Rockville, Maryland February 22, 1993

APPROVED 14-1993

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Monday, February 22, 1993, at 8:20 p.m.

ROLL CALL Present: Dr. Alan Cheung, President

in the Chair
Mr. Stephen Abrams
Mrs. Frances Brenneman
Mr. Blair G. Ewing
Mrs. Carol Fanconi
Mrs. Beatrice Gordon
Ms. Ana Sol Gutierrez
Mr. Jonathan Sims

Absent: None

Others Present: Dr. Paul L. Vance, Superintendent

Mrs. Katheryn W. Gemberling, Deputy

Dr. H. Philip Rohr, Deputy

Mr. Thomas S. Fess, Parliamentarian

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

Re: ANNOUNCEMENT

Dr. Cheung announced that the Board had been meeting in closed session on appeals and negotiations.

RESOLUTION NO. 154-93 Re: BOARD AGENDA - FEBRUARY 22, 1993

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

<u>Resolved</u>, That the Board of Education approve its agenda for February 22, 1993, with the addition of an item on an agreement with MCCSSE, an agreement with MCAASP, a budget issue from Mr. Ewing, and a budget issue from Mr. Abrams.

RESOLUTION NO. 155-93 Re: HB 821 - EDUCATION - PERSONNEL - STRIKE PENALTIES

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

Resolved, That the Board of Education continue to oppose HB 821 Education - Personnel - Strike Penalties.

RESOLUTION NO. 156-93 Re: HB 901 - BOARDS OF EDUCATION -

ANNUAL AUDITS AND HB 991 - ENGLISH LANGUAGE - COMMON OFFICIAL LANGUAGE

OF MARYLAND

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

Resolved, That the Board of Education continue to support the audit and management letter provisions and oppose the expansion of the audit in HB 901 - Boards of Education - Annual Audits; and be it further

Resolved, That the Board of Education continue to oppose HB 991 -English Language - Common Official Language.

RESOLUTION NO. 157-93 Re: HB 662 - EDUCATION - COUNTY BOARD -STUDENT MEMBER - RESTRICTIONS

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

Resolved, That the Board of Education oppose HB 662 - Education -County Board - Student Member - Restrictions.

RESOLUTION NO. 158-93 Re: HB 291 - JUVENILE CAUSES - CHILD IN NEED OF SUPERVISION

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

Resolved, That the Board of Education support HB 291 - Juvenile Causes - Child in Need of Supervision.

RESOLUTION NO. 159-93 Re: HB 664/SB 509 - EDUCATION -KINDERGARTENS - PROGRAM ADMINISTRATION

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

Resolved, That the Board of Education support HB 664/SB 509 -Education - Kindergartens - Program Administration.

RESOLUTION NO. 160-93 Re: HB 562 - EDUCATION - KINDERGARTEN - AGE OF ATTENDANCE AND LENGTH OF SCHOOL YEAR

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

Resolved, That the Board of Education oppose HB 562 - Education - Kindergarten - Age of Attendance and Length of School Year.

RESOLUTION NO. 161-93 Re: SB 656 - EDUCATION - FULL-TIME ENROLLMENT - KINDERGARTEN AND HB 615 - EDUCATION - KINDERGARTEN STUDENTS - FULL-TIME EQUIVALENT ENROLLMENT

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

<u>Resolved</u>, That the Board of Education strongly support SB 656 - Education - Full-time Enrollment - Kindergarten and HB 615 - Education - Kindergarten Students - Full-time Equivalent Enrollment.

RESOLUTION NO. 162-93 Re: SB 657 - ELEMENTARY AND SECONDARY EDUCATION - STATE FUNDING

On recommendation of the superintendent and on motion of Mr. Abrams seconded by Mr. Ewing, the following resolution was adopted unanimously:

Resolved, That the Board of Education support SB 657 - Elementary and Secondary Education - State Funding.

Re: A MOTION BY MR. ABRAMS ON SB 539 EDUCATION - VOCATIONAL-TECHNICAL
EDUCATION PROGRAMS - FUNDING
(FAILED)

A motion by Mr. Abrams that the Board of Education support SB 539 - Education - Vocational-Technical Education Programs - Funding failed with Mr. Abrams, Mrs. Brenneman, Ms. Gutierrez, and Mr. Sims voting in the affirmative; Dr. Cheung, Mr. Ewing, Mrs. Fanconi, and Mrs. Gordon voting in the negative.

RESOLUTION NO. 163-93 Re: SB 539 - EDUCATION - VOCATIONAL-TECHNICAL EDUCATION PROGRAMS -FUNDING

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

<u>Resolved</u>, That the Board of Education take no position on SB 539- Education - Vocational-technical Education Programs - Funding.

RESOLUTION NO. 164-93 Re: SB 669 - PUBLIC EDUCATION - COST OF LIVING INDEX - TAX EQUALIZATION INDEX

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

<u>Resolved</u>, That the Board of Education strongly support SB 669 - Pubic Education - Cost of Living Index - Tax Equalization Index.

RESOLUTION NO. 165-93 Re: SB 666/HB 1226 - STATE BUDGET - REDUCTION IN APPROPRIATIONS TO COUNTIES - PERMITTED COUNTY ACTIONS

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

<u>Resolved</u>, That the Board of Education strongly oppose SB 666/HB 1226 - State Budget - Reduction in Appropriations to Counties - Permitted County Actions.

RESOLUTION NO. 166-93 Re: SB 510/HB 1320 - TARGETED DISPARITY GRANTS TO COUNTIES - COUNTY INCOME TAX RATE

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

Resolved, That the Board of Education support SB 510/HB 1320 - Targeted Disparity Grants to Counties - County Income Tax Rate.

RESOLUTION NO. 167-93 Re: SB 511 - EMPLOYER SOCIAL SECURITY CONTRIBUTIONS - STATE PAYMENT

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

<u>Resolved</u>, That the Board of Education support SB 511 - Employer Social Security Contributions - State Payment.

RESOLUTION NO. 168-93 Re: SB 670/HB 1186 - NEW ACTION PLAN FOR EDUCATIONAL EXCELLENCE

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

Resolved, That the Board of Education oppose SB 670/HB 1186 - New Action Plan for Educational Excellence but support specific concepts in the plan.

Re: PUBLIC COMMENTS

The following individuals appeared before the Board:

- 1. Elaine Chadwick
- 2. Debbie Williams
- 3. John Schaeffer
- 4. Melissa Smith
- 5. Diane Scott
- 6. Bunny Galladora
- 7. Tanya Kharajian
- 8. Michelle Culver and Debbie Strauss
- 9. Sarah Peller
- 10. Woei-Min Lin
- 11. June Matheson
- 12. Paul Gallant
- 13. Bruce Goldensohn

RESOLUTION NO. 169-93 Re: FY 1993 SUPPLEMENTAL APPROPRIATION FOR THE EISENHOWER SPECIAL PROJECTS IN SCIENCE AND MATHEMATICS

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

Resolved, That the superintendent of schools be authorized, subject to County Council approval, to receive and expend an FY 1993 supplemental appropriation of \$334,396 from the Maryland State Department of Education (MSDE) under the federal Dwight D.

Eisenhower Mathematics and Science Education Act, Title II, to provide training to improve the mathematics and science backgrounds and teaching methods of elementary and secondary teachers, in the following categories:

Amount	<u>Category</u>	
\$315,703 	Administration Fixed Charges	1 10
\$334,396	Total	

and be it further

<u>Resolved</u>, That the county executive be requested to recommend approval of this resolution to the County Council, and a copy be transmitted to the county executive and the County Council.

RESOLUTION NO. 170-93 Re: UTILIZATION OF FY 1993 SUPPORTED PROJECT FUNDS FOR THE VOCATIONAL ENGLISH AS A SECOND LANGUAGE (VESL) PROGRAM

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

Resolved, That the superintendent of schools be authorized to receive and expend a grant award of \$29,206 from the Maryland Department of Human Resources, Community Services Administration, Office of Refugee Affairs, Title IV of the Refugee Act of 1980 (P. L. 96-212), for the Vocational English as a Second Language (VESL) Program, in the following categories:

	<u>Category</u>	Amount
2 3 10	Instructional Salaries Other Instructional Costs Fixed Charges	\$25,285 1,898 2,023
	Total	\$29,206

and be it further

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

RESOLUTION NO. 171-93 Re: AGREEMENT WITH THE MONTGOMERY COUNTY COUNCIL OF SUPPORTING SERVICES EMPLOYEES

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

WHEREAS, Section 6-510 of <u>The Public School Laws of Maryland</u> permits the Board of Education to enter into negotiations with designated employee organizations concerning "salaries, wages, hours, and other working conditions"; and

WHEREAS, The Montgomery County Council of Supporting Services Employees was properly designated as the employee organization to be the exclusive representative for these negotiations; and

WHEREAS, Negotiations and mediation have occurred in good faith, as directed by law, over the past five months; and

WHEREAS, The parties have reached a tentative agreement based on the mediator's recommendations, and the agreement, having been approved by the MCCSSE Executive Committee, is now pending ratification; and

WHEREAS, On February 9, 1993, the Board of Education adopted a Fiscal Year 1994 Operating Budget of \$789,523,395; and

WHEREAS, The tentative agreement with MCCSSE includes a new step J to be added to the salary schedule, a \$250 lump sum payment to each bargaining unit member, and additional interpreters for the hearing impaired; and

WHEREAS, The tentative agreement also requires that all unit members who are enrolled in the Kaiser Permanente and MD-IPA medical plans pay five percent of the annual plan costs, and unit members who enroll in a new point of service plan to be implemented in Fiscal Year 1994 pay ten percent of annual plan costs; and

WHEREAS, The prescription drug card co-pay for non-generic drugs will increase to \$7.00 and for generic drugs to \$2.00; now therefore be it

<u>Resolved</u>, That the Board of Education amend its Fiscal Year 1994 Operating Budget reflecting the changes tentatively agreed to with MCCSSE, as follows:

Category	Board-Adopted Feb. 9, 1993	Amendments	Amended Budget <u>Request</u>
01 Sys. Sup. 02 Ins. Salaries 03 Other In. Costs 04 Spec. Ed. 05 Stud. Per. Sv. 06 Health Sv. 07 Stud. Transp. 08 Op. of Plant 09 Main. of Plant 10 Fixed Charges 11 Food Sv. 14 Comm. Sv 41 Adult Ed/Sum. 51 Real Estate 61 Food Sv. Fund 71 Field Trip Fund	\$ 27,320,415 391,917,238 20,296,342 85,615,970 2,090,722 21,952 36,020,017 50,783,343 17,108,239 132,520,782 68,318 606,752 2,825,020 651,275 21,177,010 500,000	\$ 170,284 711,760 - 240,864 - 543,386 500,741 199,976 (2,410,968) - 2,154 - 1,127 132,129	\$ 27,490,699 392,628,998 20,296,342 85,856,834 2,090,722 21,952 36,563,403 51,284,084 17,308,215 130,109,814 68,318 608,906 2,825,020 652,402 21,309,139 500,000
Total	\$789,523,395	\$ 91,453	\$789,614,848

RESOLUTION NO. 172-93

Re: AGREEMENT WITH THE MONTGOMERY
COUNTY ASSOCIATION OF
ADMINISTRATIVE AND SUPERVISORY
PERSONNEL

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

WHEREAS, Section 6-510 of <u>The Public School Laws of Maryland</u> permits the Board of Education to enter into negotiations with designated employee organizations concerning "salaries, wages, hours, and other working conditions"; and

WHEREAS, The Montgomery County Association of Administrative and Supervisory Personnel (MCAASP) was properly designated as the employee organization to be the exclusive representative for MCPS employees in this organization; and

WHEREAS, The parties have reached a tentative agreement to modify the existing negotiated agreement for 1991 to 1994; and

WHEREAS, On February 9, 1993, the Board of Education adopted a Fiscal Year 1994 Operating Budget of \$789,523,395; and

WHEREAS, The Board amended its Fiscal Year 1994 Operating Budget on February 22, 1993, to reflect the changes tentatively agreed to with the Montgomery County Council of Supporting Services

Employees, increasing the total budget request by \$91,453 to \$789,614,848; and

WHEREAS, The tentative agreement with MCAASP includes a new step 11 to be added to the salary schedule; and

WHEREAS, The tentative agreement also includes a \$250 lump sum payment to each bargaining unit member; and

WHEREAS, The tentative agreement also requires that all unit members who are enrolled in the Kaiser Permanente and MD-IPA medical plans pay five percent of the annual plan costs, and unit members who enroll in a new point of service plan to be implemented in Fiscal Year 1994 pay ten percent of annual plan costs; and

WHEREAS, The prescription drug card co-pay for non-generic drugs will increase to \$7.00 and for generic drugs to \$2.00; now therefore be it

<u>Resolved</u>, That the Board of Education amend its Fiscal Year 1994 Operating Budget reflecting the changes tentatively agreed to with MCAASP, as follows:

<u>Category</u>	Board-Adopted Feb. 9, 1993	<u>Amendments</u>	Amended Budget <u>Request</u>
01 Sys. Sup. 02 Ins. Salaries 03 Other In. Costs 04 Spec. Ed. 05 Stud. Per. Sv. 06 Health Sv. 07 Stud. Transp. 08 Op. of Plant 09 Main. of Plant 10 Fixed Charges 11 Food Sv. 14 Comm. Sv 41 Adult Ed/Sum. 51 Real Estate 61 Food Sv. Fund 71 Field Trip Fund	\$ 27,490,699 392,628,998 20,296,342 85,856,834 2,090,722 21,952 36,563,403 51,284,084 17,308,215 130,109,814 68,318 608,906 2,825,020 652,402 21,309,139 500,000	\$ 106,594 280,655 - 27,426 1,839 - 250 750 1,014 (313,000) - 250 - 3,222	\$ 27,597,293 392,909,653 20,296,342 85,884,260 2,092,561 21,952 36,563,653 51,284,834 17,309,229 129,796,814 68,318 609,156 2,825,020 652,402 21,312,361 500,000
Total	\$789,614,848	\$ 109,000	\$789,723,848

RESOLUTION NO. 173-93 Re: RECONSIDERATION OF BOARD RESOLUTION ON BELL TIMES

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

<u>Resolved</u>, That the Board of Education reconsider its motion on bell times.

Re: A MOTION BY MR. EWING ON BELL TIMES (FAILED)

A motion by Mr. Ewing to rescind the Board's action on bell times and direct the superintendent to bring the Board options with advantages and disadvantages by March 9 failed with Dr. Cheung, Mr. Ewing, Ms. Gutierrez, and (Mr. Sims) voting in the affirmative; Mr. Abrams, Mrs. Brenneman, Mrs. Fanconi, and Mrs. Gordon voting in the negative.

RESOLUTION NO. 174-93 Re: BELL TIMES

On motion of Mr. Ewing seconded by Mr. Abrams, the following resolution was adopted with Mr. Abrams, Dr. Cheung, Mr. Ewing, Ms. Gutierrez, and (Mr. Sims) voting in the affirmative; Mrs. Brenneman and Mrs. Gordon voting in the negative; Mrs. Fanconi abstaining#:

Resolved, That the Board of Education direct the superintendent to bring to the Board recommendations that would save \$800,000 in the transportation budget either through other bell time options or through other means by March 9.

RESOLUTION NO. 175-93 Re: PROCUREMENT CONTRACTS MORE THAN \$25,000

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

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

WHEREAS, It is recommended that Bid No. 55-93, Specialized Cleaning Services for Data/Computer Rooms, be rejected and rebid due to changes in requirements; and

WHEREAS, It is recommended that Bid No. 63-93, Fresh Produce, be rejected and rebid to add Montgomery County Government requirements; now therefore be it

Resolved, That Bid No. 55-93 and Bid No. 63-93 be rejected; and be it further

<u>Resolved</u>, That having been duly advertised, the following contracts be awarded to the low bidders meeting specifications as shown for the bids as follows:

21377-AE COG	Gasoline - Extension <u>Awardee</u> Phoenix Petroleum Company	\$	320,000
C54-93-1 COG	Tire Retread <u>Awardee</u> Merchant's, Inc.	\$	235,103
92-06	System Contract for Office Supplies - Extension <u>Awardee</u> Boise Cascade - 40% or more off list price		
93-05	Financial Auditing Service <u>Awardee</u> KPMG Peat Marwick	\$	86,000
278-1	Drug and Alcohol Testing Services for Bus Operators - Extension <u>Awardee</u> Maryland Medical Laboratory, Inc.	\$	39,050
121-91	Clocks - Extension  Awardee  W. W. Grainger, Inc.	\$	30,000
49-92	School Bus Glass Replacement - Extension <u>Awardee</u> Banner Glass, Inc.	\$	30,000
56-93	Office and School Supplies  Awardees Alperstein Brothers, Inc. Antietam Paper Company Boise Cascade Office Products Chaselle, Inc. Contract Brands Company Diamond Paper Corporation Dixie School and Office Products M. S. Ginn Company J. L. Hammett Company Interstate Office Supply Company Monumental Paper Company Price Modern, Inc.	\$	85,053 556 139,683 220,230 142 1,385* 7,788 41,950 31,860 151,645* 45,152 21,043
	Total	\$	746,487
TOTAL MOR	E THAN \$25,0000	\$1	,486,640

<sup>\*</sup>Denotes MFD vendors

RESOLUTION NO. 176-93 Re: CABLE TV NETWORK INSTALLATIONS AT

JOHN T. BAKER, BENJAMIN BANNEKER, AND TILDEN MIDDLE SCHOOLS CIP

PROJECT 17-240

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

WHEREAS, Four sealed bids for cable TV network installations were received on January 29, 1993; and

WHEREAS, The low bidder meeting specifications, Netcom Technologies, Inc., also has completed similar projects successfully for Montgomery County Public Schools; and

WHEREAS, The low bid is within the CIP estimate of \$40,000 for the three middle schools and funds are available to award the contracts; now therefore be it

Resolved, That a contract be awarded to Netcom Technologies, Inc., for the installation of cable TV networks at John T. Baker, Benjamin Banneker, and Tilden middle schools in the amount of \$36,571.

RESOLUTION NO. 177-93 Re: REROOFING - WAYSIDE ELEMENTARY SCHOOL

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

WHEREAS, The following sealed bids were received on January 28, 1993, for the reroofing at Wayside Elementary School which will begin on June 16, 1993, and be completed by September 1, 1993:

	<u>Bidder</u>	Amount
2. 3. 4.	R. D. Bean, Inc. Virginia Roofing Corporation Orndorff & Spaid, Inc. J. E. Wood & Sons Co., Inc. Beta Construction Company	\$219,825 226,961 242,307 357,426 381,961

## and

WHEREAS, The low bidder, R. D. Bean, Inc., has completed similar projects successfully at various schools, including Damascus and Stonegate elementary schools and Parkland Middle School; and

WHEREAS, The low bid is below the staff estimate of \$240,000; and

WHEREAS, The State Interagency Committee for Public School Construction will fund 50 percent of the eligible work for Wayside Elementary as part of the state systemic renovation program; now therefore be it

Resolved, That a \$219,825 contract be awarded to R. D. Bean, Inc., for reroofing Wayside Elementary School, in accordance with plans and specifications prepared by the Department of Facilities Management and subject to final action by the County Council on the FY 1994 Capital Budget; and be it further

Resolved, That the contract be forwarded to the State Interagency Committee for School Construction for approval to reimburse Montgomery County Public Schools for the state eligible portion for Wayside Elementary School.

RESOLUTION NO. 178-93 Re: REROOFING - WELLER ROAD ELEMENTARY SCHOOL

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

WHEREAS, The following sealed bids were received on February 4, 1993, for the reroofing at Weller Road Elementary School which will begin on June 16, 1993, and be completed by September 1, 1993:

	<u>Bidder</u>	Amount
1.	J. E. Wood & Sons Co., Inc.	\$244,529
2.	Korb Roofers, Inc.	269,586
3.	CitiRoof Corp.	289,883
4.	R. D. Bean, Inc.	297,290
5.	Orndorff & Spaid, Inc.	318,731
6.	Virginia Roofing Corporation	361,635

## and

WHEREAS, The low bidder, J. E. Wood & Sons Co., Inc., has completed similar projects successfully at various schools, including Germantown and College Gardens elementary schools and Winston Churchill and Seneca Valley high schools; and

WHEREAS, The low bid is below the staff estimate of \$270,000; now therefore be it

Resolved, That a \$244,529 contract be awarded to J. E. Wood & Sons Co., Inc., for reroofing Weller Road Elementary School, in accordance with plans and specifications prepared by the Department of Facilities Management and subject to final action by the County Council on the FY 1994 Capital Budget.

RESOLUTION NO. 179-93 Re: REROOFING - WHETSTONE ELEMENTARY SCHOOL

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

WHEREAS, The following sealed bids were received on February 11, 1993, for the reroofing at Whetstone Elementary School which will begin on June 16, 1993, and be completed by September 1, 1993:

<u>Bidder</u>	Amount
<ol> <li>R. D. Bean, Inc.</li> <li>Orndorff &amp; Spaid, Inc.</li> <li>J. E. Wood &amp; Sons Co., Inc.</li> <li>Virginia Roofing Corporation</li> </ol>	\$174,940 239,243 251,500 317,447

## and

WHEREAS, The low bidder, R. D. Bean, Inc., has completed similar projects successfully at various schools, including Damascus and Stonegate elementary schools and Parkland Middle School; and

WHEREAS, The low bid is below the staff estimate of \$175,000; and

WHEREAS, The State Interagency Committee for Public School Construction will fund 50 percent of the eligible work for Whetstone Elementary School as part of the state systemic renovation program; now therefore be it

Resolved, That a \$174,940 contract be awarded to R. D. Bean, Inc., for reroofing Whetstone Elementary School, in accordance with plans and specifications prepared by the Department of Facilities Management and subject to final action by the County Council on the FY 1994 Capital Budget; and be it further

Resolved, That the contract be forwarded to the State Interagency Committee for Public School Construction for approval to reimburse Montgomery County Public Schools for the state eligible portion for Whetstone Elementary School.

RESOLUTION NO. 180-93 Re: REPORTS ON CLASS RANK

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

WHEREAS, In June 1990, Superintendent Harry Pitt initiated a two-year pilot to exclude the International Baccalaureate (IB) students at Richard Montgomery High School from the class rank of

its students and asked that the Department of Educational Accountability (DEA) evaluate this pilot; and

WHEREAS, In April 1992, the superintendent requested that DEA expand its study to include all high schools; and

WHEREAS, In the summer of 1992, the superintendent appointed a committee to review class rank in MCPS and recommend any changes that need to be made to the current practices on class rank; and

WHEREAS, The class rank committee requested and received permission to broaden its charge to include a study of weighted grade point averages; and

WHEREAS, The class rank committee completed its report in January 1993; and

WHEREAS, The class rank committee recommended that regular publication of class rank on student transcripts be eliminated; and

WHEREAS, The class rank committee also recommended that a confidential class rank be maintained and provided only upon written requests to those colleges and scholarship programs requiring it; and

WHEREAS, The class rank committee further recommended that both the weighted and nonweighted grade point average be included on the student's transcript; and

WHEREAS, Existing Policy IKC, <u>Weighted Rank in Class</u>, directs that "weighted rank, as well as the grade point average without weighting grades, will be provided to students, principals, and colleges and universities"; and

WHEREAS, The Department of Educational Accountability completed its report on <a href="The-Use of Class Rank">The Use of Class Rank in MCPS</a> in February 1993; and

WHEREAS, The DEA report provides an in-depth analysis of the policy issue; now therefore be it

Resolved, That Policy IKC be rescinded; and be it further

<u>Resolved</u>, That both the weighted and nonweighted grade point average be included on each student's transcript; and be it further

<u>Resolved</u>, That a confidential class rank be maintained for each student to be provided only on written request to those colleges and scholarship programs requiring it.

Re: SUPERINTENDENT'S ADVISORY COMMITTEE

REPORT ON THE EDUCATION OF THE GIFTED AND TALENTED AND THE STAFF RESPONSE TO THE REPORT

Dr. Vance stated that his responses to the report indicated his continued commitment and support for the Board's policy on the education of gifted and talented students. He hoped that they would be able to rebuild their commitment to the education of the gifted and talented. Critical masses had a way of defining and redefining themselves, and he considered this population as a critical mass. This did not mean it represented a higher priority than other students in the school system, but they ranked at the top of his priority list.

Mrs. Ethelyn Owen said that she had been a member of the committee for about 11 years and had been its chair for six years. She now had two co-chairs: Ms. Juanita Tamayo Lott and Ms. Judie Muntner, principal of Damascus Elementary School. She also welcomed Dr. Judy Ackerman, Mrs. Marilyn Van Degrift, Dr. Waveline Starnes, and Ms. Sandi Harris.

Mrs. Owen reported that this was not a large committee, and every year they selected certain items to study. Last year their committee focused on the budget, continuity of instruction, consistency and equity, and the magnet programs. Their recommendations were designed to improve programs for gifted and talented students; however, it was their intent that they would also have a positive effect on the education of all students. It was also their intent that the recommendations presented in the report would not require additional funding but rather a reexamination and re-ordering of priorities.

On Friday, Mrs. Owen had received the staff response. found this to be the most responsive reply to their recommendations that she had ever seen, and she thanked Dr. She would skip over the their budget recommendations and start with "consistency and equity." She believed that the school should not determine the program received. The child should receive an education appropriate to his or her needs no matter which school he or she attended. As MCPS moved toward more site-based management, they were concerned that programs might not serve the gifted and talented students equitably and adequately if some minimum procedures in accountability were not They had all heard that there was reluctance by established. some principals and teachers to educate gifted students adequately. Their recommendation was that accountability for gifted and talented programming was the responsibility of the school principal. Implementation and quality control should be ensured through principal review and evaluation.

Mrs. Owen said their third recommendation was that special assessments and objectives related to differentiated programming

for gifted and talented should be included within the School Improvement Management Plan. Their fourth recommendation was to develop training materials that focused attention on differentiation of instruction for students above and below grade level. They recommended developing a long-range plan for training teachers and principals to meet the needs of an increasingly diverse student population. The fifth recommendation had to do with communication because parents who were well informed about programs and schools would be helpful to their children in completing their school work. They asked that there be established a systematic process for communicating with parents at each school about programs for all students, including the gifted.

In regard to continuity of instruction, Ms. Lott stated that there were two recommendations relating specifically to the fact they were in a transition from a K-6 to a K-5 elementary school structure and its effect on the centers for the highly gifted. They felt that children coming out of the centers needed to have their level of instruction continued if they went back to their They saw the need to have an interim policy until home schools. all schools were converted to the K-5 structure. The sixth recommendation was to designate those middle schools that could adequately accommodate the instructional needs of students reentering the mainstream from special programs like the highly They asked that consideration be given gifted center programs. to a variety of options ranging from transferring an individual student to transferring an entire center class to the same middle The committee appreciated the support of the Board and the superintendent in terms of restoring the G&T coordinator positions in the middle school to address this population.

Ms. Lott said their seventh recommendation was that a transition team should be formed to provide for instructional planning and placement of students from the centers for the highly gifted. The team would include staff from the centers, the office of enriched and innovative instruction, and the appropriate middle school. To ensure continuity of instruction, the transition teams should base placement decisions on results of assessments in mathematics and English. For example, mathematics placements of sixth grade students might range from those placed in sixth grade level mathematics to those placed in high school level mathematics. They hoped that by doing this the children would continue to progress. She pointed out that there were 800 applicants for Takoma which pointed out that there was a need for these kinds of programs.

In regard to magnet schools, Dr. Ackerman said they only focused on the secondary magnets: Blair, Takoma Park, and Eastern. They felt that the needs of many children were well served by being in these programs. For many of these students, it was the first time they had been challenged and were with a group of peers.

The magnets set up some good instructional modes that could be used for children throughout the county. The committee was dismayed at the lack of funding for disseminating some of the high quality programs fostered by the magnets. Their eighth recommendation was to reinstate funds for after-school and summer extensions of the magnets' specialized programs. They were pleased to see that the activity buses had been restored. The other special program was the summer excursions program that Blair had generated for younger students about science and math. Funds had been cut for that, but now the school system was looking for funds from corporations to sponsor this.

Dr. Ackerman reported that their ninth recommendation was to reinstate funds for the dissemination of successful magnet practices and curricula. The staff response addressed several concrete plans, and the committee hoped these would continue. She indicated that there were press reports about the magnets that did not present a very good picture of what the magnets were about and the involvement of the magnet students in the total school program. Their tenth recommendation was to get more people in to experience the secondary magnet programs first-hand.

Mrs. Van Degrift stated that their recommendation was that the budget for the identification and education of gifted and talented students, with system support, be sustained at least at the present level and that additional funds be allocated to implement the Board's policy on the education of the gifted. Last year the enriched and innovative instruction unit supported 20 percent of the students in the county with less than .001 percent of the MCPS budget. During the past three years 30 of 36 positions had been reduced. They had six FTE positions remaining. There had been reductions in materials and part-time professional staff which exacerbated the effects of the personnel In FY 1991, \$266,000 was budgeted for part-time professional and support personnel, and last year in FY 1992 the budgeted amount was \$142,000 but only \$78,000 was spent because This year the budgeted amount was \$132,000, and of the freeze. the freeze was again in effect.

Mrs. Van Degrift stated that the responsibilities of the remaining six staff had also increased due to the merging of the gifted and talented and magnet units and the loss of the magnet coordinator position. These reductions had affected the delivery of programs for students and the implementation of Board policy. The Board's action to reinstate the middle school .2 coordinators was an important addition to the MCPS budget. She referred the Board to a list of items that had been cut.

Ms. Muntner reported that next year they would be looking at testing, MSPP, CRTs, and the different state tests and their effect on gifted students. They were going to be looking at the honors programs at the secondary level, and they would look again

at parent communication, both internal and external. They would be working with Brian Porter about publicity for gifted and talented programs. They would continue to look at who was accountable and how that was managed. As usual, they would watch the budget.

Mr. Abrams said that as they were looking at honors programs, it seemed to him they should look at the applicants who were not selected or chose not to attend the magnet programs. They might look at that subset for delivery of whole or partial aspects of those programs. They had talked about distance learning, and he wondered whether there were ways of sharing the benefits of those programs within that community.

Mrs. Brenneman thought that the superintendent's responses were extremely positive. They were talking about how to let people know about gifted and talented programs, and the same thing was true about the dissemination of the magnet practices. The idea had to get out that there was dissemination of magnet practices because teachers were going out from the magnet schools into other schools. However, it did not appear that parents were aware of this. Parents did not know that their children were benefitting from the expertise developed in the magnet programs.

It seemed to Mr. Ewing that they had not yet resolved the issue of accountability. This was particularly problematic with respect to the elementary schools. There were elementary schools where principals and teachers took the responsibility to develop good programs, and there were other principals who took the view they did not need to do anything about gifted and talented education. He saw that as a failure on the part of those principals to observe the requirements of the Board's policy on gifted and talented education. The superintendent had said that the management plans for all schools should include programs for gifted and talented and that Dr. Fisher and her staff of directors would be looking at this. He thought this was one of the great weaknesses in their program and something the committee and school system should focus on. At present they had no other real dedicated resources for that purpose, and this was a major problem.

Mr. Ewing stated that they had lost some resources in regard to the dissemination of lessons learned which was a problem. There were attacks on magnet schools, and people were saying that resources devoted to magnet schools were at the expense of other schools; therefore, it created an inequity. While these schools did get more, it was not as much as people thought they did. This was an opportunity for the school system to demonstrate that magnets were an investment that paid off for many students, not just those in the magnets. If MCPS were able to do this, it might eliminate some of that criticism. To the extent they were not able to do this because of budget shortfalls, they were

undermining their own case for the utility and widespread efficacy of magnet schools. They argued that one of the reasons for programs for the gifted and talented students was to develop a better understanding through innovation on how best to teach and how best to learn, and they ought to be able to explain to the general public that those lessons were available for many students, not just those in programs for the gifted. He hoped that they would continue to build on the suggestions made by the committee. Mrs. Owen commented that many students throughout the school system were benefitting from the curricula developed in the magnets, but parents did not realize this was going on.

Ms. Gutierrez commented that their coming attractions sounded very interesting. She asked that they look at the underserving of minorities in the honors program at the high school level. She would be interested in any advice they might have about increasing minority participation in honors courses. Secondly, she would be interested in any thoughts they had on testing of very young children because there were pros and cons about doing that. She would be interested in an appropriate age level for testing and what tests were appropriate.

Mrs. Fanconi thought that all advisory committees should take a lesson from the work plan developed by this committee. Dr. Cheung thanked the members of the committee for their very fine report.

## Re: BOARD/SUPERINTENDENT COMMENTS

Mrs. Fanconi reported that she and the superintendent had attended the kick-off for the opening of the school-based pilots which was a collaborative arrangement between MCPS and social services and health agencies. These will be based in the Rocking Horse, Summit Hall, and Highland facilities. For many years the Board had talked about the need for community agencies to assist MCPS in dealing with family problems affecting the ability of children to learn. She hoped that they would see an expansion of the pilots.

RESOLUTION NO. 181-93 Re: CLOSED MEETING - MARCH 9, 1993

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

WHEREAS, The Board of Education of Montgomery County is authorized by the Education Article of the <u>Annotated Code of Maryland</u> and Title 10 of the State Government Article to conduct certain meetings or portions of its meetings in closed session; now therefore be it

Resolved, That the Board of Education of Montgomery County hereby

conduct a portion of its meeting in closed session beginning on March 9, 1993, at 9 a.m. in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, to discuss personnel matters, pending litigation, matters protected from public disclosure by law, and other issues including consultation with counsel to obtain legal advice as permitted under Section 4-106, Education Article of the Annotated Code of Maryland and State Government Article 10-501; and that such portion of its meeting shall continue in closed session until the completion of business; and be it further

Resolved, That such portion of its meeting continue in closed session at noon to discuss the matters listed above as permitted under Section 4-106 and that such portion of its meeting shall continue in closed session until the completion of business.

RESOLUTION NO. 182-93 Re: MINUTES OF JANUARY 12, 1993

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

Resolved, That the minutes of January 12, 1993, be approved.

Mrs. Fanconi assumed the chair.

RESOLUTION NO. 183-93 Re: MINUTES OF JANUARY 19, 20, AND 21, 1993

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

Resolved, That the minutes of January 19, 20, and 21, 1993, be approved.

Dr. Cheung assumed the chair.

RESOLUTION NO. 184-93 Re: MINUTES OF JANUARY 26 AND 27, 1993

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

Resolved, That the minutes of January 26 and 27, 1993, be approved.

RESOLUTION NO. 185-93 Re: MINUTES OF FEBRUARY 1, 1993

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

Resolved, That the minutes of February 1, 1993, be approved.

RESOLUTION NO. 186-93 Re: MINUTES OF FEBRUARY 3, 1993

On recommendation of the superintendent and on motion of Mr. Sims seconded by Mrs. Gordon, the following resolution was adopted unanimously:

Resolved, That the minutes of February 3, 1993, be approved.

RESOLUTION NO. 187-93 Re: MINUTES OF FEBRUARY 4, 1993

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

Resolved, That the minutes of February 4, 1993, be approved.

RESOLUTION NO. 188-93 Re: DEPARTMENT OF ACADEMIC PROGRAMS

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

<u>Resolved</u>, That the Board of Education schedule time to review the work of the Department of Academic Programs' workload and its products and staffing.

RESOLUTION NO. 189-93 Re: RESEARCH AND EVALUATION SUBCOMMITTEE

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

Resolved, That at some point following the next meeting of the Board's subcommittee on research and evaluation that time be scheduled for a review of the recommendations of that subcommittee.

RESOLUTION NO. 190-93 Re: LIMITED ENGLISH PROFICIENCY - HEAD START

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

Resolved, That the Board of Education schedule time before the FY

1995 Operating Budget to review the needs of students who have limited English proficiency in Head Start and how those needs can be best met.

RESOLUTION NO. 191-93 Re: ELEMENTARY SCHOOL ADMINISTRATION

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

<u>Resolved</u>, That the Board of Education find time to discuss the issue of elementary administration and the staffing that is needed.

Re: A MOTION BY MR. SIMS ON MIDDLE SCHOOL INTERSCHOLASTIC SPORTS (FAILED)

The following motion by Mr. Sims failed of adoption with Mr. Abrams, Dr. Cheung, Mrs. Gordon, and Mr. Sims voting in the affirmative; Mrs. Brenneman, Mr. Ewing, Mrs. Fanconi, and Ms. Gutierrez voting in the negative:

Resolved, That the Board of Education request the superintendent and his staff to look into the possibility of identifying alternative funding sources such as business partnerships for the funding of middle school interscholastic sports; and be it further

<u>Resolved</u>, That the superintendent report back to the Board with any recommendations for a discussion with the Board middle school interscholastic sports, in general.

RESOLUTION NO. 192-93 Re: WAIVERS FOR CHALLENGE GRANT

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

<u>Resolved</u>, That the Board of Education request the superintendent to assess the need for and the process for waivers for the challenge grant and bring the Board recommendations for action.

Re: A MOTION BY MS. GUTIERREZ ON CHARGE BACK FOR SERVICES (FAILED)

The following motion by Ms. Gutierrez failed of adoption with Dr. Cheung, Mr. Ewing, Ms. Gutierrez, and Mr. Sims voting in the affirmative; Mr. Abrams, Mrs. Fanconi, and Mrs. Gordon voting in the negative; Mrs. Brenneman abstaining:

<u>Resolved</u>, That the Board of Education schedule time to discuss prior to the FY 1995 Budget the possibility of restructuring areas such as our computer services and other operating units

that could be run on a charge back fee.

Re: REPORT ON CLOSED SESSIONS - FEBRUARY 4, 9, AND 11, 1993

On January 25, 1993, by the unanimous vote of members present, the Board voted to conduct a closed session on February 4, 1993, as permitted under Section 4-106, <u>Education Article</u> of the Annotated Code of Maryland and State Government Article 10-501.

The Montgomery County Board of Education met in closed session on Thursday, February 4, 1993, from 7:50 p.m. to 8:40 p.m. The meeting took place in Room 120 of the Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss contract negotiations and an appeal.

In attendance at the closed session were: Stephen Abrams, Melissa Bahr, Larry Bowers, Fran Brenneman, Carole Burger, Alan Cheung, Blair Ewing, Carol Fanconi, Thomas Fess, Wes Girling, Beatrice Gordon, Ana Sol Gutierrez, Marie Heck, Brian Porter, Philip Rohr, Jonathan Sims, Paul Vance, and Mary Lou Wood.

On January 25, 1993, by the unanimous vote of members present, the Board voted to conduct a closed session on February 9, 1993, as permitted under Section 4-106, <u>Education Article</u> of the Annotated Code of Maryland and State Government Article 10-501.

The Montgomery County Board of Education met in closed session on Tuesday, February 9, 1993, at 9:15 a.m. to 10 a.m. and from 12:45 p.m. to 1:35 p.m. The meetings took place in Room 120 of the Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss the personnel monthly report, the equal employment opportunity report, membership on the Television Foundation, pending legal action, and an appeal of a Board decision.

In attendance at the closed sessions were: Stephen Abrams, Melissa Bahr, Fran Brenneman, Judy Bresler, Alan Cheung, Blair Ewing, Carol Fanconi, Thomas Fess, Phinnize Fisher, Katheryn Gemberling, Bea Gordon, Ana Sol Gutierrez, Marie Heck, Oliver Lancaster, Elfreda Massie, Michael Molinaro, Brian Porter, Philip Rohr, Jonathan Sims, Janice Turpin, Joseph Villani, Paul Vance, William Wilder, Mary Pat Wilson, and Mary Lou Wood.

On February 9, 1993, by the unanimous vote of members present, the Board voted to conduct a closed session on February 11, 1993, as permitted under Section 4-106, <u>Education Article</u> of the Annotated Code of Maryland and State Government Article 10-501.

The Montgomery County Board of Education met in closed session on

Thursday, February 11, 1993, at 7:30 p.m. to 8 p.m. The meeting took place in Room 120 of the Carver Educational Services Center, Rockville, Maryland.

The Board met to discuss contract negotiations.

In attendance at the closed session were: Stephen Abrams, Melissa Bahr, Larry Bowers, Fran Brenneman, Carole Burger, Alan Cheung, Blair Ewing, Carol Fanconi, Thomas Fess, Wes Girling, Bea Gordon, Ana Sol Gutierrez, Marie Heck, Brian Porter, Philip Rohr, Paul Vance, Bud Westall, and Mary Lou Wood.

RESOLUTION NO. 193-93 Re: TRANSPORTATION ISSUE ON MARCH 9, 1993

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

<u>Resolved</u>, That the transportation savings item be scheduled for discussion/action on March 9, 1993, and schedule it, if necessary, after the business presently scheduled is concluded.

Re: NEW BUSINESS

Mr. Sims moved and Mrs. Gordon seconded the following:

<u>Resolved</u>, That the Board of Education schedule time to discuss its previous decision to eliminate middle school interscholastic sports.

Re: ITEM OF INFORMATION

Board members received an item of information on the school naming process.

RESOLUTION NO. 194-93 Re: ADJOURNMENT

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

 $\underline{\text{Resolved}}$ , That the Board of Education adjourn its meeting at 12:40 a.m.

PRESIDENT	
SECRETARY	

PLV:mlw