Rockville, Maryland June 24, 1991

APPROVED 40-1991

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Monday, June 24, 1991, at 5:35 p.m.

ROLL CALL Present: Mr. Blair G. Ewing, President

in the Chair

Mrs. Frances Brenneman

Mr. David Chang* Dr. Alan Cheung

Mrs. Sharon DiFonzo*
Mrs. Carol Fanconi
Ms. Ana Sol Gutierrez
Mrs. Catherine E. Hobbs

Absent: None

Others Present: Dr. Paul L. Vance, Deputy Superintendent

Mr. Thomas S. Fess, Parliamentarian

#indicates student vote does not count. Four votes are needed for adoption.

Re: ANNOUNCEMENTS

Mr. Ewing announced that the Board had been meeting in executive session. Dr. Pitt had another commitment and was being represented by Dr. Vance. Mrs. DiFonzo and Mr. Chang would be arriving later.

RESOLUTION NO. 516-91 Re: BOARD AGENDA - JUNE 24, 1991

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

RESOLVED, That the Board of Education approve its agenda for June 24, 1991.

Re: PRESENTATION OF MARK MANN AWARD

Dr. Vance announced that this was the first annual Mark Mann Award to be presented to an individual demonstrating the qualities of the late Dr. Mann. Mrs. Lois E. Bell, principal of Summit Hall Elementary School, was the recipient of the award. Mrs. Bell expressed her appreciation for the honor bestowed on her.

*Mr. Chang joined the meeting at this point.

RESOLUTION NO. 517-91 Re: PROCUREMENT CONTRACTS MORE THAN \$25,000

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Ms. Gutierrez, the following resolution was adopted unanimously#:

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

RESOLVED, That having been duly advertised, the following contracts be awarded to the low bidders meeting specifications as shown for the bids as follows:

91-06	Child Care Referral Service AWARDEE Child Care Connection	\$50,000
174-91	Art Equipment and Supplies for Sherwood High School AWARDEES Adcom, Inc. Bailey Pottery Equipment Corporation Brodhead-Garrett Company Chaselle, Inc. Dick Blick East Graves-Humphreys, Inc. Kunz, Inc. Latta's, Inc. Modern School Supplies, Inc. P & L Products Service Reproduction Company Total Audio-Visual Systems, Inc. Nelson C. White Company	\$ 5,160* 5,379 777 7,366 999 90 1,027 116 215 83 2,964 309* 4,134* 242
	Total	\$28,861
	MORE THAN \$25,000	\$78,861

^{*}Denotes MFD vendors

RESOLUTION NO. 518-91 Re: AWARD OF CONTRACTS FOR VARIOUS MAINTENANCE PROJECTS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, Sealed bids for various maintenance projects funded from Planned Life-cycle Replacement (PLAR) capital funds were received on May 30 and 31, 1991, in accordance with MCPS procurement

practices, with work scheduled to commence as soon as possible and be completed by the end of August, 1991; and

WHEREAS, Details of each bid activity are available in the Department of School Facilities; and

WHEREAS, All the low bids are below budget estimates, the low bidders have completed similar projects successfully, and sufficient funds are available to award the contracts; now therefore be it

RESOLVED, That contracts be awarded to the low bidders for the projects and for the amounts listed below:

PROJECT AMOUNT

Resilient Flooring and Accessories

Cresthaven, Maryvale, and Wayside elementary schools and Robert Frost Intermediate School

LOW BIDDER: Carpet Fair, Inc.

\$22,160.70

Carderock Springs and Woodlin elementary schools
LOW BIDDER: Interiors Unlimited

4,218.75

Replace Rooftop HVAC Units

North Lake Center

LOW BIDDER: W. B. Maske Sheet Metal Works, Inc. 22,904.00

Wayside Elementary School LOW BIDDER: R. M. Thornton, Inc.

13,749.00

RESOLUTION NO. 519-91 Re: ENERGY MANAGEMENT SYSTEM INSTALLATION AT POOLESVILLE JUNIOR/SENIOR HIGH SCHOOL

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, Sealed bids from the following vendors were received on June 6, 1991, to install an energy management system at Poolesville Junior/Senior High School:

BIDDER AMOUNT

Barber-Colman Pritchett, Inc. Systems 4, Inc. \$104,003 111,810 and

WHEREAS, The installation will commence in July and be completed by February 2, 1992; and

WHEREAS, The low bidder, Barber-Colman Pritchett, Inc., has successfully completed similar projects for Montgomery County Public Schools; and

WHEREAS, The low bid is below the staff estimate of \$109,500 and sufficient funds are available to award this contract; now therefore be it

RESOLVED, That a \$104,003 contract be awarded to Barber-Colman Pritchett, Inc., for the installation of an energy management system at Poolesville Junior/Senior High School, in accordance with plans and specifications developed by Von Otto and Bilecky, Professional Corporation.

RESOLUTION NO. 520-91 Re: CABLE TV/TELECOMMUNICATIONS NETWORK INSTALLATIONS AT CARDEROCK SPRINGS, DR. CHARLES R. DREW, AND SOMERSET ELEMENTARY SCHOOLS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, The following sealed bids for cable TV/ telecommunications network installations were received on June 11, 1991:

SCHOOL	BIDDER		BID
Carderock Springs ES	B & L Services, Inc. Lite-Way Communications,	Inc.	\$ 9,050 12,956
Dr. Charles R. Drew ES	B & L Services, Inc. Lite-Way Communications,	Inc.	12,300 17,560
Somerset ES	B & L Services, Inc. Lite-Way Communications,	Inc.	10,100 13,660

and

WHEREAS, The low bidder, B & L Services, Inc., has successfully completed similar projects for Montgomery County Public Schools; and

WHEREAS, The low bids are below the staff estimate of \$36,500 for the three elementary schools, and funds are available to award the contracts; now therefore be it RESOLVED, That a \$31,450 contract be awarded to B & L Services, Inc., for the installation of cable TV/telecommunications networks at Carderock Springs, Dr. Charles R. Drew, and Somerset elementary schools.

RESOLUTION NO. 521-91 Re: CONTINUATION OF ENGINEERING SERVICES - ENERGY MANAGEMENT AUTOMATION SYSTEMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, Engineering services for the performance of energy audits and the design of recommended conservation measures are required in each school; and

WHEREAS, Engineering services for the design and administration of construction contracts are necessary for the installation of energy management automation systems in all schools; and

WHEREAS, Von Otto & Bilecky, Professional Corporation, was the successful bidder through the Architect/Engineer Selection Procedures approved by the Board of Education; and

WHEREAS, This firm has provided satisfactory engineering services for these purposes; now therefore be it

RESOLVED, That the Board of Education extend the contractual agreement, for an amount not to exceed \$175,000 annually, with the firm of Von Otto & Bilecky, Professional Corporation, for the performance of energy audits and the design of recommended conservation measures, and for the design and administration of construction contracts for Energy Management Automation Systems in Montgomery County Public Schools.

RESOLUTION NO. 522-91 Re: AWARD OF CONTRACT - PINE CREST ELEMENTARY SCHOOL

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, Bids were received on June 12, 1991, for the modernization and addition to Pine Crest Elementary School, which will begin in July and be completed by August 1, 1992:

BIDDER AMOUNT

1.	V. F. Pavone	Construction	Company	\$3,368,500
2.	Falls Church	Construction	Corporation	3,390,000
3.	Coaklev & Wil	lliams Constru	action Co., Inc.	3,466,800

4.	Caldwell and Santmyer, Inc.	3,504,200
5.	Henley Construction Co., Inc.	3,564,815
6.	Dustin Construction, Inc.	3,594,300
7.	Northwood Contractors, Inc.	3,596,000
8.	Triangle General Contractors, Inc.	3,617,000
9.	Columbia Construction Company, Inc.	3,645,500

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and

WHEREAS, The low bidder, V. F. Pavone Construction Company, has made a significant error in their bid tabulation and has requested that their bid be withdrawn; and

WHEREAS, The second low bidder, Falls Church Construction Corporation, has successfully completed similar work in other local jurisdictions and their bid is below the staff estimate of \$4,300,000; now therefore be it

RESOLVED, That a \$3,390,000 contract be awarded to Falls Church Construction Corporation for the modernization and addition to Pine Crest Elementary School, in accordance with plans and specifications prepared by Bowie-Gridley Architects.

RESOLUTION NO. 523-91 Re: RELOCATION OF LEASED MODULAR CLASSROOMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, On June 14, 1991, the following bid was received to relocate leased modular classrooms this summer:

BIDDER AMOUNT

J & L Services \$85,795

and

WHEREAS, J & L Services has performed similar projects satisfactorily for Montgomery County Public Schools; and

WHEREAS, Although only one bid was received, it is below the staff estimate of \$88,000; now therefore be it

RESOLVED, That an \$85,000 contract be awarded to J & L Services for the relocation of leased modular classrooms at various locations, in accordance with plans and specifications prepared by the Department of School Facilities in conjunction with Fox/Hanna Architects.

RESOLUTION NO. 524-91 Re: RELOCATION OF LOCALLY-OWNED MODULAR CLASSROOMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, On June 14, 1991, the following bid was received to relocate locally-owned modular classrooms this summer:

BIDDER AMOUNT

Commercial Modular Systems, Inc.

\$99,490

and

WHEREAS, CMSI has performed similar projects satisfactorily for Montgomery County Public Schools; and

WHEREAS, Although only one bid was received, it is below the staff estimate of \$120,000; now therefore be it

RESOLVED, That a \$99,490 contract be awarded to Commercial Modular Systems, Inc., for the relocation of locally-owned modular classrooms at various locations, in accordance with plans and specifications prepared by the Department of School Facilities in conjunction with Fox/Hanna Architects.

RESOLUTION NO. 525-91 Re: ELECTRIC SERVICE FOR MODULAR CLASSROOMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, On June 17, 1991, the following bids were received for electric service to modular classrooms that will be relocated this summer:

BIDDER AMOUNT

1.	Paul J. Vignola Co., Inc.	\$124,837
2.	K. W. Electric Construction, Inc.	210,710
3.	J. Shaw Construction, Inc.	234,510

and

WHEREAS, Paul J. Vignola Co., Inc., has performed similar projects satisfactorily for Montgomery County Public Schools; and

WHEREAS, The bid is below the staff estimate of \$155,000; now therefore be it

RESOLVED, That a \$124,837 contract be awarded to Paul J. Vignola Co., Inc., for electric service to modular classrooms at various locations, in accordance with plans and specifications prepared by the Department of School Facilities.

RESOLUTION NO. 526-91 Re: AWARD OF CONTRACT - STEPS, RAMPS, DECKS, SKIRTING AND CANOPIES FOR MODULAR CLASSROOMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, On June 17, 1991, the following bids were received for steps, ramps, decks, skirting, and canopies for modular classrooms that will be relocated this summer:

	BIDDER	AMOUNT
2. 3.	H & H Enterprises J. Shaw Construction, Inc. H. V. Lancon Construction Co. Hanlon Construction Co., Inc.	\$ 79,900 153,335 188,400 451,750

and

WHEREAS, H & H Enterprises has performed similar projects satisfactorily for Montgomery County Public Schools; and

WHEREAS, The bid is below the staff estimate of \$120,000; now therefore be it

RESOLVED, That a \$79,900 contract be awarded to H & H Enterprises for steps, ramps, decks, shirting, and canopies for modular classrooms, in accordance with plans and specifications prepared by the Department of School Facilities.

RESOLUTION NO. 527-91 Re: UNIT VENTILATORS FOR STATE-OWNED MODULAR CLASSROOMS

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

WHEREAS, On June 6, 1991, the following bids were received for unit ventilators for state-owned modular classrooms that will be relocated this summer:

3 3 4 0 7 7 3 7 7 7

BIDDER	AMOUNT
 Shapiro & Duncan, Inc. G. Leonard Daymude Co., Inc. CMSI J & L Services 	\$52,648 57,600 69,930 77,100

and

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WHEREAS, The bid is within the staff estimate of \$60,000, and the State Interagency Committee has agreed to fund the entire cost; and

WHEREAS, Shapiro & Duncan, Inc., has performed similar projects satisfactorily for Montgomery County Public Schools; now therefore be it

RESOLVED, That a \$52,648 contract be awarded to Shapiro & Duncan, Inc., for purchase and installation of unit ventilators at state-owned modular classrooms, in accordance with plans and specifications prepared by the Department of School Facilities in conjunction with Fox/Hanna Architects; and be it further

RESOLVED, That a copy of this bid be forwarded to the State Interagency Committee for formal approval.

RESOLUTION NO. 528-91 Re: ARCHITECTURAL CONTRACT EXTENSION - ROCK CREEK FOREST ELEMENTARY SCHOOL (PHASE II)

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted with Mrs. Brenneman, Dr. Cheung, (Mr. Chang), Mr. Ewing, Mrs. Fanconi, and Ms. Gutierrez voting in the affirmative; Mrs. Hobbs voting in the negative#:

WHEREAS, It is necessary to obtain professional and technical services during the design and construction phases of the proposed five-classroom addition to Rock Creek Forest Elementary School that was master planned as Phase II of the addition completed in September, 1989; and

WHEREAS, Funds for architectural planning were appropriated as part of the FY 1992 capital budget; and

WHEREAS, Staff has negotiated a fee with the architect of the 1989 addition to Rock Creek Forest Elementary School and recommends retention of that firm to provide design and construction administration services for the phase II classroom addition; now therefore be it

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RESOLVED, That the Board of Education approve an increase of \$42,500 to the contract with Arley J. Koran, Inc., to provide professional design and construction administration services for the Rock Creek Forest Elementary School Phase II addition project, which is 9.2 percent of the estimated construction cost.

RESOLUTION NO. 529-91 Re: UTILIZATION OF FY 1992 FUTURE SUPPORTED PROJECT FUNDS FOR PROJECT VIEW

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously#:

RESOLVED, That the superintendent of schools be authorized to receive and expend within the FY 1992 Provision for Future Supported Projects a grant award of \$30,883 from the Montgomery County Private Industry Council (PIC) under the Job Training Partnership Act (JTPA) for the Vocational Interest Exploration Workshop (Project View) in the following categories:

	CATEGORY	AMOUNT
04 10	Special Education Fixed Charges	\$28,700 2,183
	TOTAL	\$30,883

and be it further

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

RESOLUTION NO. 530-91 Re: PERSONNEL TRANSFER AND APPOINTMENTS

On recommendation of the superintendent and on motion of Dr. Cheung seconded by Mrs. Fanconi, the following resolution was adopted unanimously:

RESOLVED, That the following personnel transfer and appointments be approved:

TRANSFER FROM TO

Executive Asst. to Jerome Lynch Principal Baker IS Area Assoc.

Area 4 Admin. Office Effective: 7-1-91

APPOINTMENT	PRESENT POSITION	AS
Geraline J. Carroll	Principal Trainee Westbrook ES	Principal Ashburton ES Effective: 7-1-91
Ellen Patton	Principal Trainee Cashell ES	Principal Kemp Mill ES Effective: 7-1-91
Kimberly Statham	Principal Trainee Waters Landing ES	Principal Cannon Road ES Effective: 7-1-91
David I. Steinberg	Principal Trainee Lakewood ES	Principal Rosemont ES Effective: 7-1-91

RESOLUTION NO. 531-91 Re: PERSONNEL APPOINTMENT

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Ms. Gutierrez, the following resolution was adopted unanimously:

RESOLVED, That the following personnel appointment be approved:

APPOINTMENT	PRESENT	POSITION	AS
Carol McVey		Placement Asst. Staffing	Staffing Specialist Div. of Staffing Grade N Effective: 7-1-91

RESOLUTION NO. 532-91 Re: TEMPORARY REASSIGNMENT FOR THE 1991-1992 SCHOOL YEAR

On recommendation of the superintendent and on motion of Mrs. Fanconi seconded by Mrs. Brenneman, the following resolution was adopted unanimously:

RESOLVED, That the following temporary reassignment for the 1991-1992 school year be approved:

NAME AND PRESENT POSITION	POSITION EFFECTIVE JULY 1, 1991	POSITION EFFECTIVE JULY 1, 1992
Margery Auerbach Principal Stonegate ES	A&S Teacher	Principal

Re: LEGISLATIVE JOINT EXPENDITURE/ REVENUE INTERIM STUDY

Mr. Ewing reported that a legislative revenue study was to be completed in the fall, and the legislators from Montgomery County would play an important role in that study. There would be an opportunity for the Board to take a look now and in the summer at both its needs and the revenue issue and to communicate its views to the Delegation so that Montgomery County needs would get built into the overall study. This was an opportunity to have a great impact on these issues in conjunction with the County Council and the county executive. The superintendent had listed a number of legislative issues related to revenue in the memo he had provided the Board.

Mrs. Lois Stoner, legislative aide, reported that the first meeting of the group would be on June 25 with a major discussion on education scheduled for July 9. Tomorrow there would be a presentation on state aid programs and entitlement versus discretionary funds. Mr. Ewing indicated that in the next three months they would have a report from Mrs. Stoner at every Board meeting so that the Board would stay informed about these issues. At some point, the Board would have to focus on the issues it wanted to communicate.

Mrs. Stoner stated that the first issue had to do with teacher pensions and Social Security and capping or limiting the state's contribution. There was a bill in summer study on these issues. The second issue was APEX or equalization aid. She had reviewed past Board actions, and in recent years the Board had opposed equalization formulas because of the impact on Montgomery County. She had been following this issue, and she thought that Montgomery County might be able to support the new APEX proposal because it did include a cost of education index. The fourth issue was special education funding for non-public placement. There was a bill to limit the state's contribution, and she would keep tabs on this issue.

In regard to the cost of education index, Mrs. Stoner said that there had been proposals to redo the cost of education index. She had learned several weeks ago that other states were working on this, and she would follow up on this issue. Mrs. Stoner commented that maintenance of effort had always been exceeded in Montgomery County, but an exemption had been provided to school systems for the FY 1992 year because of the fiscal crisis.

As far as ESOL funding was concerned, Mrs. Stoner indicated that a bill providing \$800 for each ESOL student had been referred to summer study. The issue of school construction funds was not on the study group's list, but she thought it should be included.

Ms. Gutierrez asked why ESOL was not part of the APEX discussion, and Mrs. Stoner replied that they intended to include this in their discussions. Ms. Gutierrez suggested that the group be provided with examples of funding from New Mexico, Texas, California, and Arizona, and Mrs. Stoner agreed to provide that information to the group. Ms. Gutierrez inquired about opportunities to testify before the group, and Mrs. Stoner thought there would be opportunities for the Board to testify in the early fall.

In regard to revenue, Mr. Ewing commented that it was probably too early to have a clear idea of what the legislature might come up with. This year the Board had taken a position on tax proposals, and he hoped that the Board would have an opportunity to do this again. He urged Board members to follow these issues closely through contacts with the Delegation. Mrs. Fanconi pointed out that Ms. Bresler had given a presentation on equalization formulas to the legal services unit of the Maryland Association of Boards of Education, and Mrs. Fanconi suggested that Mrs. Stoner meet with Ms. Bresler. Mr. Ewing hoped that the message was getting back to the county government that the Board was eager to find ways to work with them on this important issue. He thanked Mrs. Stoner for her report.

Re: EXECUTIVE SESSION

The Board met in executive session from 6:35 p.m. to 8 p.m. to discuss legal issues. *Mrs. DiFonzo joined the meeting during executive session.

Re: PUBLIC COMMENTS

The following individuals appeared before the Board of Education:

- 1. Jane Papish
- 2. Frank Soohoo
- 3. Shauna Kelley
- 4. Joan Lyon
- 5. Bruce Frasier
- 6. Neal Nathanson
- 7. Irene Stone
- 8. J. Shirazi
- 9. Michael Wei
- 10. Suzan Gildenhorn, Montgomery County Association of Retarded Citizens
- 11. Murray Spitzer
- 12. Tony Chuo

Re: REDISTRIBUTION OF CLUSTERS TO THREE ADMINISTRATIVE AREAS

Dr. Vance asked Ms. Ann Briggs, director of planning, to take a few minutes to review the paper before the Board.

Ms. Briggs explained that the proposal called for the redistribution of schools into three areas versus the four existing areas. The recommendation would not change school boundaries, and their intention was to create as little disruption as possible. The proposed distribution was as follows:

AREA 1 AREA 2 AREA 3 One Central Plaza Spring Mill <u>Up-county Center</u> B-CC Kennedy Damascus Blair Magruder Gaithersburg Paint Branch R. Montgomery Poolesville Churchill Rockville Einstein Sherwood Ouince Orchard W. Johnson Seneca Valley Whitman Springbrook Watkins Mill Wootton Wheaton

Ms. Briggs pointed out that they had tried to even out the number of clusters per area, distribute growth proportionately, and place the magnets in one area. They had studied several options before selecting the proposed option. The proposal would be sent out for public comment with final action to occur on July 9, 1991.

Mrs. Hobbs inquired about the timing of the phase out of the current Area 2. Dr. Vance replied that this was in process and would take a lot of planning to reassign and relocate people. The office was now in the Tuckerman facilities, and the McLean School which shared a portion of the building would like to rent the entire facility for an appropriate payment. Mr. Ewing assumed that this change would be made in advance of the opening of school, and Dr. Vance assured him that it would. Dr. Cheung requested information on the alternative closest to the original three-area model they had used before.

Re: RECOMMENDATION TO APPROVE THE AMENDED AGREEMENT WITH THE MONTGOMERY COUNTY EDUCATION ASSOCIATION

Dr. Cheung moved and Mrs. Fanconi seconded the following:

WHEREAS, Section 6-408 of THE PUBLIC SCHOOL LAWS OF MARYLAND permits the Board of Education to enter into negotiations with

the designated employee organization concerning "salaries, wages, hours, and other working conditions;" and

WHEREAS, The Montgomery County Education Association was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, On June 19, 1990, the Board of Education approved the agreement for the period of July 1, 1990, through June 30, 1992, if the County Council funded said agreement; and

WHEREAS, The County Council did not fund the agreement; and

WHEREAS, The Board of Education voted on May 20, 1991, to enter into renegotiations; and

WHEREAS, Such renegotiations occurred, agreement was reached and the agreement has been accepted by the union; now therefore be it

RESOLVED, That the president of the Board of Education be authorized to sign the amended agreement, all according to said amended agreement and law.

RESOLUTION NO. 533-91 Re: AN AMENDMENT TO THE PROPOSED AGREEMENT WITH THE MONTGOMERY COUNTY EDUCATION ASSOCIATION

On motion of Mrs. Hobbs seconded by Ms. Gutierrez, the following resolution was adopted unanimously#:

RESOLVED, That the proposed agreement with the Montgomery County Education Association be amended to add, "and subsequent to a mediator's recommended settlement" after "such renegotiations occurred" in the final WHEREAS clause.

RESOLUTION NO. 534-91 Re: AMENDED AGREEMENT WITH THE MONTGOMERY COUNTY EDUCATION ASSOCIATION

On recommendation of the superintendent and on motion of Dr. Cheung seconded by Mrs. Fanconi, the following resolution was adopted with Dr. Cheung, Mr. Ewing, Mrs. Fanconi, and Ms. Gutierrez voting in the affirmative; Mrs. Brenneman, (Mr. Chang), Mrs. DiFonzo, and Mrs. Hobbs voting in the negative#:

WHEREAS, Section 6-408 of THE PUBLIC SCHOOL LAWS OF MARYLAND permits the Board of Education to enter into negotiations with the designated employee organization concerning "salaries, wages, hours, and other working conditions;" and

WHEREAS, The Montgomery County Education Association was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, On June 19, 1990, the Board of Education approved the agreement for the period of July 1, 1990, through June 30, 1992, if the County Council funded said agreement; and

WHEREAS, The County Council did not fund the agreement; and

WHEREAS, The Board of Education voted on May 20, 1991, to enter into renegotiations; and

WHEREAS, Such renegotiations occurred and subsequent to a mediator's recommended settlement, agreement was reached and the agreement has been accepted by the union; now therefore be it

RESOLVED, That the president of the Board of Education be authorized to sign the amended agreement, all according to said amended agreement and law.

Ms. Gutierrez made the following statement for the record:

"I feel that we are being very responsible. I think we are being very responsible towards our employees, and we are also avoiding further instability and disorder in the school system by having come to what I think is as fair an agreement as we can. I am thankful that the negotiations went as well as they have, and that we have ended a school year and our teachers can go home, not as satisfied as they would have been if they had not gotten a zero increase for next year, but I think somewhat reassured that the majority of the Board does appreciate and care for our employees. I think the kind of simplistic arguments that are put forth that pit our programs versus staff are really an unjust way of looking at the picture. It is much more complex than that. don't think it is fair to look at our total school system and the services that we deliver as just one against the other because that is not the way they work. Earlier we heard many, many concerned parents talking about programs that are being closed, but we forget that those programs are dependent upon the teachers. Without the teachers, we will not have those programs. I think that more than anything I, as a member of the Board, want to make sure that my employees, the heart of our system, are well regarded, well respected, and therefore can do the best job teaching the children, and that is the main business that we are in, teaching children."

> Re: RECOMMENDATIONS ON THE FISCAL 1992 OPERATING BUDGET FOLLOWING COUNTY COUNCIL ACTION

Ms. Gutierrez moved and Dr. Cheung seconded the following:

WHEREAS, The Board of Education adopted a Fiscal 1992 Operating Budget of \$762,002,674 on February 19, 1991; and

WHEREAS, The County Council made reductions of \$42,740,607 from the various State budget categories, as shown in the following schedule, in appropriating \$719,262,067 for the Board of Education's Fiscal 1992 Operating Budget:

			Council
	BOE Approved	Council	Approved
	As of 2/19/91	Reductions	On 5/15/91
01 System Sup.	\$ 30,978,644	\$ 1,600,174	\$ 29,378,470
02 Ins. Salaries	406,716,548	27,646,080	379,070,468
03 Oth. Ins. Sup.	20,877,352	681,893	20,195,459
04 Special Ed.	83,261,244	4,072,915	79,188,329
05 Student Svs.	2,266,034	226,131	2,039,903
06 Health Svs.	40,531	1,586	38,945
07 Transportation	36,581,450	1,750,451	34,830,999
08 Op. of Plant	50,224,950	1,662,589	48,562,361
09 Maint. of Plant	17,917,304	859,588	17,057,716
10 Fixed Charges	91,455,831	3,638,037	87,817,794
11 Food Svs.	622,416	376,983	245,433
14 Commun. Svs.	714,028	74,610	639,418
61 Food Svs. Fund	10,346,342	149,570	20,196,772
TOTAL	\$762,002,674	\$42,740,607	\$719,262,067

now therefore be it

RESOLVED, That, based on an appropriation of \$719,262,067 approved by the County Council on May 15, 1991, the Board of Education adopts its Fiscal 1992 Operating Budget reflecting the changes shown on Schedule A (TO BE APPENDED TO THESE MINUTES); and be it further

RESOLVED, That the county executive and County Council be informed of this action.

RESOLUTION NO. 535-91 Re: SCHOOL STARTING TIME AND BUS TRANSPORTATION SCHEDULES

On motion of Ms. Gutierrez seconded by Dr. Cheung, the following resolution was adopted with Dr. Cheung, Mr. Chang, Mrs. DiFonzo, Mr. Ewing, Mrs. Fanconi, and Ms. Gutierrez voting in the affirmative; Mrs. Brenneman and Mrs. Hobbs voting in the negative:

RESOLVED, That the Board of Education request the superintendent of schools to look into a manner of implementing this that will have less serious an impact and investigate notification of day care centers for providing filling-in services, investigate

alternative sources of funding so as to minimize the impact on families, particularly low-income families.

For the record, Mr. Ewing stated that the motion was adopted with the understanding, as stated by Mrs. DiFonzo, that the examination might result in recommendations for change or it might result in no recommendations for change. It might result in some adjustments in funding, but those would be within the existing funding categories.

For the record, Mrs. Fanconi made the following statement in regard to the SED kindergarten class:

"I feel that it is incumbent upon us to have this class. I think that these are children that have special needs and need special services that we can provide the most cost-effectively in our system. Now once we have voted on this budget, I can't come back and get you another teacher or an aide. I am very concerned that you are telling me that I need to wait until July to decide whether or not we are going to be able to provide this service. I am very concerned about this because I think these are children who should not bear the burden of this cut."

RESOLUTION NO. 536-91 Re: AN AMENDMENT TO THE FY 1992 OPERATING BUDGET

On motion of Mrs. Hobbs seconded by Mrs. Fanconi, the following resolution was adopted unanimously#:

RESOLVED, That in lieu of the cut of a staff development teacher specialist position in the amount of \$45,409, Category 4, Special Education, that funds be taken out of part-time professional Category 4 funds to restore this teacher specialist position.

Re: A MOTION BY MRS. BRENNEMAN TO AMEND THE FY 1992 OPERATING BUDGET (FAILED)

The following motion by Mrs. Brenneman failed of adoption with Mrs. Brenneman and Mrs. Hobbs voting in the affirmative; Dr. Cheung, (Mr. Chang), Mrs. DiFonzo, Mr. Ewing, Mrs. Fanconi, and Ms. Gutierrez voting in the negative#:

RESOLVED, That the Board of Education amend the FY 1992 Operating Budget by increasing the art/music ratio to 565 to add back early childhood support in the form of instructional aides in the classroom, the mid-level and high school in-house suspension, and the Project Basic aides.

Mrs. Hobbs assumed the chair.

RESOLUTION NO. 537-91 Re: AN AMENDMENT TO THE FY 1992 OPERATING BUDGET, ALL-DAY KINDERGARTEN

On motion of Mr. Ewing seconded by Ms. Gutierrez, the following resolution was adopted unanimously#:

RESOLVED, That the FY 1992 Operating Budget be amended by spreading the class size increase K-5 to fund existing all-day kindergartens instead of increasing kindergarten class size.

For the record, Ms. Gutierrez made the following statement:

"On Category 10, Fixed Charges, we are reflecting the \$1 million reduction in HMO's. We do have an understanding with all three employee organizations, and we would be coming back to formally act on this issue."

RESOLUTION NO. 538-91 Re: FISCAL 1992 OPERATING BUDGET FOLLOWING COUNTY COUNCIL ACTION

On recommendation of the superintendent and on motion of Ms. Gutierrez seconded by Dr. Cheung, the following resolution was adopted unanimously#:

WHEREAS, The Board of Education adopted a Fiscal 1992 Operating Budget of \$762,002,674 on February 19, 1991; and

WHEREAS, The County Council made reductions of \$42,740,607 from the various State budget categories, as shown in the following schedule, in appropriating \$719,262,067 for the Board of Education's Fiscal 1992 Operating Budget:

	BOE Approved As of 2/19/91	Council Reductions	Council Approved On 5/15/91
01 System Sup. 02 Ins. Salaries 03 Oth. Ins. Sup. 04 Special Ed. 05 Student Svs. 06 Health Svs. 07 Transportation 08 Op. of Plant 09 Maint. of Plant 10 Fixed Charges	\$ 30,978,644 406,716,548 20,877,352 83,261,244 2,266,034 40,531 36,581,450 50,224,950 17,917,304 91,455,831	\$ 1,600,174 27,646,080 681,893 4,072,915 226,131 1,586 1,750,451 1,662,589 859,588 3,638,037	\$ 29,378,470 379,070,468 20,195,459 79,188,329 2,039,903 38,945 34,830,999 48,562,361 17,057,716 87,817,794
11 Food Svs. 14 Commun. Svs.	622,416 714,028	376,983 74,610	245,433 639,418
61 Food Svs. Fund	10,346,342	149,570	20,196,772
TOTAL	\$762,002,674	\$42,740,607	\$719,262,067

now therefore be it

RESOLVED, That, based on an appropriation of \$719,262,067 approved by the County Council on May 15, 1991, the Board of Education adopts its Fiscal 1992 Operating Budget reflecting the changes shown on Schedule A (TO BE APPENDED TO THESE MINUTES); and be it further

RESOLVED, That the county executive and County Council be informed of this action.

Re: BOARD MEMBER COMMENTS

Mr. Chang reported that this was his last business meeting, and he wanted to thank his fellow Board members and all the staff for a great experience. He cared for all the employees, teachers, supporting services, and the administrators. He also expressed best wishes to Dr. Vance. On behalf of the Board, Mr. Ewing complimented Mr. Chang for a successful year as a Board member. It had been a difficult year, and he believed that Mr. Chang had done an excellent job.

RESOLUTION NO. 539-91 Re: EXECUTIVE SESSION - JULY 9, 1991

On recommendation of the superintendent and on motion of Mrs. DiFonzo seconded by Mrs. Fanconi, the following resolution was adopted unanimously:

WHEREAS, The Board of Education of Montgomery County is authorized by Section 10-508, State Government Article of the ANNOTATED CODE OF MARYLAND to conduct certain of its meetings in executive closed session; now therefore be it

RESOLVED, That the Board of Education of Montgomery County hereby conduct its meeting in executive closed session beginning on July 9, 1991, at 9 a.m. to discuss, consider, deliberate, and/or otherwise decide the employment, assignment, appointment, promotion, demotion, compensation, discipline, removal, or resignation of employees, appointees, or officials over whom it has jurisdiction, or any other personnel matter affecting one or more particular individuals and to comply with a specific constitutional, statutory or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter as permitted under the State Government Article, Section 10-508; and that such meeting shall continue in executive closed session until the completion of business; and be it further

RESOLVED, That such meeting continue in executive closed session at noon to discuss the matters listed above as permitted under Article 76A, Section 11(a) and that such meeting shall continue in executive closed session until the completion of business.

RESOLUTION NO. 540-91 Re: MINUTES OF APRIL 27, 1991

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

RESOLVED, That the minutes of April 27, 1991, be approved.

RESOLUTION NO. 541-91 Re: MINUTES OF MAY 20, 1991

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

RESOLVED, That the minutes of May 20, 1991, be approved.

RESOLUTION NO. 542-91 Re: MINUTES OF MAY 23, 1991

On recommendation of the superintendent and on motion of Mrs. DiFonzo seconded by Mrs. Hobbs, the following resolution was adopted unanimously:

RESOLVED, That the minutes of May 23, 1991, be approved.

RESOLUTION NO. 543-91 Re: MINUTES OF MAY 29, 1991

On recommendation of the superintendent and on motion of Ms. Gutierrez seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

RESOLVED, That the minutes of May 29, 1991, be approved as amended.

RESOLUTION NO. 544-91 Re: APPOINTMENT OF MEMBERS TO THE MENTAL HEALTH ADVISORY COMMITTEE

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On June 13, 1989, the Mental Health Advisory Committee was established by the Board of Education; and

WHEREAS, The members of the Mental Health Advisory Committee are appointed by the Board of Education; now therefore be it

RESOLVED, That the following persons be appointed to the Mental Health Advisory Committee to serve through June 30, 1993:

Dr. Paul Ahmed Mrs. Barbara Cronin Ms. Helen Masten Ms. Margaret Morrison

and be it further

RESOLVED, That the following persons be reappointed to the Mental Health Advisory Committee to serve through June 30, 1993:

Dr. Lee Haller Mrs. Carol Mathews

Dr. Joseph Ridky

RESOLUTION NO. 545-91 Re: APPOINTMENT OF MEMBERS TO THE

CITIZENS ADVISORY COMMITTEE FOR CAREER AND VOCATIONAL EDUCATION

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On July 24, 1972, the Citizens' Advisory Committee for Career and Vocational Education was established by the Board of Education; and

WHEREAS, The members of the Citizens' Advisory Committee for Career and Vocational Education are appointed by the Board; now therefore be it

RESOLVED, That the following persons be reappointed to serve on the Citizens' Advisory Committee for Career and Vocational Education beginning July 1, 1991, and ending June 30, 1993:

Ms. Anne Kobus Mr. Bruce Sherman

Mr. Brian Baker Mrs. Karen Gilbert-Smith

and be it further

RESOLVED, That the following persons be appointed to serve on the Citizens' Advisory Committee for Career and Vocational Education beginning July 1, 1991, and ending June 30, 1993:

Mr. Anthony DeMattia Ms. Shirley Levin

Dr. Christopher Shinkman Mr. Michael Pote

and be it further

RESOLVED, That the following student be appointed to serve through December 31, 1992:

Ms. Shasta Savory

RESOLUTION NO. 546-91 Re: APPOINTMENT OF MEMBERS TO THE MONTGOMERY COUNTY ADVISORY COUNCIL

ON VOCATIONAL-TECHNICAL EDUCATION

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On September 26, 1977, the Local Advisory Council on Vocational-Technical Education was established by the Board of Education; and

WHEREAS, The members of the Montgomery County Advisory Council on Vocational-Technical Education are appointed by the Board; now therefore be it

RESOLVED, That the following persons be reappointed to serve a three-year term beginning July 1, 1991, and ending June 30, 1994:

Dr. Wayne Busbice Dr. Radha Menon

Ms. Joan Stern

and be it further

RESOLVED, That the following persons be appointed to serve a three-year term beginning July 1, 1991, and ending June 30, 1994:

Dr. Victor Berlin Dr. J. Chanmugam

Mr. Robert Lane

RESOLUTION NO. 547-91 Re: APPOINTMENT OF MEMBER TO THE

MEDICAL ADVISORY COMMITTEE TO THE

BOARD OF EDUCATION

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, The Medical Advisory Committee to the Montgomery County Board of Education has been active since it was reconstituted by the Board in 1972; and

WHEREAS, Membership on the committee is composed of representatives of organizations and associations named in the "Statement of Purpose" of the committee; and

WHEREAS, Members of the committee are appointed by the Board of Education; now therefore be it

RESOLVED, That the Board of Education appoint the following person to serve a two-year term ending June 30, 1993:

Mr. Russell G. Henke, Coordinator, Health Education Montgomery County Public Schools

RESOLUTION NO. 548-91 Re: APPOINTMENT OF MEMBERS TO THE ADVISORY COMMITTEE ON COUNSELING AND GUIDANCE

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On October 22, 1973, the Advisory Committee on Counseling and Guidance was established by the Board of Education; and

WHEREAS, The members of the Advisory Committee on Counseling and Guidance are appointed by the Board; now therefore be it

RESOLVED, That the following persons be appointed to serve through June 30, 1993:

Ms. Beverly Denbo Ms. Linda Crosslin Ms. Ronnie Fields Ms. Sally Pelham

Ms. Anita Riggins

RESOLUTION NO. 549-91 Re: APPOINTMENT OF MEMBERS TO THE TITLE IX GENDER EQUITY ADVISORY COMMITTEE

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On July 19, 1977, the Board established the Title IX Gender Equity Advisory Committee; and

WHEREAS, The members of the Advisory Committee are appointed by the Board; now therefore be it

RESOLVED, That the following individual be reappointed to represent her organization for a two-year term through June 30, 1993:

Ms. Betty Montgomery

and be it further

RESOLVED, That the following individual be appointed to serve a two-year term through June 30, 1993:

Ms. Janet Crampton

RESOLUTION NO. 550-91 Re: CITIZENS ADVISORY COMMITTEE FOR FAMILY LIFE AND HUMAN DEVELOPMENT

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, COMAR 13A.04.01 requires that each local education agency have a Citizens Advisory Committee for Family Life and Human Development; and

WHEREAS, Montgomery County has had such a committee since 1970, consisting of representatives of various civic associations and religious groups, community members at large, and student representatives; and

WHEREAS, Membership on the committee is for a two-year term; now therefore be it

RESOLVED, That the following individuals be reappointed to two-year terms, effective July 1, 1991, and terminating June 30, 1993:

Ms. Jon H. Winter Dr. Robert Raspa Ms. Jean Cross Ms. Phyllis Mate

Dr. Paul Williams

and be it further

RESOLVED, That the following individuals be appointed to two-year terms, effective July 1, 1991, and terminating June 30, 1993:

Mr. Fulton Earl Marshall Mr. Clair A. Cripe
Dr. Sandra Takai Ms. Tina Clark
Ms. Mary Jane Zusy Mr. Raymond Gates
Ms. Mary T. Hockmeyer Ms. Julia M. Gifford

RESOLUTION NO. 551-91 Re: APPOINTMENTS TO THE ADVISORY COMMITTEE ON MINORITY STUDENT EDUCATION

On recommendation of the superintendent and on motion of Mrs. Hobbs seconded by Dr. Cheung, the following resolution was adopted unanimously:

WHEREAS, On May 14, 1991, the Board of Education revised the composition of the Advisory Committee on Minority Student Education; and

WHEREAS, The members are appointed by the Board of Education; now therefore be it

RESOLVED, That the following persons be appointed to serve through June 30, 1993:

Mr. Vaughn U. Arkie Ms. Richanda A. Bears Ghost Ms. Yolanda Fernandez

RESOLUTION NO. 552-91 Re: BOARD OF EDUCATION SUMMER RECESS

On motion of Mrs. DiFonzo seconded by Mr. Chang, the following resolution was adopted unanimously:

RESOLVED, That the Board of Education schedule a summer recess for the Board for two or three weeks during the summer; and be it further

RESOLVED, That the Board officers would work out a timeframe for the recess.

RESOLUTION NO. 553-91 Re: BOE APPEAL NO. 1991-5

On motion of Mrs. Hobbs seconded by Mrs. DiFonzo, the following resolution was adopted with Mrs. Brenneman, Mrs. DiFonzo, Mr. Ewing, Mrs. Fanconi, Ms. Gutierrez, and Mrs. Hobbs voting in the affirmative; Mr. Chang and Dr. Cheung abstaining because they had not been present for the appeal:

RESOLVED, That the Board of Education adopt its Decision and Order in BOE Appeal No. 1991-5 (an athletic waiver).

Re: NEW BUSINESS

Mrs. Fanconi moved and Dr. Cheung seconded that the Board schedule a discussion about the allocation of resource teachers, the extra planning period, and which schools would be chosen for that.

RESOLUTION NO. 554-91 Re: MEDICAL ADVISORY COMMITTEE

On motion of Mr. Chang seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

RESOLVED, That the Board of Education add a student member to the Medical Advisory Committee.

Mrs. Hobbs assumed the chair.

Re: NEW BUSINESS (CONTINUED)

Mr. Ewing moved and Dr. Cheung seconded the following:

RESOLVED, That the Board find time to discuss scheduling in the early fall a reception or other appropriate event for all present and former Board members to get together.

Mr. Ewing assumed the chair.

Re: ADJOURNMENT

The president adjourned the meeting at 12:25 a.m.

PRESIDENT	
SECRETARY	

PLV:mlw