

APPROVED
42-2012

Rockville, Maryland
December 11, 2012

The Board of Education of Montgomery County held a business meeting at the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, on December 11, 2012, beginning at 8:32 a.m.

Present: Mr. Christopher Barclay, President
in the Chair
Ms. Shirley Brandman
Dr. Judy Docca
Mr. Michael Durso
Mr. Philip Kauffman
Mr. John Mannes
Mrs. Patricia O'Neill
Ms. Rebecca Smondrowski
Dr. Joshua Starr, Secretary/Treasurer

Absent: None

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

With a quorum present, the Board of Education met in open session at 8:32 a.m.

RESOLUTION NO. 515-12 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the superintendent and on motion of Mr. Durso 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 December 11, 2012, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, from 8:30 to approximately 10:00 a.m. and 12:45 to 1:45 p.m.; and be it further

Resolved, That the Board receive legal advice as the Board adjudicates appeals, which is a quasi-judicial function outside the purview of the *Open Meetings Act* and as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the superintendent of schools brief the Board on the Human Resources and Development Report and Appointment, with a subsequent vote in open session,

which is an administrative function outside the purview of the *Open Meetings Act* and, to the extent any individual employee is discussed, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board receive legal advice and discuss pending litigation regarding the Board property located at Brickyard Road, as permitted under Section 10-508(a)(7) and 10-508(a)(8), respectively, of the *State Government Article*, and receive a briefing on the management of the property which is an administrative function outside the purview of the *Open Meetings Act*; and be it further

Resolved, That the Board receive legal advice regarding the potential filing of a Request for a Declaratory Ruling with the Maryland State Board of Education, as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board receive legal advice regarding the litigation pertaining to the William H. Farquhar Middle School, as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board discuss matters of an administrative function (appointments to Board committees), which are outside the purview of the *Open Meetings Act*; and be it further

Resolved, That the superintendent of schools brief the Board on the strategy for the response to the Maryland Council for Educator Effectiveness regarding changes to the Professional Growth System, which is an administrative function outside the purview of the *Open Meetings Act*; and be it further

Resolved, That the Board receive a briefing by staff and discuss ongoing collective bargaining negotiations and matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article*; and be it further

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

Re: **OPEN SESSION**

The Board of Education met in closed session from 8:32 to 10:02 a.m. After a break, the Board of Education reconvened in open session at 10:10 a.m.

To view specific sections or the entire meeting, please watch at <http://www.montgomeryschoolsmd.org/boe/meetings/archive/2012/2012-1211.shtm>

Re: **ELECTION OF OFFICERS**

Dr. Starr announced that, as secretary/treasurer of the Board of Education, he would

preside until the election of the president. To be elected president or vice president, a member needed five votes, and all members were in nomination. The votes for president were as follows:

Mr. Mannes voted for Mr. Barclay
Mr. Kauffman voted for Mr. Barclay
Dr. Docca voted for Mr. Barclay
Ms. Brandman voted for Mr. Barclay
Mr. Barclay voted for Mr. Barclay
Mrs. O'Neill voted for Mr. Barclay
Ms. Smondrowski voted for Mr. Barclay
Mr. Durso voted for Mr. Barclay

Mr. Barclay assumed the chair and presided over the election of the vice president.

Mr. Mannes voted for Mr. Kauffman
Dr. Docca voted for Mr. Kauffman
Mr. Durso voted for Mr. Kauffman
Ms. Smondrowski voted for Mr. Kauffman
Mr. Barclay voted for Mr. Kauffman
Mrs. O'Neill voted for Mr. Kauffman
Ms. Brandman voted for Mr. Kauffman
Mr. Kauffman voted for Mr. Kauffman

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. 516-12 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for December 11, 2012.

RESOLUTION NO. 517-12 Re: **NATIONAL INCLUSIVE SCHOOLS WEEK**

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

WHEREAS, Montgomery County Public Schools celebrates National Inclusive Schools Week by embracing the theme, *Social Inclusion: More Than A Seat in the Class!*; and

WHEREAS, Montgomery County Public Schools promotes and values inclusive

opportunities for students with disabilities to ensure meaningful access and full participation in all aspects of school life; and

WHEREAS, Montgomery County Public Schools believes that each school must create a culture that is ethical and promotes equity by ensuring all students, including students with disabilities, are active participants and beneficiaries of an environment that accepts and embraces diversity; and

WHEREAS, Montgomery County Public Schools supports and encourages programs such as Best Buddies and Corollary Sports to build authentic friendships with nondisabled peers; and

WHEREAS, Montgomery County Public Schools believes in the seamless delivery of special education services for students with disabilities from birth through age 21 that foster and promote access to the general education environment; and

WHEREAS, Montgomery County Public Schools values family and community partnerships that foster the acceptance of individuals with disabilities in school and the community; and

WHEREAS, Montgomery County Public Schools embraces social inclusion and recognizes the importance of practices and activities that promote social emotional learning; and

WHEREAS, The educators and families of Montgomery County Public Schools celebrate their accomplishments in promoting inclusive education and consider how they might build upon these successes to expand their efforts; now therefore be it

Resolved, That Montgomery County Public Schools joins with the Urban Special Education Leadership Collaborative and Education Development Center, Inc. in supporting schools and classrooms across the county in promoting inclusion by sponsoring appropriate learning and community-building activities.

Re: **PUBLIC COMMENTS**

The following people made comments before the Board of Education:

<u>Person</u>	<u>Topic</u>
1. Jeff Dunckel	Pedestrian Safety
2. Patty Winters	Substance Abuse Prevention
3. Mandi Mader	HS Start Time
4. Philip Giordano	Curriculum 2.0
5. Kelly Lichty	High School Start Time
6. Ann Gallagher	High School Start Time
7. Michellene Cole-Brown	Curriculum 2.0

- | | |
|--------------------------|-------------------------------|
| 8. Judith Owens | High School Start Time |
| 9. Mike Kramer | High School Start Time |
| 10. Donna Evans | Substance Abuse Prevention |
| 11. Nicholas Pasquinelli | High School Start Time |
| 12. Alice Vorosmarti | Sligo Creek Elementary School |

All Board members were concerned about pedestrian safety, and they were pleased that Mr. Dunckel brought the topic and information to the attention of the Board. The Board would like the material presented by Mr. Jeff Dunckel, Montgomery County of Transportation's Pedestrian Safety Coordinator, shared with Karen Crawford.

Re: **BOARD/SUPERINTENDENT COMMENTS**

All Board members congratulated on her election to the Board and welcomed Ms. Smondrowski to her first Board meeting. Ms. Smondrowski responded that she appreciated being on the Board and was excited to learn and work with the Board.

Mr. Mannes remarked on the bell times. When he shadowed a bus from Clarksburg Depot. It was interesting to hear from the service workers about topics, such as the impact of lights that are synced in the mornings during rush hour. He attended a play at Seneca Valley High School: Miracle on 34th Street. He attended the County Executive's Ball for the Arts and Humanities. On December 6, the Board met with student leaders where there was a dialogue on topics of interest to the students.

Mr. Durso thanked the outgoing Board officers – Ms. Brandman and Mr. Barclay. They guided the Board through the transition period of a new superintendent. He welcomed the new Board officers – Mr. Barclay and Mr. Kauffman.

Ms. Brandman congratulated the new officers and wished them well for the coming year. She recognized Dr. Docca who was selected by the Maryland State Education Association to receive the 2013 Minority Recognition Leadership Award. She encouraged people to watch the Education Matters program where 16 high school students shared their thoughts and perspectives. She reported that she was representing the Maryland Association of Boards of Education (MABE) on the "Code of Conduct" work group.

Mrs. O'Neill noted that the legislative session of the Maryland General Assembly will begin in January. She and Ms. Brandman attended the MABE legislative session working on the platform and standing resolutions. The Board of Education has a legislative platform which is on the MCPS web site.

Dr. Docca thanked Ms. Brandman and Mr. Barclay for their leadership over the past year. She noted that she was working with MABE on the Best Practices Committee working on discipline. She was pleased with the meeting with student leadership and the round-table discussions. She attended the African Immigrant Refugee Foundation

meeting, and most of the students were from MCPS.

Mr. Kauffman joined his colleagues in their remarks. He thanked his colleagues for electing him vice president. The Board has challenges in the coming year, such as the strategic plan, bell times, Curriculum 2.0, and the operating budget. It is important for the Board to create relationships and collaborate with all stakeholders in the county.

Mr. Barclay thanked his colleagues for electing him president. He remarked on how the “one” Montgomery can be built with the diversity since MCPS will lead the way with reorganization and prioritize the work of the system. The Board and administration must look at key questions and organize to address those issues.

Dr. Starr commented with sadness at the passing of Ms. Jody Leleck. He continued to report on MCPS Community Day, Redland Middle School Student Town Hall, Journeys in Engineering, Technology and Science, and Strathmore second grade concerts.

**Re: FY 2014 OPERATING BUDGET
PRESENTATION**

Dr. Starr presented a PowerPoint presentation on the operating budget and made the following comments on the Board's FY 2014 operating budget interests:

- Provide multiple pathways enabling graduates to be globally competitive and college- and career-ready
- Meet the needs of each individual child, including their health and social and emotional well-being
- Continue to reduce variability of performance/address student performance issues
- Retain and support staff
- Expand and support community engagement in our schools. (sub interest – work hard to ensure communities and families know what they need to do to support their kids.)
- Maintain and improve our special education programs
- Promote instructional strategies and curriculum that engage students through innovative delivery methods and 21st century physical spaces
- Focus on all students and ensure all students, regardless of race, have equity of access to appropriate and higher-level courses
- Ensure budget is aligned to the system's and the staff's needs
- Pay attention to areas of great need, in particular middle schools

Feedback from Neighbor to Neighbor discussions:

- Pleased with education their children are receiving
- Concerns about Curriculum 2.0 implementation and math instruction

- Want more options for the arts, extracurricular and afterschool activities
- Develop social and emotional competence, 21st century skills
- Class size and availability of technology

The operating budget was developed through a collaborative process with the

- Montgomery County Education Association
- Service Employees International Union – SEIU, Local 500
- Montgomery County Association of Administrators and Principals
- Montgomery County Council of PTAs

Uncertainty in the FY 2014 budget is:

- State revenue not determined (estimate of \$10 million)
- Fiscal cliff/sequestration
- County fiscal outlook
- Negotiations with employees

FY 2014 Budget Focus

- Managing growth
- Re-energizing efforts to narrow achievement gaps
- Investing in our future

Superintendent's Recommendation:

- \$2.217 billion FY 2014 operating budget
- Increase of \$48.95 million (2.3 percent)
- Less than 0.5 percent above Maintenance of Effort
- No additional employee compensation for FY 2014

Growth and Continuing Costs

- \$21.2 million for total projected student enrollment increase of 2,261 students (127 additional K – 12 positions)
- \$9.4 million for special education to meet individual needs (52 teachers, 36 paraeducators, 7.25 speech pathologists, part-time home and hospital teachers, additional funds for nonpublic placement)
- \$1.5 million for growth in ESOL students (22 additional positions)
- \$7.1 million for continuing salaries
- \$15.4 million for employee benefits (includes \$7.3 million for second year of pension shift)
- \$1.97 million for 30 focus teachers for students struggling in English and math in high-need schools

- \$1.5 million to restore middle school staff development teachers (22.8 FTE)
- Increase professional development
- \$1.1 Million in realigned funds for Math Implementation Team (8 FTE) to provide support and training to help elementary teachers serve their students
- \$655,934 for 10 elementary math teachers to provide accelerated instruction

Major Changes in Education

- Common Core State Standards
- Curriculum 2.0 implementation in Grades 4 and 5
- PARCC Assessments
- New Advanced Placement exams

Re: **DISCUSSION**

Mrs. O'Neill stated that the operating budget is modest, and there are a lot of unknowns about revenue. The Maintenance of Effort (MOE) is the floor and not the ceiling for funding public schools. The budget must seek the needs of the system. The presentation of the operating budget is the beginning of the process followed by hearings and work sessions. Education is the only service guaranteed by the Maryland Constitution.

Ms. Brandman associated herself with Mrs. O'Neill's remarks. Ms. Brandman asked for details on the operating budget with the reductions and realignments. The operating budget talking points should include the context that the budget is starting at a lower sum. Mr. Bowers explained that there had been significant reductions in the operating budget over the past four years; however, the system has tremendous enrollment growth during the same period. Efficiencies and realignments are reflected in the operating budget.

Ms. Brandman asked how per pupil expenditures have changed over the years. Mr. Bowers stated that over four years the changes have been \$1,490 less per pupil spending from local funds. Ms. Brandman thought the context was important since per pupil expenditure has been lowered over the years.

Ms. Smondrowski stated that she was pleased that there was an increase for music instruction and special education. She asked what staff was doing to fill the current vacancies. Mr. Bowers stated that there were very few vacancies, and the savings reflected in the financial report are based on lapse and turnover. There is always a need to have a teacher in the classroom and a driver on the bus which can be filled with substitutes.

Mr. Kauffman asked why the fund balances were not used to fund next year's budget. Mr. Bowers explained that the system has generated fund balances over the past few years based on a freeze requested by the county executive and County Council. This

operating budget assumes \$17 million dollars to fund FY 2014 budget. Once a fund balance is used, it is not available for future funding since it is a one-time expenditure.

Mr. Mannes associated his comments with his colleagues. He appreciated that the operating budget was not just restoration of programs from the past, but effort was made to include new programs. Mr. Mannes asked about the wealth-based formula and how it ties into state funding. Mr. Bowers replied that real property and income are components. Over the years, MCPS has benefitted, but the trend is changing. There are no financial assumptions in the operating budget, and it has been based on conservative numbers.

Mr. Mannes asked if there will be changes in the seven keys based on the new state standards and technology integration. Dr. Starr stated that there are no new dollars for technology, but there could be realignments in the budget.

Mr. Barclay inquired about the percentages of the local tax support for the operating budget. Mr. Bowers stated that beginning in 2007 local tax dollars were 75 percent of the operating budget and before that it was 80 percent. At this point, it is under 66 percent.

Re: LUNCH AND CLOSED SESSION

The Board of Education recessed from 12:41 to 1:48 p.m. for lunch.

RESOLUTION NO. 518-12 Re: CONTRACTS OF \$25,000 OR MORE

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Ms. Brandman, 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 the off-the-lot, new vehicles awarded through Bid No. 0367000079GH, in the amount of \$546,129; and

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

Resolved, That off-the-lot, new vehicles in the amount of \$546,129 be leased/purchased for a five-year term under the Master Lease/Purchase Agreement with Banc of America Public Capital Corporation; and be it further

Resolved, That the proceeds from the aforementioned financing be used to reimburse Montgomery County Public Schools accounts to the extent that such equipment has been or will be acquired before closing; and be it further

Resolved, That the president of the Board of Education and the superintendent of schools be authorized to execute the documents necessary from this transaction; and be it further

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

036700 0079GH	Off the Lot, New Vehicles <u>Awardee</u> Criswell Chevrolet, Inc.	\$546,129
1015374	Reproduction and Copying of Engineering Drawings—Extension <u>Awardee</u> American Reprographics, Inc.	\$250,000
GS-35F- 4543G	Information Technology Equipment, Software, and Services—Extension <u>Awardee</u> DLT Solutions	\$ 50,000
RFP 12B	Chillers Preventative Maintenance and Repair Service <u>Awardee</u> Boland Trane Service, Inc.	\$500,000
XX09-1120 06-69A	Scanners and Forms; Maintenance and Repairs—Extension <u>Awardee</u> Scantron Corporation	\$ 70,000
1080.3	Annual Auditing Services—Extension <u>Awardee</u> CliftonLarsonAllen, LLP	\$132,500
1142.5	Scan Forms—Extension <u>Awardees</u> Data Management Corporation Formost Graphic Communications	\$ 1,152 28,688

	Maryland Business Forms, Inc.	7,095
	Micrographic Communications*	<u>1,152</u>
	Total	\$ 38,087
1156.2	Medical Plans	
	<u>Awardees</u> (See note)	
	CareFirst	
	Kaiser	
	United Healthcare	
	Total	\$331,000
4083.6	Chalkboards, Tackboards, and Whiteboards	
	<u>Awardee</u>	
	Steel Products, Inc.*	\$ 68,672
4112.5	Batteries	
	<u>Awardee</u>	
	Daboter, Inc.	\$ 47,690
4194.2	FSA/COBRA and Direct Bill	
	<u>Awardees</u>	
	Benefit Strategies, LLC	\$ 34,000
	ADP Benefit Services, KY, Inc.	<u>180,000</u>
	Total	\$214,000
4273.2	Academic Service Providers—Extension	
	<u>Awardees</u> (See note)	
	Asian American LEAD	
	Peer2Peer Tutors	
	The George B. Thomas, Sr. Learning Academy	
	Total	\$100,000
4308.1	Grant Proposal Writers—Extension	
	<u>Awardees</u> (See note)	
	Core Education, LLC	
	Vivian Rosskamm*	
	Total	\$ 25,000

7102.4	Automotive Batteries	
	<u>Awardee</u>	
	Tri-State Battery & Auto Electric, Inc.	\$115,400
7142.1	Broadband Cable Network Cabling Installation and Integration	
	<u>Awardees</u> (See note)	
	Netcom Technologies, Inc.	
	System, Inc.	
	TCV, LLC	
	Total	\$619,669
7161.3	Wipes for Transportation Depots—Extension	
	<u>Awardee</u>	
	S. Freedman & Sons, Inc.	\$ 42,000
7205.2	Interactive Whiteboard Services—Extension	
	<u>Awardee</u>	
	Clinton Learning Solutions, LLC	\$625,000
7220.1	CCTV Removal at Various Locations	
	<u>Awardee</u>	
	Geek Security and Wire Installation, Inc.*	\$ 25,000
9005.8	Industrial and Technology Education Lumber—Extension	
	<u>Awardees</u>	
	A&M Supply Corporation	\$ 13,235
	Liberty Lumber & Supply Company	55,098
	O’Shea Lumber Company	<u>71,662</u>
	Total	\$139,995
9126.4	Commercial Kitchen Equipment Repair Parts—Extension	
	<u>Awardees</u> (See note)	
	EMR Service Division	
	United Refrigeration, Inc.	
	Total	\$ 41,000

9175.4	Latex Running Track Renovations and Repairs—Extension** <u>Awardee</u> American Tennis Courts*	\$311,570
9182.5	Concrete Removal and Replacement at Various Locations—Extension** <u>Awardee</u> Finley Asphalt & Sealing, Inc.	\$400,000
9345.4	Portable Classroom Re-roofing at Various Locations—Extension <u>Awardee</u> Interstate Corporation*	\$150,000
9706.2	Athletic Field Maintenance at Various Locations—Extension <u>Awardees</u> (See note) Abrahams Lawn Service American Organic Soils Brickman Group Capitol City Contractors, LLC Chesapeake Turf, LLC Collegiate Landscaping Community Bridge, Inc.* Damascus Enterprise, Inc. Fieldturf USA, Inc. Game Day, Inc.* Greenskeeper Landscaping & Lawn Management, Inc. Growing Solutions, Inc. Lapinski S. Landscaping, Inc. Laytonsville Turf Farm, LLC* Long Acre Lawn & Landscape, LLC Montgomery County Revenue Authority Trugreen Limited Total	\$500,000
9918.1	Emergency Purchase Pipe Insulation at Takoma Park Elementary School <u>Awardee</u> Royln Companies, Inc.	\$70,410
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$5,413,122

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

**Planned Life-cycle Asset Replacement (PLAR)

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 519-12 Re: **CONTRACT APPROVAL FOR BID NO.
1083.4, PROFESSIONAL SERVICES**

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

WHEREAS, Funds have been budgeted for professional services and temporary personnel through Bid No. 1083.4; now therefore be it

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

1083.4 Professional Services

Awardee

Advanced Software Systems, Inc.*
 AETEA Information Technology
 Business Integra, Inc.*
 Ciber, Inc.
 Cost and Performance Solutions, Inc.*
 Dell, Inc.
 Digicon Corporation*
 Elixir
 Gantech, Inc.*
 Gateway Solutions, Inc.*
 LifeCycle Corporation
 Lighthouse Management Consulting*
 Dennis McKay
 Microsoft
 Micro Strategy
 Neausys, Inc.*
 Primescape Solutions, Inc.
 Qlarion, Inc.
 RDA Corporation
 Sogeti USA, LLC
 Tech Democracy
 TestPros, Inc.
 United Solutions, LLC*
 US Tech Solutions, Inc.*
 Vangent, Inc.
 Total

\$1,600,000

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

RESOLUTION NO. 520-12 Re: **CONTRACT APPROVAL FOR BID NO.
7055.14, PURCHASE OF SCHOOL BUSES**

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

WHEREAS, Funds have been budgeted for and/or identified for the purchase of school buses through Bid. No. 7055.14; and

WHEREAS, The acquisition of school buses through lease/purchase agreements has been reviewed by legal counsel; now therefore be it

Resolved, That 107 school buses be lease/purchased for a six-year term in the amount of \$12,502,719 under the Master Lease/Purchase Agreement with Banc of America Public Capital Corporation; and be it further

Resolved, That the proceeds from the aforementioned financing be used to reimburse Montgomery County Public Schools accounts to the extent that such equipment has been or will be acquired before closing; and be it further

Resolved, That the president of the Board of Education and the 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 follows:

7055.14 Purchase of School Buses

Awardee

American Truck and Bus, Inc.

\$12,502,719

RESOLUTION NO. 5221-12 Re: **APPROVAL OF CONTRACTS FOR
INTERACTIVE CLASSROOM
TECHNOLOGY SYSTEMS**

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

WHEREAS, On September 11, 2012, the Board of Education approved the purchase of Promethean interactive classroom technology systems pursuant to the state of Maryland contract 050B7800023 at a total cost of \$8,949,719; and

WHEREAS, This state of Maryland contract expired before the Montgomery County Council approved the Board of Education's supplemental request and the orders could be placed to purchase this equipment; and

WHEREAS, Montgomery County Public Schools has purchased Promethean interactive classroom technology systems through the Maryland Education Enterprise Consortium in the past and recently a new Maryland Education Enterprise Consortium contract was finalized; and

WHEREAS, Purchasing technology products from the Maryland State contract and the Maryland Education Enterprise Consortium complies with state law and Board of Education procurement policy and Montgomery County Public Schools procurement regulations; and

WHEREAS, The Maryland Education Enterprise Consortium contract resulting from a competitive bid process following the University System of Maryland procurement policies and procedures and state law enables Montgomery County Public Schools, other local school systems, and higher education systems to purchase technology products and services through the Maryland Education Enterprise Consortium contract; now therefore be it

Resolved, That Board of Education Resolution No. 405-12 be and hereby is amended to substitute MEEC 2012-14 for 050B7800023 in the first resolved clause of that resolution.

Re: **DISCUSSION**

Regarding the resolution on Contracts for Interactive Classroom Technology Systems, Mr. Kauffman asked for pricing and comparisons of technology systems.

RESOLUTION NO. 522-12

Re: **ACCEPTANCE OF GARRETT PARK
ELEMENTARY SCHOOL MODERNIZATION
PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board President Shirley Brandman inspected the Garrett Park Elementary School modernization project on Thursday, November 15, 2012; now therefore be it

Resolved, That the Board of Education accepts the Garrett Park Elementary School modernization 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. 523-12 Re: **ACCEPTANCE OF RIDGEVIEW MIDDLE SCHOOL IMPROVEMENTS PROJECT**

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

WHEREAS, On behalf of the Board of Education, Board Member Laura Berthiaume, inspected the Ridgeview Middle School improvements project on Thursday, November 8, 2012; now therefore be it

Resolved, That the Board of Education accepts the Ridgeview Middle School improvements 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. 524-12 Re: **CONSULTANT APPOINTMENT—CIVIL ENGINEERING SERVICES FOR ARTIFICIAL TURF INSTALLATION AT THOMAS S. WOOTTON HIGH SCHOOL**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Barclay, the following resolution was adopted with Mr. Barclay, Ms. Brandman, Dr. Docca, Mr. Durso, Mr. Mannes, Mrs. O'Neill, and Ms. Smondrowski voting in the affirmative; Mr. Kauffman voting in the negative: #

WHEREAS, It is necessary to appoint a professional firm to provide civil engineering services related to the installation of artificial turf on the stadium field at Thomas S. Wootton High School; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Huron Consulting Company as the most qualified firm to provide the necessary professional civil engineering services; and

WHEREAS, Huron Consulting Company has successfully completed similar work for Montgomery County Public Schools; and

WHEREAS, Staff has negotiated a fee for the necessary civil engineering services for this project; now therefore be it

Resolved, That the Montgomery County Board of Education enters into a contractual agreement with the firm Huron Consulting Company to provide professional civil engineering services for the installation of artificial turf on the stadium field at Thomas S.

Wootton High School for a fee of \$35,000 contingent upon the Montgomery County Council approval of a Fiscal Year 2013 supplemental appropriation for the artificial turf installation on the stadium field at Thomas S. Wootton High School.

RESOLUTION NO. 525-12 Re: **WESTBROOK ELEMENTARY SCHOOL—
REQUEST FOR FRIENDS OF WESTBROOK
SCHOOL FOUNDATION, INC. TO FUND
VARIOUS FACILITY IMPROVEMENTS
DURING ADDITION PROJECT—POLICY
CNE**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Ms. Smondrowski, the following resolution was adopted Ms. Brandman, Dr. Docca, Mr. Kauffman, Mr. Mannes, Mrs. O'Neill, and Ms. Smondrowski voting in the affirmative; Mr. Barclay and Mr. Durso voting in the negative:#

WHEREAS, The Friends of Westbrook School Foundation, Inc. has submitted a letter of commitment to raise and contribute approximately \$247,000 for various facility improvements to the courtyard and multipurpose room to be incorporated in the Westbrook Elementary School addition project; and

WHEREAS, The estimated cost of the proposed facility improvements is approximately \$247,000; and

WHEREAS, The proposed facility improvements can be incorporated as a part of the ongoing construction of the addition project; and

WHEREAS, These facility improvements will enhance the existing school and better accommodate various school-sponsored programs and activities; and

WHEREAS, This request is in compliance with the requirements of Board of Education Policy CNE, *Facility Improvements That Are Not Funded with Montgomery County Revenues*; and

WHEREAS, Similar types of requests have been granted previously; now therefore be it

Resolved, That the Board of Education approves the request of the Friends of Westbrook School Foundation, Inc. to raise and contribute \$247,000 for various improvements to the courtyard and multipurpose room to be incorporated in the Westbrook Elementary School addition project; and be it further

Resolved, That the contribution for the Friends of Westbrook School Foundation, Inc. be accepted in accordance with Board of Education Policy CNE, *Facility Improvements That Are Not Funded with Montgomery County Revenues*; and be it further

Resolved, That the Montgomery County Council be requested to accept the contribution for the various facility improvements at Westbrook Elementary School; and be it further

Resolved, That the Board of Education requests a Fiscal Year 2013 supplemental appropriation and amendment to the Fiscal Year 2013–2018 Capital Improvements Program in the amount of \$247,000 to fund facility improvements at Westbrook Elementary School as a part of the ongoing addition project; and be it further

Resolved, That the president of the Board of Education and the superintendent of schools be authorized to execute a change order in the amount of \$247,000 to Hess Construction and Engineering Services for the various facility improvements at Westbrook Elementary School contingent upon approval of a supplemental appropriation by the Montgomery County Council; and be it further

Resolved, That this resolution be forwarded to the county executive and County Council for consideration and approval.

Re: **DISCUSSION**

Dr. Docca suggested that the Policy Committee review Policy CNE to determine equity.

RESOLUTION NO. 526-12

Re: **BEL PRE ELEMENTARY SCHOOL—
CONSERVATION DEED OF EASEMENT**

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

WHEREAS, The Maryland-National Capital Park and Planning Commission has requested an amendment to a Conservation Deed of Easement at Bel Pre Elementary School, located at 13801 Rippling Brook Drive in Silver Spring, in connection with the school construction project; and

WHEREAS, The proposed amendment is necessary to accommodate the school modernization by modifying the areas protected by Category I Conservation Easement and increasing the total acreage protected; and

WHEREAS, The proposed conservation easement will protect and prevent any alteration, construction, or destruction of sensitive environmental area contained in 2.04 acres within the school site; and

WHEREAS, The proposed conservation easement will not affect any land that may be used for school programming or recreational activities and will benefit both the school site and the community by preserving sensitive environmental areas; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Conservation Deed of Easement consisting of 2.04 acres with the Maryland-National Capital Park and Planning Commission at Bel Pre Elementary School.

RESOLUTION NO. 527-12 Re: **LAYTONSVILLE ELEMENTARY SCHOOL—
GRANT OF RIGHT-OF-WAY**

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

WHEREAS, The state of Maryland requested a grant of right-of-way along Laytonsville Road (Maryland Route 108) for road improvements along the frontage of Laytonsville Elementary School, located at 21401 Laytonsville Road in Gaithersburg; and

WHEREAS, The proposed road improvements require a grant of right-of-way consisting of 1,466 square feet; and

WHEREAS, All construction and future maintenance will be undertaken by Natelli Communities or their contractors on behalf of the Maryland State Highway Administration at no cost to the Board of Education, with Natelli Communities assuming liability for all damages or injury; and

WHEREAS, The grant of right-of-way will benefit Laytonsville Elementary School and the surrounding community by improving pedestrian and vehicular safety and providing improved storm drainage and will not affect any land that may be used for school programming or recreational activities; and

WHEREAS, Natelli Communities has offered \$2,892 to the Board of Education as consideration for this grant; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Deed of Donation to the state of Maryland State Highway Administration of the Maryland Department of Transportation creating a right-of-way for the purposes of public improvements consisting of 1,466 square feet along Laytonsville Road (Maryland Route 108) in front of Laytonsville Elementary School.

RESOLUTION NO. 528-12 Re: **APPROVAL OF CONTRACT—EMORY
GROVE HOLDING CENTER
IMPROVEMENTS PROJECT**

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

WHEREAS, On January 10, 2012, the Board of Education approved the selection of the Emory Grove Center as the new holding center in the upcounty area; and

WHEREAS, Facility improvements are needed at the Emory Grove Holding Center to serve as a holding center for elementary schools; and

WHEREAS, Facility improvements include the renovation and expansion of core spaces, such as the administrative office, multipurpose room, kitchen, and instructional media center along with improvements to the existing mechanical, electrical, and plumbing systems; and

WHEREAS, Funds are available in the Rehabilitation/Renovation of Closed Schools Program in the Fiscal Year 2013–2018 Capital Improvements Program; and

WHEREAS, The following sealed bids were received on December 4, 2012, for the Emory Grove Holding Center Improvements Project:

<u>Bidder</u>	<u>Amount</u>
North Point Builders, Inc.	\$1,682,000
CFI Construction Corporation	1,711,198
William F. Klingensmith, Inc.	1,775,000
Henley Construction Company, Inc.	1,836,000
Keller Brothers, Inc.	1,858,000
Tuckman-Barbee Construction Company, Inc.	1,959,000
Smith & Haines, Inc.	1,985,000
Maggin Construction Company, Inc.	2,102,100
DuBois Construction, Inc.	2,112,133

And

WHEREAS, The goal for Maryland Department of Transportation-certified Minority Business Enterprise participation established for this project was 10 percent; and

WHEREAS, The low bidder, North Point Builders, Inc. has submitted 14.7 percent Maryland Department of Transportation-certified Minority Business Enterprise participation, of which 7.1 percent is African American and 7.6 percent is other minority-owned; and

WHEREAS, North Point Builders, Inc. has completed similar work successfully for other jurisdictions; now therefore be it

Resolved, That a \$1,682,000 contract be awarded to North Point Builders, Inc. for the Emory Grove Holding Center Improvements Project, in accordance with drawings and specifications prepared by The K Group Architects.

RESOLUTION NO. 529-12

Re: **APPOINTMENT OF TRUSTEE TO MCPS
EMPLOYEES' RETIREMENT AND PENSION
SYSTEMS TRUST**

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

WHEREAS, On September 24, 2012, the Board of Education amended the Trust Agreements for Montgomery County Public Schools Retirement and Pension Systems to authorize the appointment of additional trustees to the Retirement System Trust and the Other Post-Employment Benefits Trust; and

WHEREAS, Staff considered the qualifications of the newly appointed Montgomery County Public Schools controller; and

WHEREAS, Mrs. Bei (Susan) Chen is recommended to fill the trustee position, based on her Master's degree in Finance from the University of Maryland, her license as a certified public accountant, and her 10 years of experience with the investment program's accounting; now therefore be it

Resolved, That Mrs. Bei (Susan) Chen be appointed to the vacant trustee position for the Employees' Retirement and Pension Systems Trust and for the Other Post-Employment Benefits Trust for a term ending June 30, 2015.

RESOLUTION NO. 530-12

Re: **OFFICE OF HUMAN RESOURCES AND
DEVELOPMENT MONTHLY REPORT**

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

WHEREAS, The educators and others who are employed by Montgomery County Public Schools are key partners in the important work and achievements of the school system; now therefore be it

Resolved, That the Board of Education approves the monthly Human Resources and Development Report with its listings identifying new employees, employee resignations, and other employee status updates; and be it further

Resolved, That the members of the Board of Education and the superintendent of schools express their condolences to families of deceased employees; and be it further

Resolved, That this resolution be made a part of the minutes of this meeting.

RESOLUTION NO. 531-12 Re: **DEATH OF MS. FAITH A. GRIFFIN,
BUILDING SERVICE ASSISTANT MANAGER
POOLESVILLE ELEMENTARY SCHOOL**

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

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

WHEREAS, The death on November 3, 2012, of Ms. Faith A. Griffin, building service assistant manager at Poolesville Elementary School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 29.7 years Ms. Griffin had worked for Montgomery County Public Schools, she demonstrated patience in a positive work atmosphere and responded to inquiries and requests in a timely manner; and

WHEREAS, Ms. Griffin contributed in creating and maintaining a positive and safe environment for students and staff; 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. Griffin 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. Griffin's family.

RESOLUTION NO. 532-12 Re: **DEATH OF MS. VALERIE L. MULLOON,
INSTRUCTIONAL SPECIALIST, EARLY
CHILDHOOD DISABILITIES CHILD FIND**

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

WHEREAS, The death on November 29, 2012, of Ms. Valerie Mulloon, instructional specialist in Early Childhood Disabilities, Child Find, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 38.3 years Ms. Mulloon had worked for Montgomery County Public Schools, she was a calm, steady presence and served in multiple roles for the Child Find office and worked effectively with parents, professionals, and support staff members; and

WHEREAS, Ms. Mulloon maintained community contacts that increased Child Find

referrals and connected MCPS preschool special education services to the wider early childhood community in Montgomery County; 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. Mulloon 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. Mulloon's family.

RESOLUTION NO. 533-12 Re: **APPOINTMENT**

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:

Resolved, That the following personnel appointment be approved effective December 12, 2012:

Cara D. Grant as supervisor, PreK-12 Health and Physical Education,
Department of Curriculum and Instruction

Re: **MONTHLY FINANCIAL REPORT**

Mr. Larry Bowers, chief operating officer, stated that this financial report reflects the actual financial condition of Montgomery County Public Schools (MCPS) as of October 31, 2012, and projections through June 30, 2013, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$350,000, and expenses have a projected surplus of \$11,500,000.

Due to Fiscal Year (FY) 2011 comprehensive expenditure restrictions, MCPS ended the year with an expenditure surplus. The FY 2012 Operating Budget included a fund balance of \$17 million of the total savings as a source of appropriation, leaving a fund balance of \$11.9 million. This balance, together with the FY 2012 expenditure and revenue surplus of \$28.6 million, equals \$40.5 million that will be available to fund future operating budgets. The County Council used \$17 million of the fund balance as a source of revenue for the FY 2013 Operating Budget, leaving an available balance of \$23.5 million. The expectation is that the available fund balance will be used for appropriation over several years to avoid any sudden increase in the need for local contribution to replace fund balance as a revenue source. Staff will continue to closely monitor both revenues and expenditures.

Re: **SEVEN KEYS TO COLLEGE AND CAREER
READINESS UPDATE/DISCUSSION OF
ANNUAL REPORT**

Dr. Starr invited the following people to the table: Dr. Susan F. Marks, acting associate superintendent, Office of Shared Accountability. Mrs. Stephanie P. Williams, director of the Department of Policy, Records and Reporting, Dr. Kecia Addison-Scott, supervisor of applied research, and Mrs. Suzanne M. Woertz, supervisor of testing, Office of Shared Accountability.

Each year, the Montgomery County Board of Education reviews the school district's progress on important data points. These data points support the five goals of *Our Call to Action: Pursuit of Excellence*, the current strategic plan for Montgomery County Public Schools (MCPS). The Annual Report on the strategic plan is published yearly and provides a panoramic view of system progress. The report reflects the efforts of every MCPS staff member.

Our Call to Action: Pursuit of Excellence's five goals—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—have guided the work of MCPS by providing a framework for monitoring the effectiveness of both academic and operational reforms. Review of the milestones and data points identifies both reason for celebration and opportunities for continued improvement.

This year's Annual Report is a retrospective review of progress on the strategic plan approved by the Board in June 2011. The Seven Keys to College and Career Readiness (Seven Keys) 2012 data points, which represent the focus of much of the system's efforts during the past few years, are highlighted in the document. Work currently is underway to renovate the strategic plan. By the end of 2013, the MCPS strategic plan will reflect changes in new accountability measures, the rollout of the Common Core State Standards (CCSS), and the revised core values and strategic direction from the Board.

It is important to note that while there is progress on many measures in the report and in the Seven Keys data, there continues to be persistent gaps in numerous areas that require our focused attention. Moving forward with the strategic planning work, work will continue toward eliminating gaps so that every student truly leaves MCPS ready for college and/or career.

Structure of the Annual Report

Goal 1: Ensure Success for Every Student. The achievement of individual and groups of students is the focus of the first goal. Current systemwide efforts are focused on providing increased support to schools by developing and implementing a

comprehensive school support and improvement framework.

Goal 2: Provide an Effective Instructional Program. Goal 2 addresses the programmatic aspects of our school system. Performance in this area is enhanced by standards-based curriculum and assessments, strategies that support the delivery of services for students with disabilities, and access to a continuum of accelerated and enriched instruction for highly able students. The rollout of Curriculum 2.0 and the CCSS implementation will provide direction for this goal in the future.

Goal 3: Strengthen Productive Partnerships for Education. Goal 3 focuses on strengthening family-school partnerships and supporting parents as full partners and effective advocates in their child's education. With the new MCPS organization, the new position of chief engagement and partnership officer, and the strategic priority focusing on community engagement, there is likely to be significant rethinking about which data points to include for the Annual Report.

Goal 4: Create a Positive Work Environment in a Self-renewing Organization. Building the capacity of staff to work efficiently and effectively to achieve results is still at the core of our work. Critical work in these areas includes efforts to build the knowledge and skills of all staff through high-quality professional development. The reorganization of the central office and the new Office of Professional Development and School Support underscores the importance of continuous improvement and a high-quality workforce.

Goal 5: Provide High-quality Business Services that Are Essential to the Educational Success of Students. MCPS values and has been recognized for its high-quality business services that are essential to the educational success of our students.

Seven Keys to College and Career Readiness

In 2008, MCPS identified a pathway—Seven Keys—that would help prepare students for college or the 21st century workplace beginning in elementary school. Attainment of these research-based benchmarks increases the likelihood of students equipped to engage in college-level work. The Seven Keys also are predicated upon national research that consistently indicates that the rigor of a student's high school curriculum is one of the prime factors in predicting whether a college freshman will go on to complete a bachelor's degree. The Seven Keys are embedded in the strategic plan, which identifies the keys' performance targets that raise expectations and standards in an effort to realize the goal that student and school performance will not be predictable by race/ethnicity, language proficiency, disability, or socioeconomic status. The Seven Keys are more demanding than the Maryland state high school graduation requirements.

With the anticipated revisions to the MCPS Strategic Plan, *Our Call to Action: Pursuit of Excellence*, changes in the accountability measures, and the rollout of the Common Core State Standards, some of the reported data points will change in the future. Keys

1, 2, and 3 are in transition. The system is moving from the TerraNova, second edition, to Measures of Academic Progress–Reading. Key 2 is expected to transition from MSA to the new Partnership for Assessment of Readiness for College and Careers assessments in 2015. Key 3 will be modified due to the implementation of Curriculum 2.0. Additionally, data derived from Gallup in the form of employee and student engagement surveys will be new sources of data that measure the engagement level of staff and students in the classroom and may be included as a data point. The research supports the idea that an engaged workforce yields better results and creates the kind of environment for learning to take place. This spring, parents also will be asked to participate in a new survey that emphasizes the engagement of parents and the community. As MCPS transitions to new targets, the Office of Shared Accountability will continue to produce performance reports on key data points.

Re: **DISCUSSION**

Mr. Barclay noted that staff will use advanced measures in MSAs to determine the achievement gaps. His question was what does MCPS do with the data? Dr. Starr said that better data helps staff ask better questions. This data reflects individual students, and the data will help schools to develop the right focus strategies.

Mr. Barclay thought there was a level of looking at the data to determine what is to be done. Is the system drilling down to determine the schools and teachers when African-American and Latinos score on the advanced MSA? What is the difference to those students who scored basic or proficient? Dr. Starr stated that it is the learning environment in the school, such as consistent practices, clear focus, professional development, good assessments, school improvement strategies, and good leadership.

Ms. Brandman noted that the system is on the right trajectory, but there is a need to accelerate the process. Dr. Narvaez stated that there is a need to take a deliberate look at those practices that get great results. Then, there is a need to replicate and accelerate those practices. Principals and staff can network those practices that build learning and leverage expertise across offices.

Mr. Barclay asked about MCPS students graduating from college even though there are a multitude of reasons why a student does not complete college. The challenge is that MCPS graduates students but are they ready to be successful in college without remediation.

Mrs. O'Neill pointed out that there is concern about math and Curriculum 2.0; however, the data presented does not reflect Curriculum 2.0. The root of the matter is will students be ready to complete algebra by at least Grade 8. Algebra is a key to advanced science, advanced placement scores, and success on the SAT. However, there is a significant achievement gap among racial and ethnic groups.

Dr. Docca support the comments of her colleagues. MCPS has a good graduation rate,

but what can the students do after graduation. She commented that there is a need to analyze the racial and ethnic groups to know who needs academic intervention since African and Caribbean students do well in MCPS. Ms. Gemberling at a MABE conference reported that in one jurisdiction the African-American students were sorted by social-economics, and those results were examined to determine which students needed academic interventions.

Regarding special education, Mr. Kauffman asked if the system was getting results for those students. Are the programs working for special education students? Dr. Statham replied that the Office of Shared Accountability will be evaluating programs and reviewing interventions.

Mr. Kauffman asked about gifted and talented screening. Looking at the data on the racial and ethnic screening numbers, how can the achievement gap be closed.

Ms. Smondrowski commented on special education. She would like to see more of a breakdown on how students are doing in various programs to verify success. Are the IEPs followed and progress is measured? All aspects need to be reviewed to assure that students can be successful in their programs.

Mr. Durso noted the pressure of middle schools to enroll students in algebra. Are there commonality of certain groups and percentages that are predictable? Does the system analyze the turnover in facility? There are pressures on high schools to achieve graduation rates. There are certainly more questions than answers. It is very complex, and there are a lot of questions.

Ms. Brandman asked about graduation rates and student dropouts. Are these percentages compared? Does the data point account for those students who have dropped out? Dr. Starr stated that he has asked staff to back map the profile of a drop out in order to understand the patterns or experiences of a drop out student.

Ms. Brandman wanted to know what the triggers are if a high school does not meet graduation targets. Dr. Starr stated that schools are reviewed individually based on the school's need and improvement plan.

Mr. Barclay asked why there was low SAT participation. Dr. Starr reported that over 60 percent of the student took the ACT. Mr. Barclay thought the memorandum on SAT should have an asterisk noting that fact.

RESOLUTION NO. 534-12 Re: **FUTURE CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Mr. 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 Tuesday, January 8, 2013, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, to meet from 9:00 to approximately 10:00 a.m. and 12:30 to approximately 1:30 p.m.; and be it further

Resolved, That the Board of Education anticipates that the closed session will include a discussion of personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article* and Section 4-107(d) of the *Education Article*; the review and adjudication of appeals in its quasi-judicial capacity; consultation with counsel to obtain legal advice on those appeals, as permitted under Section 10-508(a)(7) of the *State Government Article*; a discussion of matters constituting an administrative function outside the purview of the *Open Meetings Act* (Section 10-502(b) of the *State Government Article*); and the Board will publish a more detailed Resolution for Closed Session when particular topics for discussion are identified; and be it further

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

RESOLUTION NO. 535-12 Re: **REPORT OF PREVIOUS CLOSED SESSION**

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

On November 13, 2012, the Board of Education voted unanimously to conduct a closed session, as permitted under the *Education Article* Section 4-107(d) and *State Government Article* Section 10-508(a), et seq., of the *Annotated Code of Maryland*.

The Board of Education of Montgomery County met in closed session on November 13, 2012, from 9:03 a.m. to 1:05 p.m. in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, and:

1. Reviewed and received legal advice on the Decisions and Orders in Appeals 2011-45, 2011-49, 2012-6, NEC-2012-63, T-2012-64, T-2012-65, and NEC-2012-66, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*.
2. Received legal advice and considered and/or adjudicated the following appeals involving student placement and early entrance to kindergarten: 2012-19 and 2012-29, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*, with a subsequent vote in open session.

3. Engaged the superintendent of schools in a dialogue reflecting on the superintendent's performance, which is an administrative function outside the purview of the *Open Meetings Act*.
4. Received a briefing by the superintendent of schools on the Monthly Human Resources and Development Report and individual candidates for appointment as controller, Department of Financial Services, and coordinator, Office of Shared Accountability, with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.
5. Received a briefing by staff and discussed ongoing collective bargaining negotiations and matters that relate to the negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article*.
6. Received a briefing from the superintendent of schools on operating budget strategies, which is an administrative function outside the purview of the Open Meetings Act.

In attendance at the 9:03 a.m. closed session were Chris Barclay, Laura Berthiaume, Shirley Brandman, Judy Docca, Michael Durso, Phil Kauffman, John Mannes, Patricia O'Neill, Roland Ikheloa, Suzann King, Glenda Rose, Laura Steinberg, and Patrick Clancy. At 9:36 a.m. Mr. Clancy left the meeting and the following staff joined the Board: Larry Bowers, Brian Edwards, Beth Schiavino-Narvaez, Joshua Starr, Kimberly Statham, and Dana Tofig.

RESOLUTION NO. 536-12

Re: **CALENDAR OF MAJOR EVENTS FOR THE ELECTION OF THE 36TH STUDENT**

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

The Montgomery County Region of the Maryland Association of Student Councils submits for your review a calendar of major events for the election of the student member of the Board of Education.

CALENDAR OF MAJOR EVENTS

Advertising period	December 5, 2012–January 24, 2013
Filing period	January 2–24, 2013
Nominating convention	March 7, 2013
Town meeting*	March 7, 2013
General campaign period	March 7–April 24, 2013
General election	April 24, 2013

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

Resolved, That the Montgomery County Board of Education approves the calendar of major events for the election of the 36th student member of the Board of Education as proposed by the Montgomery County Region of the Maryland Association of Student Councils.

RESOLUTION NO. 537-12 Re: **APPOINTMENTS TO THE FISCAL
MANAGEMENT COMMITTEE**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

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

WHEREAS, Mr. Michael Durso's term expired on November 30, 2012; and

WHEREAS, Mr. Christopher Barclay was appointed to serve until November 30, 2013; and

WHEREAS, Mr. Philip Kauffman was appointed to serve until November 30, 2014; and

WHEREAS, Mr. Philip Kauffman's term as chairperson expired on November 30, 2012; now therefore be it

Resolved, That Mr. Michael Durso be appointed to serve until November 30, 2015; and be it further

Resolved, That Mr. Philip Kauffman be appointed to serve as chairperson of the Fiscal Management Committee until November 30, 2013.

RESOLUTION NO. 536-12 Re: **APPOINTMENTS TO THE STRATEGIC
PLANNING COMMITTEE**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

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

WHEREAS, Dr. Judith Docca's term expired on November 30, 2012; and

WHEREAS, Mr. Michael Durso was appointed to serve until November 30, 2013; and

WHEREAS, Mrs. Patricia O'Neill was appointed to serve until November 30, 2014; and

WHEREAS, Mr. Michael Durso's term as chairperson expired on November 30, 2012; now therefore be it

Resolved, That Ms. Shirley Brandman be appointed to serve until November 30, 2015; and be it further

Resolved, That Mr. Michael Durso be appointed to serve as chairperson of the Strategic Planning Committee until November 30, 2013.

RESOLUTION NO. 539-12 Re: **APPOINTMENTS TO THE POLICY COMMITTEE**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

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

WHEREAS, Mrs. Patricia O'Neill's term expired on November 30, 2012; and

WHEREAS, Ms. Shirley Brandman was appointed to serve until November 30, 2013; and

WHEREAS, Mr. Christopher Barclay was appointed to serve until November 30, 2014, but will not be completing his term on the committee; and

WHEREAS, Mr. John Mannes was appointed to serve until June 30, 2013; and

WHEREAS, Mrs. Patricia O'Neill's term as chairperson expired on November 30, 2012; now therefore be it

Resolved, That Mrs. Patricia O'Neill be appointed to serve until November 30, 2015; and be it further

Resolved, That Mrs. Rebecca Smondrowski be appointed to serve until November 30, 2014; and be it further

Resolved, That Mrs. Patricia O'Neill be appointed to serve as chairperson of the Policy Committee until November 30, 2013.

RESOLUTION NO. 540-12 Re: **APPOINTMENTS TO THE
COMMUNICATIONS AND PUBLIC
ENGAGEMENT COMMITTEE**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

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

WHEREAS, Dr. Judith Docca's term expired on November 30, 2012;
and

WHEREAS, Mr. Michael Durso was appointed to serve until November 30, 2013, but will not be completing his term on the committee; and

WHEREAS, Ms. Brandman was appointed to serve until November 30, 2014, but will not be completing her term on the committee; and

WHEREAS, Dr. Judith Docca's term as chairperson expired on November 30, 2012;
now therefore be it

Resolved, That Dr. Judith Docca be appointed to serve until November 30, 2015; and be it further

Resolved, That Mr. Christopher Barclay be appointed to serve until November 30, 2014; and be it further

Resolved, That Mrs. Rebecca Smondrowski be appointed to serve until November 30, 2013; and be it further

Resolved, That Dr. Judith Docca be appointed to serve as chairperson of the Communications and Public Engagement Committee until November 30, 2013.

RESOLUTION NO. 541-12 Re: **APPOINTMENTS TO THE COMMITTEE ON
SPECIAL POPULATIONS**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

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

WHEREAS, Ms. Shirley Brandman's term expired on November 30, 2012; and

WHEREAS, Mr. Philip Kaufman was appointed to serve until November 30, 2014; and

WHEREAS, Ms. Laura Berthiaume was appointed to serve until November 30, 2013, and her term of office ended on November 30, 2012; and

WHEREAS, Ms. Laura Berthiaume's term as chairperson expired on November 30, 2012; now therefore be it

Resolved, That Dr. Judith Docca be appointed to serve until November 30, 2013; and be it further

Resolved, That Ms. Shirley Brandman be appointed to serve until November 30, 2015; and be it further

Resolved, That Ms. Shirley Brandman serve as chairperson of the Committee on Special Populations until November 30, 2013.

RESOLUTION NO. 542-12 Re: **MINUTES**

On motion of Mr. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously:

Resolved, That the Board of Education approve the minutes of its meeting on September 13, September 27, October 9, October 11, October 22, October 25, November 12, And November 15, 2012.

Re: **BOARD COMMITTEE UPDATES**

There were no committee updates.

Re: **NEW BUSINESS**

There was no new business.

Re: **ITEMS OF INFORMATION**

The following documents were available:

1. Legal Fees Report
2. Construction Progress Report
3. Update on Contract Awards For On-Call Heating, Ventilation, and Air Conditioning Replacement Services And On-Call Construction Services

RESOLUTION NO. 543-12 Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of December 11, 2012, at 4:15 p.m.

PRESIDENT

SECRETARY

JPS:gr

Resolution	Barclay	Brandman	Docca	Durso	Kauffman	Mannes	O'Neill	Smondrowski

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