

APPROVED
35-2008

Rockville, Maryland
December 9, 2008

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on December 9, 2008, at 10:15 a.m.

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

Absent: None

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

RESOLUTION NO. 450-08 Re: **RESOLUTION FOR CLOSED SESSIONS**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *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 December 9, 2008, in Room 120 from 9:00 to 10:00 a.m. and 12:30 a.m. to 1:30 p.m. to discuss the Human Resources Monthly Report, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education discuss collective bargaining negotiations and consider matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article* and Section 4-107(d)(2)(ii) of the *Education Article*; and be it further

Resolved, That the Board of Education 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 December 9, 2008, to acquit its administrative functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings

Act under Section 10-503(a) of the *State Government Article*; and be it further

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

Re: **PLEDGE OF ALLEGIANCE**

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

Re: **ELECTION OF OFFICERS**

Dr. Weast announced that, as secretary-treasurer of the Board of Education, he would preside until the election of the president. To be elected president or vice president, a member needed five votes, and all members were in nomination. The votes for president were as follows:

Mr. Kauffman voted for Ms. Brandman
Ms. Malik voted for Ms. Brandman
Dr. Docca voted for Ms. Brandman
Ms. Navarro voted for Ms. Brandman
Mrs. O'Neill voted for Ms. Brandman
Mr. Barclay voted for Ms. Brandman
Ms. Berthiaume voted for Ms. Brandman
Ms. Brandman voted for Ms. Brandman

Ms. Brandman assumed the chair and presided over the election of the vice president.

Mr. Barclay voted for Mrs. O'Neill
Ms. Berthiaume voted for Mrs. O'Neill
Mrs. O'Neill voted for Mrs. O'Neill
Ms. Navarro voted for Mrs. O'Neill
Mr. Kauffman voted for Mrs. O'Neill
Ms. Malik voted for Mrs. O'Neill
Dr. Docca voted for Mrs. O'Neill
Ms. Brandman voted for Mrs. O'Neill

RESOLUTION NO. 451-08

Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for December 9, 2008.

RESOLUTION NO. 452-08

Re: **NATIONAL INCLUSIVE SCHOOLS WEEK**

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

WHEREAS, The Urban Special Education Leadership Collaborative and Education Development Center, Inc., has designated the week of December 1–5, 2008, as *National Inclusive Schools Week*, celebrating the theme, Together We Learn Better: Inclusive Schools Benefit All Children; and

WHEREAS, Montgomery County Public Schools is committed to providing a high-quality, world-class education that ensures success for every student through excellence in teaching and learning by implementing a rigorous and effective instructional program and strengthening productive family, school, and community partnerships that support improved student achievement; and

WHEREAS, The educators of Montgomery County Public Schools recognize the diversity among their many learners, and strive to strategically customize instructional practices to support the learners' abilities and interests while embedding equitable practices in order to achieve success for all students; and

WHEREAS, The principals, teachers, other educators, and families of Montgomery County Public Schools continue to work collaboratively to ensure that classrooms and schools are characterized as being high performing and inclusive by providing all students access to environments that will prepare them for graduation and postsecondary experiences; and

WHEREAS, Montgomery County Public Schools promotes the efforts to build a stronger and more inclusive community within our schools and classrooms through professional development opportunities for educators and families; and

WHEREAS, The educators and families of Montgomery County Public Schools deserve to celebrate their successes in promoting inclusive education and continue to reflect on ways in which they might build upon these accomplishments and further improve their efforts; therefore be it

Resolved, That Montgomery County Public Schools join with the Urban Special Education Leadership Collaborative and Education Development Center, Inc., in declaring the week of December 1–5, 2008, as *National Inclusive Schools Week* in Montgomery County Public Schools and encourage educators across the county to sponsor appropriate learning and community-building activities in schools and classrooms in its recognition.

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Christopher Lloyd	Inauguration
2	Bonnie Cullison	Inauguration
3.	Rebecca Newman	Inauguration

Re: **BOARD/SUPERINTENDENT COMMENTS**

All Board members and the superintendent congratulated Ms. Brandman and Mrs. O'Neill on their election as officers of the Board. Everyone looked forward to working together for the education of children.

Mr. Kauffman commented that he attended a meeting of the Weeds and Seeds program, which is a community group that represents residents in the Broad Acres and Roscoe Nix elementary schools areas that help to fund community policing. He was a guest of the Montgomery Blair High School's PTA at the *Pride and Prejudice* performance. Also, he attended a jazz performance at James Hubert Blake High School. He observed that art events connect the students with all residents in Montgomery County, especially those without students in the schools. Finally, he congratulated Sherwood high School for winning the 4A state football championship.

Ms. Berthiaume stated that the Maryland Association of Boards of Education (MABE) orientation was a well-run and informative meeting. Also, she attended the Committee for Montgomery breakfast and heard remarks from the county executive and the Senate president.

Ms. Malik thanked the students who came to the MCR/MCJC meeting on December 2. Finally, she presented the MCR Legislator of the Year award.

Mr. Barclay commented that he will always look for opportunities to speak about the arts. He congratulated Mr. Melvin Moore, who was chosen to be the Maryland PTA Father of the Year. Finally, the student meeting provided information for the Board in terms of what is happening in the schools, and he welcomed an increase in student dialogues.

Dr. Docca remarked that the meeting with the students was well run by Ms. Malik, and the students posed some very important questions. She said that she had met with students involved in an environmental committee.

Ms. Navarro noted that the meeting with students was amazing and the questions with answers will be compiled for distribution to the students. She presented to students at John F. Kennedy High School in a program called Liberties Promise. Also, she visited with a group of Latino parents at Rolling Terrace Elementary School. She commended the

MCPS employees for voting on their agreements, and on their ability to work with the system.

Mrs. O'Neill commented that there is a need to advocate for the Geography Cost of Education Index (GCEI), cost of teacher pensions remaining with the state, and the need for school construction funds. She and other Board members attended the Organization of Chinese Americans dinner, and she thanked Ginny Gong and Michael Lin for their dedicated service to the national and local organization. Finally, she complimented Ms. Malik on her management of the meeting with students.

Dr. Weast commented

Re: **GOAL 4: CREATE A POSITIVE WORK ENVIRONMENT IN A SELF-RENEWING ORGANIZATION: SUPPORTING SERVICES MENTORING PROGRAM**

Dr. Weast invited the following people to the table: Mr. Jamie Virga, associate superintendent, OOD; Dr. Inger Swimpson, director, OOD; Ms. Monique Riddick, mentor coordinator, OOD; and Ms. Sandra Spruill, mentor, Glenallan Elementary School.

The purpose of this presentation was to provide an update on the implementation of the Supporting Services Mentoring Program, a new initiative of Montgomery County Public Schools (MCPS), which is designed to build the capacity, knowledge, and skills of our highly valued support professionals.

To support Goal 4 of the MCPS strategic plan, Create a Positive Work Environment in a Self-renewing Organization, one of the key efforts has been the development of professional growth systems for all three MCPS employee groups. The Supporting Services Professional Growth System (SSPGS) was developed in collaboration with the Service Employees International Union (SEIU) Local 500 and the support of the Board of Education. The purpose of the SSPGS is to establish a comprehensive system for recruiting, staffing, evaluating, recognizing, and retaining high-quality supporting services staff in all of our schools and offices. The SSPGS articulates clear expectations for the performance of all supporting services employees and delineates the supports provided by the system to help all support professionals enhance their skills and improve job performance.

The Supporting Services Mentoring Program is an important component of the SSPGS, providing additional strategies to ensure the employment of highly qualified and diverse support personnel, as envisioned in Goal 4 of the strategic plan. The Supporting Services Mentoring Program provides mentors to both new employees and current staff members to help them excel in their roles, direct them to training and on-the-job work experiences, and prepare them for career development opportunities.

Next steps include the following:

- Complete implementation of Year 1 of the Supporting Services Mentoring Program
- Monitor interest in the program via telephone contacts and website hits
- Continue ongoing professional development for mentors
- Gather feedback from mentors and mentees regarding successes and challenges of the program
- Adjust program based on data
- Recruit mentors and mentees for Year 2 implementation
- Continue communication with stakeholders

The Supporting Services Mentoring Program is a promising professional development opportunity for all staff members in MCPS and will enhance efforts that focus on professional development, recruitment, retention, and the creation of a more diverse workforce. This program will continue to create a positive work environment in MCPS by the renewal of its workforce through mentoring.

Re: **DISCUSSION**

Mr. Barclay asked how many employees are affected by the program, what is the goal for the ideal, and what is the cost. Staff replied that currently there are four working mentor/mentee working relationships, and it takes time to build relationships with a target of 20 for this school year. There is a video online that describes the program, and word of mouth will build the program. Finally, the cost is the stipend for the mentor.

Mr. Barclay wanted to know the range of employees, and who is the supervisor. Staff explained that mentors vary, such as building service managers, administrative secretaries, teachers, etc. Ms. Riddick is the supervisor of the program.

Mr. Kauffman inquired about the evaluation and measurements of success. How do we know this program will make a difference? Staff replied that the evaluation will be based on participation of mentors, requests and assignments, length of time of mentor/mentee, goals met, career development with application for new positions, and a follow-up survey.

Ms. Brandman commented that teaching or mentoring has value because there is more learning recognizing experience. What are the systemwide benefits, such as retention and pathways to areas of shortage. Staff commented that one of the goals is to review the relationships as well as develop higher-education partnerships.

Ms. Navarro asked a question: as there is a structure of culture change with the system and an equity framework, will this be a place to infuse staff development? Staff replied that mentors must have cultural competency.

RESOLUTION NO. 453-08 Re: **LUNCH AND CLOSED SESSION**

On recommendation of the superintendent and on motion of Ms. Berthiaume seconded by Mr. Barclay, 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 a closed session on December 9, 2008, in Room 120 from 12:45 a.m. to 1:30 p.m. to discuss the Human Resources Monthly Report, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education discuss collective bargaining negotiations and consider matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article* and Section 4-107(d)(2)(ii) of the *Education Article*; and be it further

Resolved, That the Board of Education 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 December 9, 2008, to acquit its administrative functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

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

RESOLUTION NO. 454-08 Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Barclay, the following resolution was adopted with Ms. Berthiaume, Ms. Brandman, Dr. Docca, Mr. Kauffman, Ms. Malik, Mrs. Navarro, and Mrs. O'Neill voting in the affirmative; Mr. Barclay recusing himself:#

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

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

GSA-35F-0765R	Network Wiring Installation and Integration—Extension	
	<u>Awardee</u>	
	Netcom Technologies, Inc.	\$ 733,000
050R5800079	Long Distance—Extension	
	<u>Awardee</u>	
	Verizon Select Services	\$ 55,324
1-9J033	Internet Service Provider—Extension	
	<u>Awardee</u>	
	Cogent Communications	\$ 120,000
2006-428937	Local Telephone Services—Extension	
	<u>Awardee</u>	
	Verizon Maryland, Inc.	\$1,512,130
1-4995000683795	Wireless Voice and Data Services	
	<u>Awardees</u> (See note 1)	
	AT&T Mobility	
	Sprint/Nextel	
	Verizon Wireless	
	Total	\$ 640,078
49950000683794-8	Telecommunications	
	<u>Awardee</u>	
	Verizon Maryland, Inc.	\$1,599,677
49950000683794-9	Internet Service Providers	
	<u>Awardees</u> (See note 1)	
	Comcast	
	Allantec	
	Total	\$ 339,048
1142.3	Voluntary Defined Contribution Plans—Extension	

	<u>Awardees</u> (See note 2) AIG Retirement Services Diversified Investment Advisors and Smith Barney Fidelity Investments Tax-Exempt Services Company ING Lincoln Financial Group Lincoln Investment Planning, Inc and Hendershot Financial Group MetLife Resources T. Rowe Price Services, Inc. TIAA-CREF	
1143.3	Grade 2 TerraNova Second Edition—Extension	
	<u>Awardee</u> CTB McGraw-Hill	\$ 180,000
4050.5	Metal and Steel	
	<u>Awardees</u> Durrett Sheppard Steel Company I-Con International Contractors Total	\$ 70,375 <u>2,349</u> \$ 72,724
4113.3	Classroom Furniture—Extension	
	<u>Awardees</u> American Design Associates Douron, Inc.* Glover Equipment, Inc. Maryland Correctional Enterprises Total	\$ 17,051 1,697,432 153,715 <u>36,600</u> \$1,904,798
4126.2	Recycling/Trash Removal—Extension	
	<u>Awardee</u> Waste Management of Maryland, Inc.	\$ 528,042
4177.1	Dental Program and Services—Extension	
	<u>Awardee</u> Aetna Life Insurance Company	\$1,400,000
4192.1	Basic Life, Basic AD&D, Supplemental Life and Dependent Life—Extension	

	<u>Awardee</u> Prudential Financial	\$1,000,000
4199.1	E-rate Consulting Services—Extension	
	<u>Awardee</u> Funds for Learning, LLC	\$ 58,000
7066.3	Cisco Equipment, Software and Services—Extension	
	<u>Awardee</u> The Presidio Corporation	\$2,472,569
7160.2	Wipes for Transportation Depots	
	<u>Awardee</u> Acme Paper and Supply Company, Inc.	\$ 42,750
9020.7	Doors and Door Hardware	
	<u>Awardees</u> American Door Company	\$ 26,945
	Brunswick Door Company	16,873
	Capitol Building Supply	43,575
	Pikesville Lumber Company	<u>45,657</u>
	Total	\$ 133,050
9114.8	Potatoes, Frozen—Extension	
	<u>Awardees</u> Feesers, Inc.	\$ 238,800
	J.R. Simplot Company	<u>450,260</u>
	Total	\$ 689,060
9170.4	Portable Classroom HVAC Replacements—Extension**	
	<u>Awardee</u> W.B. Maske Sheet Metal Works, Inc.	\$ 70,000
9174.3	Latex Running Track Renovations and Repairs—Extension**	
	<u>Awardee</u> American Tennis Courts*	\$ 205,000

9189.3	Restroom Partition Replacement at Various Locations—Extension**	
	<u>Awardee</u>	
	Partition Plus, Inc.*	\$ 90,000
9300.3	Chain Link Fencing, Gates and Backstops at Various Locations —Extension**	
	<u>Awardee</u>	
	Hercules Fence Company	\$ 229,310
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$14,074,560

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

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

Note (1): Contract amounts will be based on individual requirements.

Note (2): The following item has been extended for one year and is provided to the Board of Education and the public as an item of information only.

RESOLUTION NO. 455-08 Re: **AWARD OF CONTRACT—EAST SILVER
SPRING ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, On February 5, 2008, the Board of Education authorized staff to utilize a construction management process for the East Silver Spring Elementary School addition project and awarded a contract for preconstruction services to Henley Construction Company, Inc.; and

WHEREAS, The following low bids were received on November 7, 2008, for the East Silver Spring Elementary School addition project:

<u>Low Bids</u>	<u>Amounts</u>
2A-Excavation/Site Utilities – Francis O. Day Company, Inc.	\$1,062,630
2B-Asphalt Paving – Pleasants Construction, Inc.	149,000
3A-Concrete – Canyon Contracting, Inc.	476,000
4A-Masonry – KaRon Masonry of Maryland, Inc.	1,065,000
5A-Steel – Champion Iron Works, Inc.	868,800
7A-Roofing – R. D. Bean, Inc.	129,770
8A-Windows – Tri-Star Glass, Inc.	134,300

12A-Casework/Millwork – Steel Products, Inc.	169,317
15A-Mechanical – Towson Mechanical, Inc.	2,119,000
16A-Electrical – Brandenburg Electric, Inc.	796,750

and

WHEREAS, On November 7, 2008, Henley Construction Company, Inc., received bid proposals for the remaining trade contracts for the project, which will be included in the guaranteed maximum price; and

WHEREAS, Detailed information on these bid proposals is available for review in the Department of Facilities Management; and

WHEREAS, The construction management contract contains provisions that permit Montgomery County Public Schools to assign the awarded trade contracts to Henley Construction Company, Inc., as part of a guaranteed price agreement to complete the East Silver Spring Elementary School addition project; and

WHEREAS, Staff has negotiated and recommends approval of a guaranteed price contract with Henley Construction Company, Inc., for the completion of the East Silver Spring Elementary School addition project that includes the assignment of trade work awarded by Montgomery County Public Schools, along with all management and general conditions costs; and

WHEREAS, Henley Construction Company, Inc., has agreed to accept the assignment of the East Silver Spring Elementary School trade contracts awarded on December 2, 2008, and complete the project for the guaranteed price; and

WHEREAS, The goal for Maryland Department of Transportation–certified Minority Business Enterprise participation established for this project was 15 percent; and

WHEREAS, The aggregate Minority Business Enterprise participation submitted is 11 percent Maryland Department of Transportation-certified, of which 3 percent is African American, 5 percent is women-owned, and 3 percent is other-minority-owned; and

WHEREAS, Henley Construction Company, Inc., has submitted a waiver for the balance of the Maryland Department of Transportation-certified Minority Business Enterprise participation; and

WHEREAS, Department of Facilities Management staff has reviewed and certified that the waiver meets the contract requirements and recommends waiving the remaining balance of the Maryland Department of Transportation-certified Minority Business Enterprise participation; now therefore be it

Resolved, That the following trade contract packages be awarded to the low bidders for the construction of East Silver Spring Elementary School addition:

<u>Low Bids</u>	<u>Amounts</u>
2A-Excavation/Site Utilities – Francis O. Day Company, Inc.	\$1,062,630
2B-Asphalt Paving – Pleasants Construction, Inc.	149,000
3A-Concrete – Canyon Contracting, Inc.	476,000
4A-Masonry – KaRon Masonry of Maryland, Inc.	1,065,000
5A-Steel – Champion Iron Works, Inc.	868,800
7A-Roofing – R. D. Bean, Inc.	129,770
000000000008A-Windows – Tri-Star Glass, Inc.	134,300
12A-Casework/Millwork – Steel Products, Inc.	169,317
15A-Mechanical – Towson Mechanical, Inc.	2,119,000
16A-Electrical – Brandenburg Electric, Inc.	796,750

and be it further

Resolved, That the trade contracts awarded for the East Silver Spring Elementary School addition project be assigned to Henley Construction Company, Inc.; and be it further

Resolved, That a contract in the amount of \$9,991,000, to include the assignment of the trade contract awards, be awarded to Henley Construction Company, Inc., for the East Silver Spring Elementary School addition project, in accordance with drawings and specifications prepared by Delmar Architects, P.A.

RESOLUTION NO. 456-08 Re: **ACCEPTANCE OF ASHBURTON
ELEMENTARY SCHOOL ADDITION PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board member Mrs. Patricia B. O'Neill inspected the Ashburton Elementary School addition project on Wednesday, November 19, 2008; now therefore it be

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

RESOLUTION NO. 457-08 Re: **ACCEPTANCE OF FIELDS ROAD
ELEMENTARY SCHOOL ADDITION PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board member Dr. Judy Docca inspected the Fields Road Elementary School addition project on Tuesday, November 18, 2008; now therefore it be

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

RESOLUTION NO. 458-08 Re: **ACCEPTANCE OF STRATHMORE
ELEMENTARY SCHOOL GYM ADDITION
PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board member Mr. Christopher Barclay inspected the Strathmore Elementary School addition project on Friday, November 21, 2008; now therefore it be

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

RESOLUTION NO. 459-08 Re: **ACCEPTANCE OF WESTLAND MIDDLE
SCHOOL ADDITION PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board member Mrs. Patricia B. O'Neill inspected the Westland Middle School addition project on Thursday, November 20, 2008; now therefore it be

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

RESOLUTION NO. 460-08

Re: **CONSULTANT APPOINTMENT—AMERICANS WITH DISABILITIES ACT FACILITY ASSESSMENTS**

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

WHEREAS, The United States Department of Justice has identified deficiencies in 18 schools related to compliance with the Americans with Disabilities Act as a part of the Project Civic Access initiative; and

WHEREAS, It is necessary to appoint a consulting firm to provide comprehensive facility condition assessment services regarding compliance with the Americans with Disabilities Act; and

WHEREAS, There is a professional services contract on file with Montgomery County for comprehensive facility condition assessments with Environmental Management Group, Inc.; and

WHEREAS, Environmental Management Group, Inc., has provided staff with a proposal based on the Montgomery County contract; and

WHEREAS, Staff has reviewed the proposal and finds it reasonable based on the required scope of work; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with Environmental Management Group, Inc., for \$87,561 to provide comprehensive facility condition assessment services related to compliance with the Americans with Disabilities Act.

RESOLUTION NO. 461-08

Re: **ENGINEERING APPOINTMENTS—HEATING, VENTILATION, AND AIR CONDITIONING AND LEED'S COMMISSIONING AGENTS**

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

WHEREAS, It is necessary to appoint engineering firms to provide professional commissioning services for the heating, ventilation, and air conditioning systems replacement program and Leadership in Energy and Environmental Design capital projects; and

WHEREAS, The following companies were selected as the most qualified companies through the architect/engineer selection procedures approved by the Board of Education on April 20, 2006:

<u>Company Name</u>	<u>Location</u>
Advanced Building Performance, Inc.	Potomac, Maryland
Allen & Shariff Corporation	Columbia, Maryland
Brinjac Engineering, Inc.	Washington, DC
McDonough Bolyard Peck, Inc.	Columbia, Maryland
RMF Engineering, Inc.	Baltimore, Maryland
Reynolds Consulting Engineers, Inc.	Harrisburg, Pennsylvania

and

WHEREAS, Staff will negotiate fees for the necessary commissioning services, based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with each of the firms listed below to provide professional services for the heating, ventilation, and air conditioning systems replacement program and Leadership in Energy and Environmental Design capital projects, as requirements arise, with the contract amount negotiated on each individual project not to exceed \$100,000:

<u>Company Name</u>	<u>Location</u>
Advanced Building Performance, Inc.	Potomac, Maryland
Allen & Shariff Corporation	Columbia, Maryland
Brinjac Engineering, Inc.	Washington, DC
McDonough Bolyard Peck, Inc.	Columbia, Maryland
RMF Engineering, Inc.	Baltimore, Maryland
Reynolds Consulting Engineers, Inc.	Harrisburg, Pennsylvania

RESOLUTION NO. 462-08 Re: **CHANGE ORDER OVER \$100,000—MEADOW HALL ELEMENTARY SCHOOL GYM ADDITION**

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

WHEREAS, The Department of Facilities Management has received the following change order proposal for site, storm water management, and sediment control modifications for the Meadow Hall Elementary School gymnasium addition project in excess of \$100,000; and

WHEREAS, Staff and project architects have reviewed the change order and found it to be equitable; now therefore be it

Resolved, That the Board of Education approve the following change order for the amount indicated:

Activity 1

Project: Meadow Hall Elementary School Gymnasium Addition

Description: Site, storm water management, and sediment control changes, as required by the City of Rockville

Contractor: William F. Klingensmith, Inc.

Amount: \$215,107

RESOLUTION NO. 463-08 Re: **THOMAS W. PYLE MIDDLE SCHOOL—
GRANT OF RIGHT-OF-WAY**

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

WHEREAS, The Washington Suburban Sanitary Commission has requested a grant of right-of-way at Thomas W. Pyle Middle School, located at 6311 Wilson Lane in Bethesda; and

WHEREAS, The proposed grant of right-of-way, consisting of 1,050 square feet, with an additional 10-foot wide temporary construction easement, is needed for the installation of a water main and appurtenances as a part of the addition project at the school; and

WHEREAS, The Board of Education will assume responsibility for the initial expense and liability of damages or injury resulting from the installation as a part of the school construction project; and

WHEREAS, The Washington Suburban Sanitary Commission will assume responsibility for the expense and liability of all future maintenance and repair activities; and

WHEREAS, The proposed right-of-way will not affect any land that could be used for school programming and recreational activities; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a permanent grant of right-of-way of 1,050 square feet and a temporary grant of

an adjacent 10-foot-wide construction easement to the Washington Suburban Sanitary Commission at Thomas W. Pyle Middle School.

RESOLUTION NO. 464-08 Re: **GRANT OF UTILITY EASEMENT AT WATKINS MILL HIGH SCHOOL**

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

WHEREAS, Staff negotiated a Lease Agreement for Telecommunications with T-Mobile Northeast, LLC, to permit the installation of a telecommunications monopole at Watkins Mill High School, located at 10301 Apple Ridge Road in Gaithersburg, in accordance with the Board of Education's Policy ECN, *Telecommunications Transmission Facilities*; and

WHEREAS, The Lease Agreement is conditioned upon granting easements to the local utility and telecommunications companies to provide service to their equipment; and

WHEREAS, The Potomac Electric Power Company and Verizon Maryland, Inc., have requested a grant of utility easement consisting of 5,469 square feet to install, reconstruct, and maintain underground electric power and energy transmission, distribution, and communication facilities to serve the proposed telecommunications monopole; and

WHEREAS, The easement will not affect any land that could be used for school programming and recreational facilities; and

WHEREAS, All construction, restoration, and future maintenance will be performed without the disruption of the instructional program and at no cost to the Board of Education, with The Potomac Electric Power Company and Verizon Maryland, Inc., and their contractors assuming liability for all work; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a grant of utility easement and right-of-way of 5,469 square feet to The Potomac Electric Power Company and Verizon Maryland, Inc., at Watkins Mill High School.

RESOLUTION NO. 465-08 Re: **GRANT OF UTILITY EASEMENT AT LUXMANOR ELEMENTARY SCHOOL**

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

WHEREAS, The Potomac Electric Power Company and Verizon Maryland, Inc., have requested a grant of right-of-way at Luxmanor Elementary School, located at 6201 Tilden Lane in Rockville; and

WHEREAS, The proposed grant of right-of-way, consisting of 3,623 square feet, is necessary for the installation, construction, and maintenance of overhead and underground electric power, energy transmission, and distribution facilities to support the new school addition; and

WHEREAS, All construction, future maintenance, and liability for damages or injury will be undertaken by The Potomac Electric Power Company and Verizon Maryland, Inc., at no cost to the Board of Education; and

WHEREAS, The proposed right-of-way will not affect any land that could be used for school programming and recreational activities; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a grant of right-of-way of 3,623 square feet to The Potomac Electric Power Company and Verizon Maryland, Inc., at Luxmanor Elementary School.

RESOLUTION NO. 466-08 Re: **LEASE RENEWALS FOR RELOCATABLE CLASSROOMS WITH MODSPACE**

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

WHEREAS, The original leases expired on 279 relocatable classrooms owned by ModSpace on June 30, 2008; and

WHEREAS, There is a continuing need for 273 of the 279 units for the next school year, while five units have been identified for return to the vendor and one unit was destroyed by fire; and

WHEREAS, Staff has negotiated a one-year renewal cost for the 273 units that are still needed, at an annual cost of \$1,140,204.80, or an average cost of \$4,176.57 per unit; now therefore be it

Resolved, That the Board of Education authorize the superintendent of schools to execute renewal leases with ModSpace for a total one-year cost of \$1,140,204.80.

RESOLUTION NO. 467-08 Re: **UTILIZATION OF THE FY 2009 PROVISION FOR FUTURE SUPPORTED PROJECTS FUNDS**

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

WHEREAS, The above-noted grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 16-578, approved May 22, 2008; and

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

WHEREAS, Sufficient appropriation is available, within the FY 2009 Provision for Future Supported Projects, to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend \$826,669 within the FY 2009 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Positions*</u>	<u>Amount</u>
Bridge Lawn Care		\$ 15,000
Postsecondary Education Research Centers for Students with Intellectual Disabilities (PERC)		10,000
Head Start Extended-year Program		160,000
Emotional Disabilities Cluster Model Project	.65	185,000
IDEA—Enabling Students with Emotional Disabilities		51,154
IDEA—Part B State Performance Plan/Annual Performance Review		56,460
IDEA—High School Assessments		348,021
Title II—D, Enhancing Education through Technology	—	<u>1,034</u>
Total	<u>.65</u>	<u>\$ 826,669</u>

Positions*

.65 social worker

and be it further

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

RESOLUTION NO. 468-08

Re: **UPDATE TO THE DEFINED CONTRIBUTION
PLAN'S DOCUMENTS 403(B) AND 457(B)**

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

WHEREAS, The Board of Education of Montgomery County, Maryland, by Resolutions 334-65, 365-65 and 415-02, has offered a tax-sheltered savings plan and a deferred compensation program since 2003, in accordance with Sections 403(b) and 457(b), respectively, of the Internal Revenue Code, as amended, and by Resolutions 58-06 and 468-07, and has maintained plan documents governing these plans; and

WHEREAS, Outside counsel, DLA Piper, was retained to assist in the evaluation of the final Internal Revenue Service regulations and provide amended plan language; and

WHEREAS, The amended and restated plans were presented to and approved by members of the Board of Education's Fiscal Management Committee; and

WHEREAS, The Board of Education wishes to adopt the 403(b) Plan Amendment and Restatement and the 457(b) Plan Amendment and Restatement; now therefore be it

Resolved, That the Board of Education hereby adopts the 403(b) Plan Amendment and Restatement and the 457(b) Plan Amendment and Restatement in substantially the form; and be it further

Resolved, That the Board of Education hereby authorizes the appropriate individuals to take such further actions and execute such documents as may be necessary or advisable to affect these resolutions.

RESOLUTION NO. 469-08 Re: **AWARD OF CONTRACT FOR BENEFIT PLAN
DEPENDENT ELIGIBILITY AUDIT**

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

WHEREAS, A review to verify the authenticity of the dependents of eligible employees participating in the Montgomery County Public Schools Employee Benefit Pool has not been conducted for a number of years; and

WHEREAS, A Request for Proposal for services to conduct a benefit plan eligibility audit was issued for the purpose of ensuring that all employees are in compliance with benefit plan requirements; and

WHEREAS, Having been duly advertised, the following contract for services to conduct a dependent-eligibility audit will be awarded to the low bidder meeting specifications:

<u>Bid</u>	<u>Amount</u>
Secova, Inc.	\$213,238 plus direct postage costs

and

WHEREAS, Secova, Inc., has conducted similar work successfully for other employers; now therefore be it

Resolved, That a contract be awarded to Secova, Inc., for the conduct of a benefit plan eligibility audit.

RESOLUTION NO. 470-08 Re: **HUMAN RESOURCES MONTHLY REPORT**

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

Resolved, That the Board of Education approve the Human Resources Monthly Report dated December 9, 2008.

RESOLUTION NO. 471-08 Re: **DEATH OF MS. SAHFYAH CHAN,
CLASSROOM TEACHER ON LEAVE,
THOMAS S. WOOTTON HIGH SCHOOL**

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

WHEREAS, The death on October 30, 2008, of Ms. Sahfeyah Chan, classroom teacher on leave from Thomas S. Wootton High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the time that Ms. Sahfeyah Chan worked for Montgomery County Public Schools, she was noted as an outstanding teacher who was highly respected by her colleagues; and

WHEREAS, Ms. Chan was a dedicated employee, and one who strived to be the teacher who made a difference in the lives of her students; 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 Ms. Sahfeyah Chan 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. Chan's family.

RESOLUTION NO. 472-08

Re: **DEATH OF MS. JANET SLADE-YOUNG,
CLASSROOM TEACHER,
SPRINGBROOK HIGH SCHOOL**

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

WHEREAS, The death on November 4, 2008, of Ms. Janet Slade-Young, classroom teacher at Springbrook High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Ms. Janet Slade-Young was a conscientious, dedicated professional who constantly provided high-quality educational experiences for her students; and

WHEREAS, In her more than nine years with Montgomery County Public Schools, Ms. Slade-Young was known as a motivator and an inspiration to her students and consistently sent the message "You can do it" through her instructional practices and interactive behavior ; 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 Ms Janet Slade-Young 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. Slade-Young's family.

Re: **MONTHLY FINANCIAL REPORT**

Mr. Bowers stated that this financial report reflects the actual financial condition of Montgomery County Public Schools (MCPS) as of October 31, 2008, and projections through June 30, 2009, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$1,700,000, while expenses have a projected surplus of \$10,400,000. Staff will continue to closely monitor both revenues and expenditures.

Re: **2008 ANNUAL REPORT ON OUR CALL TO
ACTION: PURSUIT OF EXCELLENCE**

Dr. Weast invited the following people to the table: Ms. Jody A. Leleck, chief academic officer; Mr. Stephen L. Bedford, chief school performance officer; and Dr. Stacy L. Scott, associate superintendent, Office of Shared Accountability.

The 2008 edition of Montgomery County Public Schools (MCPS) Annual Report on *Our Call to Action: Pursuit of Excellence* details the school system's progress in implementing strategic initiatives and creating and maintaining a high-quality workforce. *Our Call to Action: Pursuit of Excellence*, the district's strategic plan, is the catalyst for continuous improvement and guides the work of staff, students, parents, and the community. Its focus is on developing and implementing strategies and initiatives in the areas of curriculum, instruction, assessment, professional development, family and community partnerships, and operational support. The Annual Report provides a comprehensive accounting of the school system's performance on the established milestones and data points of the 2007–2008 strategic plan.

High-performing organizations systematically focus their efforts on achieving meaningful goals that address the vision and mission of the organization. The goals are typically aligned with short- and long-term performance targets that serve to measure progress in achieving the goals. Student and district performance targets were established for selected data points in Goal 1 and Goal 2 that reflect the requirements of national, state, and local accountability mandates and take into consideration reasonable expectations about where MCPS wants to be in 2010 and beyond. Additionally, these targets serve to raise expectations and standards for student achievement and reinforce the commitment to increasing student performance for all students, while closing the gap in achievement by race and ethnicity, as well as for other student groups (e.g., limited English proficient [LEP], Free and Reduced-price Meals System [FARMS], and students receiving any level of special education services).

The targets designate both the percentage of students successfully meeting or exceeding a particular performance expectation and the number of schools that have all students and groups of students performing at or above expectation. For example, one of the system's targets focuses on the percentage of students enrolled in at least one Honors and/or Advanced Placement (AP) course. The student performance target indicates the percentage of all students and all student groups expected to be enrolled in at least one Honors or AP course. The district target indicates the number of schools having all students and all groups of students at or above the expected rate of enrollment in at least one Honors or AP course.

Student performance and district targets for 2007–2008 pertain to the following data points:

- Meeting benchmark on Grade 2 MCPS Assessment Program (MCPS-AP) in reading
- Successful completion of advanced math by the end of Grade 5
- Proficiency or advanced rates for elementary and middle school students on the mathematics and reading Maryland School Assessment (MSA)

- Successful completion of Algebra 1 by the end of Grade 8
- Passing rate for middle school Algebra High School Assessment (HSA) test takers
- Successful completion of Algebra 1 by the end of Grade 9
- Successful completion of geometry by the end of Grade 10
- Enrollment in at least one Honors or AP course
- SAT/ACT participation and performance for graduating students
- PSAT participation for Grade 9 and Grade 10 students
- AP and International Baccalaureate exam participation and performance for graduating seniors
- Suspension rates for elementary, middle, and high school students
- Graduation rate

Additional data points in Goals 3, 4, 5 include the following:

- Attendance and evaluation of systemwide workshops and meetings
- Results from feedback cards and online surveys
- Edline activation
- Professional Growth Systems data
- Staff who receive high-quality professional development
- Diversity in the workforce
- Customer, human resources, and organizational results

This report highlights many accomplishments. The coordinated systemic reform efforts are showing results and indications are that the school system is moving in the right direction. However, the report also illuminates areas where work remains to be done. For example, this update shows the need to intensify the system's focus on ensuring that student performance is not predictable by race.

Bringing about change in a school system this large and diverse is a complex process that requires deliberative, data-driven decision making, collaboration, and real partnerships with parents, employee associations, and the larger community. The results in the 2008 Annual Report on *Our Call to Action: Pursuit of Excellence* underscore our success in nurturing a culture of continuous improvement that is sustained by effective partnerships, a high-quality workforce, and strong family and community involvement. We remain committed to shared accountability and, through our reform efforts, we expect continued progress toward meeting our overall goals.

Re: **DISCUSSION**

Ms. Navarro pointed out that the school system has a target of 80 goal for all studies by 2014. Time is of the essence, and resources are limited.

Ms. Berthiaume asked when the middle school reform data will be available, and staff responded that this information comes throughout the year. This report is for last year, but

staff volunteered to provide information on the middle school magnets compared with the first year of the middle school reform. Ms. Berthiaume asked for a comparison of MSA scores with similar districts in Maryland.

Mr. Kauffman asked about student performance targets such as SATs. One of the targets is 1642, and one of the subgroups (African Americans) is performing at 1536. Should the system be picking targets that are achievable? Staff replied that there is a need for Algebra 1 and 2 to hit the target. It is better to hold the bar and not set low expectations for students. Furthermore, this target is important for students to be college/work ready. Finally, all schools have targets for that school as well as the system target.

Mr. Kauffman inquired about the PSAT participation for merit scholarships. Staff stated that MCPS is paying for Grades 10 and 11 this year. He noted that the Annual Report states Grade 10 is used for the scholarships. Staff volunteered to review the data.

Mrs. O'Neill wanted to know about the middle school reform, and she inquired about the budget and this reform. Staff replied that there will be careful and targeted instruction until full funding is available.

Mr. Barclay stated that progress is being made, but how does the system address priorities without funding. He focused on suspensions and the training with teachers to help them stay engaged with students. Staff explained that the same expectations are in place for all students, in addition to clear goals and differentiated approach, teacher quality, and professional developmental on behavior issues. Furthermore, students must be engaged in meaningful instruction.

Ms. Navarro remarked about M-Stat and the connection with suspensions and engagement of students with management of the classroom.

Mr. Kauffman mentioned the milestones of graduates with two data points. Should there be data points on the success of MCPS graduates?

Ms. Brandman pointed out that there is a need to continue to monitor suspension; tease out the critical components based on funding; and collect data points broken down on those students who have reached proficiency on the HSAs.

RESOLUTION NO. 473-08

Re: **INAUGURATION DAY**

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

WHEREAS, On January 20, 2009, Senator Barack Obama will be sworn in as the 44th President of the United States, and Senator Joseph Biden will be sworn in as Vice President of the United States; and

WHEREAS, The Board of Education extends best wishes for success to our President-elect in his historic election as the first African American president of our great nation; and

WHEREAS, Montgomery County Public Schools should instill upon our students a keen awareness of the Presidential Inaugural as a key aspect of our democracy and encourage active participation of schools in emphasizing the importance and historical significance of the inauguration; and

WHEREAS, Several jurisdictions in the Washington, DC metropolitan area have declared Inauguration Day a school holiday so that students and staff can fully participate in the Inauguration activities; now therefore be it

Resolved, That January 20, 2009, be designated as a Montgomery County public school system holiday for Inauguration Day, with three contingency days remaining (instead of four) in the 2008–2009 school calendar, and be it further

Resolved, That all future school calendars designate Inauguration Day a school system holiday, with appropriate adjustments made to account for emergencies and legally mandated instructional days.

**Re: UPDATE ON THE KENNEDY CLUSTER
PROJECT**

Dr. Weast invited the following people to the table: Mr. Donald Kress, MCPS project manager; Dr. Heath Morrison, community superintendent for the Kennedy Cluster; Ms. Aara Davis, principal, Georgian Forest Elementary School; and Mr. Gabe Albornoz, director, Montgomery County Department of Recreation.

The Operational Group recently completed a set of recommendations and implementation plans for activities they believe are needed to effectively reduce the achievement gap for students in the Kennedy Project schools. These recommendations were presented to the Project Leadership Group on November 14, 2008, and to the joint Health and Human Services and Education Committees of the County Council on December 4, 2008. Prioritized recommendations follow:

- Priority 1 – Expand Linkages to Learning to all project middle and elementary schools.
- Priority 2 – Provide full-day universal pre-K for all 4-year-olds in the project area.
- Priority 3/4* – Fully operationalize *Excel Beyond the Bell* in the project middle and elementary schools.
- Priority 3/4* – Collaborate with Health and Human Services Homeless Services to provide housing support for families in the project area.

Other nonprioritized recommendations include the following:

- Develop and implement cultural competency training for county and nonprofit employees providing services within the project area.
- Include project secondary schools in the MCPS PLCI.
- Explore alternative staffing strategies in the project schools.
- Expand the summer meals program.

* The Operational Group was unable to reach consensus as to which of these was of higher priority.

- Allocate a 0.5 parent outreach coordinator position at each project school.
- Conduct additional resource fairs.
- Collocate the Gilchrist and Rocking Horse Road centers.
- Provide refurbished MCPS computers to qualifying families within the project area.
- Heighten focus on the county's Positive Youth Development Initiative through the existing Kennedy Cluster Community-based Collaborative.
- Evaluate the use of programmed after-school space in the project schools.
- Expand activity bus service within the project area.
- As a component of the Housing First Initiative, collaborate with landlords, property managers, and property management firms to engage in activities that will help them effectively intervene with tenants who are in danger of being evicted.

While some of these recommendations can be implemented at little cost, many—especially the prioritized items—have substantial cost implications at a time when budgets are being cut. The Operational Group realizes this and is in the process of developing long-range time schedules for the implementation of its recommendations. Certainly, these recommendations will be items of discussion in this year's and future years' budget deliberations.

The Operational Group will continue to discuss appropriate ways to collaborate to work toward the goals of the Kennedy Project. Members will establish multiyear timelines for the implementation of their recommendations. They also will be meeting with local businesses and organizations to pursue possible alternative means of funding some of the recommendations. When the MOU is finalized, client-specific information can begin to be shared among multiple agencies and collaboration will begin to provide services for individual students and their families. The group will begin working with nonprofit organizations that are currently providing services to those within the project area, as well as other agencies whose services may be desirable, to include them in project efforts. The Operational Group has recently formed a multiagency committee to design an evaluation for the project. The following evaluation questions are being addressed:

1. Do the efforts of MCPS and county agencies to enhance equitable educational practices and parent engagement as well as health and social services for students in the Kennedy Project schools, contribute to closing the achievement gap between White and African American students?

Hypothesis 1: African American students enrolled in Kennedy Project schools will perform more comparably to White students in Grades 5, 8, and 12 than their counterparts in demographically similar schools.

Hypothesis 2: African American students enrolled in Kennedy Project schools who receive intensive services (as indicated under the MOU) will perform more comparably to White students in Grades 5, 8, and 12 than their counterparts in demographically similar schools.

2. Can we determine which services are most productive in terms of closing the achievement gap between White and African American students?

The Kennedy Project represents a new systemic response to children and families by the Montgomery County Government and MCPS. The tenets of the project recognize that student achievement does not happen only in the schoolhouse, and that closing the achievement gap for African American students will require a commitment of services from multiple agencies. The group is pleased to see the school system and the county agencies that are participating in the Kennedy Project look beyond their individual silos.

Dr. Weast and Board members were impressed with the accomplishments to date as Montgomery County works together at the difficult task of closing the achievement gap

RESOLUTION NO. 474-08 Re: **CLOSED SESSION RESOLUTION**

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on Tuesday, January 13, 2009, in Room 120 of the Carver Educational Services Center to meet from 9:00 to 10:00 a.m. and 12:00 to 1:00 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*; consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; review and adjudicate appeals in its quasi-judicial capacity; and discuss matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

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

RESOLUTION NO. 475-08 Re: **REPORT OF CLOSED SESSIONS
(NOVEMBER 11, 2008)**

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

On November 11, 2008, by unanimous vote of members present, the Board of Education voted to conduct closed sessions, 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 sessions on November 11, 2008, from 9:00 to 9:50 a.m. and 12:50 to 2:55 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and considered Appeal 2008-49 with a subsequent vote in open session in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).
2. Discussed the Human Resources Monthly Report with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article* regarding procedures for closed session.
3. Received legal advice, as permitted under Section 10-508(a)(7) of the *State Government Article*.
4. Discussed matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at portions of the closed sessions were Steve Abrams, Christopher Barclay, Steve Bedford, Laura Berthiaume, Larry Bowers, Shirley Brandman, Patrick Clancy, Sharon Cox, Judy Docca, Brian Edwards, Roland Ikheloa, Phil Kauffman, LaVerne Kimball, Suzann King, Frieda Lacey, Jody Leleck, Quratul-Ann Malik, Susan Marks, Nancy Navarro, Pat O'Neill, Glenda Rose, Laura Steinberg, and Jerry Weast.

RESOLUTION NO. 475-08 Re: **REPORT OF CLOSED SESSION
(DECEMBER 3, 2008)**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *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 Wednesday, December 3, 2008, in Room 120 from 7:00 to 9:00 p.m.; and be it further

Resolved, That the Board of Education discuss collective bargaining negotiations and consider matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article* and Section 4-107(d)(2)(ii) of the *Education Article*; and be it further

Resolved, That the student member of the Board of Education is invited to attend the closed session under Section 3-901(e)(5)(ii) of the *Education Article*; and be it further

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

RESOLUTION NO. 477-08 Re: **CALENDAR FOR THE ELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION**

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

WHEREAS, The Montgomery County Region of the Maryland Association of Student Councils submits a yearly calendar of the major events surrounding the election of the student member of the Board of Education for review and approval; now therefore be it

Resolved, That the Montgomery County Board of Education approve the calendar of major events for the election of the 32nd student member of the Board of Education, as proposed by the Montgomery County Region of the Maryland Association of Student Councils.

CALENDAR OF MAJOR EVENTS

Advertising Period	December 10, 2008–January 22, 2009
Filing Period	January 5–22, 2009
Nominating Convention	March 5, 2009
Town Meeting I*	March 5, 2009
Town Meeting II*	March 19, 2009
General Campaign Period	January 30–April 29, 2009
General Election	April 29, 2009

RESOLUTION NO. 478-08

Re: **APPOINTMENTS TO THE FISCAL
MANAGEMENT COMMITTEE**

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

WHEREAS, On July 28, 2008, the Board reconstituted the Audit Committee and renamed it the Fiscal Management Committee; and

WHEREAS, The Fiscal Management Committee consists of three members serving staggered terms of three years each, and the term of office begins on the date of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Mr. Christopher Barclay's term expired on November 30, 2008; and

WHEREAS, Mrs. Patricia O'Neill was appointed to serve until November 30, 2009; and

WHEREAS, Mr. Steve Abrams was appointed to serve until November 30, 2010, but was not reelected; and

WHEREAS, Mr. Christopher Barclay's term as chairperson expired on November 30, 2008; now therefore be it

Resolved, That Mr. Christopher Barclay be appointed to serve until November 30, 2010; and be it further

Resolved, That Mr. Philip Kauffman be appointed to serve until November 30, 2011; and be it further

Resolved, That Mr. Christopher Barclay serve as chairperson of the Fiscal Management Committee until November 30, 2009.

RESOLUTION NO. 479-08

Re: **APPOINTMENTS TO THE STRATEGIC
PLANNING COMMITTEE**

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

WHEREAS, The Strategic Planning Committee consists of three members serving staggered terms of three years each, and the term of office begins on the date of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

Resolved, That Mr. Christopher Barclay be appointed to serve until November 30, 2011; and be it further

Resolved, That Mrs. Patricia O'Neill serve as chairperson of the Policy Committee until November 30, 2009.

RESOLUTION NO. 481-08 Re: **APPOINTMENTS TO COMMUNICATIONS AND PUBLIC ENGAGEMENT COMMITTEE**

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

WHEREAS, The Communications and Public Engagement Committee consists of three members serving staggered terms of three years each and the term of office begins on the day of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Mrs. Patricia O'Neill's term expired on November 30, 2008, and

WHEREAS, Dr. Judith Docca was appointed to serve until November 30, 2009; and

WHEREAS, Ms. Sharon Cox was appointed to serve until November 30, 2010, but did not seek reelection on the Board; and

WHEREAS, Mrs. Patricia O'Neill's term as chairperson expired on November 30, 2008; now therefore be it

Resolved, That Ms. Quratul-Ann Malik be appointed to serve until June 30, 2009; and be it further

Resolved, That Ms. Nancy Navarro be appointed to serve until November 30, 2010; and be it further

Resolved, That Mrs. Patricia O'Neill be appointed to serve until November 30, 2011; and be it further

Resolved, That Ms. Nancy Navarro serve as chairperson of the Communications and Public Engagement Committee until November 30, 2009.

RESOLUTION NO. 482-08 Re: **APPOINTMENTS TO THE COMMITTEE ON SPECIAL POPULATIONS**

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

WHEREAS, On April 28, 2008, the Board reconstituted the Ad Hoc Committee on Special Education into a standing committee, expanded its charge, and renamed it the Committee on Special Populations; now therefore be it

Resolved, That Ms. Shirley Brandman be appointed to serve until November 30, 2009; and be it further

Resolved, That Ms. Laura Berthiaume be appointed to serve until November 30, 2010; and be it further

Resolved, That Mr. Philip Kauffman be appointed to serve until November 30, 2011; and be it further

Resolved, That Ms. Shirley Brandman serve as chairperson of the Committee on Special Populations until November 30, 2009.

RESOLUTION NO. 483-08 Re: **APPEAL**

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

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

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

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
2008-52	Student Placement	Affirmed

RESOLUTION NO. 484-08 Re: **MINUTES (OCTOBER 7, 21, AND 27, 2008)**

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

Resolved, That the Board of Education approve the minutes for October 7, 21, and 27, 2008.

Re: **BOARD COMMITTEE UPDATES (IF NEEDED)**

There is a need to reschedule committee meetings originally set for December.

Re: **NEW BUSINESS**

There was a suggestion to move the February all-day meeting from February 10 to February 9, 2009, since MABE has scheduled a legislative session.

Re: **ITEMS OF INFORMATION**

The following documents were available for information:

:

- 1. Legal Fees Report
- 2. Construction Progress Report
- 3. Update on Contract Awards for On-call Heating, Ventilation, and Air Conditioning Replacement Services and On-call Construction Services

RESOLUTION NO. 485-08 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of December 9, 2008, at 5:00 p.m.

PRESIDENT

SECRETARY

JDW:gr

Resolution	Barclay	Berthiaume	Brandman	Docca	Kauffman	Malik	Navarro	O'Neill
Inauguration Day	A	A	A	A	A	A	A	A

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

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