE requirements; and

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

Resolved, That a \$11,449,500 contract be awarded to Henley Construction Company, Inc., for the Northwest High School addition project, in accordance with drawings and specifications prepared by Samaha Associates, P.C.

RESOLUTION NO. 285-05 Re: AWARD OF CONTRACT – GAITHERSBURG HIGH SCHOOL ADDITION

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

WHEREAS, The following sealed bids were received on April 21, 2005, for the Gaithersburg High School addition project:

<u>Bidder</u>	<u>Amount</u>
Keller Brothers, Inc.	\$8,041,500

Tuckman-Barbee Construction Company, Inc.	8,512,310
Phillips Way, Inc.	8,784,200
Roy Kirby & Sons, Inc.	8,888,000
Dynasty Construction, Inc.	8,963,900
William F. Klingensmith, Inc.	9,200,800

and

WHEREAS, Keller Brothers, Inc., has submitted 15.7 percent Maryland Department of Transportation-certified Minority Business Enterprise (MBE) participation, of which 7.7 percent is African-American, 7.8 percent is female-owned; and .2 percent is other minority; and

WHEREAS, Keller Brothers, Inc., has submitted a waiver for the balance of the MBE participation; and

WHEREAS, Department of Facilities Management staff has reviewed and certified that the waiver meets the contract requirements and recommends waiving the remaining balance of the MBE requirements; and

WHEREAS, Keller Brothers, Inc., has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The low bid exceeds the project estimate because of rising construction prices that were not anticipated when the FY2005–2010 Capital Improvements Plan was developed; and

WHEREAS, The County Council as part of the FY 2006 Capital Budget approval process recognized that construction prices have risen beyond projected estimates and allocated funds in the Capital Reserve to cover overages for school projects scheduled to start construction in FY 2006; now therefore be it

Resolved, That an \$8,041,500 contract be awarded to Keller Brothers, Inc., for the Gaithersburg High School addition project, in accordance with drawings and specifications prepared by Samaha Associates, P.C.; and be it further

Resolved, That an FY 2006 Capital Budget special appropriation be requested in the amount of \$620,000 to cover higher-than-anticipated construction prices for the Gaithersburg High School addition project; and be it further

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

RESOLUTION NO. 286-05 Re: **ARCHITECTURAL APPOINTMENT – SHERWOOD HIGH SCHOOL ADDITION**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Sherwood High School addition, which includes a 36,000-square-foot building and various site modification work; and

WHEREAS, The preliminary construction cost estimate for this work is approximately \$7,100,000; and

WHEREAS, Funds for this architectural planning were programmed as part of the FY 2005 Capital Budget; and

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

WHEREAS, Samaha Associates, P.C., was the architect for the previous modernization and subsequent addition projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Samaha Associates, P.C., to provide professional architectural and engineering services for the Sherwood High School addition for a fee of \$613,850.

RESOLUTION NO. 287-05 Re: **ARCHITECTURAL APPOINTMENT – SILVER SPRING INTERNATIONAL MIDDLE SCHOOL/SLIGO CREEK ELEMENTARY SCHOOL CLASSROOM ALTERATIONS**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Silver Spring International Middle School/Sligo Creek Elementary School classroom alterations project, which includes a renovation of approximately 18,500 square feet of the existing building; and

WHEREAS, The preliminary construction cost estimate for this work is approximately \$1,800,000; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, selected Grimm + Parker Architects, P.C., to provide the necessary professional architectural and engineering services; and

WHEREAS, Grimm + Parker Architects, P.C., was the architect for the reopening of the two schools; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Grimm + Parker Architects, P.C., to provide professional architectural and engineering services for the Silver Spring International Middle School/Sligo Creek Elementary School classroom alterations project for a fee of \$104,699.

RESOLUTION NO. 288-05 Re: **AWARD OF CONTRACT – ENERGY CONSERVATION:
ROBERTO CLEMENTE MIDDLE SCHOOL AND
CLOPPER MILL ELEMENTARY SCHOOL**

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

WHEREAS, On April 7, 2004, the State of Maryland Department of General Services selected Northeast Energy Services Company, Inc., (NORESKO) as a qualified energy services company for indefinite delivery energy performance contracts (EPC); and

WHEREAS, The Montgomery County Public Schools (MCPS) is able to use this contract to perform energy conservation and related improvements work; and

WHEREAS, NORESKO submitted proposals on May 3, 2005, for automatic temperature controls improvements at Roberto Clemente Middle School for a cost of \$264,793 and for lighting system improvements at Clopper Mill Elementary School for a cost of \$60,000; and

WHEREAS, Both of these projects will improve system performance and generate substantial energy cost savings/avoidance that will offset the initial investment; now therefore be it

Resolved, That the Montgomery County Board of Education approve a contract award to Northeast Energy Services Company, Inc., to provide the energy performance improvements at Roberto Clemente Middle School for a fee of \$264,793 and the lighting system improvements at Clopper Mill Elementary School for a fee of \$60,000, in accordance with the May 3, 2005, proposals and the State of Maryland, Department of General Services, Energy Performance Contract, contract number DGW-03-EPC-IDC-4.0.

RESOLUTION NO. 289-05 Re: **FY 2006 CAPITAL BUDGET SPECIAL APPROPRIATION
– RELOCATABLE CLASSROOMS**

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

WHEREAS, An FY 2006 Capital Budget special appropriation is needed to provide relocatable classrooms for staffing assignments approved in the FY2006 Operating Budget for full-day kindergarten and class-size initiatives; and

WHEREAS, The County Council was aware that a special appropriation for relocatable classrooms would be requested once the FY 2006 staffing levels for Montgomery County Public Schools were approved; now therefore be it

Resolved, That the Board of Education request an FY 2006 Capital Budget special appropriation in the amount of \$1.5 million for relocatable classrooms needed to support staffing for full-day kindergarten and class-size initiatives approved in the FY2006 Operating Budget; and be it further

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

RESOLUTION NO. 290-05 Re: **TRANSFER AGREEMENT – FORMER MONTGOMERY BLAIR HIGH SCHOOL AUDITORIUM**

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

WHEREAS, The former Montgomery Blair High School auditorium has been closed since 1998 and currently is not needed for educational purposes; and

WHEREAS, A nonprofit foundation has expressed an interest in reopening and operating the auditorium as a community theatre; and

WHEREAS, The foundation has applied for state and local arts/humanities grants to supplement private donations that would be used to fund the renovations needed to reopen the auditorium; and

WHEREAS, The County Council has allocated funds to the Montgomery County Department of Public Works and Transportation to study the feasibility and cost of reopening the auditorium and has indicated an interest in supporting the foundation's proposal contingent on the amount of local funds required for the project; and

WHEREAS, A majority of Council members have indicated that the County government should be the lead agency for the reopening and lease negotiations for the community theatre operation; and

WHEREAS, To facilitate these efforts, it is recommended that the former Montgomery Blair High School auditorium be surplused to the county government contingent on an agreement that would allow for the reversion of the facility to the Board of Education if it is needed in the future for educational purposes; now therefore be it

Resolved, That the Board of Education surplus the former Montgomery Blair High School auditorium to the county government for use as a community theatre when the county executive executes an agreement for the reopening and lease of the facility with provisions for reverting the auditorium to the Board of Education if it is needed in the future for educational purposes; and be it further

Resolved, That the state superintendent of schools be requested to approve this action.

RESOLUTION NO. 291-05 Re: **NORTHEAST CONSORTIUM ELEMENTARY SCHOOL# 16 – AUTHORIZATION TO PURCHASE LAND**

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

WHEREAS, The Northeast Consortium Elementary School #16, located at 1100 Corliss Street in Silver Spring, is scheduled to open in the fall of 2006; and

WHEREAS, Additional land is needed to provide adequate parking on the new school site; and

WHEREAS, Staff has negotiated a sales agreement with the adjacent Oakview Recreation Corporation (ORC), which operates a neighborhood pool, for the purchase of 35,500 square feet of land; and

WHEREAS, Once settlement is completed and title is transferred to the Board of Education, ORC will be entitled to lease a portion of the school parking area during non-school hours for the pool operation; and

WHEREAS, The Contract of Sale includes an easement and right-of-way grant to ORC for ingress and egress to its property; and

WHEREAS, Funds are available from the Advanced Land Acquisition Revolving Fund for the purchase of this property; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Contract of Sale for the purchase of 35,500 square feet of land, being a portion of Parcel P410 in Oakview, for the purchase price of \$330,000; and be it further

Resolved, That the president and secretary of the Board of Education be authorized to execute an Easement and Right-of-Way Agreement to the Oakview Recreation Corporation for ingress and egress to the corporation's parcel; and be it further

Resolved, That the president and secretary of the Board of Education be authorized to execute a Lease Agreement with the Oakview Recreation Corporation, allowing parking on a portion of the school site when school is not in session; and be it further

Resolved, That the superintendent be authorized to make settlement as soon as possible thereafter.

RESOLUTION NO. 292-05 Re: **RECOMMENDED FY 2006 FEES FOR THE FOOD AND NUTRITION SERVICES PROGRAM**

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

WHEREAS, Expenditures in the food and nutrition services program for salaries and employee benefits, food, and supplies are expected to increase in FY2006 by approximately 5.5 percent over the FY 2005 levels; and

WHEREAS, Federal reimbursement rates for meals will increase by 2 percent and state reimbursement rates will not increase; and

WHEREAS, To maintain a financially solvent food service enterprise fund it is necessary to increase revenues in FY 2006; now therefore be it

Resolved, That the price of the elementary school lunch be increased from \$1.85 to \$1.95 and the secondary school lunch be increased from \$1.95 to \$2.05; and be it further

Resolved, That the price increases be effective August 29, 2005.

**Ms. Ervin temporarily left the meeting.

RESOLUTION NO. 293-05 Re: **HUMAN RESOURCES MONTHLY REPORT**

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

Resolved, That the Board of Education approve the Human Resources Monthly Report dated June 14, 2005.

RESOLUTION NO. 294-05 Re: **DEATH OF MS. RUTH A. BEARD, TEACHER, SPECIAL EDUCATION, PAINT BRANCH HIGH SCHOOL**

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

WHEREAS, The death on May 9, 2005, of Ms. Ruth A. Beard, a teacher of special education from Paint Branch High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Ms. Beard worked for Montgomery County Public Schools for more than six years, and during this time she used a humorous approach to teaching, which was highly motivating to her students, thus making a positive difference in many ways; and

WHEREAS, Ms. Beard was committed to students and sensitive to the needs of all people, making her an asset to the school system; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Ruth A. Beard and extend deepest sympathy to her 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 Ms. Beard's family.

RESOLUTION NO. 295-05 Re: **DEATH OF MICHAEL H. GRIFFIN, CLASSROOM TEACHER, FRANCIS SCOTT KEY MIDDLE SCHOOL**

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

WHEREAS, The death on May 1, 2005, of Michael H. Griffin, classroom teacher at Francis Scott Key Middle School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mr. Griffin was an outstanding teacher with Montgomery County Public Schools for more than 30 years; and

WHEREAS, Mr. Griffin was dynamic, creative and committed to maximizing opportunities for all students, making him an asset to the school system and community; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Michael H. Griffin 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. Griffin's family.

RESOLUTION NO. 296-05 Re: **DEATH OF MR. MICHAEL J. ROTH, MAINTENANCE FACILITY AREA MANAGER, DIVISION OF MAINTENANCE**

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

WHEREAS, The death on May 8, 2005, of Mr. Michael J. Roth, a maintenance facility area manager from the Division of Maintenance, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the more than 29 years that Mr. Roth worked for Montgomery County Public Schools, he was recognized as a highly productive contributor to the Division of Maintenance; and

WHEREAS, Mr. Roth's remarkable leadership skills, enthusiasm, dedication, and eagerness to reinforce a shared sense of purpose throughout his depot earned him an outstanding reputation; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Michael J. Roth 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. Roth's family.

RESOLUTION NO. 297-05 Re: **HUMAN RESOURCES APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

Appointment

Current Position

As

Myra Smith

Principal, Strathmore ES

Director of School
Performance

RESOLUTION NO. 298-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
LaVerne Kimball	Director of School Performance	Community Superintendent

RESOLUTION NO. 299-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Adrian Talley	Principal, Rosemont ES	Director of School Performance

RESOLUTION NO. 300-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Heath Morrison	Principal, Thomas Stone HS, Charles County	Director of School Performance

RESOLUTION NO. 301-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
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Lori-Christina Webb Coordinator, Department of Human Relations
 Reporting and Regulatory Compliance Officer
 Accountability

RESOLUTION NO. 302-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Felicia Piacente	Supervisor, Special Education	Director, Division of Preschool Special Education and Related Services

RESOLUTION NO. 303-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Ellen Schaefer	Supervisor of Special Education	Director, School-Based Special Education Services

RESOLUTION NO. 304-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Amy Cropp	School Psychologist	Coordinator, Preschool Education Programs

RESOLUTION NO. 305-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Darryl Williams	Principal, William Farquhar MS	Principal, Gaithersburg HS

RESOLUTION NO. 306-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective June 15, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Matthew Devan	Principal Intern, Viers Mill ES	Principal, Views Mill ES

RESOLUTION NO. 307-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Stephanie Spencer	Executive Director, Public Education Foundation	Principal, Watkins Mill HS

Re: HUMAN RESOURCES APPOINTMENT

On recommendation of the Superintendent and on motion of Ms. Cox seconded by Dr. Haughey, the following resolution failed with Ms. Cox, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill voting in the affirmative; Mr. Abrams and Mr. Sanghvi voting in the negative:

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Stephen Zagami	Principal, Cradlerock School Howard County	Director, Department of Student Services

Re: CLOSED SESSION

The Board of Education met in closed session from 2:45 to 2:50 p.m.

RESOLUTION NO. 308-05 Re: HUMAN RESOURCES APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 1, 2005:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Stephen Zagami	Principal, Cradlerock School Howard County	Director, Department of Student Services

RESOLUTION NO. 309-05 Re: RETIREMENT OF MCPS PERSONNEL

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

WHEREAS, Many people are retiring from the Montgomery County Public Schools; and

WHEREAS, Each person, through outstanding performance of duties and dedication to the education of our youth, has made a significant contribution to the school system, which is worthy of special commendation; now therefore be it

Resolved, That the Board of Education members express their sincere appreciation to each person for faithful service to the school system and to the children of the county, and also extend to each one best wishes for the future; and be it further

Resolved, That this resolution be made part of the minutes of this meeting and a copy be forwarded to each retiree.

Re: MONTHLY FINANCIAL REPORT

Mr. Bowers reported that this report reflects the projected financial condition through April 30, 2005, based on program requirements and estimates made by primary and secondary account managers. At that time, revenues had a projected surplus of \$2,177,680 while expenses had a projected surplus of \$10,500,000.

**Re: MONITORING AND IMPLEMENTATION OF
POLICY IOA, GIFTED AND TALENTED
EDUCATION**

Dr. Weast invited the following people to the table: Ms. Jody Leleck, acting associate superintendent for Curriculum and Instructional Programs; Dr. LaVerne Kimball, director of School Performance; Ms. Virginia Tucker, director of Enriched and Innovative Instruction; and Mrs. Jerri Oglesby, principal, Bells Mill Elementary School.

The Montgomery County Public Schools offers a comprehensive program of instruction that includes expectations for rigorous teaching and learning and high expectations for student success. The purpose of this memorandum is to provide the Board of Education with an update on the monitoring and implementation of a key element of this overall effort, Policy IOA, *Gifted and Talented Education*. As articulated in the district's strategic plan, *Our Call to Action: Pursuit of Excellence, 2003–2008*, MCPS is committed to providing all students who require acceleration and enrichment a continuum of services that are aligned with the standards published by the National Association for Gifted Children. Data and information that document services provided to students as well as rates of participation are presented and discussed in the *Annual Report on Our Call to Action (2004)*.

MCPS uses a thorough process of school-based and central office monitoring of the implementation of the gifted and talented policy. Regulation IOA-RA, *Gifted and Talented Education* requires monitoring of the following seven specific components of program implementation: program, identification, extended outreach and nurturing for underserved students, curriculum, communication, training, and accountability.

Re: **DISCUSSION**

Dr. Haughey asked for a quick comparison of what is done at Bells Mill Elementary Schools and what is done in a typical elementary school. Mrs. Oglesby replied that there is similar bench marking and vertical teaming in all of the elementary schools to monitor achievement.

Dr. Haughey asked what Bells Mill has done to accelerate the pace of learning. Mrs. Oglesby explained that staff has established expectations that teachers evaluate individual students to meet their needs. Staff has worked on professional growth and held study groups to examine research and grouping practices and monitor data.

Dr. Haughey inquired about the continued performance of students that do well on the Raven screening. Mrs. Oglesby stated that there has not been a long-term study, but children who do well on the Raven have the ability to problem solve.

Mr. Abrams thanked Ms. Tucker for her commitment to the gifted programs. In the past, the school system has asked the program to do more than was intended. He was hopeful that the magnets could be realigned to the geographical needs of the students. Furthermore, it is recognized that every school must have a gifted program in a classroom with differentiated instruction. Also, he liked the flexibility of student admittance into the programs. He asked

about increasing the diversity in the programs, and he wanted to know about outreach to students and parents. Ms. Tucker replied that some of the nontraditional means of communication include speaking to advocacy groups, outreach programs, student referral, and staff is exploring other opportunities.

Mrs. Navarro thought the school system was moving in the right direction, but there are many questions from the community. How does the system identify gifted students, and what does it mean? The system cannot afford the disparity that still exists in the community groups, and there needs to be more outreach. Ms. Tucker replied that all parents want services to meet the needs of their children.

Mr. Johnson noted an advocacy group has stated that as early as second grade African-American and Hispanic students are placed on a different track than Asian and White students. How is that addressed? Ms. Tucker replied that the school system is very concerned about the different rates of identification and participation over the last several years. For 18 months, staff worked with national researchers to revise the global screening process. The outcome was increased professional development, guidance to staff, revised procedures, data analysis, and flexible grouping.

Ms. Ervin appreciated the courageous conversations on this subject she had had with Ms. Tucker. She referred back to the testimony of Ms. McHale where she stated that there has been a real commitment to rigorous instruction for all students who can benefit from the instruction and that no student should be overlooked. All children have gifts, and those gifts emerge at different times. Why does MCPS need global screening? Are these tests culturally competent? Ms. Tucker replied that the policy refers to students who have the capacity, motivation, or potential to succeed in more challenging instruction. The global screening was revised to collect the largest amount of data for assessing students' potential. Also, this data is used for guiding instructional programming. In working with researchers, staff was sensitive to English language learners and depreciation of learning experiences due to poverty. Hence, a nonverbal component is part of the screening.

Ms. Ervin asked what happens to second graders who are doing well when they are screened. Did they all move to gifted programs? Dr. Weast stated that the goal is to build a rigorous curriculum for every child.

Ms. Cox observed that the policy could be used as a model for other policies, such as special education. The Board reviewed the Strategic Plan, and the Policy Committee reviewed the monitoring of the policy. The alignment of policies with goals drives achievement, monitoring, and implementation. She would like to see the data review on a systemwide level through the Office of School Performance. What are the data elements? What are the trends? What are the recommendations? When middle schools are reviewed, how is rigor identified since some middle schools do not have honors courses? She was not interested in the labels, but

in the level of rigor in the courses provided by the school system. Dr. Weast replied that change will occur by developing a baseline and making recommendations.

Mrs. O'Neill thought that monitoring was essential, especially with more rigorous courses. Some parents feel that the door is closed for some children. Furthermore, parents that have identified gifted children are not seeing a difference in instruction. Dr. Lacey reported that the workgroup on gifted and talented education will report in late June with recommendations. Dr. Weast commented that this issue is very complex, and there are degrees of proficiency and/or acquisition of knowledge by children. The system is building a new delivery model, but it will take time to get it right.

Mrs. O'Neill asked about global screening and whether there will be a report to ascertain if the revision made a difference. Ms. Tucker replied that the data is due on June 30, 2005, and staff will analyze the information.

Mrs. O'Neill thought there was a need to work with parents, especially with a diverse population in Montgomery County.

**Ms. Ervin left the meeting.

Re: EARLY ENTRANCE INTO KINDERGARTEN

In response to a memorandum on May 25, 2005, from Mrs. Patricia B. O'Neill, president of the Board of Education, a review has been completed of the guidelines regarding Early Entrance to Kindergarten (EEK). The guidelines are consistent with requirements under the 2002 amended COMAR 13A.08.01.02, *Age of School Attendance*, and an earlier request by the Board of Education to create procedures and guidelines that assist schools with the application, screening, and registration process for 4-year-old children who demonstrate capabilities warranting early admission to kindergarten.

Based on experience and stakeholder feedback over the past two years, combined with the increasing number of EEK requests, the school system must ensure that the guidelines and the appeals process are adhered to consistently for all eligible applicants. The process is clear, sequential, objective and multi-tiered, and relies on input from highly qualified early childhood staff to assure consistency.

Re: DISCUSSION

Mr. Abrams commented that the change in the starting date for kindergartners predated the state's adoption of all-day kindergarten. Furthermore, that starting date was phased in on a mandated sliding scale. When the Board discussed this issue, the Board liked the idea of aligning kindergarten to when students were ready to learn, but recognized that one size does not fit all. Therefore, the Board asked the legislature to amend the bill to include a waiver so

that requests could be assessed (intellectually and developmentally) on an individual basis. This is an issue because there was some concern about whether the system was deviating from that focus of the individual child in making determinations. The current regulatory scheme grants local school systems a great deal of discretion this year. However, next year the system is required to adopt a policy for the implementation of the statutory date. The Board will offer guidance to the staff on the development of the future policy and protocols.

Dr. Weast remarked that little children are hard to assess, and their age does not seem to matter. The younger the child, the more concern about the variability of the tools used to measure readiness. Staff discussions range from cut-off dates to screening all children. However, staff will develop a reasonable and comprehensive approach.

Mr. Abrams was concerned that the commitment to all-day kindergarten could be used as a rationale to limit early entrance into kindergarten.

Mrs. O'Neill noted that there is a waiver in COMAR because of extenuating circumstances for some individual students. COMAR dictates that a policy will be developed, but this conversation gives guidance to schools for this school year.

Mr. Abrams stated that the issue he wants before staff when they are developing the policy is not to have two cut-off dates, but to use the statutory cut-off date. Then, criteria could be established for any potentially eligible student and parents would be responsible for demonstrating their child's readiness.

Mr. Bowers stated that staff will continue to make decisions as they have in the past until a new policy is in place.

Dr. Haughey was concerned that expectations would not be raised that a 4-year old is a kindergarten prospect unless there are extraordinary circumstances.

Ms. Cox was concerned about the parent recommendation piece and their basis for that assessment. She wanted information about the number of applicants after the cut-off date, what month the applications are made, and how many reviews are done.

RESOLUTION NO. 310-05 Re: RECOMMENDATIONS ON THE FY 2006 OPERATING BUDGET FOLLOWING COUNTY COUNCIL ACTION

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

WHEREAS, The Board of Education adopted its recommended FY 2006 Operating Budget of \$1,722,472,494 on February 8, 2005; and

WHEREAS, The county executive recommended full funding of the Board of Education's Budget Request on March 15, 2005; and

WHEREAS, The County Council approved a total of \$1,713,736,154 (including grants and enterprise funds), a decrease of \$8,736,340 from the Board of Education's request on May 27, 2005; and

WHEREAS, The County Council appropriated a total of \$1,592,155,654 (excluding grants and enterprise funds), which is \$9,817,702 below the Board of Education's request of \$1,601,973,356; and

WHEREAS, The County Council made total reductions of \$8,736,340, from the various budget categories, as shown on the following schedule, consisting of a reduction of \$9,817,702, excluding grants and enterprise funds, an addition of \$1,057,878 in specific grants, and an addition of \$23,484 in special revenue funds, in appropriating \$1,713,736,154 for the Board of Education's FY 2006 Operating Budget:

I. Current Fund	BOE Request	Council (Reduction)/	Council Approved
Category	February 8, 2005	Addition	Budget
1 Administration	36,301,288	(1,599,231)	34,702,057
2 Mid-level Administration	108,935,488	(315,874)	108,619,614
3 Instructional Salaries	729,566,730	(4,834,674)	724,732,056
4 Textbooks and Instructional Supplies	32,998,059	(433,046)	32,565,013
5 Other Instructional Costs	19,332,217	(132,376)	19,199,841
6 Special Education	212,638,602	(392,874)	212,245,728
7 Student Personnel Services	9,729,137	196,434	9,925,571
8 Health Services	45,378		45,378
9 Student Transportation	72,899,833	(1,232)	72,898,601
10 Operation of Plant and Equipment	90,850,104	(579,503)	90,270,601
11 Maintenance of Plant	28,617,202	436,480	29,053,682
12 Fixed Charges	329,543,829	(1,103,928)	328,439,901
14 Community Services	172,000		172,000
Subtotal, including specific grants	1,671,629,867	(8,759,824)	1,662,870,043
Less specific grants	(69,656,511)	(1,057,878)	(70,714,389)
Subtotal, spending affordability	1,601,973,356	(9,817,702)	1,592,155,654
II. Enterprise Funds			
37 Instructional Television	1,214,516	23,484	1,238,000
41 Adult Education	3,677,298		3,677,298
51 Real Estate Management	1,794,927		1,794,927
61 Food Services	41,551,415		41,551,415
71 Field Trip	1,339,619		1,339,619
81 Entrepreneurial Activities	1,264,852		1,264,852
Subtotal, Enterprise Funds	50,842,627	23,484	50,866,111
Total Budget for MCPS	<u>1,722,472,494</u>	<u>(8,736,340)</u>	<u>1,713,736,154</u>

now therefore be it

Resolved, That based on an appropriation of \$1,713,736,154, that includes an appropriation of \$50,866,111 for enterprise and special revenue funds and \$70,714,389 for restricted grants, approved by the County Council on May 27, 2005, the Board of Education adopt its FY2006 Operating Budget reflecting the changes shown in Schedule A and Schedule B; and be it further

Resolved, That the Board of Education affirm its support for the negotiated agreements with its employee organizations and for the increases in salary costs that they contain; and be it further

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

RESOLUTION NO. 311-05 Re: CLOSED SESSION RESOLUTION

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

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

Resolved, That the Board of Education of Montgomery County conduct a closed session on Monday, June 27, 2005, in Room 120 of the Carver Educational Services Center to meet from 6:30 to 7:00 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 executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

RESOLUTION NO. 312-05 Re: REPORT OF CLOSED SESSION

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

On May 23, 2005, by unanimous vote of members present, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State*

Government Article § 10-501, et seq., of the Annotated Code of Maryland.

The Montgomery County Board of Education met in closed session on May 23, 2005, from 6:00 to 7:20 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and adjudicated the following appeals in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*) with a subsequent vote to approve in open session: 2005-7 and 2005-9.
2. Reviewed and considered the following appeals in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): 2005-8, 2005-10, and 2005-11.
3. Reviewed the Superintendent's recommendation for Human Resources Appointments, subsequent to which the vote to approve was taken in open session.
4. Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
5. Discussed matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed sessions were: Steve Abrams, Aggie Alvez, Larry Bowers, Judy Bresler, Patrick Clancy, Sharon Cox, Brian Edwards, Valerie Ervin, Jonathan Franklin, Charles Haughey, Roland Ikheloa, Mark Kelsch, Don Kress, Frieda Lacey, George Margolies, Susan Marks, Kevin Maxwell, Nancy Navarro, Pat O'Neill, Brian Porter, John Q. Porter, Cynthia Rattley, Lori Rogovin, Gabe Romero, Glenda Rose, Sagar Sanghvi, Maree Snead, Matt Tronzano, and Jerry Weast.

RESOLUTION NO. 313-05 Re: APPOINTMENT TO THE ETHICS PANEL

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

WHEREAS, On February 29, 1984, the Ethics Panel was established by the Board of Education; and

WHEREAS, The members of the Ethics Panel are appointed by the Board of Education; and

WHEREAS, The Board expanded the panel on June 10, 2003, from three to five members; and

WHEREAS, One vacancy will soon exist on the five-member panel; now therefore be it

Resolved, That the following individual be appointed to serve a three-year term effective July 1, 2005, and ending June 30, 2008:

Kenneth E. Kellner

RESOLUTION NO. 314-05 Re: **MINUTES OF THE APRIL 25, 2005, MEETING**

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

Resolved, That the Board of Education approve its minutes for the April 25, 2005, meeting.

RESOLUTION NO. 315-05 Re: **APPEAL 2005-10**

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

Resolved, That the Board of Education adopt its Decision and Order in Appeal 2005-10, admission to kindergarten, reflective of the following vote: Mr. Abrams, Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, and Mr. Romero voting to affirm; Mr. Sanghvi was absent when this case was adjudicated.

RESOLUTION NO. 316-05 Re: **APPEAL 2005-11**

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

Resolved, That the Board of Education adopt its Decision and Order in Appeal 2005-11, admission to kindergarten, reflective of the following vote: Mr. Abrams, Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, Mrs. O'Neill, and Mr. Romero voting to affirm; Mr. Sanghvi was absent when this case was adjudicated.

RESOLUTION NO. 317-05 Re: **APPEAL T-2005-2**

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

Resolved, That the Board of Education adopt its Order in Appeal T-2005-2, admission to kindergarten, reflective of the following vote: Ms. Cox, Ms. Ervin, Dr. Haughey, Mrs. Navarro, and Mrs. O'Neill voting to affirm; Mr. Abrams voting to remand; Mr. Romero and Mr. Sanghvi voting to reverse.

Re: **NEW BUSINESS**

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

Resolved, That the Board of Education amend the Strategic Plan to include a timeline for implementation of middle school reform; and that timeline to be a five-year plan to facilitate that reform, including a reconstitution of magnet programs with a single purpose.

Re: **ITEMS OF INFORMATION**

The following information was available:

1. Legal Fees Report
2. Construction Progress Report

RESOLUTION NO. 318-05 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of June 14, 2005, at 5:10 p.m.

PRESIDENT

SECRETARY

JDW:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

June 14, 2005

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