

APPROVED
6-2009

Rockville, Maryland
February 9, 2009

The Board of Education of Montgomery County met at the Carver Educational Services Center, Rockville, Maryland, on February 9, 2009, at 10:05 a.m.

Present: Mrs. Patricia O'Neill, Vice President
in the Chair
Mr. Christopher Barclay
Ms. Laura Berthiaume
Dr. Judy Docca
Mr. Philip Kauffman
Ms. Quratul-Ann Malik
Mrs. Nancy Navarro
Dr. Jerry Weast, Secretary/Treasurer

Absent: Ms. Shirley Brandman

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

RESOLUTION NO. 30-09 Re: **RESOLUTION FOR CLOSED SESSIONS**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Dr. Docca, the following resolution was adopted unanimously by members present:

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

Resolved, That the Board of Education of Montgomery County conduct closed sessions on February 9, 2009, in Room 120 from 9:00 to 10:00 a.m. and 12:30 to 2:30 p.m. to discuss the Human Resources Monthly Report, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County receive legal advice regarding the Maryland Public Information Act and Board correspondence, receive a briefing on the Opinion from the Open Meetings Compliance Board, and other matters, as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board of Education of Montgomery County dedicate part of the closed sessions on February 9, 2009, to acquit its administrative functions and to adjudicate and review appeals, which are a quasi-judicial function and administrative function outside the purview of the Open Meetings Act under Section 10-503(a) of the *State Government Article*; and be it further

Resolved, That this portion of the meeting continue in closed session until the completion

of business.

Re: PLEDGE OF ALLEGIANCE

“I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.”

RESOLUTION NO. 31-09 Re: APPROVAL OF THE AGENDA

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its agenda for February 9, 2009.

Re: PUBLIC COMMENTS

The following people testified before the Board of Education:

	Person	Topic
1.	Nan Wellins	Staff Reductions
2.	Amber Khan	Staff Reductions
3.	Brisa Stibitz	Staff Reductions
4.	Jackson Wilke	Environmental Issues
5.	Gina Sharp	Special Education
6.	Kay Romero	High School Plus

Re: BOARD/SUPERINTENDENT COMMENTS

Ms. Berthiaume commented that she represented the Board at Rockville’s celebration of Dr. Martin Luther King, Jr’s birthday. She was a reader to the third grade class at Laytonsville Elementary School. Also, she and Mr. Barclay attended the Federal Relations Network (FRN) on Capitol Hill.

Ms. Malik commented that she attended Laytonsville as a reader to the kindergarten class. Also, she attended Montgomery Blair High School’s pre-inauguration celebration with many talented students involved in an impressive show.

Mr. Barclay stated that FRN lobbies through the National School Boards Association (NSBA). They had an opportunity to meet with representatives for Maryland to address adequate funding for education, including the reauthorization of NCLB and the stimulus package. He emphasized that everyone should stay involved in the process to provide a unified voice for clarity of message in order to secure funding on the federal, state, and local levels.

Dr. Docca commented on (1) the students receiving Nordstrom Awards—\$10,000 for four years of college; (2) the awards presented from the Skills USA Region 5 Competition; and (3) reading to the third grade class at Laytonsville.

Ms. Navarro stated that she represented the Board at the 60th Anniversary of India at Montgomery Blair High School. She congratulated Paint Branch High School for Advanced Placement results.

Mrs. O'Neill stated that she and Ms. Navarro were at the press conference at Paint Branch, and they were Number 1 in the country for African American students in AP World History. The Asian Education Association held a banquet to raise money for student scholarships in the education field.

Dr. Weast stated that there are 50 states that have been under NCLB to develop tests for graduation. The Board has gone on record to provide education in order to make students college ready at the end of high school by 2014. The only national exam is the AP. He commented that the AP Report to the Nation is such an important study because it gives us a chance to measure how our students are doing compared with their counterparts in Maryland and around the nation. The MCPS Class of 2008 has set records in both participation and performance, the latest results in a nine-year upward trend. The Paint Branch High School Class of 2008 led the nation in the percentage of African American graduates who earned a 3 or higher in the AP World History exam.

**Re: BOARD OF EDUCATION DISCUSSION ON
THE FY 2010 OPERATING BUDGET**

Mrs. O'Neill thanked the public for their participation and communication to the Board. There is no perfect budget within the current economic climate that places stress on the local governments. She thanked the employees' associations for rebargaining to eliminate the cost-of-living adjustments (COLA) totaling \$89 million, allowing for a responsible budget. There are many factors that will take place prior to final adoption in June 2009.

Ms. Navarro remarked that the budget is a challenge because of the current economic crisis. The budget process has been long since it started last summer, including collaboration with the bargaining units. She thanked them for their cooperation in looking at the COLAs amounting to \$89 million. There are many issues close to her heart that she wished could be expanded and moved forward. She was optimistic that putting this budget forward will allow the school system to continue educating children with optimum outcomes. However, the economic picture is still very unpredictable. She thanked the residents of Montgomery County for continuing to invest and understand the importance of education for our children.

Dr. Docca was pleased with the level of collaboration of the employees' unions and the PTAs. There is more transparency on how the budget is formulated and where the money

will be spent. However, the reductions will affect the classroom and teachers. The Board is interested in items that should be considered if money becomes available, such as the middle school magnet program.

Mr. Barclay thanked the superintendent and staff for preparing a very difficult budget during these hard economic times. He associated himself with the comments of his colleagues. The system has uncertain funding levels, significant needs, and concern about maintaining the gains that have been made in student achievement. The system has made amazing gains, and the Board is moving in the right direction. He was concerned about (1) special education, (2) academic intervention, and (3) middle school reform.

Ms. Malik joined her colleagues in their remarks. She thanked the staff for the development of the budget and community for their support. She supported the budget since it retains the results obtained to this point.

Ms. Berthiaume remarked that she will support the budget once it is passed. However, she was disappointed that the Board did not have the benefit of the results of the evaluation of the learning center transition before acting on the budget. The resolution before the Board approves the 2010 Special Education Staffing Plan, as proposed. The Board cannot provide oversight on or input into the plan when it is missing vital information on whether or not one of major moves on how we provide special education services over the past two years has worked for special education students receiving those services. Second, she agreed with the Board's current approach to the budget without a change, and the county's recommendation is uncertain every year. For the Board to approve the superintendent's recommendation in February, the Board is limiting its role to behind-the-scenes advocacy for priorities that may or may not ever receive public exposure. The Board's inaction now effectively dooms the Middle School Magnet Consortium and the reading and staff development positions. Taking this approach to the budget wastes time and effort by the Board and community. If the Board will not do its job, she stated that she would vote against the budget, but she would support it when it passes.

Mr. Kauffman commended the superintendent and staff for developing a fair budget. The reductions were difficult and many staff will be affected directly. He was prepared to support the budget without changes. He asked if the Board staff would give the Board a legal opinion on whether or not it is possible to revisit the budget recommendation in April, after the state has made decisions on the stimulus. It would be preferable for the Board to make recommendations to the County Council prior to them taking actions.

Ms. Navarro commented on Ms. Berthiaume's statement. It is the superintendent's role to understand and evaluate programs based on the strategic plan and there are many factors to take into consideration. Over the past four years, she has made amendments to the budget that were supported by her colleagues. In this instance, it is important to send a budget that is stable enough to move forward with educating students.

Mrs. O'Neill noted that last year she proposed to add a middle school to middle school reform and reduce playground equipment. This amendment passed, but in the end the Council did not fund that amendment. This is a long up-front and in-depth process with many points for input from the Board.

RESOLUTION NO. 32-09 Re: **FY 2010 OPERATING BUDGET ADOPTION**

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

WHEREAS, The superintendent of schools presented the Recommended FY 2010 Operating Budget of \$2,106,919,276 to the Board of Education on December 11, 2008; and

WHEREAS, The Recommended FY 2010 Operating Budget includes the FY 2010 Special Education Staffing Plan; and

WHEREAS, Increases of state aid for Montgomery County Public Schools as recommended in the governor's budget on January 21, 2009, total \$23,740,560; and

WHEREAS, Possible increases in federal aid from the economic stimulus package under consideration by the United States Congress are uncertain at this time; and

WHEREAS, It is necessary to protect our employees as much as possible from reductions in future years to employee benefit programs, which can be done by using the additional state funds for expenditures in benefit programs that will require significant budget increases in FY 2011, including the Retiree Health Trust Fund, Other Post-Employment Benefits, the Employee Benefit Plan internal service fund, and retirement fund; and

WHEREAS, Because of the serious economic situation in the county, the state, and the nation, it is possible that MCPS may not receive all of the additional \$44 million of state aid now projected; and

WHEREAS, Additional state and federal revenue for FY 2010 may make it possible to revisit these budget decisions later in the spring; now therefore be it

Resolved, That the Board of Education approve the FY 2010 Special Education Staffing Plan as outlined in the Superintendent's Recommended FY 2010 Operating Budget; and be it further

Resolved, That upon final approval of the FY 2010 Operating Budget in June 2009, the Special Education Staffing Plan will be submitted to the Maryland State Department of Education; and be it further

Resolved, That the Board of Education adopt the Superintendent's Recommended FY 2010 Operating Budget totaling \$2,130,659,836, as follows:

<u>Category</u>	<u>Superintendent's Recommended Operating Budget</u>
1 Administration	\$41,809,677
2 Mid-level Administration	135,191,093
3 Instructional Salaries	849,721,014
4 Textbooks and Instructional Supplies	31,631,123
5 Other Instructional Costs	15,032,681
6 Special Education	270,554,584
7 Student Personnel Services	11,153,748
8 Health Services	41,002
9 Student Transportation	92,752,198
10 Operation of Plant and Equipment	118,534,406
11 Maintenance of Plant	34,961,236
12 Fixed Charges	472,925,088
14 Community Services	208,495
37 Instructional Television Fund	1,581,608
51 Real Estate Fund	2,651,095
61 Food Services Fund	47,821,972
71 Field Trip Fund	2,314,716
81 Entrepreneurial Activities Fund	1,774,100
Total	<u>\$2,130,659,836</u>

RESOLUTION NO. 33-09

Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

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 will be awarded to the low bidders meeting specifications as shown below:

85070	Towing, Transport, and Recovery of Vehicles—Extension	
006		
22AA	<u>Awardee</u>	
	Automotive Support Services, Inc.	\$100,000
1141.4	Scan Forms—Extension	

	<u>Awardees</u>	
	Data Management Corporation	\$ 17,785
	Formost Graphic Communications	24,301
	Forms Xpress, Inc.	<u>8,596</u>
	Total	\$ 50,682
1160.1	Enterprise Wide Electronic Grading and Reporting System—Extension	
	<u>Awardee</u>	
	Excelsior Software, Inc.	\$107,800
4037.7	Closed Circuit Television Equipment	
	<u>Awardees</u>	
	Alarmax Distributors, Inc.	\$166,536
	Graybar Electric Company, Inc.	17,370
	London Technologies*	89,916
	North American Video	<u>139,588</u>
	Total	\$413,410
4052.5	Scanner Forms and Scanning Machines—Extension	
	<u>Awardee</u>	
	Scantron Corporation	\$ 90,000
4057.4	Office Furniture—Extension	
	<u>Awardees</u>	
	Douron, Inc.*	\$324,818
	Glover Equipment, Inc.	43,305
	MDM Office Systems, Inc.*	<u>119,544</u>
	Total	\$487,667
4063.8	Art Tools—Extension	
	<u>Awardees</u>	
	Art & Educational Materials Corporation	\$ 5,511
	Commercial Art Supply	17,836
	Elgin School Supply Company, Inc.	261,129
	Integrity School Supplies*	15,475
	Pyramid School Products	137,522
	Sax Arts & Crafts	<u>4,310</u>
	Total	\$441,783

4078.9 Health Room Supplies—Extension

Awardees

Calico Industries, Inc.	\$ 49,672
Cole Medical, Inc.	6,023
S. Freedman & Sons, Inc.	49,860
Henry Schein, Inc.	21,288
Landy Bio-Resources, LLC*	267
Medco Supply Company	5,834
Safetec of America, Inc.	3,109
School Health Corporation*	9,900
Southeastern Emergency Equipment	8,752
Supreme Medical Fulfillment Systems, Inc.	7,895
Worldcare Medical Distributors, Inc.*	4,231
Zams, Inc.*	<u>647</u>
Total	\$ 167,478

4082.4 Chalkboards, Tackboards, and Whiteboards—Extension

Awardee

Building Specialties, Inc.	\$ 72,144
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4086.8 Office and School Supplies—Extension

Awardees

AFP Industries, Inc.*	\$ 35,926
American Product Distributors, Inc.*	8,247
Art & Educational Materials Corporation	14,143
Elgin School Supply Company, Inc.	87,032
Frank W. Winne & Son, Inc.	13,050
Integrity School Supplies*	93,208
Interstate Office Supply Company*	136,691
National Art & School Supplies	74,041
Pyramid School Products	406,685
Quill Corporation	7,081
Rudolph's Office & Computer Supply, Inc.*	10,588
Smith Office & Computer Supply	185,631
Standard Stationery Supply Company	<u>181,588</u>
Total	\$1,253,911

4111.3 Batteries—Extension

	<u>Awardee</u> Vehicle Maintenance Program, Inc.*	\$ 31,219
4116.2	Design/Planning/Coordination of Furniture for New/Modernized Schools—Extension	
	<u>Awardees</u> Douron, Inc.*	\$ 700,000
4241.1	Software License and Maintenance	
	<u>Awardee</u> IBM	\$ 111,500
7075.4	Automotive Shop Equipment Repair, Service, and Parts—Extension	
	<u>Awardees</u> (See note) Auto-Hydraulics, Inc. B&R Associates Hughes Supply Company Myco, Inc. Sefac, Inc. Total	\$ 75,000
7078.4	Paperback and Prebound Paperback Books—Extension	
	<u>Awardees</u> Perfection Learning Mackin Library Media Total	\$225,000 <u>25,000</u> \$250,000
7119.5	Elementary Mathematics Supplies	
	<u>Awardees</u> Center Enterprises Childcraft Education Corporation EAI Education ETA/Cuisenaire* Nasco Pyramid School Products School Specialty Total	\$ 350 318 11,404 18,215 4,846 142 <u>3,926</u> \$ 39,201
7148.2	Tires, Mounting, Balancing, and Alignment—Extension	

	<u>Awardee</u> S&S Tire Service, Inc.*	\$ 30,256
9018.5	Roofing Supplies	
	<u>Awardees</u> ABC Supply Company, Inc.	\$ 59,435
	Bradco Supply Corporation	81,800
	Roof Center, Inc.	291,495
	Seamless Gutter Supply	<u>50,685</u>
	Total	\$483,415
9021.5	Building Materials—Extension	
	<u>Awardees</u> Amsco Maintenance Supply Company*	\$ 3,122
	Capitol Building Supply	2,688
	Patuxent Materials, Inc.	17,667
	Pikesville Lumber Company	<u>30,671</u>
	Total	\$ 54,148
9098.4	Security System Installation and Cabling at Various Locations	
	<u>Awardees</u> (See note) EAI Security System, Inc.	
	East West Telecom, Inc.*	
	Total	\$300,000
9113.10	Canned Fruits and Vegetables	
	<u>Awardees</u> Carroll County Foods, Inc.*	\$ 6,550
	Conagra Foods, Inc.	267
	Feesers, Inc.	4,912
	Foodco USA*	26,870
	H. Schrier & Company, Inc.	<u>112,398</u>
	Total	\$150,997
9181.4	Concrete Removal and Replacement at Various Locations**	
	<u>Awardees</u> (See note) M. Luis Construction Company, Inc.	
	NZI Construction*	
	Total	\$600,000

9211.1	Road Salt	
	<u>Awardee</u>	
	Montgomery County, Maryland	\$ 100,000
9339.3	Hot Mix Asphalt Replacement at Various Locations—Extension**	
	<u>Awardee</u>	
	Finley Asphalt & Sealing, Inc.	\$ 748,000
TOTAL PROCUREMENT CONTRACTS OVER \$25,000		\$6,858,611

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

** Planned Life-cycle Asset Replacement Bid (PLAR)

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 34-09 Re: **AWARD OF CONTRACT—PREPURCHASE OF HEATING, VENTILATION, AND AIR CONDITIONING EQUIPMENT**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, On January 27, 2009, the Montgomery County Council approved the Montgomery County Board of Education's action of November 11, 2008, for an FY 2009 transfer as well as an FY 2009 supplemental appropriation and amendment to the FY 2009–2014 Capital Improvements Program to address heating, ventilation, and air conditioning and storm water management repairs to keep certain facilities operational; and

WHEREAS, Sligo Creek Elementary School and Northwest and Wheaton high schools have been identified with urgent air conditioning issues that must be repaired immediately to make the systems operational; and

WHEREAS, These projects are currently in design and the prepurchase of the heating, ventilation, and air conditioning equipment by the Department of Facilities Management would ensure that once the project designs are complete and the contracts awarded, the equipment will be available for immediate installation; and

WHEREAS, Four firms responded to the request for proposals on January 16, 2009, for the prepurchase of heating, ventilation, and air conditioning equipment for Sligo Creek Elementary School and Northwest and Wheaton high schools; and

WHEREAS, Based on the equipment specifications and delivery time outlined in the request for proposals, the following firms were determined to provide the best value:

<u>School</u>	<u>Vendor</u>	<u>Amount</u>
Sligo Creek Elementary School	Havtech Corporation	\$75,332
Northwest High School	G. F. Morin Company	34,527
Wheaton High School	G. F. Morin Company	93,399

and

WHEREAS, The proposals are within the staff estimates; now therefore be it

Resolved, That contracts be awarded to Havtech Corporation in the amount of \$75,332 and G. F. Morin Company in the amount of \$127,926 for the prepurchase of heating, ventilation, and air conditioning equipment for Sligo Creek Elementary School and Northwest and Wheaton high schools, respectively, in accordance with specifications prepared by Weigand and Associates, Inc.

RESOLUTION NO. 35-09

Re: **ARCHITECTURAL CONTRACT REVISION—
RIDGEVIEW MIDDLE SCHOOL
IMPROVEMENTS**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, A contract for professional architectural and engineering services for the Ridgeview Middle School Improvements Project was awarded on September 14, 2006; and

WHEREAS, The scope of the project has been reduced; and

WHEREAS, The architect has been paid \$340,769 for the services rendered through June 2008; and

WHEREAS, Staff has renegotiated a fee for the reduced scope of work; now therefore be it

Resolved, That the Montgomery County Board of Education approve the revised contract amount of \$796,289 with the architectural firm of The Lukmire Partnership, Inc., to provide professional architectural and engineering services for the Ridgeview Middle School Improvements Project.

RESOLUTION NO. 36-09

Re: **CONSULTANT APPOINTMENT—RESTROOM
RENOVATION ASSESSMENT**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, It is necessary to appoint a professional engineering firm to provide a restroom facilities condition survey; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Hess Construction + Engineering Services as the most qualified firm to provide the necessary restroom facilities condition survey; and

WHEREAS, Staff has negotiated a fee for the necessary restroom facilities condition survey based on the scope of survey; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with Hess Construction + Engineering Services for \$71,300 to provide a restroom facilities condition survey.

RESOLUTION NO. 37-09

Re: **CONSULTANT APPOINTMENT—SECURITY
SYSTEMS FOR VARIOUS PROJECTS**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, It is necessary to appoint a firm to provide professional design services for security systems; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified East West Telecom, Inc., as the most qualified firm to provide the necessary professional design services for security systems; and

WHEREAS, Staff will negotiate fees for the necessary security system design services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the firm of East West Telecom, Inc., to provide professional design services for security systems as requirements arise, with the total contract amount not to exceed \$100,000.

RESOLUTION NO. 38-09

Re: **ENGINEERING APPOINTMENTS—ENERGY
MANAGEMENT AUTOMATION SYSTEMS**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, It is necessary to appoint an engineering firm to provide professional design services for energy management automation systems; and

WHEREAS, A Consultant Selection Committee, in accordance with the procedures adopted by the Board of Education on April 20, 2006, identified Brinjac Engineering, Inc., as the most qualified firm to provide the necessary professional design services for energy management automation systems; and

WHEREAS, Staff will negotiate fees for the necessary engineering services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into a contractual agreement with the firm of Brinjac Engineering, Inc., for design and administration of construction contracts for energy management automation systems, with the contract amount not to exceed \$75,000 per project.

RESOLUTION NO. 39-09

Re: **ENGINEERING APPOINTMENTS—HEATING,
VENTILATION, AND AIR CONDITIONING
REPLACEMENT PROGRAM**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, It is necessary to appoint engineering firms to provide professional design services for the heating, ventilation, and air conditioning equipment replacement program at various schools; and

WHEREAS, A Consultant Selection Committee, in accordance with procedures adopted by the Board of Education on April 20, 2006, identified Brinjac Engineering, Inc.; Building Dynamics, LLC; H. E. Burnette; Mendoza, Ribas, Farinas & Associates; James Posey Associates, Inc.; Shapiro & Duncan, Inc.; and Weigand Associates, Inc., as the most qualified firms to provide the necessary professional design services for the heating, ventilation, and air conditioning systems; and

WHEREAS, Weigand Associates, Inc., is a certified, woman-owned minority firm; and

WHEREAS, Staff will negotiate fees for the necessary heating, ventilation, and air

conditioning system design services based on the size and complexity of individual projects; now therefore be it

Resolved, That the Montgomery County Board of Education enter into contractual agreements with the firms of Brinjac Engineering, Inc.; Building Dynamics, LLC; H. E. Burnette; Mendoza, Ribas, Farinas & Associates; James Posey Associates, Inc.; Shapiro & Duncan, Inc.; and Weigand Associates, Inc., to provide professional design services for the heating, ventilation, and air conditioning systems, as requirements arise, with a contract amount not to exceed \$100,000 per project.

RESOLUTION NO. 40-09 Re: **FY 2009 SECOND QUARTER CATEGORY
AND OBJECT TRANSFERS REQUEST**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

Resolved, That the superintendent of schools be authorized to effect FY 2009 categorical transfers of \$126,100 in the following categories:

Title II, D—Enhancing Education through Technology

	<u>Category</u>	<u>From</u>	<u>To</u>
1	Administration	\$ 357	
3	Instructional Salaries		\$ 400
4	Textbooks and Instructional Supplies		5,152
5	Other Instructional Costs	14,201	
12	Fixed Charges		9,006
	Total	<u>\$ 14,558</u>	<u>\$ 14,558</u>

Title V, A—Innovative Education Program Strategies

3	Instructional Salaries		\$ 7,200
12	Fixed Charges	\$ 7,200	
	Total	<u>\$ 7,200</u>	<u>\$ 7,200</u>

Title III—Limited English Proficiency

2	Mid-level Administration	\$ 18,956	
3	Instructional Salaries		\$ 59,502
4	Textbooks and Instructional Supplies	40,051	
5	Other Instructional Costs	495	
	Total	<u>\$ 59,502</u>	<u>\$ 59,502</u>

State School Improvement

2	Mid-level Administration		\$	592
3	Instructional Salaries	\$	34,129	
4	Textbooks and Instructional Supplies			40,378
5	Other Instructional Cost		4,158	
12	Fixed Charges		2,683	
	Total	\$	<u>40,970</u>	\$ <u>40,970</u>

Title IV—Safe and Drug-free Schools

1	Administration	\$	1,117	
4	Textbooks and Instruction Supplies			\$ 1,117
	Total	\$	<u>1,117</u>	\$ <u>1,117</u>

Title I, D—Neglected and Delinquent Children

3	Instructional Salaries	\$	2,753	
12	Fixed Charges			\$ 2,753
	Total	\$	<u>2,753</u>	\$ <u>2,753</u>

and be it further

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

RESOLUTION NO. 41-09

Re: **CONTRACT EXTENSION OF CLIFTON GUNDERSON LLP AS EXTERNAL AUDITOR**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, Clifton Gunderson LLP has agreed to complete the audit for FY 2009 for \$147,320 and the FY 2010 audit for \$151,825 within the required timeframe; and

WHEREAS, The recommendation was presented to and approved unanimously by members of the Board of Education Fiscal Management Committee; now therefore be it

Resolved, That the Board of Education continue the appointment of Clifton Gunderson LLP as the external auditor for the FY 2009 Montgomery County Public Schools audit for a fee of \$147,320 for FY 2009 and a fee of \$151,825 for FY 2010.

RESOLUTION NO. 42-09

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

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Dr. Docca, the following resolution was adopted unanimously by members present:#

WHEREAS, On January 13, 2009, the Board of Education amended the Trust Agreements for Montgomery County Public Schools Retirement and Pension Systems, to authorize the appointment of an additional trustee to the Retirement System Trust and the Other Post-Employment Benefits Trust; and

WHEREAS, Staff solicited trustee nominations from local investment management organizations, Leadership Montgomery, and Montgomery County Public Schools employee organizations that resulted in five candidates applying for the position; and

WHEREAS, Staff evaluated the nominations and conducted interviews of four candidates; and

WHEREAS, The committee unanimously selected Ms. Helen Liu, quantitative and risk manager, Lockheed Martin Investment Management, Bethesda, Maryland, to fill the additional trustee position; and

WHEREAS, Ms. Liu is qualified to fill the trustee position, having earned a Ph.D. in finance from Columbia University and being a chartered financial analyst with more than 14 years of investment industry experience; now therefore be it

Resolved, That Ms. Helen Liu be appointed to the additional trustee position for the Employees' Retirement and Pension Trust and for the Other Post-employment Benefits Trust for a term ending June 30, 2012.

Re: **LUNCH AND CLOSED SESSION**

The Board of Education recessed for lunch and closed session from 12:10 to 2:35 p.m.

** Mr. Barclay temporary left the meeting.

RESOLUTION NO. 43-09

Re: **HUMAN RESOURCES MONTHLY REPORT**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve the Human Resources Monthly Report

dated February 9, 2009.

RESOLUTION NO. 44-09 Re: **DEATH OF KAREN LYVERS ,
PARAEDUCATOR, SPECIAL EDUCATION,
FOREST OAK MIDDLE SCHOOL**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Ms. Berthiaume, the following resolution was adopted unanimously by members present:

WHEREAS, The death, on January 1, 2009, of Mrs. Karen Lyvers, special education paraeducator at Forest Oak Middle School, has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 13.4 years Mrs. Lyvers had worked for Montgomery County Public Schools, she worked collaboratively with staff to foster a classroom atmosphere of high expectations and meaningful feedback; and

WHEREAS, She had an excellent rapport with the special education students and successfully interpreted their needs and goals; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Mrs. Lyvers 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. Lyvers' family.

RESOLUTION NO, 45-09 Re: **DEATH OF MS. LINDA J. CATES, SPECIAL
EDUCATION ELEMENTARY PROGRAM
SPECIALIST, DIVISION OF PRESCHOOL
SPECIAL EDUCATION AND RELATED
SERVICES**

On recommendation of the superintendent and on motion of Ms. Berthiaume seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

WHEREAS, The death on January 9, 2009, of Ms. Linda J. Cates, special education elementary program specialist in the Preschool Education Program , has deeply saddened the staff, students, and members of the Board of Education; and

WHEREAS, During the 22.1 years that Ms. Cates worked for Montgomery County Public Schools, she was recognized as having many strengths as a program support teacher and was an asset to the Preschool Education Program; and

WHEREAS, Ms. Cates often conveyed to her staff members how much she believed in them and supported their standards of providing high-quality instruction for their students; now therefore be it

Resolved, That the members of the Board of Education and the superintendent of schools express their sorrow at the death of Ms. Linda J. Cates and extend deepest sympathy to her family; and be it further

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

Re: **MONTHLY FINANCIAL REPORT**

Mr. Larry Bowers, chief operating officer, reported the actual financial condition of Montgomery County Public Schools, as of December 31, 2008, and projections through June 30, 2009, based on program requirements and estimates made by primary and secondary account managers. At this time, revenues have a projected surplus of \$1,400,000, while expenses have a projected surplus of \$18,600,000. Staff will continue to closely monitor both revenues and expenditures.

RESOLUTION NO. 46-09 Re: **PRESENTATION PLANS—SEVEN LOCKS
ELEMENTARY SCHOOL MODERNIZATION**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Ms. Berthiaume, the following resolution was adopted unanimously by members present:

WHEREAS, The architect for the proposed Seven Locks Elementary School modernization project, Walton, Madden, Cooper, Robinson, Poness, Inc., has prepared a schematic design, in accordance with the educational specifications; and

WHEREAS, The Seven Locks Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Seven Locks Elementary School modernization project developed by Walton, Madden, Cooper, Robinson, Poness, Inc.

RESOLUTION NO. 47-09 Re: **PRESENTATION PLANS—JACKSON ROAD
ELEMENTARY SCHOOL ADDITION**

On recommendation of the superintendent and on motion of Ms. Berthiaume seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

WHEREAS, The architect for the proposed Jackson Road Elementary School addition project, Samaha Associates, P.C., has prepared a schematic design, in accordance with the educational specifications; and

WHEREAS, The Jackson Road Elementary School Facility Advisory Committee has provided input for the proposed schematic design; now therefore be it

Resolved, That the Board of Education approve the preliminary plans report for the Jackson Road Elementary School addition project developed by Samaha Associates, P.C.

Re: **UPDATE ON IMPLEMENTATION OF THE
BRIDGE PLAN/HIGH SCHOOL
ASSESSMENTS**

Dr. Weast invited the following people to the table: Mrs. Jody Leleck, chief academic officer; Mr. Stephen L. Bedford, chief school performance officer, Office of School Performance; Mrs. Chrisandra A. Richardson, director, Academic Support Initiatives, Office of School Performance; Mrs. Carole C. Goodman, principal, James Hubert Blake High School; and Ms. Ruschelle Reuben, assistant principal, Northwood High School.

Since the Maryland State Department of Education (MSDE) first instituted the High School Assessments (HSA) as a graduation requirement in 2001, MSDE has made numerous changes in the rules, processes, and format of the exams. As students in the Class of 2009 are the first to be required to pass all four exams in order to earn a Maryland diploma, these modifications have had a significant impact on students and staff and have had cost implications for the school system.

Montgomery County Public Schools (MCPS) staff members have developed resources and implemented procedures to support student success on the HSAs. In addition to enrollment in rigorous courses, all students in the Class of 2009 and beyond have the opportunity to prepare for the assessments by participating in intervention and remediation sessions before and after school and during High School Plus (HS+). MCPS developed the HSA Workshop Preparation course with related instructional materials that is offered during the school day and in HS+. Additionally, an annotated practice tool for all four HSAs, *HSA Prep Online*, was created for in-school and home use. MCPS staff will continue to support students in meeting the graduation requirements.

The Bridge Plan for Academic Validation (Bridge Plan) option did not become available until the senior year for students in the Class of 2009. Many students need to complete multiple projects in one or more content areas, while simultaneously fulfilling other graduation requirements.

** Mr. Barclay rejoined the meeting at this point.

Re: DISCUSSION

Mrs. O'Neill commented that the time had finally come that students were required to pass the HSA for graduation. She wanted to know if the state would help fund the Bridge Plans. Staff replied that there was no funding from the state to develop or administer the Bridge Plans. Mrs. O'Neill appreciated the work of school principals to ensure that students graduate.

Dr. Docca noted that this was an incredible project, and the state had no clue about the amount of work involved in the Bridge Plan. She wanted to know how the teachers are organized to provide support for the Bridge Plan. Staff explained that work was done on planning time and the resource teachers are working above and beyond their roles. Ms. Leleck stated that the Bridge Plan could be done in a system with two to four high schools, but MCPS has 25 high schools and the scale is overwhelming and very different from other systems. Mr. Bedford added that English language learners (ELLs) present a challenge to this mandate.

Mr. Kauffman asked about the current thinking on scheduling. Is it better to schedule the courses in 9th and 10th grade or wait until 11th and 12th grade? Mr. Bedford replied that courses are taken traditionally, but biology is variable based on education philosophy. A principal stated that more science before biology produces a strong pass rate.

Mr. Kauffman noted that there may be students who satisfy graduation requirements but do not pass HSA or Bridge Plans. What is their future? Mr. Bedford stated that any student who does not finish graduation requirements prior to June has options, such as summer school or return to school in the fall.

Ms. Malik was interested in a compilation of students with a potential of not graduating in June. Staff stated that all high schools are reviewing students for graduation and the identifying the graduation needs for each student. Ms. Malik asked who decides on the Bridge Plan or waiver. Staff replied that the best thing for students is to master the content of the course. They only look at the option of a waiver in special circumstances.

** Ms. Berthiaume left the meeting at this point.

Mr. Barclay stated that the family plays an essential role in communicating the timelines for passing HSAs. He asked if there were lessons learned from this year's experience? Staff replied that there are parent meetings, the Bridge Plan, and they have parents sign a contract. The parents and students know that this applies to their graduation. After a Bridge Plan has been scored, a letter goes to the parents explaining where the student is in terms of graduation, including tests needed and the scores.

Mr. Barclay commented on the impact on ELL students and their families. Staff commented that ELL students took English in summer school and then take the HSA.

Also, information for parents of seniors to make them aware of the process is available in different languages on the MCPS website.

Ms. Navarro and Mr. Barclay requested that staff review data after the Bridge projects are completed, to determine lessons learned regarding graduation rates based on poverty, mobility, and unfunded mandates from the state. Also, staff could determine if there are gaps in the middle school years that lead to difficulties in passing the HSAs.

RESOLUTION NO. 48-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports **SB 285 – State School Construction Payments – Remittance of Reimbursement to County**, which would require the state, when the state provides reimbursement of forward-funded public school construction or public school capital improvement projects, to remit the funds to the county government and not to the county Board.

RESOLUTION NO. 49-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Dr. Docca, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education opposes **SB 24 – Public Schools – State Aid for School Construction – Planning and Design Costs**, which would require the Board of Public Works to include the cost of planning and design as an approved public school construction or capital improvement cost; requiring the Board of Public Works, at the recommendation of the Interagency Committee on School Construction, to adopt specified regulations.

RESOLUTION NO. 50-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports **HB 73– Education – Floating Teacher Pilot Program**, which would establish the Floating Teacher Pilot Program in Baltimore City and in Montgomery and Prince George's counties; requiring specified boards of education to select three underperforming schools to participate in the Pilot Program; requiring the Maryland State Department of Education to reimburse specified boards for the cost of implementing the program; requiring MSDE to report on the effectiveness of the Floating Teacher Pilot Program by December 31, 2011.

RESOLUTION NO. 51-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education opposes **SB 100 – Public Schools and Child Care Centers – Artificial Color Additives – Prohibition**, which would prohibit public schools and child care centers from purchasing, selling, using, or serving food products containing or consisting of specified artificial color additives on or after July 1, 2010; authorizing the Maryland State Board of Education to adopt regulations; providing that child care centers may serve specified foods containing or consisting of specified artificial color additives under specified circumstances.

RESOLUTION NO. 52-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Dr. Docca seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports **SB 139 – Education – High School Assessment Requirement**, which would prohibiting the Maryland State Board of Education from including the passing of statewide, mandatory, curriculum-based examinations or assessments in public high school graduation requirements.

RESOLUTION NO. 53-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Kauffman seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports **HB 150 – Education – School Administrators – Reports of Violence to Local Law Enforcement Unit**, which would require a school administrator to report to a local law enforcement unit an act of violence on school property resulting in injuries requiring specified medical attention; and requiring a school administrator that has reported an act of violence to a local law enforcement unit to provide notice of the report to a specified county board of education.

RESOLUTION NO. 54-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Ms. Berthiaume, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports **HB 20 – Intellectual Disability (Rosa's Law)**, which would change references to mental retardation to an intellectual disability; changing references to a mentally retarded individual to an individual with an intellectual

disability; altering definitions.

RESOLUTION NO. 55-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Educaiton supports ***SB 140 – Task Force to Study How to Improve Financial Literacy in the State – Membership, Staffing, and Extension***, which would extend the reporting and termination provisions relating to the Task Force to Study How to Improve Financial Literacy in the State; altering the composition and staffing of the Task Force.

RESOLUTION NO. 56-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education opposes ***HB 26 – Public Schools – Children with Anaphylactic Allergies – Reduction of Risk***, which would require principals of public schools that have children attending the schools who have been identified as having anaphylactic allergies to take specified actions to reduce specified risks; requiring school principals to monitor specified files; requiring the monitoring of individualized health plans.

RESOLUTION NO. 57-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education supports ***SB 41– Higher Education – Tuition Charges – Maryland High School Students***, which would establish that specified individuals, other than specified nonresidents, shall be exempt from paying nonresident tuition at specified public institutions of higher education, under specified circumstances; requiring specified individuals to provide documentation regarding Maryland income tax withholding; and requiring the governing board of each public institution of higher education to adopt appropriate policies.

RESOLUTION NO. 58-09 Re: **ITEM OF LEGISLATION**

On recommendation of the superintendent and on motion of Ms. Berthiaume seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education opposes ***HB 318 – Health Insurance – Coverage***,

Reimbursement, and Benefits – Counties, County School Systems, and State Employee and Retiree Health and Welfare Benefits Program, which would make provisions of law codified in the Insurance Article relating to health insurance coverage, required reimbursement, and required benefits applicable to counties, county school systems, and the state Employee and Retiree Health and Welfare Benefits Program.

RESOLUTION NO. 59-09 Re: **CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

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

Resolved, That the Board of Education of Montgomery County conduct a closed session on Monday, February 23, 2009, in Room 120 of the Carver Educational Services Center to meet from 5:30 to 6:00 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*; review and adjudicate appeals in its quasi-judicial capacity; and discuss matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*); and be it further

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

RESOLUTION NO. 60-09 Re: **REPORT OF CLOSED SESSION**

On recommendation of the superintendent and on motion of Mr. Barclay seconded by Ms. Navarro, the following resolution was adopted unanimously by members present:

On January 13, 2009, by unanimous vote, the Board of Education voted to conduct closed sessions, as permitted under *State Government Article* § 10-501, *et seq.*, of the *Annotated Code of Maryland*.

The Montgomery County Board of Education met in closed sessions on January 13, 2009, from 9:00 to 10:15 a.m. and 12:48 to 2:25 p.m. in Room 120 of the Carver Educational Services Center, Rockville, Maryland, and did the following

1. Reviewed legal advice under Section 10-508(a)(7) of the *State Government Article* and considered Appeals T-2008-64, 2008-12, 2008-50, 2008-51, and 2008-53, with a subsequent vote in open session in its quasi-judicial capacity

- outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).
2. Discussed the Human Resources Monthly Report with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article* regarding procedures for closed session.
 3. Discussed collective bargaining negotiations, as permitted under Section 10-508(a)(9) of the *State Government Article*.
 4. Consider the acquisition of real property for a public purpose and matters directly related thereto, as permitted under Section 10-508(a)(3) of the *State Government Article*.
 5. Received legal advice concerning intellectual property matters and course-related fees, as permitted under Section 10-508(a)(7) of the *State Government Article*.
 6. Discussed matters of an administrative function outside the purview of the Open Meetings Act (Section 10-503(a) of the *State Government Article*).

In attendance at portions of the closed sessions were Aggie Alvez, Christopher Barclay, Steve Bedford, Laura Berthiaume, Larry Bowers, Shirley Brandman, Judy Bresler, Patrick Clancy, Judy Docca, Brian Edwards, Roland Ikheloa, Phil Kauffman, Joshua Kaufman, Suzann King, Don Kopp, Frieda Lacey, Joe Lavorgna, Jody Leleck, Quratul-Ann Malik, Susan Marks, Nancy Navarro, Pat O'Neill, Glenda Rose, Steve Simon, Laura Steinberg, Adrian Talley, Janice Turpin, Jerry Weast, and Lori-Christina Webb.

RESOLUTION NO. 61-09 Re: **MINUTES**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve the minutes for the December 2 and 4, 2008, and January 14 and 21, 2009, meetings.

RESOLUTION NO. 62-09 Re: **APPOINTMENT TO CITIZENS ADVISORY
COMMITTEE FOR FAMILY LIFE AND HUMAN
DEVELOPMENT**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

WHEREAS, By Resolution 389-05, approved July 27, 2005, the Board of Education's Citizens Advisory Committee on Family Life and Human Development is charged to serve in an advisory capacity only, pursuant to the *Code of Maryland Regulations (COMAR) 13A.04.18.03.D(1)*, and to consult with professional educators within Montgomery County

Public Schools (MCPS) in the course of their developing, implementing, and evaluating the family life and human development program to the degree deemed appropriate by the superintendent; and

WHEREAS, The Citizens Advisory Committee on Family Life and Human Development comprises 15 members, including eight members at large and seven representatives of organizations; and

WHEREAS, Ms. Richelle Meer, representing the NARAL Pro-Choice Maryland, has resigned her position on the committee; now therefore be it

Resolved, That Ms. Ariana Kelly be appointed to represent NARAL Pro-Choice Maryland to complete Ms. Richelle Meer’s remaining term on the Citizens Advisory Committee for Family Life and Human Development that ends on June 30, 2009.

RESOLUTION NO. 63-09 Re: **APPEALS**

On recommendation of the superintendent and on motion of Dr. Docca seconded by Ms. Malik, the following resolution was adopted unanimously by members present:

WHEREAS, The Board of Education has met in closed session and deliberated on appeals brought before its members acting in its quasi-judicial capacity under Section 10-503(a) of the *State Government Article* of the *Annotated Code of Maryland*; now therefore be it

Resolved, That the Board of Education hereby decides the following appeals reflective of the Board members’ votes in closed session, the disposition of which will be recorded in the minutes of today’s meeting:

<u>Appeal Number</u>	<u>Type</u>	<u>Disposition</u>
2008-49	Residency	Dismissed
2008-54	Alternative Placement	Hearing Officer

Re: **COMMITTEE UPDATES (IF NEEDED)**

The work plans for all committees is scheduled on the February 23, 2009, agenda.

Re: **NEW BUSINESS**

There was no new business.

Re: **ITEMS OF INFORMATION**

The following information was available:

- 1. Legal Fees Report
- 2. Construction Progress Report
- 3. Minority-, Female-, or Disabled-owned Business Procurement Report

RESOLUTION NO. 64-09 Re: **ADJOURNMENT**

On recommendation of the superintendent and on motion of Ms. Navarro seconded by Mr. Barclay, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education adjourn its meeting of February 9, 2009, at 4:12 p.m.

PRESIDENT

SECRETARY

JDW:gr

Resolution	Barclay	Berthiaume	Brandman	Kauffman	Docca	Malik	Navarro	O'Neill
FY 2010 Operating Budget	A	N	O	A	A	A	A	A

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

**MONTGOMERY COUNTY BOARD OF EDUCATION
SUMMARY SHEET**

February 9, 2009

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