

APPROVED
39-2006

Rockville, Maryland
December 12, 2006

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, December 12, 2006, at 10:00 a.m.

Present: Mrs. Nancy Navarro, President
in the Chair
Mr. Steve Abrams
Mr. Christopher Barclay
Ms. Shirley Brandman
Ms. Sharon Cox
Dr. Judy Docca
Mrs. Patricia O'Neill
Ms. Sarah Horvitz, Student Board Member
Dr. Jerry Weast, Secretary/Treasurer

Absent: None

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

RESOLUTION NO. 532-06 Re: **RESOLUTION FOR CLOSED SESSIONS**

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on December 12, 2006, in Room 120 from 9:00 to 10:00 a.m. and 12:00 to 2:00 p.m. to discuss the Human Resources Monthly Report, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County receive legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County dedicate part of the closed sessions on December 12, 2006, to acquit its administrative functions and to adjudicate and review appeals, which is a quasi-judicial function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

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

Re: **ELECTION OF OFFICERS**

Dr. Weast announced that as secretary-treasurer of the Board of Education he would preside until the election of the president. To be elected president or vice president, a member needed five votes, and all members were in nomination. The votes for president were as follows:

Ms. Horvitz voted for Mrs. Navarro
Mr. Barclay voted for Mrs. Navarro
Dr. Docca voted for Mrs. Navarro
Mr. Abrams voted for Ms. Cox
Ms. Brandman voted for Mrs. Navarro
Mrs. Navarro voted for Mrs. Navarro
Mrs. O'Neill voted for Mrs. Navarro
Ms. Cox voted for Mrs. Navarro

Mrs. Navarro assumed the chair and presided over the election of the vice president.

Ms. Brandman voted for Ms. Brandman
Mrs. O'Neill voted for Ms. Brandman
Ms. Cox voted for Ms. Brandman
Mr. Abrams voted for Dr. Docca
Dr. Docca voted for Ms. Brandman
Ms. Horvitz voted for Ms. Brandman
Mr. Barclay voted for Ms. Brandman
Mrs. Navarro voted for Ms. Brandman

Re: **PLEDGE OF ALLEGIANCE**

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

RESOLUTION NO. 533-06 Re: **AMENDMENT TO THE AGENDA**

On motion of Mrs. O'Neill and seconded by Mr. Abrams, the following amendment was adopted unanimously:

Resolved, That the Board of Education amend its agenda for December 12, 2006, to include Item 3.1—New Local Legislation.

RESOLUTION NO. 534-06 Re: **APPROVAL OF THE AGENDA**

On recommendation of the Superintendent and on motion of Mrs. O'Neill seconded by

Mr. Abrams, the following amended resolution was adopted unanimously:

Resolved, That the Board of Education approve its agenda for December 12, 2006.

RESOLUTION NO. 535-06 Re: **NATIONAL INCLUSIVE SCHOOLS WEEK**

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

WHEREAS, The Urban Special Education Leadership Collaborative and Education Development Center, Inc., has designated the week of December 4-8, 2006, as *National Inclusive Schools Week* and all Montgomery County Public Schools were notified and acknowledged this designation; and

WHEREAS, The Montgomery County Public Schools is committed to providing children with a high quality, world-class education that ensures success for every student through excellence in teaching and learning; and

WHEREAS, The Montgomery County Public Schools is committed to provide a climate of acceptance, respect, and high expectations that results in academic achievement and the attainment of other important knowledge and skills for all students based on the principle that every child can learn and succeed; and

WHEREAS, All Montgomery County Public Schools staff, both special and general education, share accountability for the education of students with disabilities; and

WHEREAS, The Montgomery County Public Schools is committed to serving no less than 80 percent of students with disabilities in the general education environment; and

WHEREAS, The Montgomery County Public Schools educators recognize the diverse needs of all students and collaborate to differentiate instruction, ensuring the smooth transition of students from prekindergarten through post-secondary outcomes; and

WHEREAS, The educators and families of the Montgomery County Public Schools work collaboratively with government agencies and the business sector to provide an instructional program that prepares students for self-sufficient and productive lives as full, participating members of our society and leads to positive post-school results in education and training, employment, and community participation; and

WHEREAS, By their efforts to make our schools and classrooms high performing and inclusive, the educators and families of the Montgomery County Public Schools have contributed significantly to build a stronger and more inclusive community; and

WHEREAS, The educators and families of the Montgomery County Public Schools deserve

to celebrate their successes and wish to reflect on how they might further improve; now therefore be it

Resolved, That the Montgomery County Public Schools joins with the Urban Special Education Leadership Collaborative and Education Development Center, Inc., in declaring the week of December 4-8, 2006, as *National Inclusive Schools Week* and has provided principals with guidance that encourages staff across the Montgomery County Public Schools to sponsor appropriate learning and community-building activities in its recognition.

Re: **DISCUSSION**

Ms. Cox was interested in the costs and administrative support for the inclusion model. What activities support inclusion?

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Tyler Gutman	PE/Nutrition
2.	Debbie Murphy	Hampshire Green School Assignment
3.	Ellen Crandall	Art, Music and PE Allocations
4.	Julie Lees	Gifted Students
5.	David Keaton	Cell Phone Tower at Julius West Middle School
6.	Sharon St. Pierre	MCCPTA—School Calendar
7.	Tom Hearn	School Calendar
8.	Michelle Hoffman	Health Curriculum
9.	Ruth Jacobs	Health Curriculum
10.	Henrietta Brown	Health Curriculum
11.	James Kennedy	Health Curriculum
12.	Rev. J. Grace Harley	Health Curriculum
13.	Christine Grewell	Health Curriculum
14.	David Fishback	Health Curriculum
15.	Letitia Hall	Health Curriculum

Re: **DISCUSSION**

Mr. Abrams asked the superintendent to review the record on the approval of monopolies on school property.

Ms. Cox asked the Board Office to review public comments to provide a balance for public access.

Re: BOARD/SUPERINTENDENT COMMENTS

Dr. Weast congratulated Winston Churchill High School as one of six Maryland Blue Ribbon schools. Every year MCPS has received the award based on academic success.

Mr. Barclay thanked the Board and community for his seat on the Board of Education. He was looking forward to working with the Board to create policies that will benefit children.

Ms. Cox welcomed Mr. Barclay, and she looked forward to working with her colleagues on important educational issues. She attended the opening of the Rock Terrace Bistro Café, and she was impressed with the wonderful menu and service of the students. She suggested that the Board look to the café for catering some luncheons.

Ms. Horvitz was pleased with the meeting between the Board and student leaders. It was exciting to see how many students attended the meeting and asked questions. She was meeting monthly with her student advisory committee, and they were working on various issues.

Mrs. O'Neill commented that she attended the Maryland Board of Education (MABE) legislative committee meeting, and she learned that the construction formulas will be revisited. MABE will have an online advocacy for Board member with positions that they can sign and submit. Also, she congratulated all of the athletes who won state finals.

Mr. Abrams wanted information on how graduation venues are selected by the school system.

Ms. Brandman thanked her colleagues for electing her vice president. She thanked the staff for helping the newcomers navigate the system.

Mrs. Navarro thanked both Dr. Haughey and Ms. Cox for their service as president and vice president last year. She welcomed Mr. Barclay, Dr. Docca, and Ms. Brandman. The meetings with the students and delegate were important and informative.

Re: SCHOOL CALENDAR FOR 2007-2008

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

WHEREAS, The establishment of school terms by the Board of Education is required by state law; and

WHEREAS, The Montgomery County Public Schools parents, community members, and staff should be informed of the Board-adopted school calendar each year and the subsequent contingency plan identifying days that will be used to make up lost instructional

time due to emergency closings; now therefore be it

Resolved, That the proposed calendar and contingency plan for the Montgomery County Public Schools for the 2007–2008 school year be adopted.

Re: **DISCUSSION**

Ms. Brandman suggested that in the future the calendar could be released sooner so that the Board and community could have more time to review it. Mr. Barclay thought that it would be helpful to include the early release and testing dates in the school calendar. Mrs. O'Neill believed that the first day of school for the following year should be included in the calendar.

RESOLUTION NO. 536-06 Re: **SCHOOL CALENDAR FOR 2007-2008**

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

WHEREAS, The establishment of school terms by the Board of Education is required by state law; and

WHEREAS, The Montgomery County Public Schools parents, community members, and staff should be informed of the Board-adopted school calendar each year and the subsequent contingency plan identifying days that will be used to make up lost instructional time due to emergency closings; now therefore be it

Resolved, That the proposed calendar and contingency plan for the Montgomery County Public Schools for the 2007–2008 school year be adopted.

Re: **NEW LOCAL LEGISLATION**

Mrs. O'Neill stated that there was new legislation proposed for the Montgomery County Board of Education that would prohibit the student member from voting on certain personnel matters. Every county in the state has a different law relating to the voting rights of the student Board member. Currently in Montgomery County, the student Board member is excluded from voting on monetary items, school closings and boundaries, and negative personnel matters.

Re: **VOTE OF STUDENT BOARD MEMBER**

On motion of Mrs. O'Neill and seconded by Mr. Abrams, the following motion was placed on the table:

Resolved, That the Montgomery County Board of Education support the local legislation to further remove the student's right to vote in personnel matters.

Re: **DISCUSSION**

Ms. Horvitz commented that the student Board member vote on personnel matters reflects the Board's confidence in the student. She has been proud that the Board listens to the student's opinion. This same idea come up in 2001, and it failed. She did not believe that the student's vote should be restricted on this issue.

Mr. Abrams supported the resolution because he did not feel that the student possessed the wisdom of experience in dealing with personnel issues.

Mrs. O'Neill noted that the adult Board members are elected by the community and are responsible to the taxpayers and the electorate. The Board is lucky that the student sits at the table as a colleague and can express his/her views.

Mr. Barclay stated that he was inclined to oppose the legislation. The compelling argument is based on the past superintendent search. He thought that the student could recuse himself or herself for the selection of a principal at the student's home school. He asked if the Board had observed a student voting inappropriately or irresponsibly.

Ms. Brandman spoke in opposition of the resolution. A student Board member brings a perspective from a large segment of the community. When making appointments, the student has an important voice in the perspective of the person receiving the education. With respect to recusal, a personal connection or relationship is exercised by all Board members. This Board must lead by example and stand strongly behind the rights of student Board members.

Ms. Cox knew that the vote was important to the student Board member, present and future. She supported the resolution. The student is not allowed to vote on budget issues because the student is not accountable to the voters whose taxes, for the most part, fund the budget. Her main concern was not principals, and she was willing to support an amendment that would only speak to the vote for the superintendent's appointment. Other members of the Board who were on the Board when the last superintendent was hired tell stories about the immaturity of the student at that time. There is nothing in the legislation that precludes the student from giving input to the rest of the Board.

Ms. Horvitz pointed out that the superintendent makes recommendations to the Board that affects students.

Re: **AN AMENDMENT OF THE VOTE OF STUDENT**

BOARD MEMBER

On motion of Ms. Cox and seconded by Mrs. O'Neill, the following amendment was placed on the table:

Resolved, That the Montgomery County Board of Education support the local legislation to further remove the student's right to vote in **the selection of the superintendent and negative personnel matters** ~~personnel manners~~.

Re: DISCUSSION

Mrs. Navarro stated that she supports expanding the voting rights of the student Board member. Therefore, she would not support the legislation. She was empathic with situations in the past, but she had great faith in the caliber of the student Board members. She did not support the legislation or the amendment.

Dr. Docca stated that she did not support the bill. She thought the student had a representation on the Board and should have a voice.

Re: AN AMENDMENT OF THE VOTE OF STUDENT BOARD MEMBER

On motion of Ms. Cox and seconded by Mrs. O'Neill, the following amendment failed with Mr. Abrams, Ms. Cox and Mrs. O'Neill voting in the affirmative; Mr. Barclay, Ms. Brandman, Dr. Docca, Ms. Horvitz, and Mrs. Navarro voting in the negative:

Resolved, That the Montgomery County Board of Education support the local legislation to further remove the student's right to vote in **the selection of the superintendent and negative personnel matters** ~~personnel manners~~.

Re: VOTE OF STUDENT BOARD MEMBER

On motion of Mrs. O'Neill and seconded by Mr. Abrams, the following motion failed with Mr. Abrams, Ms. Cox and Mrs. O'Neill voting in the affirmative; Mr. Barclay, Ms. Brandman, Dr. Docca, Ms. Horvitz, and Mrs. Navarro voting in the negative:

Resolved, That the Montgomery County Board of Education support the local legislation to further remove the student's right to vote in personnel manners.

Re: LUNCH AND CLOSED SESSION

The Board of Education recessed for lunch and closed session from 1:20 to 2:35 p.m.

**Mr. Abrams left the meeting.

RESOLUTION NO. 537-06 Re: **CONTRACTS OF \$25,000 OR MORE**

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

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

WHEREAS, Funds have been budgeted and/or identified for the lease/purchase of a color laser printing system that was previously approved at the October 23, 2006, Board of Education meeting through Bid. No. 4192.1; and

WHEREAS, Funds have been budgeted and/or identified for the purchase of a heat seal lidding machine through Bid No. 4201.1; and

WHEREAS, Funds have been budgeted and/or identified for the purchase of school buses through Bid No. 7055.9; and

WHEREAS, Funds have been budgeted and/or identified for the purchase of a cargo van through Bid No. 7175.1; and

WHEREAS, The acquisition of a color laser printing system, a heat seal lidding machine, school buses, and a cargo van through lease/purchase has been reviewed by legal counsel; now therefore be it

Resolved, That the purchase of a color laser printing system in the amount of \$81,527 be lease/purchased for a five-year term under the Master Lease/Purchase Agreement with Carlyle Financial Services; and be it further

Resolved, That the purchase of a heat seal lidding machine in the amount of \$21,846 be lease/purchased for a five-year term under the Master Lease/Purchase Agreement with Carlyle Financial Services; and be it further

Resolved, That the purchase of school buses in the amount of \$11,203,828 be lease/purchased for a six-year term under the Master Lease/Purchase Agreement with Carlyle Financial Services; and be it further

Resolved, That a cargo van for the Department of Materials Management in the amount of \$46,794 be lease/purchased for a six-year term under the Master Lease/Purchase Agreement with Carlyle Financial Services; and be it further

Resolved, That the proceeds from the financing be used to reimburse Montgomery County

Public Schools accounts to the extent that such equipment will be acquired before closing; and be it further

Resolved, That the Board president and superintendent be authorized to execute the documents necessary for these transactions; and be it further

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

M/c- 45643	Repair Roof at Lincoln Center**		
	<u>Awardee</u>		
	Interstate Corporation*	\$	50,000
RQ06- 815751-B	Heating Oil—Extension		
	<u>Awardee</u>		
	Petroleum Traders	\$	1,011,176
1144.3	Grade 2 TerraNova Second Edition		
	<u>Awardee</u>		
	CTB McGraw-Hill	\$	121,358
4050.4	Metal and Steel		
	<u>Awardee</u>		
	Posner Industries	\$	60,847
4079.8	Health Room Supplies		
	<u>Awardees</u>		
	Delta Medical Supply, Inc.	\$	25,656
	S. Freedman and Sons, Inc.		4,416
	Genesis II, Inc.*		16,103
	Glove USA, Inc.*		13,829
	Medco Supply Company		7,981
	Memco		2,981
	Moore Medical, LLC		13,433
	Paradise Pillow, Inc.		3,877
	Henry Schein, Inc.		27,213
	School Health Corporation*		30,934
	Southeastern Emergency Equipment		17,876
	Supreme Medical Fulfillment Systems, Inc.		7,125

	Zams, Inc.*	<u>9,650</u>
	Total	\$ 181,074
4176.2	Plumbing Fixture Replacement—Extension	
	<u>Awardee</u>	
	Vito Plumbing LLC	\$ 125,000
4191.1	Color Laser Printing System	
	<u>Awardee</u>	
	IKON Office Solutions	\$ 81,527
4841.2	Art Equipment	
	<u>Awardees</u>	
	James Howard Company	\$ 914
	Sax Arts and Crafts	1,119
	Sheffield Pottery, Inc.	<u>33,265</u>
	Total	\$ 35,298
7055.9	Purchase of School Buses	
	<u>Awardee</u>	
	American Truck and Bus, Inc.	\$11,203,828
7174.1	Cargo Van	
	<u>Awardee</u>	
	K Neal International Trucks, Inc.	\$ 46,794
9020.6	Doors and Door Hardware—Extension	
	<u>Awardee</u>	
	Superior Engineered Products, Inc.	\$ 114,345
9054.3	Hardwood Wood Chips—Extension	
	<u>Awardee</u>	
	Metro Ground Covers	\$ 94,400
9115.3	Detergents and Cleaners, Laundry and Kitchen Use—Extension	

	<u>Awardee</u> Daycon Products Company, Inc.	\$ 64,888
9125.2	Commercial Kitchen Equipment Repair and Parts—Extension	
	<u>Awardees</u> Aireco Supply, Inc.	\$ 9,000
	Daubers, Inc.	15,000
	Northern Parts and Service	<u>17,000</u>
	Total	\$ 41,000
9159.3	Metal Doors, Frames, Windows, and Accessories—Extension**	
	<u>Awardee</u> Metro Metal Services, Inc.	\$ 1,200,000
9189.3	Restroom Partition Replacement at various locations**	
	<u>Awardee</u> Partition Plus, Inc.*	\$ 59,700
9299.2	Chain Link Fencing, Gates, and Backstops—Extension**	
	<u>Awardee</u> Hercules Fence Company	\$ 203,860
9318.2	Exterior Wall Façade Replacement for Portable Classrooms—Extension**	
	<u>Awardee</u> Walker Willis/T/A Custom Masonry	\$ 152,000
9319.1	Library Security System Replacements—Extension**	
	<u>Awardee</u> Checkpoint Systems, Inc.	\$ 80,000
9383.3	Renovate Passenger/Freight Hydraulic Elevators at Eastern Middle School and Col. E. Brooke Lee Middle School**	
	<u>Awardee</u> Elevator Control Service	\$ 345,200
9397.1	Retaining Walls and Storm Water Management	

Modifications—Extension**

	<u>Awardee</u> Walker Willis/T/A Custom Masonry	\$ 180,000
9407.1	Replace Interior and Exterior Lighting at various locations	
	<u>Awardee</u> Hunt Consulting, LLC*	\$ 298,685
TOTAL PROCUREMENT CONTRACTS EXCEEDING \$25,000		\$15,750,980

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

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

RESOLUTION NO. 538-06 Re: **AWARD OF CONTRACT—FIELDS ROAD
ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, The following sealed bids were received on November 21, 2006, for the Fields Road Elementary School addition project:

<u>Bidder</u>	<u>Amount</u>
Henley Construction Company, Inc.	\$7,517,300
William F. Klingensmith, Inc.	7,741,400
R. J. Crowley, Inc.	7,887,536
Tuckman-Barbee Construction Company, Inc.	7,898,100
Meridian Construction Company, Inc.	7,982,700
Capitol Technology Services, Inc.	8,093,800
Keller Brothers, Inc.	8,286,616

and

WHEREAS, The low bidder, Henley Construction Company, Inc., has submitted 8-percent Maryland Department of Transportation (MDOT)-certified Minority Business Enterprise (MBE) participation, of which 0.7 percent is African American, 2.8 percent is female, and 4.5 percent is other MDOT-certified; and

WHEREAS, Henley Construction Company, Inc., also has submitted 25-percent non-MDOT-certified minority participation; and

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

WHEREAS, Henley Construction Company, Inc., has submitted a waiver for the balance of the MDOT-certified MBE participation; and

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

WHEREAS, Henley Construction Company, Inc., has completed similar work successfully for the Montgomery County Public Schools; now therefore be it

Resolved, That a \$7,517,300 contract be awarded to Henley Construction Company, Inc., for the Fields Road Elementary School addition project, in accordance with drawings and specifications prepared by Proffitt & Associates Architects.

RESOLUTION NO. 539-06 Re: **AWARD OF CONTRACT—SILVER SPRING INTERNATIONAL MIDDLE SCHOOL/SLIGO CREEK ELEMENTARY SCHOOL FACILITY IMPROVEMENTS**

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

WHEREAS, The following sealed bids were received on November 20, 2006, for the Silver Spring International Middle School/Sligo Creek Elementary School facility improvements project:

<u>Bidder</u>	<u>Amount</u>
Capitol Technology Services, Inc.	\$771,500
Golden Construction, Inc.	893,429
Tuckman-Barbee Construction Company, Inc.	899,500

and

WHEREAS, The low bidder, Capitol Technology Services, Inc., a female-owned business, has submitted 5.8-percent Maryland Department of Transportation (MDOT)-certified Minority Business Enterprise (MBE) participation, of which 5.3 percent is African American and 0.5 percent is female; and

WHEREAS, Capitol Technology Services, Inc., also has submitted 47.5 percent non-

MDOT-certified minority participation; and

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

WHEREAS, Capitol Technology Services, Inc., has submitted a waiver for the balance of the MDOT-certified MBE participation; and

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

WHEREAS, Capitol Technology Services, Inc., has completed similar work successfully for the Montgomery County Public Schools; now therefore be it

Resolved, That a \$771,500 contract be awarded to Capitol Technology Services, Inc., for the Silver Spring International Middle School/Sligo Creek Elementary School facility improvements project, in accordance with drawings and specifications prepared by Grimm and Parker Architects, P.C.

RESOLUTION NO. 540-06

Re: **ARCHITECTURAL APPOINTMENT—JACKSON ROAD ELEMENTARY SCHOOL FEASIBILITY STUDY**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services to conduct a feasibility study for an addition to Jackson Road Elementary School; and

WHEREAS, Funds for this feasibility study were programmed as part of the FY 2007 Capital Budget; and

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

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

Resolved, That the Montgomery County Board of Education enter into a contractual

agreement with the architectural firm of Samaha Associates, P.C., to provide professional architectural and engineering services for the Jackson Road Elementary School addition feasibility study for a fee of \$25,000.

RESOLUTION NO. 541-06 Re: **CHANGE ORDERS EXCEEDING \$100,000**

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

WHEREAS, Change order proposals have been received for the Northwood High School and Parkland Middle School projects in excess of \$100,000; and

WHEREAS, The construction manager, Oak Contracting, LLC, has submitted cost proposals for this work; and

WHEREAS, The project architects and construction staff have reviewed the change orders to ensure that they comply with the contract specifications and the costs are reasonable; now therefore be it

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

Activity 1

Project: Northwood High School
Description: Fire Alarm System Upgrades
Contractor: Oak Contracting, LLC
Amount: \$167,688

Activity 2

Project: Parkland Middle School
Description: Magnet Program Modifications
Contractor: Oak Contracting, LLC
Amount: \$175,245

RESOLUTION NO. 542-06 Re: **COLLEGE GARDENS ELEMENTARY SCHOOL—TREE CONSERVATION EASEMENT**

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

WHEREAS, The mayor and Council of Rockville (City) requested a Forest Conservation Easement and Declaration of Covenants in connection with the modernization of College

Gardens Elementary School, located at 1700 Yale Place; and

WHEREAS, The school site contains areas behind the school building that are not needed for school programming or recreational purposes and will be used for forest conservation; and

WHEREAS, The proposed easement grant, configured in three parcels, totaling 12,420 square feet, will preserve and protect existing trees and provide for the installation, maintenance, and protection of additional trees; and

WHEREAS, The easement will give the city the right to inspect the area to confirm compliance with the terms of the Forest Conservation Easement and Declaration of Covenants; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Grant of Forest Conservation Easement and declaration of covenants for 12,420 square feet of land at College Gardens Elementary School to the mayor and Council of Rockville.

RESOLUTION NO. 543-06 Re: **HUMAN RESOURCES MONTHLY REPORT**

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

Resolved, That the Board of Education approve the Human Resources Monthly Report dated December 12, 2006.

RESOLUTION NO. 544-06 Re: **DEATH OF MS. BARBARA J. HOLSINGER,
BUS OPERATOR I ON LEAVE, DEPARTMENT
OF TRANSPORTATION**

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

WHEREAS, The death on November 18, 2006, of Ms. Barbara J. Holsinger, bus operator I at the Clarksburg Depot in the Department of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the 34 years that Ms. Holsinger worked for the Montgomery County Public Schools, she was an outstanding employee and a real asset to the transportation team; and

WHEREAS, Ms. Holsinger was a true professional who was a very dependable, caring driver and always had a sincere concern for the safety and well-being of her passengers;

now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Barbara J. Holsinger 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 Ms. Holsinger's family.

RESOLUTION NO. 545-06 Re: **DEATH OF MS. REINA N. LYNCH, BUS OPERATOR I, DEPARTMENT OF TRANSPORTATION**

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

WHEREAS, The death on November 9, 2006, of Ms. Reina N. Lynch, bus operator I at the West Farm Depot in the Department of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the two years that Ms. Lynch worked for the Montgomery County Public Schools, she was an outstanding employee and a real asset to the transportation team; and

WHEREAS, Ms. Lynch was a very dependable employee and had an amazing ability to interact with her young passengers; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Reina N. Lynch 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 Ms. Lynch's family.

RESOLUTION NO. 546-06 Re: **DEATH OF MS. FRANCES L. MCNEILL, OFFICE ASSISTANT I, DEPARTMENT OF TRANSPORTATION**

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

WHEREAS, The death on November 22, 2006, of Ms. Frances L. McNeill, office assistant I in Fleet Maintenance in the Department of Transportation, has deeply saddened the staff,

students, and members of the Board of Education; and

WHEREAS, In the 30 years that Ms. McNeill worked for the Montgomery County Public Schools, she was a very conscientious, committed professional, who constantly provided exemplary work; and

WHEREAS, Ms. McNeill was a loyal employee who took great pride in her position, making her an asset to the school system; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Frances L. McNeill 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 Ms. McNeill's family.

Re: **MONTHLY FINANCIAL REPORT**

Mr. Larry Bowers, chief operating officer, reported that this financial report reflects the actual financial condition of MCPS as of October 31, 2006, and projections through June 30, 2007, based on program requirements and estimates made by primary and secondary account managers. At that time, revenues were on target, while expenses had a projected surplus of \$1,900,000. Staff will continue to closely monitor revenues and expenditures. There was a discussion of the actual financial condition of MCPS as of October 31, 2006, and projected revenues and expenditures through June 30, 2007.

**Mrs. Navarro temporarily left the meeting.

RESOLUTION NO. 547-06

Re: **PRESENTATION OF PRELIMINARY PLANS—
TRAVILAH ELEMENTARY SCHOOL ADDITION**

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

WHEREAS, The architect for the proposed Travilah Elementary School addition project, Zavos Architecture + Design, has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Travilah Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Travilah Elementary School addition project developed by Zavos Architecture + Design.

**Mrs. Navarro rejoined the meeting.

RESOLUTION NO. 548-06 Re: **PRESENTATION OF PRELIMINARY PLANS—
WASHINGTON GROVE ELEMENTARY SCHOOL
ADDITION**

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

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

WHEREAS, The architect for the proposed Washington Grove Elementary School addition project, Zavos Architecture + Design, has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Washington Grove Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Washington Grove Elementary School addition project developed by Zavos Architecture + Design.

RESOLUTION NO. 549-06 Re: **PRESENTATION OF PRELIMINARY PLANS
—THOMAS W. PYLE MIDDLE SCHOOL ADDITION**

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

WHEREAS, The architect for the proposed Thomas W. Pyle Middle School addition project, Smolen-Emr + Associates Architects, has prepared a schematic design in accordance with the educational specifications; and

WHEREAS, The Thomas W. Pyle Middle School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Thomas W. Pyle Middle School addition project developed by Smolen-Emr + Associates Architects.

Re: **DEPARTMENT OF FACILITIES MANAGEMENT
ANNUAL RESOURCE CONSERVATION PLAN
FOR FY 2008**

Mr. Bowers explained that the FY 2008 Resource Conservation Plan for MCPS complies

with the requirements of Montgomery County Code §18A and represents the MCPS contribution to the countywide mandate to coordinate energy management efforts. Moreover, the plan provides information on the school system's energy consumption and a description of its energy conservation program.

The program for this year builds and improves on past successes. Key elements include the following:

Leadership in Energy and Environmental Design (LEED) Pilot: In August, 2006, MCPS opened Great Seneca Creek Elementary School, the first public school building in Maryland to be registered for LEED certification. The LEED design system is a comprehensive approach to energy and environmental best practices. The Great Seneca Creek Elementary School design includes many innovative features MCPS plans to standardize in future school designs. The LEED certification process will be incorporated into future designs of new schools and modernization projects as required by legislation recently adopted by the Montgomery County Council.

Energy Facilitators Supporting School Conservation Efforts: In FY 2005, the School Eco-Response Team (SERT) energy conservation program was expanded. Three energy facilitators were hired to work with school staff to develop conservation programs and monitor results. Incentives for meeting conservation targets also were increased. This program received an enthusiastic response from staff and students. In addition to school-based energy conservation, the facilitators also involve staff and students in selected systemwide conservation projects.

Green Schools Success: For FY 2007, 43 secondary schools are active "Green Schools" under an MCPS program initiated four years ago. Modeled on the national Green Schools Program of the Alliance to Save Energy, teams from these schools received advanced training in energy and environmental issues investigation, a professional toolkit of energy audit instruments, and a multimedia curriculum package for teaching energy and environmental stewardship in the classroom. The objective is to educate and empower the Green School teams to improve their schools' energy and environmental performance.

Collaboration Project: In 2006, Department of Facilities Management staff, school principals, and representatives from the three bargaining units collaborated to develop strategies to reduce energy consumption. This collaboration group suggested several measures to reduce utility costs that have been implemented throughout MCPS.

MCPS continues to be challenged by historically high energy costs that are forecast to continue for several years. With the FY 2008 Resource Conservation Plan, the school system continues to deploy a comprehensive program of measures to mitigate these increasing energy costs.

Re: **DISCUSSION**

Mrs. O'Neill asked about the difficulty in modernizing a school under the new county code. Staff replied that a full modernization will be able to meet the requirements. Mrs. O'Neill inquired about the formulas for construction and if added money would be available to "build green."

Ms. Cox asked staff to provide information on "green schools," such as renewable energy sources, and other mandated initiatives, including the added costs, long-term benefit, and funding levels.

RESOLUTION NO. 550-06 Re: CLOSED SESSION RESOLUTION

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

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on Tuesday, January 9, 2007, in Room 120 of the Carver Educational Services Center to meet from 9:00 to 10:00 a.m. and 12:00 to 1:30 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*; consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; review and adjudicate appeals in its quasi-judicial capacity; and discuss matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

RESOLUTION NO. 551-06 Re: REPORT OF CLOSED SESSION

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

On November 14, 2006, by unanimous vote of members present, the Board of Education voted to conduct closed sessions as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on November 14, 2006, from 9:05 to 9:25 a.m. and 12:40 to 1:05 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and considered the following appeals with a subsequent vote in

- open session in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): 2006-67, 2006-68, and T-2006-87.
2. Reviewed and considered the following appeals in its quasi-judicial capacity outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*): 2006-18, 2006-69, 2006-73, 2006-74, T-2006-88, and T-2006-89.
 3. Discussed the Human Resources Monthly Report and Appointment with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
 4. Received legal advice as permitted under Section 10-508(a)(7) of the *State Government Article*.
 5. Discussed matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at the closed sessions were Steve Abrams, Steve Bedford, Larry Bowers, Shirley Brandman, Pat Clancy, Sharon Cox, Judy Docca, Brian Edwards, Valerie Ervin, Marlene Hartzman, Charles Haughey, Sarah Horvitz, Roland Ikheloa, Don Kress, Susan Marks, Nancy Navarro, Pat O'Neill, John Q. Porter, Lori Rogovin, Gabe Romero, Glenda Rose, Marshall Spatz, and Carey Wright.

RESOLUTION NO. 552-06

Re: **CALENDAR FOR THE ELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION**

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

WHEREAS, The Montgomery County Region of the Maryland Association of Student Councils submits a yearly calendar of the major events surrounding the election of the student member of the Board of Education for its review and approval; now therefore be it

Resolved, That the Board of Education approve the calendar of major events for the election of the thirtieth student member of the Board of Education, as proposed by the Montgomery County Region of the Maryland Association of Student Councils.

CALENDAR OF MAJOR EVENTS

Advertising Period	December 1–22, 2006
Filing Period	January 2–19, 2007
Nominating Convention	March 1, 2007
Town Meeting I	February 9, 2007
Town Meeting II	March 21, 2007

General Campaign Period
General Election

January 31–April 25, 2007
April 25, 2007

RESOLUTION NO. 553-06 Re: **APPOINTMENT TO BOARD COMMITTEE—AUDIT**

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

WHEREAS, On September 13, 1978, the Board of Education established an Audit Committee; and

WHEREAS, The Audit Committee consists of three members serving staggered terms of three years each, and the term of office begins on the date of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Dr. Charles Haughey’s term expired on November 30, 2006, resulting in one vacancy on the committee; and

WHEREAS, Another vacancy exists as a result of Mr. Gabriel Romero’s departure from the Board of Education, whose term on the committee was to expire on November 30, 2008; and

WHEREAS, Mr. Steve Abrams was appointed to serve until November 30, 2007; and

WHEREAS, Mr. Steve Abrams’ term as chairperson expired on November 30, 2006; now therefore be it

Resolved, That Mr. Christopher Barclay be appointed to serve until November 30, 2008; and be it further

Resolved, That Mrs. Patricia O’Neill be appointed to serve until November 30, 2009; and be it further

Resolved, That Mr. Christopher Barclay serve as chairperson of the Audit Committee until November 30, 2007.

RESOLUTION NO. 554-06 Re: **APPOINTMENT TO BOARD COMMITTEE
—STRATEGIC PLANNING**

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

WHEREAS, On September 8, 1994, the Board of Education established a Subcommittee on Long-range Planning; and

WHEREAS, On September 12, 1995, the Board of Education changed the name to Subcommittee on Long-range and Strategic Planning; and

WHEREAS, On November 9, 2004, with the adoption of the revised Policy AEB (*Strategic Planning for Continuous Improvement*), the Board changed the name to Strategic Planning Committee; and

WHEREAS, The Strategic Planning Committee consists of three members serving staggered terms of three years each, and the term of office begins on the date of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Mrs. Patricia O'Neill's term expired on November 30, 2006, resulting in one vacancy on the committee; and

WHEREAS, Another vacancy exists as a result of Mr. Gabriel Romero's departure from the Board of Education, whose term on the committee was to expire on November 30, 2008; and

WHEREAS, Mrs. Nancy Navarro was appointed to serve until November 30, 2007; and

WHEREAS, Mr. Gabriel Romero's term as chairperson expired on November 30, 2006; now therefore be it

Resolved, That Dr. Judy Docca be appointed to serve until November 30, 2008; and be it further

Resolved, That Mr. Christopher Barclay be appointed to serve until November 30, 2009; and be it further

Resolved, That Dr. Judy Docca serve as chairperson of the Strategic Planning Committee until November 30, 2007.

RESOLUTION NO. 555-06 Re: **APPOINTMENT TO BOARD COMMITTEE
—POLICY**

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

WHEREAS, On November 13, 2001, the Board of Education formally established a Policy Committee when it adopted revisions to Policy BFA (*Policysetting*); and

WHEREAS, The Policy Committee consists of three members serving staggered terms of three years each (along with the student member of the Board), and the term of office

begins on the day of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Mrs. Patricia O'Neill's term expired on November 30, 2006, and one vacancy now exists on the committee; and

WHEREAS, Ms. Sharon Cox was appointed to serve until November 30, 2007; and

WHEREAS, Mr. Steve Abrams was appointed to serve until November 30, 2008; and

WHEREAS, Ms. Sarah Horvitz was appointed to serve until June 30, 2007; and

WHEREAS, Ms. Sharon Cox's term as chairperson expired on November 30, 2006; now therefore be it

Resolved, That Mrs. Patricia O'Neill be appointed to serve until November 30, 2009; and be it further

Resolved, That Ms. Sharon Cox serve as chairperson of the Policy Committee until November 30, 2007.

RESOLUTION NO. 556-06 Re: **APPOINTMENT TO BOARD COMMITTEE
—COMMUNICATIONS AND PUBLIC
ENGAGEMENT**

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

WHEREAS, On July 9, 2004, the Board of Education established a Communications and Public Engagement Committee; and

WHEREAS, The Communications and Public Engagement Committee consists of three members serving staggered terms of three years each and the term of office begins on the day of the all-day Board meeting in December of the year of appointment and ends three years later on November 30; and

WHEREAS, Ms. Sharon Cox's term expired on November 30, 2006, and one vacancy now exists on the committee; and

WHEREAS, Mrs. Nancy Navarro was appointed to serve until November 30, 2007; and

WHEREAS, Mrs. Patricia O'Neill was appointed to serve until November 30, 2008; and
WHEREAS, Mrs. Nancy Navarro's term as chairperson expired on November 30, 2006; now therefore be it

Resolved, That Dr. Judy Docca be appointed to serve until November 30, 2009; and be it further

Resolved, That Mrs. Nancy Navarro serve as chairperson of the Communications and Public Engagement Committee until November 30, 2007.

RESOLUTION NO. 557-06 Re: **APPOINTMENT TO BOARD COMMITTEE—AD HOC COMMITTEE ON SPECIAL EDUCATION**

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

WHEREAS, On February 11, 2003, the Board of Education established an ad hoc Committee on Special Education; and

WHEREAS, On December 9, 2003, at the time the Special Education Continuous Improvement Advisory Committee was created, the Board resolved that its ad hoc committee shall continue to meet to consider the interim recommendations of the advisory committee and its final report (expected no later than June 30, 2006) and, as appropriate, to make recommendations to the full Board; and

WHEREAS, On June 26, 2006, the Board extended the tenure of the Advisory Committee and its membership by one year, effective July 1, 2006, with the expected life of this ad hoc advisory committee not to extend beyond June 30, 2007; and be it further

WHEREAS, Mr. Steve Abrams, Ms. Sharon Cox, and Dr. Charles Haughey were appointed as members of the ad hoc Committee on Special Education with undefined terms, with Mr. Abrams designated as its chair; and

WHEREAS, Dr. Haughey's term on the Board of Education has expired, resulting in a vacancy on the committee; now therefore be it

Resolved, That Ms. Shirley Brandman be appointed to serve until such time as the Special Education Continuous Improvement Advisory Committee fulfills its charge and issues its final report to the Board of Education; and be it further

Resolved, That Ms. Shirley Brandman serve as chairperson of the Ad Hoc Committee on Special Education until such time as the Special Education Continuous Improvement Advisory Committee fulfills its charge and issues its final report to the Board of Education.

RESOLUTION NO. 558-06 Re: **APPEALS**

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

WHEREAS, The Board of Education has met in closed session, and deliberated on appeals brought before its members acting in its quasi-judicial capacity under Section 10-503(a) of the *State Government Article*; now therefore be it

Resolved, That the Board of Education hereby decide the following appeals, reflective of the Board members' votes in closed session, the disposition of which shall be recorded in the minutes of today's meeting:

<u>Appeal Number</u>	<u>Type</u>
2006-18	Student Expulsion
2006-69	Student Expulsion
T-2006-88	Student Transfer
T-2006-89	Student Transfer

RESOLUTION NO. 559-06 Re: **MINUTES**

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

Resolved, That the Board of Education approve the following minutes, as amended: July 18, July 27, August 24, November 16, and November 16, 2006.

Re: **PTA TESTIMONY AT OPERATING BUDGET HEARING**

On motion of Mrs. O'Neill and seconded by Mrs. Navarro, the following resolution was placed on the table:

Resolved, That for the public hearings for the operating budget for FY 2008, the Montgomery County Council of PTAs; Montgomery County Education Association; Montgomery County Association of Administrative and Supervisory Personnel; SEIU Local 500; municipalities and elected officials; Montgomery County Taxpayers Association; and the Montgomery County Civic Federation each will be allotted five minutes for testimony; and be it further

Resolved, That each PTA cluster will be assigned a five-minute slot on one of the two evenings set aside for hearings; and be it further

Resolved, That other organizations and individuals who wish to testify on either of the evenings set aside for the hearings will be provided a three-minute time allotment— on a first-come, first-served basis—by calling the Board office no earlier than three weeks prior to the date of the first public hearing.

RESOLUTION NO. 560-06 Re: **AN AMENDMENT TO PTA TESTIMONY AT**

OPERATING BUDGET HEARING

On motion of Ms. Cox and seconded by Mrs. Navarro, the following amendment was adopted unanimously by members present:

Resolved, That the Board of Education amend the resolution to read:

Resolved, That for the public hearings for the operating budget for FY 2008, the Montgomery County Council of PTAs; Montgomery County Education Association; Montgomery County Association of Administrative and Supervisory Personnel; SEIU Local 500; municipalities and elected officials; Montgomery County Taxpayers Association; and the Montgomery County Civic Federation each will be allotted five minutes for testimony; and be it further

Resolved, That each PTA cluster will be assigned an **eight-minute** slot on one of the two evenings set aside for hearings; and be it further

Resolved, That other organizations and individuals who wish to testify on either of the evenings set aside for the hearings will be provided a three-minute time allotment—on a first-come, first-served basis—by calling the Board office no earlier than three weeks prior to the date of the first public hearing; and be it further

Resolved, That all participants be encouraged to identify the impact of their budget recommendations on the effective implementation of the Strategic Plan.

RESOLUTION NO. 561-06

Re: **PTA TESTIMONY AT OPERATING BUDGET HEARING**

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

Resolved, That for the public hearings for the operating budget for FY 2008, the Montgomery County Council of PTAs; Montgomery County Education Association; Montgomery County Association of Administrative and Supervisory Personnel; SEIU Local 500; municipalities and elected officials; Montgomery County Taxpayers Association; and the Montgomery County Civic Federation each will be allotted five minutes for testimony; and be it further

Resolved, That each PTA cluster will be assigned an eight-minute slot on one of the two evenings set aside for hearings; and be it further

Resolved, That other organizations and individuals who wish to testify on either of the evenings set aside for the hearings will be provided a three-minute time allotment—on a first-come, first-served basis—by calling the Board office no earlier than three weeks prior to the date of the first public hearing; and be it further

Resolved, That all participants be encouraged to identify the impact of their budget recommendations on the effective implementation of the Strategic Plan.

Re: **POLICY IOA, GIFTED AND TALENTED EDUCATION** (previous new business)

On motion of Ms. Cox and seconded by Mr. Abrams, the following resolution was placed on the table:

Resolved, That the Board of Education, in keeping with Policy BFA, *Polycysetting*, directs a review of Policy IOA, *Gifted and Talented Education*, for the purpose of:

- ascertaining community and Board support for the current policy's desired outcomes (as stated below) and amending them as may be necessary:
 1. An accelerated and enriched program in each subject area will be provided routinely in every school, K-12.
 2. All students who are capable of doing so will be given the opportunity to work above grade level and in advanced and enriched materials in all content areas in every grade level in each school.
 3. All schools will use a variety of flexible and varied grouping arrangements which will enhance the delivery of accelerated and enriched instruction.
 4. The classroom, school organization, and instructional strategies will be designed to accommodate diversity in student backgrounds as well as their abilities and interests.
- ensuring that guidance provided in the policy does not create or support any institutional barriers to achievement of the desired outcomes for any students.
- ensuring that the policy reflects the purpose, issue, position, and desired outcomes supported by the Board of Education and that implementation strategies are appropriately incorporated into regulation.

RESOLUTION NO. 562-06 Re: **AN AMENDMENT TO POLICY IOA, GIFTED AND TALENTED EDUCATION**

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

Resolved, That the Board of Education schedule a discussion of the Deputy's Superintendent's Advisory Committee on Gifted and Talented Education Report; and be it further

Resolved, That the Board of Education, in keeping with Policy BFA, *Polycysetting*, direct the **Policy Committee** to review of Policy IOA, *Gifted and Talented Education*, commencing in **September 2007** for the purpose of:

RESOLUTION NO. 563-06 Re: **POLICY IOA, GIFTED AND TALENTED EDUCATION**

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

Resolved, That the Board of Education schedule a discussion of the Deputy's Superintendent's Advisory Committee on Gifted and Talented Education Report; and be it further

Resolved, That the Board of Education, in keeping with Policy BFA, *Polycysetting*, direct the Policy Committee to review of Policy IOA, *Gifted and Talented Education*, commencing in September 2007 for the purpose of:

- ascertaining community and Board support for the current policy's desired outcomes (as stated below) and amending them as may be necessary:
 1. An accelerated and enriched program in each subject area will be provided routinely in every school, K-12.
 2. All students who are capable of doing so will be given the opportunity to work above grade level and in advanced and enriched materials in all content areas in every grade level in each school.
 3. All schools will use a variety of flexible and varied grouping arrangements which will enhance the delivery of accelerated and enriched instruction.
 4. The classroom, school organization, and instructional strategies will be designed to accommodate diversity in student backgrounds as well as their abilities and interests.
- ensuring that guidance provided in the policy does not create or support any institutional barriers to achievement of the desired outcomes for any students.
- ensuring that the policy reflects the purpose, issue, position, and desired outcomes supported by the Board of Education and that implementation strategies are appropriately incorporated into regulation.

Re: **NEW BUSINESS**

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

Resolved, That the Board of Education hold its retreat at the Carver Educational Services Center to minimize spending taxpayers' funds and maximize citizen and media access to public meetings.

Re: **ITEMS OF INFORMATION**

The following items were available:

1. Legal Fees Report
2. Construction Progress Report

Ms. Brandman inquired about legal fees for special education, and she was interested in knowing the volume and length of the cases.

RESOLUTION NO. 564-06 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of December 12, 2006, at 4:15 p.m.

PRESIDENT

SECRETARY

JDW:gr

Resolution	Abrams	Barclay	Brandman	Cox	Docca	Navarro	Horvitz	O'Neill
School Calendar for 2007-08	A	A	A	A	A	A	A	A

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

MONTGOMERY COUNTY BOARD OF EDUCATION
SUMMARY SHEET

December 12, 2006

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