

APPROVED
12-2009

Rockville, Maryland
May 12, 2009

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on May 12, 2009, at 10:05 a.m.

Present: Ms. Shirley Brandman, President
in the Chair
Mr. Christopher Barclay
Ms. Laura Berthiaume
Dr. Judy Docca
Mr. Philip Kauffman
Mrs. Patricia O'Neill
Dr. Jerry Weast, Secretary/Treasurer

Absent: Ms. Quratul-Ann Malik
Mrs. Nancy Navarro

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

RESOLUTION NO. 218-09Re: **RESOLUTION FOR CLOSED SESSIONS**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *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 May 12, 2009, in Room 120 from 9:00 to 10:00 a.m. and 12:30 to 1:30 p.m. to discuss the Human Resources Monthly Report and Appointments as permitted under Section 10-508(a)(1) of the *State Government Article* with a subsequent vote in open session and to acquit its administrative functions and receive legal advice as the Board adjudicates and reviews appeals, which are a quasi-judicial function and administrative 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 these closed sessions continue until the completion of business.

Re: **PLEDGE OF ALLEGIANCE**

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

RESOLUTION NO. 219-09Re: **APPROVAL OF THE AGENDA**

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:

Resolved, That the Board of Education defer Portable Communication Devices During Lunch Periods (Previous New Business Item) to June 12, 2009, and approve the agenda as amended.

RESOLUTION NO. 220-09Re: **SALUTE TO SCHOOL FOOD AND NUTRITION SERVICES PERSONNEL DAY**

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:

WHEREAS, State Superintendent of Schools Nancy S. Grasmick has announced May 6, 2009, as the twenty-fourth annual Salute to School Food and Nutrition Services Personnel Day; and

WHEREAS, The school cafeteria and the service provided by its personnel to students, faculty, and other staff are an integral part of the operations of Montgomery County Public Schools; and

WHEREAS, The 13 million meals that are served annually to Montgomery County school children under the National School Lunch and School Breakfast Programs are testimony of the valuable contribution made by school food and nutrition services personnel each year; and

WHEREAS, School food and nutrition services personnel deserve to be recognized for their dedication and continuing commitment to feeding and educating students, and offering a variety of nutrition services to the community; now therefore be it

Resolved, That the Board of Education does hereby recognize food and nutrition services personnel in honor of the twenty-fourth annual Salute to School Food and Nutrition Services Personnel Day in Montgomery County Public Schools.

RESOLUTION NO. 221-09Re: **RECOGNITION OF NAACP SCHOLARSHIP RECIPIENTS**

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

WHEREAS, The Montgomery County Branch of the National Association for the Advancement of Colored People has awarded eight \$1,000 scholarships to students

residing in Montgomery County, all of whom attend Montgomery County Public Schools; and

WHEREAS, The National Association for the Advancement of Colored People has selected "Change you can believe in: How the election of Barack Obama will affect your life," as the theme of its scholarship competition this year; and

WHEREAS, Montgomery County recognizes and celebrates the contributions of African American students to our county; and

WHEREAS, The Montgomery County Board of Education is proud that the Montgomery County community continues to honor the achievements and contributions of African American students; now therefore be it

Resolved, That on behalf of the superintendent of schools and Montgomery County Public Schools' staff members, students, and parents, the members of the Board of Education congratulate the following recipients of this year's National Association for the Advancement of Colored People scholarship awards:

- Ms. Chancel Le-Shay Brixton from Northwest High School
- Ms. Tyeisha Crutchfield from Watkins Mill High School
- Mr. Robel Tekle Desta from Springbrook High School
- Ms. Gretta Digbeu from Watkins Mill High School
- Ms. Lauren Haynes from Col. Zadok Magruder High School
- Ms. Shannon Lawrence from Sherwood High School
- Mr. Dereck W. Paul, Jr. from Northwest High School
- Ms. Kashira Turner from Watkins Mill High School
- Mr. Lloyd P. Henry, III, Poolesville High School

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Susan Weiss	Portable Communication Devices
2.	Marielle Allor	Language Immersion for Elementary School
3.	Raymonde Desir	French Immersion
4.	David Becker	French Immersion
5.	Stuart Kern	French Immersion

Re: **BOARD/SUPERINTENDENT COMMENTS**

Ms. Berthiaume thanked the parents and Rockville High School staff for their patience and flexibility during the H1N1 outbreak. During the closure, high school assignments

were offered on Edline. Furthermore, the SAT, AP, and IB testing were rehoused at Mark Twain School. However, she heard from members of the public who were not pleased with the reaction of the school system.

Dr. Docca commented that she attended (1) Col. Zadok Magruder' High School's presentation against alcohol, substance abuse and driving; the video was moving and instructive; (2) Thomas Edison High School of Technology received service state awards; and (3) the closing ceremony of George B. Thomas, Sr. Learning Academy at Northwest High School, where many students received certificates. Finally, Dr. Docca was distressed about the County Council cutting the funding for the SHARP Program started by the faith-based community. Students who are suspended can work on interventions, receive counseling, and continue with homework.

Mr. Barclay agreed with Dr. Docca about the SHARP Program. The Board met with the parents of alternative centers, where parents raised concerns and discussed what happens to students when they transition back to their schools in order to finish their education and get diplomas. He encouraged staff to get as many parents out as possible to this type of meeting.

Mrs. O'Neill commented that she attended the Comcast MSDE Parent Involvement Awards in Columbia. A parent at Rockville High School (RHS), Ms. Ann English, was a finalist for the state award. Mrs. O'Neill has the opportunity to ride to Columbia with the principal of RHS, Ms. Monk, and she has a great dialogue about RHS and the recent reaction to N1H1.

Dr. Weast commented on Rockville High School, and he appreciated everyone's understanding in keeping students at the center of equation while the school was closed related to the H1N1 virus. Another issue of concern is the operating and capital budgets before the County Council. He said that National Merit Scholarships are among the most prestigious honors for our high school seniors. To date, 36 MCPS seniors in the Class of 2009 have received these awards, with two more rounds of announcements due later this month and in July. This is the second year that Strathmore is presenting spring concerts to 10,000 MCPS fifth graders.

Mr. Brandman mentioned several celebrations for distinguish leadership within education. At the last Board meeting there was a challenge in advocacy. There is a healthy traditional of advocacy but it must be married with civility. Some of the comments bordered on disrespectful, and that is unacceptable. We have recommitted to protect staff from ridicule and verbal attack. The comments from the audience distract the Board and staff from the shared goal of appropriate and rigorous education for all students.

Re: UPDATE ON HSA/GRADUATION

At the table for the discussion were Mrs. Jody A. Leleck, chief academic officer, Office of the Chief Academic Officer; Mr. Stephen L. Bedford, chief school performance officer, Office of School Performance; Mr. Sherwin A. Collette, chief technology officer, Office of the Chief Technology Officer; and Mrs. Chrisandra A. Richardson, director of academic support initiatives, Office of School Performance.

Students in the Class of 2009 are the first to be required to pass all four High School Assessments (HSAs) in order to earn a Maryland diploma. As it became obvious that not all students in the state would meet the requirement to pass all HSAs, the Maryland State Department of Education (MSDE) and the Maryland State Board of Education instituted options and modifications for students who failed one or more HSAs multiple times as well as for those students who did not have the opportunity to complete the courses and pass the HSAs in time to graduate with their class. The Bridge Plan for Academic Validation (Bridge Plan) and the HSA waiver provide opportunities for many students to fulfill the HSA portion of their graduation requirements. These new MSDE options necessitated the development of several Montgomery County Public Schools (MCPS) processes and procedures to support our students. In addition to the work of the Deputy Superintendent's HSA Steering Committee and several subgroups, MCPS developed support materials for students and teachers, new technologies for monitoring student progress, and a new HSA Workshop Preparation course for local school implementation. In addition, school staff has devoted considerable time and effort to support student success with Bridge Plan projects and to respond to the MSDE and Maryland State Board of Education requests for data.

On December 18, 2008, MSDE established a limited waiver process for qualifying seniors who have failed to meet the HSA graduation requirement. These waivers are available only for students who meet all other graduation requirements including course credits and Student Service Learning (SSL) hours. In accordance with the MSDE requirement that local school systems inform students and their parents of the student's status in regard to meeting all graduation requirements, all students who were in danger of not graduating for any reason as of February 2009 received a letter informing them of the details of any missing course credits, SSL hours, and/or HSA requirements. Student records were analyzed to determine those students who met the course credit and SSL graduation requirements but had not fulfilled the HSA requirements. If these students met the criteria for a waiver, the students and their parents were informed of the principals' recommendation for an HSA waiver in a letter that explained the reasons for the waiver and informed parents that seniors must continue to attend class and complete work in all classes to ensure that all graduation requirements are met.

As of May 1, 2009, school staff estimated that 305 seniors were eligible for the HSA waiver. Some of these students are current or recently exited English for Speakers of Other Languages (ESOL) students who were unable to take the HSA-related course

until their senior year because of the time needed to develop English language proficiency. In addition, several students were recommended for the HSA waiver due to special or unusual circumstances, defined by MSDE as a serious accident, medical emergency, death in the immediate family, or a destructive house fire.

Because the Class of 2009 is the first cohort required to successfully complete all HSA requirements to earn a Maryland diploma, schools and central services staff members collaborated to intensify the focus on this graduating class and provide the structures necessary for up-to-date communication, data, and instructional supports. MCPS developed several new technologies to enable schools and central services staff to monitor the evolving HSA requirements.

The first opportunity to implement the Bridge Plan was available in summer 2008, following the initial MSDE announcement of the details of the Bridge Plan in February 2008. MCPS implemented pilot programs at two high schools, Gaithersburg and Northwood, in summer 2008 for students in the Class of 2009. This summer, MCPS is offering students in the Class of 2010 the opportunity to complete required Bridge Plan projects at all local high schools as well as at the four regional high school sites, which are Bethesda-Chevy Chase, Richard Montgomery, Seneca Valley, and Springbrook high schools.

Since September 2008, a total of 629 seniors submitted 1,880 Bridge Plan projects in the four content areas. The number of projects a student must submit to meet the HSA requirement is based on the student's highest test score for an individual subject test. Therefore, some students submitted multiple Bridge Plan projects and some were required to submit only one Bridge Plan project to meet the HSA graduation requirement.

As of May 4, 2009, approximately 296 students in the Class of 2009 have met their HSA graduation requirements by completing Bridge Plan projects; the remainder of the 629 students falls into the following categories:

1. Some students either passed the test or achieved a combined score of 1602 after submitting the Bridge Plan projects.
2. Some students submitted a Bridge Plan project that did not meet the standard and must resubmit a revised Bridge Plan project.
3. Some students completed Bridge Plan projects before the waiver option was announced by MSDE.
4. Some students became eligible for waivers after submitting Bridge Plan projects.
5. MSDE required that some students participate in an intervention, including completing Bridge Plan projects, in order to qualify for a waiver.

6. Some students are continuing to work on Bridge Plan projects to be submitted prior to graduation.

By the end of June 2009, when all Bridge Plan projects have been submitted and scored, additional seniors are expected to complete their HSA requirements through the Bridge Plan project process.

Planning to support the Class of 2010 in meeting the MSDE graduation requirements is well under way. In addition to the opportunity to start required Bridge Plan projects during summer school, students in the Class of 2010 who have failed an HSA will be provided an opportunity to enroll in an HSA workshop session to support their preparation for success on the July administration of the HSAs. Local and regional summer schools will offer an HSA Bridge Plan workshop at no cost to students who need to complete Bridge Plan projects in any of the HSA content areas. In addition, students in the Class of 2010 also will be able to enroll in a no-cost, one-week workshop for HSA Test Preparation, July 20–24, 2009, immediately prior to the summer HSA administration during the week of July 27–31, 2009.

Schools with the greatest number of students who have not met the HSA requirements will receive a differentiated allocation to offer HSA workshop sessions during the student day. This offers seniors the opportunity to prepare to take or retake the assessments and/or complete Bridge Plan projects as part of their regular daily schedule. Students often face multiple challenges as they enter their senior year, including the completion of required courses, along with SSL hours, and family demands that may include the need to work or care for younger siblings. By offering these workshops, we will help ensure that requirements are completed in a timely manner. This step is essential as COMAR currently specifies that the waiver is available only for the Class of 2009 and will be evaluated in September 2009.

Much has been learned from our experience during the first year of the HSA graduation requirement. As a result of the work of the Deputy Superintendent's HSA Steering Committee, a subgroup assessed the criteria used to determine student promotion from one grade to the next and has made recommendations for improvement and implementation of promotion guidelines. Beginning with the 2009–2010 school year, students must earn a minimum number of credits in English, math, science, and social studies in order to be promoted. This measure will help to ensure that all students take and pass the required HSA-related courses prior to their senior year.

Montgomery County Public Schools has devoted the necessary human and fiscal resources related to technology development, curriculum supports, and monitoring priorities to ensure that students meet the HSA graduation requirements in time to participate in graduation ceremonies in June 2009. Seniors had one more testing opportunity in April 2009. MSDE has indicated these test results will be available in time for June 2009 graduations. We will continue to keep you apprised of all HSA updates. Also, students' final Bridge Plan project submission will be scored by May 15, 2009.

Re: DISCUSSION

Ms. Brandman asked if there was a cutoff for date for seniors taking the test. Staff explained that there is a test in June, but the seniors would have had to pass the test in April in order to qualify. Mr. Kauffman inquired whether or not there was an assumption that those seeing a waiver would be granted; staff replied in the affirmative.

Mr. Barclay stated that there were issues of the students and their families, and the issue of how well the school system is meeting their needs toward graduation. In other words, how well if the system doing with students passing the test, submitting qualified Bridge Projects, and requesting a waiver? An additional point is the cost to the system in terms of dollars and time. Staff is monitoring each student since it a complex issue. Several students are still working on Bridge Projects, and this process was devised and implemented during this year for seniors. The school system has learned a number of lessons that will be useful for the coming years.

Mrs. O'Neill thought the Board should send a letter to the State Superintendent and Board detailing the time and money spent on HSA monitoring and completion of the Bridge Projects. Ms. Brandman added that staff will work on the timing of information to communicate to the Maryland State Board of Education using the waiver process. Ms. Berthiaume requested samples of the four HSAs.

Mr. Barclay noted that the system does not have a choice, and it must administer the tests, as well as provide Bridge projects. With technology, students can be tracked to assure that they will meet the state's graduation requirements. Several things have been implemented to make MCPS a better system.

Mr. Kauffman asked about the promotion process. Is this only in high school? Should this be reviewed at lower ages? Staff replied they were looking at high school. With the attainment of skill sets in the Seven Keys, more students will be better prepared throughout their school careers.

Mr. Kauffman asked if biology should be a course routinely given to 11th graders. MCPS is putting students in a situation where time was not available to fail the test twice and do a Bridge project. Staff explained that the HSA has not been well aligned with courses that students routinely take in certain grades. Also, there may be a need for MCPS to move the biology course to an earlier grade since only six high schools have made the decision to have biology in 11th grade.

Mr. Kauffman was interested in knowing if the student passed the course with mastery, but failed the HSA, what was the course of action. Staff stated that students, especially English language learners, want their learning assessed by their teachers and are successful with the Bridge Projects. Furthermore, on of the lessons learned is that

instruction needs to be differentiated or broken into small segments.

Mr. Kauffman wanted to know if there were excellent Bridge projects that will be replicated in coming years. Staff agreed that the process will be reviewed with an emphasis on early identification and focus on best practices.

Ms. Brandman asked if some of the Bridge projects could be infused into the curriculum. Staff replied that they were looking at more project-based curriculum, and there will be a Bridge project course.

Ms. Brandman asked about the children not passing the HSAs. Staff replied that this is more prevalent in Red Zone schools, where there is greater poverty, diversity, and high numbers of English language learners. Extra support will be provide to those students.

Ms. Berthiaume stated that she was interested in firsthand experiences of students going through the process of HSA testing and/or Bridge projects.

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed from 12:30 to 1:40 p.m. for lunch and closed session.

RESOLUTION NO. 222-09Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, 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 purchase of off-the-lot, new vehicles through Montgomery County Bid No. 7507000445; and

WHEREAS, The acquisition of off-the-lot, new vehicles through lease/purchase agreements has been reviewed by legal counsel; now therefore be it

Resolved, That off-the-lot, new vehicles in the amount of \$157,508 be lease/purchased for a six-year term under the Master Lease/Purchase Agreement with First Southwest Leasing Company; and be it further

Resolved, That the Board president and superintendent of schools 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:

BU-0304	Purchase of Band Uniforms for Various Locations—Extension	
	<u>Awardees</u>	
	Stanbury Uniforms	\$55,770
GS-35F-0153M	Oracle Identity and Access Management Suite—Extension	
	<u>Awardee</u>	
	Mythics, Inc.	\$ 56,937
048-06-B3	Bleacher Inspection Maintenance and Repair—Extension	
	<u>Awardee</u> (See note)	
	Modern Door and Equipment Sales	
	T.J. Distributors	
	Total	\$100,000
750700 0445	Off-the-Lot, New Vehicles	
	<u>Awardee</u>	
	Criswell Chevrolet	\$157,508
1154.1	Digital Library Project—Extension	
	<u>Awardee</u>	
	ProQuest	\$212,971
4021.5	On-Call Painting Contractors—Extension**	
	<u>Awardees</u> (See note)	
	Colossal Contractors*	
	Hann & Hann	
	JNA Painting Company, Inc.	
	OMF Contractors, Inc.*	
	Tito Contractors*	
	Unisource Services, LLC*	
	Total	\$300,000
4119.4	Science Lab Tables	
	<u>Awardee</u>	
	Diversified Educational Systems	\$ 60,000

4165.1	Professional Development Management System—Extension	
	<u>Awardee</u>	
	Assessment	\$474,000
4204.1	Applicant Tracking and Recruiting and Implementation Services— Extension	
	<u>Awardee</u>	
	VURV Technology, Inc.	\$261,000
4210.1	Fortis PowerWeb Server/View Station Software and Professional Services—Extension	
	<u>Awardee</u>	
	Aztech Datasystems, Inc.	\$164,675
4223.2	Fully Automatic Lidding Equipment	
	<u>Awardee</u>	
	Oliver Products Company	\$185,800
4236.1	Copier Maintenance and Supplies	
	<u>Awardee</u>	
	Ikon Office Solutions, Inc.	\$229,181
4246.1	Copiers	
	<u>Awardees</u> (See note)	
	Capitol Document Solutions	
	Copiers Plus	
	Ikon Office Solutions, Inc.	
	Greater Philadelphia Equipment Company	
	Ricoh Business Solutions	
	Total	\$420,000
7004.12	Audio and Visual Equipment and Supplies	
	<u>Awardees</u>	
	AFP Industries, Inc.*	\$ 15,219
	Audio Visual Innovations, Inc.	1,220

	B&H Photo Video Pro Audio, Inc.	31,459
	Blue Media Supply	6,930
	Burlington Audio Tapes, Inc.*	90,248
	CCS Presentation Systems	9,211
	CDW Government, Inc.	168,685
	Century Magnetics, Inc.*	40,638
	CTL Communications Televideo, Ltd.*	20,598
	GT Computers*	11,450
	Nicolas P. Pipino Associates, Inc.	33,931
	Pyramid School Products	9,047
	Troxell Communications, Inc.	18,939
	Valiant, Inc.	1,976
	Video Service of America, VSA, Inc.*	155,011
	Washington Professional System	27,895
	W.B. Hunt Company, Inc.	<u>6,122</u>
	Total	\$648,579
7153.2	Materials Handling Equipment—Extension	
	<u>Awardees</u>	
	Meyer Material Handling Products, Inc.	\$ 29,563
9031.1	Purchase of Vehicles	
	<u>Awardee</u>	
	Lindsay Ford, LLC	\$ 59,149
9050.6	Athletic Cheerleader and Pom Pon Uniforms	
	<u>Awardees</u> (See note)	
	Athletic House of Maryland	
	Cisco, Inc.	
	Eurosport	
	Riddell	
	Varsity Spirit Fashions	
	Total	\$120,000
9052.3	Recreation Systems—Extension	
	<u>Awardee</u>	
	Playground Specialists, Inc.	\$400,000
9061.8	Fitness and Team Handball Supplies and Equipment—Extension	

	<u>Awardees</u>	
	Flaghouse, Inc.	\$ 9,579
	Gopher Sport	1,078
	Pyramid School Products	515
	Sport Supply Group, Inc.	13,168
	Sportime, LLC	10,840
	Sports Stop, Inc.	<u>384</u>
	Total	\$ 35,564
9064.8	Lacrosse Supplies and Equipment	
	<u>Awardees</u>	
	Anaconda Sports, Inc.	\$ 8,450
	Bill Fritz Sports Corporation	2,079
	Cannon Sports, Inc.*	1,470
	Georgi Sports*	2,028
	Longstreth Sporting Goods*	2,332
	Pyramid School Products	2,760
	Sport Supply Group, Inc.	13,661
	Sports Stop, Inc.	<u>26,715</u>
	Total	\$ 59,495
9107.10	Poultry Products Frozen and Processed	
	<u>Awardees</u>	
	Dori Foods, Inc.	\$ 27,303
	Jennie-O Turkey Store Sales, LLC	72,305
	Pilgrims Pride Corporation	<u>282,030</u>
	Total	\$381,638
9160.2	Athletic Field Renovation—Extension**	
	<u>Awardee</u>	
	Walker Willis/T/A Custom Masonry	\$422,741
9301.4	Installation of Carpeting, Resilient Flooring, and Accessories at Various Locations**	
	<u>Awardee</u>	
	Carpet Experts, Inc.*	\$462,151
9654.1	On-Call Electrical Services at Various Locations—Extension**	
	<u>Awardees</u> (See note)	

	Complete Electrical Systems, Inc. Tex/Am Construction Company, Inc.* Web Electric, LLC Total	\$300,000
9671.1	Reroofing at Monocacy Elementary School** <u>Awardee</u> J.E. Wood & Sons	\$509,135
9673.1	Corridor and Athletic Lockers at Various Locations** <u>Awardee</u> Steel Products, Inc.*	\$233,821
9674.1	Gymnasium Wood Flooring at Brown Station and Pine Crest Elementary Schools** <u>Awardee</u> Weyer's Floor Service, Inc.	\$ 64,938
9675.1	Corridor and Athletic Locker Replacement at Argyle Middle School** <u>Awardee</u> Steel Products, Inc.*	\$190,755
9677.1	Reroofing at Concord Center** <u>Awardee</u> Orndorff & Spaid, Inc.	\$315,650
9679.1	Design/Build Gym Divider Replacement at Argyle Middle School** <u>Awardee</u> Modern Door and Equipment Sale	\$ 67,689
9680.1	Auditorium Seating Replacement at Col. Zadok Magruder High School** <u>Awardee</u> Irwin Seating Company	\$170,247
9915.1	Replacement Band Uniforms for Springbrook High School	

<u>Awardee</u>	
DeMoulin Brothers & Company	\$ 30,880

TOTAL PROCUREMENT CONTRACTS OVER \$25,000	\$ 7,179,837
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* Denotes Minority-, Female-, or Disabled-owned Business

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

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 223-09Re: **CONTRACT APPROVAL FOR BID NO. 9101.12
PROCESSED MEATS AND REFRIGERATED
AND FROZEN FOODS**

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

WHEREAS, Funds have been budgeted for the purchase of Processed Meats and Refrigerated and Frozen Foods; and

WHEREAS, The vendors have been notified of the recommended awards for Processed Meats and Refrigerated and Frozen Foods through July 31, 2010; now therefore be it

Resolved, That the Board of Education award the contracts for Processed Meats and Refrigerated and Frozen Foods through July 31, 2010, for Montgomery County Public Schools for a total amount of \$2,787,999; 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:

9101.12 Processed Meats and Refrigerated and Frozen Foods

<u>Awardees</u>	
Advance Food Company	\$ 36,795
Cargill Kitchen Solutions, Inc.	95,250
Conagra Foods, Inc.	24,428
Culinary Standards Corporation	36,800
Dori Foods, Inc.	341,623
Eastern Food Services, Inc.*	55,959
Feesers, Inc.	66,579
Foodco, USA*	6,550
Hadley Farms, Inc.	265,460

Karetas Foods, Inc.	180,921
McCain Foods USA	137,280
Muffin Town	95,200
PFG-Carroll County Foods, Inc.*	122,746
Pierre Foods, Inc.	305,875
Royalle Dining Services, Inc.*	3,403
H. Schrier & Company, Inc.	<u>1,013,130</u>
Total	\$2,787,999

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

RESOLUTION NO. 224-09Re: ACCEPTANCE OF THE TRAVILAH ELEMENTARY SCHOOL ADDITION PROJECT

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

WHEREAS, On behalf of the Board of Education, Board Member Christopher S. Barclay inspected the Travilah Elementary School addition project on Friday, April 24, 2009; now therefore be it

Resolved, That the Board of Education accept the Travilah Elementary School addition project and that the official date of completion is that date when formal notice is received from the architect that this project has been completed in accordance with the drawings and specifications, and all contract requirements have been met.

RESOLUTION NO. 225-09Re: FY 2009 THIRD QUARTER CATEGORY AND OBJECT TRANSFERS REQUEST

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

WHEREAS, Montgomery County Public Schools (MCPS) must report each transfer between state categories to the county executive and County Council; and

WHEREAS, Categorical transfers are required at this time for grant funded projects; now therefore be it

Resolved, That the superintendent of schools be authorized to effect FY 2009 categorical transfers of \$106,099 in the following categories:

21st Century Community Learning Centers: Cyber Café Strategies for Success

<u>Category</u>	<u>From</u>	<u>To</u>
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2	Mid-level Administration		\$59,000
4	Textbooks and Instruction Supplies		750
5	Other instructional Costs	<u>\$59,750</u>	
	Total	<u>\$59,750</u>	<u>\$59,750</u>

IDEA – Enabling Students with Emotional Disabilities

6	Special Education		\$ 532
12	Fixed Charges	<u>\$ 532</u>	
	Total	<u>\$ 532</u>	<u>\$ 532</u>

Gaithersburg Judy Center

2	Mid-level Administration		\$14,005
3	Instruction Salaries	\$40,501	
7	Student Personnel Services		<u>26,496</u>
	Total	<u>\$40,501</u>	<u>\$40,501</u>

Silver Spring July Center

2	Mid-level Administration	\$ 5,316	
4	Textbooks and Instructional Supplies		\$ 1,016
5	Other Instructional Costs		1,500
12	Fixed Charges		<u>2,800</u>
	Total	<u>\$ 5,316</u>	<u>\$ 5,316</u>

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

RESOLUTION NO. 226-09Re: **HUMAN RESOURCES MONTHLY REPORT**

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 the Human Resources Monthly Report dated May 12, 2009.

RESOLUTION NO. 227-09Re: **DEATH OF MS. ANNE F. SAMMIS,
INSTRUCTIONALSPECIALIST,
DEPARTMENT OF CURRICULUM AND
INSTRUCTION**

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:

WHEREAS, The death on April 11, 2009, of Ms. Anne F. Sammis, instructional specialist, in the Department of Curriculum and Instruction, and physical education teacher at Jackson Road Elementary School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the more than 19 years with Montgomery County Public Schools, Ms. Sammis was a conscientious, dedicated professional who displayed characteristics of leadership and professionalism; and

WHEREAS, Ms. Sammis had always exhibited courtesy, respect, fairness, active listening, and a warm and caring attitude toward the staff and students; 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 Ms. Anne F. Sammis 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. Sammis' family.

RESOLUTION NO. 228-09Re: HUMAN RESOURCES APPOINTMENT

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Debra Mugge	Principal, Argyle MS	Principal, Springbrook HS

RESOLUTION NO. 229-09Re: HUMAN RESOURCES APPOINTMENT

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Deborah Higdon	Assistant Principal, Kingsview MS	Principal, Lakelands Park MS

|

RESOLUTION NO. 230-09Re: **HUMAN RESOURCES APPOINTMENT**

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Donna Jones	Assistant Principal, Rosa M. Parks MS	Principal, Rose M. Parks MS

RESOLUTION NO. 231-09Re: **HUMAN RESOURCES APPOINTMENT**

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Rock Palmisano	Principal Intern, Bells Mill ES	Principal, Carderock Springs ES

RESOLUTION NO. 232-09Re: **HUMAN RESOURCES APPOINTMENT**

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 following personnel appointment be approved effective May 13, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Daniel Walder	Acting Principal, Bannockburn ES	Principal, Bannockburn ES

RESOLUTION NO. 233-09Re: **HUMAN RESOURCES APPOINTMENT**

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Steven Neff	Director, Student Services, Upcounty Field Office	Director, Pupil Personnel Services

RESOLUTION NO. 234-09Re: HUMAN RESOURCES APPOINTMENT

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 following personnel appointment be approved effective July 1, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Jevoner Adams	Director, Department of Student Services	Supervisor, Student Services Appeals Unit

RESOLUTION NO. 235-09Re: HUMAN RESOURCES APPOINTMENT

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 following personnel appointment be approved effective May 13, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Rebecca Amani-Dove	Acting Administrative Assistant, Office of Shared Accountability	Administrative Assistant, Office of Shared Accountability

Re: MONTHLY FINANCIAL REPORT

Mr. Larry Bowers, chief operating officer, reported that the monthly financial report reflects the actual financial condition of Montgomery County Public Schools (MCPS) as of March 31, 2009, and projections through June 30, 2009, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$1,180,000, while expenses have a projected surplus of \$18,700,000. Staff will continue to closely monitor both revenues and expenditures. The report contained the actual financial condition of MCPS as of March 31, 2009, and projected revenues and expenditures through June 30, 2009.

Re: FINAL APPROVAL OF POLICY AEB, STRATEGIC PLANNING FOR CONTINUOUS IMPROVEMENT

On motion of the Policy Committee, the following resolution was placed on the table:

WHEREAS, Policy AEB, *Strategic Planning for Continuous Improvement*, sets forth the Board's strong commitment to strategic planning for continuous improvement and its commitment to aligning the school system budget with the strategic plan; and

WHEREAS, Policy AEB, *Strategic Planning for Continuous Improvement*, has been revised to reflect the Board's commitment to include staff members, students, parents, and other community members on the School Improvement Team for each school; and

WHEREAS, The draft revision of Policy AEB, *Strategic Planning for Continuous Improvement*, tentatively was adopted by the Montgomery County Board of Education on November 11, 2008, and sent out for public comment; and

WHEREAS, The Montgomery County Board of Education has received comments and the superintendent's recommendations; now therefore be it

Resolved, That the Montgomery County Board of Education adopt Policy AEB, *Strategic Planning for Continuous Improvement*, as revised.

Re: **AN AMENDMENT TO POLICY AEB,
STRATEGIC PLANNING FOR CONTINUOUS
IMPROVEMENT**

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

Resolved, That the Board of Education insert the following language at C.1.g):

The superintendent will work with the Board to establish a schedule that ensures a periodic review of significant processes, strategies, and initiatives over a multiyear period.

Re: **DISCUSSION**

Mr. Kauffman suggested that there should be a statement that the superintendent will work with the Board to establish a schedule that ensures a periodic review of significant processes, strategies, and initiatives over a multiyear period. The Board agreed to look into the agenda-setting process to review Board-approved initiatives

RESOLUTION NO. 236-09Re: **FINAL APPROVAL OF POLICY AEB, STRATEGIC
PLANNING FOR CONTINUOUS
IMPROVEMENT**

On motion of the Policy Committee, the following resolution was adopted unanimously by members present:

| WHEREAS, Policy AEB, *Strategic Planning for Continuous Improvement*, sets forth the Board's strong commitment to strategic planning for continuous improvement and its

commitment to aligning the school system budget with the strategic plan; and

WHEREAS, Policy AEB, *Strategic Planning for Continuous Improvement*, has been revised to reflect the Board's commitment to include staff members, students, parents, and other community members on the School Improvement Team for each school; and

WHEREAS, The draft revision of Policy AEB, *Strategic Planning for Continuous Improvement*, tentatively was adopted by the Montgomery County Board of Education on November 11, 2008, and sent out for public comment; and

WHEREAS, The Montgomery County Board of Education has received comments and the superintendent's recommendations; now therefore be it

Resolved, That the Montgomery County Board of Education adopt Policy AEB, *Strategic Planning for Continuous Improvement*, as revised.

Strategic Planning for Continuous Improvement

A. PURPOSE

The Board of Education (Board) is committed to strategic planning for continuous improvement in order to ensure success for every student, provide an effective instructional program, strengthen productive partnerships for education, create a positive work environment in a self-renewing organization, and provide high-quality business services that are essential to the educational success of students. The Board is also committed to ensuring that the budget process is aligned with the Strategic Plan.

B. ISSUES

Strategic planning must guide budget preparation and procedures and the work of MCPS in providing a high-quality, world-class education that ensures success for every student through excellence in teaching and learning. It is essential that a broad range of stakeholders actively participate in the strategic planning process. This process must:

1. Use the Malcolm Baldrige Education Criteria for Performance Excellence that incorporates leadership; strategic planning; students, stakeholder and community focus; measurement analysis and knowledge management; workforce focus; process management; and results.
2. Develop on an ongoing basis a multiyear plan which will describe the goals of the Montgomery County Public Schools and methods to reach those goals. The plan will guide the development and improvement of new

and existing processes, strategies, and initiatives. The plan also will engage the community to improve student performance and close the performance gap by race, ethnicity, gender, socioeconomic status, limited English proficiency, and disability. The plan will align the system's work and guide how resources and personnel are allocated to schools so that all students receive a high-quality education.

3. Be guided by the MCPS core values as listed in the strategic plan.
4. Provide for ongoing monitoring and continuous improvement.
5. Ensure the alignment of MCPS' strategic plan with state and federal requirements.
6. Predicate major budget priorities on the strategic plan, as reflected in both the proposed and adopted capital and operating budgets.

C. POSITION

1. Board participation

The Board will participate in strategic planning through several means:

- a) The Board Strategic Planning Committee will meet with the superintendent and/or his designees to discuss alignment of the budget with strategic plan priorities.
- b) The Board will receive input from students, staff, parents, and community, regarding the budget and the strategic plan.
- c) The Board will incorporate public input into the decision-making process for developing the operating and capital budgets.
- d) Through its standing Strategic Planning Committee, the Board shall provide leadership and monitor the progress of the strategic plan and receive recommendations for its consideration.
- e) The Board will hold an annual meeting with the superintendent and senior staff to review progress on the milestones and data points in the strategic plan.
- f) The Board's business meetings shall regularly be used to review progress on the implementation of priorities, initiatives, and strategies to determine progress toward milestones, discuss

whether any new efforts are needed, and to review major issues, including those that may have a budgetary impact for the next year.

- g) The superintendent shall present to the Board any significant changes to the strategies and initiatives in the strategic plan, including establishing new programs, eliminating existing programs, or making major changes to programs in a manner that provides the Board an opportunity to offer suggestions on the proposed changes before the superintendent finalizes his/her recommended budget. In limited circumstances, changes in available resources may require adjustments that could preclude the opportunity for Board discussion prior to the presentation of the superintendent of school's recommended budget.

2. Planning procedures

- a) The superintendent will integrate the Malcolm Baldrige Education Criteria for Performance Excellence into the comprehensive strategic planning process for all schools and offices. The criteria are built upon the following Baldrige core values:
 - 1) Visionary leadership
 - 2) Learning-centered education
 - 3) Organizational and personal learning
 - 4) Valuing workforce members and partners
 - 5) Agility
 - 6) Focus on the future
 - 7) Managing for innovation
 - 8) Management by fact
 - 9) Societal responsibility
 - 10) Focus on results and creating value
 - 11) Systems perspective
- b) Schools will build relationships with and provide opportunities for staff, students, parents, community members, and other stakeholders to determine the academic and other needs of students and set the direction for the school. These opportunities include, but are not limited to, participation of a broad range of stakeholders representing the diversity of the school and the community on the School Improvement Team (SIT). Schools shall make their school improvement plans available to their community through a variety of methods.

3. Staff, student, parent, and community involvement

The Board will actively seek the participation of a broad range of stakeholders representing the diversity of the system and the community in the strategic planning process.

4. Progress reports

The Strategic Planning Committee will periodically review and report on the efficacy of the planning process. The Annual Report will provide information on the progress and success of the strategic plan.

D. DESIRED OUTCOMES

There will be a strategic planning process that supports continuous improvement and aligns the plan with the budget. This process will create a high-quality, world-class school system, where success for every student is ensured through excellence in teaching and learning.

E. REVIEW AND REPORTING

This policy will be reviewed in accordance with the Board of Education policy review process.

RESOLUTION NO. 237-09Re: **RESCISSION OF POLICIES CFA, *SITE-BASED PARTICIPATORY MANAGEMENT, AND DBA, BUDGET PREPARATION AND PROCEDURES***

On motion of the Policy Committee, the following resolution was adopted unanimously by members present:

WHEREAS, After completing the revision of Policy AEB, *Strategic Planning for Continuous Improvement*, the Policy Committee recommends two policies for rescission; now therefore be it

Resolved, That Policy CFA, *Site-based Participatory Management*, is rescinded, because site-based participatory management is no longer the model for parental involvement in the school improvement process; and be it further

Resolved, That Policy DBA, *Budget Preparation and Procedures*, is rescinded because Policy AEB, *Strategic Planning for Continuous Improvement*, has been revised to reflect the alignment of the budget preparation process with the Strategic Plan and to outline the opportunities for community input into the budget preparation process.

Re: **GOAL 1: COLLEGE READINESS – SAT/ACT/
ACCUPLACER**

Dr. Weast invited the following people to the table: Mr. Stephen L. Bedford, chief school performance officer, Office of School Performance; Dr. Heath E. Morrison, community superintendent, Office of School Performance; Dr. Clare E. Von Secker, supervisor, Applied Research Unit, Office of Shared Accountability; Mr. Thomas Anderson, principal, John F. Kennedy High School; and Mr. Francis I. Gyimah, assistant principal, John F. Kennedy High School.

The goal for Montgomery County Public Schools (MCPS) is to provide a world-class education for every student so that all our graduates are ready for success in college or the world of work. While not every student will choose to go on to college, through a continuum of instructional programs, services, and individualized support, the doors to higher education should remain open to them without the need for remedial courses.

In the MCPS strategic plan, *Our Call to Action: Pursuit of Excellence 2007–2012*, our first goal is to ensure success for every student. The strategic plan maps the final milestone of attaining that goal as “all graduates will be prepared for postsecondary education and employment.” The preparation students receive throughout their educational careers in MCPS is critically important in determining their college readiness. A recent report published by American College Testing (ACT), titled *The Forgotten Middle*, suggests that academic achievement in Grade 8 is the greatest predictor for postsecondary success. This research is aligned with the tenets of MCPS’ *7 Keys to College Readiness*. The knowledge and skills students acquire in elementary and middle school are just as predictive of college readiness as learning in the high school years. Key 2, scoring advanced on the Reading Maryland School Assessment (MSA) in Grades 3-8, is strongly correlated with college readiness by the end of Grade 12 (Figure 1). Approximately four out of five Grade 8 students who score advanced on the Reading MSA also earned an SAT critical reading score of 550 or higher, the level at which students are not likely to be required to take remedial reading courses upon entry to college. Students who scored basic or proficient on the Grade 8 Reading MSA were less likely to earn a critical reading score of 550 or higher on the SAT.

The more rigorous the academic trajectory students have experienced in kindergarten through Grade 12, the better they tend to do on important measures for college, including the SAT and ACT. Key 7 speaks to access and opportunity. In examining data from students who graduated from MCPS in 2001, those students who took the old SAT or ACT and scored an 1100/24 or higher had a college enrollment rate of 95.7 percent, with 77.2 percent of those students earning a four-year degree. Students who took the SAT or ACT but fell below the 1100/24 benchmark enrolled in college at a rate of 90.5 percent, with 43.4 percent of those students earning a four-year degree. Of the graduates in the Class of 2001 having no SAT or ACT participation, but who enrolled in college, only 8.8 percent of those students went on to earn a four-year degree. The data

clearly illustrate the moral imperative behind the *7 Keys to College Readiness*.

The discussion provided the Board of Education with an in-depth exploration of important targets in the MCPS strategic plan, particularly ACT and SAT participation and performance; described and compared the ACT and SAT; and identified supports and interventions that allow equitable access for all students to be successful on these exams. It delineated the school system's commitment to college readiness and the role the *Accuplacer* plays in ensuring that students entering community college do not need to take remedial courses.

Re: **DISCUSSION**

Ms. Brandman thought it was critical that students try to reach for the SAT or ACT, and they should not be discouraged if they do not succeed at first. Students need to invest in themselves to aim for the Seven Keys.

Mr. Kauffman asked how the data were obtained. Staff reported that the school system has the students' scores on the SAT/ACT. This is compared to the information from the National Student Clearinghouse. With large numbers, the data are reliable.

Ms. Berthiaume inquired about the National Student Clearinghouse, the requirements for the Clearinghouse to release student data, and the percentage of students who gave consent for their personal information to be released.

Mrs. O'Neill asked if the high school principals are providing information to students about the tests. Staff replied that schools should be knowledgeable about all tests in order for the students and parents to make the proper choice.

Ms. Brandman was concerned about the capacity of the school system to reach all students to offer choice in testing into college. Is there a broad scope of options for all students, especially for those less able test takers? Staff replied that there are many one-on-one conferences with students.

Mr. Barclay inquired about those students who do not feel they need to take a test for college placement. Staff explained that there is a lot of one-on-one and intervention. Furthermore, there is a computer program to help prepare for tests. School staff and students work together to make sure these supports are in place and implemented.

Mrs. O'Neill thought the Seven Keys was a valuable communication device. She said It is important for students to focus on their futures and the steps needed to achieve their goals.

Mr. Kauffman asked if an appropriate goal for the strategic plan would be that a student work toward not receive remediation when entering college. Staff stated that the PSAT

is a requirement, and they are looking into the other tests.

Mr. Barclay asked what the Triumph Program tested. Staff stated that it is very flexible and can help students prepare for all tests.

Ms. Brandman asked about language barriers and access to support in test taking. Is there help for those who cannot afford these expensive tests? Staff stated that there are funds or money can be shifted for other sources. If there is a waiver, it is one waiver per test. Also, there could be center support on the web.

Ms. Brandman asked if test taking could be a course in High School Plus. Staff agreed that was a possibility, and they are looking at an online course.

RESOLUTION NO. 238-09Re: CLOSED SESSION RESOLUTION

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:

WHEREAS, The Board of Education of Montgomery County is authorized by the *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, May 26, 2009, in Room 120 of the Carver Educational Services Center to meet from 5:30 to 6:00 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*; consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; review and adjudicate appeals in its quasi-judicial capacity; and discuss matters of an 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 the closed session will continue until business is completed.

RESOLUTION NO. 239-09Re: REPORT OF CLOSED SESSION

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:

On April 28, 2009, by unanimous vote, the Board of Education voted to conduct a closed session as permitted under *State Government Article* Section 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in a closed session on April 28, 2009, from 5:30 to 5:55 p.m. in Room 120 of the Carver Educational Services Center,

Rockville, Maryland, and

1. Reviewed and unanimously approved the closed session minutes from March 10 and 23, 2009.
2. Unanimously approved the Decision and Order for Appeal 2008-40.
3. Discussed the Human Resources Monthly Report and Appointments with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
4. Discussed matters of an administrative function (operating and capital budget strategy) outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at portions of the closed session were Christopher Barclay, Steve Bedford, Laura Berthiaume, Larry Bowers, Shirley Brandman, Judy Docca, Brian Edwards, Ursula Hermann, Roland Ikheloa, Phil Kauffman, Suzann King, Frieda Lacey, Joe Lavorgna, Jody Leleck, Sherry Liebes, Quratul-Ann Malik, Susan Marks, Heath Morrison, Nancy Navarro, Pat O'Neill, Glenda Rose, Stacy Scott, Laura Steinberg, Adrian Talley, Jerry Weast, and Carey Wright.

RESOLUTION NO. 240-09Re: **APPEALS**

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* of the *Annotated Code of Maryland*; now therefore be it

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

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
2008-46	Teacher Dismissal	Affirmed
2009-6	Alternative Placement	Affirmed
2009-7	Alternative Placement	Affirmed

Re: **PORTABLE COMMUNICATION DEVICES
DURING LUNCH PERIODS (PREVIOUS NEW
BUSINESS ITEM)**

This item was deferred to the June 9, 2009, all-day business meeting.

RESOLUTION NO. 241-09Re: **EXPEDITED BILL 4-09: DEVELOPMENT IMPACT TAX DEFERRAL**

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, Expedited Bill 4-09 proposed by the County Executive is under consideration by the Montgomery County Council; and

WHEREAS, There is a difference of opinion about the fiscal impact of Expedited Bill 4-09; and

WHEREAS. That although the Montgomery County Public School will receive \$12 million less than expected in State Aid in FY 2010, the Board of Education has worked with the County executive and the County Council to ensure there will be no further delays in CIP project schedule and not delay any more projects in FY 2020, regardless of the perceived impact of Expedited Bill 4-09; now therefore be it

Resolved, that the Board of Education strongly urges the County Council to safeguard the CIP project schedule and not delay any more projects in FY 2010, regardless of the perceived impact on Expedited Bill 4-09.

Re: **NEW BUSINESS**

There was no new business.

Re: **ITEMS OF INFORMATION**

The following items were available:

1. Legal Fees Report
2. Construction Progress Report

RESOLUTION NO. 242-09Re: **ADJOURNMENT**

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 adjourn its meeting of May 12, 2009, at 4:30 p.m.

PRESIDENT

SECRETARY

JDW:gr

Resolution	Barclay	Berthiaume	Brandman	Kauffman	Docca	Malik	Navarro	O'Neill
Policy AEB, Strategic Planning for Continuous Improvement	A	A	A	A	A	O	O	A
Rescission of Policies CFA and DBA	A	A	A	A	A	O	O	A
Expedited Bill 4-09: Development Impact Tax Deferral	A	A	A	A	A	O	O	A

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

**MONTGOMERY COUNTY BOARD OF EDUCATION
SUMMARY SHEET
May 12, 2009**

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