

Resolved, That the Board of Education approve its agenda for April 26, 1999.

Re: **MOMENT OF SILENCE**

At the request of Mr. Felton, there was a moment of silence in remembrance of the students and staff killed and wounded in Littleton, Colorado.

RESOLUTION NO. 242-99 Re: **ASIAN PACIFIC AMERICAN HERITAGE MONTH**

On recommendation of the Superintendent and on motion of Ms. Signer seconded by Mrs. King, the following resolution was adopted unanimously:

WHEREAS, In 1990, the traditional celebration of Asian Pacific American Heritage Week by presidential proclamation was extended to a month-long observance, proclaiming the month of May as Asian Pacific American Heritage Month; and

WHEREAS, The purpose of this month is to recognize Americans of Asian and Pacific Islands descent and their continued and invaluable contributions to this country; and

WHEREAS, The heritage of Asian Pacific Americans enhances the diversity and richness of the student body and staff of the Montgomery County Public Schools; and

WHEREAS, Asian Pacific American students and staff contribute to the success of the Montgomery County Public Schools through their participation in all aspects of education; now therefore be it

Resolved, That on behalf of the Superintendent, staff, and students of the Montgomery County Public Schools, the members of the Board of Education hereby declare the month of May 1999 to be observed in Montgomery County Public Schools as "Asian Pacific American Heritage Month."

RESOLUTION NO. 243-99 Re: **STUDENT LEADERSHIP WEEK**

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

WHEREAS, The Montgomery County Board of Education has a continuing commitment to support active student participation in school and community activities; and

WHEREAS, An open dialogue between the Board of Education and student organizations is productive and useful; and

WHEREAS, Participation by our youth is valued by the Board of Education; and

WHEREAS, In April student leadership activities include the election of the student member of the Board of Education, Montgomery County Region of the Maryland Association of Student Councils, and Montgomery County Junior Councils elections, and National Student Leadership Week; now therefore be it

Resolved, That the Board of Education hereby join with the Superintendent of schools in designating the week of April 25-30, 1999, as Student Leadership Week in Montgomery County Public Schools; and be it further

Resolved, That the Board of Education commend student leaders for their efforts and achievements on behalf of Montgomery County Public Schools.

Re: **PUBLIC COMMENTS**

The following people testified before the Board of Education:

	<u>Person</u>	<u>Topic</u>
1.	Mr. John Hoven	Mathematics
2.	Dr. Chakrabarti	Mathematics

RESOLUTION NO. 244-99 Re: **CONTRACTS FOR MORE THAN \$25,000**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Ms. Signer, 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:

110-97 Fleet Vehicle Repair

<u>Awardee</u>	
Light Truck Service Company	\$ 25,000

1011.2	Office Papers	
	Awardees	
	Alling and Cory	\$ 173,240
	Lindenmeyer Munroe	161,349
	Frank Parsons Paper Company, Inc.	1,286,250
	RIS Paper Company, Inc.	9,280
	Supply Cabinet, Inc.	38,708
	Unisource	157,007
	WWF Paper Corporation	10,088
	Xpedx	<u>12,253</u>
	Total	\$1,848,175
1077.1	Technical Services Relating to Research Design, Data Collection, and Analysis for the Department of Educational Accountability	
	<u>Awardees</u>	
	Aspen Systems Corporation	
	Computer Technology Services, Inc.	
	Human Resources Research Organization	
	Total	\$ 50,000
1086.1	Third Party Billing for the Department of Special Education	
	Awardee	
	Dawkins Medical Management	\$ 43,000
4062.1	Musical Instruments, Furniture and Equipment	
	Awardees	
	Cornet Music	\$ 2,250
	Goodens Music Educator Supply	2,805
	Humes & Berg Manufacturing Company, Inc.	1,125
	Ideal Music Company	445
	Keyboard World	212,456
	Lashof Violins	5,187
	Music Is Elementary	36,481
	National Education Music Company	8,970
	Peripole Bergerault, Inc.	478
	Ralon Music Company, Inc.	52,567
	Rhythm Band, Inc.	14,655
	S & H Manufacturing Company	715

Stageright Corporation	1,500
Suzuki Musical Instruments	750
Veneman Music Company, Inc.	1,678
Washington Music Sales Center, Inc.	100,529
Steve Weiss Music, Inc.	11,035
Wenger Corporation	2,599
West Manor Music	4,921
Woodwind and the Brasswind	15,773
Wrights Music Shed	<u>4,849</u>
Total	\$ 481,768

MORE THAN \$25,000

\$2,447,943

RESOLUTION NO. 245-99

Re: **AWARD OF CONTRACTS - WINSTON CHURCHILL
HIGH SCHOOL**

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

WHEREAS, On December 8, 1998, the Board of Education authorized staff to utilize a construction management process for the Winston Churchill High School modernization project; and

WHEREAS, The following sealed bids represent the third and fourth in a series of subcontracts that were bid as a part of a construction management process for the Winston Churchill High School modernization project:

<u>Bidders</u>	<u>Amount</u>	<u>Consultant's Estimate</u>
<u>Casework/Tech Ed/Millwork</u>		
Steel Products, Inc.	\$1,146,000	\$1,103,679
<u>Chalk and Tack Boards/Projection Screens</u>		
Steel Products, Inc.	174,321	182,648
<u>Demolition</u>		
N & N Contractors, Inc.	670,000	662,258
<u>Mechanical</u>		
Tyler Mechanical Contracting (submitted 3.67 percent minority participation)	5,449,000	5,454,389

Operable Walls/Folding Partitions

Modern Door and Equipment Sales, Inc.	48,521	45,490
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Painting

Cochran & Mann, Inc.	297,000	318,395
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P.E./Gym/Locker Room Equipment

TJ Distributors, Inc.	49,675	51,640
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Shades/Window Treatments

Sun Control Systems	29,760	38,277
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Telescoping Bleachers

Modern Door and Equipment Sales, Inc.	95,175	200,000
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VCT/Carpet

Teprac Industries (submitted 2 percent, African-American, MDOT certified, minority participation)	388,888	430,380
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Wood Floors

Weyer's Floor Service, Inc.	53,185	56,110
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and

WHEREAS, The aggregate of the bids is within the consultant's overall estimate and sufficient funds are available to award the contracts; and

WHEREAS, The aggregate minority business participation for the subcontracts bid to date is 27.7 percent; now therefore be it

Resolved, That contracts be awarded for the above-referenced subcontractors meeting specifications for the Winston Churchill High School modernization project, for the amounts listed, in accordance with plans and specifications prepared by Duane, Cahill, Mullineaux and Mullineaux, and contingent upon County Council approval of the FY 2000 Capital Budget.

RESOLUTION NO. 246-99

Re: **AWARD OF CONTRACT - FAIRLAND CENTER - REROOFING**

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

WHEREAS, The following sealed bids were received on March 29, 1999, to provide reroofing for the Fairland Center, with work to begin June 21, 1999, and to be completed by August 28, 1999:

<u>Bidder</u>	<u>Amount</u>
R. D. Bean, Inc.	\$266,810
Interstate Corporation	275,750
Orndorff & Spaid, Inc.	292,815
J. E. Wood & Sons Company, Inc.	297,694
Brothers Construction Company, Inc.	301,292
Alliance Roofing & Sheet Metal, Inc.	329,010

and

WHEREAS, R. D. Bean, Inc., has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The low bid is below the staff estimate of \$290,000; and

WHEREAS, Staff has verified that the contractor has made a good-faith effort to obtain minority participation; now therefore be it

Resolved, That a contract in the amount of \$266,810 be awarded to R. D. Bean, Inc., for reroofing of the Fairland Center, in accordance with plans and specifications prepared by the Department of Facilities Management and contingent upon County Council approval of the FY 2000 Capital Budget.

RESOLUTION NO. 247-99 Re: **AWARD OF CONTRACTS - AIR CONDITIONING EQUIPMENT INSTALLATION AT VARIOUS SCHOOLS**

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

WHEREAS, The following sealed bids were received on April 1 and 8, 1999, to provide air conditioning systems for various schools, with work to begin June 21, 1999, and to be completed by August 28, 1999:

<u>Bidder</u>	<u>Amount</u>
<u>Bel Pre Elementary School</u> Shapiro & Duncan, Inc. (submitted 20 percent, African-	\$ 77,777

American, MDOT certified, minority participation)

Glenallan Elementary School

R. M. Thornton, Inc. 109,019
(submitted 9 percent, African-American, MDOT certified, minority participation)

Burnt Mills Elementary School

High Purity Systems, Inc. 86,258
(female-owned, Commonwealth of Virginia and Metropolitan Washington Airports Authority certified)

Watkins Mill Elementary School

High Purity Systems, Inc. 109,931
(female-owned, Commonwealth of Virginia and Metropolitan Washington Airports Authority certified)

Whetstone Elementary School

R. M. Thornton, Inc. 126,621
(submitted 9 percent, African-American, MDOT certified, minority participation)

and

WHEREAS, The above-referenced contractors have completed similar work successfully for Montgomery County Public Schools or other local school jurisdictions; and

WHEREAS, The low bids are within staff estimates; and

WHEREAS, Details of the bid activity are available in the Department of Facilities Management; now therefore be it

Resolved, That contracts be awarded the above-referenced contractors to provide air conditioning systems in accordance with plans and specifications prepared by Mendoza, Ribas, Farinas & Associates.

RESOLUTION NO. 248-99

Re: **ARCHITECTURAL APPOINTMENT - COL. ZADOK
MAGRUDER HIGH SCHOOL**

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

WHEREAS, It is necessary to appoint an architectural firm to provide professional and technical services during the design and construction phases of an 18-classroom addition to Col. Zadok Magruder High School; and

WHEREAS, An emergency supplemental appropriation for architectural planning was approved by the County Council as part of the FY 1999 Capital Budget; and

WHEREAS, The Architect Selection Committee, in accordance with procedures adopted by the Board of Education on July 14, 1998, identified Smolen-Emr + Associates, Architects, as the most qualified firm to provide the necessary professional architectural and engineering services; and

WHEREAS, Staff has negotiated a fee for necessary architectural services; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the architectural firm of Smolen-Emr + Associates, Architects, to provide professional architectural services for the Col. Zadok Magruder High School addition project for a fee of \$350,698, which is 7.5 percent of the construction budget.

RESOLUTION NO. 249-99

Re: **CAPITAL PROJECTS TO BE CLOSED EFFECTIVE
JUNE 30, 1999**

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

WHEREAS, The Board of Education annually closes capital projects and transfers any unencumbered balances to the appropriate accounts; and

WHEREAS, The Department of Facilities Management has reviewed capital projects that may be closed effective June 30, 1999; now therefore be it

Resolved, That the Superintendent be authorized to close, effective June 30, 1999, the capital construction projects listed below, subject to final audit:

<u>Project No.</u>	<u>School</u>	<u>Balance</u>
247-01	John Poole Middle School	-0-
708-01	Kingsview Middle School	-0-

and be it further

Resolved, That a copy of this resolution be sent to the county executive and County Council, to be included in the FY 2000 Educational Facilities Master Plan and the FY 1999-2004 Capital Improvements Program.

RESOLUTION NO. 250-99 Re: **CHANGE ORDER OVER \$25,000 - WALTER JOHNSON MIDDLE SCHOOL #2**

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

WHEREAS, The Department of Facilities Management has received a change order proposal from Henley Construction Company, Inc., that exceeds \$25,000; and

WHEREAS, Staff and the project architect have reviewed this change order and found it to be reasonable; now therefore be it

Resolved, That the Board of Education approve the following change order to the contract with Henley Construction Company, Inc., for the Walter Johnson Middle School #2 project:

Description: Revisions to the roof top air handling units were necessary to comply with ventilation requirements contained in the revised Montgomery County building code.

Amount: \$64,445

RESOLUTION NO. 251-99 Re: **REDUCTION OF RETAINAGE - JOHN F. KENNEDY HIGH SCHOOL**

On recommendation of the Superintendent and on motion of Mr. Abrams seconded by Ms. Signer, the following resolution was adopted with Mr. Abrams, Mr. Burnett, Mr. Butler, Mr. Felton, Mrs. Gordon, Mrs. O'Neill, and Ms. Signer voting in the affirmative; Mrs. King abstaining:#

WHEREAS, Hess Construction Company, Inc., general contractor for the John F. Kennedy High School modernization project, has completed 90 percent of all specified requirements and requested that the 10 percent retainage, which is based on completed work to date,

be reduced to 5 percent; and

WHEREAS, The project bonding company, Hartford Accident & Indemnity Company, has consented to this reduction; and

WHEREAS, The project architect, Smolen-Emr + Associates, Architects, recommends approval of the reduction; now therefore be it

Resolved, That the 10 percent retainage withheld from periodic payments to Hess Construction Company, Inc., general contractor for the John F. Kennedy High School modernization project, be reduced to 5 percent, with the remaining 5 percent to become due and payable after completion of all remaining contract requirements and formal acceptance of the completed project.

RESOLUTION NO. 252-99

Re: **AGREEMENT WITH THE CITY OF GAITHERSBURG
AND MONTGOMERY COUNTY DEPARTMENT OF
HOUSING AND COMMUNITY AFFAIRS AT
GAITHERSBURG ELEMENTARY SCHOOL**

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

WHEREAS, The City of Gaithersburg (City) is a recipient of federal funds through the Community Development Block Grant program administered by the Montgomery County Department of Housing and Community Affairs (DHCA) for the purchase and construction of a manufactured building to be used as a Parent Resource Center for families whose children attend Gaithersburg Elementary School; and

WHEREAS, The Board of Education (Board) supports a cooperative effort with the City to operate the Parent Resource Center (Facility) and believes that the educational interests of the students will be served through such cooperation; and

WHEREAS, The City, the Board, and DHCA wish to enter into an Agreement delineating the respective rights and obligations of the parties in construction, maintenance, and operation of the Parent Resource Center; and

WHEREAS, The Board shall lease approximately one quarter of an acre of the Gaithersburg Elementary School site to the City and shall procure and oversee the construction of the Facility and shall be responsible for reasonable maintenance and operation of the Facility in the future; and

WHEREAS, The City will reimburse the Board for the cost of the installation of the project and shall provide staffing, services, and supervision for the various social and community

programs that will utilize the Facility; and

WHEREAS, The City is planning to initiate the programs that will utilize the Facility when the 1999-2000 school year begins; and

WHEREAS, The City has requested that Montgomery County Public Schools (MCPS) exercise due diligence in ensuring that the Facility is available prior to September 1, 1999; and

WHEREAS, State procurement statutes for Maryland Boards of Education permit school systems to utilize each other's contracts for similar goods and services, if time is of the essence, as long as the initial contract was competitively bid; and

WHEREAS, The Board of Education of Worcester County has a competitively bid contract in place for the purpose of purchasing portable buildings and has agreed to permit MCPS to use the conditions of the contract to purchase the City's Facility; and

WHEREAS, The City and DHCA have agreed that utilizing the Worcester County contract should be pursued to ensure timely completion of the Facility; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute an Agreement among the Board, the City of Gaithersburg, and the Montgomery County Department of Housing and Community Affairs to allow the purchase and construction of a Parent Resource Center at Gaithersburg Elementary School; and be it further

Resolved, That a contract in the amount of \$127,900 be awarded to G.E. Capital for the purchase and construction of a manufactured building to be used as a Parent Resource Center for families whose children attend Gaithersburg Elementary School in accordance with the conditions of the Board of Education of Worcester County's purchase order #126227 for the purpose of purchasing portable buildings.

RESOLUTION NO. 253-99

Re: **DECLARATION OF EASEMENT AT LAYTONSVILLE
ELEMENTARY SCHOOL**

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

WHEREAS, The owners of the adjacent property located at 21411 Laytonsville Road have had sole access to their house through the school parking lot for over 40 years; and

WHEREAS, There is no legal document granting a right-of-way or access easement to the owners; and

WHEREAS, The owners desire to set forth in writing their rights and responsibilities in connection with their use of the school parking lot for their access; and

WHEREAS, The Board's attorneys recommend that a Declaration of Easement be executed formally creating a common use easement on the school site for the use and benefit of the Board of Education and the adjoining owners; and

WHEREAS, The Declaration of Easement protects the Board of Education from liability for use of the school parking lot by the adjoining owners, their invitees, or guests; and

WHEREAS, The Declaration of Easement provides that the easement may be relocated as the Board may deem necessary to modify the school site plan from time to time; and

WHEREAS, The easement grant may be extinguished at any time upon the opening of an alternate access to the adjoining property from a public road; now therefore be it

Resolved, That the president and secretary of the Board of Education be authorized to execute a Declaration of Easement granting an access easement through the Laytonsville Elementary School site for the benefit of the real property owners at 21411 Laytonsville Road.

RESOLUTION NO. 254-99 Re: **AWARD OF CONTRACT - WASHINGTON GROVE
ELEMENTARY SCHOOL UNIT VENTILATOR AND AIR
CONDITIONER SYSTEM**

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

WHEREAS, Sealed bids were received on April 16, 1999, for the installation of unit ventilators and air conditioning system replacement for Washington Grove Elementary School; and

WHEREAS, The following contractors bid the equipment items and installation work to begin on June 19, 1999, and be completed by August 20, 1999:

<u>Bids</u>	<u>Amount</u>
Shapiro & Duncan, Inc.	\$216,000
Calvert Mechanical, Inc.	231,000
R.M. Thorton, Inc.	234,997
American Mechanical Services of Maryland, Inc.	236,390

and

WHEREAS, The low bidder, Shapiro & Duncan, Inc., has completed similar work successfully for Montgomery County Public Schools; and

WHEREAS, The low bid is below the staff estimate of \$250,000; and

WHEREAS, Staff has verified that Shapiro & Duncan, Inc., has made a good faith effort to obtain minority participation; now therefore be it

Resolved, That a contract for \$216,000 be awarded to Shapiro & Duncan, Inc., for installation of unit ventilators and air conditioning system replacement for Washington Grove Elementary School in accordance with plans and specifications prepared by Building Dynamics, LLC.

RESOLUTION NO. 255-99 Re: **UTILIZATION OF FY 1999 FUTURE SUPPORTED PROJECT FUNDS FOR THE SPECIAL INITIATIVES FOR SAFE SCHOOLS PROJECT**

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

Resolved, That the Superintendent of schools be authorized to receive and expend with the FY 1999 Provision for Future Supported Projects grant awards totaling \$58,987 in federal funds through the Maryland State Department of Education under Title IV, Part A, Subpart 1 of the Elementary and Secondary Education Act as amended by the Improving America Schools Act of 1994 (Safe and Drug-Free Schools and Communities Act of 1994) for Special Initiatives for Safe Schools at Montgomery Blair High School, Mark Twain School, and Silver Spring International, Martin Luther King Jr., Parkland, and Roberto Clemente middle schools in the following categories:

<u>Category</u>	<u>Amount</u>
3 Instructional Salaries	\$ 16,615
4 Textbooks and Instructional Supplies	15,797
5 Other Instructional Costs	25,250
12 Fixed Charges	<u>1,325</u>
Total	<u>\$ 58,987</u>

and be it further

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

Re: **DISCUSSION**

Mr. Felton asked staff to provide a rationale when no minority vendors were selected through the Consent Items.

RESOLUTION NO. 256-99 Re: **PERSONNEL MONTHLY REPORT**

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

Resolved, That the Board of education approve the Personnel Monthly Report dated April 26, 1999.

RESOLUTION NO. 257-99 Re: **DEATH OF MRS. LUCY WILLIAMS, CAFETERIA
WORKER ON LONG-TERM PERSONAL ILLNESS
LEAVE, WATKINS MILL HIGH SCHOOL**

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

WHEREAS, The death on January 31, 1999, of Mrs. Lucy Williams, cafeteria worker on long-term personal illness leave from Watkins Mill High School has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mrs. Williams had been a loyal employee of Montgomery County Public Schools and a member of the cafeteria staff for three years; and

WHEREAS, Mrs. Williams' pride in her work and her ability to work effectively with students and co-workers were recognized by her fellow staff members and associates; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Mrs. Lucy Williams and extend deepest sympathy to her family; and be it further

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

RESOLUTION NO. 258-99

Re: **DEATH OF MR. STEVEN HENRY, SPECIAL
EDUCATION INSTRUCTIONAL ASSISTANT, MARK
TWAIN SCHOOL**

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

WHEREAS, The death on March 8, 1999, of Mr. Steven Henry, special education instructional assistant at Mark Twain School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the more than eight years that Mr. Henry had been a member of the staff of Montgomery County Public Schools, he had made valuable contributions to the school system; and

WHEREAS, Mr. Henry displayed a good rapport with students, always set very good behavior expectations, and was interested in helping students toward success; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Mr. Steven Henry and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 259-99

Re: **DEATH OF MR. GORDON MCBRIDE, BUS OPERATOR,
DIVISION OF TRANSPORTATION**

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

WHEREAS, The death on March 15, 1999, of Mr. Gordon McBride, bus operator in the Division of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, In the short time that Mr. McBride had worked for Montgomery County Public Schools, he demonstrated competence as a bus operator; and

WHEREAS, Mr. McBride's eagerness to learn, his pleasant personality, and good relationships with his fellow workers and students made him a valuable employee; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Mr. Gordon McBride and extend deepest sympathy to his family; and be it further

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

RESOLUTION NO. 260-99 Re: **DEATH OF MR. JOSEPH JEWELL, BUS OPERATOR,
DIVISION OF TRANSPORTATION**

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

WHEREAS, The death on March 30, 1999, of Mr. Joseph Jewell, bus operator in the Division of Transportation, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, Mr. Jewell was a member of the Transportation staff for more than 14 years and was recognized for his excellent attendance and attention to the requirements of his position; and

WHEREAS, Mr. Jewell's dependability and his good relationships with his fellow workers and the students made him a valuable employee; now therefore be it

Resolved, That the members of the Board of Education express their sorrow at the death of Mr. Joseph Jewell and extend deepest sympathy to his family; and be it further

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

Re: **UPDATE ON HIGH SCHOOL IMPROVEMENT
PROGRAM**

Dr. Vance invited the following people to the table: Dr. Mary Helen Smith, associate Superintendent for instruction and program development; Dr. Steven Seleznow, associate Superintendent for school administration; Dr. Patricia Flynn, director of academic programs; Mr. Dale Fulton, coordinator, Department of Academic Programs; Mr. Fred Lowenbach, principal of Paint Branch High School; and Ms. Kimberly Zanders, teacher at Seneca Valley High School.

Dr. Vance reported that this was the eighth in a series of updates provided to the Board of Education that relate to the Maryland State Department of Education's (MSDE) High School Improvement Program (HSIP). There was a very strong commitment throughout the system in the preparation and planning for the implementation of the statewide high

school assessments, and he was confident that MCPS high schools would do everything necessary to ensure the highest level of student success. Dr. Vance announced that efforts were underway to form a partnership with the Sylvan Learning Center to provide evening and summer high school mathematics instruction, particularly in Algebra 1, for students who had difficulty with regular high school courses.

Staff gave a presentation on the following topics.

Background

MSDE's HSIP is the final component of the Maryland School Performance Program, the state of Maryland's school reform initiative. The assessment component of the HSIP, the High School Assessment (HSA), identifies core learning goals (CLGs), or essential curriculum outcomes, that all students must "know and show that they know" prior to high school graduation. The manner in which students "show that they know" the CLGs is through passing a series of state-designed, end-of-course assessments. The assessments are intended to be developed and administered over the next several years. Initial test development is underway algebra, geometry, government, English I (Grade 9 English), and biology. These tests are referred to as Phase One assessments. The first operational administration of the Phase One tests will occur during the 2001-2002 school year, with the requirement that students in the graduating class of 2005 must pass examinations in English 1, government, and either algebra or geometry. The biology examination will be available for administration, as well, and local school systems have the option of deciding whether to include it as a graduation requirement during Phase One testing. Staff is investigating the implications of including biology in the Phase One testing in MCPS.

Montgomery County Public Schools (MCPS) has been an active participant with MSDE in the evolution of the HSIP. The Board has availed itself of opportunities to express concerns about the implementation of these high stakes assessments, including the implications for special populations, the timelines originally proposed for implementation, and the procedural implications related to students who may fail to demonstrate proficiency on the exams. As a result of these efforts, MSDE has made adjustments in many of its original HSIP proposals and invited individuals from MCPS to work closely with them to identify language and cultural biases that should be eliminated from the testing design. MCPS remains concerned about the impact of the HSA on students, procedural issues associated with alternative methods to demonstrate competence on these exams, and the issues surrounding appropriate assistance and remediation.

Timeline Change for Implementation of the HSA Program

In response to concerns voiced by individuals from MCPS and other local school systems, the state Superintendent recommended a change in the timeline for implementation of the HSA, thereby allowing one additional year of field testing and moving full implementation to the 2001-2002 school year. This decision provides school systems with a no-fault,

census testing opportunity that will benefit students and staff and ensure that schools are prepared to deal with the complexities and managerial issues associated with the administration of such a large scale testing program.

Countywide Final Examinations

MCPS has a policy that requires students to participate in final examinations in English, mathematics, social studies, science, foreign language, and computer science courses. The mathematics and foreign language offices have developed systemwide examinations. However, individual departments in other content areas have been responsible for developing their own departmental final examinations. Systemwide final examinations are under development in all Phase One subjects of the HSA. Common exams that mirror the content and format of the state assessments will provide students with opportunities to be exposed to and "practice" engaging with the types of assessments that they will encounter as part of the HSA. These local end-of-course assessments will serve as a tool to benchmark student progress and inform instruction.

The development of systemwide final examinations in Phase One courses reflects the process MSDE used to establish the HSA: items are developed and validated; no fault pilot tests are administered; teacher feedback and student results are analyzed; standard setting occurs; and operational implementation begins. Utilizing this process, statistically valid instruments are being designed. The Board has scheduled a discussion of the development of MCPS countywide examinations.

Prototype Items

The High School Assessment prototype items were distributed to all MCPS high schools on December 9, 1998. Teachers and students reviewed the items and, as appropriate, items were administered to students in English, government, algebra, geometry, and biology classes. Special education and ESOL students also participated in prototype item testing, and the data from those administrations were used to plan future training, guide curriculum revision, and develop additional test items.

High School Assessment Item Writers

In October, MCPS curriculum coordinators in each of the four content areas nominated teachers to participate as item writers for the HSA. These teachers would work to produce the items that would be used on the actual high school assessments. Fifteen MCPS teachers were selected for participation, and two additional teachers were named as alternates. The teachers were trained in February, and the items for the actual tests were developed in March. Item writers would work with the test developer again in June and July to complete item writing for the first assessments.

The MCPS teachers trained by the test developer as item writers have been a valuable resource to curriculum coordinators, high school principals, and classroom teachers. They

were actively involved in training other MCPS teachers on writing effective items that would assess student mastery of CLGs. In addition, item writers from each content area met with the high school principals in December to familiarize the principals with the prototype items.

Curriculum Development

English 1, government, Algebra 1, and biology courses were identified as courses that required priority review for alignment of outcomes with the CLGs. Curriculum revisions that arose from this process were piloted in all schools, and training provided that features explicit information about the presence of CLGs and their indicators in the curriculum. Coordinators of English, mathematics, social studies, and science were at varying stages in completing the review and alignment of other courses with the identified CLGs and were moved forward on curriculum revisions to ensure full inclusion of the CLGs in all appropriate documents and curriculum training. Additionally, ESOL teachers have completed the alignment of the ESOL intermediate and advanced level curricula with the English I CLGs.

Staff Development

Through funding support from MSDE for the West Central Regional Professional Development Network (RPDN), Montgomery, Carroll, and Howard counties' teachers have participated in regional staff development programs to develop their knowledge of the CLGs and the teaching strategies appropriate to help students master them. All training activities in every content area have included special education and ESOL teachers, as well as general educators. Another focus of ongoing staff development had been an emphasis upon test development and item writing to familiarize teachers with the criteria for developing high quality assessments that mirror the substance and format of test items for the HSA. Teachers and principals from MCPS high schools attended a Career Connections Work Session on Blended Instruction that focused upon the integration of the CLGs, including the Skills for Success, into career cluster courses.

Grants

The continuation of the MSDE grant that established the West Central Regional Professional Development Network among Carroll, Howard, and Montgomery counties had provided staff development opportunities to over 400 MCPS teachers. The focus of this grant was to provide staff development for teachers to prepare students for Phase One of the HSIP. On April 26 and 27, 1999, the Network Advisory Council of the West Central Regional Professional Network would meet to develop activities for the third year of this grant. The Network Council was composed of teachers, administrators, and content supervisors, as well as representatives of special education, ESOL, staff development, assessment, media, and career and technology education. MCPS had received an additional grant from MSDE through Schools for Success/Goals 2000 Year V funding to

implement a Summer Intervention Academy that would provide innovative instruction for students at risk who were not successful on the HSA.

Conferences

On February 23, 1999, MSDE sponsored a conference entitled the Maryland High School of the Future. Eight representatives from Montgomery County attended this conference. On March 10, 1999, five Montgomery County high schools were invited to send teams of administrators, teachers, and central office personnel to the High School Improvement Conference in Baltimore sponsored by MSDE.

Communication Plan

Communication among all stakeholders was an ongoing activity that supports MCPS efforts to prepare for the HSA. In addition to the activities listed below, staff would work with employee organizations, the Montgomery County Council of Parent Teacher Associations, and other parent and community organizations to ensure that constituency groups continue to receive updated information on this important initiative and work collaboratively to ensure student success on these high stakes assessments. Included below are some of the activities that staff was involved in to disseminate information about the HSA.

- ▶ Principals have provided time at faculty meetings for representatives of DAP to communicate with school staff on this important initiative. To date, presentations have been made at 16 MCPS high schools.
- ▶ Presentations have been made to a variety of school and community groups, including advisory, business, and parent groups.
- ▶ The Office of School Administration, in collaboration with DAP, had dedicated time at monthly principals' meetings to update principals on developments in the HSIP and to obtain feedback about concerns.
- ▶ Representatives from MSDE have met with both high school and middle school principals. A statewide committee of high school principals was formed to act as a sounding Board for HSIP issues and make recommendations on issues that would affect schools as the high school assessments become operational.
- ▶ Copies of CLGs and other materials related to HSIP have been distributed to MCCPTA cluster coordinators.
- ▶ In October, a Skills for Success forum was held. The forum brought together curriculum specialists, instructional staff, business leaders, parents, and students to discuss issues and provide direction on the HSIP.
- ▶ Development of an assessment web page would be completed by the end of May. The site would contain access to the CLGs, prototype items, and sample learning activities that incorporate the CLGs and Skills for Success into instruction. In addition to information about the HSIP, information about MSPAP and Criterion-Referenced Tests (CRTs) also would be available.

Conclusion

The state's HSIP will continue to have a significant impact upon curriculum and staff development effort in MCPS. Although MCPS remains concerned about many of the issues involved in this high stakes assessment and will continue to pursue these concerns with colleagues throughout Maryland, it is moving forward with curriculum, staff development, and assessment activities in preparation for the implementation of this critical initiative. Continued collaboration among leaders in MCPS with their state counterparts offer another avenue through which dialogue can continue and input be provided.

Re: DISCUSSION

Mr. Felton thanked staff for their work on HSIP, and said he was pleased with the staff's positive attitude. Many people in the state and county do not have an appreciation for how advanced the state of Maryland is in public education with state assessments and curriculum, and that fact must be shared with the community. He asked what MCPS must do to ensure that there will be an initial high passing rate for the exams. Ms. Zanders replied that teachers must use a different approach to deliver the curriculum. The CGL does not require added knowledge by the students, but it does require a different approach to the use of that basic knowledge.

Mr. Burnett questioned how the school system would address a change in culture. Mr. Fulton thought that staff development was essential and that emphasis on the concepts of curriculum instruction and assessments were not separate pieces, but were intertwined. The expectation must be that students will be successful learners.

Mrs. King believed that it was very important for the school system to regularly update parents on what would be expected of students.

Mrs. Gordon thanked staff for their work, and commented that the State Board of Education had responded to the issues raised by Montgomery County. She asked if MCPS was addressing the accommodations for special education and ESOL students. Dr. Smith replied that there were ongoing discussions with the MSDE about MCPS' strategies for testing this population.

Mrs. Gordon asked if biology would be included in Phase 1. Dr. Flynn stated that MCPS would proceed as if it planned to participate in the biology assessment, but it would evaluate the impact of adding one more assessment.

Mrs. Gordon wanted the Local Advisory Council on the High School Improvement Program to be revived to complete its charge. On February 23, 1999, MSDE sponsored a

conference entitled the Maryland High School of the Future, but no Board members were included from MCPS. She hoped that would be corrected in the future.

Mrs. O'Neill was concerned about communication with the greater community since they do not understand that HSIP was on the horizon. The school system owes it to the parents and students to make sure that they understand the importance of these high-stakes tests. Also, common strategies must be shared countywide to ensure that students will be successful test takers. She asked about the plans for students who do not pass the tests. Mr. Fulton explained that each school system would have an intervention plan and would decide when a student would be retested.

Ms. Signer appreciated the work of MCPS staff and the change of attitude at the state and county level. As a school system, MCPS had used its countywide exams in some subjects as the basis for a waiver from the state exams. The Superintendent's paper contained a statement that MCPS is developing system-wide exams in all of the Phase 1 subject areas that will mirror the content and format of the state assessment. Ms. Signer asked what staff had done to ensure that those exams will be the psychometric equivalent of the state exam, especially the level of difficulty and content. Dr. Flynn replied that in the Phase 1 subjects, MCPS administered items included on local school exams to collect data on student performance. Thereafter, the validated items will be incorporated into an exam to be administered on a no-fault basis.

Ms. Signer shared the concerns of her colleagues regarding communication about HSIP. She thought that an update once a year was not sufficient on this issue, and she urged staff to bring more updates to the full Board or the Research and Evaluation Subcommittee.

Re: **NON-RECOMMENDED REDUCTIONS OF THE FY 2000
OPERATING BUDGET**

On recommendation of the Superintendent and on motion of Mrs. Gordon seconded by Mrs. King, the following resolution was placed on the table:

WHEREAS, The Board of Education adopted an FY 2000 Operating Budget Request of \$1,009,871,670, excluding grants and enterprise funds, on February 24, 1999; and

WHEREAS, On March 15, 1999, the county executive recommended a budget for Montgomery County Public Schools, excluding grants and enterprise funds, of \$1,004,410,401; and

WHEREAS, The county executive's recommendation assumed that state grants of \$1,700,000 would offset expenditures for class size reduction recommended by the Board of Education as part of the spending affordability budget; and

WHEREAS, The Maryland General Assembly approved \$1,367,000 in additional state aid in FY 2000 for class size reduction, that was classified as restricted grant funding outside the spending affordability budget and offsets equivalent expenditures for class size reduction included in the Board of Education's request as tax-supported local funds, and the county executive had under advisement a budget amendment to make up the difference between state aid for class size reduction and the county executive's original recommendation; and

WHEREAS, On April 20, 1999, the County Council designated a spending affordability guideline allocation for MCPS of \$1,004,400,000; and

WHEREAS, The County Council requested that its Education Committee recommend a budget for MCPS at the target allocation with an opportunity to request funding for important priorities in addition to the allocation target; and

WHEREAS, On April 19, 1999, the County Council's Education Committee tentatively approved \$1,590,000 in expenditure reductions for MCPS, reducing the amount of non-recommended reductions required; and

WHEREAS, The chair of the Education Committee of the County Council requested that the Board of Education suggest possible non-recommended reductions for consideration for inclusion on the County Council's "wish list," in addition to recommended reductions already taken by the Education Committee; now therefore be it

Resolved, That the Board of Education submit the attached suggestions of non-recommended reductions totaling \$2,181,670, in the following categories:

<u>Category</u>	<u>Amount</u>
1 Administration	\$ 330,000
6 Special Education	200,000
7 Student Personnel Services	100,000
9 Student Transportation	626,800
10 Operation of Plant and Equipment	719,460
11 Maintenance of Plant	<u>205,410</u>
Total	<u>\$2,181,670</u>

and be it further

Resolved, That the detailed items suggested to the Education Committee as non-recommended reductions, although not directly affecting classroom instruction, would have

harmful long-term effects on the ability of the Montgomery County Public Schools to continue to provide an excellent education to the students of the school system; and be it further

Resolved, That the impact of these reductions on the quality of education are explained; and be it further

Resolved, That in view of these consequences the members of the County Council should fund the FY 2000 Operating Budget as requested by the Board of Education; and be it further

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

Re: **DISCUSSION**

Ms. Signer noted that if the school system could justify the \$150,000 for the high school signature programs, the Council might restore that amount. She asked staff to submit a memorandum with the rationale for funding signature programs to the Education Committee.

Mrs. O'Neill was disappointed that JV Lacrosse would not be funded. She asked about the impact on transportation if the school system deferred purchasing additional replacement buses under lower bid (\$195,000). Mr. Bowers replied that there would be an impact on all levels of transportation services.

Mrs. King asked about funding for the Sharp Street program. Mr. Bowers stated that the County Council would consider that funding at the end of April. There was an indication from some Council members that it should be included in the Board's budget.

Mr. Abrams expressed his disappointment that computer security and disaster preparedness for computer systems (\$330,000) was a non-recommended reduction. If there was a need to implement a disaster plan, the cost to recover data would be significantly higher than payment for prevention.

RESOLUTION NO. 261-99

Re: **NON-RECOMMENDED REDUCTIONS OF THE FY 2000
OPERATING BUDGET**

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

WHEREAS, The Board of Education adopted an FY 2000 Operating Budget Request of \$1,009,871,670, excluding grants and enterprise funds, on February 24, 1999; and

WHEREAS, On March 15, 1999, the county executive recommended a budget for Montgomery County Public Schools, excluding grants and enterprise funds, of \$1,004,410,401; and

WHEREAS, The county executive's recommendation assumed that state grants of \$1,700,000 would offset expenditures for class size reduction recommended by the Board of Education as part of the spending affordability budget; and

WHEREAS, The Maryland General Assembly approved \$1,367,000 in additional state aid in FY 2000 for class size reduction, that was classified as restricted grant funding outside the spending affordability budget and offsets equivalent expenditures for class size reduction included in the Board of Education's request as tax-supported local funds, and the county executive has under advisement a budget amendment to make up the difference between state aid for class size reduction and the county executive's original recommendation; and

WHEREAS, On April 20, 1999, the County Council designated a spending affordability guideline allocation for MCPS of \$1,004,400,000; and

WHEREAS, The County Council requested that its Education Committee recommend a budget for MCPS at the target allocation with an opportunity to request funding for important priorities in addition to the allocation target; and

WHEREAS, On April 19, 1999, the County Council's Education Committee tentatively approved \$1,590,000 in expenditure reductions for MCPS, reducing the amount of non-recommended reductions required; and

WHEREAS, The chair of the Education Committee of the County Council requested that the Board of Education suggest possible non-recommended reductions for consideration for inclusion on the County Council's "wish list," in addition to recommended reductions already taken by the Education Committee; now therefore be it

Resolved, That the Board of Education submit the attached suggestions of non-recommended reductions totaling \$2,181,670, in the following categories:

<u>Category</u>	<u>Amount</u>
1 Administration	\$ 330,000
6 Special Education	200,000
7 Student Personnel Services	100,000
9 Student Transportation	626,800
10 Operation of Plant and Equipment	719,460
11 Maintenance of Plant	<u>205,410</u>
 Total	 <u>\$2,181,670</u>

and be it further

Resolved, That the detailed items suggested to the Education Committee as non-recommended reductions, although not directly affecting classroom instruction, would have harmful long-term effects on the ability of the Montgomery County Public Schools to continue to provide an excellent education to the students of the school system; and be it further

Resolved, That the impact of these reductions on the quality of education are explained; and be it further

Resolved, That in view of these consequences the members of the County Council should fund the FY 2000 Operating Budget as requested by the Board of Education; and be it further

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

Impact of Options for Non-Recommended Reductions to Meet FY 2000 County Council Spending Affordability Guidelines

1. Computer security and disaster preparedness for computer systems - \$330,000

As MCPS increases its reliance for mission critical functions on information technology, security and disaster threats to those systems are a serious risk to effective operations. Student, personnel, and financial information systems depend on wide-area and local networks vulnerable to security risks, both within MCPS and from outside. These funds are needed urgently

to manage security architecture and infrastructure, promote security awareness, assess risks and threats, and administer security systems. MCPS also must improve the preparedness of computer systems to control the consequences of power outages caused by natural or man-made disasters. This initiative includes acquisition of alternative power sources for mission-critical computer systems and establishing redundancy capacity to preserve technology services in the event of a disaster. Failure to provide disaster preparedness functionality would risk very large potential repair and replacement costs, and the loss of critical data.

2. Reduce special education legal fees - \$200,000

After rising significantly for several years, special education legal costs fell dramatically in FY 1998 by approximately \$1.1 million. This decrease resulted from a comprehensive strategy that stressed preventing litigation. MCPS hired attorneys and paralegals to replace expensive outside counsel. Based on a competitive RFP process, new contract arrangements with outside law firms sharply reduced costs. The Board's budget request includes a reduction of \$200,000 in the budget for legal costs to reflect this improvement. Continued progress in FY 1999 may permit the reduction of a further \$200,000 in FY 2000. However, legal costs are subject to significant fluctuations depending on the unpredictable expenses of individual cases. A further reduction in this budget may result in a deficit in FY 2000 that would reduce resources available to serve special education students.

3. Eliminate residency compliance - \$100,000

In FY 1998, the Board added \$100,000 to provide support to schools to identify non-resident students and compel their families either to return these children to their home schools or pay non-resident tuition. This program has worked successfully to identify these students and to discourage others from attempting to illegally register students in our system. Non-resident students deprive Montgomery County students of the resources they need to succeed in school. Residency errors discovered as part of the audit process also may endanger significant amounts of state aid. The program is now established and has implemented effective techniques. It has the potential to improve our capacity to discourage non-residents from enrolling in our schools. Eliminating this valuable program would send a signal that non-residents would once again find it possible to register their children in our schools.

4. Defer purchasing additional replacement buses under lower bid - \$195,000

After analysis of bus routes and vehicle inventory, it was determined that the 293 buses that were required to be replaced in FY 2000 due to their legally permissible service life could be reduced by 23 buses at annual savings of \$299,000 under the master lease arrangement. This would leave 270 buses that would need to be replaced. MCPS had secured a waiver from the Maryland State Department of Education to extend the life of 176 buses and must purchase the remaining 94 new buses. However, MCPS recently negotiated a very favorable price for new buses ordered for FY 2000 that provides an opportunity to purchase another 15 new buses at an annual cost of \$195,000. The acquisition of these buses would avoid higher costs in future years and save approximately \$3,000 per bus in FY 2000 for mandated inspections and the installation of roof hatches required for buses whose service life had been extended. Considering the favorable new bus prices and low interest rate environment, neglecting this opportunity for current and future savings would only defer the increased costs until future years.

5. Eliminate additional buses for enrollment growth - \$389,000

Enrollment growth of 1,950 riders in general and special education in FY 2000 would require the lease-purchase acquisition of 28 additional buses. Eliminating the acquisition of these additional buses required for enrollment growth would save an estimated \$389,000, but would make it impossible to maintain the current number of routes. If these growth buses are not acquired, service cuts would be required in regular education transportation services. These reductions may include service cuts for some of the more than 2,000 students who currently participate in special programs (magnet, gifted, and vocational education), lengthening bus rides for many students, or adjusting walking distances.

6. Reduce postage by 25 percent - \$100,000

Reduction of the budget for postage, at a time of increased enrollment and rate increases, would sharply curtail the ability of the school system to maintain contact with parents, employees, and the community to improve student outcomes. Because much mailing is legally required for employee and parent communications, this reduction would greatly curtail discretionary mailings of vital information to parents and members of the community. Mailings of important school communications with parents, personnel

information to employees, and publications such as the Citizen's Budget might be curtailed or discontinued. It would be necessary to communicate to parents through students, which was not desirable, particularly in the case of at-risk students, where direct communication with parents was vitally important to student success.

7. Reduce telecommunications services - \$300,000

The FY 2000 budget includes savings of \$150,000 in telecommunications costs due to reducing outdated telephone lines as they were replaced by more modern systems. The budget also anticipates nearly \$1 million in savings from E-rate discounts provided through refunds from telephone companies to educational institutions as a result of a recently adopted federal law. Further reductions in telecommunications services of approximately 10 percent would require the removal of lines needed for modern communications equipment such as computer modems and fax machines. This would directly affect access for students and teachers in our schools.

8. Utilities reductions by changing thermostat settings - \$300,000

MCPS has a comprehensive program to contain energy cost and reduce waste. Since 1978, this program has reduced energy consumption by 45 percent. MCPS has invested in innovative energy saving measures, including computer control of mechanical systems in most schools, high efficiency lighting retrofits, and energy efficient designs for new buildings. MCPS also has achieved \$730,000 in savings from an expanded School Energy Rebate Team (SERT) program. The FY 2000 budget includes an additional reduction of \$200,000 projected on the basis of continued success of energy saving efforts. Further reductions would require schools to alter thermostat settings, which would particularly affect air conditioning and exacerbate already serious air quality problems through additional mold, mildew, and carpet damage. It also would affect staff and student health and result in much more expensive repairs in future years.

9. Reduce non-instructional equipment replacement - \$267,670

A reduction of funds for non-instructional equipment mainly affects the replacement of maintenance and operations vehicles. It would disrupt the schedule for the regular replacement of aging vehicles. According to the current schedule, MCPS replaces approximately 12 to 14 maintenance vehicles annually of a fleet of approximately 300 vehicles. This practice

requires us to keep vehicles on the road for an average of more than 20 years. The county government replaces vehicles every 8 to 10 years. With many vehicles already in a precarious state of repair, reducing this expenditure would result in more vehicles being out of service with higher repair costs. The remainder of this reduction would prevent the purchase of maintenance components, including pumps, motors, and compressors to repair mechanical systems, such as elevators and HVAC equipment. Without these components, these systems cannot be kept in service. Many of these systems directly affect student and staff health, comfort, and air quality.

Re: **BOARD/SUPERINTENDENT COMMENTS**

The Superintendent and Board members made no comments.

RESOLUTION NO. 262-99 Re: **CLOSED SESSION RESOLUTION**

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

WHEREAS, The Board of Education of Montgomery County is authorized by the *Education Article* and *State Government Article of the Annotated Code of Maryland* to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a portion of its meeting on Tuesday, May 11, 1999, in Room 120 of the Carver Educational Services Center from 8:30 to 10:00 a.m. and 12:00 to 2:00 p.m. to discuss personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article*, consult with counsel to obtain legal advice, as permitted by Section 10-508(a)(7) of the *State Government Article*; and to review and adjudicate appeals in its quasi-judicial capacity and to discuss matters of an executive function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

Resolved, That such meetings shall continue in closed session until the completion of business.

Re: **REPORT OF CLOSED SESSION**

On April 14, 1999, by unanimous vote, the Board of Education voted to conduct a closed session as permitted under the *Education Article* § 4-107 and *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed session on March 9, 1999, from 8:50 to 9:45 a.m. and 1:00 to 1:25 p.m. in Room 120, Carver Educational Services Center, Rockville, Maryland, and

1. Reviewed and/or adjudicated the following appeals: T-1999-3, 1999-2, 1999-6, and 1999-6(a).
2. Reviewed with legal counsel the recently passed pension legislation.
3. Reviewed the report on EEO cases.
4. Discussed the acquisition of real estate property for a public purpose.

In attendance at part or all of the above closed sessions were: Steve Abrams, Aggie Alvez, Larry Bowers, Fran Brenneman, Kermit Burnett, Viv D'Souza, Reggie Felton, Wes Girling, Bea Gordon, Dick Hawes, Pat Hanehan, Marie Heck, Roland Ikheloa, Nancy King, Joe Lavorgna, George Margolies, Patricia O'Neill, Brian Porter, Glenda Rose, Mona Signer, Lois Stoner, Roger Titus, and Paul Vance.

RESOLUTION NO. 263-99 Re: **BOARD APPEAL 1999-2**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Decision and Order in Appeal 1999-2, student discipline, reflective of the following vote: Mr. Burnett, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Abrams and Mr. Butler absent.

RESOLUTION NO. 264-99 Re: **BOARD APPEAL 1999-6**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Decision and Order in Appeal 1999-6, summer reading assignment, reflective of the following vote: Mr. Abrams, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mr. Burnett voting to reverse; Mr. Butler was absent.

RESOLUTION NO. 265-99 Re: **BOARD APPEAL 1999-6(a)**

On motion of Mrs. O'Neill and seconded by Mrs. Gordon, the following resolution was adopted:

Resolved, That the Board of Education adopts its Decision and Order in Appeal 1999-6(a), removal of book from curriculum, reflective of the following vote: Mr. Abrams, Mr. Burnett,

Mr. Felton, Mrs. King, Mrs. O'Neill, and Ms. Signer voting to affirm; Mrs. Gordon recused herself; Mr. Butler was absent.

RESOLUTION NO. 266-99 Re: **PILOT TO ASSESS POLLING**

On motion of Mr. Felton and seconded by Mrs. Gordon, the following resolution was adopted with Mr. Burnett, Mr. Butler, Mr. Felton, Mrs. Gordon, Mrs. King, Mrs. O'Neill, and Ms. Signer voting in the affirmative; Mr. Abrams voting in the negative:

Resolved, That the Board of Education requests the Superintendent to identify a pilot project to assess polling.

RESOLUTION NO. 267-99 Re: **CLASSROOM SIZE AND STATE REQUIREMENTS**

On motion of Mr. Felton and seconded by Mrs. Gordon, the following resolution was adopted unanimously:

Resolved, That the Board of Education requests the Superintendent to review square footage in terms of classroom size and state requirements.

Re: **NEW BUSINESS**

Mrs. King moved and Mrs. Gordon seconded the following:

WHEREAS, On May 13, 1997, the Board of Education adopted Resolution No. 312-97 directing the Superintendent to conduct an assessment of student performance, review current all-day kindergarten programs, and complete the assessment, review and recommendations prior to the FY 1999 Operating Budget; and

WHEREAS, The Department of Educational Accountability conducted such an evaluation study in January 1998, that comprised a review of current all-day kindergarten literature and an examination of the long-term academic effects of all-day kindergarten; and

WHEREAS, The results of that study revealed short-term impacts on academic achievement of all-day kindergarten as a valuable learning experience for young students; and

WHEREAS, On March 9, 1999, the Board of Education adopted resolution No 190-9 requesting the Superintendent to review the current kindergarten curriculum and bring forward an analysis of the curriculum and the

configuration of kindergarten classes for Board discussion; now therefore be it

Resolved, That the Board of Education directs the Long-range and Strategic Planning subcommittee to review the Department of Educational Accountability's assessment of all-day kindergarten and national trends in kindergarten, including all-day programs, curriculum, and class sizes, and consider options for kindergarten as part of the Board's initiatives on class size reduction; and be it further

Resolved, That these options include a comprehensive analysis of the fiscal implications of all-day kindergarten programs on the Board's CIP budget; and be it further

Resolved, That the subcommittee presents its findings and recommendations to the Board that address the fiscal implications and appropriate interagency collaborative efforts.

RESOLUTION NO. 268-99

Re: **ADJOURNMENT**

Resolved, That the Board of Education adjourn its meeting of April 26, 1999, at 9:40 p.m.

PRESIDENT

SECRETARY

PLV:gr

MONTGOMERY COUNTY BOARD OF EDUCATION SUMMARY SHEET

April 26, 1999

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