

APPROVED

Rockville, Maryland

21-1986

May 13, 1986

The Board of Education of Montgomery County met in regular session at the Carver Educational Services Center, Rockville, Maryland, on Tuesday, May 13, 1986, at 11:40 a.m.

ROLL CALL Present: Dr. James E. Cronin, President
in the Chair
Mrs. Sharon DiFonzo
Mr. Blair G. Ewing
Dr. Jeremiah Floyd
Mrs. Marilyn J. Praisner
Dr. Robert E. Shoenberg
Mrs. Mary Margaret Slye*

Absent: Mr. John D. Foubert

Others Present: Dr. Wilmer S. Cody, Superintendent of Schools
Dr. Harry Pitt, Deputy Superintendent
Mr. Thomas S. Fess, Parliamentarian

Re: ANNOUNCEMENT

Dr. Cronin announced that Mr. Foubert was ill and Mrs. Slye would join the meeting in the afternoon.

RESOLUTION NO. 264-86 Re: BOARD AGENDA - MAY 13, 1986

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

RESOLVED, That the Board of Education approve its agenda for May 13, 1986, with the postponement of the item on foreign language to another meeting and the switch of the item on achievement and minority students to the late afternoon.

RESOLUTION NO. 265-86 Re: NATIONAL STUDENT LEADERSHIP DAY

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

WHEREAS, May 15, 1986, has been designated as Student Leadership Day by the Montgomery County Executive's office and Montgomery County Public Schools; and

WHEREAS, Governor Harry Hughes has traditionally supported and endorsed National Student Leadership Week in the State of Maryland; and

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

WHEREAS, The continuing dialogue between the Board of Education and student leaders representing individual schools and countywide student governments is productive and useful; now therefore be it

RESOLVED, That the Board of Education join with the superintendent and county executive in proclaiming May 15 as Student Leadership Day in Montgomery County; and be it further

RESOLVED, That our student leaders be commended for their efforts and achievements on behalf of Montgomery County Public Schools; and be it further

RESOLVED, That the superintendent inform school system employees and student government organizations of this action and encourage appropriate recognition activities on May 15, 1986.

RESOLUTION NO. 266-86 Re: SALUTE TO SCHOOL FOOD SERVICE PERSONNEL
MAY 14, 1986

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

WHEREAS, The National School Lunch Act of 1946, was declared to be a policy of Congress, as a measure of national security, to safeguard the health and well-being of the Nation's children; and

WHEREAS, The over eight million meals that will be served to Montgomery County students under the National School Lunch and Breakfast Programs during this school year are only partial testimony of the valuable contribution made by school food service personnel over the past 40 years; and

WHEREAS, The school food service and the services provided to students, faculties, and others is an integral part of the operation of the Montgomery County Public Schools; and

WHEREAS, School food service personnel deserve to be recognized for their dedication and continuing commitment to feeding students and providing a wide variety of nutrition services to other Montgomery County citizens; and

WHEREAS, Harry Hughes, Governor of the State of Maryland, has proclaimed Wednesday, May 14, 1986, as the First Annual Salute to School Food Service; now therefore be it

RESOLVED, That the Board of Education declare May 14, 1986, as the First Annual Salute to School Food Service in Montgomery County; and be it further

RESOLVED, That this resolution be included in the minutes of this meeting.

Re: HONORING SCHOOL FOOD SERVICE WORKERS

Dr. Cody presented certificates for outstanding service to Janice Nelson, food service satellite worker at Fox Chapel, Rhetta Washington, food service satellite worker at Woodlin, Jean Hardy, permanent substitute based at Paint Branch, Naomi Morton, cafeteria manager at the food services office, Jane Skelly, cafeteria manager at Lee Intermediate, and Vivian Picconi, cafeteria manager at Sherwood High School.

Re: EXECUTIVE SESSION

The Board met in executive session from 11:50 a.m. to 2:50 p.m. and discussed personnel matters, appeals, legal issues, and negotiations. Mrs. Slye joined the meeting during executive session.

Re: BOARD/PRESS/VISITOR CONFERENCE

The following individuals appeared before the Board of Education:

1. Robert Parkinson, Refugee Training Program
2. Robert Hopkins
3. Lori Potts Dupre, Takoma Park Parent Child Center
4. Sandra Egan, Takoma Park Parent Child Center
5. Velma Buckner, New Hampshire Estates Elementary
6. Steven Craft, New Hampshire Estates Elementary
7. Hanley Norment

Re: STATEMENT ON AGREEMENT WITH MCEA

Dr. Cronin read the following into the record:

"The agreement between the Board of Education and MCEA on teacher salaries contained an understanding that full funding of the agreement was predicated on the condition that \$7.35 million be added to the budget on which the County Council had already taken preliminary action. The County Council action this morning does not constitute full funding in the terms understood by this agreement. The County Council added \$2.5 million in new funds but substituted \$4.8 million in teacher salary money for \$4.8 million in previously agreed upon educational improvements. The Board of Education is assessing the impact of this County Council action and will develop a position for subsequent Board action.

Re: REPORT ON SEAT BELTS

Mr. Richard G. Fazakerley, associate superintendent, reported that this was a preliminary discussion to provide the Board of Education with some expert opinion on seat belts. Board members had received a copy of the report on the 51 buses now equipped with seat belts. The FY 1987 budget included funds for seat belts for buses to be ordered in that fiscal year.

Mr. George E. Donn, National Association of Pupil Transportation, explained that NAPT was an association of administrators and managers of school bus systems throughout the United States and Canada. He said that the seat belt issue was a very emotional one. Seat belts were important in the passenger safety of an automobile, and people had made the wrong assumption that seat belts were important in the passenger safety of school buses. Seat belts were to prevent passengers from being ejected from the vehicle and to prevent passengers from colliding with the dash or windshield. He remarked that the school bus industry had taken the lead to make school bus transportation the safest form of transportation in the world. School buses were eight times as safe as an automobile, and if anything should be done it should be to move the auto industry towards the safety features of the school bus.

Mr. Donn noted that school buses had high-back padded safety seats, barriers around gas tanks to prevent explosion and leakage, and roof construction to prevent roof collapse in a roll-over situation. The pupil transportation industry felt that they were ahead of the rest of the transportation industry in terms of safety. He stated that the school bus by design already met the purpose of seat belts. Passengers could not be ejected through the doors or windows and the safety seats absorbed the impact of students being forced into the padded back.

In May of 1985 a national conference was held on standards for school buses at which a resolution was adopted. The resolution stated in part that governments and the public should recognize the outstanding safety record of school buses and the fact that the passive restraint systems installed after April 1, 1977 had proved to be more effective than seat belts. The resolution asked that mandatory installation and use of seat belts in school buses be discouraged until research proved them to be more effective in injury prevention than passive restraint systems.

Mr. Donn stated that at one time the automotive industry installed lap belts in cars and found them to be dangerous because they caused a whipping action of the upper torso into the steering wheel and dash. Steering wheels and dashboards were redesigned, and the seat belt became a harness with a cross strap. He reported that seat belts installed in school buses increased the potential for serious injury rather than reducing it. He sought their support for further scientific research.

Mrs. Carole Huberman, National Coalition for Seatbelts in School Buses, stated that she had reviewed the MCPS final report and was pleased that an organization that had been unsupportive on seat belts had not been able to come up with a negative report. She said the report included a high affirmation of response of parents and the administrators. She pointed out that 86 percent of the elementary students thought there should be seat belts on school buses, and the report noted a 50 percent usage. She thought there was a clear consensus that seat belts improved safety. She said that the

problems identified by the report could be rectified by training and leadership. She said that there had been no significant risks reported based on the pilot projects. Parents, principals, and the children wanted seat belts. She pointed out that there was a new generation of parents and children who expected seat belts.

Mrs. Huberman reported that all 50 states had laws for young children in cars. A growing number of states were passing laws requiring passengers of any age to be buckled up in cars. She felt that the climate for seat belts was right because they had an increase by 15 percent of school bus accidents in Montgomery County. She said that compartmentalization did not afford sufficient protection. It afforded protection in a frontal collision. She reported that post-1977 buses had been in accidents where there had been tragedies. There had been strong endorsement from national medical organizations. She said that buckling up in a school bus twice a day would reinforce buckling up when students go into a car. From school systems using seat belts, they had learned of disciplinary benefits.

Mrs. Huberman expected that the Board would make provision for factory-installed seat belts on all new buses, include seat belt use as part of the regular safety curriculum, and provide training tips for patrols on how to encourage the use of seat belts. It seemed to her clear and reasonable that they have seat belts on school buses.

Ms. Barbara Neustadt, Maryland Bus Contractors Association, stated that she represented some of the 2,600 of the 4,800 operating in the State of Maryland. They contracted in every county in Maryland except Prince George's and Montgomery. At their annual meeting they were unanimous in their opposition to seat belts. There had been two national tests and the Canadian test. The buses worked and were in good shape, and so were the students. She noted that Prince George's County had had a terrific accident, and all of the children walked away without injury. In the State of Maryland, the professional transportation people were opposed to seat belts.

Mrs. Vicki Rafel, president of MCCPTA, stated that it continued to be the position of her organization that seat belts on school buses were a good idea. If they found evidence that convinced them to the contrary, the Board would have to sell that to the public. She thought the study was very well done, but parents were disappointed because they did not know that their children were riding on buses with seat belts. She was concerned about the Maryland School Bus Operators Association being so concerned about Montgomery County having seat belts instead of working to lobby to get rid of the 12-year-old buses in state law.

Mr. Dick Alexander, Association of State Pupil Directors of Transportation, stated that the issue was what was safest for the children. The State Department of Education looked at seat belts on school buses 14 years ago and had been looking at it ever since then. The Canadian crash test showed that the dummies belted in received head injuries that were three times as great as those who were not belted in place. The State Department of Education had produced a

booklet entitled, "Concerns about Seat Belts on School Buses." Once reasons had been explained, the majority of people saw that there was a basis to the position taken by the Department. Pupil transportation in Maryland had been quite safe. During the last 25 years they had travelled 1.5 billion miles, and during that time they had had but one pupil fatality inside the bus. They had had 18 fatalities outside the bus. He felt that their record in Maryland was outstanding. He reported that the Alaska State Board of Education held a hearing on lap belts. He had provided MCPS staff with a tape of remarks delivered at that meeting. The federal standards were reviewed, and the point was brought out as to how the lap belt situation and federal standards were in conflict. All national organizations associated with pupil transportation had said that to date there was no scientific data which clearly showed that lap belts enhanced the safety of youngsters. In fact, there was concern that this safety was compromised. He believed that pupils were safer without lap belts on school buses.

Dr. Shoenberg commented that there was much more heat than light generated by these discussions. He did not think anyone argued about the effectiveness of the safety features they now had. The MCPS study was interesting but did not tell him anything he wanted to know. It told him about attitudes and perceptions. The question he had was how many fatalities and serious injuries might have been avoided with seat belts. They would have to look at national data. He wanted to know how this compared to the number of injuries there might be with lap belts. Were they going to have more injuries with lap belts than without lap belts?

Dr. Cody asked for additional information on why the automobile industry abandoned lap belts. Mr. Donn explained that the hard problem was being able to separate the differences between automobiles, buses, and airplanes. In relation to the lap belt, the industry found a lot of people were not using them. The State of Maryland recently passed a law requiring people to use them. His association was looking more favorably toward a passive restraint system. They did know that the lap belt on the bus was creating more of a hazard than the fully padded safety seat they used.

Dr. Cody asked why the automobile industry went to the cross-chest restraint and not the lap belt. Mr. Donn replied that it was for safety reasons. Mr. Alexander added that to meet federal standards a school bus seat had to give 14 inches forward and go no closer than five inches in front. If they were to use a shoulder harness, the seat would have to meet a different standard. Potentially they might have something that attached to the ceiling, but the lap belt was not satisfactory in the automobile.

Dr. Cody inquired about research that led the automobile industry to not use the lap belt. Mrs. Slye thought the auto industry went to the three point belt arrangement because of the interaction of the passenger and the dashboard which was missing in the bus equation. Mr. Donn added that the seat belt was to keep people inside the automobile and to eliminate the collision with the steering wheel or dash. The school bus industry looked at this data and decided to go

to a passive restraint system with padded seat backs.

Dr. Shoenberg remarked that this was a complicated issue. The issue was one purely of safety. They did not have a three point harness, and it was not a possibility at this point. If they were going to have seat belts, they were going to have lap belts. One contention was that lap belts were likely to cause as many problems as they solved. On the other hand, they did have cases where buses were struck from the side and children were injured. He wanted to know which was the greater safety risk, lap belts or buses being struck from the side with resulting fatalities. He asked about national data on numbers of injuries. Dr. Cronin asked if staff could give the Board some hard data. Mr. William Westcoat, supervisor of automotive maintenance, agreed to provide as much data as possible. Mrs. DiFonzo recalled that last year she had asked the same question asked by Dr. Shoenberg.

Dr. Cronin said that the record would remain open for the experts to provide the best information they could. Dr. Cody stated that if they could extract enough technical information from what they had received to answer the question raised by Dr. Shoenberg to support a recommendation, he would provide it to the Board. If it did not, he would tell the Board that, too.

Mrs. DiFonzo temporarily left the meeting at this point.

RESOLUTION NO. 267-86 Re: REPAIRS TO BOILERS - VARIOUS SCHOOLS
REBID

On recommendation of the superintendent and on motion of Dr. Shoenberg seconded by Dr. Floyd, the following resolution was adopted unanimously:

WHEREAS, Sealed bids were received on May 5, 1986, for repairs to boilers at Herbert Hoover Junior High, Montgomery Village Junior High, Thomas S. Wootton High and Walter Johnson High schools, as indicated below:

Proposal A - Hoover Junior
Proposal B - Montgomery Village Junior
Proposal C - Wootton High
Proposal D - Walter Johnson High

BIDDER

1. J. E. Hurley Machine & Boiler Works, Inc.
\$12,591.00 (A)*, \$13,047.00 (B)*, \$12,465.00 (C)*, \$6,174.00 (D)
2. M & M Welding and Fabricators, Inc.
\$15,631.28 (A), \$15,635.00 (B), \$14,500.00 (C), \$5,782.63 (D)*
3. Capitol Boiler Works, Inc.
\$22,380.00 (A), \$22,380.00 (B), \$18,900.00 (C), \$8,565.00 (D)

* Recommended award

and

WHEREAS, The low bidders, J. E. Hurley Machine & Boiler Works, Inc., and M & M Welding and Fabricators, Inc., have successfully performed similar projects on other MCPS schools; and

WHEREAS, Low bids are within staff estimate and sufficient funds are available in account 999-40 to effect award; now therefore be it

RESOLVED, That a contract be awarded to J. E. Hurley Machine & Boiler Works, Inc. for boiler repairs at Herbert Hoover Junior High, Montgomery Village Junior High and Thomas S. Wootton High in the amount of \$38,103.00, in accordance with plans and specifications entitled, "Repairs to Boilers at Hoover Junior High School, Montgomery Village Junior High School, Wootton High School, and Walter Johnson High School," dated March 27, prepared by the Department of School Facilities, Division of Construction, in conjunction with Morton Wood, Jr., consulting engineer; and be it further

RESOLVED, That a contract be awarded to M & M Welding and Fabricators, Inc. for boiler repairs at Walter Johnson High School in the amount of \$5,782.63, in accordance with plans and specifications entitled, "Repairs to Boilers at Hoover Junior High School, Montgomery Village Junior High School, Wootton High School, and Walter Johnson High School," dated March 27, 1986, prepared by the Department of School Facilities, Division of Construction, in conjunction with Morton Wood, Jr., consultant engineer, contingent upon County Council approval of funds in FY 1987.

RESOLUTION NO. 268-86 Re: FLOWER VALLEY ELEMENTARY SCHOOL -
REVISIONS TO HEATING SYSTEM

On recommendation of the superintendent and on motion of Dr. Shoenberg seconded by Dr. Floyd, the following resolution was adopted unanimously:

WHEREAS, Sealed bids were received on May 5, 1986, for revisions to heating system at Flower Valley Elementary School, as indicated below:

BIDDER	LUMP SUM
1. Charles W. Lomas and Sons, Inc.	\$ 83,300
2. C. V. Carlson Co., Inc.	107,000

and

WHEREAS, The low bidder, Charles W. Lonas and Sons, Inc., has performed satisfactorily on other MCPS projects; and

WHEREAS, Low bid is within staff estimate; now therefore be it

RESOLVED, That a contract for \$83,300 be awarded to Charles W. Lonas

and Sons, Inc., to accomplish the revisions to heating system at Flower Valley Elementary School, in accordance with plans and specifications entitled, "Revisions to Heating System - Flower Valley Elementary School," dated April 21, 1986, prepared by the Department of School Facilities, Division of Construction, in conjunction with Morton Wood, Jr., consulting engineer, contingent upon County Council approval of funds in FY 1987.

RESOLUTION NO. 269-86 Re: MCKENNEY HILLS SCHOOL - REROOFING

On recommendation of the superintendent and on motion of Dr. Shoenberg seconded by Dr. Floyd, the following resolution was adopted unanimously:

WHEREAS, Sealed bids were received on May 1, 1986, for the reroofing of McKenney Hills School, as indicated below:

BIDDER	LUMP SUM
1. Orndorff & Spaid, Inc.	\$65,971
2. J. E. Wood & Sons Co., Inc.	87,043

and

WHEREAS, The low bidder, Orndorff & Spaid, Inc., has performed satisfactorily on other MCPS projects; and

WHEREAS, Low bid is within staff estimate and sufficient funds are available in Account 999-42 to effect award; now therefore be it

RESOLVED, That a contract for \$65,971.00 be awarded to Orndorff & Spaid, Inc., to accomplish the reroofing project at McKenney Hills School, in accordance with plans and specifications entitled, "McKenney Hills School Reroofing," dated April 17, 1986, prepared by the Department of School Facilities.

RESOLUTION NO. 270-86 Re: RELOCATABLE CLASSROOMS

On recommendation of the superintendent and on motion of Dr. Shoenberg seconded by Dr. Floyd, the following resolution was adopted unanimously:

WHEREAS, On March 11 the Board of Education approved the award of a contract to Commercial Modular Systems, Inc., (CMSI) for \$933,152 to furnish and install 22 relocatable classroom buildings contingent upon appropriation of funds by the Montgomery County Council; and

WHEREAS, On April 29 the County Council reduced the Board's total request for relocatable classroom buildings by \$96,000, with the intent that eight of the 22 units be similar in quality to the units purchased in Fairfax County, Virginia; now therefore be it

RESOLVED, That the Board of Education amend its contingent award of contract with Commercial Modular Systems, Inc., as agreed to by CMSI,

to reduce the number of relocatable classroom buildings from 22 to 14, with a corresponding reduction in the amount of the contract from \$933,152 to \$593,824; and be it further

RESOLVED, That the superintendent prepare and issue bid specifications for the purchase and delivery of eight relocatable classroom buildings similar to units recently purchased by Fairfax County Public Schools, Fairfax, Virginia.

RESOLUTION NO. 271-86 Re: REVISED ARCHITECT/ENGINEER SELECTION PROCEDURES

On recommendation of the superintendent and on motion of Dr. Shoenberg seconded by Dr. Floyd, the following resolution was adopted unanimously:

WHEREAS, The Board of Public Works, State of Maryland, has revised its procedures for selecting architects and engineers; and

WHEREAS, It is necessary to revise MCPS procedures to be compatible with state procedures; now therefore be it

RESOLVED, That the following Architect/Engineer Selection Procedures for capital projects be followed, beginning with the FY 1987-92 Capital Improvements Program:

ARCHITECT/ENGINEER SELECTION PROCEDURES

On an annual basis, the Department of School Facilities implements the Capital Improvements Program for the public schools that has been requested by the Board of Education and approved by the Montgomery County Council. Frequently, architectural and engineering services are required for specific projects, including the modernization of existing schools and the construction of new schools.

When the scope of a project is such that the architectural/engineering fee is expected to exceed \$25,000, a five-step process is used to select an appropriate firm.* The selection process encompasses the following steps: public notice, application, initial selection, negotiation, and appointment.

*The selection process for projects for which the fee is expected to be less than \$25,000 is discussed under PROJECTS FOR FEES LESS THAN \$25,000.

PUBLIC NOTICE

When appropriate, the director of the Department of School Facilities notifies the public of MCPS' intent to secure architectural/engineering services for a specific project. A notice to this effect, soliciting applications from qualified firms, is placed in a local newspaper for three consecutive days. Similar notices may be provided to the following construction industry

information services: Dodge Reports and Blue Reports. At least two weeks are generally allowed for receipt of responses.

APPLICATION

During, and only during, the time period defined in the public notice, interested architectural and engineering firms may apply for consideration for a specific project by submitting the following information to the director of the Division of Construction:

1. A letter of interest in the project signed by an officer of the firm
2. Completed, up-to-date U.S. Government Standard Forms 254 and 255 (These forms are used by the Federal Government for architect and engineer selection and require applicants to provide the information that allows MCPS to make an informed judgment on an applicant's experience and qualifications.)
3. Optional additional information on completed projects and special qualifications

INITIAL SELECTION

Applications for a specific project are evaluated by a selection committee composed of staff representatives of the Department of School Facilities, the Department of Educational Facilities Planning and Capital Programming, and representatives of the affected school, PTA, and administrative area.

For projects for which a design competition will be held, the committee typically selects two to four firms to compete for the commission. For projects for which a design competition is not appropriate, the committee selects a single firm.

Selection of firms is based on evaluation of the following criteria:

1. General competence, including that of proposed consultants
2. Geographic location of firms and consultants
3. Past performance on MCPS projects or on similar work elsewhere, especially with regard to errors, omissions, and adherence to budget and schedule limitations
4. Compatibility of the size of the firm with the size of the proposed project
5. Indications of the firm's recent total workload and capacity to accomplish the proposed work in the required time
6. Indications of the firm's understanding of the project's requirements

7. Special experience, design approach, or other special qualifications
8. Originality and quality of design of previous work
9. Firm's financial responsibility
10. Measures of protection for MCPS against errors and omissions

Each member of the selection committee independently applies the selection criteria to each firm's application, or presentation, if a design competition is conducted. After discussion, the committee members vote by secret ballot. The results are tabulated by the director of the Division of Construction or his/her designee. The firm that receives the most votes, or if a design competition is conducted, the most points, becomes a candidate for negotiation.

NEGOTIATION

The purpose of the negotiation process is to determine a lump sum fee for delivery of all services for the project that is acceptable to both MCPS and to the candidate firm. The director of the Division of Construction maintains a fee schedule for typical projects. This schedule forms the basis for negotiations. The director attempts to negotiate agreement with the candidate firm for a fee that the director determines to be fair, competitive, and reasonable. Negotiations for a preliminary agreement are limited to 30 days from the time the candidate firm is first notified of its tentative selection, unless extended at the option of the director of the Department of School Facilities.

If not completed within the period allowed by the director of the Department of School Facilities, negotiations are terminated and the candidate firm is removed from further consideration for the project.

At the option of the director, Department of School Facilities, the firm in second place in the initial selection process is contacted, and the negotiation process described above is conducted. Successive iteration of this procedure occurs until agreement is reached with an appropriately qualified firm. At any time during the negotiation phase, the process may be terminated by the director the Department of School Facilities and the project readvertised.

APPOINTMENT

When a satisfactory agreement is negotiated, the director of the Department of School Facilities transmits this information to the superintendent of schools. The superintendent evaluates the agreement and may either return it to the director of the Department of School Facilities for renegotiation or transmit it to the Board of Education for approval.

The Board considers the superintendent's recommendation and, if the terms of the agreement are considered satisfactory, authorizes a

contract with the candidate firm.

PROJECTS FOR FEES LESS THAN \$25,000

For projects for which the fee is expected to be less than \$25,000, a four-phase selection process is used: public notice, selection, negotiation, and appointment.

PUBLIC NOTICE. A notice informing interested firms that MCPS intends to commission a specific type and quantity of work is placed in a local paper. Typically, firms will be invited to submit U. S. Government Standard Forms 254 and 255 and other information on their qualifications for a specific project.

SELECTION. Responses from interested firms are evaluated by a selection committee composed of staff members of the Division of Construction and the affected school, if applicable. Evaluation is based on the following criteria:

1. General competence, including that of proposed consultants
2. Geographic location of firm and consultants
3. Past performance on MCPS projects or on similar work elsewhere, especially with regard to errors, omissions, and adherence to budget and schedule limitations
4. Compatibility of the size of the firm with the size of the proposed project
5. Indications of the firm's recent total workload and capacity to accomplish the proposed work in the required time
6. Indicators of the firm's understanding of the project's requirements
7. Special experience, design approach, or other special qualifications
8. Originality and quality of design of previous work
9. Firm's financial responsibility
10. Measures of protection for MCPS against errors and omissions

The selection committee recommends an appropriate firm to the director of the Department of School Facilities.

NEGOTIATION. The director of the Division of Construction negotiates a fee agreement with the selected firm that is consistent with the scope of the proposed work and the level of services required. The director of the Division of Construction maintains a fee schedule for typical projects. This schedule forms the basis for negotiations. The director attempts to negotiate agreement with the candidate firm

for a fee that the director determines to be fair, competitive, and reasonable.

Negotiations are limited to 30 days from the time the candidate firm is first notified of its tentative selection.

If not completed within the period allowed by the director of the Department of School Facilities, negotiations are terminated, and the candidate firm is removed from further consideration for the project.

At the option of the director of the Department of School Facilities, the firm in second place in the initial selection process is contacted, and the negotiations process described above is conducted. Successive iterations of this procedure occur until agreement is reached with an appropriately qualified firm.

At any time during the negotiation phase, the process may be terminated by the director of the Department of School Facilities and the project readvertised.

APPOINTMENT. When a satisfactory agreement is negotiated, the director of the Division of Construction so informs the director of the Department of School Facilities who reviews the agreement. If the agreement is acceptable, the director of the Department of School Facilities forwards an appropriate contract to the superintendent of schools for approval. If the superintendent approves, the contract is executed. A summary of contract activity for this category of project is provided to the Board of Education on a periodic basis.

UNUSUAL AND IMPERATIVE SITUATIONS

When unusual and imperative situations, such as a Board request for a feasibility study, require immediate action in a timeframe in which customary selection procedures are inappropriate, the director of the Department of School Facilities, with the agreement of the superintendent, may supersede these procedures. The Board shall be notified of the exceptional situation at the time the architect/engineer contract is presented for approval.

RESOLUTION NO. 272-86 Re: PROCUREMENT CONTRACTS OVER \$25,000

On recommendation of the superintendent and on motion of Mrs. Praisner seconded by Mrs. Slye, 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 contracts be awarded to the low bidders meeting specifications as shown for the bids as follows:

NAME OF VENDOR(S)

DOLLAR VALUE OF CONTRACTS

78-86	Physical Education Supplies and Equipment	
	America's Fitness Center, Inc.	\$ 147
	Accredited Surgical Co.	3,040
	BSN Corp.	11,158
	Bacharach Rasin Co., Inc.	43
	Bel Air Sporting Goods, Inc.	5,166
	C & C Sports	329
	Champ Exercise Equipment Co.	2,556
	Dugout Exercise Equipment Co.	8,308
	Eagle Sports Co.	1,024
	Fitness-Recreation	10,428
	Gold Medal Sporting Goods	387
	Gopher Athletic	643
	Graves-Humphreys	503
	HL International Sports	2,711
	J. L. Hammett Co.	1,790
	High Tech Tools, Inc.	200
	Kaplan School Supply	813
	Louisville Badminton Supply	10
	Marlow Sports, Inc.	20,829
	Micro Bio-Medics, Inc.	245
	Mitchell & Ness	721
	Nichols Wrestling Products	3,055
	Penn Monto, Inc.	588
	Royale Sporting Goods Co., Inc.	1,554
	George Santelli, Inc.	4,385
	Shellie Garment Design and Mfg.	26
	Shoemakers, Inc.	6,429
	Snitz Mfg. Co.	15
	Sportmaster	8,200
	Things From Bell, Inc.	1,862
	Tiffin Athletic Eq. & Sup., Inc.	1,138
	Toss Back, Inc.	1,460
	USC, Inc.	690
	Unique Sports Products	416
	Yale Enterprises	138
	Yorktowne Sports Shop	
	TOTAL	----- \$101,288
84-86	Paint and Paint Sundries	
	The C. M. Athey Co.	\$ 12,342
	Duron	51,258
	McCormick Paint Works, Inc.	2,277
	Shoshanna Corp.	1,349
	TOTAL	----- \$ 67,226
128-86	Industrial Arts Lumber	
	Allied Plywood Corp.	\$ 5,174
	Brodhead-Garrett Co.	420
	Hyatt Building Supply Co.	495
	The Mann & Parker Lumber Co.	40,379
	Northeastern Lumber Company, T/A	

	Nelco Lumber & Home Centers	12,540

	TOTAL	\$ 59,008
130-86	Audiovisual Equipment and Supplies	
	Communications Televideo	\$ 75,779
	Folkemer Photo & Computer Center	2,190
	Jack L. Hartman	2,046
	Lee Hartman & Sons, Inc.	3,441
	Industrial Ed. Sales & Services	17,285
	Island Audio Video, Inc.	518
	Ken-A-Vision Mfg. Co., Inc.	1,194
	Kunz, Inc.	4,071
	Landon Systems Corp.	11,115
	Penn Camera Exchange, Inc.	4,015
	Photographically Yours	66
	Nicholas Pipino Associates	40,846
	RCA Service Co.	34,700
	Ritz Camera Centers, Inc.	60,626
	Standard Theatre Supply Co., Inc.	46,563
	3M Co.	37,050
	Total Audio Visual Systems, Inc.	26,550

	TOTAL	\$368,055
177-86	Ceiling Board and Grid System Material	
	J. B. Eurell Co.	\$ 31,326
	GRAND TOTAL	\$626,903

Mrs. DiFonzo rejoined the meeting at this point. Dr. Cronin temporarily left the meeting, and Dr. Floyd assumed the chair. Mrs. Slye temporarily left the meeting after seconding the motion to approve the budget items.

RESOLUTION NO. 273-86 Re: AUTHORIZATION TO SUBMIT AN FY '87
GRANT PROPOSAL TO ASSUME ADMINISTRATION
OF THE BOYDS HEAD START PROGRAM

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

RESOLVED, That the superintendent of schools be authorized to submit an FY '87 grant proposal for approximately \$118,804 to the Philadelphia Regional Office of the U.S. Department of Health and Human Services to assume administration of the Boyds Head Start Program; and be it further

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

RESOLUTION NO. 274-86 Re: FY 1986 SUPPLEMENTAL APPROPRIATION FOR
THE FOLLOW-UP STUDY OF CHILDREN WHO

RECEIVED CHAPTER I SERVICES

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

RESOLVED, That the superintendent of schools be authorized, subject to County Council approval, to receive and expend the FY 1986 contract award in the following categories from the National

Institute of Education:

CATEGORY	SUPPLEMENTAL
01 Administration	\$40,420
10 Fixed Charges	2,739

TOTAL	\$43,159

and be it further

RESOLVED, That the county executive be requested to recommend approval of this resolution to the County Council and a copy be sent to the county executive and County Council.

RESOLUTION NO. 275-86 Re: SUBMISSION OF AN FY 87 GRANT PROPOSAL TO INSTITUTE A TRUANCY PREVENTION AND INTERVENTION PROJECT

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

RESOLVED, That the superintendent of schools be authorized to submit an FY 1987 grant proposal of \$103,798 to the State of Maryland Juvenile Justice Advisory Committee to institute a truancy prevention and intervention project; and be it further

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

RESOLUTION NO. 276-86 Re: SOFTWARE CANCELLATION AGREEMENT

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

WHEREAS, The Board of Education on February 26, 1986, authorized the superintendent to enter into a software agreement with MSA and also approved the use of any resultant refund from a cancellation agreement for the further development of the new Financial Information System; and

WHEREAS, MCPS has now received this refund; and

WHEREAS, The County Council had appropriated money for the development of a Financial Information System in a prior year; and

WHEREAS, This refund will be spent for the same purpose as originally appropriated; now therefore be it

RESOLVED, That the superintendent of schools be authorized, subject to County Council approval, to receive and expend the refund in Category 1, Administration, for the continued development of the new Financial Information System; and be it further

RESOLVED, That the county executive be requested to recommend approval of this resolution to the County Council and a copy be sent to the county executive and County Council.

RESOLUTION NO. 277-86 Re: PERSONNEL MONTHLY REPORT
On recommendation of the superintendent and on motion of Mrs. Praisner seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

RESOLVED, That the following appointments, resignations, and leaves of absence for professional and supporting services personnel be approved: (TO BE APPENDED TO THESE MINUTES).

RESOLUTION NO. 278-86 Re: EXTENSION OF SICK LEAVE
On recommendation of the superintendent and on motion of Mrs. Praisner seconded by Mrs. DiFonzo, the following resolution was adopted unanimously:

WHEREAS, The employee listed below has suffered serious illness; and

WHEREAS, Due to the prolonged illness, the employee's accumulated sick leave has expired; now therefore be it

RESOLVED, That the Board of Education grant an extension of sick leave with three-fourths pay covering the number of days indicated:

NAME	POSITION AND LOCATION	NO. OF DAYS
Shope, Rita J.	Bus Operator Area III	30

Dr. Cronin and Mrs. Slye rejoined the meeting at this point. Dr. Cronin assumed the chair.

RESOLUTION NO. 279-86 Re: PERSONNEL APPOINTMENTS AND TRANSFERS

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

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

APPOINTMENT	PRESENT POSITION	AS
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Katheryn Gemberling	Principal Parkland Junior	Principal Kennedy H.S. Effective 7-1-86
TRANSFER	FROM	TO
Ben G. Ellis, Jr.	Principal Twinbrook ES	Principal Jackson Road ES Effective 7-1-86
Darius Brown	Principal Richard Montgomery HS	Principal Twinbrook ES Effective 7-1-86
APPOINTMENT	PRESENT POSITION	AS
Thomas E. Quelet	Principal Takoma Park IS	Principal R. Montgomery HS Effective 7-1-86
Stephanie B. Jackson	Project Officer Div. of Spec. Ed. Md. St. Dept. of Ed.	Principal Wheaton Woods ES Effective 7-1-86
Richard G. Hawes	Section Chief Facilities & Support Services Division U. S. Environmental Protection Agency Washington, D.C.	Director Div. of Construction Grade P Effective 5-14-86

RESOLUTION NO. 280-86 Re: ACADEMIC LEAVE

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

RESOLVED, That the following personnel be granted academic leave for the period indicated:

Anderson, Darrell
Teacher, Science
Regional Institute for Children and Adolescents
Years of Service in Montgomery County -- 8
Period of Leave -- August 26, 1986 through January 30, 1987
Attend American University to work toward master's degree in biology

Bear, Jesse
Assistant Principal
Diamond Elementary School
Years of Service in Montgomery County -- 20
Period of Leave -- July 1, 1986 through June 30, 1987
Attend George Washington University to complete doctorate in educational administration

Benz, Joan
Assistant Principal
Mark Twain School
Years of Service in Montgomery County -- 12
Period of Leave -- July 1, 1986 through June 30, 1987
Attend Virginia Polytechnic Institute to complete doctorate in
educational administration

Berry, Robert
Technical Services Assistant
Woodward High School
Years of Service in Montgomery County -- 8
Period of Leave -- July 1, 1986 through June 30, 1987
Attend University of Maryland to earn bachelor's degree and
certification in elementary education

Castle, Frederica
Instructional Assistant
Springbrook High School
Years of Service in Montgomery County -- 7
Period of Leave -- August 28, 1986 through June 18, 1987
Attend University of Maryland to work toward master's degree in art

Kilpatrick, Terry
Teacher, Social Studies
On Personal Illness Leave
Years of Service in Montgomery County -- 15
Period of Leave -- August 26, 1986 through June 19, 1987
Attend University of Maryland to earn credits to certify as a media
generalist II and Utah State University to earn graduate media
credits

Knotts, Patricia
Instructional Assistant
Forest Knolls Elementary School
Years of Service in Montgomery County -- 10
Period of Leave -- August 28, 1986 through June 18, 1987
Attend Hood College to work toward completion of bachelor's degree
in early childhood education

Lamiman, Phyllis
Teacher Specialist
Department of Career and Vocational Education
Years of Service in Montgomery County -- 18
Period of Leave -- August 26, 1986 through June 19, 1987
Attend Johns Hopkins University to earn certificate of advanced
study, Technology for Educators Program

Lipp, Sara
Teacher, Kindergarten
Beall Elementary School
Years of Service in Montgomery County -- 10
Period of Leave -- August 26, 1986 through June 19, 1987

Attend Montgomery College to earn credits in communications and broadcast technologies

Lipton, Leslie
Special Education Instructional Assistant
William Tyler Page Elementary School
Years of Service in Montgomery County -- 10
Period of Leave -- August 28, 1986 through June 18, 1987
Attend University of Maryland to earn bachelor's degree in elementary education

Massaro, Gabriel
Principal
Burning Tree Elementary School
Years of Service in Montgomery County -- 7
Period of Leave -- July 1, 1986 through June 30, 1987
To become an executive intern, American Association of School Administrators, National Academy for School Executives

McKinstry, Michael
Teacher, Biology and Chemistry
Walt Whitman High School
Years of Service in Montgomery County -- 13
Period of Leave -- February 2, 1987 through June 19, 1987
Attend Georgetown University to work toward doctorate in biology

Moore, Dixie
Teacher, Grades 4/5
Flower Hill Elementary School
Years of Service in Montgomery County -- 8
Period of Leave -- August 26, 1986 through June 19, 1987
Attend University of Maryland to earn master's degree with emphasis on environmental education

Morgan, Elizabeth
Principal
Oak View Elementary School
Years of Service in Montgomery County -- 7
Period of Leave July 1, 1986 through June 30, 1987
Attend American University to complete dissertation, university requirements and comprehensive examinations for doctorate

Parker, Cynthia
Pupil Personnel Worker
Area 1 Administrative Office
Years of Service in Montgomery County -- 15
Period of Leave -- July 1, 1986 through June 30, 1987
Attend George Washington University to complete dissertation and doctoral program

Perry, Suzanne
Teacher, Grade 6
Weller Road Elementary School

Years of Service in Montgomery County -- 9
Period of Leave -- August 26, 1986 through June 19, 1987
Attend University of Maryland to earn credits in mathematics to
become certified to teach mathematics

Reardon, Jeanne
Teacher, Grade 3
Bel Pre Elementary School
Years of Service in Montgomery County -- 17
Period of Leave -- August 26, 1986 through June 19, 1987
Attend University of Maryland, Baltimore Campus, to research and
develop new staff development models as teacher-scholar in residence

Redmond, Patricia
Instructional Assistant
Redland Middle School
Years of Service in Montgomery County -- 8
Period of Leave -- August 28, 1986 through January 30, 1987
Attend Hood College to complete practicum for guidance program and
master's degree

Shipman, Neil
Principal
Fox Chapel Elementary School
Years of Service in Montgomery County -- 15
Period of Leave -- July 1, 1986 through June 30, 1987
To become executive intern with the National Association of
Elementary School Principals

Stein, Judith
Master Learner, General Honors Program
University of Maryland
Years of Service in Montgomery County -- 9
Period of Leave -- August 26, 1986 through June 19, 1987
Attend University of Maryland to complete coursework toward
doctorate in educational planning, policy and administration

RESOLUTION NO. 281-86 Re: AMENDMENT TO THE POSITION CLASSIFICATION
AND PAY PLAN

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

WHEREAS, It is desirable to establish and maintain positions at an
equitable and competitive pay level; and

WHEREAS, The superintendent has recommended the following
classification actions that will establish positions at an equitable
pay level within MCPS; now therefore be it

RESOLVED, That the pay grade of 11 (7.5 FTE) food service delivery
worker positions assigned to the food service warehouse be changed
from pay grade 5 (\$6.18 minimum - \$9.11 maximum longevity) to pay

grade 8 (\$7.00 minimum - \$10.45 maximum longevity) and that this action be effective May 17, 1986.

RESOLUTION NO. 282-86 Re: SICK LEAVE FOR EMPLOYEES EXCLUDED FROM ACCESS TO A SICK LEAVE BANK

On recommendation of the superintendent and on motion of Mrs. Praisner seconded by Mrs. DiFonzo, the following resolution was adopted with Dr. Cronin, Mrs. DiFonzo, Mr. Ewing, Mrs. Praisner, Dr. Shoenberg, and Mrs. Slye voting in the affirmative; Dr. Floyd being temporarily absent:

WHEREAS, MCPS employees who are excluded from membership in a bargaining unit and who do not have access to a sick leave bank should be provided with additional sick leave protection as a matter of equity; now therefore be it

RESOLVED, That the superintendent be authorized to establish a sick leave bank effective July 1, 1986, for employees excluded from membership in a bargaining unit; and be it further

RESOLVED, That the superintendent be authorized to appoint a three-member committee to administer this bank composed of the following: an excluded supporting services employee, an excluded professional employee, and a staff member of the Department of Personnel Services, and this committee will report annually to the superintendent on the status of the bank.

RESOLUTION NO. 283-86 Re: ADOPTION OF A SPECIAL PROGRAM FOR RICHARD MONTGOMERY HIGH SCHOOL

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

WHEREAS, On November 26, 1985, the Board of Education charged the superintendent and school staff to proceed immediately in accordance with present Board policy with the advice of Richard Montgomery attendance area parents and students and other parents and students to develop a special program or programs at Richard Montgomery open to students from other areas of the county; and

WHEREAS, The Richard Montgomery Task Force on Special Programs unanimously recommends the establishment of an International School; and

WHEREAS, The superintendent was asked to bring plans for this special program to the Board before the end of the 1985-86 school year; now therefore be it

RESOLVED, That an International Studies High School which would provide the opportunity for students to earn an International Baccalaureate (IB) degree be established as a special program at Richard Montgomery High School beginning in September 1987. For the record, Mrs. Praisner stated that the record should show that

the Board policy on the establishment of special programs would be adhered to as part of the process of development of the Richard Montgomery High School special program.

Re: PROPOSED BOUNDARY CHANGE: AVENEL FARM

Dr. Phil Rohr, director of planning, stated that the paper before the Board would be the basis for a public hearing on May 22 with action by the Board on June 12. He showed Board members a map of the Avenel Farm development and the proposed assignment of students.

Mrs. Praisner questioned the timing of the construction, and Dr. Rohr explained that he had obtained information from the project manager. Houses would begin to be occupied in the 1987-88 school year, and it would take eight years to complete the entire project. The student yields were based on that information.

Dr. Shoenberg noted that one of the problems they had was the effect of a boundary change on Churchill High School. He asked whether the student yield estimates were high. Dr. Rohr replied that they were and explained that the costs of the housing ranged from \$300,000 for a town house to \$1 million for a single family house. He explained that they had used the Whitman yields and halved them. Dr. Shoenberg stated that it was obvious that a question about the occupancy percentage at Churchill would come up; however, he recalled that they had talked about a small addition to that building. Dr. Rohr reported that Churchill would be considered for modernization in the mid 1990's.

Dr. Shoenberg commented that a lot of the impetus for this had come from Seven Locks, yet this would create an attendance island in order to put students into Seven Locks. The Board had also received a memo on how space was being used at that school, and he would be interested in knowing how it would all fit together. Dr. Cronin noted that there might be future pressure to split off more of Carderock's attendance area.

Mr. Ewing stated that for the purpose of the hearing it would be useful to expand on assumptions about the projected yield from this development. If they had departed from the normal way of figuring yields, it would be useful to let the public know. He asked about other attendance islands in the county, and Dr. Rohr replied that there were at least ten.

Re: B-CC CLUSTER PROPOSAL

Dr. Cronin noted that the Board had received a large paper about the cluster proposal, but the immediate considerations were contained in Sections 1 and 2. Dr. Cody explained that normally they would consider the cluster proposal in the following year, but there were some provisions of that plan that should be acted upon prior to the beginning of the next school year. They wanted to provide for the ESOL program for the primary school at Rosemary Hills and do some student reassignments of Rosemary Village students to Chevy Chase,

Paddington Square students to Bethesda, and Lynnbrook area students to Bethesda Elementary.

Dr. Cronin asked about the Lynnbrook area assignment. Ms. Ann Briggs, facilities coordinator, explained that Lynnbrook area students would only be assigned for grades 3 through 6 to Bethesda. They would continue in their lower grade assignment.

Dr. Cronin inquired about the minority percentages because there was a drop of 3 percent in North Chevy Chase and an increase of 8 percent at Bethesda. Ms. Briggs replied that the students were not completely in North Chevy Chase yet because a lot of the assignments really began to take effect this coming September. She explained that the community would like the Board to consider the option of letting the older brothers and sisters of Rosemary Village students already in North Chevy Chase attend school with their younger brothers and sisters. It would be beneficial to North Chevy Chase to have approximately 30 less students. These students would request transfer. Dr. Cody explained that this matter had just come to their attention. It might or might not be a variation on their transfer policy in which case the Board would need to contend with that. Whether it should be dealt with in the time they were dealing with a boundary change was a matter he would have to review with staff. He would bring this issue to the Board at the appropriate time and place.

Mrs. Praisner pointed out that the May 13 paper had some recommendations for immediate action and then it said "recommended for consideration." She asked if this was the superintendent's recommendation for consideration or the community's. Dr. Cody replied that this was the community's plan. He had reviewed it and substantially agreed with it with some minor variations. He was recommending the Board take action on some pieces of that now. Mrs. Praisner commented that it was one thing to consider for the '86 planning process, but when they said "recommended" she had a question as to whether that meant the superintendent was recommending it. Dr. Cody explained that he was recommending the three bullets be taken up during the normal facilities planning process next fall. Dr. Shoenberg explained that the superintendent was recommending for the Board's consideration and agreed with the community. Dr. Cody suggested changing the wording to "the superintendent recommends that the following be approved and be considered during the 1986 facility planning process."

Mr. Ewing remarked that there was always the potential for the Board to take the action under the recommendations for immediate action and the others not to get taken for some reason. He asked for the superintendent's judgment as well as the community's judgment as to whether or not if that were to occur that would cause any great difficulty. He suggested it might be better for them to figure out a way to adopt the complete plan during this calendar year. He asked for a reaction to that before Board action. He understood there was no expected additional cost for transportation, and he saw the only cost was for one position at Rosemary Hills and the cost for

computers in the future.

Ms. Briggs stated that they were seeing the whole plan from the B-CC cluster as being a month ahead of all the other clusters. With this plan, they were where staff hoped the other clusters would be by July

1. Mr. Ewing explained that he worried when they had a plan depending on two budget years for its operating funds.

Dr. Cody commented that the overall plan made a lot of sense, and he thought they should proceed on a portion of it now. He suggested it might be appropriate very soon for there to be some general statement of intent on the part of the Board for support for the overall plan with final decisions unfolding through the normal process.

Mrs. Praisner cautioned that they could not make decisions cluster by cluster when there might be implications from one cluster to another. She would not want to be bound to a previous agreement made to a cluster. They had to see the whole county before they made commitments. She explained that she said that not in relationship to what was before the Board because they historically made a commitment to this cluster, but to the extent they started using this as a model for facility planning she would caution that they could not go too far down that road.

Re: POLICY ON RETURN OF TESTS

Dr. Cronin read the following statement by Mr. Foubert:

"The issue of returning tests is one which I have extensively discussed with J/I/M and senior high school students across the county. I continue to hear the same comments from a variety of students. In some cases, students simply do not have tests returned at all. In other cases, students are only given back Scantron answer sheets. Both of these scenarios prohibit students from learning from their tests. I consider both of these unacceptable.

"While I do appreciate the superintendent's intentions to offer teachers some interpretive statement, I do not believe that this goes far enough. I firmly agree with the vast majority of students in this county that tests and quizzes must be returned permanently. Not only does this give students an opportunity to learn from these tests, it also permits students to use these tests to study for final exams.

"I would therefore strongly favor changing the first Resolved of Policy JFB to read: 'RESOLVED, That all teachers be required to return to students all tests and quizzes (including the questions) for their review in conjunction with their answers (such as, Scantron answers with questions) permanently.'

"Another variation which we may want to consider is requiring the return of tests and strongly encouraging teachers to return tests permanently. We may also wish to have a separate policy statement for final exams.

"I would hope that a future discussion could be scheduled so that these issues could be further explored."

Dr. Shoenberg expressed his agreement with Mr. Foubert's statement. He knew that it was difficult to make up a good examination. Therefore, teachers continued to use parts of that exam, but he thought the burden of proof needs to be on the teacher not to return the examinations. He said that there were a number of ways they could accomplish that without making the kind of flat statement proposed by Mr. Foubert. He was sure that the superintendent's proposal would not have the same effect. They had to have a strong requirement of some kind.

Dr. Cody commented that part of the problem was the ambiguity of the present policy. He intended to interpret the policy in a manner that would be clearer; however, another alternative was to rewrite the policy.

Mr. Ewing hoped that the Board would want to review the policy for purposes of considering changes. He did want to consider changes. He suggested replacing the first Resolved with one that would read, "Resolved, That teachers be instructed to return to students all tests and quizzes except final examinations including questions as well as answers for review by students, and in some circumstances teachers may wish to justify a decision not to return an examination." Dr. Shoenberg stated that the circumstances could be spelled out in a regulation going along with that change in policy.

Dr. Cronin stated that as a teacher he felt it was the right of every student to get their exam back, to see their answers, to understand what they did on the exam and what they could do to improve their performance. He said that the student taking that test out of the classroom raised the issue for the teacher of whether that test was secure. He suggesting saying that teachers would not be required to return this material permanently. The review could take place in the classroom or after school. Dr. Cody commented that one of the problems in the policy was whether "return" meant permanently or permitting the students to examine the test.

Mr. Ewing stated that he was willing that tests be returned to the teacher at some point, but he wanted a process to get the paper home to the parents. He did not want to have the parent have to go to the school to meet with teachers. This was a problem because most parents worked in many cases and there were single parent families. Mrs. Praisner pointed out that in the world of copy machines once that test left the classroom there was an impact on the teacher. As a parent, she wanted papers to come home, but at the same time she knew the problem faced by teachers in developing tests.

Dr. Shoenberg stated that the Board would like to see the superintendent's recommendation for a change in policy. Board members would like to see something stronger, and the regulations for implementation should be strong and clear. It was clear that the

policy they had was not achieving the results they wanted. Dr. Cody agreed to draft a policy which reflected some of the sentiments expressed. He noted that they were in a grey area of having an opinion about how a teacher ought to operate. This was an area that he thought should be for professional discretion. Dr. Floyd suggested that the policy be undergirded by some plain pedagogical principles and showed the relationship between tests and the instructional process.

Mr. Ewing commented that there was an issue here of how far they ought to go in instructing teachers what to do; there was also an issue here of how much information ought the school system provide to parents so that they could monitor the progress of their children in the public schools. That issue was overriding to him. Dr. Cronin asked that teachers have an opportunity to comment on the proposed policy in advance of Board adoption, and Mr. Ewing suggested that MCCPTA also be consulted.

Re: ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR
ACTIVITIES

Dr. Floyd moved and Mrs. Slye seconded the following:

WHEREAS, The Board of Education recognizes that extracurricular activities are an integral part of the total educational program; and

WHEREAS, There presently exists a Montgomery County Public Schools' regulation that governs participation in interscholastic athletics and a Board of Education resolution that defines student government and class officer eligibility; and

WHEREAS, The superintendent established a Committee on Academic Eligibility for Extracurricular Activities to review the implementation of participation and eligibility requirements in other school systems as well as Montgomery County Public Schools; and

WHEREAS, The Board of Education and the superintendent have considered establishing student academic eligibility standards for participation in extracurricular activities for students in Grades 7-12; now therefore be it

RESOLVED, That Board of Education Resolution Number 208-84, Passing Grades for SGA and Class Officers, dated March 13, 1984, be rescinded; and be it further

RESOLVED, That the following policy on Academic Eligibility for Extracurricular Activities be adopted:
Related Entries: IQD-RA, IQD-EA, IQA-RA, IQA-EA, IQB-RA, IQB-EA

ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR ACTIVITIES

I. Purpose

To establish student academic eligibility standards for

participation in extracurricular activities

II. Process and Content

Decisions regarding a student's academic eligibility for participation in extracurricular activities will be made as follows:

- A. Students in grades 7-12 having a failing grade in more than one subject at the end of a marking period will be ineligible during the next marking period to participate in any activities listed as nonathletic and athletic stipends in the Negotiated Agreement between Montgomery County Education Association and the Board of Education of Montgomery County. This does not apply to students entering the school system from a non-MCPS school, to students in the fall entering high school for the first time, nor to students engaged in activities which are extensions of a grade course.
- B. Students in grades 7 and 8 may petition the activity sponsor/athletic coordinator to be reinstated at midpoint in the marking period if they have evidence of meeting eligibility status. Final decisions regarding these petitions will be made by the principal.
- C. To help students retain or regain eligibility for extracurricular activities, schools are encouraged to develop and make available such support activities as tutoring programs, mentor and monitoring programs, academic support classes and counseling, study halls after school, outreach programs and/or other programs.

III. Feedback Indicators

The superintendent will report annually to the Board on the effects of this policy on student participation in extracurricular activities.

RESOLUTION NO. 284-86 Re: AN AMENDMENT TO THE PROPOSED POLICY ON ACADEMIC ELIGIBILITY

On motion of Dr. Shoenberg seconded by Mrs. Praisner, the following resolution was adopted unanimously:

RESOLVED, That the proposed policy on academic eligibility be amended by deleting "to students entering the school system from a non-MCPS school,".

An editorial change was made to substitute "graded course" for "grade course."

RESOLUTION NO. 285-86 Re: ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR ACTIVITIES

On recommendation of the superintendent and on motion of Dr. Floyd seconded by Mrs. Slye, the following resolution was adopted with Dr. Cronin, Mr. Ewing, Dr. Floyd, Mrs. Praisner, Dr. Shoenberg, and Mrs. Slye voting in the affirmative; and Mrs. DiFonzo voting in the negative:

WHEREAS, The Board of Education recognizes that extracurricular activities are an integral part of the total educational program; and

WHEREAS, There presently exists a Montgomery County Public Schools' regulation that governs participation in interscholastic athletics and a Board of Education resolution that defines student government and class officer eligibility; and

WHEREAS, The superintendent established a Committee on Academic Eligibility for Extracurricular Activities to review the implementation of participation and eligibility requirements in other school systems as well as Montgomery County Public Schools; and

WHEREAS, The Board of Education and the superintendent have considered establishing student academic eligibility standards for participation in extracurricular activities for students in Grades 7-12; now therefore be it

RESOLVED, That Board of Education Resolution Number 208-84, Passing Grades for SGA and Class Officers, dated March 13, 1984, be rescinded; and be it further

RESOLVED, That the following policy on Academic Eligibility for Extracurricular Activities be adopted:
Related Entries: IQD-RA, IQD-EA, IQA-RA, IQA-EA, IQB-RA, IQB-EA

ACADEMIC ELIGIBILITY FOR EXTRACURRICULAR ACTIVITIES

I. Purpose

To establish student academic eligibility standards for participation in extracurricular activities

II. Process and Content

Decisions regarding a student's academic eligibility for participation in extracurricular activities will be made as follows:

- A. Students in grades 7-12 having a failing grade in more than one subject at the end of a marking period will be ineligible during the next marking period to participate in any activities listed as nonathletic and athletic stipends in the Negotiated Agreement between Montgomery County Education Association and the Board of Education of Montgomery County. This does not apply to students in the fall entering high school for the first time nor to students engaged in activities which are extensions of a

graded course.

- B. Students in grades 7 and 8 may petition the activity sponsor/athletic coordinator to be reinstated at midpoint in the marking period if they have evidence of meeting eligibility status. Final decisions regarding these petitions will be made by the principal.
- C. To help students retain or regain eligibility for extracurricular activities, schools are encouraged to develop and make available such support activities as tutoring programs, mentor and monitoring programs, academic support classes and counseling, study halls after school, outreach programs and/or other programs.

III. Feedback Indicators

The superintendent will report annually to the Board on the effects of this policy on student participation in extracurricular activities.

Re: BOARD MEMBER COMMENTS

1. Mrs. Praisner pointed out that the Board had an item of information on dance courses for the PROGRAM OF STUDIES to be voted on on June 12. She asked about staff training implications and whether they could have those courses available for students first semester. Mr. Ed Masood replied that in six high schools where the courses were in place they could be available immediately. They were recommending this as a phase-in project.
2. Mrs. Praisner asked if they had received a response from the county executive about former school sites the Board had asked to be returned, and Dr. Cody replied that they had not received a response.
3. Mrs. Praisner reported that she and Mrs. DiFonzo had attended the Urban/Suburban School District conference which focused on early childhood. They had heard Dr. England from L.S.U., who would be excellent for staff conferences. Mrs. DiFonzo added that they had also heard Dr. Ames, who caused Mrs. DiFonzo to reexamine her position on a lot of issues.
4. Mr. Ewing recalled that when the Board met with the Whitman Cluster the issue of funds for classroom supplies and equipment contributed by PTAs was raised. He asked about progress in obtaining that information.

RESOLUTION NO. 286-86 Re: EXECUTIVE SESSION - MAY 27, 1986

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

WHEREAS, The Board of Education of Montgomery County is authorized by

Section 10-508, State Government Article of the ANNOTATED CODE OF MARYLAND to conduct certain of its meetings in executive closed session; now therefore be it

RESOLVED, That the Board of Education of Montgomery County hereby conduct its meeting in executive closed session beginning on May 27, 1986, at 7:30 p.m. to discuss, consider, deliberate, and/or otherwise decide the employment, assignment, appointment, promotion, demotion, compensation, discipline, removal, or resignation of employees, appointees, or officials over whom it has jurisdiction, or any other personnel matter affecting one or more particular individuals and to comply with a specific constitutional, statutory or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter as permitted under the State Government Article, Section 10-508; and that such meeting shall continue in executive closed session until the completion of business.

RESOLUTION NO. 287-86 Re: MINUTES OF MARCH 24, 1986
On recommendation of the superintendent and on motion of Mr. Ewing seconded by Mrs. Slye, the following resolution was adopted unanimously:

RESOLVED, That the minutes of March 24, 1986, be approved.

RESOLUTION NO. 288-86 Re: MINUTES OF MARCH 26, 1986

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

RESOLVED, That the minutes of March 26, 1986, be approved as corrected.

RESOLUTION NO. 289-86 Re: BOE APPEAL NO. 1985-29

On motion of Dr. Floyd seconded by Mrs. DiFonzo, the following resolution was adopted with Dr. Cronin, Mrs. DiFonzo, Mr. Ewing, Dr. Floyd, Mrs. Praisner, and Dr. Shoenberg voting in the affirmative; Mrs. Slye abstaining because she was not present:

RESOLVED, That the Board of Education adopt its Decision and Order in BOE Appeal No. 1985-29.

Re: NEW BUSINESS

1. Mr. Ewing moved and Mrs. Slye seconded that the Board schedule an item to discuss its policy and act on its policy to permit use of unusual and imperative leave for legitimate religious holiday use related to the request that came before the Board fairly recently.

2. Mr. Ewing inquired about a proposal to deal with the way in which they organized psychological services. He was interested in knowing when the Board would receive a response. Dr. Cody replied that they

would be getting responses to questions in about a week. He would have his reaction to the proposal in about two weeks.

Re: ITEMS OF INFORMATION

Board members received the following items of information:

1. Items in Process
2. Construction Progress Report
3. Evaluation of the ESOL/Bilingual Program: Phase III
4. Honors Program Study 1984-85
5. Recommended Approval of Proposed Dance Courses to Meet Fine Arts Credit Graduation Requirement (for future consideration)

Re: ADJOURNMENT

The president adjourned the meeting at 6:10 p.m.

President

Secretary

WSC:mlw