

APPROVED
19-2009

Rockville, Maryland
July 14, 2009

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, July 14, 2009 at 10:10 a.m.

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

Absent: None

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

RESOLUTION NO. 323-09Re: **RESOLUTION FOR CLOSED SESSIONS**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Dr. Docca, 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 July 14, 2009, in Room 120 from 9:00 to 10:00 a.m. and 12:30 to 1:30 p.m.; and be it further

Resolved, That the Board of Education of Montgomery County 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 be it further

Resolved, That the Board of Education of Montgomery County discuss the Equal Employment Opportunity Quarterly 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 dedicate part of the closed sessions on July 14, 2009, to acquit its administrative functions and receive legal advice 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 the meeting continue in closed session 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. 324-09Re: **APPROVAL OF THE AGENDA**

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

Resolved, that the Board of Education approve its agenda with an amendment to return to open session at 2:00 p.m. rather than 1:30 p.m.

RESOLUTION NO. 325-09Re: **IN APPRECIATION OF BLAIR G. EWING**

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

WHEREAS, Mr. Blair G. Ewing, who served on the Montgomery County Board of Education for 22 years, from December 1976 to December 1998, and was elected twice as Board President in 1983 and 1991, passed away on Monday, June 29, 2009; and

WHEREAS, Mr. Ewing also served as a member of the Montgomery County Council from 1998 to 2002, and as a member of the Maryland State Board of Education from 2007 to 2009; and

WHEREAS, Mr. Ewing was a tireless crusader whose commitment to ensuring high quality educational opportunity for all children was unshakeable, and who garnered a reputation for working vigorously and enduring long hours to craft policies, draft legislation, and provide adequate funding for public education in Montgomery County and in the state of Maryland; and

WHEREAS, As a leader, no other passion consumed Mr. Ewing’s time and energies more than his principled love for the welfare of every child as he successfully championed school desegregation efforts in Montgomery County; and

WHEREAS, Mr. Ewing advocated for the community to meet every child’s social and

mental health needs by campaigning for additional guidance counselors and mental health resources in our schools; and

WHEREAS, Mr. Ewing was a highly respected leader who helped to mentor successive generations of Board members and who was always generous with his time and insights; now therefore be it

Resolved, That the Board of Education honors the life of Mr. Blair G. Ewing for giving tirelessly of himself in the service of Montgomery County and for his all-consuming passion for ensuring the welfare of every child; and be it further

Resolved, That a copy of this resolution be sent to the family of Mr. Blair G. Ewing.

Re: **PUBLIC COMMENTS**

The following people presented comments to the Board of Education:

<u>Person</u>	<u>Topic</u>
1. Ms. Kay Romero	Principal's Handbook
2. Janis Sartucci	Curricula Fees
3. Charles Thomas	School Boundaries

Re: **BOARD/SUPERINTENDENT COMMENTS**

Mr. Hwang stated that he was looking forward to working with the Board, and this was his first official meeting. He has met with representatives from the Asian American Education Association and members of the State Board of Education, attended the swearing-in of the Howard County Board of Education student member, and accompanied Mr. Barclay to observe the Secretary of Education read to students from Sargent Shriver Elementary School.

Mr. Durso said he has spent time preparing for the first meeting, and one of his goals is to reach out to his colleagues to determine the process and function of the Board.

Mr. Kauffman welcomed the two new Board members. He has had experience with the Northeast Consortium and Springbrook. He thanked the students of Montgomery County for electing superior students to the Board.

Ms. Berthiaume welcomed the two new Board members, and said she looked forward to working with both of them.

Dr. Docca commented that she attended the celebration of the 100th Anniversary of

NAACP, and she attended the 25th gospel fest of Stewarttown United Methodist Church in Gaithersburg.

Mr. Barclay welcomed the new members. He commented on the Secretary of Education reading to elementary students, as mentioned by Mr. Hwang. Later that day, he attended a celebration for the winners of It's Academic at Congressman Van Hollen's office.

Mrs. O'Neill commented that the experience at Harvard was one of the best she has ever had. She communicated with representatives from the Boston, Philadelphia, St. Louis, Denver, Minneapolis, Anne Arundel, and Baltimore City school systems.

Dr. Weast reported that MCPS Extended Learning Opportunities--Summer Adventures in Learning (ELO--SAIL) program keeps nearly 8,000 students in 30 Title I schools learning over the summer. The quality of the program was recognized July 9 at Montgomery Knolls Elementary School when MCPS received the 2009 Champion of Summer Learning Award from the National Center for Summer Learning at Johns Hopkins University. The National Center for Summer Learning notes that, at a time when many school districts are cutting or eliminating their summer programs due to budget cuts, MCPS recently added \$1.2 million in funding from the American Recovery and Reinvestment Act (ARRA) to expand the program to 30 locations this summer to reach more students.

The final round of National Merit Scholars for the Class of 2009 was announced July 13 by the National Merit Scholarship Corporation. The total number of National Merit Scholarships earned by the MCPS Class of 2009 is 71. That is 10 more than the 61 National Merit Scholarships earned last year. There were 126 National Merit Finalists in the Class of 2009.

Ms. Brandman stated that she was privileged to participate in professional development at Harvard. It is essential to invest in support and training for the people who make closing the gap possible.

Re: **GOAL 4: PROFESSIONAL GROWTH SYSTEM –
BUILDING WORKFORCE CAPACITY FOR HIGH
QUALITY SCHOOLS**

Dr. Weast invited the following people to the table: Mr. Jamie Virga, associate superintendent, Office of Organizational Development; Ms. Susan Marks, associate superintendent, Office of Human Resources; Mr. Doug Prouty, president, Montgomery County Education Association; Mr. Phil Gainous, vice president, Montgomery County Association of Administrators and Principals; and Ms. Merle Cuttitta, president, SEIU Local 500.

The Montgomery County Public School's (MCPS) strategic plan, *Our Call to Action: Pursuit*

of Excellence, reflects the system's commitment to ensure success for every student. Goal 4 of the strategic plan—Create a Positive Work Environment in a Self-renewing Organization—underscores the understanding that building the capacity of our workforce is critical to the work we do to promote student success. Building staff capacity requires a comprehensive effort that includes attracting and recruiting a highly qualified and diverse workforce, providing employees with effective induction and orientation experiences, designing and implementing ongoing professional development, recognizing excellence in staff performance, and employing procedures to identify and support employees who need additional assistance. The professional growth systems (PGSs) provide the foundation for this work. The PGSs were developed through a collaborative effort by MCPS and the employee organizations representing teachers (Montgomery County Education Association), administrators (Montgomery County Association of Administrators and Principals, formerly, the Montgomery County Association of Administrative and Supervisory Personnel), business and operations managers (Montgomery County Business and Operations Administrators), and supporting services employees (SEIU Local 500). Each of these professional growth systems reflects the MCPS commitment to employ a highly qualified individual in every position within the school system.

The PGSs clarify the standards and competencies that all MCPS employees are expected to attain. In addition, the PGSs guide the mission to help each employee develop his/her potential and achieve career advancement. As MCPS completes 10 years of work on the PGSs for all employees, efforts for the next decade will concentrate on building the capacity of all staff members to work at a high level and generate results for students. These efforts include the Teacher Career Lattice, the Career Pathways Program for support professionals, and the nationally recognized MCPS Leadership Development Program. As MCPS pursues and expands these initiatives, the PGSs will continue to be support the school system's efforts to attract, mentor, develop, evaluate, and recognize our employees.

Re: **DISCUSSION**

Mr. Barclay inquired about the career lattice. There are differences in leadership among the three levels of schools. What does the leadership look like at those various levels? Mr. Prouty stated that the high schools have resource teachers of departments; middle schools have content specialists and team leaders; and elementary schools have team leaders. There are clearly defined leadership roles at each level. Under the Career Lattice, the hope is that all of those positions will be filled by lead teachers.

Mr. Hwang asked about standards for employees. How are struggling teachers identified? How often are teachers evaluated? Staff explained that the details are in the handbooks because each standard has a descriptor with specific examples. There is a regular cycle for evaluations, but a special evaluation can be call for by the principal which leads to the Peer Assistance and Review (PAR) process.

Mr. Hwang asked how many principals have attended the leadership institutes. Staff replied that 45 schools have participated in the Professional Learning Communities Institute (PLCI) and 100 schools have participated in School Leadership Teams Institute (SLTI), which is a two-day workshop.

Mr. Kauffman inquired about the PAR process, and he asked if there had been any follow-up studies on employees who have successfully completed the process. How are they performing two or three years later? If an employee has successfully exited the process and continues to struggle, does that trigger another PAR process or something different? Staff stated that there was a comprehensive study of all PGS systems done five years ago, and another study is in progress. If someone is referred back to the PAR process, there is a process designed for those few individuals, which varies depending on how many years they have been out of the original PAR process. The PAR panel has the option to include the individual in the PAR process or recommend non-renewal. Cases are reviewed individually.

Ms. Berthiaume thought MCPS has tremendous staff. She stated that lead teachers with ideas for innovation should be supported by the system. In allowing teachers to stay in the classroom as leaders, she asked if the idea would be expanded to the administrative level. How is administrative continuity balanced in a school with allowing an administrator to advance, especially in elementary and middle schools? Staff replied that opportunities are being explored, such as principal training. Also, staff is at the beginning stages of a career lattice for administrators.

Ms. Brandman wanted to know more about the comprehensive review, and how staff demonstrates that this process makes a difference. Staff stated that there is an observation and evaluation process because the teachers use the skills they have learned to make a difference. The student achievement rate has increased for these teachers. Also, there is a retention rate of teachers because teachers get support in their first year.

Mrs. O'Neill pointed out the chart showing teachers moving from candidate to novice to master illustrates the investment of the school system. Building principal leadership is essential to have a good instructional leader in every school. Good teachers should increase their skills as professionals but remain in the classroom with leadership skills. Each organization focusing on the academic core is critical with respect for each other as well as the students.

Dr. Docca pointed out that the PAR process is a support system for struggling teachers. All resources are applied to help the teacher. Furthermore, there is training for principals for aspiring staff as well as existing principals.

Mr. Barclay noted that the economy is at a standstill, but people want to move up in their careers. MCPS has created opportunities for growth; however, there is a limitation on new principalships. Has MCPS trained principals, but there is no position available? Dr. Weast commented on the economic downturn and noted that there will be an oversupply of trained people. The challenge is to keep the employees in MCPS without them seeking employment elsewhere.

Ms. Berthiaume asked how administrators support the teachers with innovative projects. Staff replied that grants are written by the school system and associations. Lead teachers will have a project application tied to the school improvement plan.

Ms. Brandman asked how the process is communicated and how the system is investing in its employees. Staff stated that the evaluation process produces better and successful teachers. There is a need to accentuate the other pieces of the PGS. There is professional development plan for each employee.

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed for lunch and closed session from 12:20 to 2:05 p.m.

RESOLUTION NO. 326-09Re: **CONTRACTS OF \$25,000 OR MORE**

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

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

WHEREAS, Funds have been budgeted for the lease/purchase of fully automatic lidding equipment previously awarded through Bid No. 4224.2 in the amount of \$185,800 at the May 12, 2009, Board of Education meeting; and

WHEREAS, The acquisition of fully automatic lidding equipment through a lease/purchase has been reviewed by legal counsel; now therefore be it

Resolved, That fully automatic lidding equipment in the amount of \$185,800 be lease/purchased for a five-year term under the Master Lease/Purchase Agreement with First Southwest Company; and be it further

Resolved, That 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:

050B70 0023	Hardware and Associated Equipment and Services <u>Awardee</u> CDW Government, Inc.	\$ 25,432
06SC-42	Assessment Management Software System—Extension <u>Awardee</u> Scantron Corporation	\$299,000
290731	Fuel Management System at Shady Grove and West Farm Depots <u>Awardee</u> Octagon Services, Inc., dba TanksDirect	\$376,284
905156	Band Uniforms <u>Awardee</u> Band Shoppe	\$ 43,819
93600 0033	Reproduction and Copying of Engineering Drawings <u>Awardee</u> American Reprographics, Inc.	\$100,000
CBGKY-07 08-12187	Online Safety Training Courses <u>Awardee</u> PureWorks, Inc., dba PureSafety	\$200,000
GS-35F- 0153M	Oracle Identity and Access Management Suite—Extension <u>Awardee</u> Mythics, Inc.	\$559,600
JMI-610-07	Floor Equipment Repair Parts <u>Awardees</u> (See note) City Group, Inc.	

	National Supply Company Viking Chemicals Sterling Chemical Company Superior Supply, Ltd. Total	\$ 30,000
PCR-206-08	Math Supplies	
	<u>Awardee</u> D&H Distributors, Inc.	\$200,000
RQ06- 838651-59A	Ice Cream and Frozen Dessert Novelties—Extension	
	<u>Awardee</u> Briggs Ice Cream Company	\$200,000
S08-036	Fuel Site Maintenance and Repair—Extension	
	<u>Awardees</u> L.A. Fritter & Son*	\$ 75,000
165-97	Food Service Integrated Software System—Extension	
	<u>Awardee</u> School Link Technologies, Inc.	\$120,000
1033.2	Legal Services for Special Education Related Services—Extension	
	<u>Awardees</u> (See note) Carney, Kelehan, Bresler, Bennett & Scherr, LLP Jeffrey A. Krew Knight, Manzi, Nussbaum & LaPlaca, PA Total	\$600,000
1132.6	Alcohol/Drug Testing Program Services—Extension	
	<u>Awardees</u> (See note) American Business Medical Services Medical Access PC Prudential Associates Secure Medical Care Total	\$ 90,000

4169.1	Subscription for Automated Reading Assessments—Extension	
	<u>Awardee</u>	
	Wireless Generation	\$457,359
4172.1	Special Education/Early Intervention System—Extension	
	<u>Awardee</u>	
	Spectrum K12 School Solutions, Inc.	\$210,000
4175.1	Web-based Parent Outreach Application—Extension	
	<u>Awardee</u>	
	Edline	\$243,250
4225.1	Student Technology Skills Assessment—Extension	
	<u>Awardee</u>	
	The Learning Internet, Inc. dba Learning.com	\$206,000
4229.1	Library Circulation System—Extension	
	<u>Awardee</u>	
	Follett Software Company	\$ 84,576
4235.1	Disaster Recovery Service—Extension	
	<u>Awardee</u>	
	SunGard Availability Services	\$227,946
4249.1	Freezers, Refrigerators and Combination Oven-Steamer	
	<u>Awardees</u>	
	Carey Sales & Service	\$ 18,795
	United Refrigeration, Inc.	<u>50,268</u>
	Total	\$ 69,063
4251.1	Consultant—Reading First Grant	
	<u>Awardee</u>	
	Tolman, Carol A.*	\$ 28,000

4252.1	IBM Rational Hardware and Software Maintenance—Extension	
	<u>Awardee</u>	
	IBM Corporation	\$126,223
4253.1	Unicenter Service Desk Licensing—Extension	
	<u>Awardee</u>	
	Computer Associates	\$ 59,500
4254.1	AIMS Mentoring Grant Consultant—White Oak Middle School—Extension	
	<u>Awardee</u>	
	Chisley, Franklin F.	\$ 40,000
4255.1	Autism Spectrum Disorders Consultant Services—Extension	
	<u>Awardee</u>	
	Egel, Andrew	\$ 45,000
4256.1	Nursing Services—Extension	
	<u>Awardees</u>	
	APNT, Inc.	\$ 55,000
	Home Health Connection	150,000
	Maxim Healthcare Services	<u>145,000</u>
	Total	<u>\$350,000</u>
4257.1	Subscription for Professional Training and Consulting Services—Extension	
	<u>Awardee</u>	
	Northwest Evaluation Association	\$546,000
4258.1	Language Interpretation Services—Extension	
	<u>Awardee</u>	
	Weinterpret.net	\$102,756
4259.1	Instructional Software	

	<u>Awardee</u> Tech4Learning, Inc.	\$ 84,042
6805.1	Cheese and Cheese Products	
	<u>Awardee</u> Land O'Lakes, Inc.	\$172,184
7066.5	Vehicle Maintenance, Repair and Inspection	
	<u>Awardees</u> (See note) General Automotive Servicecenter, Inc. J&M Truck Repair K. Neal International Trucks, Inc. Middleton & Meads Company, Inc. Vehicare, LLC Total	\$ 30,000
7085.2	Information Technology Support and Integration Services—Extension	
	<u>Awardees</u> (See note) Computer Technology and Support Data Networks Ease Technologies, Inc. Net Results, Inc. Total	\$200,000
7112.4	Lawn Maintenance Equipment	
	<u>Awardees</u> Gaithersburg Equipment Company Kohler Equipment, Inc. Lawn and Power Equipment Mid Atlantic Turf Equipment, LLC* Total	\$ 87,698 6,961 43,435 <u>5,900</u> \$143,994
7133.8	Cafeteria Disposable Supplies—Extension	
	<u>Awardees</u> Acme Paper & Supply Company, Inc. Calico Industries, Inc. Carroll Manufacturing & Sales	\$110,503 6,758 8,561

	Central Poly Corporation	14,821
	Dade Paper Company, Inc.	517,840
	Leonard Paper Company	18,343
	PFG-Carroll County Foods, Inc.*	18,026
	S. Freedman & Sons, Inc.	75,501
	Transilwrap Company, Inc.	2,827
	Webco Packaging, Inc.*	<u>41,935</u>
	Total	\$815,115
7147.1	Laser Printer System Maintenance—Extension	
	<u>Awardee</u>	
	Xerox Corporation	\$115,500
7193.1	Audio-Video Equipment—Center for Skillful Teaching and Learning	
	<u>Awardee</u>	
	Audio Video Group	\$ 53,848
9013.7	Industrial and Tech Ed Hand Tools	
	<u>Awardees</u>	
	E&R Industrial Sales, Inc.	\$ 6,403
	Electronix Express	23,375
	Fastenal Company	22,200
	Metco Supply, Inc.	1,053
	MSC Industrial Supply	13,374
	Paxton/Patterson	533
	Retco Alloy Company	662
	Satco, Inc.	32,014
	Snap On Industrial	10,180
	Tools & Accessories Corporation	2,713
	W&S Supply Company, Inc.	<u>71,651</u>
	Total	\$184,158
9097.5	Removal/Disposal and Testing Underground Fuel Tanks	
	<u>Awardee</u>	
	Apex Environmental, Inc.	\$ 80,000
9133.3	Groceries and Disposables-Direct Delivery	

	<u>Awardee</u> Feesers, Inc.	\$ 70,000
9135.4	Cookie Dough, Frozen	
	<u>Awardee</u> Glennco, Inc.	\$ 80,760
9209.1	Custom Science Kits	
	<u>Awardee</u> Sempco, Inc.*	\$ 40,000
9420.1	Asbestos Abatement at McKenney Hills Center	
	<u>Awardee</u> Environmental Group, Inc.*	\$ 53,500
9537.3	Plastic Trays and Lids for Food Services	
	<u>Awardee</u> Form Plastics Company	\$ 546,950
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$8,384,859

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

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 327-09Re: **EXTENSION OF REQUEST FOR PROPOSAL
(RFP) NO. 1099.1, PROCUREMENT CARD**

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

WHEREAS, The procurement card contract is a contractual service at no cost to MCPS; and

WHEREAS, The vendor agrees to extend the contract for purchasing cards and its financial rebates through September 2010; now therefore be it

Resolved, That the Board of Education extend the contract for purchasing cards through

September 2010; and be it further

Resolved, That the following contract will be extended as shown below:

1099.1 Procurement Card—Extension

Awardee
American Express Corporate Services

RESOLUTION NO. 328-09Re: **EXTENSION OF BID USMSC99-12,
MARYLAND EDUCATIONAL ENTERPRISE
CONSORTIUM**

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

WHEREAS, Funds have been budgeted for the purchase of computers, associated hardware, and services; and

WHEREAS, The acquisition of computers, associated hardware, and services has been reviewed by legal counsel; and

WHEREAS, The vendors that have been awarded contracts for computers, associated hardware, and services have agreed to extend the contracts through June 30, 2010; now therefore be it

Resolved, That computers, associated hardware, and services in the amount of \$2,380,050 be lease/purchased for a four-year term under the Master Lease/Purchase Agreement with First Southwest Company; and be it further

Resolved, That the Board of Education extend the contracts for computers, associated hardware, and services through FY 2010 for Montgomery County Public Schools for a total amount of \$7,717,979; and be it further

Resolved, That having been duly advertised, the following contracts will be extended to the vendors as shown below:

USMSC- Maryland Educational Enterprise Consortium—Extension
99-12

<u>Awardees</u>	
Hartford Computer	\$ 987,302
Data Networks of America	2,579,773

Dell Computers	2,618,954
Bell Industries	1,185,950
Apple	230,000
Microsoft	<u>116,000</u>
Total	\$7,717,979

RESOLUTION NO. 329-09Re: **EXTENSION OF BID 9103.9, GROCERIES AND STAPLES**

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

WHEREAS, Funds have been budgeted for the purchase of groceries and staples; and

WHEREAS, The vendors that have been awarded contracts for groceries and staples have agreed to extend the contracts through July 31, 2010; now therefore be it

Resolved, That the Board of Education extend the contracts for groceries and staples for Montgomery County Public Schools for a total amount of \$1,856,387; and be it further

Resolved, That having been duly advertised, the following contracts will be extended to the vendors, as shown below:

9103.9 Groceries and Staples—Extension

<u>Awardees</u>	
Dori Foods, Inc.	\$ 559,369
Eastern Food Services, Inc.*	501,751
Interstate Gourmet Coffee Roasters, Inc.	32,782
Key Mix Corporation	14,080
PFG-Carroll County Foods, Inc.*	20,576
Sysco Food Services of Baltimore, LLC	<u>727,829</u>
Total	\$1,856,387

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

RESOLUTION NO. 330-09Re: **ACCEPTANCE OF THE FALLSMEAD
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:#

WHEREAS, On behalf of the Board of Education, Board Member Patricia O'Neill inspected the Fallsmead Elementary School addition project on Monday, June 8, 2009; now therefore it be

Resolved, That the Board of Education accept the Fallsmead 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. 331-09Re: **CABIN JOHN MIDDLE SCHOOL – FOREST
CONSERVATION AGREEMENTS**

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

WHEREAS, A Forest Conservation Plan, No. MR-08484 MCPS-1 (the Plan) for the modernization of Cabin John Middle School, located at 10701 Gainsborough Road in Potomac, Maryland, requires afforestation/reforestation resulting in the placement of a conservation easement on forested areas to be preserved; and

WHEREAS, There is insufficient space on site to replace this tree loss and it will be necessary to acquire off-site Forest Conservation Credits to satisfy the environmental requirements for forest conservation; and

WHEREAS, The Plan establishes a need for 0.57 acre of off-site Forest Conservation Credits in a mitigation bank that has been approved by the Maryland-National Capital Park and Planning Commission; and

WHEREAS, Winchester Homes, Inc. has established a Forest Conservation Mitigation Bank and is offering to sell Forest Conservation Credits to satisfy the forestation requirement in accordance with Article II of Chapter 22A of the Montgomery County Code and accepts all responsibility for the continued maintenance, monitoring, and protection of the Forest Conservation Mitigation Bank; and

WHEREAS, Staff has negotiated a purchase price of \$13,338 for 0.57 acre for the required

Forest Conservation Credits; and

WHEREAS, It is necessary to execute a Certificate of Compliance Agreement between the Board, Winchester Homes, and the Maryland-National Capital Park and Planning Commission to evidence compliance and participation with the environmental requirements for forest conservation; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute an Agreement of Sale with Winchester Homes, Inc. for 0.57 acre of off-site Conservation Credits for Cabin John Middle School; and be it further

Resolved, That the president and secretary of the Board of Education be authorized to execute a Certificate of Compliance Agreement with Winchester Homes, Inc. and the Maryland-National Capital Park and Planning Commission establishing the Conservation Easement at the off-site location.

RESOLUTION NO. 332-09Re: **LEASE RENEWAL FOR RELOCATABLE CLASSROOMS WITH VANGUARD MODULAR BUILDING SYSTEMS**

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

WHEREAS, The original leases expired on 24 relocatable classrooms owned by Vanguard Modular Building Systems on June 30, 2009; and

WHEREAS, There is a continuing need for 22 of the 24 units for the next school year, while two units have been identified for return to the vendor; and

WHEREAS, Staff has negotiated a one-year renewal cost for the 22 units that are still needed at an annual cost of \$111,408, or an average cost of \$5,064 per unit; now therefore be it

Resolved, That the Board of Education authorize the superintendent of schools to execute renewal leases with Vanguard Modular Building Systems for a total one-year cost of \$111,408.

RESOLUTION NO. 333-09Re: **UTILIZATION OF THE FY 2010 PROVISION FOR FUTURE SUPPORTED PROJECTS FUNDS**

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

Mr. Kauffman, the following resolution was adopted unanimously:#

WHEREAS, The above-noted grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 16-971, approved May 21, 2009; and

WHEREAS, The above-noted projects do not require any present or future county funds; and

WHEREAS, Sufficient appropriation is available, within the FY 2010 Provision for Future Supported Projects, to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized to receive and expend \$607,042 within the FY 2010 Provision for Future Supported Projects, as specified below:

<u>Project</u>	<u>Positions*</u>	<u>Amount</u>
Families Who Read, Succeed		\$ 49,020
STARTALK		28,399
National School Lunch Program Equipment		72,305
Fund for the Improvement of Education	1.0	143,000
Carl D. Perkins Career and Technical Education Act — Career and Technology Education		54,988
Head Start ARRA COLA—Quality Improvement Funding	<u>3.475</u>	<u>259,330</u>
Total	<u>4.475</u>	<u>\$ 607,042</u>

Positions*

- 1.0 instructional specialist
- 2.2 social services assistants
- .875 paraeducator
- .4 social worker

and be it further

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

RESOLUTION NO. 334-09Re: **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:

Resolved, That the Board of Education approve the Human Resources Monthly Report dated July 14, 2009.

RESOLUTION NO. 335-09 Re: **DEATH OF MS. ANTIA CACOILO,
PARAEDUCATOR, SHERWOOD HIGH
SCHOOL**

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

WHEREAS, The death on June 5, 2009, of Ms. Antia Cacoilo, paraeducator at Sherwood High School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the more than 13 years with Montgomery County Public Schools, Ms. Cacoilo was known to be a very dependable, hardworking employee who was a valuable asset to her colleagues; and

WHEREAS, Ms. Cacoilo's kind, nurturing strength and her outstanding human relation skills made a positive difference in many ways; 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. Antia Cacoilo 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. Cacoilo's family.

RESOLUTION NO. 336-09 Re: **DEATH OF PHILLIP M. TROUT,
LOCKSMITH, DIVISION OF MAINTENANCE**

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

WHEREAS, The death on June 9, 2009, of Mr. Phillip M. Trout, locksmith at the Randolph Maintenance Depot in the Division of Maintenance, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 17.9 years Mr. Trout had worked for Montgomery County Public Schools, he had a real commitment to safety and security for students and staff by keeping the locks in Montgomery County Public School facilities operational; and

WHEREAS, He was called to other maintenance areas when assistance was necessary and was the only locksmith that worked on safe locks; 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 Mr. Trout and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 337-09Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 15, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Lancellotti Dempsey	Principal, Shady Grove MS	Principal, Northwest HS

RESOLUTION NO. 338-09Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 15, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
Todd Watkins	Assistant Director, Department of Transportation	Director, Department of Transportation

RESOLUTION NO. 339-09Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 15, 2009:

<u>Appointment</u>	<u>Current Position</u>	<u>As</u>
--------------------	-------------------------	-----------

Billie Bradshaw

Acting Magnet Coordinator,
Poolesville HS

Magnet Coordinator,
Poolesville HS

RESOLUTION NO. 340-09Re: APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 15, 2009:

Appointment
Marjorie Geldon

Current Position
Acting Coordinator, Evaluation
and Selection of Instructional
Materials

As
Coordinator, Evaluation
and Selection of
Instruction Materials

RESOLUTION NO. 337-09Re: APPOINTMENT

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

Resolved, That the following personnel appointment be approved effective July 15, 2009:

Appointment
Yakoubou Ousmanou

Current Position
Instructional Specialist

As
Coordinator, Student
Assessment, Office of
Shared Accountability

RESOLUTION NO. 342-09Re: RESCISSION OF TWO POLICIES: POLICY GMB, INTERNSHIP PROGRAM IN SCHOOL ADMINISTRATION AND POLICY GFA, ESTABLISHMENT OF PERMANENT AND CONDITIONAL POSITIONS

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

WHEREAS, During the ongoing review of policies by the offices responsible for the content, several policies were identified for rescission; and

WHEREAS, After reviewing staff’s proposals, the Board of Education Policy Committee recommends two policies for rescission; now therefore be it

Resolved, That Policy GMB, *Internship Program in School Administration*, be rescinded because it is regulatory in nature and has been subsumed by Policy GAA, *Positive Work Environment in a Self-renewing Organization*; and be it further

Resolved, That Policy GFA, *Establishment of Permanent and Conditional Positions*, be rescinded because the policy has been subsumed by Policy GAA, *Positive Work Environment in a Self-renewing Organization*.

RESOLUTION NO. 343-09Re: **TENTATIVE ACTION, POLICY GIG,
FUNDING RETIREMENT/PENSION SYSTEM**

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

WHEREAS, Policy GIG, *Funding Retirement/Pension System*, sets forth the Board's commitment to maintaining a plan of retirement/pension benefits; and

WHEREAS, The Montgomery County Board of Education Policy Committee has considered and recommended revisions to Policy GIG, *Funding Retirement/Pension System*; and

WHEREAS, The Montgomery County Board of Education has received the Policy Committee's recommendation; now therefore be it

Resolved, That the Montgomery County Board of Education takes tentative action on Policy GIG, *Funding Retirement/Pension System*; and be it further

Resolved, That Policy GIG, *Funding Retirement/Pension System*, be sent out for public comment.

Funding Retirement/Pension System

A. PURPOSE

To set forth the priorities of the Montgomery County Public Schools (MCPS) Employees' Retirement and Pension System.

B. ISSUE

The MCPS Employees' Retirement and Pension System will provide supplemental retirement/pension plan benefits for eligible employees who are members of the Maryland State Teachers' Retirement and Pension System or provide full retirement/pension plan

benefit for eligible employees who are not eligible for membership in the Maryland system.

C. POSITION

1. In 1995 the Board of Education created a Board of Investment Trustees to oversee the investment of the pension assets based on an Investment Policy approved by the Board of Investment Trustees.

2. The Board of Investment Trustees shall review the Investment Policy annually and update as necessary to reflect prudent investment practice.

3. The results of the annual actuarial study will be made available at the conclusion of each fiscal year to establish funding percentages for the Board of Education's next annual operating budget request based on the actuarial unit credit cost method. Assumptions used in developing the actuarial valuation are determined by the Board of Education and will be kept current and adjusted as economic and demographic conditions change.

4. The study will include a funding percentage known as the "normal cost contribution" rate which when applied to annual compensation shall represent the cost of operating the plan during the current year.

5. The study also will include a funding percentage known as the "accrued liability" rate which, when applied to annual compensation, will produce an amount sufficient to liquidate the additional accrued liability over a period of no less than 15 years from the date of the actuarial valuation reducing such gain or loss.

6. The study also will include a funding percentage known as "expenses," which, when applied to the annual compensation, will represent the cost to manage and administer the plan during the current year.

7. The amount of money calculated by applying the sum of the "normal contribution," the "expenses," and the "accrued liability" rate to the budgeted annual compensation less the employee contribution portion will be included in the fixed charges category of the superintendent of schools' annual recommended operating budget.

8. MCPS will have as a funding goal each year the improvement of the asset to accrued liability ratio towards the 100 percent funded level by the end of the amortization period.

9. Any modifications to plan benefits will be announced prior to Board action, and opportunities to receive input from active/retired employees and all employee

organizations will be provided.

D. DESIRED OUTCOME

Montgomery County Public Schools will maintain a plan of retirement/pension benefits which is adequately funded and will provide employees income during their retirement years.

E. IMPLEMENTATION STRATEGIES

1. Every three to five years a credentialed actuarial firm will be contracted to evaluate the plan in terms of goals and objectives, and this report will be made available to the Board of Education Fiscal Management Committee.

2. Staff will meet annually each fall with the Board of Education Fiscal Management Committee to review the annual report on the actuarial valuation of the retirement/pension plan from the actuary, actuarial plan assumptions, rate of return, and budget recommendations for the coming fiscal year.

F. REVIEW AND REPORTING

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

RESOLUTION NO. 344-09Re: **TENTATIVE ACTION, POLICY GIH, FUNDING OTHER POSTEMPLOYMENT BENEFITS**

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

WHEREAS, The Montgomery County Board of Education Policy Committee has considered and recommends the creation of new Policy GIH, *Funding Other Postemployment Benefits*; and

WHEREAS, Policy GIH, *Funding Other Postemployment Benefits*, sets forth the Board's commitment to providing postemployment health benefits for eligible employees and retirees; and

WHEREAS, The Montgomery County Board of Education has received the Policy Committee's recommendation; now therefore be it

Resolved, That the Montgomery County Board of Education takes tentative action on Policy GIH, *Funding Other Postemployment Benefits*; and be it further

Resolved, That Policy GIH, *Funding Other Postemployment Benefits*, be sent out for public comment.

Funding Other Postemployment Benefits

A. PURPOSE

To set forth the priorities of the Montgomery County Public Schools (MCPS) Other Postemployment Benefit (OPEB) Trust

B. ISSUE

The MCPS OPEB Trust will provide postemployment health benefits for eligible employees and retirees.

C. POSITION

1. In 2007, the Board of Education created a Board of Investment Trustees to oversee the investment of other postretirement assets, based on an Investment Policy approved by the Board of Investment Trustees.

2. The Board of Investment Trustees shall review the Investment Policy annually and update as necessary to reflect prudent investment practice.

3. The results of an actuarial study conducted by a credentialed actuary at least biannually will be made available to establish funding requirements for the Board of Education's next annual operating budget request based on the actuarial unit cost method. Assumptions used in developing the actuarial valuation are determined by the Board of Education and will be kept current and adjusted as economic and demographic conditions change.

4. The study also will contain a funding amount known as the "annual required contribution" that will be an amount sufficient to liquidate the remaining liabilities. Actuarial gains and losses will cause the "annual required contribution" to be adjusted to amortize any changes to the accrued liability over a period of no less than 15 years from the date of the actuarial valuation reducing such gain or loss.

5. The study also will determine the Actuarial Accrued Liability that will estimate the amount of the liability for future postemployment benefits for current employees and retirees.

6. During an initial phase-in period that began with Fiscal Year 2008, MCPS will include "phase-in" OPEB contribution amounts in the fixed charges category of the superintendent of schools' annual recommended operating budget. After the phase-in period, full OPEB contribution amounts will be included in the superintendent of schools' annual recommended operating budget.

7. MCPS will have as a funding goal each year the improvement of the asset to accrued liability ratio toward the 100 percent funded level by the end of the amortization period.

8. Any modifications to plan benefits will be announced prior to Board of Education action and opportunities will be provided to receive input from active/retired employees, and all employee organizations.

D. DESIRED OUTCOME

The MCPS OPEB Trust will maintain a plan of postemployment health benefits for eligible employees and retirees that is adequately funded and will ensure eligible employees access to medical coverage during their retirement years.

E. IMPLEMENTATION STRATEGIES

1. Every three to five years a credentialed actuarial firm will be contracted to evaluate the plan in terms of goals and objectives and this report will be made available to the Board of Education's Fiscal Management Committee.

2. Staff will meet with the Fiscal Management Committee to review the actuarial report on the actuarial valuation of the OPEB plan from the actuary, plan assumptions, rate of return, and budget recommendations for the coming fiscal years.

F. REVIEW AND REPORTING

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

RESOLUTION NO. 345-09Re: **COMPREHENSIVE MASTER PLAN UPDATE**

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

Mr. Barclay, the following resolution was adopted unanimously:

WHEREAS, The General Assembly enacted Senate Bill 856, The Bridge to Excellence in Public Schools Act, on April 4, 2002, and on May 6, 2002, Governor Parris N. Glendening signed the Act into law; and

WHEREAS, The Act requires local school systems to submit annual updates of their five-year comprehensive master plans to the Maryland State Department of Education by October 15 of each year, to include prior year revenues and expenditures with the annual update; and

WHEREAS, On June 22, 2009, the Board of Education approved Our Call to Action: Pursuit of Excellence—the strategic plan for the Montgomery County Public Schools 2009–2014; and

WHEREAS, The strategic plan for Montgomery County Public Schools contains goals and strategies to promote academic excellence among all students, and to eliminate performance gaps among identified subgroups of students; and

WHEREAS, The strategic plan for Montgomery County Public Schools incorporates and imbeds the five goals of the No Child Left Behind Act of 2001 and six focus areas of the Bridge to Excellence in Public Schools Act; and

WHEREAS, The strategic plan is the cornerstone of the Montgomery County Public Schools Comprehensive Master Plan; and

WHEREAS, The Montgomery County Public Schools Bridge to Excellence in Public Schools Act—Comprehensive Master Plan fulfills all of the required components, including strategies and supporting documentation; now therefore be it

Resolved, That the Board of Education tentatively approves the updated Montgomery County Public Schools Bridge to Excellence in Public Schools Act of 2002—Comprehensive Master Plan and will take final action on the Master Plan prior to October 15, 2009; and be it further

Resolved, That Montgomery County Public Schools staff submits the Comprehensive Master Plan to the county executive and County Council on or before August 15, 2009, as required by the Education Article of the Annotated Code of Maryland.

RESOLUTION NO. 346-09Re: **CLOSED SESSION RESOLUTION**

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

Mr. Kauffman, 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 Monday, July 27, 2009, in Room 120 of the Carver Educational Services Center to meet from 5:30 to 6:30 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 to 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. 347-09Re: REPORT OF CLOSED SESSION

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

On June 22, 2009, by unanimous vote, the Board of Education voted to conduct a closed session 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 a closed session on June 22, 2009, from 5:30 to 6:15 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and

1. Unanimously approved Decisions and Orders in Appeals T-2009-1, T-2009-3, and T-2009-4 in its quasi-judicial capacity outside the purview of the *Open Meetings Act* (Section 10-503(a) of the *State Government Article*).
2. 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*): T-2009-5, T-2009-6, T-2009-7, T-2009-10, and T-2009-11.
3. Discussed the Human Resources 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 (strategy for obtaining funding of the operating budget and a legal opinion regarding appropriation for retiree health insurance) outside the purview of the *Open Meetings Act* (Section 10-503(a) of the *State Government Article*).

In attendance at the closed session were Christopher Barclay, Steve Bedford, Laura Berthiaume, Shirley Brandman, Judy Docca, Brian Edwards, Roland Ikheola, Shelly Johnson, Phil Kauffman, Suzann King, Frieda Lacey, Erick Lang, Susan Marks, Heath Morrison, Patricia O'Neill, Glenda Rose, Stacy Scott, Steve Simon, Marshall Spatz, Laura Steinberg, Jamie Virga, Jerry Weast, and Carey Wright.

RESOLUTION NO. 348-09Re: **APPOINTMENTS TO THE BOARD OF EDUCATION COMMITTEES**

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

WHEREAS, The Strategic Planning Committee and the Communications and Public Engagement Committee each 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. Nancy Navarro was appointed to serve as a member of the Strategic Planning Committee until November 30, 2010, and

WHEREAS, Ms. Nancy Navarro was appointed to service as a member of the Communications and Public Engagement Committee until November 30, 2010, and as a chair until November 30, 2009; and

WHEREAS, Ms. Nancy Navarro has resigned from the Board of Education to take her seat on the Montgomery County Council; now therefore be it

Resolved, That Mr. Michael Durso be appointed to serve on the Strategic Planning Committee until November 30, 2010; and be it further

Resolved, That Mr. Michael Durso be appointed to serve on the Communications and Public Engagement Committee until November 30, 2010; and be it further

Resolved, That Dr. Judith Docca serve as chairperson of the Communications and Public Engagement Committee until November 30, 2009

RESOLUTION NO. 349-09Re: **APPOINTMENT OF STUDENT MEMBER OF THE BOARD TO THE POLICY COMMITTEE**

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

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 not less than three members serving staggered terms of three years each; and

WHEREAS, Pursuant to Policy BFA, the Board may appoint the student member to serve as a fourth full member of the committee; and

WHEREAS, Ms. Quratul-Ann Malik's term expired on June 30, 2009; now therefore be it

Resolved, That Mr. Timothy Hwang, student member, be appointed to serve as a member of the Board of Education's Policy Committee until the expiration of his term of office on June 30, 2010.

RESOLUTION NO. 350-09Re: **MINUTES** (MAY 12, 13, 18, AND 26, 2009)

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

RESOLUTION NO. 351-09Re: **APPEALS**

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

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>
T-2009-12	Student Transfer	Affirmed
T-2009-13	Student Transfer	Reversed
T-2009-14	Student Transfer	Affirmed
T-2009-15	Student Transfer	Affirmed
T-2009-16	Student Transfer	Affirmed
T-2009-17	Student Transfer	Affirmed
NEC-2009-18	Student Assignment	Affirmed
2009-8	Expulsion	Hearing Officer
2009-9	Student Placement	Affirmed
2009-10	IB Diploma Program	Affirmed
2009-11	Student Placement	Affirmed

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. 352-09 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of July 14, 2009, at 3:06 p.m.

PRESIDENT

SECRETARY

JDW:gr

RESOLUTION	BARCLAY	BERTHIAUME	BRANDMAN	DOCCA	DURSO	HWANG	KAUFFMAN	O'NEILL
Policies GMB and GFA	A	A	A	A	A	A	A	A
Policy GIH	A	A	A	A	A	A	A	A
Policy GIG	A	A	A	A	A	A	A	A

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