

APPROVED
32-2008

Rockville, Maryland
November 20, 2008

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on November 20, 2008, at 6:00 p.m.

Present: Mrs. Nancy Navarro, President
in the Chair
Mr. Steve Abrams
Mr. Christopher Barclay
Ms. Shirley Brandman
Ms. Sharon Cox
Dr. Judy Docca
Mr. Philip Kauffman, Board Member-elect
Ms. Quratul-Ann Malik
Mrs. Patricia O'Neill
Dr. Jerry Weast, Secretary/Treasurer

Absent: None

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

** Mr. Abrams was not present at the beginning of the meeting.

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. 442-08 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for November 20, 2008.

Re: **BOUNDARY RECOMMENDATIONS FOR BELLS MILL, POTOMAC, AND SEVEN LOCKS ELEMENTARY SCHOOLS, AND CABIN JOHN AND HERBERT HOOVER MIDDLE SCHOOLS**

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

WHEREAS, In March 2008, the superintendent of schools convened a Boundary Advisory Committee, composed of representatives from Bells Mill, Potomac, and Seven Locks

elementary schools and Cabin John and Herbert Hoover middle schools; and

WHEREAS, The Boundary Advisory Committee met from March through May 2008, and submitted a report to the superintendent on June 6, 2008, with committee member option evaluations and Parent Teacher Association position papers on five boundary options; and

WHEREAS, Seven Locks Elementary School will be relocated to the Radnor Center holding facility from August 2010 through December 2011, while the facility undergoes a modernization; and

WHEREAS, Potomac Elementary School houses a Chinese Immersion Program; and

WHEREAS, The superintendent reviewed and carefully considered the Boundary Advisory Committee's report, Parent Teacher Association position papers, and feedback from the community at large, and on October 15, 2008, presented a recommendation for elementary and middle school boundary changes for consideration by the Board of Education; and

WHEREAS, On November 6, 2008, the Board of Education conducted a work session to consider the superintendent's recommendation for boundary changes and adopted no alternatives; and

WHEREAS, The Board of Education conducted public hearings on November 12 and 13, 2008, in accordance with Board of Education Policy FAA, *Long-range Educational Facilities Planning*, and Montgomery County Public Schools Regulation FAA-RA, *Long-range Educational Facilities Planning*, on the superintendent's recommendation; now therefore be it

Resolved, That the boundaries for Bells Mill, Potomac, and Seven Locks elementary schools, and Cabin John and Herbert Hoover middle schools, reflect the following reassignments and implementation schedules:

Reassign from Seven Locks Elementary School to Bells Mill Elementary School the following neighborhoods, beginning with Grades K–4 in the 2009–2010 school year:

- Zones S9 and S10—The areas south of Marseille Drive and north of Democracy Boulevard that are currently in the northernmost portion of the Seven Locks Elementary School service area, and are bounded on the east by the boundary line for Bells Mill Elementary School, and bounded on the west by the boundary line for Wayside Elementary School and Potomac Elementary School.

Reassign from Potomac Elementary School to Seven Locks Elementary School the following neighborhoods, beginning with Grades K–4 in the 2010–2011 school year:

- Zone P4—The communities south of Democracy Boulevard and north of River Road

that include homes on Bent Cross Drive, Iron Gate Road, Iron Gate Court, Halter Court, Spicewood Lane, and a portion of Newbridge Drive (south of the Seven Locks Elementary School boundary), and the eastern portion of Sorrell Avenue (the Falconhurst and Camotop communities).

- Zones P7 and P8—The area that encompasses the Avenel community.

Reassign from Herbert Hoover Middle School to Cabin John Middle School the following neighborhoods, beginning with Grade 6 students in the 2012–2013 school year:

- Zones P4, P7, and P8, as described above.

and be it further

Resolved, That Chinese Immersion program students from Potomac Elementary School, zones P4, P7, and P8, who have entered the Chinese Immersion program at Potomac Elementary School through the 2009–2010 school year, be allowed to complete the program at that school.

RESOLUTION NO. 443-08

Re: **AN AMENDMENT TO THE BOUNDARY RECOMMENDATIONS FOR BELLS MILL, POTOMAC, AND SEVEN LOCKS ELEMENTARY SCHOOLS, AND CABIN JOHN AND HERBERT HOOVER MIDDLE SCHOOLS**

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

Resolved, That Chinese Immersion program students from Potomac Elementary School zones, P4, P7, and P8, who have entered the Chinese Immersion program at Potomac Elementary School through the 2009–2010 school year, be allowed to complete the program at that school **with transportation provided**.

RESOLUTION NO. 444-08

Re: **BOUNDARY RECOMMENDATIONS FOR BELLS MILL, POTOMAC, AND SEVEN LOCKS ELEMENTARY SCHOOLS, AND CABIN JOHN AND HERBERT HOOVER MIDDLE SCHOOLS**

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, In March 2008, the superintendent of schools convened a Boundary Advisory Committee, comprising representatives from Bells Mill, Potomac, and Seven Locks elementary schools, and Cabin John and Herbert Hoover middle schools; and

WHEREAS, The Boundary Advisory Committee met from March through May 2008, and submitted a report to the superintendent on June 6, 2008, with committee member option evaluations and Parent Teacher Association position papers on five boundary options; and

WHEREAS, Seven Locks Elementary School will be relocated to the Radnor Center holding facility from August 2010 through December 2011, while the facility undergoes a modernization; and

WHEREAS, Potomac Elementary School houses a Chinese Immersion program; and

WHEREAS, The superintendent reviewed and carefully considered the Boundary Advisory Committee's report, Parent Teacher Association position papers, and feedback from the community at large and, on October 15, 2008, presented a recommendation for elementary and middle school boundary changes for consideration by the Board of Education; and

WHEREAS, On November 6, 2008, the Board of Education conducted a work session to consider the superintendent's recommendation for boundary changes and adopted no alternatives; and

WHEREAS, The Board of Education conducted public hearings on November 12 and 13, 2008, in accordance with Board of Education Policy FAA, *Long-range Educational Facilities Planning*, and Montgomery County Public Schools Regulation FAA-RA, *Long-range Educational Facilities Planning*, on the superintendent's recommendation; now therefore be it

Resolved, That the boundaries for Bells Mill, Potomac, and Seven Locks elementary schools, and Cabin John and Herbert Hoover middle schools, reflect the following reassignments and implementation schedules (also see attached map for zone references):

Reassign from Seven Locks Elementary School to Bells Mill Elementary School the following neighborhoods, beginning with Grades K–4, in the 2009–2010 school year:

- Zones S9 and S10—The areas south of Marseille Drive and north of Democracy Boulevard that are currently in the northernmost portion of the Seven Locks Elementary School service area, and are bounded on the east by the boundary line for Bells Mill Elementary School, and bounded on the west by the boundary line for Wayside Elementary School and Potomac Elementary School.

Reassign from Potomac Elementary School to Seven Locks Elementary School the following neighborhoods, beginning with Grades K–4, in the 2010–2011 school year:

- Zone P4—The communities south of Democracy Boulevard and north of River Road that include homes on Bent Cross Drive, Iron Gate Road, Iron Gate Court, Halter Court, Spicewood Lane, and a portion of Newbridge Drive (south of the Seven Locks Elementary School boundary), and the eastern portion of Sorrell Avenue (the Falconhurst and Camotop communities).
- Zones P7 and P8—The area that encompasses the Avenel community.

Reassign from Herbert Hoover Middle School to Cabin John Middle School the following neighborhoods, beginning with Grade 6 students, in the 2012–2013 school year:

- Zones P4, P7, and P8, as described above.

and be it further

Resolved, That Chinese Immersion program students from Potomac Elementary School, zones P4, P7, and P8, who have entered the Chinese Immersion program at Potomac Elementary School, through the 2009–2010 school year, be allowed to complete the program at that school, with transportation provided.

RESOLUTION NO. 446-08

Re: **BOUNDARY RECOMMENDATIONS FOR CEDAR GROVE, CLARKSBURG, CLARKSBURG #8, AND LITTLE BENNETT ELEMENTARY SCHOOLS**

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, In February 2008, the superintendent of schools convened a Boundary Advisory Committee comprising representatives from Cedar Grove, Clarksburg, and Little Bennett elementary schools and the Clarksburg Cluster coordinators to evaluate boundary options for Clarksburg Elementary School #8; and

WHEREAS, The Boundary Advisory Committee met from February through May 2008 and submitted a report to the superintendent on June 16, 2008, with committee member option evaluations and Parent Teacher Association position papers on nine boundary options; and

WHEREAS, The superintendent reviewed and carefully considered the Boundary Advisory Committee's report, Parent Teacher Association position papers, and feedback from the community at large and, on October 15, 2008, presented a recommendation for elementary school boundary changes for consideration by the Board of Education; and

WHEREAS, The superintendent's recommendation would cause the utilization rate at Cedar Grove Elementary School to fall below the Board of Education's desired rate of 80 percent for the first three years of the recommended boundary change: and

WHEREAS, On November 6, 2008, the Board of Education conducted a work session to consider the superintendent's recommendation for boundary changes and adopted no alternatives; and

WHEREAS, The Board of Education conducted public hearings on November 12 and 13, 2008, in accordance with the Board of Education Policy FAA, *Long-range Educational Facilities Planning*, and Montgomery County Public Schools Regulation FAA-RA, *Long-range Educational Facilities*, on the superintendent's recommendation; now therefore be it

Resolved, That, effective August 2009, the boundaries for Cedar Grove, Clarksburg, Little Bennett, and Clarksburg #8 elementary schools reflect the following reassignments and grade phasings:

Reassign to Clarksburg Elementary School #8 the following neighborhoods, beginning with Grades K–4, in the 2009–2010 school year:

From Cedar Grove Elementary School

- Zone CG2—The area of the Milestone community that is north of Route 27, west of Route 355, and east of Observation Drive.
- Zone CG3—The area of the Milestone community that is north of Route 27, west of Observation Drive, and east of Interstate 270.
- Zone CG4—The area that is south of Route 27, west of Route 355, and east of Interstate 270.
- Zone CG5—The area of Green Ridge Estates that is east of Route 355, west of Route 27, and south of the high school boundary line for Clarksburg High School.
- Zone CG6—The area that is east of Route 27, and south of the high school boundary line for Clarksburg High School.

From Clarksburg Elementary School

- Zone C4—The area that is south of West Old Baltimore Road, west of Route 355, and east of Interstate 270.
- Zone C5—The area of Green Ridge Estates that is east of Route 355.

Reassign from Little Bennett Elementary School to Cedar Grove Elementary School the following neighborhoods, beginning with Grades K–3, in the 2009–2010 school year:

- Zone LB6—The area southeast of Little Seneca Creek that includes the Timber Ridge community, a portion of the planned Clarksburg Village community, and other homes in that area.

- Zone LB8—The area of Arora Hills that is west of Skylark Road, east of Little Seneca Creek, and south of Piedmont Road.
- Zone LB9—The area, including Park Ridge and other homes that are north of Ovid Hazen Wells Recreational Park, south of Little Seneca Creek, and east of Remae Court.

and be it further

Resolved, That transfers be granted through the Change of School Assignment process to families requesting transfers from Zones LB6, LB8, and LB9 to Cedar Grove Elementary School for Grades 4 and 5, in the 2009–2010 school year, and Grade 5 in the 2010–2011 school year.

** Mr. Abrams joined the meeting at this point.

RESOLUTION NO. 447-08 Re: **RECOMMENDED FY 2010 CAPITAL BUDGET AND AMENDMENTS TO THE FY 2009-2014 CAPITAL IMPROVEMENTS PROGRAM**

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

WHEREAS, In accordance with §5-306 of the Annotated Code of Maryland, the superintendent of schools released the Recommended FY 2010 Capital Budget and Amendments to the FY 2009–2014 Capital Improvements Program for Montgomery County Public Schools on October 29, 2008; and

WHEREAS, In accordance with the Montgomery County charter and the biennial Capital Improvements Program process, all Capital Improvements Program projects are considered in odd-numbered fiscal years, and in even-numbered fiscal years, such as FY 2010, only projects with expenditure or appropriation changes needed in the second year of the adopted six-year Capital Improvements Program are considered for amendments; and

WHEREAS, In keeping with the spirit of the biennial process, the superintendent's recommendation includes only amendments to the adopted FY 2009–2014 Capital Improvements Program that meet the guidelines for even-numbered fiscal year project requests, and these amendments result in a total increase in spending of \$15.6 million as follows:

1. Jackson Road Elementary School Addition—to provide three classrooms beyond the approved 11-classroom addition project, due to higher-than-anticipated enrollment projections. The completion date for this project will be delayed one year, from August 2010 to August 2011, in order to provide further planning and design time

(\$906,000).

2. Montgomery Knolls Elementary School Addition—to provide five classrooms beyond the approved 10-classroom addition project, due to higher-than-anticipated enrollment projections. The completion date for this project, as well as the school's gymnasium project, will be delayed six months, from August 2011 to January 2012, in order to provide further planning and design time (\$2.48 million).
3. Rock View Elementary School Addition—to provide five classrooms beyond the approved eight-classroom addition project, due to higher-than-anticipated enrollment projections. The completion date for this project will be delayed one year, from August 2010 to August 2011, in order to provide further planning and design time (\$1.83 million).
4. County Water Quality Compliance—to provide funding to plan and begin implementation of a variety of pollution-prevention measures related to stormwater discharge from our school facilities, as required by federal and state laws (\$500,000).
5. Heating, Ventilation, and Air-Conditioning (HVAC) Replacement—to provide additional funding for HVAC-related projects that are vital to the successful operation of our school facilities (\$4.4 million).
6. Relocatable Classrooms—to provide additional funding for relocatable classrooms to accommodate enrollment growth (\$1.0 million); and

WHEREAS, Due to the expenditure shifts from the six addition projects, the FY 2010 expenditures are \$3.5 million less than the FY 2010 expenditures included in the adopted Capital Improvements Program; and

WHEREAS, The Ridgeview Middle School community has identified nine priorities for the improvements project at their school that are needed to begin the planning and design phase using the approved appropriation for this project; and

WHEREAS, The Recommended FY 2010 Capital Budget and Amendments to the FY 2009–2014 Capital Improvements Program includes a recommendation to conduct one boundary study to relieve overutilization at Sligo Creek Elementary School as a result of the Board of Education's adopted plan to reorganize East Silver Spring Elementary School from Grades Pre-K–2 to Grades Pre-K–5, to be conducted in spring 2009 for Board of Education action in November 2009; and

WHEREAS, The Board of Education conducted public hearings on November 12 and 13, 2008, on the superintendent's recommendations for all capital and noncapital items for the FY 2010 Capital Budget and Amendments to the FY 2009-2014 Capital Improvements Program; now therefore be it

Resolved, That the Board of Education approves a FY 2010 Capital Budget appropriation request totaling \$200,739,000 and an amended FY 2009–2014 Capital Improvements Program request totaling \$1.303 billion, as indicated on Attachment A; and be it further

Resolved, That the Board of Education approves the revised FY 2010 State Capital Improvements Program request, as indicated on Attachment B, in the amount of \$113,888,000 for FY 2010; and be it further

Resolved, That the Board of Education approves that a portion of the FY 2009 appropriation for the Ridgeview Middle School Improvements project be allocated for planning and design for the nine priorities designated by the Ridgeview community; and be it further

Resolved, That the Board of Education approves an elementary school boundary study to relieve overutilization at Sligo Creek Elementary School, as a result of the Board of Education's adopted plan to reorganize East Silver Spring Elementary School from Grades Pre-K-2 to Grades Pre-K-5 to be conducted in spring 2009 for Board of Education action in November 2009; and be it further

Resolved, That the Board of Education approves the individual capital and noncapital items included in the Recommended FY 2010 Capital Budget and Amendments to the FY 2009-2014 Capital Improvements Program; and be it further

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

RESOLUTION NO. 448-08 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the superintendent and on motion of Ms. Cox 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 a closed session on Tuesday, November 25, 2008, in Room 120 from 5:30 to 7:30 p.m.; and be it further

Resolved, That the Board of Education of Montgomery County discuss collective bargaining negotiations and consider matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article* and Section 4-107(d)(2)(ii) of the *Education Article*; and be it further

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

RESOLUTION NO. 449-08 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of November 20, 2008, at 6:45 p.m.

PRESIDENT

SECRETARY

JDW:gr