

APPROVED  
34-1995

Rockville, Maryland  
September 26, 1995

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on September 26, 1995, at 8:45 p.m.

ROLL CALL Present: Mrs. Beatrice B. Gordon, President  
in the Chair  
Mr. Stephen Abrams  
Dr. Alan Cheung  
Mr. Blair G. Ewing  
Mr. Reginald Felton  
Ms. Ana Sol Gutierrez  
Mrs. Nancy King  
Mr. Charles McCullough

Others Present: Dr. Paul L. Vance, Superintendent  
Mrs. Katheryn W. Gemberling, Deputy  
Mr. Larry A. Bowers, Acting Deputy

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

RESOLUTION NO. 643-95 Re: BOARD AGENDA - SEPTEMBER 26, 1995

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 September 26, 1995.

Re: BOARD MEMBER SALARY INCREASE

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

Resolved, That the Board of Education requests the Montgomery County Delegation to file a local bill for the 1996 legislative session that increases Board members' salaries to \$15,750 annually and raises the Board president's salary to \$17,250 annually for Board members whose term begins on or after November 30, 1996.

Re: A MOTION BY MR. EWING TO AMEND BOARD MEMBER SALARY INCREASE (FAILED)

The following motion by Mr. Ewing failed with Mr. Ewing, Mrs. Gordon, Ms. Gutierrez and Mr. McCullough voting in the affirmative; Mr. Abrams, Dr. Cheung, Mr. Felton and Mrs. King voting in the negative:

Resolved, That the Board of Education requests the Montgomery County Delegation to file a local bill for the 1996 legislative session that increases Board members' salaries to \$14,500 annually





4. East Coast Industries, Inc.

84,252

and

WHEREAS, The low bids are below the staff estimates of \$350,000 and \$80,000, respectively, and HVAC Replacement and Fuel Tank Replacement capital project funds are available to award the contract; and

WHEREAS, Mech-Air, Inc., and American Combustion, Inc., have completed similar projects successfully for Montgomery County Public Schools; now therefore be it

Resolved, That a \$313,200 contract be awarded to Mech-Air, Inc., to replace the chiller and cooling tower, and a \$67,095 contract be awarded to American Combustion, Inc., to replace the fuel oil tank at Tilden Middle School at the Woodward Center.

\* Mr. McCullough left the meeting at this point.

RESOLUTION NO. 648-95

Re: ACCEPTANCE OF DAMASCUS HIGH SCHOOL

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

Resolved, That having been duly inspected on September 19, 1995, the addition/modifications to Damascus High School now be formally accepted; and be it further

Resolved, That the official date of completion be established as that date upon which formal notice is received from the architect that the building has been completed in accordance with the plans and specifications, and all contract requirements have been met.

RESOLUTION NO. 649-95

Re: ACCEPTANCE OF SPRINGBROOK HIGH SCHOOL

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

Resolved, That having been duly inspected on September 19, 1995, the addition/modernization of Springbrook High School now be formally accepted; and be it further

Resolved, That the official date of completion be established as that date upon which formal notice is received from the architect that the building has been completed in accordance with the plans and specifications, and all contract requirements have been met.

RESOLUTION NO. 650-95

Re: UTILIZATION OF FY 1996 FUTURE



and be it further

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

RESOLUTION NO. 652-95                      Re: RECOMMENDED                      FY                      1996  
SUPPLEMENTAL

APPROPRIATION FOR IMMERSION  
PROGRAMS IN CRITICAL LANGUAGES

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

Resolved, That the superintendent of schools be authorized, subject to County Council approval, to receive and expend an FY 1996 supplemental appropriation of \$ 134,127 from the U.S. Department of Education for Immersion Programs in Critical Languages, in the following categories:

<u>Category</u>	<u>Positions*</u>	<u>Amount</u>
2 Instructional Salaries	1.5	\$ 93,040
3 Other Instructional Costs		13,475
10 Fixed Charges		<u>27,612</u>
Total	<u>1.5</u>	<u>\$134,127</u>

- \*1.0 Resource Teacher, Grade A-D (10-month)
- .5 Office Assistant, Grade 8 (12-month)

and be it further

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

RESOLUTION NO. 653-95                      Re: PERSONNEL APPOINTMENT

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

Resolved, That the following personnel appointment be approved:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Janice Mostow	Principal, Briggs Chaney MS	Principal, Bethesda- Chevy Chase HS

RESOLUTION NO. 654-95

Re: PERSONNEL APPOINTMENT

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

Resolved, That the following personnel appointment be approved:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Stephen L. Bedford	Principal, Martin Luther King MS	Principal, Col. E. Brooke Lee MS

RESOLUTION NO. 655-95

Re: PERSONNEL APPOINTMENT

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

Resolved, That the following personnel appointment be approved:

<u>Appointment</u>	<u>Present Position</u>	<u>As</u>
Ida L. Polcari	Assistant Principal, Benjamin Banneker MS	Principal, Benjamin Banneker MS

Re: PRESENTATION ON ENROLLMENT AND FACILITIES

Dr. Vance introduced Ms. Deanna Newman, acting director of the Department of Education Facilities Planning and Capital Programming, and Mr. Bruce Crispell, demographic planner.

Mr. Crispell reported that the enrollment projection for this year was 121,000 students and the tenth-day enrollment was 833 students over projection. The track record over the past few years indicates the number of students will drop between early September and the end of September. Overall, Mr. Crispell expects 500 students over the estimate.

Mr. Crispell pointed out that there were interesting statistics in a couple of clusters. In the Bethesda-Chevy Chase cluster, Bethesda-Chevy Chase High School is 18 students over projection. There has been concern in that cluster about growth in that school. Montgomery Blair High School is 38 students over forecast. Blair's peak enrollment is projected to be 2,950 students in the year 2005 and does not include the potential Takoma Park students. In the northeastern part of the county, Paint Branch is 60 students below forecast; Springbrook is 50 students below forecast; and Sherwood is 82 over forecast.

Mr. Crispell stated that MCPS is still in the gradual enrollment growth that began in 1983 and has resulted in an additional 35,000

students. Projection is that MCPS will have 135,000 students by 2000. A significant factor is the growth in the high school population. In the next five years, high school enrollment will increase by 20 percent.

Mr. Crispell went on to state that the key components in demographics are birth, aging forward, and in-migration. Births have been coming very close to forecast with a peak in 1990 of 12,772. The aging forward of the school population and the difference between entering students and exiting students results in 2,500 additional students per year. The increase in in-migration is those that move into the county over and above those aging forward; however, the in-migration numbers have come down.

Mr. Crispell explained that another important factor is the race/ethnic composition of enrollment. MCPS continues increased enrollment in the Hispanic group which now matches Asian enrollment. As MCPS is more and more diverse, the English Speakers of Other Languages (ESOL) enrollment is somewhat less than forecast in the high school groups. Even though the ESOL enrollment has slowed in high schools, the elementary population is growing and reflects children borne in the United States with English as a primary language. There is an issue of multiracial persons and how to classify them without denying their heritage. Recent legislation in some jurisdictions has created a multiracial category.

\* Mr. Abrams left the meeting at this point.

Finally, Mr. Crispell reported on the economy and the prospects for the future. The federal government is going through downsizing, and that is expected to be the driving force for the health of the local economy. It is estimated that in Montgomery County one in seven residents are employed by the federal government. There is also a concern about the level of federal spending in the area. The federal government is reforming welfare, Medicare and Medicaid, affirmative action, immigration, and the changes in the race/ethnic classification that is redefining public institutions. With the federal government shifting responsibility to the states, there will be more competition for resources.

Ms. Gutierrez commended Mr. Crispell on his encompassing coverage.

It is important that for the Board to keep all these issues in mind as well as being well informed on what is happening including Congressional decisions that have an impact on local governments.

It is extremely valuable for Mr. Crispell to focus on demographics for the Board. She recommended that he should make a similar presentation to the County Council and County Executive. The Board needs to begin to think about the multiracial category and it is important for the school system to understand how information can be used more effectively.

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Mr. Felton expressed his thanks for the presentation because it helps the Board as well as the community. His concern was that other agencies are also making projections and to what extent are agencies working together in sharing issues and needs. Mr. Crispell responded that there are opportunities to integrate services within the county. The Maryland-National Capital Park and Planning Commission (M-NCPPC) recently called together county agencies to begin work as a team to discuss trends and build those observations into a database.

Mr. Felton inquired about the multiracial category and his understanding that Mr. Crispell had made a presentation that identified 21 or 24 different combinations of racial/ethnic groups. Mr. Crispell answered that was correct and society is moving toward such a category. It is open ended at this time and the federal government has not made a decision even though some states have created a multiracial category.

Mrs. King commended Mr. Crispell on his presentation and asked about enrollment projections for the Sherwood cluster with 1,000 new housing units within five years. Mr. Crispell explained that there is a lot of development getting underway and, based on that information, the Board has redistributed attendance areas.

Dr. Cheung congratulated Mr. Crispell and asked if the ethnic student population mirrors the broader population in the community. Mr. Crispell replied that MCPS is much more diverse than the total adult population in the county.

Mr. Ewing stated that when dealing with enrollment and planning issues, a significant factor is research and how that data supports educational funding. Survey results indicate a high level of support for education but at the same time there is a decrease in funding. He requested survey results that indicates public support for education at the state or local level.

Mr. Ewing explained that as a planning issue, the Board needs to focus on the M-NCPPC and the County Council in relation to local legislation that requires them to curtail development in certain districts and how that relates to school system growth. Mr. Ewing asked that a meeting be set up with the National-Capital Park and Planning Commission.

Mr. Ewing questioned if M-NCPPC or local development offices keep track of jobs that are developed in the county, i.e., lesser paying jobs will result in lost revenues for schools.

Mr. Crispell replied that in the past the county periodically did a survey of resident's opinions of county services and, even though MCPS always came out high, it was not tied to spending. Mr. Crispell volunteered to check and see if any data was available.

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Ms. Gutierrez added that she had the opportunity during Hispanic Heritage Month to attend the second year anniversary of the National Latino Children's Agenda. Its focus is on identifying what are the issues that affect Latino children since they are the largest minority group under the age of 15 years of age. Fairfax County does a survey of language spoken at home. As the Board gets into the classification issues, it will need other types of indicators that leads to understanding of characteristics and profiles of the children enrolled in MCPS. When the Board is presented with so much data, it tends to lose focus on what it really means in terms of children.

Mrs. Gordon thanked Mr. Crispell for his presentation and stated that the Board looks forward to more discussion as the Capital Improvement Plan is presented.

Re: BOARD/SUPERINTENDENT COMMENTS

Mrs. King stated that she inspected the new addition at Damascus High School. Although the whole addition is functional and attractive, there is one hallway in the older section where everything intersects, and this bottleneck should be examined by staff for safety. She also attended the anniversary of Baker Middle School and was impressed by the work and enthusiasm of the students.

Mrs. Gordon reported that she attended the Maryland Association of Boards of Education conference. There were a number of issues that will be very important to Montgomery County as well as the state. Under discussion were three funding bills, high school assessment, private school choice, and statewide teacher salary schedule. Mrs. Gordon indicated that she would be forwarding a summary of some of those issues to Board members.

Mr. Ewing commented on the controversy that is ongoing about the transfer policy and its impact. Lost in the discussion to date has been the important issue of how MCPS goes about assuring that there is a high level of integration and as little isolation as possible. Over the last two decades, MCPS has been highly successful in adapting to and managing the very rapid growth of diversity in the county through a range of means including busing to maintain integration in some schools, magnet schools, transfer policy, and the allocation of resources to some schools. In the process, the Board has made some choices but the choices have squarely put the Board in the middle of the business of choosing the means to maintain integration. The Board has not, for example, followed the route of establishing rigid quotas. Without some regulatory activity on the part of the system, individual choice would probably lead to increased segregation in some parts of the county. It is important for the Board to understand two things: (1) the decisions about how to apply the policy are the decisions that are often subject to controversy, and (2) the Board has on occasion different views than the superintendent. The

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question is not whether the Board has a good policy but whether we have good objectives. The objective is that the Board does not want schools that produce isolation for any racial or ethnic group.

Ms. Gutierrez commented that the Research and Evaluation Committee had a very successful meeting recently. Staff was prepared to give Board members an in-depth overview of the assessments and the issues that will be facing the Board as it looks at state and local approaches to assessment and mandates.

RESOLUTION NO. 656-95            Re:DEATH OF EVERETT H. WOODWARD

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

WHEREAS, The recent death of Everett H. Woodward has deeply saddened the staff and members of the Board of Education; and

WHEREAS, Mr. Woodward served with distinction as a member of the Montgomery County Board of Education from 1962 to 1966; and

WHEREAS, Mr. Woodward was elected by his fellow Board members to serve as president in 1966; and

WHEREAS, Mr. Woodward campaigned for election to the Board of Education by advocating a close rein on spending, a return to the fundamentals of education, and elimination of "frills" in the County's \$67 million school system; and

WHEREAS, While serving on the Board, Mr. Woodward contributed his leadership skills and advocated a spirit of understanding and cooperation among his fellow Board members; now therefore be it

Resolved, That on behalf of the staff and students of the Montgomery County Public Schools, the members of the Board of Education express their sorrow at the death of Mr. Everett H. Woodward and extend deepest sympathy to his family; and be it further

Resolved, That this resolution be made part of the minutes of this meeting and a copy be forwarded to Mr. Woodward's family.

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RESOLUTION NO. 657-95 Re: MINUTES OF JULY 24, 1995

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

Resolved, That the minutes of July 24, 1995, be approved.

RESOLUTION NO. 658-95 Re: CLOSED SESSIONS -  
OCTOBER 2 AND 10, 1995

On recommendation of the superintendent and on motion of Mrs. King seconded by Dr. Cheung, the following resolution was adopted unanimously by members present:

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

Resolved, That the Board of Education of Montgomery County hereby conduct a closed session meeting on Monday, October 2, 1995, at 7:30 p.m. to discuss personnel matters; and be it further

Resolved, That the Board of Education of Montgomery County hereby conduct a portion of its meeting on Tuesday, October 10, 1995, at 9 a.m. and at noon to discuss personnel matters, matters protected from public disclosure by law, and other issues including consultation with counsel to obtain legal advice; and be it further

Resolved, That these meetings be conducted in Room 120 of the Carver Educational Services Center, Rockville, Maryland, as permitted under Section 4-106, Education Article of the Annotated Code of Maryland and State Government Article 10-501; and be it further

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

Re:REPORT ON CLOSED SESSION -  
SEPTEMBER 12, 1995

On August 29, 1995, by the unanimous vote of members present, the Board of Education voted to conduct a closed session on Tuesday, September 12, 1995, as permitted under Section 4-106, Education Article of the Annotated Code of Maryland and State Government Article 10-501.

The Montgomery County Board of Education met in closed sessions on Tuesday, September 12, 1995, from 9:15 a.m. to 12:30 p.m. and from

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5:00 p.m to 5:05 p.m. The meetings took place in Room 120, Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss the monthly personnel report as well as new teachers hired for the beginning of the school year. The Board discussed the appointments of two directors of the Office of School Administration. Votes taken in closed session were confirmed in open session. The Board also discussed assessing school effectiveness and evaluating principals.

The Board reviewed and adjudicated the following appeals: T-1995-4, T-1995-7, T-1995-9, T-1995-10, T-1995-16, T-1995-17, T-1995-18, T-1995-19, T-1995-20, T-1995-21, T-1995-22, T-1995-23, T-1995-24, T-1995-25, T-1995-26, T-1995-27, T-1995-28, T-1995-29, T-1995-30, T-1995-31, T-1995-32, T-1995-33, T-1995-34, T-1995-35, T-1995-36, T-1995-37, T-1995-38, T-1995-39, 1995-21, 1995-22, 1995-23, 1995-24, 1995-27, and 1995-33. The Board discussed a need to review the transfer policy especially focusing on timing.

The Board authorized settlement of an EEOC case.

In attendance at the closed session were Steve Abrams, Larry Bowers, Alan Cheung, Patricia Cousins, Blair Ewing, Tom Fess, David Fischer, Phinnize Fisher, Reggie Felton, Katheryn Gemberling, Bea Gordon, Ana Sol Gutierrez Nancy King, Elfreda Massie, George Margolies, Charles McCullough, Brian Porter, Glenda Rose, Roger Titus, Paul Vance, Mary Lou Wood, and Melissa Woods.

RESOLUTION NO. 659-95

Re:BOE APPEAL NO. T-1995-29

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-29, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.

\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 660-95

Re:BOE APPEAL NO. T-1995-33

On motion of Ms. Gutierrez and seconded by Mrs. King, the following resolution was adopted unanimously: \* \*\*

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-33, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.

\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 661-95

Re:BOE APPEAL NO. T-1995-35

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-35, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.  
\*\*Mr. McCullough participated in this Decision and Order and voted in the negative.

RESOLUTION NO. 662-95

Re:BOE APPEAL NO. T-1995-36

On motion of Ms. Gutierrez and seconded by Dr. Cheung, the following resolution was adopted unanimously: \* \*\*

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-36, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.  
\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 663-95

Re:BOE APPEAL NO. T-1995-37

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-37, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.  
\*\*Mr. McCullough participated in this Decision and Order and voted in the negative.

RESOLUTION NO. 664-95

Re:BOE APPEAL NO. T-1995-38

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-38, a student transfer matter.

\* Mr. Abrams did not participate in this Decision and Order.

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\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 665-95                      Re:BOE APPEAL NO. T-1995-41

On motion of Ms. Gutierrez and seconded by Mr. Felton, the following resolution was adopted unanimously: \*

Resolved, That the Board of Education dismissed BOE Appeal No. T-1995-41, a student transfer matter, as being moot.

\*Mr. Abrams and Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 666-95                      Re:BOE APPEAL NO. T-1995-42

On motion of Ms. Gutierrez and seconded by Mrs. King, the following resolution was adopted unanimously: \*

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. T-1995-42, a student transfer matter.

\*Mr. Abrams and Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 667-95                      Re:BOE APPEAL NO. 1995-27

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. 1995-37, a program admission matter.

\* Mr. Abrams did not participate in this Decision and Order.

\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

RESOLUTION NO. 668-95                      Re:BOE APPEAL NO. 1995-33

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

Resolved, That the Board of Education adopt its Decision and Order in BOE Appeal No. 1995-33, an eligibility matter.

\* Mr. Abrams did not participate in this Decision and Order.

\*\*Mr. McCullough participated in this Decision and Order and voted in the affirmative.

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Re: ITEMS OF INFORMATION

1. Proposal to Consider a Comprehensive Review of Boundaries

RESOLUTION NO. 669-95

Re:ADJOURNMENT

On recommendation of the superintendent and on motion of Mr. Felton seconded by Mrs. King, the following resolution was adopted unanimously:

Resolved, That the Board of Education adjourn its meeting at 11:20 p.m.

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President

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Secretary

PLV:gr