APPROVED 11-1998 Rockville, Maryland March 10, 1998

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, March 10, 1998, at 10:00 a.m.

ROLL CALL Present: Mrs. Nancy J. King, President

in the Chair
Dr. Alan Cheung
Mr. Blair G. Ewing
Mr. Reginald M. Felton
Mrs. Beatrice B. Gordon
Ms. Ana Sol Gutiérrez
Ms. Mona M. Signer
Ms. Debra Wheat

Dr. Paul L. Vance, Secretary/Treasurer

Absent: None

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

RESOLUTION NO. 132-97 Re: AGENDA

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

Resolved, That the Board of Education approve its agenda for March 10, 1998.

RESOLUTION NO. 133-98 Re: RATIFICATION OF THE MCAASP AGREEMENT

On recommendation of the Superintendent and on motion of Ms. Gutiérrez seconded by Mr. Felton, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Wheat voting in the affirmative; Mrs. Gordon and Ms. Signer voting in the negative:

WHEREAS, Section 6-408 of the Education Article, <u>Annotated Code of Maryland</u>, permits the Board of Education to enter into negotiations with designated employee organizations concerning "salaries, wages, hours and other working conditions;" and

WHEREAS, The Montgomery County Association of Administrative and Supervisory Personnel (MCAASP) was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, The parties have a negotiated agreement for the 1997-2000 school years and said agreement provided that negotiations be reopened on salaries and benefits for the 1998-99 school year; and

WHEREAS, Said negotiations have occurred in good faith, as directed by law, and the parties have reached a tentative agreement; and

WHEREAS, The tentative agreement has been duly ratified by the membership of the MCAASP; now therefore be it

Resolved, That the Board of Education approve the amended agreement for the period of July 1, 1998, through June 30, 2000, with salary and benefit reopeners for 1999-2000; and be it further

<u>Resolved</u>, That the president of the Board of Education be authorized to sign the agreement which will be implemented by the Board of Education when funds are properly authorized, all according to the said agreement and to the law.

RESOLUTION NO. 134-98 Re: RATIFICATION OF THE MCCSSE AGREEMENT

On recommendation of the Superintendent and on motion of Ms. Gutiérrez seconded by Mr. Felton, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Wheat voting in the affirmative; Mrs. Gordon and Ms. Signer voting in the negative:

WHEREAS, Section 6-510 of the Education Article, <u>Annotated Code of Maryland</u>, permits the Board of Education to enter into negotiations with designated employee organizations concerning "salaries, wages, hours and other working conditions;" and

WHEREAS, The Montgomery County Council of Supporting Services Employees (MCCSSE) was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, The Board's negotiated agreement with MCCSSE expires on June 30, 1998, and the Board of Education and MCCSSE began negotiations in November of 1997 for a successor agreement; and

WHEREAS, Said negotiations have occurred in good faith, as directed by law, and the parties have reached a tentative agreement; and

WHEREAS, The tentative agreement has been duly ratified by the membership of the MCCSSE; now therefore be it

Resolved, That the Board of Education approve the agreement for the period of July 1, 1998, through June 30, 2000; and be it further

<u>Resolved</u>, That the president of the Board of Education be authorized to sign the agreement which will be implemented by the Board of Education when funds are properly authorized, all according to the said agreement and to the law.

RESOLUTION NO. 135-98 Re: RATIFICATION OF THE MCEA AGREEMENT

On recommendation of the Superintendent and on motion of Ms. Gutiérrez seconded by Mr. Ewing, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Wheat voting in the affirmative; Mrs. Gordon and Ms. Signer voting in the negative:

WHEREAS, Section 6-408 of the Education Article, <u>Annotated Code of Maryland</u>, permits the Board of Education to enter into negotiations with designated employee organizations concerning "salaries, wages, hours and other working conditions;" and

WHEREAS, The Montgomery County Education Association (MCEA) was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, The Board's negotiated agreement with MCEA expires on June 30, 1998, and the Board of Education and MCEA began negotiations in October of 1997 for a successor agreement; and

WHEREAS, Said negotiations have occurred in good faith, as directed by law, and the parties have reached a tentative agreement; and

WHEREAS, The tentative agreement has been duly ratified by the membership of the MCEA; now therefore be it

Resolved, That the Board of Education approve the agreement for the period of July 1, 1998, through June 30, 2001, with salary and benefit reopeners for the second and third years; and be it further

<u>Resolved</u>, That the president of the Board of Education be authorized to sign the agreement which will be implemented by the Board of Education when funds are properly authorized, all according to the said agreement and to the law.

Re: **BOARD/SUPERINTENDENT COMMENTS**

Dr. Vance commented on the events surrounding the discovery of a homemade bomb at Rocky Hill Middle School. This incident was resolved without anyone being injured because of the quick implementation of the established safety and security procedures. The quick response of the school's principal, Mr. Stein, led to the evaluation of all of students within the facility within two minutes. Various county and school organizations facilitated to ensure the safety and well-being of all students and staff. Overall, there was a very collaborative effort in dealing with the crisis.

Mr. Felton stated that the school system was sponsoring in cooperation with PTAs a seminar on new parent and family involvement. This was one more indication of MCPS' support and the expanded involvement of parents. Another event that was sponsored by Department of Human Relations was "Healing the Hurt" which was a seminar scheduled for May 1. Progress has been made in MCPS to eliminate gender and sexual preference discrimination. Mr. Felton commended the Superintendent and staff for their involvement in these two issues.

Ms. Signer reported that she toured the magnet program at Eastern Middle School. She was very impressed with the quality of the program and students were engaged in producing television programs and related issues. She commended the staff and students at the school.

Ms. Gutiérrez commented on two agenda items. First, she would provide written comments to the Board on the Policy on Charter Schools. Second, the Board had taken a very important step in ratifying the agreements. These agreements have set new standards with an expectation for greater collaboration and support for the students and staff. The next step would be to ensure that the Operating Budget was funded by the county government. Mr. Duncan is a strong supporter of education and the Board's proposal for class size reduction.

Ms. Wheat reported that two students had been selected as candidates for the position of student Board member. They are Andrew Goldman from Quince Orchard High School and Geonard Butler from Springbrook High School.

Mr. Ewing commented on the formal approval of the contracts. By way of preface, he was thinking of these issues and remembering that in 1983 the Board went before the Council and informed them that the Board had not concluded negotiations, but it was timely to raise teachers' salaries especially starting teachers. This caused some astonishment on the County Council and Mr. Scull, president of the Council, remarked that the money ought to be spent on instruction. The Board replied that when money was spent on teachers' salaries, it was spent on instruction. What the teachers and other employees accomplish

in supporting education was a critical improvement to the school system. The new contracts offer a new, fresh, and exciting beginning in collaboration with employees to improve the education of children. Public employees and, especially, teachers are not private sector employees, and it is not altogether appropriate to compare their salary and benefits with those in the private sector. It is reasonable to look to the private sector for businesslike ways to improve management. Public school employees are people who have committed themselves to serving the public. In that sense, they are not entrepreneurs. The school system offers its employees security with benefits and a reasonably good salary, and the school system does that because it wants to attract and keep the best employees. Also, the school system wants its employees to feel supported. They are the people who are asked to improve the achievement of students. That involves delegating to them an enormous amount of trust and responsibility. Therefore, the Board cannot assume that it can treat its employees in ways that it would not want to be treated. That trust and responsibility will be fully returned if the Board was clear about its support and commitment to the well-being of those who work in the school system. Mr. Ewing believed that the contracts demonstrated that support and commitment by the school system. It was a mistake to seek to divide employees from parents by attacking employee benefits. It was a mistake and unfortunate that it was happening. He thought that the course the school system should take was to work very hard to ensure that the contracts are fully funded.

Mr. Ewing asked the Superintendent for information on the placement of special education programs within the Blair Cluster, especially the SED classes.

Dr. Cheung noted that the County Executive and County Council would be deciding on the operating budget. He had heard that they were committed to support education. Investing in education creates wealth and jobs within the county. However, he was concerned to hear rumors that the Board needed to make decisions between the compensation of the employees and class size. In evaluating companies, the highest performing organizations support their employees. In a service and technological society, people are very important assets because their quality determines the success of the organization. In order to have a good school system, it was essential to have a good staff, and they must be supported. He was very concerned that people are stating that the Board must decide between the contracts and class size; the county can afford to fund both.

Mr. Felton pointed out that the most important aspect of the contracts was the increased accountability, performance, and shared responsibility. These points should be focused on to build a strong foundation to further improve the partnerships that have been formed. He thanked Mr. Kopp, Mr. Bowers, and staff for an outstanding job in this arena.

Mrs. King thanked the students from Robert Frost Middle School for the display of quilts and an afghan. The crafts were made possible through the financial support of the Montgomery County Education Foundation and will be given to Project Linus which distributes blankets to gravely ill children.

Re: FACILITIES ALTERNATIVES

Dr. Vance invited Mr. Joseph Lavorgna, director of the Department of Educational Facilities Planning and Capital Programming, and Mr. Bruce Crispell, senior planner, to the table. Boundary recommendations were based on the new review process implemented by the Board in November. The process was changed at the urging of Board and MCCPTA members in an effort to minimize the divisiveness that accompanied the community involvement portion of the boundary review process.

The following recommendations were made by the Superintendent:

Montgomery Blair Cluster Elementary and Middle Schools

A description of the recommended elementary school assignments follows:

From New Hampshire Estates/Oak View elementary schools to Montgomery Knolls/Pine Crest elementary schools:

Reassign the area south of Franklin Avenue and east of, and including both sides of, Longbranch Parkway (Zone 14).

From New Hampshire Estates/Oak View elementary schools to Highland View Elementary School:

Reassign the area north of Wayne Avenue, west of Flower Avenue, and south of Franklin Avenue (Zone 13A).

Reassign the area north of Franklin Avenue and south of Route 495 (Zone 9).

From New Hampshire Estates/Oak View elementary schools to Montgomery Blair Elementary School # 11:

Reassign the area south of Wayne Avenue and west of Flower Avenue (Zone 19).

From the City of Takoma Park unification area to New Hampshire Estates/Oak View elementary schools:

Assign the area north of Long Branch, (the dividing line being between Glenside Drive and Garland Avenue) and west of New Hampshire Avenue (Zone 42).

Assign the area east of New Hampshire Avenue and north of Sligo Creek (Zone 44).

From the City of Takoma Park unification area to Takoma ParklPiney Branch elementary schools:

Assign the area south of Long Branch (the dividing line being between Glenside Drive and Garland Avenue) north of Sligo Creek, and west of New Hampshire Avenue (Zone 4 1).

Assign the area south of Sligo Creek (Zones 38A, 38B, 39A, 39B, and 43).

From Rolling Terrace to New Hampshire Estates/Oak View elementary schools:

Reassign the area east of Carroll Avenue to the former county line (Zone 42R-T.).

From Rolling Terrace to Takoma Park /Piney Branch elementary schools:

Reassign the area east of Carroll Avenue to the former county line (Zone 41 R.T.).

From East Silver Spring Elementary School to Highland View Elementary School:

Reassign the area north of Franklin Avenue, east of Colesville Road, west of Caroline Avenue and south of Route 495 (Zone 7).

From East Silver Spring Elementary School to Montgomery Blair Elementary School #11:

Reassign the area east of Dale Avenue and north of Nolte Fields (Zone 17). Reassign the area bounded by Georgia Avenue, Wayne Avenue, Dale Drive, and Colesville Road (Zone 16).

Reassign the area west of Dale Drive, south of Wayne Avenue, east of Georgia Avenue, north of Thayer Avenue between Georgia Avenue and Fenton Street, north of Easley Street between Fenton Street and Nolte Fields, then to the north including both sides of Deerfield Avenue until it intersects with Dale Drive (Zone 22).

Reassign the area west of Colesville Road, east of Sligo Creek, and south of Route 495 (Zone 6).

From Highland View Elementary School to Montgomery Blair Elementary School # 11:

Reassign the area west of Sligo Creek (Zone 11).

Reassign the area south of Wayne Avenue and west of Manchester Road (Zone 18).

It was recommended that the reassignments be phased in to coincide with the opening year of Montgomery Blair Elementary School # 11, with Grades K4 reassignments between schools that serve Grades K-5. Grade 5 students would be grandfathered, allowing them to finish the schools they have been attending. In the case of reassignments between paired schools, and between paired schools and K-5 schools, all changes are recommended to take effect the opening year of Montgomery Blair Elementary School #11 for Grades K-1 and Grades 3 and 4. Students in Grade 2 or Grade 5 in paired schools would be grandfathered, allowing them to finish the schools they have been attending. In the case of East Silver Spring Elementary School, which serves Grades K-3, this grandfathering provision would apply to students in Grade 3.

A description of the recommended middle school assignments follows:

Dr. Vance recommended the following middle school assignments, with phasing to Montgomery Blair Middle School #3 to begin the year the school opens with Grades 6-7. This recommendation is Option 1B, the same as the one reviewed by the boundary advisory committee.

Eastern Middle School	Takoma Park Middle School	Montgomery Blair M.S. #3
Montgomery Knolls/ Pine Crest New Hampshire Ests./ Oak View Humanities and Communications Magnet Pgm.	East Silver Spring/ Piney Branch Takoma Park/ Piney Branch Math and Science Magnet Program	Montgomery Blair E. S. #11 Forest Knolls Highland View Rolling Terrace Language Immersion Pgm.

Note: Schools assigned to the three middle schools are constituted according to my recommendation on elementary school service areas.

Burnt Mills and Cannon Road Elementary Schools

Given the signs of change in enrollment trends at Burnt Mills Elementary School, Dr. Vance came to the conclusion that Option 3 was the best option to meet the needs of both schools. This option, which reassigns the White Oak Gardens Apartment community

at 11600-11661 Lockwood Drive (even and odd addresses) (Zone 3) is projected to generate 75 to 80 students in Grades K-5. Reassignment of this number of students will provide relief to Burnt Mills Elementary School while not residing overutilization of Cannon Road Elementary School. This community is recommended for reassignment beginning with Grades K4 in September 1998.

The recommended boundary changes do not change the middle school assignment for the area reassigned, since both Burnt Mills and Cannon Road elementary schools are assigned to Francis Scott Key Middle School. In addition, previous Board of Education action assigned Burnt Mills Elementary School to the base area for James H. Blake High School. This action specified that even if reassignments were made out of Burnt Mills Elementary School to relieve overutilization that the high school base area assignment would not change. Therefore, the White Oak Gardens community remains assigned to the base area of James H. Blake High School.

Re: **DISCUSSION**

Mrs. Gordon was pleased that the modified process worked better than the former procedure. However, she had observed no change in the comments received by Board members. Regarding the Blair Cluster and the Burnt Mills/Cannon Road boundaries, she was dismayed by the telephone messages and correspondence that referred to "those poor kids" and the negative impact on "our" school. There may be a link between poverty and student performance, but the school system operates all schools for all students, and many students who live in poverty are very successful students. As a Board member, she would not base her decisions on a FARMS rate, but would base it upon school capacity and the ability of the school system to provide equity for all the students who attend that school.

Also, Mrs. Gordon thought that the Board was getting more requests for alternatives out of the new process. Those requests tend to come from members of the community who were not on a boundary committee. She would like that analyzed when the process was reviewed for its effectiveness.

Mrs. Gordon asked if the committee looked at the unpairing of any schools other than Oak View and New Hampshire Estates elementary schools. Mr. Crispell replied that only Oak View and New Hampshire Estates elementary schools were discussed regarding unpairing.

Mr. Felton had similar concerns about the responses from parents regarding issues of poverty. The school system needs to do more to educate the public on the meaning of FARMS within the school system. Poverty has nothing to do with a child's potential or capacity to learn, but there are some links because additional services may be needed for those students. Frankly, the expectations of poverty students may be the cause, and there

is a need to work that through. He was concerned that the remarks from parents were from those who were not part of the boundary committee.

Mr. Felton was interested in the pairing of Oak View and New Hampshire Estates elementary schools. Parents have asked what the rationale was for the paring of those two schools since the demographics were similar.

Dr. Cheung pointed out that it was difficult to separate the program from the facilities. The Board had asked the Superintendent to look at student achievement at Oak View and New Hampshire Estates elementary schools. He asked if the boundary process took into consideration the student achievement and educational load at those two schools. Mr. Crispell replied that criteria were established to guide the boundary review. There were a great number of program and implementation issues that the community felt very strongly about. Program information that tied in with boundaries was educational load and FARMS data.

Mr. Ewing pointed out that one part of the process that was problematic was using zones as a vehicle to assign students to schools. He needed to know the characteristics of those zones before alternatives could be offered to the Superintendent's recommendations. Since there were a high percentage of poverty and ethnic groups in the Blair Cluster, it was more difficult to base boundary changes on achieving balance than it was in other parts of the county. There was overwhelming support in the community for achieving as much balance as possible. Mr. Ewing thought that there were at least four options: (1) unpairing New Hampshire Estates and Oak View elementary schools; (2) moving unification students in Zone 42 and 44 from Oak View Elementary School to Blair Elementary School; (3) putting all Takoma Park City students into Takoma Park school necessitating creating East Silver Spring Elementary School as K-5; and (4) pairing Montgomery Blair Elementary School with New Hampshire Estates Elementary School rather than Oak View Elementary School.

In the Superintendent's proposal, Oak View Elementary School and Eastern Middle School remain overcrowded. Also, Eastern Middle School would be the oldest building within the cluster. There should be a way to deal with these two issues. Mr. Ewing asked what happened if Oak View/New Hampshire Estates elementary schools were assigned to Montgomery Blair Middle School, and what needed to happen to reduce Eastern Middle School's total population to capacity. Mr. Ewing asked the Superintendent to make the data available about zones and characteristics, and tell the Board how it could reduce enrollment at Oak View Elementary School and Eastern Middle School without redrawing all of the proposals. Mr. Crispell replied that the committee looked at three options for Eastern Middle School. One option used Highland View Elementary School as the second feeder school and Eastern Middle School would be at capacity in the out years. If Forest Knolls Elementary Schools was the feeder school, Eastern Middle School would be over

capacity, and there was a demographic impact on Montgomery Blair Middle School #3. Mr. Lavorgna pointed out the FARMS rate and the present proposal keeps the educational load comparable at the two middle schools.

Mr. Ewing asked if there was no combination to rearrange the elements of Oak View Elementary Schools and its neighbors to the west that reduced Oak View Elementary School's population below 100 percent and kept the FARMS rate consistent or reduced it. Mr. Crispell responded that Option 6 reduces the population; however, that option puts the unification area into East Silver Spring Elementary School and Montgomery Blair Elementary School #11. Mr. Ewing thought it was difficult for the Board to present alternatives when there was no data. Therefore, there needed to be an amendment in the process that includes zone numbers and characteristics for the staff, the Board, and the community. Mr. Lavorgna understood that the process directed staff to develop the options. Some zones were very small and the data would identify students. Mr. Ewing thought it was very frustrating not to have the data and suggested that the data be given to the Board even if it was not to be shared with the community.

Mr. Ewing pointed out that if the school system was successful at Oak View Elementary School there were 100 children in the area that might return to their local neighborhood school. The real solution to Oak View Elementary and Eastern Middle schools would be to build bigger schools. If the confidence in the public schools improves over time, the enrollment could increase substantially. One option should be that an elementary feeder school was removed from Eastern Middle School or the school will be badly overcrowed until its modernization in 2009.

Ms. Gutiérrez agreed with Mr. Ewing's observations. These boundary decisions were truly challenging due to the large, diverse, and unique nature of the cluster. She urged the Board to look at programmatic solutions that should be committed at this time. Overcrowed schools with high FARMS rates need extraordinary interventions. The Board needed to recognize that in this area there were extremely successful educational programs, such as New Hampshire Estates Elementary School. She hoped that Mr. Ewing would put forth some recommendations that would allow the Board to look at variations in numbers, but the Board needed to commit to programmatic changes. She invited the community to go beyond the options and challenge the Board to find extraordinary solutions.

Mrs. Gordon hoped that there would be a number of options placed on the table by the Board. It was very important for the community to be able to comment on those options. Her concern was the part of the community that the Board would not hear from at the public hearing. The boundary committee had looked at the staff's options, and prior to that, there was a unification committee. With any alternatives, the community would not have the opportunity to fully understand the impact on their neighborhoods. This particular

cluster had decisions made for them, not with them. Therefore, she was concerned that the Board was not far afield in making a boundary decision. There had been a number of curriculum decisions in the Blair Cluster which lead to pairings and magnet programs.

RESOLUTION NO. 136-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Felton and seconded by Mrs. Gordon, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Mrs. King, and Ms. Signer voting in the affirmative; Ms. Gutiérrez abstaining:

Resolved, That the Board of Education request an alternative to unpair Oak View and New Hampshire Estates elementary schools using Option 1.

RESOLUTION NO. 137-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Ewing and seconded by Mrs. Gordon, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voting in the affirmative:

Resolved, That the Board of Education request an alternative to (1) move Zones 42 and 44 from Oak View/New Hampshire Estates elementary schools to Montgomery Blair Elementary School #11 and Montgomery Blair Middle School #3; (2) modify plans to slightly increase the capacity at Montgomery Blair Elementary School #11 to accommodate Zones 42 and 44 (if needed); (3) keep Montgomery Blair Elementary School #11 (except for the addition of Zones 42 and 44) a neighborhood school and do not pair with any other school; (4) specify now that the Montgomery Blair Cluster will have a controlled or preferred choice option for the three middle schools; (5) implement a capital solution to solve Eastern Middle School's overcrowding; (6) delay the opening by one year of Montgomery Blair Elementary School #11 and Montgomery Blair Middle School #3; (7) do not delay the boundary decision; and (8) support an amendment to divide Zone 33 between East Silver Spring and Takoma Park elementary schools at the Takoma Park City line.

Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES (Failed)

On motion of Ms. Gutiérrez and seconded by Mr. Ewing to have Eastern Middle School at capacity or under by changing elementary school assignments failed with Mr. Ewing and Ms. Gutiérrez voting in the affirmative; Mrs. Gordon, Mrs. King, and Ms. Signer voting in the negative; Dr. Cheung, Mr. Felton, and Ms. Wheat abstaining.#

RESOLUTION NO. 138-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS

BOUNDARIES

On motion of Mr. Ewing and seconded by Ms. Gutiérrez, the following resolution was adopted unanimously: #

Resolved, That the Board of Education request an alternative a variation of Resolution 137-98 and that some zones or a portion of zones previously in the East Silver Spring Elementary School attendance area and scheduled for assignment to Montgomery Blair Elementary School #11 and Montgomery Blair Middle School #3 be retained at East Silver Spring Elementary School in order to open up space at Montgomery Blair Elementary School #11 and Montgomery Blair Middle School #3 for the students from Zones 42 and 44.

RESOLUTION NO. 139-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Ewing and seconded by Ms. Gutiérrez, the following resolution was adopted unanimously: #

<u>Resolved</u>, That the Board of Education request an alternative to pair Montgomery Blair Elementary School (3-5) with New Hampshire Estates Elementary School (K-2).

RESOLUTION NO. 140-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Ewing and seconded by Ms. Gutiérrez, the following resolution was adopted unanimously: #

<u>Resolved</u>, That the Board of Education request an alternative to ask staff today to look at possibilities for reducing enrollment at Eastern Middle School and come back to the Board with an option.

Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES (Failed)

On motion of Ms. Signer and seconded by Mrs. Gordon to modify the Superintendent's recommendation by taking Zone 20 out of New Hampshire Estates and Oak View elementary schools and Eastern Middle School and sending Zone 20 to Montgomery Blair Elementary School #11 and Montgomery Blair Middle School #3 failed with Mrs. Gordon

and Ms. Signer voting in the affirmative; Mr. Ewing, Mr. Felton, Ms. Gutiérrez, and Mrs. King voting in the negative; Dr. Cheung and Ms. Wheat abstaining.

RESOLUTION NO. 141-98

Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Ms. Signer and seconded by Mrs. Gordon, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, Ms. Signer, and (Ms. Wheat) voting in the affirmative; Mr. Felton abstaining:

Resolved, That the Board of Education request an alternative to modify the Superintendent's recommendation by making New Hampshire Estates a K-2 school for the non-immersion children from Zones 28, 42, and 44 and the other zones currently sent to Montgomery Blair Elementary School #11 except for Zone 19 which would be combined with Zones 13 and 20 into a stand alone K-5 school.

RESOLUTION NO. 142-98 Re:

SUPERINTENDENT'S RECOMMENDATIONS FOR THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Ms. Gutiérrez and seconded by Mrs. Gordon, the following resolution was adopted unanimously:

<u>Resolved</u>, That the Board of Education place the Superintendent's recommendations on the table for consideration along with the alternatives with final action on March 23, 1998.

Re: LUNCH AND CLOSED SESSION

The Board of Education recessed for lunch and closed session from 12:20 to 1:15 p.m.

Re: **PUBLIC COMMENTS**

The following people appeared before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Chris Lloyd	Live Programming
2.	Jonah Eaton	Live Programming
3.	Janah Schrreiber	Live Programming
4.	Becky Newman	MCAASP Proposal for Safety and Security
5.	Linda Plummer	NAACP Presentation
6.	Linna Barnes	MCCPTA and Parent Involvement

Mrs. King requested the Superintendent to make available the final wording of the employee contracts as soon as possible.

Re: LINKAGES TO LEARNING UPDATE

Dr. Vance invited the following people to the table: Dr. Hiawatha B. Fountain, associate superintendent for pupil and community services; Dr. Steven G. Seleznow, associate superintendent for school administration; Mr. Michael L. Subin, chair of the County Council's Education Committee; Mrs. Marilyn I Praisner, member of the County Council; Ms. Kathy McGuire, director of comprehensive pupil services; Mrs. Mary D'Ovidio, principal at Board Acres Elementary School; Mrs. Sharon Friedman, executive director, Montgomery County Mental Health Association; and Mr. Bennett Connelly, chief, Children, Youth and Family Services, Department of Health and Human Services.

In 1991, Dr. Vance reported that the Montgomery County Council approved the resolution, *School-based Social and Mental Health Services*, that directed County Executive Neal Potter, in conjunction with MCPS, to design and establish a program that would address children at risk and their families and the resulting barriers to education. This program was to be piloted in up to three areas in the county.

Linkages to Learning (LTL) was an interagency collaboration between Montgomery County Public Schools (MCPS), the Department of Health and Human Services (DHHS), and private nonprofit community service organizations in selected schools and sites in MCPS. LTL provides a variety of school-based health, mental health, and social services to students and families. Each school community at an LTL site determines through an assessment the recommended services needed. Based on the availability of staff and funding by the collaborative partners and community, services are provided.

The resolution articulated the following:

- 1. Primary focus will be the development of family preservation services and the delivery of mental health services and resources for at-risk children, youth, and their families.
- 2. Effective school collaboration models will be addressed that provide non-educational services at the school site.
- Participants will be redirected from existing social and mental health services within the county and remain responsible to the county's social service and mental health systems.

Following the approval of the resolution, a program was designed and implemented and became known as Linkages to Learning. LTL is a collaborative program among MCPS, DHHS, private agencies, local businesses, community groups, and volunteers. The interagency program addresses the social, emotional, educational, and health problems

of our young citizens that interfere with their ability to succeed in school, at home, and in the community by providing school-based health and human services.

Dr. Fountain reported that LTL provides significant support to children and families in the school setting. From the schools' experiential perspective, the programs are highly effective in promoting positive changes in the health, education, and well being of many of our students and families. The LTL programs support the educational goals of MCPS.

Ms. McGuire stated that the University of Maryland, College of Education, with a grant from the U.S. Department of Education, is studying the effectiveness of the LTL program. Some of the preliminary findings from the first two years of this study suggests that LTL makes a difference.

The Department of Educational Accountability is working with LTL staff to develop a profile of students receiving linkage services and track educational progress. DHHS will begin examining other community data such as health issues, child abuse/neglect referrals and cases, and domestic violence rates as they relate to LTL sites.

The ability to demonstrate the effectiveness of the LTL program as it relates to education, home, and community is an important component of the program. As with most social research, it is difficult to determine which factor(s) affect change in behavior. We trust that the social and mental health services provided by LTL are factors that have a significant impact on the entire family that in turn directly affect the child's school experience. The principals in these schools report a significant increase in family and parent participation in their schools. Each has a strong parent outreach program that provides opportunities for parents to volunteer and become a vital partner in the school. Another observation by the principals at Highland and Summit Hall elementary schools, who have had the LTL program for four years, is a decrease in the mobility rate for their schools. Families are remaining in the community, allowing students to receive a consistent instructional program resulting in improved academic achievement.

Initial funding for LTL came from an array of sources. DHHS repositioned some employees to become school-based service providers. MCPS provided in-kind contributions of facilities, support services, and staff time. Additional funding has come through grants from a variety of sources, including the U.S. Department of Education, Montgomery County Community Foundation, Kellogg, Cafritz, and the Robert Wood Johnson foundations, as well as from a variety of businesses and community groups.

Each school site has a variety of staff from different disciplines working together as the LTL team. Staffing for LTL sites may include case managers, mental health therapists, social workers, community service aides, school community health nurses, health room technicians, a nurse practitioner, a physician, income maintenance and eligibility workers, and support staff.

Ms. D'Ovidio commented that the MSPAP scores have shown dramatic results in four of the schools. Highland, Broad Acres, and Harmony Hills elementary schools were three of the top ten schools with the largest gains in MSPAP in the county in 1997. Summit Hall Elementary School was one of the top ten schools in 1996 to register large gains in the MSPAP.

LTL services and staff assist MCPS staff, especially principals, by reducing time spent for accessing social services for family and children and allowing them to focus on instruction and other administrative responsibilities. However, there has been an increased responsibility for the administration and leadership of the LTL program. This change has presented principals with additional responsibilities and tasks related to the direct operations of the program. These responsibilities include:

- 1. a substantial increase in attending meetings with various individuals, boards, and committees
- 2. coordinating, managing, and supervising the LTL program
- 3. providing public relations and representation for LTL programs with other agencies, partners, and community bodies

Mr. Subin thanked the Board for inviting him for this update. This program has been extraordinarily successful. After the policy phase, the people who implemented the policy really made it work. One of the problems at this point is the issue of funding with grants maturing. There may be a need for some critical budget decisions since this program has such a positive effect on young people and their parents. He was concerned about the workload of the school staff is increasing which is the opposite of the original intent of Linkages to Learning. Again, this is an issue that will need to be addressed since the needs of the students are clearly services that should be supplied by human services.

Ms. Friedman reported that since there is no typical LTL site, the level of service is determined by a needs assessment completed for each community and the availability of funding sources. DHHS estimates that the cost for some of the first sites is as high as \$100,000, but recent sites have operated for as little as \$20,000. LTL provides significant support for teachers to work with challenging students and parents and training for staff on conflict management, social skills development, and other areas as indicated. Increased school staff knowledge, in combination with the new and different type of skills of LTL school-based staff, has increased the number of students identified with complex health and social needs and the need for intense follow up and intervention. This, in turn, increases the workloads of the school counselor, pupil personnel worker (PPW), and psychologist. The school counselors, as the liaison for cases between the school and the LTL staff, experience a reduction in their delivery of the school-wide guidance program. PPWs and psychologists are needed to follow up with an increased number of students and families identified with significant and complex problems, thus increasing the time needed at the LTL school.

Mrs. Praisner thanked the Board for the update on the LTL. She is very active in the National Association of Counties and what is being done in Montgomery County is not unique in looking for collaborative efforts in building a wide array of services for youngsters and their families. Thanks to Mr. Subin and all the people involved Linkages to Learning is successful and there is a desire to strengthen the program based on an analysis of academic achievement. She has continued to strengthen the collaboration initiatives throughout the county.

Mr. Connelly thanked Mrs. King and Dr. Vance for their true partnership in serving families in Montgomery County. LTL is a success because people are working together to help families within the county.

Mrs. King thought the exciting part of Linkages to Learning was the collaboration with the County Government.

Mrs. Gordon wanted to talk about collaboration and examining the myriad of efforts that are working and begin to use the best practices and successes from other collaborative efforts. As other efforts are contemplated that will support students, there are many opportunities to include other segments of the population in many programs, not just those for the most needy students. If the Board begins this approach, it will find greater support for programs. In reality, there are a number of services that need to be provided to the broader school population which are not tied to education, but social need. She asked if there was an increase in medical, mental health, and social services or was the increase due to the location of those services. Mr. Connelly responded that more services are being provided to children and their families, they are staying in services longer, and the location is closer to their homes. The County Government is working with the Governor to increase funding for children without medical care.

Mrs. Gordon asked that when LTL services were deployed to the schools, were those services pulled from other parts of the county. Mr. Connelly replied when the program started, staff was redeployed to staff the pilot program. However, this is no longer a pilot and the county will staff their departments within the community which is closer to the people who need service.

Ms. Signer noted that the resolution provided by the Superintendent calls for the Board to reaffirm its commitment to Linkages to Learning. She asked what that reaffirmation indicated regarding resources and staffing. Mrs. Praisner wanted to strengthen the collaboration between MCPS and other partnerships. Since the program has moved from the pilot stage, there is no way to foresee what the program will be in every school. The affirmation of the Board is for its commitment to the Linkages to Learning program and support and endorsement of the concept.

Dr. Cheung was pleased with the update and the collaborative efforts between, MCPS, the County Council, county government, and community partners. He thought the private sector should be encouraged to join this collaboration.

RESOLUTION NO. 143-98 Re: LINKAGES TO LEARNING UPDATE

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

WHEREAS, In 1991, the Montgomery County Council approved the resolution, School-based Social and Mental Health Services, that directed then county executive, Neal Potter, in conjunction with Montgomery County Public Schools, to design and establish a program that would address children at-risk and their families and the resulting barriers to education; and

WHEREAS, The Linkages to Learning program, now in its fifth year of operation, is an interagency collaborative effort between Montgomery County Public Schools (MCPS), the Department of Health and Human Services, and private nonprofit community service organizations that provide a variety of school-based health, mental health, and social services to students and their families; and

WHEREAS, The Linkages to Learning program currently offers services at Highland, Summit Hall, Broad Acres and Harmony Hills elementary schools, Mark Twain School, and at the School Health Services Center at Rockinghorse Road, and additional sites are being implemented at Gaithersburg Middle and Greencastle Elementary schools; and

WHEREAS, On January 13, 1998, the Board of Education resolved that the Superintendent schedule for discussion and action an update on the status of Linkages to Learning including all appropriate stakeholders in the interagency collaboration; now therefore be it

Resolved, That the Board of Education reaffirm its commitment to the interagency collaboration, Linkages to Learning.

RESOLUTION NO. 144-98 Re: **CONTRACTS FOR MORE THAN \$25,000**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

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

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

C98-038 Tires and Tubes

Awardee

Merchant's Tire, Inc. \$119,087 *

4013.1 Aftermarket Automotive Parts Supplemental for the Division of Transportation

<u>Awardees</u>

Arrow Auto Parts	\$ 50,000
Century Ford, Inc.	25,000
District International Trucks, Inc.	<u>10,000</u>
Total	\$ 85,000

4015.1 Industrial and Technology Education Hand Tools for the Division of Career and Technology Education

Awardees

7 Corners Hardware	\$ 250
Brodhead Garrett Company	6,597
Capitol Cable and Technology, Inc.	3,159
Frederick Trading Company	6,873
Midwest Technology Products and Service	506
Mouser Electronics	1,708
Noland Company	32,458
Rutland Tool and Supply Company, Inc.	8,454
Satco Supply	25,701
Snap on Tools	5,000
Techni-Tool, Inc.	215
Wharton Supply, Inc. of Virginia	9,711
Total	\$100,632

4017.1 Audio Visual/Public Address Hardware and Replacement Parts for the Division of Maintenance

<u>Awardees</u>

Allegheny Electronics	\$ 17,800	
Capitol Cable and Technology, Inc.	300	
Crest Electronics, Inc.	900	*
Herman Electronics	6,200	
Kunz, Inc.	1,100	
Metropolitan Audio Visual Corporation	5,000	
Leonard Steinberg Associates	2,500	*
Nicholas P. Pipino Associates	2,500	
Pyramid School Products	4,500	
Washington Cable Supply, Inc.	1,000	*
Nelson C. White Company, Inc.	4,500	*
Wholesale Educational Supplier	300	
Wholesale Electronic Supply	<u>3,450</u>	
Total	\$ 50,050	

4020.1 Telephone Equipment Supplemental

<u>Awardee</u>

Alltel Supply, Inc. \$32,876

7020.1 Science Supplies (see note on page 2)

<u>Awardees</u>

Fisher Scientific Company VWR Scientific Products

Total \$207,000

MORE THAN \$25,000 \$594,645

RESOLUTION NO. 145-98 Re: AWARD OF CONTRACTS - MONTGOMERY BLAIR HIGH SCHOOL

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:#

^{*} Denotes MFD vendors

WHEREAS, The following sealed bids represent the tenth in a series of subcontracts that were bid as part of a construction management process for the Montgomery Blair High School replacement project:

<u>Low Bids</u>	<u>Amount</u>
Access Flooring Compu-Tech Flooring, Inc.	\$ 29,900
Cleaning Affirm, Inc.	28,790
Miscellaneous Theatrical Equipment Kinetic Artistry, Inc.	118,479
Window Treatment Sun Control Systems	29,950

and

WHEREAS, The current aggregate minority business participation for the subcontracts bid to date is 17.2 percent; and

WHEREAS, Details of the bid activity are available in the Department of Facilities Management; and

WHEREAS, The low bids are within the estimates and sufficient funds are available to award the contracts; now therefore be it

<u>Resolved</u>, That contracts be awarded for the above-referenced subcontractors meeting specifications for the Montgomery Blair High School replacement project for the bids and amounts listed.

RESOLUTION NO. 146-98 Re: ARCHITECTURAL FEE INCREASE - TAKOMA PARK UNIFICATION

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:#

WHEREAS, The Board of Education has recommended the budget for the Takoma Park unification project be increased for additional improvements to the Wayne Avenue facility; and

WHEREAS, Staff has negotiated an equitable fee increase with the architect for additional architectural services; now therefore be it

<u>Resolved</u>, That the architectural services contract with Grimm and Parker, P.C., Architects, be increased by \$245,000 for additional professional architectural/engineering services associated with additional construction funding for the Takoma Park unification project, contingent upon final County Council action on the FY 1999-2004 CIP request.

RESOLUTION NO. 147-98 Re: ARCHITECTURAL FEE INCREASE - MILL CREEK TOWNE ELEMENTARY SCHOOL MODERNIZATION

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:#

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases of the Mill Creek Towne Elementary School modernization project; and

WHEREAS, Funds for architectural planning have been requested as part of the FY 1999 Capital Budget; and

WHEREAS, The Architect Selection Committee, in accordance with procedures adopted by the Board of Education on May 13, 1986, identified Lance Bailey & Associates, Inc., Architects, as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff has negotiated a fee for necessary architectural services; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Lance Bailey & Associates, Inc., Architects, to provide professional architectural services for the Mill Creek Towne Elementary School modernization project for a fee of \$497,980, which is 7.2 percent of the construction budget, contingent upon final action on the FY 1999 Capital Budget by the County Council.

RESOLUTION NO. 148-98 Re: UTILIZATION OF FY 1998 FUTURE SUPPORTED PROJECT FUNDS FOR THE MARYLAND SCHOOL PERFORMANCE ASSESSMENT PROGRAM MATERIALS

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized to receive and expend within the FY 1998 Provision for Future Supported Projects a grant award of \$19,533 from the Maryland State Department of Education, under the Hawkins-Stafford Elementary and

Secondary School Improvement Amendments of 1988, Title VI Discretionary Funds, for the Maryland School Performance Assessment Program in the following categories:

<u>Category</u>	<u>Amount</u>
4 Textbooks and Instructional Supplies5 Other Instructional Costs	\$14,533 _5,000
Total and be it further	\$ <u>19,533</u>

and be it further

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

RESOLUTION NO. 149-98 Re: UTILIZATION OF FY 1998 FUTURE SUPPORTED PROJECT FUNDS AND CATEGORICAL TRANSFER

WITHIN THE CAREER AND TECHNICAL EDUCATION

PROGRAMS

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized to receive and expend within the FY 1998 Provision for Future Supported Projects a grant award of \$4,884 from the Maryland State Department of Education, under the Carl D. Perkins Vocational and Applied Technology Education Act for Career and Technology Education Programs in Category 4, Textbooks and Instructional Supplies; and be it further

Resolved, That the superintendent of schools, subject to the approval of the County Council, be authorized to effect the following FY 1998 categorical transfer for \$94,692 within this same program:

	<u>Category</u>	<u>From</u>	<u>To</u>
3	Instructional Salaries Textbooks and Instructional Supplies	\$44,287	\$94,692
6	Special Education	50,405	
	Total	<u>\$94,692</u>	<u>\$94,692</u>

and be it further

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

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

RESOLUTION NO. 150-98

Re:

UTILIZATION OF FY 1998 FUTURE SUPPORTED PROJECT FUNDS FOR THE CHILD ABUSE, YOUTH SUICIDE, AND TEEN PREGNANCY PREVENTION PROGRAM

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized to receive and expend within the FY 1998 Provision for Future Supported Projects a grant award of \$17,131 from the Maryland State Department of Education for the Child Abuse, Youth Suicide, and Teen Pregnancy Prevention Program, in the following categories:

<u>Category</u>	<u>Amount</u>
1 Administration3 Instructional Salaries5 Other Instructional Costs12 Fixed Charges	\$ 426 1,760 14,800 14 <u>5</u>
Total	<u>\$17,131</u>

and be it further

<u>Resolved</u>, That a copy of this resolution be transmitted to the county executive and County Council.

RESOLUTION NO. 151-98

Re:

UTILIZATION OF FY 1998 FUTURE SUPPORTED PROJECT FUNDS FOR THE HOWARD HUGHES MEDICAL INSTITUTE'S ELEMENTARY SCIENCE TRAINING AND SUPPORT PROJECT

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

<u>Resolved</u>, That in accordance with the resolution from the Montgomery County Public Schools Educational Foundation, Inc., the Board of Education accept funds granted by the Howard Hughes Medical Institute; and be it further

<u>Resolved</u>, That the superintendent of schools be authorized to receive and expend within the FY 1998 Provision for Future Supported Projects a grant award of \$130,000 from the Howard Hughes Medical Institute, through the MCPS Educational Foundation, Inc., for the Elementary Science Training and Support Project in the following categories:

<u>Category</u>	<u>Amount</u>
3 Instructional Salaries4 Textbooks and Instructional Materials5 Other Instructional Costs12 Fixed Charges	\$ 37,250 4,601 85,170 2,979
Total	<u>\$ 130,000</u>

and be it further

<u>Resolved</u>, That a copy of this resolution be transmitted to the county executive and County Council.

RESOLUTION NO. 152-98 Re: RECOMMENDED FY 1998 CATEGORICAL TRANSFER WITH THE MARYLAND'S TOMORROW PROGRAM

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

<u>Resolved</u>, That the superintendent of schools be authorized, subject to County Council approval, to effect an FY 1998 categorical transfer of \$26,741 between state categories within the Maryland's Tomorrow program funded by the Maryland State Department of Education through the Workforce Development Corporation, in the following categories:

	<u>Category</u>		
		<u>From</u>	<u>To</u>
3	Instructional Salaries	\$14,642	
4	Textbooks and Instructional Supplies	2,089	
5	Other Instructional Costs		\$26,741
9	Student Transportation	6,753	
12	Fixed Charges	3,257	
	Total	<u>\$26,741</u>	<u>\$26,741</u>

and be it further

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

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

RESOLUTION NO. 153-98

Re: RECOMMENDED FY 1998 CATEGORICAL TRANSFER WITHIN THE TITLE VI INNOVATIVE EDUCATION PROGRAM STRATEGIES PROGRAM

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized, subject to County Council approval, to effect an FY 1998 categorical transfer of \$7,000 between state categories under the Improving America's Schools Act of 1994, for the Title VI Innovative Education Program Strategies program, funded by the U.S. Department of Education through the Maryland State Department of Education, in the following categories:

<u>Category</u>	<u>From</u>	<u>To</u>
4 Textbooks and Instructional Supplies		\$7,000
5 Other Instructional Costs	<u>\$7,000</u>	
Total	<u>\$7,000</u>	<u>\$7,000</u>

and be it further

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

<u>Resolved</u>, That the county executive be requested to recommend approval for this categorical transfer to the County Council.

RESOLUTION NO. 154-98 Re: RECOMMENDED FY 1998 SUPPLEMENTAL APPROPRIATION FOR THE STUDENT NETWORK ADMINISTRATION PROJECT

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized, subject to approval by the County Council, to receive and expend an FY 1998 supplemental appropriation for a grant award of \$112,080 from the Advanced Computational Systems Association (USENIX), for

the Maryland Virtual High School's (MVHS) Student Network Administration Project (SNAP) in the following categories:

<u>Category</u>	_Amount
3 Instructional Salaries4 Textbooks and Instructional Supplies5 Other Instructional Costs12 Fixed Charges	\$ 6,800 5,450 99,286
Total	<u>\$112,080</u>

and be it further

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

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

RESOLUTION NO. 155-98 Re: RECOMMENDATION TO SUBMIT AN FY 1998 GRANT PROPOSAL FOR THE COMPREHENSIVE SCHOOL INITIATIVE PROJECT

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

<u>Resolved</u>, That the superintendent of schools be authorized to submit an FY 1998 grant proposal to the U. S. Department of Education, Office of Bilingual Education and Minority Languages Affairs, in the amount of \$1,330,131, for a five-year Comprehensive School Initiative Project; and be it further

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

RESOLUTION NO. 156-98 Re: RECOMMENDATION TO SUBMIT AN FY 1998 GRANT PROPOSAL FOR THE 21ST CENTURY COMMUNITY LEARNING CENTER TO BE LOCATED AT

MONTGOMERY BLAIR MIDDLE SCHOOL #3

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized to submit an FY 1998 grant proposal to the U. S. Department of Education, under the 21st Century Community Learning Centers Program, for \$330,360 to provide after-school and evening educational opportunities for students, families, and community members at Montgomery Blair Middle School #3; and be it further

<u>Resolved</u>, That a copy of this resolution be transmitted to the county executive and County Council.

RESOLUTION NO. 157-98 Re: DEATH OF MRS. DOROTHY N. LATTNER, INSTRUCTIONAL ASSISTANT AT PHOENIX I, DEPARTMENT OF ALTERNATIVE PROGRAMS

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The death on February 23, 1998, of Mrs. Dorothy N. Lattner, instructional assistant at Phoenix I in the Department of Alternative Programs, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mrs. Lattner always completed her job responsibilities in a timely and exemplary manner and was an invaluable support to all staff; and

WHEREAS, Mrs. Lattner took pride in all she did and, as a team member, played a major role in contributing to the structure of the program; now therefore be it

<u>Resolved</u>, That the members of the Board of Education express their sorrow at the death of Mrs. Dorothy N. Lattner and extend deepest sympathy to her family; and be it further

<u>Resolved</u>, That this resolution be made part of the minutes of this meeting and a copy be forwarded to Mrs. Lattner's family.

RESOLUTION NO. 158-98 Re: **DEATH OF MR. M. WILLIAM LERNER, MEDIA ASSISTANT, CASHELL ELEMENTARY SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The death on February 22, 1998, of Mr. M. William Lerner, media assistant at Cashell Elementary School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the short time Mr. Lerner was an employee of Montgomery County Public Schools, he had gained the respect of fellow staff members for his follow through, reinforcement, encouragement, and consistency with students; and

WHEREAS, Mr. Lerner's attitude and confidence were qualities that helped "set the tone" for a pleasant and accepting classroom setting, making him an excellent role model for the students; now therefore be it

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

<u>Resolved</u>, That this resolution be made part of the minutes of this meeting and a copy be forwarded to Mr. Lerner's family.

RESOLUTION NO. 159-98 Re: **DEATH OF MRS. LILLIAN T. OIE, CLASSROOM TEACHER, ROBERT FROST MIDDLE SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The death on February 4, 1998, of Mrs. Lillian T. Oie, classroom teacher at Robert Frost Middle School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In more than 12 years with Montgomery County Public Schools, Mrs. Oie was an excellent teacher who demonstrated special care for students through generous use of her personal time and talents; and

WHEREAS, Mrs. Oie provided instructional activities that enhanced pride and self esteem by maintaining high standards and expecting the best of all students; now therefore be it

<u>Resolved</u>, That the members of the Board of Education express their sorrow at the death of Mrs. Lillian Oie and extend deepest sympathy to her family; and be it further

<u>Resolved</u>, That this resolution be made part of the minutes of this meeting and a copy be forwarded to Mrs. Oie's family.

RESOLUTION NO. 160-98 Re: **DEATH OF MRS. JANICE S. REED, CLASSROOM AND ALTERNATIVE PROGRAMS TEACHER, JOHN T. BAKER MIDDLE SCHOOL**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The death on February 27, 1998, of Mrs. Janice S. Reed, classroom and alternative programs teacher at John T. Baker Middle School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the short time that Mrs. Reed was a teacher, she had demonstrated flexibility and commitment to doing a quality job; and

WHEREAS, Mrs. Reed's enthusiasm for her subject matter was a strong asset and her desire to grow and develop were commendable; now therefore be it

<u>Resolved</u>, That the members of the Board of Education express their sorrow at the death of Mrs. Janice S. Reed and extend deepest sympathy to her family; and be it further

<u>Resolved</u>, That this resolution be made part of the minutes of this meeting and a copy be forwarded to Mrs. Reed's family.

RESOLUTION NO. 161-98 Re: PERSONNEL MONTHLY REPORT

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve the Personnel Monthly Report dated March 10, 1998.

Re: FY 1999 FEES FOR THE SUMMER SCHOOL, ADULT EDUCATION, PARENT RESOURCE CENTER, AND GENERAL EDUCATION DEVELOPMENT PROGRAMS

Dr. Vance invited the following person to the table: Mr. Charles E. D'Aiutolo, director of the Department of Alternative Programs.

Mr. D'Aiutolo reported that the Board of Education approved the establishment of an enterprise fund in FY 1992 for various summer school and-adult education programs with the goal of having the fund become self-sustaining. Since that time, the fund has evolved and now includes elementary, middle, and high school core and non-core summer school offerings, adult education classes, Parent Resource Centers, and the General Education Development (GED) program. The enterprise fund does not include adult basic education, pre-GED, and basic, beginning, and intermediate adult ESOL programs because these classes are provided through local funds and grant monies and, therefore, are free of charge. Fees for programs in the enterprise fund were established, and any changes have been approved by the Board of Education to help the fund remain self-supporting. The revenues from the fund are projected to offset all expenditures in both FY 1998 and FY 1999; and, therefore, no changes are recommended in the current fee structure.

Mrs. Gordon asked that the Superintendent provide the Board with information about Baltimore County Public Schools moving adult education services to community colleges.

Ms. Signer stated that the school system was allocating overhead when setting fees, but building services was not listed. Mr. Bowers replied that building services were not calculated in the overhead. Ms. Signer asked if the school system including those costs, would that increase the cost of fees. Mr. Bowers stated he would look at including it, but he did not think it would be a significant increase in the costs.

Ms. Signer indicated that there was a savings last year because the school system was paying a flat rate for extended year employment. The new contract with MCEA is not a flat rate. Ms. Signer asked if the school system can accommodate the programs without an increase in fees based on the new contract. Mr. D'Auitolo indicated that was possible even using the worst case scenario in paying the teachers. However, there would be less of a surplus of funds.

RESOLUTION NO. 162-98 Re: FY 1999 FEES FOR THE SUMMER SCHOOL, ADULT EDUCATION, PARENT RESOURCE CENTER, AND GENERAL EDUCATION DEVELOPMENT PROGRAMS

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

WHEREAS, In FY 1992, the Board of Education established an enterprise fund for summer school, adult education, Parent Resource Centers, and the General Education Development programs, and approved fees for non-enterprise fund programs; now therefore be it

Resolved, That the fee structure for summer school, adult education, Parent Resource Centers, and General Education Development programs be maintained at the FY 1998 level.

Re: POLICY ANALYSIS ON CHARTER SCHOOLS

Dr. Vance invited the following people to the table: Dr. Mary Helen Smith, associate superintendent for instruction and program development; Dr. Steven Seleznow, associate superintendent for school administration; Dr. Pam Splaine, director of policy and records unit; and Dr. Patricia B. Flynn, director of academic programs.

The packet attached for the Board's consideration was a draft policy that establishes criteria through which the Board would evaluate proposals for charter schools. Also included with this paper were examples of local school system charter school policies from around the country. Although the issues surrounding the establishment of an approved

charter school are complex, this Board of Education continues to affirm the value it places on innovative programs in MCPS. He recommended that the Board take tentative action on the draft policy on charter schools and direct the Superintendent to distribute it for public comment. A resolution was attached for the Board's convenience.

Dr. Flynn reported that currently 29 states and the District of Columbia have legislation that is related solely to charter schools. Of this number, there are 800 charter schools. Although legislation varies considerably from state to state, most laws identify the local school board as having the authority to charter schools. However, some legislation identifies state boards of education, state superintendents, community colleges, and state universities as agents authorized to grant charters. No schools exist in states without charter school legislation and Maryland does not have legislation. Absent legislation, the state superintendent appointed a public charter study group to explore the issue. The group recommended that there should be no change in legislation and the Maryland State Department of Education (MSDE) published guidelines for boards should they wish to charter schools. The implications for the school schools include applications, contracts, and oversight.

* Mr. Felton joined the meeting at this time.

Mrs. Gordon asked what requirements were for the MSDE guidelines? Dr. Flynn replied that they were guidelines and endorsed by MSDE, but did not carry the force of law.

Mrs. Gordon pointed out that the Board's policy could agree or disagree with the guidelines. She was pleased with the work of the staff in bringing the analysis to the Board. This was a difficult issue and given the legislation it was incumbent upon the Board to move forward with something that should not translate into support or opposition to charter schools. There needs to be a policy in place to objectively evaluate an application for a charter school.

Dr. Cheung thanked staff for the analysis. It made a very complex issue easy to read and comprehend. He wondered why people liked charter schools, and what was the issue. Maybe, people advocating for charter schools are not satisfied with the current public school system and they are seeking innovations and improvements to meet the needs of their children. Therefore, the public school system must examine more and more the individual needs of its students. He was concerned that proposals for charter schools should include transition to middle and high schools and the total picture rather than the specialized needs of a few students. The cost for those students in charter schools will be high if the innovation fails. Another issue was whether or not the charter school would be able to draw upon into the resources of the public schools.

Mr. Ewing thought the charter school approach was a Montgomery County solution in search of a problem. He understood that the Board needed a policy in place to handle the

applications for a charter school. If the proposed policy was a mechanism to give fair consideration to applications, there should be no objections to it. However, the policy should not stand as an invitation or encouragement for people to come to the Board requesting approval of charter schools. If that was the intent, Mr. Ewing thought the Board should not have a policy.

Mr. Felton had similar concerns since it was an attempt to resolve a problem perceived by the community. He thought the policy should focus on a unique solution to a situation that the school system was not addressing adequately or at all. He agreed with Mr. Ewing that the policy was written very neutrally. However, a neutral process leaves the Board with little defense to say no. He would like a stronger policy so that a charter school must address special objectives.

Ms. Signer agreed that the policy analysis and policy were very neutral and rely heavily on the state's guidelines. She could understand why someone would want to create a charter school and to create an environment where it could free itself of the policies and regulations that the Board imposes on its schools. She would look forward to an opportunity to review applications for charter schools. She would welcome the chance to know why parents were dissatisfied with the public schools, and what it was that they or the school system could do differently to address those situations. She would seriously consider applications for charter schools and grant them if they had merit and ensured a high level of student achievement.

Mr. Felton asked if a community wanted an innovative program, does the school system have a process to waive some requirements to create a program. Dr. Seleznow replied that schools have a great deal of autotomy. At the present time, schools can create innovative programs without waivers, such as signature programs.

Dr. Cheung asked staff that in their review of charter schools within the United States, did they see evidence of the success rate of charter schools or privatized schools. Dr. Vance replied that there was no substantive research that indicates the positive impact of charter schools on the progress of students.

Mrs. Gordon asked if there was a charter school within the state of Maryland. She had heard the state superintendent refer to the Stadium School as a charter school. However, in checking with MSDE it was referred to a "school under contract." Mrs. Gordon asked if there had been any clarification on the difference between a charter and a contract issued to a school. Dr. Flynn replied that staff at the state refer to the Stadium School as a school under separate or alternative management structure. Using the experience of other states, a charter application indicates a new set of details that would be negotiated dependent upon the charter proposed.

Mrs. Gordon asked if the Stadium School had a contract. Dr. Flynn replied that it did not have a contract. The school had not sought a contract, charter, or waiver from any state or local regulation.

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Mr. Felton and by consensus of the Board, the following sentence was amended at B. to read:

Nationally, charter schools reflect a movement that focuses on student achievement within an educational environment that differs from the traditional public schools and have the potential to foster more teacher creativity and enrich educational opportunities for many students.

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Mr. Ewing and by consensus of the Board, the following sentence was amended at C.1. to read:

The Board of Education supports the State Board of Education's position on charter schools that, under current Maryland law, vests authority to establish schools with each local board of education. It further wishes to implement the Guidelines issued by the Maryland State Department of Education for local boards of education to use when considering charter school applications.

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Mr. Ewing and by consensus of the Board, the following sentence was added at C.(6)a)(2):

(2) Specific plans and strategies for developing and delivering educational programs

RESOLUTION NO. 163-98 Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On motion of Ms. Wheat and seconded by Ms. Signer, the following resolution was adopted with Mr. Felton, Mrs. Gordon, Mrs. King, Ms. Signer, and Ms. Wheat voting in the affirmative; Dr. Cheung and Mr. Ewing voting in the negative:

Resolved, That the Board of Education amended the Policy on Charter Schools at C.6.a)(6)(a) to read:

(a) Charter school employees are MCPS employees. All teachers Unless otherwise negotiated in the charter, current employees remain employees of MCPS with all the rights, responsibilities, and benefits granted to educators by law.

RESOLUTION NO. 164-98 Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On motion of Ms. Signer and seconded by Mrs. Gordon, the following resolution was adopted with Mr. Felton, Mrs. Gordon, Mrs. King, Ms. Signer, and Ms. Wheat voting in the affirmative; Dr. Cheung and Mr. Ewing voting in the negative:

Resolved, That the Board of Education amended the Policy on Charter Schools at C.6.a)(6)(d) to read:

(d) The superintendent retains the Authority to assign and transfer MCPS staff educators may be as the needs of the system require and as negotiated between the superintendent and the in the charter applicant.

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Mrs. Gordon and by consensus of the Board, the following was amended at C.6.a)(7)(a):

- (a) Applicants must clearly define the governance structure that will be in place for the charter school.
- (b) Applicants must specify the methods by which they expect to achieve legal, fiscal, and programmatic accountability for the operation of the charter school and must be accountable to the superintendent for results.
- (c) It is expected that the charter will have a school improvement team. The governance structure, roles, operating procedures, and responsibilities of the school improvement team may be determined by the charter school participants consistent with state and local guidelines for school improvement teams.

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Ms. Signer and by consensus of the Board, the following sentence was added at C.6.a)(9)(a):

Prior to expiration of the charter school, it may request renewal

Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On the suggestion of Mr. Ewing and by consensus of the Board, the following sentence was amended at C.6.a)(9)(b):

For approved charters to remain in operation, they must be able to meet the needs of their students, maintain a high degree of parent **involvement** interest and student enrollment, and remain accountable under the terms of the charter.

RESOLUTION NO. 165-98 Re: AN AMENDMENT TO THE POLICY ON CHARTER SCHOOLS

On motion of Mr. Felton and seconded by Ms. Signer, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. King, Ms. Signer, and Ms. Wheat voting in the affirmative; Mrs. Gordon voting in the negative:

Resolved, That the Board of Education amended the Policy on Charter Schools at C.6.a)(5)(a) and (8)(c) to read:

- (a) Students residing in Montgomery County will be eligible for admittance without tuition charge. Others residing outside Montgomery County will be eligible on a tuition reimbursement basis.
- (c) Approved charter schools cannot charge tuition for residents of Montgomery County. Students who reside outside of Montgomery County may be admitted on a tuition basis.

RESOLUTION NO. 166-98 Re: THE POLICY ON CHARTER SCHOOLS

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution, as amended, was adopted with Dr. Cheung, Mr. Felton, Mrs. Gordon, Mrs. King, Ms. Signer, and Ms. Wheat voting in the affirmative; Mr. Ewing voting in the negative:

WHEREAS, Nationally there has been an increasing number of charter schools; and

WHEREAS, The Maryland State Board of Education has reaffirmed local boards of education's authority to establish charter schools; and

WHEREAS, The National School Boards Association passed a resolution supporting this position; and

WHEREAS, Several communities are currently exploring the possibility of charter schools; and

WHEREAS, The Board of Education requested that the superintendent prepare a policy and procedure that the Board will use to consider, issue, and review applications for charter schools in accordance with the Board's policy on policysetting; and

WHEREAS, On March 10, 1998, the Board of Education discussed and reviewed a draft policy on charter schools; now therefore be it

<u>Resolved</u>, That the Board of Education take tentative action to adopt the following draft policy CFB, *Charter Schools*, as amended.

Charter Schools

A. Purpose

To establish criteria to evaluate proposals for charter schools and assign responsibility for oversight of approved charter schools

B. Issue

The Board of Education believes in maintaining an educational system designed to provide success for every student and in delivering services through a variety of innovative programs designed to meet the needs of a diverse student body. Nationally, charter schools reflect a movement that focuses on student achievement within an educational environment that differs from the traditional public schools.

The Board of Education needs to have criteria with which to consider proposals for charter schools and procedures for overseeing approved charters.

C. Position

- 1. The Board of Education supports the State Board of Education's position on charter schools that, under current Maryland law, vests authority to establish schools with each local board of education.
- A charter school is defined as a public school that operates under a charter, or contract, within the public school system and is accountable to the Board of Education.
 - a) The charter school should focus on improving student performance, strive for high academic standards, and be accountable for results.
 - b) The charter school is expected to function as a semi-independent education operation within the local school system. It can establish its own "learning community" governance, within some parameters, and create its own priorities, creative solutions, instructional design, professional development, and client satisfaction.
 - c) The charter school will be non-profit, non-religious, non-sectarian, and not based in private homes.
- 3. A charter school is subject to the federal, state, and local policies, regulations, and statutes that affect traditional elementary and secondary public schools unless the policies, regulations, and statutes are waived by the governing authority. The charter school must demonstrate in any waiver request that the exemption would advance the educational goals and objectives of the school. Policies, regulations, and/or statutes related to health and safety or civil rights cannot be waived.
- 4. A charter school will comply with federal, state, and local provisions for students with disabilities.
- 5. The superintendent or his designee will evaluate proposals, make recommendations to the Board, and oversee the implementation of approved charter schools.

6. Application

- a) Those interested in applying to operate a charter school must submit a proposal to the superintendent or designee. Each proposal shall include, but not be limited to, the following components:
 - (1) The school's vision of charter school expectations and mission

The primary mission is expected to remain focused on student academic achievement.

- (2) Specific plans and strategies for developing and delivering educational programs
- (3) Specific educational results and how they will be measured
 - (a) Unless specific waivers are granted, the charter school will meet or exceed current accountability provisions of MCPS and state regulations and statutes.
 - (b) Even if a charter is exempted from certain state regulations and/or local rules and policies, educational achievement should continue to be measured by the same standards used by the Maryland State Board of Education to assess achievement in the state's existing public schools.

(4) Facilities

A description of where the charter school will operate. Policies and regulations related to health and safety cannot be waived.

- (5) Student Admission
 - (a) Students residing in Montgomery County will be eligible for admittance without tuition charge. Others residing outside Montgomery County will be eligible on a tuition reimbursement basis.
 - (b) The charter school may not deny admission based on illegal discriminatory factors such as race, ethnicity, disability, or religious preference.

- (c) The charter school may have a major emphasis on specific criteria, such as reclaiming dropouts or basic instructional programs.
- (d) A random-selection process may be used if applications exceed the pre-determined student capacity in the charter school.

(6) Staffing Plan for the school

- (a) Unless otherwise negotiated in the charter, current employees remain employees of MCPS with all the rights, responsibilities, and benefits granted to educators by law.
- (b) To the extent possible, educator participation in a charter school will be voluntary.
- (c) Certification requirements for charter school personnel are no different than for personnel in other MCPS schools.
- (d) Authority to assign and transfer MCPS staff may be negotiated between the superintendent and the charter applicant.

(7) A management plan for the school

- (a) Applicants must clearly define the governance structure that will be in place for the charter school.
- (b) Applicants must specify the methods by which they expect to achieve legal, fiscal, and programmatic accountability for the operation of the charter school and must be accountable to the superintendent for results.
- (c) It is expected that the charter will have a school improvement team. The roles, operating procedures, and responsibilities of the school improvement team may be determined by the charter school participants consistent with state and local guidelines for school improvement teams.

(b) Charter school decisions should not have a negative impact on other MCPS public schools.

(8) A financial plan for the school

A financial plan should include, but not be limited to, a proposed budget outline and revenue sources, and the conditions for providing operating support such as custodial, mail service, subject content coordinators, legal counsel, professional development, transportation, food services, etc.

- (a) An approved charter will receive fair funding for students equivalent to what would have been provided for like students in MCPS.
- (b) Other fiscal support such as transportation will be part of the negotiations between the charter and the school system.
- (c) Approved charter schools cannot charge tuition for residents of Montgomery County. Students who reside outside of Montgomery County may be admitted on a tuition basis.
- (d) An approved charter may seek and receive other grants through local, state, or federal government sources or private sources without a reduction in their fair share allocation unless other provisions are included in the charter.
- (e) The charter school will provide for appropriate insurance against any loss or damage to its property or any liability resulting from the use of its property or from the acts or omissions of its officers and employees.

(9) Community Support

A description of the type and extent to which varying communities support the proposal for a charter school.

(10) Length of time the charter will operate with current contract and provisions for termination of the charter

- (a) Charter schools may be granted for no longer than 4 years and will be reviewed annually
- (b) Prior to expiration of the charter school, it may request renewal
- (c) For approved charters to remain in operation, they must be able to meet the needs of their students, maintain a high degree of parent involvement and student enrollment, and remain accountable under the terms of the charter.
- b) The superintendent or designee will evaluate proposals and make a recommendation to the Board of Education for approval.
- 7. An approved charter school application shall become part of a contract (charter) between the charter school and the Board of Education. The contract shall reflect all agreements including the release of the charter school from any agreed-upon school system policies and all requests for release from state regulations. A revision of the terms of the contract may be made only with the approval of the Board and the governing body of the school.
- 8. A charter school shall begin in the fall following the date the charter is granted, unless another starting time is agreed upon by the Board and the applicant.
- 9. The superintendent will oversee the charter school and make recommendations to the Board regarding renewal, implementation problems, and/or revocation
 - a) A charter may be revoked for the following reasons:
 - (1) The school has not fulfilled any condition imposed by the Board of Education in connection with the granting of the charter
 - (2) The school has violated any provisions of the charter
 - (3) The fiscal condition of the school is substantially deficient
 - (4) The academic condition of the school is substantially deficient

b) The Board may place a charter school on probationary status to allow the implementation of a remedial plan, pending a decision to revoke the school's charter.

D. Desired Outcome

Opportunities that allow success for every student and a fair and consistent process with which to evaluate proposals to operate charter schools in Montgomery County

E. Implementation Strategies

- 1. The superintendent will provide information to the public about the process for making application to operate a charter school.
- 2. The superintendent will develop and implement a process for accepting and evaluating applications for charter schools.
- 3. The superintendent will develop and implement a process for obtaining waivers from Board of Education policy and/or administrative regulations.
- 4. The superintendent will develop and implement a process for expediting waiver requests to the State Superintendent of Schools.
- 5. The superintendent will develop and implement a process for the revocation and renewal of charter schools.

F. Review and Reporting

- 1. This policy will be reviewed on an on-going basis in accordance with the Board's policy review process.
- 2. An annual report will be presented to the Board of Education that includes fiscal accountability and performance on recognized academic measures, as described in the approved charter.

Re: STATEMENT FOR THE RECORD

Mr. Ewing stated: "My vote had to do with Subsection 5 (Staffing Plans for the School) that I think is a mistake."

RESOLUTION NO. 167-98 Re: ITEM OF LEGISLATION

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

Resolved, That the Board of Education oppose House Bill (HB) 999 "Public Charter Schools," which would be too restrictive in legislatively authorizing local boards of education to approve the establishment of charter schools.

RESOLUTION NO. 168-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education strongly oppose Senate Bill (SB) 544 "Labor Relations Between Public Employers and Designated Employee Organizations," which would remove from the Maryland State Board of Education the authority to resolve labor relation disputes in local school systems and assign such authority to a separate commission.

RESOLUTION NO. 169-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted with Mr. Ewing, Mr. Felton, Mrs. Gordon, Mrs. King, Ms. Signer, and Ms. Wheat voting in the affirmative; Dr. Cheung voting in the negative:

Resolved, That the Board of Education oppose HB 1190 "Elected County Boards of Education, Fiscal Accountability," which would make local boards of education fiscally independent.

RESOLUTION NO. 170-98 Re: ITEM OF LEGISLATION

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

<u>Resolved</u>, That the Board of Education support HB 770 "Education, Transitioning Youth, Reporting on Postsecondary Service Needs," which would help improve employment and other service options for students with disabilities as they transition to adult living.

RESOLUTION NO. 171-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

<u>Resolved</u>, That the Board of Education strongly oppose HB 1193 "Parents and Employees Right to Know, Pesticide Applications," which would replace and restrict current school system practices for pesticide applications.

RESOLUTION NO. 172-98 Re: ITEM OF LEGISLATION

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

Resolved, That the Board of Education strongly support House Joint Resolution 15 "Education, Class Size Reduction Program, Appointment of Special Study Committee," which would review options for statewide class size reduction efforts.

RESOLUTION NO. 173-98 Re: ITEM OF LEGISLATION

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

Resolved, That the Board of Education oppose HB 1041 and SB 515 "Religious Freedom," which would limit government authority regarding religious expression and religious exercises impacting on public services and facilities.

RESOLUTION NO. 174-98 Re: ITEM OF LEGISLATION

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

<u>Resolved</u>, That the Board of Education support SB 436 "Motor Vehicles, School Zones, Maximum Speed Limits," which would compel the state to establish speed limits in school zones upon request from a county.

Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Dr. Cheung seconded by Mrs. Gordon, the motion to oppose HB-691 - School Buses - Display of Telephone Number for Reports of Unsafe Driving Practices failed with Dr. Cheung, Mrs. Gordon, Mrs. King, and Ms. Wheat voting in the affirmative; Mr. Ewing, Mr. Felton, and Ms. Signer voting in the negative.

RESOLUTION NO. 175-98 Re: ITEM OF LEGISLATION

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

<u>Resolved</u>, That the Board of Education oppose HB 1220 "Education, Transportation of School Students," which would require certain seating limitations on school buses for elementary and secondary students.

RESOLUTION NO. 176-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:

<u>Resolved</u>, That the Board of Education support HB 937 "Motor Vehicles, School Buses, Loading and Unloading of Passengers," which would clarify operational rules for off-road bus stops.

RESOLUTION NO. 177-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education oppose, unless amended, HB 237 and SB 285 "Northeast Interstate Dairy Compact," which would establish certain dairy product compacts that would raise the price of milk for students.

RESOLUTION NO. 177(a)-98 Re: ITEM OF LEGISLATION

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education oppose HB 1164 "Children in State-Supervised Care" which would allow a child in a state-supervised care to be automatically enrolled in any public school district where the child currently resides.

Re: MONTHLY FINANCIAL REPORT

Dr. Spatz reported that there were no major changes from last month. On the expenditure side, there was an improvement of \$200,000 in the projections on special education and the continued improvement in legal costs since December. Another change was a small adjustment in Category 2 and technical change in lapse and turnover funds.

Mr. Bowers pointed out the tuition for the students in Takoma Park who remained in Prince George's County Public Schools. Staff budgeted \$400,000 for those students, however, based on a recent review that has increased by \$100,000. Mr. Ewing asked if more students were staying in Prince George's County Public Schools. Mr. Bowers replied that there were about 35 more students.

RESOLUTION NO. 178-98 Re: CLOSED SESSION RESOLUTION

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Ms. Signer, the following resolution was adopted unanimously by members present:

WHEREAS, The Board of Education of Montgomery County is authorized by the <u>Education Article</u> of the <u>Annotated Code of Maryland</u> and Title 10 of the <u>State Government Article</u> to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a portion of its meeting on Monday, March 23, 1998, from 7:30 to 8:00 p.m. to discuss personnel matters and other matters protected from public disclosure by law, to review and adjudicate appeals, and to address other issues including consultation with counsel to obtain legal advice; and be it further

Resolved, That the meeting be conducted in Room 120 of the Carver Educational Services Center, Rockville, Maryland, as permitted under Section 4-107, Education Article of the Annotated Code of Maryland and Section 10-508 of the State Government Article; and be it further

<u>Resolved</u>, That such meeting shall continue in closed session until the completion of business.

Re: REPORT OF CLOSED SESSION

On February 10, 1998, by the unanimous vote of members present, the Board of Education voted to conduct a closed session on February 23, 1998, as permitted under § 4-107, Education Article of the Annotated Code of Maryland and State Government Article §10-501.

The Montgomery County Board of Education met in closed session on February 23, 1998, from 7:30 to 7:55 p.m. The meeting took place in Room 120, Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss negotiations and legal matters with its attorney. The Board reviewed and adjudicated Appeals 1997-36 and 1998-1.

In attendance at part or all of the above closed session were: Larry Bowers, Alan Cheung, Blair Ewing, Reggie Felton, David Fischer, Ed Frantz, Bea Gordon, Ana Sol Gutiérrez, Pat Hahn, Roland Ikheloa, Nancy King, Don Kopp, George Margolies, Brian Porter, Glenda Rose, Ruby Rubens, Mona Signer, Paul Vance, and Debbie Wheat.

RESOLUTION NO. 179-98 Re: MINUTES NOVEMBER 11, 1997

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

Resolved, That the Board of Education approve its minutes for November 11, 1997.

RESOLUTION NO. 180-98 Re: MINUTES NOVEMBER 20, 1997

On motion of Ms. Signer and seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its minutes for November 20, 1997.

RESOLUTION NO. 181-98 Re: **BOARD APPEALS 1998-1**

On motion of Mrs. Gordon and seconded by Ms. Signer, the following resolution was adopted:

Resolved, That the Board of Education adopts its Decision and Order in Appeal 1998-1, bus stop location, reflective of the following vote: Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, Ms. Signer, and Ms. Wheat voting to affirm.

Re: QUALITY MANAGEMENT COUNCILS
Previous New Business Item

Ms. Signer moved and Mrs. Gordon seconded the following:

WHEREAS, The Montgomery County Board of Education Policy CFA, *Site-Based Participatory Management*, requires the "active involvement and participation of administrators, teachers, support staff, parents, secondary school students, and their constituent organizations in decisions that affect student learning in a school;" and

WHEREAS, Policy CFA defines constituent organizations as the Montgomery County Education Association, the Montgomery County Association of Administrative and Supervisory Personnel, the Montgomery County Council of Supporting Services Employees, the Montgomery County Council of Parent Teacher Associations, the Montgomery County Region of the Maryland Association of Student Councils, and the Montgomery County Junior Councils; and

WHEREAS, The contract between the Montgomery County Board of Education and the Montgomery County Education Association for school years 1999-2001 creates a new form of site-based participatory decision making called Quality Management Councils; and

WHEREAS, The contract between the Montgomery County Board of Education and the Montgomery County Education Association states that "all stakeholders in the education process should have a voice in decision making about priorities for allocating resources and improving student learning;" and

WHEREAS, The contract between the Montgomery County Board of Education and the Montgomery County Education Association defines stakeholders as "teachers and other non-supervisory certificated employees (MCEA); supervisors and administrators (MCAASP), non-certificated educational support employees (MCCSSE); students; parents, and community;" and

WHEREAS, The new contract between the Montgomery County Board of Education and the Montgomery County Education Association provides that administrators and teachers, including a representative of the Montgomery County Education Association, will be members of the Quality Management Councils; now therefore be it

<u>Resolved</u>, That the Montgomery County Board of Education believes that, in compliance with Policy CFA, *Site-Based Participatory Management*, all stakeholders must be involved in all decisions made by Quality Management Councils; and be it further

Resolved, That the permanent membership of Quality Management Councils must include one representative of each supporting services employee group in the school and one at-large MCCSSE representative; at least one parent from each grade level in the school and one at-large PTA representative; in secondary schools one student from grade level in the school and one representative from the student government association; and at least one representative from the community at-large; and be it further

Resolved, That these representatives will have full voting rights on all matters brought before the Quality Management Councils.

Re: **DISCUSSION**

Ms. Signer asked as a point of personal privilege that the Board defer the motion until the next meeting. Ms. Signer asked for a legal opinion on her resolution on Quality

Management Councils. She would also like a ruling on what is nonnegotiable in the contract.

Re: EARLY CHILDHOOD TASK FORCE
Previous New Business item

Mr. Ewing moved and Dr. Cheung seconded the following:

Resolved, That the Board of Education schedule time to discuss the Early Childhood Task Force on Meeting the Needs of Young Children and Families in Montgomery County with the task force or its representatives and focus especially on those elements in the report that affect Montgomery County Public Schools' programs.

Re: **DISCUSSION**

Mr. Ewing withdrew this motion because the item had been scheduled on a Board agenda.

RESOLUTION NO. 182-98 Re: CONSTRUCTION FUNDING FROM THE STATE Previous New Business Item

On motion of Mr. Ewing and seconded by Ms. Gutiérrez, the following resolution was adopted unanimously by members present:

WHEREAS, The unification of the City of Takoma Park into Montgomery County has brought many new students in the county schools but no school buildings; and

WHEREAS, The need for additional facilities to educate the new students requires additional funds for housing these students and those funds should come from the state government; now therefore be it

<u>Resolved</u>, That the Board of Education direct the Superintendent of Schools to prepare for Board review and action a resolution requesting an appropriate amount of funding from the state for the cost of construction of the middle school and elementary school at the site on Wayne Avenue, which is the present site of Montgomery Blair High School.

RESOLUTION NO. 183-98 Re: SCHOLARSHIP PROGRAMS
Previous New Business Item

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

<u>Resolved</u>, That the Board of Education direct the Superintendent of Schools to review the internal process for dissemination of information concerning local scholarship programs and to provide to the Board specific recommendations for improvements.

RESOLUTION NO. 184-98 Re: PARENTAL INVOLVEMENT Previous New Business Item

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

<u>Resolved</u>, That the Board of Education request the Superintendent of Schools to provide clarification to the community regarding the contract with the Montgomery County Education Association and parental involvement.

Re: **NEW BUSINESS**

Mr. Ewing moved and Mr. Felton seconded the following:

WHEREAS, At least 23 states are providing through action of their state legislatures funds to pay or subsidize (1) AP exam fees of junior and senior public high school students; (2) AP summer institutes for new AP public school teachers; (3) materials of instruction and equipment for AP classes; and (4) incentives to public high schools for AP scores of 3 or higher; and

WHEREAS, The fees run about \$80 per year and could be a burden to some families; and

WHEREAS, The availability of a subsidy could encourage students in lowincome families in particular to take the exams; and

WHEREAS, If students pass with a high enough grade, they can obtain college credit and avoid some college costs, which is highly desirable from the family's point of view; and

WHEREAS, This would encourage students, who are from low income racial and ethnic groups now under represented among AP course enrollees and test takers; now therefore be it

<u>Resolved</u>, That the Board of Education direct the Superintendent to gather information on the legislative support for funds to pay for AP fees to provide for teacher training and for grants for equipment and materials and develop a legislative proposal for 1999 at the earliest possible date.

Mr. Ewing moved and Dr. Cheung seconded the following:

WHEREAS, Last year the Board set boundaries for the schools affected by the construction of the new Northwest High School; and

WHEREAS, Darnestown Elementary School was assigned to the new Northwest High school, rather than Quince Orchard, where the students had gone in the past; and

WHEREAS, It now appears, based on the Capital Improvements Program for FY 1999 that there is space at Quince Orchard High School for years to come, whereas Northwest High School is to be overcrowded by 2001; and

WHEREAS, The estimate by the Darnestown community is that roughly 30 per grade in the Darnestown Elementary School service area would attend Quince Orchard; and

WHEREAS, If this is so, then there ought to be no reason why the Board should not allow a choice between the two high schools and at the very least, allow current ninth and tenth graders to attend Quince Orchard if they wish; now therefore be it

Resolved, That the Board of Education direct the Superintendent to review the figures for FY 1999 and for the period of the CIP for the Darnestown Elementary School and Quince Orchard and Northwest high schools, and that he provide the Board with data that could permit a decision to allow the Darnestown Elementary School community additional options for high school attendance.

Mr. Ewing moved and Dr. Cheung seconded the following:

Resolved, That the Board of Education direct the Superintendent to provide the Board with (1) the cost of providing security cameras in secondary schools and on buses; (2) his response to the proposal made by MCAASP on March 10, 1998; and (3) options the Board might pursue to take action to fund these devices for FY 1999.

RESOLUTION NO. 185-98 Re: BELT MIDDLE SCHOOL

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

WHEREAS, The Board of Education has adopted a Capital Improvements Program that calls for acceleration of the modernization program for schools in MCPS; and

WHEREAS, An additional middle school is essential if the acceleration is to be managed effectively; and

WHEREAS, The County Executive has proposed the sale of the Belt Middle School facility to a private school, thereby frustrating the Board's plan for acceleration of modernization; now therefore be it

<u>Resolved</u>, That the President of the Board of Education request that the County Executive and County Council rescind any plan to sell Belt Middle School, and instead make it available to Montgomery County Public Schools for school use.

RESOLUTION NO. 186-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Ewing and seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:#

Resolved, That the Board of Education request an alternative to assign Highland View Elementary School to Eastern Middle School and New Hampshire Estates/Oak View elementary schools to Montgomery Blair Middle School #3.

RESOLUTION NO. 187-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

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

Resolved, That the Board of Education request an alternative to (1) unpair New Hampshire Estates/Oak View elementary schools and assign Zones 42 and 44 to Montgomery Blair Elementary School #11; then, assign New Hampshire Estates Elementary School and Oak View Elementary School to Montgomery Blair Middle School #3 and (2) pair New Hampshire Estates/Montgomery Blair elementary schools and assign them to Montgomery Blair Middle School #3 with Oak View Elementary School assigned to Eastern Middle School.

RESOLUTION NO. 188-98 Re: AN ALTERNATIVE TO THE MONTGOMERY BLAIR CLUSTER ELEMENTARY AND MIDDLE SCHOOLS BOUNDARIES

On motion of Mr. Ewing and seconded by Mrs. Gordon, the following resolution was adopted unanimously by members present:#

Resolved, That the Board of Education request an alternative to split articulate New Hampshire Estates Elementary School to Eastern Middle School and Oak View Elementary School to Montgomery Blair Middle School #3.

Re: **ITEMS OF INFORMATION**

- 1. Items in Process
- 2. Construction Progress Report

RESOLUTION NO. 189-98 Re: ADJOURNMENT

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

Resolved, That the Board of Education adjourn its meeting of March 10, 1998, at 5:30 p.m.

SIDENT			
RFTARY	 		
		SIDENT	

PLV:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

March 10, 1998

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