

APPROVED  
22-2007

Rockville, Maryland  
October 9, 2007

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, October 9, 2007, at 10:00 a.m.

Present: Mrs. Nancy Navarro, President  
in the Chair  
Mr. Christopher Barclay  
Ms. Shirley Brandman  
Ms. Sharon Cox  
Dr. Judy Docca  
Mr. Ben Moskowitz  
Mrs. Patricia O'Neill  
Dr. Jerry Weast, Secretary/Treasurer

Absent: Mr. Steve Abrams

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

RESOLUTION NO. 477-07 Re: **RESOLUTION FOR CLOSED SESSIONS**

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on October 9, 2007, in Room 120 from 9:00 to 10:00 a.m., 12:00 to 2:00 p.m., and 4:00 to 5:00 p.m. (if needed); and be it further

Resolved, That the Board of Education of Montgomery County

1. Discuss the Human Resources Monthly Report and an Appointment, as permitted under Section 10-508(a)(1) of the *State Government Article*
2. Receive legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*

and be it further

Resolved, That the Board of Education of Montgomery County dedicate part of the closed sessions on October 9, 2007, to acquit its executive functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

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

Re: **PLEDGE OF ALLEGIANCE**

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

RESOLUTION NO. 478-07 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for October 9, 2007.

RESOLUTION NO. 479-07 Re: **AMERICAN INDIAN HERITAGE MONTH**

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

WHEREAS, Since 1990, the President of the United States has proclaimed the month of November as "National American Indian Heritage Month," honoring the generations of American Indians who have added to the character of our nation; and

WHEREAS, American Indians have served a critical role in the life of our country, and their many contributions have enhanced the freedom, prosperity, and greatness of America today; and

WHEREAS, American Indians have been invaluable contributors to the history of our country, by accomplishments of extraordinary individuals in the fields of science, art, politics, medicine, public service and the humanities; and

WHEREAS, The American Indian community in Montgomery County has developed outreach activities and partnerships with families, students, and schools to strengthen and support the academic achievement of our students; now therefore be it

Resolved, That on behalf of the superintendent of schools and staff, the Montgomery County Board of Education hereby declares the month of November 2007 to be observed in Montgomery County Public Schools as "American Indian Heritage Month."

RESOLUTION NO. 480-07

Re: **MONTGOMERY COUNTY EMPLOYEES' CHARITY  
CAMPAIGN**

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

WHEREAS, The needs of others have long motivated the generosity of the employees of the Montgomery County Public Schools who have contributed to charity campaigns organized in collaboration with the Montgomery County Government; and

WHEREAS, This year's charity campaign gives employees the option of contributing to four worthy charities—the Montgomery County United Way, the Union Community Fund, the Montgomery County Community Foundation, and the Montgomery Alliance; and

WHEREAS, The three employee representative organizations—Montgomery County Association of Administrative and Supervisory Personnel, Montgomery County Education Association, and Service Employees International Union Local 500—along with the Montgomery County Public Schools, have formed a partnership for the 2007–2008 school year to provide employees with four organizations through which they can direct their charitable contributions; and

WHEREAS, Last year Montgomery County Public Schools employees contributed approximately \$185,000 through the campaign; now therefore be it

Resolved, That the period of October 22 through November 16, 2007, is hereby designated by the Board of Education of Montgomery County as the period for participation in the Montgomery County Public Schools Charity Campaign; and be it further

Resolved, That all employees of the Montgomery County Public Schools are urged to demonstrate their continuing charity by donating to this campaign as a reflection of their commitment to addressing the needs of those less fortunate.

RESOLUTION NO. 481-07

Re: **SUPERINTENDENT'S ANNUAL MARK MANN  
EXCELLENCE AND HARMONY AWARD**

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

WHEREAS, The Superintendent's Annual Mark Mann Excellence and Harmony Award was established in 1991 to honor the highest qualities and most significant accomplishments of the late Dr. Mark Mann, former principal of Parkland Junior High School; and

WHEREAS, The award is presented annually to a Montgomery County Public Schools administrator who has shown exceptional performance in promoting academic excellence,

positive human relations, and community outreach; and

WHEREAS, Mrs. Lance Dempsey, principal at Shady Grove Middle School, and Mr. Lee Derby, former principal at Garrett Park Elementary School and current principal at Cedar Grove Elementary School, were chosen as the recipients of the 2007 Mark Mann Excellence and Harmony Award for their extensive records of excellence in educational leadership; and

WHEREAS, In their respective schools, Mrs. Dempsey and Mr. Derby have instilled the belief that all students can learn and be successful and that achievement has increased significantly for all student groups, now therefore be it

Resolved, That the Board of Education congratulates Mrs. Dempsey and Mr. Derby on their accomplishments and on receiving the Mark Mann Excellence and Harmony Award.

RESOLUTION NO. 482-07      Re:    **NATIONAL BUS SAFETY WEEK**

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

WHEREAS, October 22-26, 2007, has been designated as National School Bus Safety Week; and

WHEREAS, The members of the Board of Education and the superintendent of schools implemented a *Ride by the Rules* campaign in FY 2006 to ensure each student has a safe, pleasant, and secure ride to and from school; and

WHEREAS, The standards of conduct on the school bus are as important to student success as they are in the classroom; and

WHEREAS, Each student riding a school bus should have a safe and secure environment that sets a positive tone for the day and fosters a high level of learning and success; now therefore be it

Resolved, That the Board of Education proclaim the week of October 22-26, 2007, as National School Bus Safety Week; and be it further

Resolved, That the Board of Education commits its continued support for the *Ride by the Rules* campaign during National School Bus Safety Week.

Re:    **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Caroline Grandy	Special Ed. Learning Centers
2.	Lyda Astrove	Update on Secondary Learning Center
3.	Ellen Jennings	Learning Centers
4.	Ed O'Rourk	Darnestown PTA CIP Task Force
5.	Don O'Neill	Watkins Mill MS #2
6.	Preston Kavanagh	Watkins Mill MS #2

Re: **BOARD/SUPERINTENDENT COMMENTS**

Dr. Weast announced that Winston Churchill High School is among six Maryland public schools selected as a 2007 No Child Left Behind Blue Ribbon School by the U.S. Department of Education. Churchill is the 33rd school in Montgomery County Public Schools (MCPS) to achieve national blue ribbon status since 1985.

Mr. Moskowitz commented on the tour of the Central Kitchen Facility where the students' meals are prepared. Also, he attended the Internet Safety press conference, and he applauded the Attorney General's office and MCPS for the collaborative work. Finally, he recommended and requested that all schools participate in the Harvest for the Hungry.

Mr. Barclay reported that he attended three events: (1) Annual School Community United in Partnership Conference, (2) Sligo Creek Elementary School PTA tree planting; and (3) Albert Einstein High School college fair.

Dr. Docca commented on the following activities: (1) Ashburton Elementary School's Walk to School, (2) County Executive's Arts and Humanities Gala, (3) NAACP Parent's Council, and (4) Task Force on Mentoring. Finally, she accepted the addition to Gaithersburg High School.

Ms. Cox commented on the Maryland Association Boards of Education (MABE) conference where MCPS made a presentation on parent involvement and Family and Community Partnerships.

Ms. Brandman reported on the School Community United in Partnership conference where MCPS schools were recognized.

Mrs. O'Neill reported that there was a speaker at the MABE conference who spoke about today's children being digital natives and adults are digital immigrants; therefore, it is important to focus on internet safety for students.

Ms. Navarro remarked that she was honored to speak to a group of students that came from New York, New Jersey, Montgomery County, Prince Georges County, and Fairfax County at the National Hispanic Congressional Caucus Leadership Institute. She invited

people to attend the Strategic Planning Forum in Wheaton.

**Re: UPDATE ON CIP/ENROLLMENT**

Dr. Weast invited the following people to the table: Mr. Joseph Lavorgna, acting director, Department of Facilities Management, and Mr. Bruce Crispell, director, Division of Long-range Planning.

This year's annual update on enrollment includes a presentation on preliminary enrollment and demographic trends affecting future enrollment. The presentation also includes an overview of school facility issues and the upcoming FY 2009–14 Capital Improvements Program. Presentation materials were distributed at the Board table (filed in the Board Office).

**Re: UPDATE ON ANNUAL GROWTH POLICY REVIEW**

Dr. Weast invited the following people to remain at the table: Mr. Bruce Crispell, director, Division of Long-range Planning; and Mr. Joseph Lavorgna, acting director, Department of Facilities Management

On October 1, 2007, the Montgomery County Council continued its discussions of the county growth policy with the first of several Planning, Housing, and Economic Development (PHED) and Management and Fiscal Policy (MFP) committee meetings. At the October 1, 2007, PHED committee meeting, Mrs. Marilyn Praisner, president, requested comment from the Board of Education on the latest Planning Board recommendations. This memorandum provides an overview of the new Planning Board recommendations and a recommended resolution for Board of Education consideration. The current schedule for growth policy review calls for a new policy to be adopted by mid-November 2007.

On June 25, 2007, the Board of Education adopted a resolution in support of the original Planning Board recommendations concerning the school test. In addition, the Board supported the spirit of revenue increases recommended by the Planning Board, but expressed concern over their impact on county housing costs. The Board of Education urged the County Council to consider the impact of higher recordation and school impact tax rates on housing costs before finalizing these rates.

School Test

Dr. Weast recommended that the Board of Education reaffirm its support of the Planning Board's recommended Schools Adequacy Test. I am particularly pleased that the Planning Board has continued its support for the use of MCPS program capacity in the school test. I believe this is a significant step forward to making the growth policy align with the capacity formulations MCPS uses for facility planning and capital programming.

The use of MCPS program capacity is related to my support for the proposed school test thresholds of 110 percent—for school facility payment, and 135 percent—for moratorium. Some have suggested that the 135 percent figure is too high a threshold for imposition of moratorium. While I can appreciate this point of view, I believe this high a threshold increases the opportunities to collect revenue to support capital projects—through the school facilities payment. Stopping development, through use of a lower utilization threshold, may be satisfying in some ways, but it does not help us in receiving the revenue needed to build capacity and solve utilization issues. If there were no school facilities payment, I would have a different recommendation about the threshold for moratorium. Under a scenario where no school facilities payment is collected, which I understand the County Council may consider, I would propose that clusters in excess of 110 percent utilization be closed to residential development.

Dr. Weast was aware of past concerns about program capacity fluctuating year to year, and the impact this would have on the reliability of the school test data. It is true that in the past few years significant reductions in elementary school capacities have occurred as a result of the class-size reduction initiative and implementation of full-day kindergarten at all elementary schools. However, no comparable changes in staffing and capacity ratings are anticipated in the school system's strategic plan. Changes that occur now are quite minor and infrequent. The proposed school test mitigates the impact of program movements by using the cluster as the level of analysis, and adding an additional 10 percent to this cluster capacity for the school facilities payment and 35 percent before the imposition of a moratorium.

In order to provide further assurance to decision makers, I propose that MCPS program capacity used in the new school test be held constant for a two-year period—corresponding to the biennial review cycle of the growth policy. In other words, cluster capacities used in the first year of the growth policy cycle would be the same in the second year of the cycle. The only exception to this would be the inclusion of additional capacity that may open in a cluster in the second year of the cycle. Every two years, when the growth policy is reviewed by the County Council, new cluster capacities would be adopted for the next two-year period. This approach averts the possibility of program shifts alone altering the outcome of the school test from one year to the next.

#### Revenue Approaches

The Planning Board's new recommendation to maintain the current recordation tax rate—instead of increasing it to levels that are similar to those in many other Maryland jurisdictions—reflects reactions received by the Council over the impact on housing costs. In pulling back from their previous recommendation, the Planning Board noted, "Upon additional review, the Planning Board agreed that the County has other taxing mechanisms that can assess the costs of neighborhood turnover [on school facility needs] and of those options, a substantial increase in the recordation tax may not be the best one." On the other hand, the Planning Board reaffirmed their original recommendations that the rates set for school impact taxes and school facility payments should reflect the full marginal impact

of development on facility needs.

Dr. Weast believed that the Board of Education should support the changes to the school impact tax if all affordable housing continues to be excluded from the tax. I recommend the Board of Education support the Planning Board recommendations on the school impact tax and school facility payment. The change in the recommendation for recordation tax rates represents a significant drop in potential revenue MCPS would have received under the original proposal. There are certainly strong philosophical arguments on all sides of the debate over how to increase revenue to a level that can sustain our existing facilities over time and provide additional capacity when enrollment increases. What the Planning Board appears to be pointing to in their comments on the recordation tax is the debate over how much new residents should be charged when purchasing a home through recordation taxes, versus how much existing residents should pay through property taxes. Property and recordation taxes are far more important and reliable revenue sources than the school impact tax and school facilities payment. I recommend the Board of Education urge the County Council to continue its exploration of how to increase revenues for the MCPS CIP.

Finally, Dr. Weast recommended that one aspect of the proposed school facilities payment be modified. My modification is that revenue from this payment be put in the general fund and not be set aside for capacity projects only in the cluster where the payment is made. I do not think it is workable to create separate funds for cluster capacity projects. Placing these payments in the general fund, as is done with the school impact and recordation taxes, provides greater flexibility for the school system's capital programming.

Re: **DISCUSSION**

Mrs. O'Neill asked about a builder donating land as a condition of the approval to build. That does not cover the cost and the AGP goes beyond that in providing funding. Dr. Weast stated that everyone agrees that a developer should set aside land for a school, but the AGP states that the land is a given plus paying extra for the facility.

Ms. Brandman wanted to know that when a builder includes a school facilities payment, it does not translate into immediate construction and not change the queue of projects. Dr. Weast pointed out that there is additional revenue, but the school system would like the funds to be set aside in a general fund and not specific to a locality which would provide more flexibility in construction.

Mrs. O'Neill asked if the money from the developers could be used for modernizations as well as new construction. Staff replied that there are three components to the growth policy—(1) recordation tax which can be used for modernizations, (2) impact tax for new development to build capacity, and (3) school facilities payment is only made when the area is in excess of 110 percent of capacity at any level. Therefore, the modernization queue does not come into the equation.

Mrs. O'Neill asked if there was a way to address capacity by modifying this new plan. Staff replied that there is an idea to test at the individual school level, but it would not consider clusters or boundary changes to address overcrowding. Mrs. O'Neill noted that the individual school test would require more frequent boundary changes.

Ms. Cox noted that the Board has commented on changes, and she was pleased to see the recommendation based on MCPS program capacity. The idea of borrowing capacity from another cluster never was used to call a moratorium to building. She asked if the capacity of the cluster applied only to the projects built in the cluster. Staff replied that it was the nexus of where the problem was located.

Ms. Brandman asked if the Board should tailor the recommendation to make clear the funds would go to the general fund, but would be used to achieve relief for overcrowding. The vision is that when overcrowding occurs, the funds will be used to alleviate that capacity issue.

**RESOLUTION NO. 483-07                      Re:    UPDATE ON ANNUAL GROWTH POLICY REVIEW**

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

WHEREAS, A comprehensive review of the County Growth Policy has been conducted over the past several months and this review has included consideration of alternative approaches to the role of the Growth Policy as it pertains to schools; and

WHEREAS, The Montgomery County Planning Board's recommended 2007 County Growth Policy school test incorporates the use of the Montgomery County Public Schools program capacity as a more appropriate measure of school adequacy that aligns with the Montgomery County Public Schools facility planning and capital programming; and

WHEREAS, By holding cluster program capacity constant for growth policy purposes every two years (with the exception of additional capacity opened through capital projects), concerns over the stability of the program capacity element of the school test can be addressed; and

WHEREAS, The Montgomery County Planning Board's recommended 2007 County Growth Policy school test establishes a school facilities payment in cases where schools are at, or over, 110 percent utilization, and creates a moratorium where schools are at, or over, 135 percent utilization; and

WHEREAS, The Montgomery County Planning Board's recommended 2007 County Growth Policy incorporates current costs for school construction in setting rates for school impact taxes and school facility payments; and

Resolved, That the Board of Education supports the 2007 Planning Board recommendations for the growth policy school test, including the use of the Montgomery County Public Schools program capacity as the basis for calculations used for collection of the school facilities payment (when cluster facility utilization is over 110 percent) and imposition of moratorium (when cluster facility utilization is over 135 percent); and be it further

Resolved, That, if the County Council eliminates the school facility payment from consideration, a residential development moratoria should be imposed when cluster facility utilization is over 110 percent; and be it further

Resolved, That the Montgomery County Public Schools program capacity used in the school test be held constant, with the exception of additional capacity that opens due to capital projects, for the two-year period corresponding with biennial review of the growth policy; and be it further

Resolved, That the Board of Education supports the 2007 Planning Board recommendations for the school facilities payment; and be it further

Resolved, That the Board of Education supports increases to the school impact tax if all affordable housing continues to be excluded from the tax; and be it further

Resolved, That the Board of Education encourages the County Council to explore all possible revenue enhancements that can provide adequate financing for the Montgomery County Public Schools and other county capital needs, including sustaining in good condition our existing inventory of schools and providing additional capacity for enrollment growth; and be it further

Resolved, That the Board of Education requests the County Council place the school facility payment revenue in the general fund, and not in separate funds that apply only to the cluster where the revenue payment is collected; and be it further

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

Resolved, That a copy of this resolution be forwarded to mayors and councils of Montgomery County municipalities.

RESOLUTION NO. 484-07            Re:    **UPDATE ON ANNUAL GROWTH POLICY REVIEW**

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

Resolved, That the Board of Education send a message to the County Council that the

Board does not have sufficient information to understand the potential implications for the possible following modifications to the plan:

- 1. School test at 4 years instead of 5 years
- 2. Adding a provision for "staging ceilings" to the school test (requires tracking subdivisions and their estimated yield during the year)
- 3. Doing a school test at the individual school level (requires 200 tests)
- 4. Allowing a de minimums number of new residential units to be exempt - 3 or less;

and be it further

Resolved, That the Board was concerned the school test at the individual school level would be especially burdensome.

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed from 12:40 to 2:45 p.m. for lunch and closed session.

RESOLUTION NO. 485-07 Re: **CONTRACTS OF \$25,000 OR MORE**

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

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

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

1062.3	Software Training Services—Extension	
	<u>Awardees</u> (See note)	
	Learning Tree International, Inc.	
	Office Pro, Inc.	
	Personalized Computer Training	
	Softeck Services, Inc.	
	ST-Net, Inc.*	
	TechObject Corporation	
	Total	\$ 320,000

4031.4 Piano Tuning and Maintenance—Extension

Awardees (See note)

	Chevy Chase Piano Company	
	Rich Amelang Piano Service	
	Winzer Piano Service*	
	Total	\$ 54,000
4044.5	Security System Supplies and Equipment—Extension	
	<u>Awardees</u>	
	Alarmax Distributors, Inc.	\$ 413,122
	Allegheny Electronics	12,140
	Capitol Cable and Technology, Inc.	<u>94,738</u>
	Total	\$ 520,000
4074.4	Plumbing Supplies—Extension	
	<u>Awardees</u>	
	Best Plumbing Specialties, Inc.	\$ 24,624
	Colt Plumbing Company	31,500
	Ferguson Enterprises, Inc.	105,180
	Superior Specialty Company	<u>61,000</u>
	Total	\$ 222,304
4110.3	Overhead Door Repair—Extension	
	<u>Awardee</u>	
	Overhead Door Company of Washington, DC	\$ 85,000
4193.1	Grant Evaluator for Smaller Learning Communities Program Grant—Extension	
	<u>Awardee</u>	
	Pacific Research and Evaluation, LLC	\$ 30,000
4196.1	Science Lab Furniture and Equipment—Extension	
	<u>Awardee</u>	
	Diversified Educational Systems	\$ 38,210
4208.1	Biodiesel Fuel	
	<u>Awardee</u>	
	TriGas and Oil Company, Inc.	\$2,000,000
4216.1	Learning Lab Program for Career and Technology Education	

	<u>Awardee</u>	
	PCS Edventures, Inc.	\$ 49,790
7003.11	Audio and Visual Equipment and Supplies	
	<u>Awardees</u>	
	B&H Photo Video Pro Audio, Inc.	\$ 17,590
	Century Magnetics, Inc.*	112,305
	Crest AV Electronics, Inc.*	21,998
	CTL Communications Televideo, Ltd.*	997,868
	Kunz, Inc.*	73,546
	Nicolas P. Pipino Associates, Inc.	77,960
	PO Express, Inc.*	37,235
	Video Service of America, VSA, Inc.*	10,635
	Total	\$1,349,137
7069.8	Printing Supplies	
	<u>Awardees</u>	
	Arcal Chemicals, Inc.	\$ 4,216
	GE Richards Graphic Supplies	47,706
	Keystone Printing Ink Company	15,621
	Presstek	6,280
	Printer's Service	13,946
	Walker Supply Company, Inc.	<u>3,522</u>
	Total \$ 91,291	
9181.3	Concrete Removal and Replacement at various facilities**	
	<u>Awardee</u>	
	OM Contractors*	\$ 517,200
9183.3	Waste Compactor Replacements at various facilities—Extension**	
	<u>Awardees</u>	
	Big Stuff, Inc.	\$ 12,287
	Mid Atlantic Waste Systems, Inc.	<u>39,500</u>
	Total	\$ 51,787
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$5,328,719

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

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

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 486-07      Re:    **AWARD OF CONTRACT—SURFACE-MOUNTED SWING DOOR OPERATORS FOR CLASSROOM BUILDINGS**

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

WHEREAS, The following unit price proposal was received September 7, 2007, for the installation of surface-mounted swing door operators:

<u>Bidder</u>	<u>Amount</u>
Atlantic Door Control, Inc.	\$2,470

and

WHEREAS, Atlantic Door Control, Inc. has completed similar work successfully for the Montgomery County Public Schools; and

WHEREAS, The proposal is within the staff estimate; now therefore be it

Resolved, That a one-year contract be awarded to Atlantic Door Control, Inc. for the installation of surface-mounted swing door operators for classroom buildings as needs arise at the unit price of \$2,470 each.

RESOLUTION NO. 487-07      Re:    **AWARD OF CONTRACT—WALTER JOHNSON HIGH SCHOOL MODERNIZATION**

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

WHEREAS, On January 9, 2007, the Board of Education authorized staff to utilize a construction management process for the Walter Johnson High School modernization project and awarded a contract for preconstruction services to Henley Construction Company, Inc.; and

WHEREAS, The Board of Education awarded contracts on June 12, June 25, and September 24, 2007, for the demolition/abatement, concrete, fire protection, structural steel, masonry, roofing, windows, drywall, lockers/shelving, casework, mechanical/plumbing, and electrical trades for the Walter Johnson High School modernization project; and

WHEREAS, The site work, which will not be completed until 2010 after the building has been occupied, cannot be bid until the spring of 2008; and

WHEREAS, On September 5, 2007, Henley Construction Company, Inc. received bid proposals for the remaining trade contracts for the building, which will be included in the guaranteed maximum price; and

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

WHEREAS, The construction management contract contains provisions that permit the Montgomery County Public Schools to assign the previously awarded trade contracts to Henley Construction Company, Inc. as part of a guaranteed price agreement for the Walter Johnson High School building; and

WHEREAS, Henley Construction Company, Inc. agrees that the site work contract will be assigned to them at the time of contract award in the spring of 2008; and

WHEREAS, Staff has negotiated and recommends approval of a guaranteed price contract for the construction of the Walter Johnson High School building with Henley Construction Company, Inc. that includes the assignment of trade work bid by Montgomery County Public Schools, along with all management and general conditions costs; and

WHEREAS, Henley Construction Company, Inc. has agreed to accept the assignment of the Walter Johnson High School trade contracts awarded on June 12, June 25, and September 24, 2007, and complete the building for the guaranteed price; and

WHEREAS, The aggregate Minority Business Enterprise (MBE) participation submitted is 10.8 percent Maryland Department of Transportation (MDOT)-certified, of which 3.0 percent is African American, 1.0 percent is woman owned, and 6.8 percent is other minority owned; and

WHEREAS, That 4.8 percent non-MDOT-certified MBE participation has also been submitted; and

WHEREAS, The state minority business requirements for school construction projects stipulate that only MDOT-certified minority businesses can be used to satisfy the MBE goal of 25 percent; and

WHEREAS, A request has been submitted to waive the balance of the MDOT-certified MBE participation; and

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

of the MDOT-certified MBE requirements; now therefore be it

Resolved, That the trade contracts awarded on June 12, June 25, and September 24, 2007, for the completion of the Walter Johnson High School building be assigned to Henley Construction Company, Inc.; and be it further

Resolved, That a \$52,094,146 contract, to include the assignment of the trade contract awards on June 12, June 25, and September 24, 2007, be awarded to Henley Construction Company, Inc. for the completion of the Walter Johnson High School building, in accordance with the drawings and specifications prepared by Samaha Associates, P.C.

RESOLUTION NO. 488-07            Re:    **ARCHITECTURAL APPOINTMENT—  
POOLESVILLE HIGH SCHOOL ADDITION**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases for the Poolesville High School addition project; and

WHEREAS, The preliminary construction cost estimate for this work is approximately \$6,452,000; and

WHEREAS, Funds for architectural planning were programmed as part of the FY 2008 Capital Budget; and

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

WHEREAS, Staff has negotiated a fee for the necessary architectural services that include one Maryland Department of Transportation-certified minority firm; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Grimm and Parker, P.C., to provide professional architectural and engineering services for the Poolesville High School addition project for a fee of \$498,000.

RESOLUTION NO. 489-07            Re:    **ENGINEERING APPOINTMENTS—ENERGY  
MANAGEMENT AUTOMATION SYSTEMS**

On recommendation of the superintendent and on motion of Ms. Cox seconded by

Ms. Brandman, the following resolution was adopted unanimously by members present:#

WHEREAS, Engineering services are required to perform energy audits and lighting surveys, assist in the design of various energy conservation measures, design the installation of energy management automation systems, and provide systems commissioning; and

WHEREAS, BRINJAC Engineering, Inc. and B2E Consulting Engineers, P.C., were selected as the most qualified companies through the Architect/Engineer Selection Procedures approved by the Board of Education on April 20, 2006; and

WHEREAS, These firms have consistently provided similar engineering services satisfactorily for the Montgomery County Public Schools; and

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

Resolved, That the Montgomery County Board of Education enter into contractual agreements with the firms of BRINJAC Engineering, Inc. and B2E Consulting Engineers, P.C., to perform energy audits and lighting surveys, assist in the design of various energy conservation measures, design the installation of energy management automation systems, and provide systems commissioning with the contract amount negotiated on each individual project.

RESOLUTION NO. 490-07                      Re:     **UTILIZATION OF THE FY 2008 PROVISION FOR FUTURE SUPPORTED PROJECTS FUNDS**

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

WHEREAS, The above-noted grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 15-631, approved May 27, 2007; and

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

WHEREAS, Sufficient appropriation is available, within the FY 2008 Provision for Future Supported Projects, to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend, within the FY 2008 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Amount</u>
Carl D. Perkins Vocational and Applied Technology Education—Career and Technology Education Reserve Funds	\$ 65,657
Title II-D, Enhancing Education through Technology	26,096
Title V-A, Innovative Education Programs	<u>53,509</u>
 Total	 \$ <u>145,262</u>

and be it further

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

RESOLUTION NO. 491-07      Re:    **AWARD OF CONTRACT—PHARMACY BENEFIT MANAGEMENT PROGRAM**

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

WHEREAS, The Board of Education by Resolution 563-58 established in 1958 an Employee Benefit Plan to provide life and health insurance to eligible employees; and

WHEREAS, The Board of Education expanded the Employee Benefit Plan by Resolution 448-72, 457-72, and 43-76 to include dental coverage, vision coverage, a prescription drug plan, and dependent life insurance; and

WHEREAS, The Board of Education has periodically bid elements of the Employee Benefit Plan for the benefit of employees and to reduce administrative costs; and

WHEREAS, Montgomery County Public Schools has joined with Montgomery County Government, Montgomery College, the Maryland-National Capital Park and Planning Commission, and the Washington Suburban Sanitary Commission to solicit proposals to administer their Pharmacy Benefit Management Program, effective January 1, 2008; and

WHEREAS, Having been duly advertised under Request for Proposals No. 4207.01, vendors were asked to submit proposals for consideration; and

WHEREAS, Montgomery County Public Schools, Montgomery County Government, Montgomery College, the Maryland-National Capital Park and Planning Commission, and the Washington Suburban Sanitary Commission engaged the services of a benefit consultant, Aon Consulting, Inc. to assist them in the evaluation of proposals; and

WHEREAS, Four vendors were selected for finalist interviews, and were asked to commit

to best and final pricing, performance guarantees, and specific contractual commitments; and

WHEREAS, The evaluation has identified a vendor that best meets the needs of the Montgomery County Public Schools; and

WHEREAS, Montgomery County Public Schools will continue to make high quality prescription drug plans available to its employees and retirees and will achieve an estimated \$4 million in annual savings from this award; now therefore be it

Resolved, That a contract for administering the Montgomery County Public Schools prescription drug plan be awarded to Caremark, Inc.; and be it further

Resolved, That the Board of Education president and superintendent of schools be authorized to execute the documents necessary for this transaction.

RESOLUTION NO. 492-07            Re:    **AWARD OF CONTRACTS—MONTGOMERY COUNTY PUBLIC SCHOOLS MEDICAL PLANS**

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

WHEREAS, The Board of Education by Resolution 563-58 established in 1958 an Employee Benefit Plan to provide life and health insurance to eligible employees; and

WHEREAS, The Board of Education expanded the Employee Benefit Plan by Resolutions 448-72, 457-72, and 43-76 to include dental coverage, vision coverage, a prescription drug plan, and dependent life insurance; and

WHEREAS, The Board of Education has periodically re-bid elements of the Employee Benefit Plan for the benefit of employees and to reduce administrative costs; and

WHEREAS, Montgomery County Public Schools has joined Montgomery County Government, Montgomery College, the Maryland-National Capital Park and Planning Commission, and the Washington Suburban Sanitary Commission to solicit proposals to administer their various medical benefit plans effective January 1, 2008; and

WHEREAS, Having been duly advertised under RFP No. 4206.1, companies were invited to submit proposals for consideration; and

WHEREAS, Montgomery County Public Schools will receive enhanced service to its employees and retirees and will achieve an estimated \$800,000 in savings from this award; and

WHEREAS, Montgomery County Public Schools has reviewed the results of the bid with its unions through the Joint Employee Benefit Committee; and

WHEREAS, The Joint Employee Benefit Committee supports the recommendations being made; now therefore be it

Resolved, That contracts be awarded to CareFirst BlueChoice, Kaiser Permanente and UnitedHealthcare Select to provide Health Maintenance Organization coverage to Montgomery County Public Schools employees and retirees; and be it further

Resolved, That contracts to administer Point-of-Service plans for Montgomery County Public Schools employees and retirees be awarded to UnitedHealthcare and CareFirst BlueCross BlueShield; and be it further

Resolved, That a contract to administer the medical indemnity and Medicare supplement plans for retirees be awarded to UnitedHealthcare; and be it further

Resolved, That the contracts take effect January 1, 2008, with the understanding that the UnitedHealthcare Select Health Maintenance Organization plan be available to current retirees effective July 1, 2008, and that the Optimum Choice Health Maintenance Organization plan continue to be available to retirees until that time; and be it further

Resolved, That the Board of Education president and superintendent of schools be authorized to execute the documents necessary for these transactions.

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

RESOLUTION NO. 493-07            Re:    **HUMAN RESOURCES MONTHLY REPORT**

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

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

RESOLUTION NO. 494-07            Re:    **HUMAN RESOURCES APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective October 10, 2007:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Meredith Mirkow	Instructional Specialist	Administrative Assistant to the Chief of Technology

Re: **UPDATE ON SECONDARY LEARNING CENTER TRANSITION PROJECT**

Dr. Weast invited the following people to the table: Dr. Wright; Ms. Mason; Mr. Ishmail Hassan, former student, Tilden Middle School Learning Center; Mr. Ishmail Hassan Sr., parent of Ishmail Hassan; Mr. Michael J. Zarchin, principal, Thomas W. Pyle Middle School; Mr. Nicholas Morelli, student, Thomas W. Pyle Middle School; Mrs. Linda Morelli, parent of Nicholas Morelli; Ms. Laurie Collins, parent of a former Walter Johnson High School Learning Center student; Mrs. Wendy W. Kaufman, special education teacher; Mrs. Charylann E. Maas, general education teacher; and Mrs. Judy Monie, staff development teacher, Montgomery Village Middle School.

In February 2007, the Board of Education passed the Superintendent's FY 2008 Recommended Operating Budget, which included the plan to phase out the secondary learning centers over a six-year period, beginning with the elimination of Grade 6 in FY 2008. The decision to phase out the secondary learning centers was made for a number of compelling reasons, including the following: the academic performance of secondary learning center students lags far behind their disabled peers who are not being educated in learning centers, African American and Hispanic students are overrepresented in secondary learning centers, and the high concentration of students with disabilities in schools with secondary learning centers makes it difficult to provide inclusive educational opportunities for these students.

The culmination of intensive efforts, including central office case management, effective ongoing two-way communication with parents, collaboration with school-based staff, close monitoring of student scheduling, and first week of school site visits, have resulted in a successful, smooth transition for these students entering new schools. This coordinated, collaborative effort has given 42 rising Grade 6 elementary learning center students, nine rising Grade 6 students from other programs who may have been considered for a secondary learning center placement, and 19 secondary learning center students who chose to return to their home schools an opportunity for success in 37 home/consortia schools for the 2007–08 school year.

The plan for phasing out the secondary learning centers contains five elements:

- All FY 2007 Grade 6–12 students may remain in the secondary learning centers through graduation.
- Forty-two of the originally estimated 45 rising Grade 6 students who might have been candidates for a middle school learning center in FY 2007 are receiving special

education services in their home schools, according to their Individualized Education Program (IEP).

- Through the IEP process, with parent participation, all students in secondary learning centers in FY 2007 had the option of returning to their home or consortia school to receive services.
- Additional efforts to improve the quality of instruction for students at the secondary learning centers for the students who remain through graduation are being implemented as the learning centers are being phased out.
- Principals and staff are receiving additional professional development to help them better support special education students in their home schools.

A total of 42 rising Grade 6 elementary learning center students, 9 rising Grade 6 students from other programs who may have been considered for a secondary learning center program, and 19 secondary learning center students have enrolled in 37 home/consortia schools. During the first month of school, OSESS staff members visited each receiving school and observed these transitioning students. The feedback from these visits indicates that the first month of school, including transportation, schedules, and staffing, has been extremely positive for both students and staff. Central office staff is continuing to monitor these students and work closely with staff in schools throughout the year to ensure that these positive results continue.

A 30-day review meeting is scheduled for each transitioning student. During the meetings, parents are receiving a survey developed by DSA to measure their satisfaction with the transition of their child to the home/consortia school. Detailed information regarding parents' perceptions will be used to identify areas for improvement, as well as practices that have been most successful. Issues and follow-up actions recommended by the IEP teams during the 30-day review meetings are being tracked. This information will be used to identify any programmatic, staffing, or student concerns that may need to be addressed. As of September 30, 2007, 20 of the 30-day review meetings had been held and the remainder will be completed by October 30, 2007. Information from these meetings will be shared with the Board of Education in an upcoming status report.

Staff is working collaboratively with data analysts, special education service providers, and central office and school-based case managers to prepare quarterly reports of student performance to be shared with the Board of Education in November, January, April, and June of the 2007–08 school year. Additionally, DSA is in the process of establishing the methodology for an overall evaluation of the learning center transition project, which will be submitted to the Board of Education at a later date.

Re: **DISCUSSION**

Mr. Barclay noted that four students have been assigned to Benjamin Banneker Middle school, and he asked about the transition there based on the largest number of Learning Center students. Staff responded and stated that the 30-day reviews were held last week and the school has done a great job in developing the continuum for the students to participate in both co-taught and self-contained classes. Furthermore, Briggs Chaney Middle School has demonstrated success and continued this year. Parents have expressed their gratitude for inclusive services.

Mr. Moskowitz asked how success will be measure for students that transition from the Learning Centers. Will it be based on the High School Assessments(HSA) and Maryland School Assessments (MSA)? What other measures will be utilized? How long will it take before the transition decision was a success? Staff stated that the students are monitored on a regular basis with students grades, where the services are delivered, conduct an evaluation, parent surveys, teacher surveys, and other data both antidotal and empirical.

Mr. Moskowitz wanted to know if the survey will inquire about social interaction. Staff replied in the affirmative.

Mr. Moskowitz inquired about the next step if there is no difference on the HSAs and MSAs. Staff replied that that was one data point, and there will be multiple data points,

Mr. Moskowitz asked about the effect on class size. Staff stated that they are assessing that issue and the data is being collected.

Ms. Cox noted that 285 teachers , 82 paraeducators, and 112 itinerant paraeducators had received staff development. What is the relationship between those numbers and the receiving schools? Staff replied that the training was countywide, and staff estimated 265 at Grade 6 only. The response for paraeducators was phenomenal since it was voluntary training.

Ms. Cox thought the school-based case manager was a fabulous idea. Parents always had the concern that the teachers in the home school were not aware of the IEP and accommodations. Where is the communication with the home? Will this be sustained or just an initial transition staffing? Staff explained that school-based case managers were carefully selected by central office staff to ensure a partnership between them to make sure parents knew who to contact. The success of the transition is because of the team approach that was employed. Furthermore, the school case managers could ensure that all of the teachers understood the needs of the students as well as the accommodations and IEP goals and objectives.

Mrs. O'Neill asked about the use of Kurzweil in high school, and staff agreed to provide that information.

Ms. Cox commented that the transition has been a tremendous undertaking on the part of

the Department of Special Education and the Office of Curriculum and Instructional Programs. The coordination and results are evident and very gratifying. The planning and personal attention is responsible for success, and she was pleased to hear that this is a model that will be replicated.

Dr. Docca stated that she was very skeptical that the plan would work, and she had many questions. However, she was really pleased to see the follow up and case managers to work with students and parents. Also, the materials and tools are in place to assist the students.

Ms. Brandman asked the class size in co-taught classes. Staff replied that in their experience, there were 30 students in a sixth grade class and 10 of them have identified special education needs. The room has been rearranged in order to observe and teach all students. Plus, they have added tools, such as Kurzweil and Promethean Boards.

Ms. Brandman asked for a staffing breakdown for the transition of the secondary learning centers. What was the total number of staff added to support success?

In the next update on the Secondary Learning Center Transition Project, Ms. Brandman thought it would be useful to review the levels of least restrictive environment for students.

RESOLUTION NO. 495-07      Re:    **FINAL APPROVAL OF THE COMPREHENSIVE MASTER PLAN**

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

WHEREAS, The General Assembly enacted Senate Bill 856, *The Bridge to Excellence in Public Schools Act* on April 4, 2002, and on May 6, 2002, Governor Parris N. Glendening signed the Act into law; and

WHEREAS, The Act requires local school systems to submit annual updates of their five-year comprehensive master plans to the Maryland State Department of Education by October 15 of each year, to include prior year revenues and expenditures with the annual update; and

WHEREAS, On July 17, 2007, the Board of Education approved *Our Call to Action: Pursuit of Excellence*—The Strategic Plan for the Montgomery County Public Schools 2007–2012; and

WHEREAS, The strategic plan for the Montgomery County Public Schools contains goals and strategies to promote academic excellence among all students, and to eliminate performance gaps among identified subgroups of students; and

WHEREAS, The strategic plan for the Montgomery County Public Schools incorporates and imbeds the five goals of the *No Child Left Behind Act* and six focus areas of the *Bridge to Excellence in Public Schools Act*; and

WHEREAS, The strategic plan is the cornerstone of the Montgomery County Public Schools Comprehensive Master Plan; and

WHEREAS, The Montgomery County Public Schools *Bridge to Excellence in Public Schools Act*—Comprehensive Master Plan fulfills all of the required components, including strategies and supporting documentation; and

WHEREAS, On July 26, 2007, the Board of Education took action to tentatively approve the annual update to the Comprehensive Master Plan for 2007; and

WHEREAS, Tentative action was required because all of the data for the master plan was not available from the Maryland State Department of Education and the General Assembly required submission of the plan to the county executive and the County Council at least 60 days prior to submission of the plan to the Maryland State Department of Education; and

WHEREAS, The tentatively adopted Comprehensive Master Plan was submitted to the County Council and the county executive on August 13, 2007; now therefore be it

Resolved, That the Board of Education approve the updated Montgomery County Public Schools *Bridge to Excellence in Public Schools Act*—Comprehensive Master Plan for 2007.

RESOLUTION NO. 496-07            Re:    **THE COMPREHENSIVE MASTER PLAN**

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

Resolved, That the Board President write a letter to the state superintendent requesting that the State accept the Board's strategic plan in lieu of a separate comprehensive master plan.

RESOLUTION NO. 497-07            Re:    **BUDGET PRIORITIES**

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

Resolved, That Board President Nancy Navarro, on behalf of the Board of Education, will send a letter to the County Council and the Montgomery County Collaboration Council for Children, Youth and Families, inviting them to participate in a review of the strategic plan supporting the Children's Agenda and a shared vision to aid families and student learning.

**RESOLUTION NO. 498-07      Re:    CLOSED SESSION RESOLUTION**

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

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

Resolved, That the Board of Education of Montgomery County conduct a closed session on Monday, October 22, 2007, in Room 120 of the Carver Educational Services Center to meet from 5:30 to 6:00 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*; consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; review and adjudicate appeals in its quasi-judicial capacity; and discuss matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

**RESOLUTION NO. 499-07      Re:    REPORT OF CLOSED SESSION**

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

On September 24, 2007, by unanimous vote of members present, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on September 24, 2007, from 5:30 to 6:15 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and considered the following appeals with a subsequent vote in open session in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): T-2007-43, 2007-57, 2007-60, 2007-61, and 2007-62
2. Discussed the Human Resources Appointment with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
3. Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
4. Discussed matters of an administrative function outside the purview of the

Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed sessions were Steve Abrams, Christopher Barclay, Steve Bedford, Larry Bowers, Shirley Brandman, Patrick Clancy, Sharon Cox, Judy Docca, Brian Edwards, Roland Ikheloa, Suzann King, Frieda Lacey, Joe Lavorgna, Susan Marks, Ben Moskowitz, Nancy Navarro, Brian Porter, Glenda Rose, and Jerry Weast.

RESOLUTION NO. 500-07      Re:    **MINUTES**

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

Resolved, That the Board of Education approve the minutes, as amended, for its March 13, 2007, meeting.

RESOLUTION NO. 501-07      Re:    **RECOGNITION OF MCPS AND COMMUNITY ACHIEVEMENTS**

On motion of the Communications and Public Engagement Committee, the following resolution was adopted with Mr. Barclay, Ms. Brandman, Ms. Cox, Mr. Moskowitz, Mrs. Navarro, and Mrs. O'Neill voting in the affirmative; Dr. Docca voting in the negative; Mr. Abrams was absent:

WHEREAS, At the May 31, 2007, retreat, the Board of Education voted that all heritage months and specially-designated weeks and months be recognized by reading a resolution into the record; and

WHEREAS, In addition, at the retreat the Communications and Public Engagement Committee was directed to make a proposal concerning how the Board should recognize the achievements of MCPS students and the community; and

WHEREAS, On July 24, 2007, the committee discussed the issues and developed a recommendation concerning how the Board should recognize the education-related accomplishments of more community groups and students' achievements while adhering to the Board's desire to have more efficient business meetings; now therefore be it

Resolved, That a scholarship award winner reception be held in May or June with Board members and the superintendent in attendance, and that a resolution recognizing scholarship winners and the sponsoring organizations be read into the record at official Board business meetings, with no presentation at the table; and be it further

Resolved, That a resolution be read into the record at the Board table recognizing students' extracurricular achievements at the state and national level, with the possibility of video snapshots of those teams/students being aired on Channel 34 during the Board meeting

lunch break; and be it further

Resolved, That the Board be flexible with recognizing extracurricular programs to ensure that outstanding community-led programs are encouraged and highlighted appropriately; and be it further

Resolved, That other award winners (such as the Teacher of the Year and Mark Mann Award) be recognized by resolution at the Board table, with no presentation; and be it further

Resolved, That this recognition process be reviewed in one year by the Communications and Public Engagement Committee and their findings be reported to the full Board.

RESOLUTION NO. 502-07      Re:    **PREVIOUS NEW BUSINESS – OUTSIDE AUDIT PROJECTS**

On motion of Ms. Cox and seconded by Mr. Abrams, the following previous new business item was adopted unanimously by members present:

Resolved, That the Board of Education ask the superintendent to codify through regulation a review process that informs the Board regarding the alignment of outside audit projects with the pertinent requirements of the Education Article.

Re:    **NEW BUSINESS**

There was no new business.

Re:    **ITEMS OF INFORMATION**

The following items were available:

1.    Legal Fees Report
2.    Construction Progress Report

RESOLUTION NO. 503-07      Re:    **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of October 9, at 4:55 p.m.

\_\_\_\_\_  
PRESIDENT

\_\_\_\_\_  
SECRETARY

JDW:gr

Re: **CLOSED SESSION**

The Board of Education meet in closed session from 5:00 to 5:50 p.m.

Resolution	Abrams	Barclay	Brandman	Cox	Docca	Moskowitz	Navarro	O'Neill
Annual Growth Policy	O	A	A	A	A	A	A	A
Comprehensive Mast Plan	O	A	A	A	A	A	A	A

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

**MONTGOMERY COUNTY BOARD OF EDUCATION  
SUMMARY SHEET**

October 9, 2007

RESOLUTION FOR CLOSED SESSIONS .....	1
PLEDGE OF ALLEGIANCE .....	2
APPROVAL OF THE AGENDA .....	2
AMERICAN INDIAN HERITAGE MONTH .....	2
MONTGOMERY COUNTY EMPLOYEES' CHARITY CAMPAIGN .....	3
SUPERINTENDENT'S ANNUAL MARK MANN EXCELLENCE AND HARMONY AWARD .....	3
NATIONAL BUS SAFETY WEEK .....	4
PUBLIC COMMENTS .....	4
BOARD AND SUPERINTENDENT COMMENTS .....	5
UPDATE ON CIP/ENROLLMENT .....	6
UPDATE ON ANNUAL GROWTH POLICY REVIEW .....	6
LUNCH AND CLOSED SESSION .....	11
CONTRACTS OF \$25,000 OR MORE .....	11
AWARD OF CONTRACT—SURFACE-MOUNTED SWING DOOR OPERATORS FOR CLASSROOM BUILDINGS	14
AWARD OF CONTRACT—WALTER JOHNSON HIGH SCHOOL MODERNIZATION .....	14
ARCHITECTURAL APPOINTMENT— POOLESVILLE HIGH SCHOOL ADDITION .....	16
ENGINEERING APPOINTMENTS—ENERGY MANAGEMENT AUTOMATION SYSTEMS .....	16
UTILIZATION OF THE FY 2008 PROVISION FOR FUTURE SUPPORTED PROJECTS FUNDS .....	17
AWARD OF CONTRACT—PHARMACY BENEFIT MANAGEMENT PROGRAM .....	18
AWARD OF CONTRACTS—MONTGOMERY COUNTY PUBLIC SCHOOLS MEDICAL PLANS .....	19
HUMAN RESOURCES MONTHLY REPORT .....	20
HUMAN RESOURCES APPOINTMENT .....	20
UPDATE ON SECONDARY LEARNING CENTER TRANSITION PROJECT .....	21
FINAL APPROVAL OF THE COMPREHENSIVE MASTER PLAN .....	24
THE COMPREHENSIVE MASTER PLAN .....	25

**BUDGET PRIORITIES** ..... 25

**CLOSED SESSION RESOLUTION** ..... 26

**REPORT OF CLOSED SESSION** ..... 26

**MINUTES** ..... 27

**RECOGNITION OF MCPS AND COMMUNITY ACHIEVEMENTS** ..... 27

**PREVIOUS NEW BUSINESS – OUTSIDE AUDIT PROJECTS** ..... 28

**NEW BUSINESS** ..... 28

**ITEMS OF INFORMATION** ..... 28

**ADJOURNMENT** ..... 28

**CLOSED SESSION** ..... 29