

APPROVED
28-1998

Rockville, Maryland
August 26, 1998

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Wednesday, August 26, 1998, at 1:30 p.m.

ROLL CALL Present: Mrs. Nancy J. King, President
 in the Chair
 Mr. Geonard F. Butler, Jr.
 Dr. Alan Cheung
 Mr. Blair G. Ewing
 Mr. Reginald M. Felton
 Mrs. Beatrice B. Gordon
 Ms. Ana Sol Gutiérrez
 Ms. Mona M. Signer
 Dr. Paul L. Vance, Secretary/Treasurer

Absent: None

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

RESOLUTION NO. 516-98 Re: **AGENDA**

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

Resolved, That the Board of Education approve its agenda for August 26, 1998.

Re: **BOARD/SUPERINTENDENT COMMENTS**

Dr. Vance announced that the new teacher orientation took place at Walt Whitman High School on August 24, 1998, with more than 819 new teachers, and publically acknowledged the effort of the Department of Personnel Services. The good news was that nearly 25 percent of those new teachers were MCPS graduates. Also, he was excited as the school system initiated the consortium and controlled choice in the northeast part of the county.

Ms. Signer had the pleasure to attend the “unveiling” of the new air-conditioning system at Cabin John Middle School with the new mega window units, and she reported that the staff was elated. Everyone was anxious to ascertain how the system works. Second, there had been an article in the Montgomery Journal reporting the procedures that were used to collect retiree health insurance premiums and the irregularities that were alleged in 1993. The Board had received a memorandum from the Superintendent indicating that

measures had been taken to address those problems, but she asked the Audit Committee to meet and receive reports from Peat Marwick and the internal auditors' 1993 report. Third, the Board received a copy of a letter from the U.S. Department of Education inviting a sample of MCPS students to participate in the 3rd International Mathematics and Science Study replication. Under new business, she planned to introduce an item that would allow the school system to cooperate with a sample of 1000 students.

Mrs. Gordon had attended the kickoff for the Northeast Consortium prior to the Board meeting. It was unfortunate that arrangements had not been made for the Board meeting to start later so that other Board members could have attended. There was a great deal of excitement, and she knew the consortium would be an overwhelming success. Second, she had attended the NSBA presidents' conference, and the theme was raising standards. Across the country school systems were doing phenomenal things to address that issue. Clearly, the participants agreed that educators must be competitive on a world wide basis. At an earlier conference, it was noted that the Seattle School District and the Washington State Department of Education accomplished incredible things, especially in allocating resources based on funding that followed the student.

Ms. Gutiérrez congratulated staff for opening three new high schools. The new teacher's orientation demonstrated a high level of energy and excitement among the new hires. However, she had hoped for a greater diversity of new teachers, especially Latinos and Asians. Second, air conditioning was valuable for all schools; however, Cabin John Middle Schools was the first school outfitted with window units even though this project was introduced three years ago. Third, she thanked Dr. Smith and others who met with staff from the George Washington University's Center of Excellence. It was a productive meeting to develop the new policy on limited English proficient students.

Mr. Ewing asked the Superintendent to explore the possibility of a moratorium regarding the use of Montgomery Blair High School for one year by outside groups through the ICB. Second, Mr. Ewing asked how many of the newly hired elementary teachers met the Board's policy requirement in math and science, and how many current elementary teachers meet that requirement. Third, the Board had passed a resolution seeking a meeting to discuss with the County Council and County Executive the Belt facility issue. He hoped that meeting would be scheduled soon. Fourth, Mr. Ewing asked when the placement of autism programs would be discussed by the Board. Finally, he hoped that as the Board moved ahead with consideration of the contribution of school system to employee pensions, that the Board would schedule as part of the meeting a discussion with legislators and union leaders.

Mr. Felton congratulated the Superintendent and staff and the Department of Information for the recent publication on the 1998 Back to School Report. The document was a first class publication.

Re: **PUBLIC COMMENTS**

The following people appeared before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Deon Farnes	Student Transfers
2.	Laura Paugh	Foreign Language Instruction
3.	Vickie Olafson	French Immersion

Ms. Signer asked the Superintendent to respond in writing to Ms. Paugh's concerns.

RESOLUTION NO. 517-98 Re: **CONTRACTS FOR MORE THAN \$25,000**

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

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 be awarded to the low bidders meeting specifications as shown for the bids as follows:

BL700 93012A	Tennis and Multi-Use Courts Supplies	
	<u>Awardee</u>	
	American Tennis Courts, Inc.*	\$ 103,804
203-95	Computers, Printers and Computer Peripherals - Extension	
	<u>Awardee</u>	
	SSI Business Centers	\$1,000,000
51-96	Athletic, Cheerleader and PomPon Uniforms - Extension	
	<u>Awardees</u>	
	Anaconda-Kaye Sports, Inc.	
	Athletic House	
	Marlow Sports, Inc.*	
	Sports Extra, Inc.*	

	Team Distributors	
	Total	\$ 90,000
5-97	Polyliner Bags - Extension	
	<u>Awardees</u>	
	Calico Industries, Inc.	\$ 65,139
	Central Poly Corporation	54,193
	Consolidated Maintenance Supply, Inc.	<u>13,215*</u>
	Total	\$ 132,547
319-97	Recycled Toner Cartridges - Extension	
	<u>Awardee</u>	
	PS Data Supply	\$ 25,138
1005.2	Disk Drives for MacIntosh and Intel Computers	
	<u>Awardees</u>	
	Advanced Micro Ventures	\$ 26,825
	Impres Tehnology*	61,342
	Landon Systems Corporation	2,158
	Supply Centre', Inc.	<u>33,800</u>
	Total	\$ 124,125
1047.2	Computer Network Equipment/Chassis, Hubs and Modules for the Office of Global Access Technology	
	<u>Awardee</u>	
	Bell Atlantic Network Integration, Inc.	\$1,626,616
1058.1	Security Locking Devices	
	<u>Awardee</u>	
	Terminal Data Corporation	\$ 32,104
4036.1	Printing Supplies	

Awardees

American Printing Equipment and Supply	\$245
Braden Sutphin	108
Graphic Systems, Inc.	2,410
Inx International Ink Company	17,580
Multigraphics	4,032
Patton Printing Supplies, Inc.	3,964
Valley Litho Supply	3,895
E H Walker Supply Company, Inc.	<u>37,004</u>
Total	\$69,238

4039.1 Custodial Equipment Repair

Awardees

Acme Paper and Supply Company	
National Supply Company	
Total	\$ 59,180

4040.1 Lawn Service Equipment - Mowers and Tractors

Awardees

H B Duvall, Inc.	\$ 22,406
Gaithersburg Ford Tractor Company	96,612
Gaithersburg Rental Center	23,909
Kohler Equipment, Inc.	7,563
Lawn and Power Equipment	<u>7,392</u>
Total	\$ 157,882

4041.1 Custodial Equipment

Awardees

Acme Baer	\$ 1,495
Daycon Products, Inc.	10,051
National Supply Company	7,180
Viking Chemicals, Inc.*	<u>20,230</u>
Total	\$ 38,956

MORE THAN \$25,000 \$3,459,590

* Denotes MFD vendor

RESOLUTION NO. 518-98

Re: **AWARD OF CONTRACTS - BETHESDA ELEMENTARY SCHOOL**

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

WHEREAS, The following bids represent the fifth in a series of subcontracts that were bid as part of a construction management process for the Bethesda Elementary School project:

<u>Low Bids</u>	<u>Amount</u>
<u>Casework</u>	
Steel Products, Inc.	\$ 287,000
<u>Ceramic Tile</u>	
David Allen Company	36,700
<u>Landscaping</u>	
W. H. Boyer, Inc.	86,310

and

WHEREAS, The current aggregate minority business participation for the subcontracts bid to date is 13.75 percent; and

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

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

Resolved, That contracts be awarded to the above referenced subcontractors meeting specifications for the Bethesda Elementary School project, in accordance with plans and specifications prepared by Walton, Madden, Cooper, Robinson, Poness, Inc.

RESOLUTION NO. 519-98

Re: **AWARD OF CONTRACTS - MONTGOMERY BLAIR MIDDLE SCHOOL #3/ELEMENTARY SCHOOL #11**

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

WHEREAS, The following sealed bids represent the third in a series of subcontracts that were bid as part of a construction management process for the Montgomery Blair Middle School #3/Elementary School #11 project:

<u>Low Bids</u>	<u>Amount</u>
<u>Educational Casework</u> Steel Products, Inc.	\$ 511,777
<u>Laboratory Casework</u> Steel Products, Inc.	184,321
<u>Library Furniture</u> Steel Products, Inc.	76,767

and

WHEREAS, The current aggregate minority business participation for the subcontracts bid to date is 14.7 percent; and

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

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

Resolved, That three contracts be awarded to Steel Products, Inc., in the total amount of \$772,865.00, for the Montgomery Blair Middle School #3/Elementary School #11 project, in accordance with plans and specifications prepared by Grimm & Parker, P.C.

RESOLUTION NO. 520-98 Re: **AWARD OF CONTRACT - INSTALLATION OF STADIUM LIGHTS AT SENECA VALLEY HIGH SCHOOL**

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

WHEREAS, One of the wooden poles supporting the stadium lights at Seneca Valley High School was damaged beyond repair during a recent storm; and

WHEREAS, The following bid was received on July 14, 1998, to replace the stadium lighting system at Seneca Valley High School, with work to begin immediately and be completed prior to the first home football game in September:

<u>Bidder</u>	<u>Amount</u>
S. Rock/Estabrook Corporation	\$87,000.00

and

WHEREAS, The bid is below staff's estimate of \$130,000; and

WHEREAS, S. Rock/Estabrook Corporation has successfully completed similar projects for Montgomery County Public Schools; and

WHEREAS, On July 28, 1998, the County Council approved an emergency supplemental appropriation for the FY 1999 capital budget and an amendment to the FY 1999-2004 Capital Improvements Program in the amount of \$90,000, with the understanding that the booster club will provide one half the cost of the stadium lights at Seneca Valley High School; now therefore be it

Resolved, That a contract in the amount of \$87,000 be awarded to S. Rock/Estabrook Corporation for the construction of permanent stadium lights at Seneca Valley High School.

RESOLUTION NO. 521-98 Re: **AWARD OF CONTRACT - OUTDOOR ATHLETIC STORAGE STRUCTURES**

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

WHEREAS, The following proposals were received on August 5, 1998, to provide outdoor athletic storage structures at James Hubert Blake and Northwest high schools, with work to begin immediately and to be completed by September 30, 1998:

<u>Company</u>	<u>Amount</u>
Hanlon Construction Company, Inc.	\$39,500
Smith-Midland	47,170

and

WHEREAS, Hanlon Construction Company, Inc., has completed work successfully for Montgomery County Public Schools; and

WHEREAS, The low proposal was below the staff estimate of \$44,000; and

WHEREAS, Staff has verified that the contractor has made a good faith effort to obtain minority participation; now therefore be it

Resolved, That a contract in the amount of \$39,500 be awarded to Hanlon Construction Company, Inc., for outdoor athletic storage structures at James Hubert Blake and

Northwest high schools, in accordance with plans and specifications prepared by the Department of Facilities Management.

RESOLUTION NO. 522-98 Re: **TRANSPORTATION CONSULTANT - NORTHWEST
TRANSPORTATION DEPOT FEASIBILITY STUDY**

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

WHEREAS, It is necessary to appoint a transportation consultant firm to provide professional and technical services to update the study which was completed in FY 1990 for the future Northwest Transportation Depot; and

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

WHEREAS, The FY 1999-2004 Capital Improvements Program anticipates a request for planning and construction funds in FY 2001; and

WHEREAS, A Professional Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Giegerich & Associates, Inc., as the most qualified firm to provide the necessary services; and

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

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the firm of Giegerich & Associates, Inc., to provide professional services for the future Northwest Transportation Depot feasibility study project for a fee of \$25,000.

RESOLUTION NO. 523-98 Re: **GRANT OF DEED OF DONATION AND EASEMENTS
AT MONTGOMERY BLAIR HIGH SCHOOL**

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

WHEREAS, The Maryland State Highway Administration is planning to widen and improve Colesville Road (US 29) and University Boulevard (MD 193), both of which are adjacent to Montgomery Blair High School, located at 51 University Boulevard East in Silver Spring; and

WHEREAS, Final design and construction of the road improvement requires a fee simple conveyance of 0.632 acre, perpetual drainage easement of 0.969 acre, and temporary

grading easement of 3.466 acres; and

WHEREAS, All construction, restoration, and future maintenance will be at no cost to the Board of Education, with the Maryland State Highway Administration and its contractors assuming liability for all damages or injury; and

WHEREAS, This land conveyance for a right-of-way to improve the existing roadway will benefit the surrounding community and Montgomery Blair High School, and will not affect any land that could be used for school programming and recreational activities; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Deed of Donation to the Maryland State Highway Administration conveying 0.632 acre in fee simple, a permanent easement of 0.969 acre, and a temporary grading easement of 3.466 acres for improvements to Colesville Road (US 29) and University Boulevard (MD 193) at Montgomery Blair High School.

RESOLUTION NO. 524-98 Re: **BUILDING AUTOMATION AND TEMPERATURE CONTROL SYSTEM INSTALLATION AT FOREST OAK REPLACEMENT FACILITY**

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

WHEREAS, The following bids were received on August 4, 1998, for the building automation and temperature control system installation at Forest Oak Replacement Facility:

<u>Bidder</u>	<u>Bid Amounts</u>
Engineering Services, Inc.	\$244,000.00
Siebe Pritchett, Inc.	295,838.00
Control Systems Sales, Inc.	308,672.00

and

WHEREAS, Staff has verified that the contractor has made a good faith effort to obtain minority participation; and

WHEREAS, The low bid is below the staff estimate of \$280,000; and

WHEREAS, The recommended contractor has completed similar work successfully for Montgomery County Public Schools; now therefore be it

Resolved, That the Board of Education award a contract in the amount of \$244,000.00 to Engineering Services, Inc., to install a building automation and temperature control system installation at Forest Oak Replacement Facility, and assign them to the general contractor for implementation and supervision.

RESOLUTION NO. 525-98 Re: **AWARD OF CONTRACT - ACCESS FOR THE
DISABLED AT COL. E. BROOKE LEE MIDDLE
SCHOOL**

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

WHEREAS, The following bids were received on August 4, 1998, for providing access for the disabled at Col. E. Brooke Lee Middle School, with work to begin immediately and to be completed by October 30, 1998:

<u>Bidder</u>	<u>Amount</u>
Golden Construction, Inc.	\$38,748
Hanlon Construction Company, Inc.	41,250

and

WHEREAS, The low bidder, Golden Construction, Inc., has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The proposal was below the staff estimate of \$42,000; and

WHEREAS, Staff has verified that the contractor has made a good faith effort to obtain minority participation; now therefore be it

Resolved, That a contract in the amount of \$38,748 be awarded to Golden Construction, Inc., for access for the disabled at Col. E. Brooke Lee Middle School, in accordance with plans and specifications prepared by the Department of Facilities Management.

RESOLUTION NO. 526-98 Re: **AWARD OF CONTRACT - MONTGOMERY BLAIR HIGH
SCHOOL - WETLAND PLANTINGS**

WHEREAS, The following bids were received on August 7, 1998, for the furnishing and installation of wetland plantings at Montgomery Blair High School:

<u>Bidder</u>	<u>Amount</u>
Aspen Landscape Contractors, Inc.	\$14,850
Environmental Systems Analysis, Inc.	22,500

and

WHEREAS, The low bidder, Aspen Landscape Contractors, Inc., has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The proposal was below the staff estimate of \$17,500; now therefore be it

Resolved, That a contract in the amount of \$14,850 be awarded to Aspen Landscape Contractors, Inc., for the furnishing and installation of wetland plantings at Montgomery Blair High School, in accordance with plans and specifications prepared by the Department of Facilities Management.

RESOLUTION NO. 527-98

Re: **CONTINUATION OF THE LEASES FOR ONE CENTRAL PLAZA AND 30 WEST GUDE DRIVE**

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

WHEREAS, The Board of Education has leased space at One Central Plaza and 30 West Gude Drive for several years to house several units, including the Office of School Administration, a Pupil Services Field Office, and the Department of Personnel Services; and

WHEREAS, Funds to pay the rent for these locations have been included in the real estate management enterprise fund; now therefore be it

Resolved, That the Board of Education authorize the superintendent of schools to expend those funds to pay the rent for the space used at One Central Plaza and 30 West Gude Drive.

RESOLUTION NO. 528-98

Re: **GRANT OF UTILITY EASEMENT TO POTOMAC ELECTRIC POWER COMPANY AND BELL ATLANTIC-MARY LAND AT TAKOMA PARK MIDDLE SCHOOL**

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

WHEREAS, The Potomac Electric Power Company and Bell Atlantic -- Maryland have jointly requested a utility easement to relocate utility poles at Takoma Park Middle School, located at 7611 Piney Branch Road in Takoma Park; and

WHEREAS, The proposed grant of utility easement includes above-ground electrical facilities to be installed in a ten-foot strip for a distance of approximately 621 feet; and

WHEREAS, This grant of easement will benefit the school and surrounding community by providing the necessary electrical facilities to support the school; and

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

WHEREAS, All work and restoration is to be carried out as a part of the school construction project; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Utility Easement consisting of 6,794 square feet to the Potomac Electric Power Company and Bell Atlantic-Maryland at Takoma Park Middle School.

RESOLUTION NO. 529-98 Re: **AWARD OF CONTRACT FOR MAINTENANCE PROJECTS AT DUFIEF AND KENSINGTON PARKWOOD ELEMENTARY SCHOOLS**

WHEREAS, The following sealed bids were received on July 17, 1998, in accordance with Montgomery County Public Schools' procurement practices, for cooling tower replacements at DuFief and Kensington Parkwood elementary schools, with work to begin on August 26, 1998, and to be completed by May 1, 1999:

<u>Bidder</u>	<u>Amount</u>
Interstate Service Co., Inc.	\$ 82,907
M & M Welding and Fabricators	84,000
Edward Kocharian & Co., Inc.	100,000
American Mechanical Services of Maryland	118,860
MIC/CO	126,300
Shancy Construction Co., Inc.	149,537
Beardsley Heating & A/C	150,770

and

WHEREAS, The low bidder is below staff estimates, and the low bidder meets specifications; and

WHEREAS, This project is partially funded by the state of Maryland and Interstate Service Co., Inc., which is not a Minority Business Enterprise, has provided evidence of their unsuccessful attempts to obtain a MDOT certified minority vendor and has submitted a Request for Exception to the Maryland state requirement of 14 percent Minority Business Enterprise participation; now therefore be it

Resolved, That a contract for \$82,907 be awarded to Interstate Service Co., Inc., for the cooling tower replacements at DuFief and Kensington Parkwood elementary schools.

RESOLUTION NO. 530-98 Re: **CHANGE ORDERS OVER \$25,000**

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

WHEREAS, Changes are required to the scope of the contract with 4-S Construction, Inc., for ADA modifications to include the addition of a chairlift at Poolesville High School and a toilet/shower room at Seneca Valley High School, and

WHEREAS, Staff and the project architect have reviewed these change orders and found them to be cost effective; and

WHEREAS, Contingency funds are available in the construction budget for these changes; now therefore be it

Resolved, That the Board of Education approve the following change orders for the amounts indicated:

Change Order #01

Description: Installation of a chairlift at Poolesville High School.

Amount: \$28,702

Change Order #02

Description: The addition of a toilet/shower room at Seneca Valley High School.

Amount: \$51,713

Re: **DISCUSSION ON THE FY 1998 OPERATING BUDGET
CATEGORICAL TRANSFERS**

Mr. Ewing asked for more details regarding the deficit and surplus for legal expenses in Categories 1 and 6, respectively. Dr. Spatz responded that anticipated expenditures in the special education legal expenses were curtailed by the procedures put in place by staff. However, in Category 1, the legal services team had just been formed and large cases drove up costs.

Ms. Signer noted that the Superintendent was committed to bring a legal services plan to the Board, and the Board was clear in that it expected the plan at the all-day Board meeting in September. After the final accounting, she asked how much of the FY 1998 budget was carried over to FY 1999. Mr. Bowers replied that \$2.2 million was carried over for the Year 2000 problem (Y2K) and some grant funds. Ms. Signer noted the surplus in Category 4 – Textbooks and Instructional Supplies – and asked if the Council would approve the transfer out of this account. Dr. Spatz replied that the Council indicated they would not approve transfers if those transfers were out of instructional accounts to non-instructional accounts. She understood the explanation, but hoped that the cover letter to the Council and Executive would make it clear that it was a transfer within instructional categories.

Ms. Gutiérrez asked for verification that schools and classrooms were not lacking instructional materials, especially textbooks.

RESOLUTION NO. 531-98 Re: **FY 1998 OPERATING BUDGET CATEGORICAL
TRANSFERS**

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

WHEREAS, Category 1 Administration reflected a deficit as of June 30, 1998, due to greater than anticipated legal fees; and

WHEREAS, Category 2 Mid-level Administration reflected a deficit as of June 30, 1998, due to lower than anticipated lapse and employee turnover savings; and

WHEREAS, Category 5 Other Instructional Costs reflected a deficit as of June 30, 1998, due to changes in state budget categories; and

WHEREAS, Category 9 Student Transportation reflected a deficit as of June 30, 1998, due to increased nonposition salary costs for Extended School Year (ESY) services; and

WHEREAS, Category 11 Maintenance of Plant reflected a deficit as of June 30, 1998, due to higher than anticipated costs for correcting indoor air quality problems, facilities upgrades at Paint Branch High School, and recycling and refuse disposal costs; and

WHEREAS, The required funds are available for transfer from Category 4 Textbooks and Instructional Supplies, Category 6 Special Education, Category 7 Student Personnel Services, Category 10 Operation of Plant and Equipment, and Category 12 Fixed Charges; and

WHEREAS, Expenditures in Category 51 Real Estate Management Fund as of June 30, 1998, exceeded its appropriation; and

WHEREAS, The required appropriation authority is available for transfer from Category 71 Field Trip Fund to Category 51; now therefore be it

Resolved, That the superintendent of schools be authorized subject to the approval of the County Council to effect the following transfers:

<u>Category</u>	<u>Description</u>	<u>To</u>	<u>From</u>
1	Administration	\$ 340,000	
2	Mid-level Administration	220,000	
4	Textbooks and Instructional Supplies		\$ 200,000
5	Other Instructional Costs	1,200,000	
6	Special Education		450,000
7	Student Personnel Services		90,000
9	Student Transportation	70,000	
10	School Plant Operations		100,000
11	Maintenance of Plant	860,000	
12	Fixed Charges		1,850,000
51	Real Estate Management Fund	20,000	
71	Field Trip Fund		<u>20,000</u>
	Total	\$2,710,000	\$2,710,000

and be it further

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

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

RESOLUTION NO. 532-98 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE SUMMER YOUTH EMPLOYMENT TRAINING PROGRAM (SUMMER MARYLAND'S TOMORROW)**

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

Resolved, That the superintendent be authorized to receive and expend within the Provision for Future Supported Projects a grant award of \$12,964 under the Job Training Partnership Act, through the Montgomery County Workforce Development Corporation for the Summer Youth Employment and Training Program in the following categories:

<u>Category</u>	<u>Amount</u>
3 Instructional Salaries	\$ 4,200
4 Textbooks and Instructional Supplies	3,900
9 Student Transportation	4,500
12 Fixed Charges	<u>364</u>
Total	<u>\$12,964</u>

and be it further

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

RESOLUTION NO. 533-98 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE ALCOHOL, TOBACCO, AND OTHER DRUG USE PREVENTION PROGRAM**

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

Resolved, That in accordance with the resolution from the Montgomery County Public Schools Educational Foundation, Inc., the Board of Education accept funds granted by the Corporation Against Drug Abuse; and be it further

Resolved, That the superintendent be authorized to receive and expend within the Provision for Future Supported Projects a grant award of \$21,198 to Montgomery County Public Schools from the Corporation Against Drug Abuse through the Montgomery County Public Schools Educational Foundation for programs that will expand youth substance

abuse prevention efforts in Category 4, Textbooks and Instructional Supplies; and be it further

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

RESOLUTION NO. 534-98 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE MSDE FINE ARTS PROGRAM INITIATIVES**

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

Resolved, That the Superintendent be authorized to receive and expend within the Provision for Future Supported Projects a grant award of \$40,000 from the Maryland State Department of Education, Arts and Humanities Section, to revise nine Montgomery County Public Schools' *Program of Studies* documents that support instruction in the fine arts and align them with the requirement of the Maryland State Department of Education Essential Learner Outcomes for the Fine Arts in the following categories:

<u>Category</u>	<u>Amount</u>
3 Instructional Salaries	\$32,950
4 Textbooks and Instructional Supplies	3,755
12 Fixed Charges	<u>3,295</u>
Total	<u>\$40,000</u>

and be it further

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

RESOLUTION NO. 535-98 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE SMITHSONIAN INSTITUTION/NATIONAL SCIENCE RESOURCES CENTER'S SCIENCE AND TECHNOLOGY CONCEPTS PROJECT AND THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION'S SCIENCE RESOURCES AND TECHNOLOGY AWARENESS PROJECT**

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

Resolved, That the superintendent be authorized to receive and expend within the Provision for Future Supported Projects \$99,820 from the Smithsonian Institution for the Smithsonian Institution/National Science Resources Center project and \$67,015 from the National Aeronautics and Space Administration for the Science Resources and Technology Awareness project in the following categories:

<u>Category</u>	<u>Positions*</u>	<u>Amount</u>
3 Instructional Salaries	2.0	\$ 104,376
5 Other Instructional Costs		25,000
12 Fixed Charges		<u>37,459</u>
Total	<u>2.0</u>	<u>\$ 166,835</u>

* 1.0 Classroom Teacher, (A-D) 10-month
1.0 Resource Teacher, (A-D) 10-month

and be it further

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

RESOLUTION NO. 536-98 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE FUNDS FOR THE ALCOHOL, TOBACCO, AND OTHER DRUG PREVENTION/GETTING A HEAD START AGAINST DRUGS PROGRAM**

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

Resolved, That the superintendent be authorized to receive and expend within the Provision for Future Supported Projects a grant award of \$91,770 from the Montgomery County Department of Health and Human Services, for the FY 1999 Alcohol, Tobacco, and Other Drug Use Prevention/Getting a Head Start Against Drug Program, in the following categories:

<u>Category</u>	<u>Positions*</u>	<u>Amount</u>
2 Mid-level Administration	1.0	\$ 57,385
4 Textbooks and Instructional Supplies		19,940
12 Fixed Charges		<u>14,445</u>
Total	<u>1.0</u>	<u>\$ 91,770</u>

* 1.0 12-month specialist (B-D)

and be it further

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

RESOLUTION NO. 537-98 Re: **PERSONNEL MONTHLY REPORT**

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

Resolved, That the Board of Education approved the Personnel Monthly Report dated August 26, 1998.

RESOLUTION NO. 538-98 Re: **DEATH OF DR. DAVID A. GOLDENSON, CLASSROOM TEACHER, ALBERT EINSTEIN HIGH SCHOOL**

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

WHEREAS, The death on July 27, 1998, of Dr. David A. Goldenson, classroom teacher at Albert Einstein High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Dr. Goldenson was an outstanding teacher with Montgomery County Public Schools for 30 years; and

WHEREAS, Dr. Goldenson was dynamic, creative and committed to maximizing opportunities for all students; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Dr. David A. Goldenson and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 539-98

Re: **DEATH OF MRS. BARBARA F. PELLER, SPEECH
PATHOLOGIST, WHETSTONE ELEMENTARY
SCHOOL**

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

WHEREAS, The death on July 7, 1998, of Mrs. Barbara F. Peller, speech pathologist at Whetstone Elementary School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During more than 23 years with Montgomery County Public Schools, Mrs. Peller demonstrated a strong commitment to her profession; and

WHEREAS, Mrs. Peller provided consistency, structure, and positive reinforcement to maintain a positive atmosphere for learning; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Mrs. Barbara F. Peller and extend deepest sympathy to her family; and be it further

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

RESOLUTION NO. 540-98

Re: **DEATH OF DR. KUSUM U. OHRI, CLASSROOM
TEACHER, ALBERT EINSTEIN HIGH SCHOOL**

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

WHEREAS, The death on July 15, 1998, of Dr. Kusum U. Ohri, classroom teacher at Albert Einstein High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Dr. Ohri was a conscientious and dedicated professional with Montgomery County Public Schools for 20 years; and

WHEREAS, Dr. Ohri had a rare combination of skills and traits which enabled her to provide an exceptional art program, providing individual attention and excellent laboratory settings; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Dr. Kusum U. Ohri and extend deepest sympathy to her family; and be it further

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

RESOLUTION NO. 541-98 Re: **DEATH OF MR. FERGUSON T. CUNNINGHAME,
SPECIAL EDUCATION INSTRUCTIONAL ASSISTANT,
MARK TWAIN SCHOOL**

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

WHEREAS, The death on July 5, 1998, of Mr. Ferguson T. Cunninghame, special education instructional assistant at Mark Twain School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mr. Cunninghame demonstrated a strong commitment to Montgomery County Public Schools during his four years of employment; and

WHEREAS, Mr. Cunninghame took the initiative to problem solve with his students and always acted in a professional manner; now therefore be it

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

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

RESOLUTION NO. 542-98 Re: **PRESENTATION OF PRELIMINARY PLANS - WATKINS
MILL HIGH SCHOOL**

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

WHEREAS, The architect for the addition to Watkins Mill High School, DeLizzio Architects & Planners, P.C., has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Watkins Mill High School Facilities Advisory Committee has approved the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plan report for the addition to Watkins Mill High School developed by DeLizzio Architects & Planners, P.C.

RESOLUTION NO. 543-98

Re: **PRESENTATION OF PRELIMINARY PLANS - MILL
CREEK TOWNE ELEMENTARY SCHOOL**

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

WHEREAS, The architect for the modernization of Mill Creek Towne Elementary School, Lance Bailey & Associates, Inc., has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Mill Creek Towne Elementary School Facilities Advisory Committee has approved the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plan report for the modernization of Mill Creek Towne Elementary School developed by Lance Bailey & Associates.

Re: **CONSTRUCTION STATUS UPDATE**

Dr. Vance invited the following people to the table: Mr. David G. Fischer, associate superintendent for the Office of Supportive Services; Mr. William W. Wilder, director of the Department of School Facilities Management; and Mr. Richard Hawes, director of the Division of Construction.

The white paper to the Board gave a brief report on the major projects, relocatable classroom moves, roof replacements, and special projects that included:

1. Montgomery Blair High School
2. Northwest High School
3. James Hubert Blake High School
4. Kingsview Middle School
5. Lucy V. Barnsley Elementary School
6. Westover Elementary
7. Relocatable Classrooms
8. Roof Replacements
9. Special Projects
 - a. Whitman High School Science Lab Conversion
 - b. Poolesville High School Global Ecology
 - c. Air Conditioning

Re: DISCUSSION

Mrs. King commented that she had toured Montgomery Blair, James Hubert Blake, and Northwest high schools and Kingsview Middle School. Those schools are magnificent, and each school had a unique feature, such as the auditorium at Blake.

Ms. Gutiérrez asked about the facilities for the Kingsley Wilderness program. Mr. Wilder reported that the program was ready for the new school year with four portable classrooms and an administrative building.

Mrs. Gordon asked when the permanent access to James Hubert Blake High School would be completed. Mr. Hawes reported that there had been meetings with road officials and the process would not be completed until September of 1999. Dr. Vance volunteered to provide a timeline to the Board regarding permanent access to James Hubert Blake High School.

Ms. Signer asked about the work on the roof at Carderock Springs Elementary School when students are in school. In the past, there have been problems with fumes and was there a plan to assure that would not happen. Mr. Hawes replied that there would be no hot asphalt work since shingles were to be used. Ms. Signer noted that the school system had converted the extra rooms at Whittier Woods for the wet labs for science. She asked about the timeframe for converting the crawl space for additional classrooms. Mr. Hawes responded that the architect was working on the plans, the construction would begin at the end of this calendar year, and the space would be available in September 1999.

Mr. Felton asked about the construction of Westover Elementary School gymnasium and disruption to the instructional program. Mr. Hawes answered that the gym was in the back of the site and the construction remained outside of the school building. Also, there was a plan to get the students to the ball fields without going through the construction area.

Re: CONTINUOUS IMPROVEMENT/STAFF TRAINING AND DEVELOPMENT WORK GROUP REPORT

Dr. Vance invited the following people to the table: Mr. Wayne Mills, president of Montgomery SUCCESS, Inc.; Mrs. Darlene Merry, acting director of the Transitional Organizational Development Team; Dr. Rebecca Newman, MCAASP past president; Ms. Mary Pat David, representing MCEA; Mrs. Betty Montgomery, representing MCCSSE; and members of the Continuous Improvement Initiatives Work Group in the audience.

Staff reported that last year, a major initiative was undertaken to redesign staff training and identify a plan to implement Continuous Improvement throughout the school system. In a May 30, 1997, a memorandum to the members of the Board of Education, the Superintendent provided the charge for the initiative. To fulfill this charge, a Continuous

Improvement Initiatives Work Group was formed with broad representation from the three employee unions and a variety of offices within Montgomery County Public Schools.

The Continuous Improvement Initiatives Work Group undertook an extensive analysis that included discussions with stakeholder groups, extensive staff surveys, benchmarking via telephone surveys and site visits, and a comprehensive analysis of these data by the Department of Educational Accountability. As a result of this analysis, the work group was able to reach four major conclusions:

1. **Continuous Improvement is a proven methodology (as well as a process) that empowers an organization, through its people, to achieve its maximum potential.** Continuous Improvement will not supplant our existing strategic plan -- rather it will support it and help us to implement it better through enhanced stakeholder involvement. Promoting Success for Every Student (SES) is what we do, and Continuous Improvement is *how* we do it.
2. **Focusing on leadership and how the system leaders model and embrace Continuous Improvement is necessary for a self-renewing organization to produce exemplary key results.** Achieving this focus requires a paradigm shift from limiting leadership to a chosen few to developing a "leaderful" organization -- one in which all stakeholders can lead.
3. **All system improvement efforts must be aligned with and focused on an organizational strategic plan.** With all stakeholders being accountable to a common set of goals and using data to drive decisions, the system will be able to move in a direction and at a pace never experienced before.
4. **A core value of a Continuous Improvement organization is that people are its most precious resource.** The people who constitute an organization can make the difference between failure, mediocrity, and continued and improved success. To achieve the most positive results, an organization must invest in, listen to, trust, and empower its work force.

Based on the recommendations to the Executive Staff by the Continuous Improvement Initiatives Work Group, Dr. Vance submitted a transitional organizational plan for FY 1999 that brought together into one organization those MCPS staff members who are solely responsible for employee training and development. This FY 1999 transitional organizational plan was presented to the Board of Education on June 3, 1998, and approved as part of the Board's final FY 1999 Operating Budget.

Re: DISCUSSION

Dr. Cheung congratulated staff for the excellent white paper. The work group had looked at continuous improvement and the application of the Baldrige criteria. Throughout the presentation, he had not heard that MCPS had a system based on the seven criteria of Baldrige which were linked together in a total system beginning with input and ending with the results. First, there was a need to identify the needs of students and staff followed by a vision, mission, values, and leadership standards. After the development of leadership, then a plan would be generated to identify goals, success factors, and strategy reflected in outcomes and results. All of this was tied to data analysis which was the foundation to the whole system. The foregoing was why he emphasized the individual student and staff profiles for continuous improvement based on individual learning needs.

Mrs. Gordon thanked members of the team for the presentation. For the school system to embrace continuous improvement and use the tools and process, the Board must have a clearer understanding of what that means. This was a good first step in defining continuous improvement. She asked about continuous improvement and the decisions made closest to the learner with improved procedures. As offices and schools look at training, she asked what was being done to improve a process to make it align with the intended goals of continuous improvement and success for every student. Mrs. Merry replied that the draft plan for success for every student (SES) must ensure that there was involvement from all stakeholders.

Mrs. Gordon was looking for a systemwide perspective in how it determined and ensured how a school or office was aligned with the SES plan. Also, as the school system looked at the best practices, it was open to accepting others procedures and MCPS would move away from excuses or reasons why a process would or would not work in Montgomery County. Mrs. Merry replied that through benchmarking many contacts had been made with other school systems and organizations. Mrs. Gemberling stated that, during the development of the SES, there were outcomes for the entire school system which would translate into student outcomes. Mr. Bowers added that the challenge had been to get key results and performance measures aligned with the SES plan. As part of the operating budget, the program mission summaries would conform with the SES plan.

Mr. Felton joined his colleagues in thanking staff for their outstanding effort. He thought the school system should be careful with the evolutionary change and assure that the reform was measured during implementation. Of course, the Board was anxious to achieve results quickly. He asked how the group dealt with the structure for change that would be incremental and evolutionary against the impatience of the community that wants measurable progress immediately. In other words, how does the school system transform the organization in a way that does not create too much chaos. Ms. David replied that the

strategic thinking among the leadership in where the leverage points to achieve the best results, such as the reading initiative that focuses on the individual child.

Ms. Gutiérrez was delighted and pleased with the conversation. She needed to clear the misperception by staff that the Board had not been involved in promoting continuous improvement. The Board had identified that strategy in 1990 and incorporated it into the Board's action areas. She remembered writing those goals and debated the concept of a self-renewing organization.

Ms. Gutiérrez stated that the school system had just begun, and it was a long-term effort. In the area of training and using real tools, there should be nothing done without a data measurement or analysis. The report did not include any of those tools. There should be an emphasis on providing those seven basic tools for quality control and management and a required course for everyone in MCPS to give them the tools to accomplish what was asked of them. There was confusion between problem-solving and process improvement. If the system does not understand the difference, it would not be effective in continuous improvement.

Ms. Gutiérrez commented on the delivery model for training. What she had heard was still a top down model, and the excitement comes from the down up. The people involved with the process must develop the indicators for success and what is measured and why. SES has the infrastructure to align continuous improvement and has transformed how the school system thinks about every individual school, classroom, and person.

Mr. Ewing thought the work group had developed an excellent framework for employee staff development and training as well as other decisionmaking mechanisms and approaches. The key elements of a management system are (1) clear policy direction, (2) good program designs, (3) quality staff, and (4) program evaluation of results. Regarding training of staff, the Board's dilemma was how to fund staff development and continuous improvement. It cannot be done without good data, and there was a need for a continuous dialectic between the Board and staff to develop and make saleable budget decisions for Council approval. He anticipated that the Superintendent would deduce the costs for continuous improvement and staff training in order to give the Board an estimate of the resources required. Mr. Ewing expected the school system to develop a full and complete inventory of (1) what it is MCPS is doing, (2) for whom, (3) what cost, (4) what amount of time, and (5) with what objective. Every time a policy was developed, those training requirements and costs should be available for the Board's review, discussion, and approval.

Ms. Signer stated that the work group had laid out an ambitious plan. Many of her colleagues had touched on philosophical issues and the need for added resources. In the recommendations, those listed were to (1) strengthen the strategic planning process and

align all school plans with SES, (2) review and continuously improve the planning process to ensure that schools clearly support the achievement of SES goals, (3) establish a process to maintain effective stakeholder relationships, (4) determine from stakeholders what data are required to support school planning, (5) ensure that the analysis of data is relevant to decisionmaking, (6) train each school and office in the processes of identifying key processes that need improvement, (7) encourage staff to use time and resources creatively, (8) measure the school's effectiveness in improving its performance, and (9) measure those areas that are unique to each individual SES plan. Ms. Signer wanted to know who would do all of those recommendations. If the goal was to ensure success for every student, the local school must do the work. The school system does not have in place a structure that would enable it to accomplish these recommendations. The directors cannot be expected to handle this amount of responsibility. She asked the work group what structure it envisioned in order for the schools to accomplish these tasks. Dr. Newman replied that it was an ambitious plan and could not be accomplished quickly. Part of it would be looking at the resources and positions already allocated, and use those resources differently. The focus must come through SES. Also, data collection and analysis must be reevaluated and become more useful to the local school. Ms. Signer asked if the data from the Department of Educational Accountability (DEA) was not useful or that the data from the schools was not useful. Dr. Newman thought the right data was not collected in some cases, and there had not been extensive training about data collection or data interpretation.

Ms. Signer thought that data was important, but she was concerned about creating a set of unrealistic expectations from individual schools. She wanted to know if the school system planned to provide an administrative structure that would support the schools for them to achieve the goals since the structure and support were not in place at the present time.

RESOLUTION NO. 544-98

Re: **CLOSED SESSION RESOLUTION**

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

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 sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a portion of its meeting on Tuesday, September 8, 1998, from 8:30 to 10:00 a.m. and 11:30 a.m. to 2:30 p.m. to discuss personnel matters and other matters protected from public disclosure

by law, to review and adjudicate appeals, and to address other issues including consultation with counsel to obtain legal advice; and be it further

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

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

Re: REPORT OF CLOSED SESSION

On July 14, 1998, by the unanimous vote of members present, the Board of Education voted to conduct a closed session on July 29, 1998, as permitted under § 4-107, *Education Article of the Annotated Code of Maryland* and *State Government Article* §10-501.

The Montgomery County Board of Education met in closed session on July 29, 1998, from 7:00 to 9:00 p.m. The meeting took place in Room 120, Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss personnel issues, facilities, and other legal matters with its attorney. The Board reviewed and adjudicated Appeals 1998-15, 1998-17, 1998-19, 1998-18, 1998-20, NEC-1998-8, NEC-1998-9, NEC-1998-15, NEC-1998-16, NEC-1998-19, NEC-1998-10, NEC-1998-12, NEC-1998-20, NEC-1998-21, T-1998-5, T-1998-6, T-1998-13, T-1998-17, T-1998-18, T-1998-22, T-1998-23, T-1998-24, and T-1998-33.

In attendance at part or all of the above closed sessions were: Elizabeth Arons, Larry Bowers, Alan Cheung, Reggie Felton, David Fischer, Kathy Gemberling, Bea Gordon, Ana Sol Gutiérrez, Pat Hahn, Roland Ikheloa, Nancy King, George Margolies, Brian Porter, Glenda Rose, Ruby Rubens, Steven Seleznow, Mona Signer, Roger Titus, and Paul Vance.

RESOLUTION NO. 545-98 **Re: MINUTES OF MAY 12, 1998**

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

Resolved, That the Board of Education approve the minutes for its May 12, 1998, meeting.

RESOLUTION NO. 546-98 Re: **MINUTES OF MAY 26, 1998**

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

Resolved, That the Board of Education approve the minutes for its May 26, 1998, meeting.

RESOLUTION NO. 547-98 Re: **MINUTES OF JUNE 9, 1998**

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

Resolved, That the Board of Education approve the minutes for its June 9, 1998, meeting.

RESOLUTION NO. 548-98 Re: **MINUTES OF JULY 1, 1998**

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

Resolved, That the Board of Education approve the minutes for its July 1, 1998, meeting.

RESOLUTION NO. 549-98 Re: **BOARD APPEAL NO. 1998-15**

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

Resolved, That the Board of Education adopts its Order in Appeal 1998-15, an employee dismissal, reflective of the following vote: Dr. Cheung, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm the Superintendent's decision; Mr. Butler and Mr. Ewing were absent.

RESOLUTION NO. 550-98 Re: **BOARD APPEAL NO. 1998-19**

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

Resolved, That the Board of Education adopts its Order in Appeal 1998-19, a student discipline matter, reflective of the following vote: Dr. Cheung, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to dismiss; Mr. Butler and Mr. Ewing were absent.

RESOLUTION NO. 551-98

Re: **BOARD APPEAL NO. 1998-17**

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

Resolved, That the Board of Education adopts its Order in Appeal 1998-17, program location, reflective of the following vote: Dr. Cheung and Mr. Ewing voted to grant a hearing; Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to dismiss.

RESOLUTION NO. 552-98

Re: **BOARD APPEAL NO. NEC- 1998-9**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-9, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse.

RESOLUTION NO. 553-98

Re: **BOARD APPEAL NO. NEC- 1998-25**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-25, a student assignment matter, reflective of the following vote: Mr. Ewing, Mr. Felton, Ms. Gutiérrez, and Ms. Signer voted to affirm; Mr. Butler, Dr. Cheung, Mrs. Gordon, and Mrs. King voted to reverse.

RESOLUTION NO. 554-98

Re: **BOARD APPEAL NO. NEC- 1998-27**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-27, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon voted to affirm.

RESOLUTION NO. 555-98 Re: **BOARD APPEAL NO. T- 1998-28**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-28, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, and Mr. Ewing voted to reverse; Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 556-98 Re: **BOARD APPEAL NO. NEC- 1998-30**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-30, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 557-98 Re: **BOARD APPEAL NO. NEC- 1998-31**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-31, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, and Mrs. King voted to reverse; Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm.

RESOLUTION NO. 558-98 Re: **BOARD APPEAL NO. NEC- 1998-34**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-34, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon voted to affirm.

RESOLUTION NO. 559-98 Re: **BOARD APPEAL NO. NEC- 1998-35**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-35, a student assignment matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 560-98 Re: **BOARD APPEAL NO. T- 1998-36**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-36, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse.

RESOLUTION NO. 561-98 Re: **BOARD APPEAL NO. T- 1998-37**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-37, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse.

RESOLUTION NO. 562-98 Re: **BOARD APPEAL NO. T- 1998-38**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-38, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 563-98 Re: **BOARD APPEAL NO. T- 1998-39**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-39, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 564-98 Re: **BOARD APPEAL NO. T- 1998-40**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-40, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 565-98 Re: **BOARD APPEAL NO. T- 1998-41**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-41, a student transfer matter, reflective of the following vote: Dr. Cheung, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler and Mr. Ewing voted to reverse.

RESOLUTION NO. 566-98 Re: **BOARD APPEAL NO. T- 1998-42**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-42, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Dr. Cheung and Mr. Ewing voted to reverse.

RESOLUTION NO. 567-98 Re: **BOARD APPEAL NO. T- 1998-43**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-43, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon voted to affirm.

RESOLUTION NO. 568-98

Re: **BOARD APPEAL NO. T- 1998-44**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-44, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 569-98

Re: **BOARD APPEAL NO. T- 1998-45**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-45, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Dr. Cheung voted to reverse.

RESOLUTION NO. 570-98

Re: **BOARD APPEAL NO. T- 1998-46**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-46, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung, Mr. Ewing, and Mrs. King voted to reverse.

RESOLUTION NO. 571-98

Re: **BOARD APPEAL NO. T- 1998-47**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-47, a student transfer matter, reflective of the following vote: Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mr. Butler, Dr. Cheung, and Mrs. Gordon voted to affirm.

RESOLUTION NO. 572-98

Re: **BOARD APPEAL NO. T- 1998-48**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-48, a student transfer matter, reflective of the following vote:, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler voted to reverse.

RESOLUTION NO. 573-98

Re: **BOARD APPEAL NO. T- 1998-49**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-49, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon voted to affirm.

RESOLUTION NO. 574-98

Re: **BOARD APPEAL NO. T- 1998-50**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-50, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Dr. Cheung and Mr. Ewing voted to reverse.

RESOLUTION NO. 575-98

Re: **BOARD APPEAL NO. T- 1998-52**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-52, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 576-98 Re: **BOARD APPEAL NO. T- 1998-54**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-54, a student transfer matter, reflective of the following vote: Dr. Cheung, Mr. Ewing, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler and Mr. Felton voted to reverse.

RESOLUTION NO. 577-98 Re: **BOARD APPEAL NO. T- 1998-55**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-55, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 578-98 Re: **BOARD APPEAL NO. T- 1998-56**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-56, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung, Mr. Ewing, and Mrs. King voted to reverse.

RESOLUTION NO. 579-98 Re: **BOARD APPEAL NO. T- 1998-57**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-57, a student transfer matter, reflective of the following vote: Dr. Cheung, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler and Mr. Ewing voted to reverse.

RESOLUTION NO. 580-98

Re: **BOARD APPEAL NO. T- 1998-58**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-58, a student transfer matter, reflective of the following vote: Mr. Ewing, Mrs. Gordon, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler, Mr. Felton, and Ms. Gutiérrez voted to reverse.

RESOLUTION NO. 581-98

Re: **BOARD APPEAL NO. T- 1998-59**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-59, a student transfer matter, reflective of the following vote: Dr. Cheung, Mrs. Gordon, and Ms. Gutiérrez, voted to affirm; Mr. Butler, Mr. Ewing, Mr. Felton, Mrs. King, and Ms. Signer voted to reverse.

RESOLUTION NO. 582-98

Re: **BOARD APPEAL NO. T- 1998-60**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-60, a student transfer matter, reflective of the following vote: Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler voted to reverse.

RESOLUTION NO. 583-98

Re: **BOARD APPEAL NO. T- 1998-63**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-63, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung and Mrs. King voted to reverse.

RESOLUTION NO. 584-98 Re: **BOARD APPEAL NO. T- 1998-64**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-64, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 585-98 Re: **BOARD APPEAL NO. T- 1998-65**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-65, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 586-98 Re: **BOARD APPEAL NO. T- 1998-66**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-66, a student transfer matter, reflective of the following vote: Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler voted to reverse.

RESOLUTION NO. 587-98 Re: **BOARD APPEAL NO. T- 1998-67**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-67, a student transfer matter, reflective of the following vote: Mr. Butler, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung, Mr. Ewing, Mr. Felton, and Mrs. King voted to reverse.

RESOLUTION NO. 588-98 Re: **BOARD APPEAL NO. T- 1998-68**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-68, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Dr. Cheung and Mr. Ewing voted to reverse.

RESOLUTION NO. 589-98 Re: **BOARD APPEAL NO. T- 1998-69**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-69, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Felton voted to reverse.

RESOLUTION NO. 590-98 Re: **BOARD APPEAL NO. NEC- 1998-70**

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

Resolved, That the Board of Education adopts its Order in Appeal NEC-1998-70, a student assignment matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Mr. Butler, Dr. Cheung, Mr. Ewing, and Mrs. King voted to reverse.

RESOLUTION NO. 591-98 Re: **BOARD APPEAL NO. T- 1998-71**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-71, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung, Mr. Ewing, and Mrs. King voted to reverse.

RESOLUTION NO. 592-98 Re: **BOARD APPEAL NO. T- 1998-72**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-72, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 593-98 Re: **BOARD APPEAL NO. T- 1998-75**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-72, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon voted to affirm.

RESOLUTION NO. 594-98 Re: **BOARD APPEAL NO. T- 1998-78**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-78, a student transfer matter, reflective of the following vote: Mr. Felton, Mrs. Gordon, and Ms. Gutiérrez voted to affirm; Mr. Butler, Dr. Cheung, Mr. Ewing, Mrs. King, and Ms. Signer voted to reverse.

RESOLUTION NO. 595-98 Re: **BOARD APPEAL NO. T- 1998-80**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-80, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Mr. Felton voted to reverse.

RESOLUTION NO. 596-98 Re: **BOARD APPEAL NO. T- 1998-82**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-82, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Felton, Mrs. Gordon,

Ms. Gutiérrez, and Ms. Signer voted to affirm; Dr. Cheung, Mr. Ewing, and Mrs. King voted to reverse.

RESOLUTION NO. 597-98 Re: **BOARD APPEAL NO. T- 1998-86**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-86, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm.

RESOLUTION NO. 598-98 Re: **BOARD APPEAL NO. T- 1998-87**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-87, a student transfer matter, reflective of the following vote: Mr. Ewing, Mrs. Gordon, Mrs. King, and Ms. Signer voted to affirm; Mr. Butler, Dr. Cheung, and Mr. Felton voted to reverse; Ms. Gutiérrez was absent.

RESOLUTION NO. 599-98 Re: **BOARD APPEAL NO. T- 1998-91**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-91, a student transfer matter, reflective of the following vote: Mr. Butler, Mr. Ewing, Mr. Felton, Mrs. Gordon, Ms. Gutiérrez, Mrs. King, and Ms. Signer voted to affirm; Dr. Cheung voted to reverse.

RESOLUTION NO. 600-98 Re: **BOARD APPEAL NO. T- 1998-99**

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

Resolved, That the Board of Education adopts its Order in Appeal T-1998-99, a student transfer matter, reflective of the following vote: Mr. Butler, Dr. Cheung, Mr. Ewing, Mr. Felton, Mrs. King, and Ms. Signer voted to reverse; Mrs. Gordon and Ms. Gutiérrez voted to affirm.

RESOLUTION NO. 601-98 Re: **CURRICULA REVISIONS**

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

Resolved, That the Board of Education schedule time this fall to discuss staff revisions to the elementary science, secondary science, elementary social studies, secondary social studies, and secondary English curricula.

RESOLUTION NO. 602-98 Re: **ALGEBRA IN THE EIGHTH GRADE**

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

Resolved, That the Board of Education requests that at the time when programs for on-level students is scheduled for discussion and action, there be a presentation by the Superintendent and discussion by the Board of plans for ensuring that these on-level or average students are prepared to take and complete algebra in the eighth grade.

Re: **GIFTED AND TALENTED EDUCATION LEGISLATION**

On motion of Mr. Ewing and seconded by Dr. Cheung, the following resolution was placed on the table:

WHEREAS, The Board of Education has given strong emphasis to programs for gifted and talented students; and

WHEREAS, there have not been enough resources in recent years to provide full support to the continuing and expanding efforts to provide needed educational services to gifted and talented students; and

WHEREAS, There is now a bill which was introduced in the U.S. House of Representatives on June 24, 1998, H.R. 4127, entitled the Gifted and Talented Students Education Act of 1998, which would provide to state education agencies substantial Federal government aid for programs for gifted and talented students; now therefore be it

Resolved, That the Board of Education endorse this legislation and request the appropriate committees and the two Montgomery County members of the House of Representatives, as well as Maryland's two Senators, to give strong support to this legislation; and be it further

Resolved, That the Board send copies of this resolution to the County Executive, County Council and members of the delegation to the General Assembly of Maryland.

Re: **DISCUSSION**

The following points were made by Board members:

- a. On July 29, 1998, when the resolution was introduced, Mrs. Gordon asked if the Board could have some staff review of the implications in supporting the legislation. Ms. Gutiérrez suggested that NSBA should have an analysis of the bill.
- b. Mr. Felton stated that he would not support the resolution because it would be amended prior to the final vote.
- c. Dr. Flynn suggested that it was premature for the Board to take a position since the proposed bill was in the beginning stages.
- d. Ms. Gutiérrez suggested that the Board work closely with NSBA since that organization would track the legislation and recommend a position.
- e. Mr. Felton pointed out that NSBA would solicit support from school systems and point out any adverse impact.
- f. Dr. Cheung felt the resolution should be adopted by the Board in strong support of the original legislation.
- g. Mr. Ewing thought there was nothing wrong with the bill as it stood and the Board should be willing to support it. If the Board wanted to do less, it could endorse the concept of federal funds for gifted and talented students. Congress needed to know that people and organizations were interested and support the bill.
- h. Ms. Gutiérrez pointed out that the federal trend was to fund programs through block grants.
- i. Mr. Ewing stated that the bill authorized \$160 million.
- j. Mrs. Gordon mentioned segments of the bill and funds were to be used for supplements not supplantation. With state money the school system had to add programs, and this bill did the same thing. This would create a need to do more when the Board was not sure it needed to do more.
- k. Ms. Signer would support the resolution with the understanding that the cover letter indicated support based on the bill as it was currently written and the Board would monitor the bill and inform legislators of concerns, including funding.
- l. Mrs. Gordon again pointed out that the money would go into new programs for the gifted and not be supplanted.
- m. Mr. Felton thought the bill was too specific.
- n. Mr. Ewing did not understand the lack of support for the resolution since the legislation had benefit for the school system.
- o. Mrs. Gordon thought that if the bill passed, the school system could apply for funding if it wanted to do so.

- p. Ms. Gutiérrez pointed out that the sponsor of the bill supported the voucher system with no standards or tests.
- q. Dr. Cheung stated that Congressional staffers appreciate the input and reactions of constituents. Without supporting the bill, the leaders will not know the Board's position.

Re: GIFTED AND TALENTED EDUCATION LEGISLATION

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

WHEREAS, The Board of Education has given strong emphasis to programs for gifted and talented students; and

WHEREAS, there have not been enough resources in recent years to provide full support to the continuing and expanding efforts to provide needed educational services to gifted and talented students; and

WHEREAS, There is now a bill which was introduced in the U.S. House of Representatives on June 24, 1998, H.R. 4127, entitled the Gifted and Talented Students Education Act of 1998, which would provide to state education agencies substantial Federal government aid for programs for gifted and talented students; now therefore be it

Resolved, That the Board of Education endorse this legislation and request the appropriate committees and the two Montgomery County members of the House of Representatives, as well as Maryland's two Senators, to give strong support to this legislation; and be it further

Resolved, That a cover letter would indicate support based on the bill as it was currently written and the Board would monitor the bill and inform legislators of any concerns, including funding; and be it further

Resolved, That the Board send copies of this resolution to the County Executive, County Council and members of the delegation to the General Assembly of Maryland.

FOR THE RECORD: Ms. Gutiérrez stated, "I am not opposed to the concept of receiving funding for gifted and talented student education. I just do not feel comfortable taking action on this particular bill without first understanding what is really going to be passed in the end and what the implications are."

RESOLUTION NO. 603-98

Re: **FRENCH IMMERSION PROGRAM**

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

WHEREAS, The French Immersion program at the elementary school level plans for and offers two years of English instruction in fifth and sixth grades; and

WHEREAS, The sixth grade will no longer be part of the elementary school program beginning with the school year starting in 1999; and

WHEREAS, Montgomery County Public Schools has proposed that two years of English be offered in the course of one year for those students completing fourth grade in 1999; and

WHEREAS, This is not what parents want and believe will work well, nor do parents and others believe it is good educational practice; now therefore be it

Resolved, That the Board of Education ask the Superintendent's to review and present a plan and alternatives that he and parents might propose, with a view to making a determination about how best to ensure effective English instruction for the French Immersion students.

RESOLUTION NO. 604-98

Re: **TUITION FOR NON-RESIDENT PUPILS**

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

Resolved, That the Board of Education request the Superintendent to review the tuition for non-resident pupils and provide the Board with the cost alternatives for consideration in FY 2000 with recommendations for students in magnets, signature, variations special needs, and other programs beyond on-level students, including an evaluation or assessment by our attorneys.

Re: **THIRD INTERNATIONAL MATHEMATICS AND SCIENCE STUDY**

On motion of Ms. Signer and seconded by Mrs. Gordon, the following new business item was placed on the table:

WHEREAS, The Third International Mathematics and Science Study (TIMSS) is an internationally recognized test for understanding the United States' comparative educational standing and factors that contribute to it; and

WHEREAS, The U.S. Department of Education has invited the Montgomery County Public Schools to participate in the TIMSS-Replication benchmarking study to be administered in the spring of 1999 for eighth grade science and mathematics, using a random sample of about 1,000 MCPS students; and

WHEREAS, The findings from TIMSS can be used to improve the quality of our educational programs in order to achieve at world-class levels; and

WHEREAS, The deadline for a decision to be a partner in this study is September 30, 1998; now therefore be it

Resolved, That the Superintendent pursue with the U.S. Department of Education MCPS participation in TIMSS-R; and be it further

Resolved, that the Superintendent bring a recommendation to the Board of Education at its September 22, 1998, meeting.

RESOLUTION NO. 605-98 Re: **VOTE ON A NEW BUSINESS ITEM**

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

Resolved, That the Board of Education vote on the above resolution at this meeting since it was not a policy issue.

RESOLUTION NO. 606-98 Re: **THIRD INTERNATIONAL MATHEMATICS AND SCIENCE STUDY**

On motion of Ms. Signer and seconded by Mrs. Gordon, the following new business item was adopted unanimously:

WHEREAS, The Third International Mathematics and Science Study (TIMSS) is an internationally recognized test for understanding the United States' comparative educational standing and factors that contribute to it; and

WHEREAS, The U.S. Department of Education has invited the Montgomery County Public Schools to participate in the TIMSS-Replication benchmarking study to be administered in the spring of 1999 for eighth grade science and mathematics, using a random sample of about 1,000 MCPS students; and

WHEREAS, The findings from TIMSS can be used to improve the quality of our educational programs in order to achieve at world-class levels; and

WHEREAS, The deadline for a decision to be a partner in this study is September 30, 1998; now therefore be it

Resolved, that the Superintendent pursue with the U.S. Department of Education MCPS participation in TIMSS-R; and be it further

Resolved, that the Superintendent bring a recommendation to the Board of Education at its September 22, 1998 meeting.

Re: NEW BUSINESS

The following new business items were introduced.

1. Mr. Ewing moved and Ms. Gutiérrez seconded the following:

Resolved, That the Board of Education review and discuss the matter of new teacher exams (internal and external) in Montgomery County Public Schools based on information to be supplied by the Superintendent on the present status, including what action has been taken in the past, present, and planning to do in the future.

2. Mr. Ewing moved and Ms. Gutiérrez seconded the following:

Resolved, That the Board of Education obtain from the Superintendent his recommendations in writing on what ought to be done about the Health and Human Services recommendations on school health services.

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

Resolved, That the Board of Education hear from the Superintendent at a time when he has recommendations developed about the analysis of whether it is wise to lease or build to house administrative operations of Montgomery County Public Schools, taking account of the projections of rent and the cost of building, purchasing, or reusing facilities to house current and projected administrative operations.

4. Mr. Ewing moved and Ms. Gutiérrez seconded the following:

Resolved, That the Board of Education schedule time to discuss, review, and, if appropriate, take action on the reorganization of the Department of Personnel Services, given that the Board has the authority to approve all reorganizations.

5. Mr. Ewing moved and Mrs. King seconded the following:

Resolved, That the Board of Education schedule time to discuss the addition of an academically challenging program in the upcounty such as, but not limited to, a math/science program, International Baccalaureate program, or some other equally challenging academic program.

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

Resolved, That the Board of Education officers develop proposed guidelines or recommendations on how the Board will deal with proposed federal legislation and interaction with congressional representatives.

7. Ms. Gutiérrez moved and Mr. Felton seconded the following:

Resolved, That the Board of Education schedule a discussion on evening Saturday school and its effectiveness and potential improvements of the program, including such things, but not limited to, a permanent site, dedicated facility, and possible expansion into a longer day offering.

Re: ITEMS OF INFORMATION

The following items of information were available:

1. Items in Process
2. Minority-, Female-, or Disabled-owned Business (MFD) Annual And Fourth Quarter Procurement Report For Fiscal Year 1998
3. Change Order Quarterly Report - under \$25,000

RESOLUTION NO. 607-98

Re: ADJOURNMENT

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

Resolved, That the Board of Education adjourn its meeting of August 26, 1998, at 5:35 p.m.

PRESIDENT

SECRETARY

PLV:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

August 26, 1998

AGENDA	1
BOARD/SUPERINTENDENT COMMENTS	1
PUBLIC COMMENTS	3
CONTRACTS FOR MORE THAN \$25,000	3
AWARD OF CONTRACTS - BETHESDA ELEMENTARY SCHOOL	6
AWARD OF CONTRACTS - MONTGOMERY BLAIR MIDDLE SCHOOL #3/ELEMENTARY SCHOOL #11	6
AWARD OF CONTRACT - INSTALLATION OF STADIUM LIGHTS AT SENECA VALLEY HIGH SCHOOL	7
AWARD OF CONTRACT - OUTDOOR ATHLETIC STORAGE STRUCTURES	8
TRANSPORTATION CONSULTANT - NORTHWEST TRANSPORTATION DEPOT FEASIBILITY STUDY	9
GRANT OF DEED OF DONATION AND EASEMENTS AT MONTGOMERY BLAIR HIGH SCHOOL	9
BUILDING AUTOMATION AND TEMPERATURE CONTROL SYSTEM INSTALLATION AT FOREST OAK REPLACEMENT FACILITY	10
AWARD OF CONTRACT - ACCESS FOR THE DISABLED AT COL. E. BROOKE LEE MIDDLE SCHOOL ...	11
AWARD OF CONTRACT - MONTGOMERY BLAIR HIGH SCHOOL - WETLAND PLANTINGS	11
CONTINUATION OF THE LEASES FOR ONE CENTRAL PLAZA AND 30 WEST GUDE DRIVE	12
GRANT OF UTILITY EASEMENT TO POTOMAC ELECTRIC POWER COMPANY AND BELL ATLANTIC-MARY LAND AT TAKOMA PARK MIDDLE SCHOOL	12
AWARD OF CONTRACT FOR MAINTENANCE PROJECTS AT DUFIEF AND KENSINGTON PARKWOOD ELEMENTARY SCHOOLS	13
CHANGE ORDERS OVER \$25,000	14
FY 1998 OPERATING BUDGET CATEGORICAL TRANSFERS	15
UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE SUMMER YOUTH EMPLOYMENT TRAINING PROGRAM (SUMMER MARYLAND'S TOMORROW)	17
UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE ALCOHOL, TOBACCO, AND OTHER DRUG USE PREVENTION PROGRAM	17
UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE MSDE FINE ARTS PROGRAM INITIATIVES	18

UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE SMITHSONIAN INSTITUTION/NATIONAL SCIENCE RESOURCES CENTER'S SCIENCE AND TECHNOLOGY CONCEPTS PROJECT AND THE NATIONAL AERONAUTICS AND SPACE ADMINISTRATION'S SCIENCE RESOURCES AND TECHNOLOGY AWARENESS PROJECT	18
UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE FUNDS FOR THE ALCOHOL, TOBACCO, AND OTHER DRUG PREVENTION/GETTING A HEAD START AGAINST DRUGS PROGRAM	19
PERSONNEL MONTHLY REPORT	20
DEATH OF DR. DAVID A. GOLDENSON, CLASSROOM TEACHER, ALBERT EINSTEIN HIGH SCHOOL ...	20
DEATH OF MRS. BARBARA F. PELLER, SPEECH PATHOLOGIST, WHETSTONE ELEMENTARY SCHOOL	21
DEATH OF DR. KUSUM U. OHRI, CLASSROOM TEACHER, ALBERT EINSTEIN HIGH SCHOOL	21
DEATH OF MR. FERGUSON T. CUNNINGHAME, SPECIAL EDUCATION INSTRUCTIONAL ASSISTANT, MARK TWAIN SCHOOL	22
PRESENTATION OF PRELIMINARY PLANS - WATKINS MILL HIGH SCHOOL	22
PRESENTATION OF PRELIMINARY PLANS - MILL CREEK TOWNE ELEMENTARY SCHOOL	23
CONSTRUCTION STATUS UPDATE	23
CONTINUOUS IMPROVEMENT/STAFF TRAINING AND DEVELOPMENT WORK GROUP REPORT	24
CLOSED SESSION RESOLUTION	28
REPORT OF CLOSED SESSION	29
MINUTES	29
BOARD APPEALS	30
CURRICULA REVISIONS	43
ALGEBRA IN THE EIGHTH GRADE	43
GIFTED AND TALENTED EDUCATION LEGISLATION	43
FRENCH IMMERSION PROGRAM	46
TUITION FOR NON-RESIDENT PUPILS	46
THIRD INTERNATIONAL MATHEMATICS AND SCIENCE STUDY	46
NEW BUSINESS	48
ITEMS OF INFORMATION	49
ADJOURNMENT	49