

APPROVED
16-2013

Rockville, Maryland
June 13, 2013

The Board of Education of Montgomery County held a business meeting at the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, on June 13, 2013, beginning at 9:00 a.m.

Present: Mr. Christopher Barclay, President
in the Chair
Ms. Shirley Brandman
Dr. Judy Docca
Mr. Michael Durso
Mr. Philip Kauffman
Mr. John Mannes
Mrs. Patricia O'Neill
Ms. Rebecca Smondrowski
Dr. Joshua Starr, Secretary/Treasurer

Absent: None

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

With a quorum present, the Board of Education met in open session at 9:00 a.m.

RESOLUTION NO. 287-13 Re: **RESOLUTION FOR CLOSED SESSION**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *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 June 13, 2013, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, from 9:00 to approximately 10:00 a.m. and 12:30 to approximately 1:30 p.m.; and be it further

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

Resolved, That the Board of Education discuss an appointment to the Ethics Panel, with a subsequent vote in open session, which is an administrative function outside the

purview of the *Open Meetings Act* and, to the extent any individual is discussed, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the superintendent of schools brief the Board on the Monthly Human Resources and Development Report and Appointments with a subsequent vote in open session, which is an administrative function outside the purview of the *Open Meetings Act* and, to the extent any individual employee is discussed, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board receive a briefing on the strategy of resolving disputes relating to the Teacher and Professional Growth System, which is an administrative function outside the purview of the *Open Meetings Act*, and be it further

Resolved, That the superintendent of schools and Board members discuss compensation for particular individuals whose compensation is not covered by a salary schedule in any negotiated agreement, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

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

Re: **OPEN SESSION**

The Board of Education met in closed session from 9:03 to 9:51 a.m. After a break, the Board of Education reconvened in open session at 10:00 a.m.

To view specific sections or the entire meeting, please watch at
<http://mcpsmd.swagit.com/play/06132013-543>

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.”

** Mr. Durso was temporarily absent.

RESOLUTION NO. 288-13 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for June 13, 2013.

RESOLUTION NO. 289-13 Re: **RECOGNITION OF DISTINGUISHED HISPANIC SCHOLARS**

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

Dr. Docca, the following resolution was adopted unanimously by members present:

WHEREAS, The Hispanic Alliance for Education is an organization composed of volunteers who are committed to offering scholarship opportunities to outstanding Hispanic/Latino students; and

WHEREAS, The Hispanic Alliance for Education has recognized five outstanding Montgomery County Public Schools Hispanic/Latino students by awarding a total of \$4,500 in educational scholarships and \$750.00 in gift certificate awards; and

WHEREAS, The Hispanic Alliance for Education's objective is to support Hispanic/Latino students by granting scholarships to help them achieve their dreams of pursuing a college education; and

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

WHEREAS, The Montgomery County Board of Education takes great pride that Montgomery County Public Schools celebrates the accomplishments of Hispanic/Latino students; now therefore be it

Resolved, That on behalf of the superintendent of schools, staff members, students, and parents of Montgomery County Public Schools, the members of the Board of Education congratulate the recipients of this year's Distinguished Hispanic Scholars Awards:

Alana Hamann from Watkins Mill High School—\$1000
Amanda Martinez from Poolesville High School—\$1000
Yasmin Mejia-Guevara from Rockville High School—\$500
Isabella Pacho from Col. Zadok Magruder High School—\$1000
Denise Venero from James Hubert Blake High School—\$1000

RESOLUTION NO. 290-13 Re: **LEADERSHIP MONTGOMERY YOUTH
COMMUNITY LEADERSHIP AWARDS**

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

WHEREAS, The purpose of Leadership Montgomery is to educate, connect, and inspire leaders to improve our community; and

WHEREAS, Leadership Montgomery created the Youth Community Leadership Awards to identify, reward, and promote outstanding community service efforts by Montgomery County students who earn a minimum of 260 hours of school-accredited service by completion of their junior year in high school and who exercise their leadership to improve their schools and communities; and

WHEREAS, The law firm of Shulman Rogers Gandal Pordy and Ecker, P.A., of Rockville, Maryland, sponsor of the award since 1997, will present a \$1,000 award to each recipient; and

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

WHEREAS, This year, five Montgomery County Public Schools' high school students have been honored as the Leadership Montgomery Youth Community Leadership Award recipients; now therefore be it

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

Resolved, That on behalf of the superintendent of schools, staff members, students, and parents of Montgomery County Public Schools, the members of the Board of Education congratulate the 2013 Leadership Montgomery Youth Community Leadership Award recipients for their exceptional leadership in community service:

Hoyoung P. Choi from James Hubert Blake High School
Jenna H. Kress from Walt Whitman High School
Brandon C. Myers from Quince Orchard High School
Lafayette W. Phillips III from James Hubert Blake High School
Raphael A. Sacks from Bethesda-Chevy Chase High School

RESOLUTION NO. 291-13 Re: **THE GATES MILLENNIUM SCHOLARS
PROGRAM SCHOLARSHIP RECIPIENTS**

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

WHEREAS, The Gates Millennium Scholars Program selects 1,000 accomplished minority students each year to receive a good-through-graduation scholarship to use at any college or university of their choice; and

WHEREAS, The Gates Millennium Scholars Program has awarded four-year college scholarships to two exceptional Montgomery County Public Schools students; and

WHEREAS, The Gates Millennium Scholars Program's goal is to promote academic excellence and to provide an opportunity for outstanding minority students with significant financial need to reach their highest potential; and

WHEREAS, Montgomery County encourages the development of a diversified cadre of

future leaders for America; and

WHEREAS, The Montgomery County Board of Education is proud that Montgomery County Public Schools continues to celebrate the many accomplishments of its diverse student body and its community partners; now therefore be it

Resolved, That on behalf of the superintendent of schools, staff members, students, and parents of Montgomery County Public Schools, the members of the Board of Education congratulate the Montgomery County Public Schools Class of 2013 Gates Millennium Scholars:

Bolanle Aroyewun from Bethesda-Chevy Chase High School
Nusrat Molla from Poolesville High School

RESOLUTION NO. 292-13 Re: **MONTGOMERY COUNTY ALLIANCE OF
BLACK SCHOOL EDUCATORS
SCHOLARSHIP RECIPIENTS**

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

WHEREAS, The Montgomery County Alliance of Black School Educators acknowledges and supports deserving students who have demonstrated a strong commitment to understanding the needs of the African American community; and

WHEREAS, The Montgomery County Alliance of Black School Educators values the academic, leadership, and community service achievements of some of Montgomery County Public Schools' most talented African American high school seniors; and

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

WHEREAS, The Montgomery County Board of Education takes great pride that Montgomery County Public Schools continues to celebrate the accomplishments of African American students; now therefore be it

Resolved, That on behalf of the superintendent of schools, staff members, students, and parents of Montgomery County Public Schools, the members of the Board of Education congratulate the winners of this year's Montgomery County Alliance of Black School Educators' Distinguished African American Scholar Awards:

The Dr. Judy Docca Community Leader Service Award
Rachel Kenlaw from Paint Branch High School

The Wayne Whigham Leadership Award
Sydney Harper from John F. Kennedy High School

The Dr. Frieda K. Lacey Distinguished Scholar Scholarship Award

Kiera Givens from Richard Montgomery High School (1st Place)

Samuel Amanfu from Rockville High School (2nd Place)

Angela White from Bethesda-Chevy Chase High School (3rd Place)

Anna Oluyomi from Watkins Mill High School (4th Place)

Robel Wondimu from Sherwood High School (5th Place)

The Distinguished Scholar Award Recipients

Samuel Amanfu from Rockville High School

Genocia Bah from Springbrook High School

Adrien Bossogo-Egoume from Winston Churchill High School

Stephanie Brown from Poolesville High School

Aliyah Carty from Walter Johnson High School

Ameera Crossman from Walt Whitman High School

Sylvia Deppen from Thomas S. Wootton High School

Selome Ejigu from Albert Einstein High School

Mariah Fletcher from Quince Orchard High School

Aryn Frazier from James Hubert Blake High School

Efrem Gebrekidan from Damascus High School

Kiera Givens from Richard Montgomery High School

Sydney Harper from John F. Kennedy High School

Axel Hounsou from Northwood High School

Kathryn Kearney from Clarksburg High School

Rodgers Kipsang from Seneca Valley High School

Taylor Lyles from Wheaton High School

Gabrielle Matthews from Col. Zadok Magruder High School

Sula Ndousse Fetter from Northwest High School

Olukanyinsola Oduntan from Gaithersburg High School

Anna Oluyomi from Watkins Mill High School

Mireille Verdonk from Montgomery Blair High School

Angela White from Bethesda-Chevy Chase High School

Robel Wondimu from Sherwood High School

The Community Leader Award Recipients

Henok Addis from Montgomery Blair High School

Samuele Asfaha from Wheaton High School

Treshania Blair from Col. Zadok Magruder High School

Tina Brownlee from Winston Churchill High School

Elizabeth Debebe from John F. Kennedy High School

Jerusalem Demsas from Richard Montgomery High School

Julia Dennis from James Hubert Blake High School

Bethel Etta from Watkins Mill High School

Leah Ford from Northwood High School

Erica Gayle from Gaithersburg High School

Kayla Johnson from Rockville High School

Micheala Kane from Springbrook High School
Rachel Kenlaw from Paint Branch High School
J'Taime McFadden from Quince Orchard High School
Nakiso Mgodu-Kaiyo from Albert Einstein High School
Nteboheng Mokuena from Poolesville High School
Zoe Mungai-Barris from Walt Whitman High School
Ariel Nelson from Seneca Valley High School
Jennifer Paul from Northwest High School
Tyler Randolph from Thomas S. Wootton High School
Matta Sannoh from Sherwood High School
Nehemiah Siyoum from Bethesda-Chevy Chase High School
Karen Tchuindjo from Walter Johnson High School
Delina Tewolde from Clarksburg High School

RESOLUTION NO. 293-13 Re: **THE GEORGE B. THOMAS SR. LEARNING
ACADEMY, INC. HIGH ACHIEVEMENT
SCHOLARSHIP RECIPIENTS**

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

WHEREAS, The George B. Thomas, Sr. Learning Academy, Inc., High Achievement Scholarship Program encourages students to become engaged in their education, strive for academic excellence, and engage in community service through volunteerism; and

WHEREAS, The George B. Thomas, Sr. Learning Academy, Inc., has awarded scholarships to thirteen Montgomery County Public Schools seniors; and

WHEREAS, Montgomery County Public Schools applauds and values its students' community service achievements that make a difference to our county, our state, and our country; and

WHEREAS, The Montgomery County Board of Education takes great pride that Montgomery County Public Schools honors the many contributions offered by its community partners and the dedication to academic success of its diverse student population; now therefore be it

Resolved, That on behalf of the superintendent of schools, staff members, students, and parents of Montgomery County Public Schools, the members of the Board of Education congratulate the recipients of the George B. Thomas, Sr. Learning Academy, Inc., High Achievement Scholarship awards:

Rosa Diaz from Wheaton High School
Eli Griff-McMahon from Montgomery Blair High School
Taylor Lyles from Wheaton High School
Maria Mendez Paredes from Montgomery Blair High School

Sean Nguyen from Walter Johnson High School
 Leah Schroeder from Sherwood High School
 Tanya Shi from Richard Montgomery High School
 Jeremy Suon from Sherwood High School
 Vong Truong from Northwest High School
 Kelsee Whaley from Albert Einstein High School
 Adam Wu from Bethesda-Chevy Chase High School
 Debra Yee from Northwest High School
 David Zhang from Richard Montgomery High School

Re: **PUBLIC COMMENTS**

The following people commented before the Board of Education:

<u>Person</u>	<u>Topic</u>
1. Mindy Hofmann	Policy JEE
2. Mary Corbett	Policy JEE
3. Laurel Osmer Cerrud	Policy JEE
4. Trisha Brennan-Gae	Policy JEE
5. Laura Boyer	Policy JEE
6. Rachel Haas	Policy JEE
7. Miriam Calderon	Policy JEE
8. Victoria Espinosa Peterson	Policy JEE
9. Katrina Kugel	Policy JEE
10. Manny Hiddgo	Policy JEE
11. Anna Brooks	Styrofoam Trays
12. Margot Bloch	Styrofoam Trays
13. Emily Fox	Styrofoam Trays
14. Nadine Bloch	Styrofoam Trays
15. Brenda Platt	Styrofoam Trays

To view and hear Mrs. O'Neill's comments on Policy JEE, please watch at <http://mcpsmd.swagit.com/play/06132013-543>

RESOLUTION NO. 294-13 Re: **HUMAN RESOURCES AND DEVELOPMENT MONTHLY REPORT**

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

WHEREAS, The educators and others who are employed by Montgomery County Public Schools are key partners in the important work and achievements of the school system; now therefore be it

Resolved, That the Board of Education approves the monthly Human Resources and Development Report with its listings identifying new employees, employee resignations,

and other employee status updates; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting.

RESOLUTION NO. 295-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Ruth P. Green, currently director, High School Instruction and Achievement, as director, Department of Enriched and Innovative Programs, Office of Curriculum and Instructional Programs

RESOLUTION NO. 296-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Robert B. Grundy, currently principal, Brookhaven Elementary School, as director, Performance Evaluation and Compliance Unit, Office of Human Resources and Development

RESOLUTION NO. 297-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Monique T. Felder, currently director, Division of Accelerated and Enriched Instruction, as director, Interventions, Office of Teaching, Learning, and Programs

RESOLUTION NO. 298-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Andrew W. Miller, currently supervisor, Student Online Learning, as executive assistant to the deputy superintendent, Office of Teaching, Learning, and

Programs

RESOLUTION NO. 299-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Siobhan M. Alexander, currently instructional specialist, Elementary School Instruction and Achievement, as supervisor, Elementary Integrated Curriculum Team, Office of Curriculum and Instructional Programs

RESOLUTION NO. 300-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Joanne C. Hoffman, currently supervisor, Department of Special Education Services, as supervisor, Placement and Assessment Services Unit, Department of Special Education Services, Office of Special Education and Student Services

RESOLUTION NO. 301-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Françoise Vandenplas, currently Pre-K-12 content specialist, French, World Languages, as supervisor, Curriculum, Pre-K-12 World Languages, Office of Curriculum and Instructional Programs

RESOLUTION NO. 302-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective June 14, 2013:

Heather L. Dublinske, currently acting coordinator, Human Resources Compliance Specialist, as coordinator, Human Resources Compliance Specialist, Performance Evaluation and Compliance Unit, Office of Human Resources and Development

RESOLUTION NO. 303-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Myriam A. Rogers, currently principal, Francis Scott Key Middle School, as principal, Paint Branch High School

RESOLUTION NO. 304-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Jennifer L. Webster, currently principal, Thomas W. Pyle Middle School, as principal, Damascus High School

RESOLUTION NO. 305-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Raushann Austin, currently principal intern, Rock Creek Valley Elementary School, as principal, William Tyler Page Elementary School

RESOLUTION NO. 306-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

LaTricia D. Thomas, currently principal intern, Bells Mill Elementary School, as principal, Judith A. Resnik Elementary School

RESOLUTION NO. 307-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 1, 2013:

Royce A. Wallace, currently resource counselor, Seneca Valley High School, as magnet coordinator, A. Mario Loiederman Middle School

Re: **BOARD/SUPERINTENDENT COMMENTS**

Mr. Mannes extended his congratulations to the recent graduates, and he reported that he attended the 8th grade promotion at Kingsview Middle School.

Ms. Smondrowski reported on the graduations at the high school and alternative programs; various award ceremonies; Robert Frost Middle Schools' Blue Ribbon Ceremony; dedication of the Flora M. Singer Elementary School dedication; Rockville Public Safety Awards; Cappies; and the celebration with the U.S. treasurer at Roberto Clemente Middle School.

Ms. Brandman associated herself with the comments of her colleagues. She also thought the dedication of Flora M Singer Elementary School was very powerful since Ms. Singer was a holocaust survivor.

Mrs. O'Neill associated her comments with those of her colleagues, and she commented on the caring and commitment of the MCPS staff for their students.

Dr. Docca commented on the graduations; the opera at Fox Chapel Elementary School; and the Vietnamese Association of America scholarships.

Mr. Kauffman associated himself with the comments of his colleagues. He was impressed with the Cappies, and he hoped that MCPS students could increase their participation. The dedication at Flora M. Singer Elementary School was impressive and all were pleased with the name of the school. Also, the commitment for new facilities needs to be prioritized, and the Board must seek the fair share of funding from the state.

Mr. Barclay also commented on graduations, especially since his daughter graduated this year. He also attended the retiree reception and the Cappies.

Dr. Starr commented on the Flora M. Singer Elementary School dedication; Robert Frost Middle School Blue Ribbon School Award celebration; National Green Ribbon Schools Ceremony and District Sustainability Awards; Be Active Montgomery! Campaign; Annual Retirement Celebration; 2013 Stamps Scholarships; the Critics and Awards (Cappies) Program; and graduations.

** Mr. Durso joined the meeting at this point.

RESOLUTION NO. 308-13 Re: **FINAL APPROVAL OF THE FY 2014
OPERATING BUDGET**

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 adopted the Fiscal Year 2014 Operating Budget of \$2,225,791,798 on February 25, 2013; and

WHEREAS, The county executive recommended \$2,225,791,798 for Montgomery County Public Schools, equal to the Board of Education's Fiscal Year 2014 Budget Request on March 15, 2013; and

WHEREAS, The County Council approved a total of \$2,225,421,052 (including grants and enterprise funds), a decrease of \$370,746 from the Board of Education's request, on May 23, 2013; and

WHEREAS, The County Council appropriated a total of \$2,084,338,368 (excluding grants and enterprise funds), a decrease of \$370,746 from the Board of Education's request, including local contribution at the required Maintenance of Effort amount and reflecting the cost of the second year of the phase-in of the transfer of a portion of state teacher pension costs to local school boards; and

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

WHEREAS, The Special Education Staffing Committee—comprising parents, teachers, principals, special education staff, and special education advocates—held meetings in June 2012 and recommendations were submitted to the Office of Special Education and Student Services; and

WHEREAS, The Fiscal Year 2014 Operating Budget includes all of the staffing plan elements required by the Maryland State Department of Education; and

WHEREAS, The County Council made changes to the Board of Education's Fiscal Year 2014 Operating Budget Request of March 1, 2013, as indicated above, incorporating the decrease of \$371,353 in state aid and the increase of \$607 to the Maintenance of Effort amount due to a technical adjustment, in appropriating \$2,225,421,052 for the Board of Education's Fiscal Year 2014 Operating Budget, as follows:

I. Current Fund	BOE Request March 2013	Council (Reduction) Addition	Council- approved Budget
1 Administration	38,453,655	(20,432)	38,433,223
2 Mid-level Administration	138,632,510	(680,090)	137,952,420
3 Instructional Salaries	876,163,830	773,896	876,937,726
4 Textbooks and Instructional Supplies	24,848,778	(335,018)	24,513,760
5 Other Instructional Costs	12,815,866	38,386	12,854,252
6 Special Education	291,609,530	40,111	291,649,641
7 Student Personnel Services	10,964,290	(2,430)	10,961,860
8 Health Services	37,402		37,402
9 Student Transportation	97,678,646	13,979	97,692,625
10 Operation of Plant and Equipment	114,880,406	(151,380)	114,729,026
11 Maintenance of Plant	34,105,404	(44,486)	34,060,918
12 Fixed Charges	524,786,162		524,786,162
14 Community Services	461,777	(3,282)	458,495
Subtotal, including specific grants	2,165,438,256	(370,746)	2,165,067,510
Less specific grants	80,729,142		80,729,142
Subtotal, spending affordability	2,084,709,114	(370,746)	2,084,338,368
 II. Enterprise Funds			
37 Instructional Television Fund	1,477,261		1,477,261
51 Real Estate Management Fund	2,920,399		2,920,399
61 Food and Nutrition Services Fund	51,189,670		51,189,670
71 Field Trip Fund	1,917,672		1,917,672
81 Entrepreneurial Fund	2,848,540		2,848,540
Subtotal, Enterprise Funds	60,353,542		60,353,542
Total Budget for MCPS	<u>2,225,791,798</u>	<u>(370,746)</u>	<u>2,225,421,052</u>

now therefore be it

Resolved, That based on an appropriation of \$2,225,421,052, that includes an appropriation of \$60,353,542 for enterprise funds and \$80,729,142 for restricted grants, approved by the County Council on May 23, 2013, the Board of Education approves its Fiscal Year 2014 Operating Budget; and be it further

Resolved, That the Board of Education approves the 2013 Special Education Staffing Plan as included in the Fiscal Year 2014 Recommended Operating Budget; and be it further

Resolved, That the Special Education Staffing Plan be submitted to the Maryland State Department of Education; and be it further

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

RESOLUTION NO. 309-13 Re: **CONTRACTS OF \$25,000 OR MORE**

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

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

WHEREAS, It is recommended that Bid 9163.5, Tennis/Basketball Court Installations and Renovations at various locations, be rejected due to changes in specifications and requirements; now therefore be it

Resolved, That Bid 9163.5, Tennis/Basketball Court Installations and Renovations at various locations, be rejected due to changes in specifications and requirements; and be it further

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

001B79	Office Document Imaging Solutions	
00139		
	<u>Awardee</u>	
	Canon Solutions America, Inc.	\$196,000
001B34	Office Document Imaging Solutions	
00192		
	<u>Awardee</u>	
	Xerox Corporation	\$300,000
100312-SEC	Copier, Printer, Facsimile, and Related Office Equipment	
	<u>Awardee</u>	
	Sharp Electronics Corporation	\$150,000

1005636	Traffic Signal Control Services—Extension*		
	<u>Awardee</u>		
	Baldwin Line Construction of Maryland		\$125,000
5937	Purchase of Uniforms—Extension		
	<u>Awardee</u>		
	Unitec Distribution Systems*		\$250,000
COSTARS- 014-050	Recreational and Fitness Equipment—Extension		
	<u>Awardee</u>		
	Wausau Tile, Inc.		\$ 75,000
MWE-802- 09	HVAC Air Filters—Extension		
	<u>Awardee</u>		
	Air Filter Maintenance, Inc.		\$273,465
PLTW- 2013-2014	Biomedical Sciences and Technology Education Programs		
	<u>Awardee</u>		
	Project Lead The Way, Inc.		\$350,000
RQ10-122 997-12A	Motor Oils, Lubricants, Greases, and Related Items—Extension		
	<u>Awardee</u>		
	Tilley Chemical Company		\$600,000
1063.4	Speech and Language Services—Extension		
	<u>Awardees</u> (See note)		
	Arbor E&T, LLC*		
	EBS—Educational Based Services		
	National Speech/Language Therapy Center*		
	Progressus Therapy, LLC		
	Associated Professional Rehabilitation Services, Inc.*		
	Total		\$455,000
1091.4	Services for Infants and Toddlers with Developmental Delays—Extension		
	<u>Awardees</u> (See note)		
	Arbor E&T, LLC*		
	Associated Professional Rehabilitation Services, Inc.*		
	National Speech/Language Therapy Center*		

	Pediatric Therapy Associates Total	\$440,000
1127.4	Physical Exams for Bus and Vehicle Drivers—Extension	
	<u>Awardees</u> (See note) Briggs Chaney Clinic Corporate Occupational Health Solutions, LLC Frederick Primary Care Association Medical Access PC Secure Medical Care Total	\$120,000
1132.7	Alcohol/Drug Testing Program Services—Extension	
	<u>Awardees</u> (See note) Medical Management Specialists, Inc.* Secure Medical Associates* White Glove Drug & Alcohol Testing, Inc.* Total	\$ 90,000
1134.3	Occupational and Physical Therapy Services for Students with Disabilities—Extension	
	<u>Awardees</u> (See note) Invo Healthcare Associates, Inc. Tri Rehab of Germantown, Inc. Travis Consulting, LLC Total	\$180,000
1139.3	Actuarial Consulting Services—Extension	
	<u>Awardee</u> AON Hewitt Consulting	\$186,000
1140.3	Health and Welfare Consulting—Extension	
	<u>Awardee</u> AON Hewitt Consulting	\$190,000
4120.6	Science Lab Tables	
	<u>Awardee</u> Diversified Educational Systems	\$ 80,000

4127.3	Recycling Services—Extension	
	<u>Awardee</u>	
	Potomac Disposal, Inc.	\$475,500
4137.7	Special Education Supplies and Software—Extension	
	<u>Awardees</u>	
	AT:LAST, Inc.*	\$ 8,880
	Attainment Company	13,720
	Augumentative Community Consultants, Inc.*	22,320
	Cadan Computers*	4,700
	Don Johnston, Inc.	1,000
	Dynavox Systems, LLC*	1,000
	Envision Technology, Inc.	4,200
	Prentke Romich Company	22,550
	Renaissance Learning, Inc.	25,300
	Riverside Publishing Company	<u>2,650</u>
	Total	\$106,320
4237.1	Copier Maintenance and Supplies—Extension	
	<u>Awardee</u>	
	Ricoh USA, Inc.	\$170,000
4240.2	Gestetner 9002 Copier Supplies and Parts	
	<u>Awardees</u>	
	Capitol Document Solutions	\$428,000
	Ricoh USA, Inc.	75,000
	Sharp Electronics Corporation	<u>300,000</u>
	Total	\$803,000
4255.1	Consulting Services—Extension	
	<u>Awardee</u>	
	Andrew Egel	\$ 34,000
4265.1	Americorps/Project Change—Extension	
	<u>Awardee</u>	
	The George B. Thomas, Sr. Learning Academy, Inc.	\$ 86,000
4271.1	Professional and Supporting Service Training—Extension	
	<u>Awardee</u>	

	Research for Better Teaching	\$ 75,000
4277.1	Administrative Costs for Medicaid Program—Extension	
	<u>Awardee</u> Maryland State Department of Education	\$100,000
4287.1	PSAT/NMSQT Student Testing Program	
	<u>Awardee</u> The College Board	\$125,336
4290.1	Private Duty Nursing Services for Students with Special Needs— Extension	
	<u>Awardees</u> (See note) APNT, Inc. Community Care Nursing Services Continuum Pediatrics Delta-T Group, Inc. Earth Angels, Inc. Elizabeth Cooney Care Network Global Medical & Health Services, LLC Home Health Connection, Inc. Maxim Healthcare Services, Inc. Motir Total	\$500,000
4291.1	Interpreting Services for Deaf/Hard of Hearing Individuals—Extension	
	<u>Awardees</u> (See note) Abacus-N-Bytes, Inc.* Linda P. Balderson* Deborah S. Beinstock* Capital Sign Language Sandra Chin* Megan M. Dabbs* Sasha Forbes* Shannyn Paige Fowler* Penny Gole* Helen Avner Interpreting* Mark M. Jackowski Efrain Joven Ann Keely* Maryland Interpreting Services William Stephan Mather, Jr.	

	Anthony Porco Marla H. Rishty* Wendy L. Schuler* Vijay Corporation Nichelle Wilson Total	\$350,000
4299.1	Problems of the Week Membership—Extension	
	<u>Awardee</u> The Math Forum @ Drexel	\$ 40,000
4304.1	Hearing and Vision Audio Equipment	
	<u>Awardee</u> Phonak, Inc.	\$165,000
4306.1	Implementation Services Under the Autism Waiver—Extension	
	<u>Awardee</u> Department of Health and Human Services	\$270,000
4307.1	Bridge Transitions Annual Subscription—Extension	
	<u>Awardee</u> Bridge Transition Company	\$ 60,000
4335.1	Maximo Subscription and Support—Extension	
	<u>Awardee</u> IBM Corporation	\$ 27,762
7201.1	Replacement Parts for HP Equipment	
	<u>Awardees</u> PNA Holdings, LLC Laser Printer Solutions Total	\$100,000 <u>25,000</u> \$125,000
7205.2	Interactive Whiteboard Services	
	<u>Awardee</u> Clinton Learning Solutions, LLC	\$750,000

9113.4	Smoothie Beverages and Equipment—Extension		
	<u>Awardee</u> Ridgefields Brand Corporation		\$200,000
9135.5	Frozen Cookie Dough—Extension		
	<u>Awardee</u> Glennco, Inc.		\$ 135,000
9139.1	Refrigerated and Frozen Foods		
	<u>Awardee</u> JSB Industries, Inc.		\$ 111,350
9701.2	Specialty Cementitious Coatings at Various Locations**		
	<u>Awardee</u> Walker Willis/T/A Custom Masonry		\$ 591,420
TOTAL PROCUREMENT CONTRACTS OVER \$25,000			\$9,361,153

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

**Planned Life-cycle Asset Replacement (PLAR)

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 310-13 Re: **ARCHITECTURAL APPOINTMENT—EMORY GROVE CENTER FACILITY IMPROVEMENTS PROJECT FEASIBILITY STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the Emory Grove Center Facility improvements project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Smolen-Emr-Ilkovich Architects, Inc. as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Smolen-Emr-Ilkovich Architects, Inc. to provide feasibility study services for the Emory Grove Center Facility improvements project for a fee of \$35,000.

RESOLUTION NO. 311-13 Re: **ARCHITECTURAL APPOINTMENT—
FAIRLAND CENTER FACILITY
IMPROVEMENTS PROJECT FEASIBILITY
STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the Fairland Center Facility improvements project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Smolen-Emr-Ilkovich Architects, Inc. as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Smolen-Emr-Ilkovich Architects, Inc. to provide feasibility study services for the Fairland Center Facility improvements project for a fee of \$35,000.

RESOLUTION NO. 312-13 Re: **ARCHITECTURAL APPOINTMENT—
GROSVENOR CENTER FACILITY
IMPROVEMENTS PROJECT FEASIBILITY
STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the Grosvenor Center Facility improvements project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Delmar Architects, P.A. as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Delmar Architects, P.A. to provide feasibility study services for the Grosvenor Center Facility improvements project for a fee of \$35,000.

RESOLUTION NO. 313-13 Re: **ARCHITECTURAL APPOINTMENT—NORTH
LAKE CENTER FACILITY IMPROVEMENTS
PROJECT FEASIBILITY STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the North Lake Center Facility improvements project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Delmar Architects, P.A. as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Delmar Architects, P.A. to provide feasibility study services for the North Lake Center Facility improvements project for a fee of \$35,000.

RESOLUTION NO. 314-13 Re: **ARCHITECTURAL APPOINTMENT—NEW
NORTHWEST ELEMENTARY SCHOOL #8
FEASIBILITY STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the new Northwest Elementary School #8 project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Grimm + Parker Architects as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Grimm + Parker Architects to provide feasibility study services for the new Northwest Elementary School #8 project for a fee of \$53,530.

RESOLUTION NO. 315-13 Re: **ARCHITECTURAL APPOINTMENT—
RADNOR CENTER FACILITY
IMPROVEMENTS PROJECT FEASIBILITY
STUDY**

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 an architectural firm to provide professional and technical services to perform a feasibility study for the Radnor Center Facility improvements project; and

WHEREAS, Funds for conducting feasibility studies were programmed as part of the Fiscal Year 2013 Capital Budget; and

WHEREAS, An Architect Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Proffitt & Associates Architects, PC as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff in the Department of Facilities Management has negotiated a fee for the necessary architectural and engineering services; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the architectural firm of Proffitt & Associates Architects, PC to provide feasibility study services for the Radnor Center Facility improvements project for a fee of \$35,000.

RESOLUTION NO. 316-13 Re: **AWARD OF CONTRACTS—ROCK CREEK
FOREST ELEMENTARY SCHOOL
MODERNIZATION**

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

WHEREAS, On November 8, 2011, the Board of Education authorized staff in the Department of Facilities Management to utilize a construction management process for the Rock Creek Forest Elementary School modernization project and awarded a contract for preconstruction services to Henley Construction Company, Inc.; and

WHEREAS, The following low bids were received on May 9, 2013, for the Rock Creek Forest Elementary School modernization project:

<u>Low Bidder</u>	<u>Amount</u>
02A—Sitework—SACO Inc.	\$5,250,000
03A—Concrete—Chevy Chase Contractors, Inc.	1,507,000
04A—Masonry—KaRon Masonry of Maryland, Inc.	2,324,000
05A—Structural Steel and Metals—Kinsley Construction, Inc. t/a Kinsley Manufacturing	1,746,800
07A—Roofing—Orndorff & Spaid, Inc.	991,394
08A—Windows and Glazing—Engineered Construction Products, LTD.	1,000,670
09A—Drywall Acoustical—Finishes, Inc.	627,730
11A—Food Service Equipment—Ashland Equipment, Inc.	128,438
12A—Casework Millwork—Paragon Casework	494,000
13A—Sprinkler—Advanced Fire Protection Systems, LLC	262,000
15A—PHVAC—R.W. Warner, Inc.	3,274,000
16A—Electrical—Altimate Electric, Inc.	2,017,000

and

WHEREAS, On May 9, 2013, 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 other bid proposals are 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 Rock Creek Forest Elementary School modernization project; and

WHEREAS, Staff in the Department of Facilities Management has negotiated and recommends approval of a guaranteed price contract with Henley Construction Company, Inc. for the completion of the Rock Creek Forest Elementary School modernization 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 Rock Creek Forest Elementary School modernization project trade contracts awarded on June 13, 2013, and complete the project for the guaranteed price; and

WHEREAS, The aggregate goal for Maryland Department of Transportation-certified Minority Business Enterprise participation established for this project was 16.72 percent; and

WHEREAS, The aggregate Minority Business Enterprise participation submitted is 28.25 percent Maryland Department of Transportation-certified, of which 4.93 percent is African American-owned, 14.93 percent is women-owned, and 8.39 percent is other minority-owned; and

WHEREAS, Henley Construction Co., Inc. also has submitted 1.47 percent non-Maryland Department of Transportation-certified Minority Business Enterprise participation, totaling 29.72 percent 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 the Rock Creek Forest Elementary School modernization project:

<u>Low Bidder</u>	<u>Amount</u>
02A—Sitework—SACO Inc.	\$5,250,000
03A—Concrete—Chevy Chase Contractors, Inc.	1,507,000
04A—Masonry—KaRon Masonry of Maryland, Inc.	2,324,000
05A—Structural Steel and Metals—Kinsley Construction, Inc. t/a Kinsley Manufacturing	1,746,800
07A—Roofing—Orndorff & Spaid, Inc.	991,394
08A—Windows and Glazing—Engineered Construction Products, LTD.	1,000,670
09A—Drywall Acoustical—Finishes, Inc.	627,730
11A—Food Service Equipment—Ashland Equipment, Inc.	128,438
12A—Casework Millwork—Paragon Casework	494,000
13A—Sprinkler—Advanced Fire Protection Systems, LLC	262,000

15A—PHVAC—R.W. Warner, Inc.	3,274,000
16A—Electrical—Altimate Electric, Inc.	2,017,000

and be it further

Resolved, That the trade contracts awarded for the Rock Creek Forest Elementary School modernization project be assigned to Henley Construction Company, Inc.; and be it further

Resolved, That a contract in the amount of \$24,751,203, to include the assignment of the trade contract awards, be awarded to Henley Construction Company, Inc. for the Rock Creek Forest Elementary School modernization project, in accordance with drawings and specifications prepared by Walton, Madden, Cooper, Robinson, Poness, Inc.

RESOLUTION NO. 317-13 Re: **CONSULTANT APPOINTMENT—
CONSTRUCTABILITY ANALYSIS**

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 an engineering firm to provide professional constructability analysis services for construction projects on an as-needed basis; and

WHEREAS, A Professional Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Construction & Consulting Associates, Inc. as the most qualified firm to provide the necessary professional constructability analysis services; and

WHEREAS, Staff in the Department of Facilities Management will negotiate fees for the necessary constructability analysis services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the firm of Construction & Consulting Associates, Inc. to provide professional constructability analysis services as requirements arise for a fee not to exceed \$90,000 for an individual project.

RESOLUTION NO. 318-13 Re: **CONSULTANT APPOINTMENTS—DATA
WIRING AND CABLE TELEVISION DESIGN**

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 design services for data wiring and cable television design on various construction projects on an as-needed basis; and

WHEREAS, A Professional Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Brinjac Engineering, Inc. and Kirk Winkleman, RCDD as the most qualified firms to provide the necessary professional engineering design services; and

WHEREAS, Staff in the Department of Facilities Management will negotiate fees for the necessary engineering design services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with Brinjac Engineering, Inc. and Kirk Winkleman, RCDD to provide professional engineering design services for an individual project as requirements arise for a fee not to exceed \$50,000.

RESOLUTION NO. 319-13 Re: **CONSULTANT APPOINTMENTS—CIVIL
ENGINEERING SERVICES**

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 civil design services associated with improved Safe Access to Schools, *Americans with Disabilities Act* compliance programs, and other facility-related projects included in the Fiscal Year 2013–2018 Capital Improvements Program; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified the following as the most qualified firms to provide the necessary professional design services:

<u>Company Name</u>	<u>Location</u>
A. Morton Thomas & Associates, Inc.	Rockville, Maryland
ADTEK Engineers, Inc.	Frederick, Maryland
Charles P. Johnson & Associates, Inc.	Silver Spring, Maryland
Huron Consulting, A Division of Nobis Engineering, Inc.	Germantown, Maryland
Macris, Hendricks, & Glascock, P.A.	Montgomery Village, Maryland
McCrone, Inc.	Annapolis, Maryland
Whitney Bailey Cox & Magnani, LLC	Baltimore, Maryland

and

WHEREAS, ADTEK Engineers, Inc. is a Maryland Department of Transportation-certified minority firm; and

WHEREAS, Staff in the Department of Facilities Management will negotiate fees for the necessary professional design services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enters into contractual agreements with the above-named firms to provide professional civil engineering services as individual needs arise, for a fee not to exceed \$100,000 for an individual project.

RESOLUTION NO. 320-13 Re: **UTILIZATION OF THE FY 2013 PROVISION
FOR FUTURE SUPPORTED PROJECTS**

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. 17-444, approved May 24, 2012; and

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

WHEREAS, Sufficient appropriation is available within the Fiscal Year 2013 Provision for Future Supported Projects to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized by the Montgomery County Board of Education to receive and expend \$349,793 within the Fiscal Year 2013 Provision for Future Supported Projects, specified as follows:

Project	Amount
E-transcript Software Development	\$ 23,506
Carl D. Perkins Career and Technical Education Improvement	18,650
Medical Assistance	46,000
Title II, Part A—Improving Teacher Quality, Consulting Teachers	70,218
National Institutes of Health Tutoring Services	<u>191,419</u>
Total	\$ 349,793

and be it further

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

Re: **MONTHLY FINANCIAL REPORT**

Mr. Larry Bowers, chief operating officer, stated that this financial report reflects the actual financial condition of Montgomery County Public Schools (MCPS) as of April 30, 2013, and projections through June 30, 2013, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$3.9 million, and expenses have a projected surplus of \$17.9 million.

Due to Fiscal Year (FY) 2011 comprehensive expenditure restrictions, MCPS ended the year with an expenditure surplus. The FY 2012 Operating Budget included a fund balance of \$17.0 million of the total savings as a source of appropriation, leaving a fund balance of \$11.9 million. This balance, together with the FY 2012 expenditure and revenue surplus of \$28.6 million, equals \$40.5 million that will be available to fund future operating budgets. The County Council used \$17.0 million of the fund balance as a source of revenue for the FY 2013 Operating Budget, leaving an available balance of \$23.5 million. Based on the revenue and expenditure projections as of April 30, 2013, the FY 2013 fund balance will be \$45.3 million at year end. The FY 2014 Operating Budget for MCPS approved by the County Council on May 23, 2013 includes the use of \$27.0 million of fund balance as a source of revenue. My expectation is that the available fund balance will be used for appropriation over several years to avoid any sudden increase in the need for local contribution to replace fund balance as a revenue source.

Staff will continue to closely monitor both revenues and expenditures. A discussion of the actual financial condition of MCPS as of April 30, 2013.

RESOLUTION NO. 321-13 Re: **FUTURE CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Mr. Kauffman seconded by Mrs. O'Neill, 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 Monday, June 24, 2013, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, to meet from 5:30 to approximately 6:00 p.m.; and be it further

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

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

RESOLUTION NO. 322-13 Re: **REPORT OF PREVIOUS CLOSED SESSION**

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

On May 30, 2013, the Board of Education voted unanimously to conduct a closed session, as permitted under the *Education Article* Section 4-107(d) and *State Government Article* Section 10-508(a), et seq., of the *Annotated Code of Maryland*.

The Board of Education of Montgomery County met in closed session on May 30, 2013, from 5:03 to 5:52 p.m. in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, and:

1. Received legal advice and considered the following Decisions and Orders involving a transportation appeal, student transfers, and student placement: 2012-31, T-2013-4, T-2013-5, and 2013-5, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*.
2. Received legal advice and considered the following appeals involving student transfers, and a student placement: T-2013-6, T-2013-7, T-2013-8 (withdrawn and declared moot), T-2013-9, T-2013-11, T-2013-13, T-2013-15, and 2013-6, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*.
3. Received a briefing on individual candidates for appointments as executive director, Office of the Chief Operating Officer; coordinator, Biosciences, Medicine, and Public Safety, Department of Curriculum and Instruction, Office of Curriculum and Instructional Programs; coordinators, Montgomery County Infants and Toddlers Program, Office of Special Education and Student Services; assistant to the associate superintendent, Office of Human Resources and Development; coordinator, Department of Recruitment and Staffing, Office of Human Resources and Development; team leader, Real Estate Management, Department of Facilities Management, Office of the Chief

Operating Officer; team leader, Systemwide Safety Programs, Department of Facilities Management, Office of the Chief Operating Officer; principal, Rockville High School; principal, Takoma Park Middle School; principal, Julius West Middle School; principal, Earle B. Wood Middle School; principal, Sligo Middle School; and principal, Belmont Elementary School, with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.

In attendance at the 5:03 p.m. closed session were Chris Barclay, Shirley Brandman, Judy Docca, Phil Kauffman, John Mannes, Patricia O'Neill, Rebecca Smondrowski, Ikhide Roland Ikheloa, Suzann King, Glenda Rose, and Patrick Clancy. At 5:48 p.m., Mr. Clancy left the meeting and the following staff joined the Board: Larry Bowers, Brian Edwards, Beth Schiavino-Narvaez, Joshua Starr, and Dana Tofig.

RESOLUTION NO. 323-13 Re: **APPEALS**

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

WHEREAS, The Board of Education has met in closed session and deliberated on appeals brought before its members acting in its quasi-judicial capacity under Section 10-508(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 appeals reflective of the Board members' votes in closed session, the dispositions of which will be recorded in the minutes of today's meeting:

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
T-2013-16	Student Transfer	Affirmed
T-2013-17	Student Transfer	Affirmed
T-2013-18	Student Transfer	Affirmed
T-2013-19	Student Transfer	Affirmed
T-2013-20	Student Transfer	Affirmed
T-2013-21	Student Transfer	Affirmed
T-2013-25	Student Transfer	Affirmed

RESOLUTION NO. 324-13 Re: **APPOINTMENT TO THE ETHICS PANEL**

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

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; and

WHEREAS, The Board may issue exemptions to allow individuals to serve more than two terms on an advisory committee; now therefore be it

Resolved, That the following individual be appointed to serve a three-year term on the Ethics Panel effective July 1, 2013, and ending June 30, 2016.

Arielle Grill

Re: **BOARD COMMITTEE UPDATES**

Mrs. O'Neill reported that the Policy Committee will meet on July 11, 2013. Policy JEE will not be on the agenda, and there are a number of other items on the work plan.

Ms. Brandman announced that the Committee on Special Populations would meet on June 27, 2013, to continue working on the Board's charge to make a recommendation to the Board to guide a comprehensive review of special education services.

Re: **NEW BUSINESS**

There was no new business,

Re: **ITEMS OF INFORMATION**

The follow documents were available:

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

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed from 12:12 to 1:48 p.m. for lunch and closed session. After a short break, the Board of Education reconvened in open session at 1:52 p.m.

RESOLUTION NO. 325-13

Re: **RECOMMENDED FY 2014 FEES FOR THE FOOD AND NUTRITION SERVICES PROGRAM**

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 sets prices for participation in the breakfast and lunch programs each June for the following fiscal year; and

WHEREAS, It is recommended that the current prices for meals in Fiscal Year 2013 be maintained for Fiscal Year 2014; and

WHEREAS, The Division of Food and Nutrition Services will continue to focus on outreach to students and parents as part of a marketing action plan to increase average daily student participation for breakfast and lunch; now therefore be it

Resolved, That lunch prices will be \$2.50 for elementary school students, \$2.75 for secondary school students, and 40 cents for all reduced-price eligible students; and be it further

Resolved, That breakfast prices for elementary and secondary school students will be \$1.30 and students who are eligible for reduced-price meals will receive breakfast at no cost.

RESOLUTION NO. 326-13 Re: **APPOINTMENT OF MCPS EMPLOYEES'
RETIREMENT AND PENSION SYSTEM AND
OTHER POST-EMPLOYMENT BENEFITS
PLAN TRUST INVESTMENT TRUSTEE**

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

WHEREAS, The Board of Education, by Resolution No. 344-95, authorized the establishment of a trust to be used for the purpose of funding the Montgomery County Public Schools Employees' Retirement and Pension System benefits; and

WHEREAS, The Board of Education, by Resolution No. 133-07, authorized the establishment of a trust to be used for the purpose of funding the Montgomery County Public Schools Other Post-Employment Benefits; and

WHEREAS, The trustees are a committee comprising the chief operating officer, the chief financial officer, and up to but no more than seven additional members to be appointed by the Board of Education; and

WHEREAS, The appointed term of Mr. Neal J. Wilson as a trustee will end on June 30, 2013; and

WHEREAS, Mr. Neal J. Wilson has expressed a willingness to serve as a trustee for an additional three-year term; now therefore be it

Resolved, That Mr. Neal J. Wilson be reappointed as trustee for the Montgomery County Public Schools Employees' Retirement and Pension System and Other Post-Employment Benefits Plan Trust for a term ending June 30, 2016.

RESOLUTION NO. 327-13 Re: **FINAL ACTION, POLICY ABA, COMMUNITY INVOLVEMENT**

On motion of the Policy Committee, the following resolution was adopted unanimously:

WHEREAS, Policy ABA, *Community Involvement*, affirms the Board's commitment to fostering and supporting community interest and involvement in Montgomery County Public Schools, because citizen support of the schools is essential to student success; and

WHEREAS, The draft of Policy ABA, *Community Involvement*, was tentatively adopted by the Board on March 12, 2013, and sent out for public comment; and

WHEREAS, The Board has received the Board of Education Policy Committee's recommendations and received one comment from the public; now therefore be it

Resolved, That the Board adopt Policy ABA, *Community Involvement*, as updated in the following Committee Recommended Draft.

Community Involvement

A. PURPOSE

The Montgomery County Board of Education (Board) is committed to fostering and supporting community interest and involvement in Montgomery County Public Schools (MCPS), because citizen support of the schools is essential to student success. The Board will ensure that the ideas, interests, and concerns of its stakeholders are considered and valued in decision-making processes and that input and involvement is sought and encouraged from a broad spectrum of our diverse community. The Board is committed to the maintenance and monitoring of ongoing collaborative and productive communication processes with the community.

B. ISSUE

Creating processes for community involvement in a large, diverse community such as Montgomery County presents challenges and opportunities. Ensuring that the members of the community are encouraged, supported, and recruited to contribute time, knowledge, skills, and ideas to the public school system is both challenging and essential. Commitment and resources are required to design, maintain, and monitor processes for productive collaboration and communication

between MCPS and the community. These processes must create an environment where diverse views may be heard and considered in an atmosphere of respect.

C. DEFINITIONS

1. *Community Involvement* seeks to ensure that the breadth of interests and values from across the community are heard and considered by the Board, superintendent of schools, principals, and other educational leaders, thereby enhancing the decision-making process.
2. *Community* is comprised of numerous constituents with a vested interest in the education of children. Some of these constituents may include, but are not limited to, Montgomery County residents, advocacy, nonprofit, parent or community-based organizations; business, civic and nongovernment organizations; local postsecondary educational institutions; state, local, and federal agencies; and cultural, ethnic, racial, and religious groups.

D. POSITION

1. As part of its responsibility as a community member, the Board will:
 - a. Develop its role as an advocate, using the best interest of the students as a guiding principle
 - b. Engage community members in building an organizational culture of respect
 - c. Establish processes designed to obtain input by engaging in a discussion among a broad variety of stakeholders and utilizing opportunities for input from the public and relevant staff members through any appropriate method such as, but not limited to:
 - (1) Focus groups
 - (2) Task forces
 - (3) Work groups
 - (4) Technologically facilitated communication
 - (5) Advisory groups
 - (6) Public forums
 - (7) Surveys
 - d. Solicit and consider community comments and concerns regarding the development of MCPS policies and other decisions

- e. Seek to engage members of our diverse community, particularly organizations representing new or traditionally underrepresented communities, in a committed, productive partnership to support the MCPS strategic plan
 - f. Advocate for the MCPS student population and their families through engagement with local, state, and federal government agencies
2. As part of its responsibility as a community member, the school system offices will:
- a. Integrate resources and services from the community to strengthen school programs, family practices, and student learning and development
 - b. Seek collaboration with a broad range of community members and organizations that reflect the diverse citizenry and interests of Montgomery County
 - c. Seek and support the involvement of local organizations, particularly organizations representing new or traditionally underrepresented communities, in the school system
 - d. Provide access and opportunity for broad segments of the community, representing the wide variety of interests within the community, to participate in decision-making processes
 - e. Provide, to the extent possible, interpretation services and translations of important information about school system programs, services, policies, or issues
3. As part of its responsibility as a community member, each school will:
- a. Seek involvement from the community and provide opportunities to strengthen the home/school connection
 - b. Establish and maintain regular and ongoing two-way communication with families and the community to provide information and solicit feedback about school progress, resources, policies, and issues
 - c. Provide, to the extent possible, information in the native languages of members of the school community
 - d. Access community services to support and foster academic

achievement and positive development for all students

- e. Participate actively and responsibly in the life and social fabric of the local community

E. DESIRED OUTCOME

There will be an actively engaged community that is reflective of all residents. The system will benefit from the community's contribution of its skills, knowledge, ideas, and time to support the success of all students in partnership with MCPS.

F. IMPLEMENTATION STRATEGIES

1. The superintendent of schools will assess the status of community involvement, review existing policies and procedures, revise necessary regulations and procedures to support this policy, and make periodic reports to the Board regarding the status of community involvement.
2. The Board will seek community input on school system policies, including curriculum, facilities, and funding issues from a broad spectrum of our culturally and linguistically diverse community.

G. REVIEW AND REPORTING

This policy will be reviewed in accordance with the Board policy review process.

RESOLUTION NO. 328-13 Re: **FINAL ACTION, POLICY IGN, COMBATING ALCOHOL AND OTHER DRUG ABUSE**

On motion of the Policy Committee, the following resolution was adopted unanimously:

WHEREAS, Policy IGN, *Combating Alcohol and Other Drug Abuse*, provides a framework for creating and maintaining a safe environment for teaching, learning, and working within Montgomery County Public Schools that is free of alcohol, tobacco, and other drugs; and

WHEREAS, The draft of Policy IGN, *Combating Alcohol and Other Drug Abuse*, was tentatively adopted by the Board on March 12, 2013, and was sent out for public comment; and

WHEREAS, The Board has received the Policy Committee's recommendations and received comments from the public; and

WHEREAS, The title of Policy IGN, *Combating Alcohol and Other Drug Abuse*, does not accurately describe the contents of the suggested updated policy, the recommendation is to rename Policy IGN, *Preventing Alcohol, Tobacco, and Other Drug Abuse in*

Montgomery County Public Schools; now therefore be it

Resolved, That the title of Policy IGN be changed to *Preventing Alcohol, Tobacco, and Other Drug Abuse in Montgomery County Public Schools*; and be it further

Resolved, That the Board adopt Policy IGN, *Preventing Alcohol, Tobacco, and Other Drug Abuse in Montgomery County Public Schools*, as updated in the following Committee Recommended Draft.

Preventing Alcohol, Tobacco, and Other Drug Abuse in Montgomery County Public Schools

A. PURPOSE

The purpose of this policy is to provide a framework for creating and maintaining a safe environment for teaching, learning, and working within Montgomery County Public Schools (MCPS) that is free of alcohol, tobacco, and other drugs.

B. ISSUE

The Montgomery County Board of Education (Board) recognizes the harmful impact of the abuse of alcohol, tobacco, and other drugs on society as a whole, as well as the particular impact of abusing these and other highly addictive chemicals and medications on the physical, social-emotional, and intellectual development of students. The Board affirms its interest in working with parents and community groups to provide students with the knowledge, decision-making skills, and health-enhancing strategies essential for students to achieve their physical, social-emotional, and academic potential. As an employer, the Board further affirms the employee wellness systems set forth in Board Policy GAA, *Positive Work Environment in a Self-Renewing Organization*, and the Board's interest in maintaining a workplace that is free of alcohol, tobacco, and other drugs.

MCPS will coordinate with the community and provide, as appropriate, prevention and education regarding legal and illegal substances; assistance, intervention, referrals, and counseling; and, when necessary, will pursue penalties for those who violate laws, Board policies, and MCPS regulations regarding alcohol, tobacco, and other drugs.

C. POSITION

MCPS employees and students are expected to adhere to federal, state, and local laws and demonstrate through their actions, deeds, and teachings that they do not encourage or condone alcohol, tobacco, or other drug abuse.

The Board is committed to keeping the possession, use, and distribution of alcohol, tobacco, and other drugs off MCPS property.

In this policy, MCPS property means any school or other facility, including grounds owned or operated by MCPS, MCPS buses, and other MCPS vehicles, and the facility and/or grounds of any MCPS-sponsored activity involving students. It is not the intent of this policy to prohibit the legal activity of MCPS employees off MCPS property, during non-duty hours.

1. Communication and Education

- a) MCPS notifies employees, students, and parents of Board policies, MCPS regulations, and pertinent laws designed to create a safe environment for teaching, learning, and working that is free of alcohol, tobacco, and other drugs.
- b) MCPS develops and implements a comprehensive, research-based health education curriculum for students, beginning in the elementary grades. The curriculum addresses factors that influence the use of alcohol, tobacco, and other drugs; the harmful impact of the abuse of alcohol, tobacco, and other drugs on society as a whole; as well as the particular impact of abusing these and other chemicals and medications on the physical, social-emotional, and intellectual development of individuals.
- c) MCPS develops, implements, and supports prevention programs and encourages students to help other students avoid involvement with alcohol, tobacco, and other drugs.

2. Identification and Assistance

- a) MCPS, in cooperation with the community, promotes access to personal assistance for students and employees to prevent or treat abuse of alcohol, tobacco, and other drugs.
 - (1) Assistance for students may include direct provision of services or referral to, as appropriate, in-school counseling services, student support organizations, alternative programs, public or private treatment programs, and other community services and supports.
 - (2) Assistance to employees is provided through the Employee Assistance Program, pursuant to Board Policy GAA, *Positive Work Environment in a Self-Renewing Organization*.

- b) MCPS will establish procedures for communicating with parents or guardians of minor-age students about whom employees are concerned, in a manner that respects confidentiality.

3. Coordination of Community Resources

MCPS will participate in community-wide efforts to combat the possession, use, and distribution of alcohol and other drugs. MCPS supports and encourages partnerships with the community, community health providers, and other local, state, and federal agencies to increase access to prevention or treatment services addressing the problems associated with alcohol and other drug abuse.

4. Enforcement

- a) MCPS will ensure that prompt action is taken to achieve the overall purpose of a safe school environment that is free of alcohol, tobacco, and other drugs, as follows:
 - (1) Enforce measures to ban the sale or use of tobacco on MCPS sites, and to ban the possession of tobacco or tobacco products by students on MCPS sites
 - (2) Enforce measures to ban the entry of alcohol and other drugs onto MCPS properties
 - (3) Provide for security measures to address problems of weapons and violence or the threat of violence sometimes associated with the possession, use, or distribution of alcohol and other drugs
 - (4) Cooperate with local, state, and federal agencies to address the problems associated with alcohol and other drug abuse, including prevention, education, treatment, and law enforcement
- b) Any illegal activity relating to or involving alcohol or other drugs by any MCPS employee, regardless of location, constitutes grounds for disciplinary action, up to and including immediate dismissal. Criminal conviction is not necessary for disciplinary action.
- c) Disciplinary standards and procedures for activities involving students are established in Board Policy JFA, *Student Rights and Responsibilities*, and MCPS Regulation JFA-RA, *Student Rights and Responsibilities*.

D. DESIRED OUTCOMES

1. A safe environment for teaching, learning, and working within MCPS that is free of alcohol, tobacco, and other drugs.
2. The development and implementation of regulations that protect employee and student rights and enforce applicable federal, state and local laws, Board policies, and MCPS regulations.
3. Students and employees educated about and equipped with the knowledge, decision-making skills, and health-enhancing strategies that allow them to learn and work to their full potential, without the harmful impact of the abuse of alcohol, tobacco, and other drugs.

E. REVIEW AND REPORTING

1. The superintendent of schools develops regulations and procedures to implement this policy in a manner that appropriately safeguards student and employee privacy.
2. MCPS keeps the public and the Board informed about the implementation of this policy with respect to students through the annual reporting of aggregated student data on serious incidents involving alcohol and other drugs.
3. Incidents related to employees are managed and monitored through the Office of the Chief Operating Officer.
4. This policy is reviewed in accordance with the Board policy review process.

RESOLUTION NO. 328(a)

Re: **AMENDMENT TO POLICY JEE, STUDENT TRANSFERS**

On motion of Ms. Brandman and seconded by Ms. Smondrowski, the following amendment was adopted unanimously:

Resolved, That the Board of Education amend Policy JEE at Line 25 to read:

COSA requests submitted after April 1 will not be accepted unless the student is a new resident of Montgomery County or there is a bona fide emergency or event that could not have been foreseen prior to April 1.

RESOLUTION NO. 329-13 Re: **TENTATIVE ACTION, POLICY JEE,
STUDENT TRANSFERS**

On motion of the Policy Committee, the following resolution was adopted unanimously:

WHEREAS, Policy JEE, *Student Transfers*, has been updated to explain the limited circumstances under which students may be granted a transfer to attend a school other than their home school or the school assigned in accordance with their Individualized Education Program; and

WHEREAS, The Montgomery County Board of Education Policy Committee has considered and recommended revisions to Policy JEE, *Student Transfers*; now therefore be it

Resolved, That the Montgomery County Board of Education takes tentative action on Policy JEE, *Student Transfers*; and be it further

Resolved, That Policy JEE, *Student Transfers*, be sent out for public comment.

STUDENT TRANSFERS

A. PURPOSE

To explain the limited circumstances under which students may be granted a transfer, referred to as a Change of School Assignment (COSA), to attend a school other than their home school or the school assigned in accordance with their Individualized Education Program (IEP)

B. ISSUE

Students are expected to attend the school within the established area in which they reside (home school) or assigned in accordance with their IEP. COSAs from the home school or the school assigned through the IEP process may be permitted in cases of documented unique hardship.

C. POSITION

1. COSA applications are to be submitted between February 1 and April 1 of the school year preceding the year of the desired transfer. COSA requests submitted after April 1 will not be accepted unless the student is a new resident of Montgomery County or there is a bona fide emergency or event that could not have been foreseen prior to April 1. Every effort will be made to notify parents and students of the decision regarding their COSA request by May 31.

2. COSAs should be honored whenever there is a documented unique hardship circumstance. Problems that are common to large numbers of families do not constitute a unique hardship.
3. Application for Middle School and High School

All elementary and middle school students on an approved COSA who wish to remain in the feeder pattern of the school for which they received a COSA, must reapply and meet the applicable criterion to attend a school other than their home school or school assigned by their IEP.

4. Exceptions

Students need not demonstrate unique hardship to be considered for a COSA under the following circumstances:

- a) Absent a boundary change, an older sibling attends the requested school in the regular program. If the older sibling attends a magnet or special program, a COSA may be approved to the regular school program on a case-by-case basis, with consideration given to classroom space, grade-level enrollment, staffing allocations, or other impact on the schools involved.
 - b) Students have met the criteria for and have been admitted to countywide programs.
5. A student who receives an approved COSA out of his/her current feeder pattern must attend the new school for one calendar year to be eligible to participate in athletics. A waiver from this restriction may be requested.
 6. Parents accepting a COSA assume responsibility for transportation, and recognize that student parking is regulated on a school-by-school basis.
 7. Reassignment from one consortium school to another after lottery assignments for that year are finalized, are handled through the Division of Consortia Choice and Application Services based on a unique hardship.

D. **DESIRED OUTCOMES**

To maintain the stability of school attendance boundaries by promoting home school attendance and respecting the space needs or limitations of the individual schools

E. **IMPLEMENTATION STRATEGIES**

This policy is implemented through administrative regulation.

F. **REVIEW AND REPORTING**

This policy will be reviewed in accordance with the Board of Education policy review process.

RESOLUTION NO. 330-13 Re: **ADJOURNMENT**

On recommendation of the Superintendent and on motion of the following resolution was adopted unanimously:

Resolved, That the Board of Education adjourn its meeting of, at p.m.

PRESIDENT

SECRETARY

JPS:gr

Resolution	Barclay	Brandman	Docca	Durso	Kauffman	Mannes	O'Neill	Smondrowski
Operating Budget	A	A	A	A	A	A	A	A
Policy ABA (Final)	A	A	A	A	A	A	A	A
Policy IGN (Final)	A	A	A	A	A	A	A	A
Policy JEE (Tentative)	A	A	A	A	A	A	A	A

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