

Office of the Superintendent of Schools
MONTGOMERY COUNTY PUBLIC SCHOOLS
Rockville, Maryland

December 16, 2019

MEMORANDUM

To: Members of the Board of Education

From: Jack R. Smith, Superintendent of Schools

Subject: Resolution for Today's Closed Session

WHEREAS, The Board of Education of Montgomery County is authorized by the *Education Article*, Section 4-107(d), and *General Provisions Article*, Section 3-305(b) et seq., of the *Annotated Code of Maryland* to conduct certain meetings or portions of its meetings in closed sessions; now therefore be it

Resolved, That the Board of Education of Montgomery County conduct a closed session on December 16, 2019, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, from 9:30 a.m. to approximately 4:30 p.m. in order to discuss and consider:

- a. Various administrative matters outside the purview of the *Open Meetings Act*, which shall be summarized in the Report of Previous Closed Session;
- b. Discuss with the superintendent of schools the status of the school system's operating and capital budget strategies, which is an administrative function outside the purview of the *Open Meetings Act*;
- c. Legal advice regarding potential litigation related to the examination and analysis of school boundary data, which advice must be shared in closed session to prevent disclosure of the Board's legal position or strategy in potential litigation; to prevent disclosures that may negatively impact the Board's position with regard to potential litigation to maintain confidentiality of legal advice with regard to potential or pending litigation; which advice must be shared in closed session to preserve attorney-client privilege and is permissible pursuant to *General Provisions Article*, Sections 3-305(b)(7) and 3-305(b)(8); and be it further

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

JRS:vvd