

APPROVED
29-2012

Rockville, Maryland
September 24, 2012

The Board of Education of Montgomery County held a business meeting at the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, on September 24, 2012, beginning at 7:00 p.m.

Present: Ms. Shirley Brandman, President
in the Chair
Dr. Judy Docca
Mr. Michael Durso
Mr. Philip Kauffman
Mr. John Mannes
Mrs. Patricia O'Neill
Dr. Joshua Starr, Secretary/Treasurer

Absent: Mr. Christopher Barclay
Ms. Laura Berthiaume

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

With a quorum present, the Board of Education met in open session at 7:00 p.m.

RESOLUTION NO. 411-12 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the superintendent and on motion of Mr. Mannes seconded by Mrs. O'Neill, 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 September 24, 2012, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, from 7:00 to approximately 7:45 p.m.; and be it further

Resolved, That the Board receive legal advice as the Board adjudicates appeals, which is a quasi-judicial function outside the purview of the *Open Meetings Act* and as permitted under Section 10-508(a)(7) of the *State Government Article*; and be it further

Resolved, That the Board receive legal advice and discuss pending litigation regarding the Board property located at Brickyard Road, as permitted under Section 10-508(a)(7) and 10-508(a)(8) respectively of the *State Government Article*, and receive a briefing on the management of the property which is an administrative function outside the purview of the *Open Meetings Act*; and be it further

Resolved, That the superintendent of schools brief the Board on an individual candidate for appointment, with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

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

Re: **OPEN SESSION**

The Board of Education met in closed session from 7:02 to 7:50 p.m. After a break, the Board of Education reconvened in open session at 7:53 p.m.

To view specific sections or the entire meeting, please watch at
<http://www.montgomeryschoolsmd.org/boe/meetings/archive/2012/2012-0924.shtm>

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. 412-12 Re: **APPROVAL OF THE AGENDA**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Mannes, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education approve its agenda for September 24, 2012.

RESOLUTION NO. 413-12 Re: **WALK TO SCHOOL DAY**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Mannes, the following resolution was adopted unanimously by members present:

WHEREAS, Children and adults need to learn and practice essential pedestrian skills; and

WHEREAS, Walking to school enables children to incorporate the regular physical activity they need each day while also forming healthy habits that can last a lifetime; and

WHEREAS, Walking to school helps reduce the amount of air pollutants emitted by vehicles; and

WHEREAS, International Walk to School Day is celebrated by thousands of schools across America and in more than 40 countries worldwide; now therefore be it

Resolved, That the Board of Education and the superintendent of schools proclaim October 3, 2012, as "Walk to School Day"; and be it further

Resolved, That the school system notifies the public and school community of “Walk to School Day,” publicizes this resolution and the school system’s participation through internal and external media, and encourages everyone to consider the safety of pedestrians and, in particular, student walkers—every day.

RESOLUTION NO. 41412 Re: **NATIONAL DISABILITY AWARENESS
MONTH**

On recommendation of the superintendent and on motion of Mrs. O’Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present:

WHEREAS, October is *National Disability Awareness Month* in the United States; and

WHEREAS, Montgomery County Public Schools is committed to ensuring that every child has the opportunity to succeed in a school system where academic success is not predictable by race, ethnicity, gender, socioeconomic status, language proficiency, or disability; and

WHEREAS, Montgomery County Public Schools provides high-quality professional development opportunities to all staff members in an effort to narrow the achievement gap between students with disabilities and their nondisabled peers; and

WHEREAS, Montgomery County Public Schools promotes the use of appropriate technology and Universal Design for Learning strategies that enhance the academic success of students with disabilities; and

WHEREAS, Montgomery County Public Schools, as part of *National Disability Awareness Month*, recognizes the importance of embracing inclusive practices and policies that promote the benefits of a diverse workforce that includes workers with disabilities, who represent a highly motivated and talented workforce pool; and

WHEREAS, Montgomery County Public Schools is committed to preparing students with disabilities to be career and college ready to gain access and fully participate in a quality of life comparable to their nondisabled peers; and

WHEREAS, Montgomery County Public Schools is committed to collaborating with families to support student academic success and social-emotional wellness; and

WHEREAS, Montgomery County Public Schools is committed to engaging families and community partners to promote, provide and foster the full participation of individuals with disabilities in the workforce; and

WHEREAS, Montgomery County Public Schools endorses full participation for people with disabilities in all environments; now therefore be it

Resolved, that the Montgomery County Board of Education and the superintendent of schools declare the month of October as *National Disability Awareness Month* in Montgomery County Public Schools and encourage staff members in schools to sponsor activities in honor of its recognition.

RESOLUTION NO. 415-12 Re: **MARYLAND FAMILY ENGAGEMENT
MONTH**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present:

WHEREAS, Our children are our most valuable resources and are the key to our future economic and social well-being; and

WHEREAS, Parents are their children's first and most influential teachers and have high hopes and dreams for their children's future; and

WHEREAS, Research illustrates that when parents are involved in their children's education, students have better attendance rates, increased motivation, higher grades, and a greater chance of attending college; and

WHEREAS, Montgomery County Public Schools encourages parent and family involvement in the school community to support children's education, healthy development, and well-being; and

WHEREAS, All school system staff members are available to assist families with information and support to ensure parents, guardians, and caregivers may engage fully in their children's education; and

WHEREAS, When parents and schools supported by the community in shared partnership work together, our children benefit and become lifelong learners and contribute positively to our society; and

WHEREAS, Montgomery County Public Schools provides opportunities for parents to engage with school system staff by attending Back-to-School Nights, the Open House for K-12, parent-teacher conferences, and other activities scheduled throughout the school year; and

WHEREAS, Parents may find answers to their questions by using the Parent Guide, which is available on the Montgomery County Public Schools website; attending Parent Academy workshops; participating in Montgomery County Council of Parent Teacher Associations and National Association for the Advancement of Colored People Parents' Council events; attending school system events and community forums events such as the State of Schools or a Board of Education meeting; and

WHEREAS, Montgomery County Public Schools also connects with parents and

students through MCPS *QuickNotes* e-mail newsletters, the Montgomery County Public Schools website, Montgomery County Public Schools Television Channel 34, Twitter, and Edline in the secondary schools; and

WHEREAS, The importance of parent engagement in education requires not only recognition, but a firm commitment in our policies and actions; now therefore be it

Resolved, That the Montgomery County Board of Education and the superintendent of schools hereby declare the month of October 2012 to be Maryland Family Engagement Month, and encourage families, staff, and community members to recognize the importance of the home-school partnership to improve student learning and school performance.

RESOLUTION NO. 416-12 Re: **IN APPRECIATION OF DR. CARL W. SMITH**

On motion of Ms. Brandman seconded by Mrs. O'Neill, the following resolution was adopted unanimously by members present:

WHEREAS, Dr. Carl W. Smith is retiring as executive director of the Maryland Association of Boards of Education (MABE) after serving in that position for nearly 15 years; and

WHEREAS, Prior to being executive director of MABE, Dr. Smith distinguished himself as a highly respected and motivated administrator and leader in Montgomery County Public Schools (MCPS) in various capacities including as principal of various schools, executive assistant to the superintendent of schools, and associate superintendent for human services and accountability where he worked tirelessly to enhance the academic achievement of all children; and

WHEREAS, Dr. Smith brought to MABE the same commitment to public education that he provided as an administrator in the Montgomery County Public Schools prior to going to MABE; and

WHEREAS, Under Dr. Smith's leadership, MABE has provided Boards of Education and local Board members quality in-service training; effective legislative, policy, and legal support; and information about educational issues; and

WHEREAS, Under Dr. Smith's leadership, MABE's advocacy has been crucial in fighting for appropriate legislation and resources for the children of Maryland's public schools at the local, state, and national levels; and

WHEREAS, Dr. Smith co-authored *The Key Work of School Boards*, a framework for effective Board of Education governance that has influenced and guided many school boards throughout the country; now therefore be it

Resolved, That the members of the Montgomery County Board of Education and the superintendent and staff of the Montgomery County Public Schools extend congratulations and deepest appreciation to Dr. Carl W. Smith for his effective and strong leadership and support to local Boards of Education and Board members.

Re: **PUBLIC COMMENTS**

The following person commented before the Board of Education:

<u>Person</u>	<u>Topic</u>
Patty Winters	Underage Substance Abuse Prevention

Re: **BOARD/SUPERINTENDENT COMMENTS**

Mr. Durso thanked Ms. Winters for bringing the issue of substance abuse to the Board. There is a need to continue to look at and work on the issue. He was also concerned about the incident at Watkins Mill High School, and he urged MCPS and the police to look at athletic contests and the challenges they present with the hope that there would be plans to ameliorate any further incidents. Mr. Durso would like staff to review the functions of full-time athletic trainers, estimate costs, and provide that information to the Board.

Mr. Mannes stated that he associated himself with Mr. Durso's comments. He remarked that he was joining two of his colleagues with the paperless solution and would be using a computer this evening to review Board material. He attended the 20th Anniversary of Career Partnerships with Dr. Starr and staff. Their goal is to connect business and education. Second, he attended the MCEA meeting where core values were discussed; it was well planned and an effective meeting. Finally, he attended the MCJC meeting, and he answered questions for middle school students on the work of the Board.

Mrs. O'Neill agreed with Mr. Durso's comments. She was concerned about young people placed in a competitive situation, such as football. There is a role for parents in attending school/community events in addition to working with the police department to create a saner atmosphere. She attended the retirement celebration for Sharon Friedman who was a tremendous advocate with the Mental Health Association.

Dr. Docca reported that she attended (1) the Asia American Educators Association, (2) Rockin' the Rage (a program in 16 schools to prevent bullying); and (3) MCEA meeting where they announced a course "Equity in Excellence" developed with McDaniel College which is an outgrowth of the study circles.

Dr. Starr acknowledged that there were concerns about the incident at the football game. There have been various suggestions on how to manage these events. He continued his remarks listing 2012 SAT results, Schott Foundation Report on African

American male graduation rates, National Merit Scholarship Program semifinalists, and HealthierUS School Challenge Award event.

RESOLUTION NO. 417-12 Re: **CONTRACTS OF \$25,000 OR MORE**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present#

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

WHEREAS, Funds have been budgeted for the lease/purchase of office furniture awarded through Bid No. 4058.4, in the amount of \$77,140; and

WHEREAS, Funds have been budgeted for the lease/purchase of classroom furniture awarded through Bid No. 4114.4, in the amount of \$387,551; and

WHEREAS, On May 21, 2012, the acquisition of two refrigerated cargo trucks was awarded through Bid No. 7104.5 in the amount of \$246,000 and funding now is requested through a lease/purchase; and

WHEREAS, The acquisition of office furniture, classroom furniture, and refrigerated cargo trucks through lease/purchase agreements has been reviewed by legal counsel; now therefore be it

Resolved, That office furniture in the amount of \$77,140 be leased/purchased for a six-year term under the Master Lease/Purchase Agreement with Banc of America Public Capital Corporation; and be it further

Resolved, That classroom furniture in the amount of \$387,551 be leased/purchased for a six-year term under the Master Lease/Purchase Agreement with Banc of America Public Capital Corporation; and be it further

Resolved, That the refrigerated cargo trucks in the amount of \$246,000 be lease/purchased for a five-year term under the Master Lease/Purchase Agreement with Banc of America Public Capital Corporation; and be it further

Resolved, That the proceeds from the aforementioned financings be used to reimburse Montgomery County Public Schools accounts to the extent that such equipment has been or will be acquired before closing; and be it further

Resolved, That the president of the Board of Education and the superintendent of schools be authorized to execute the documents necessary for these transactions; and be it further

Resolved, That having been duly advertised, the following contracts will be awarded to

the low bidders meeting specifications as follows:

4400003101 Variquest Visual Learning Tools

Awardee

Audio Visual Innovations \$ 60,000

MBU-506-12 Kitchen Equipment, Large—Extension

Awardee

Ashland Equipment, Inc. \$100,000

MBU-508-12-002 Inspection and Cleaning Kitchen Hoods/Exhaust Systems—Extension

Awardee

Total Kitchen Care, LLC \$ 60,000

P130167 Architectural and Engineering Services—Extension**

Awardee

Smolen Emr Ilkovitch Architects, Inc. \$ 65,000

4031.5 Piano Tuning and Maintenance—Extension

Awardees (See note)

Julio Fonseca*

Max Mitler

Rick Normoyle

Tim Friedlander

Winzer Piano Service

Zan Mcleod*

Total

\$ 45,360

4058.4 Office Furniture

Awardee

Douron, Inc.* \$ 77,140

4075.5 Plumbing Supplies—Extension

Awardees

Apple Specialties, Inc. \$100,000

Best Plumbing Specialties, Inc. 150,000

Colt Plumbing Company 15,000

Ferguson Enterprises, Inc. 110,000

Noland Company 31,000

	R. E. Michel Company, Inc.	65,000
	Thomas Somerville Company	26,000
	Wolverine Brass, Inc.	<u>3,000</u>
	Total	\$500,000
4114.4	Classroom Furniture	
	<u>Awardees</u>	
	Douron, Inc.*	\$327,526
	Glover Equipment, Inc.	45,325
	Maryland Correctional Enterprises	<u>14,700</u>
	Total	\$387,551
7050.9	Photographic Equipment and Supplies—Extension	
	<u>Awardees</u>	
	B&H Photo Video Pro Audio, Inc.	\$ 4,586
	Freestyle Sales Company	12,508
	Service Photo Supply, Inc.	28,524
	Video Service of America, VSA, Inc.	1,213
	W. B. Hunt Company, Inc.	<u>104,436</u>
	Total	\$151,267
9183.4	Waste Compactor Replacements at Various Facilities—Extension**	
	<u>Awardee</u>	
	Big Stuff, Inc.	\$ 78,954
	TOTAL PROCUREMENT CONTRACTS OVER \$25,000	\$1,525,272

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

**Planned Life-cycle Asset Replacement (PLAR)

Note: Contract amounts will be based on individual requirements.

RESOLUTION NO. 418-12 Re: **CONTRACT APPROVAL FOR BID NO.
9159.4, METAL DOORS, FRAMES,
WINDOWS, AND ACCESSORIES**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present#

WHEREAS, Funds have been budgeted for the purchase of metal doors, frames, windows, and accessories through Bid No. 9159.4; 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:

9159.4 Metal Doors, Frames, Windows, and Accessories**

Awardee

Metro Metal Services, Inc.

\$1,300,000

**Planned Life-cycle Asset Replacement (PLAR)

RESOLUTION NO. 419-12 Re: **UTILIZATION OF THE FISCAL YEAR 2013
PROVISION FOR FUTURE SUPPORTED
PROJECTS**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present#

WHEREAS, The above-noted grants qualify for a transfer of appropriation from the Provision for Future Supported Projects, pursuant to the provisions of County Council Resolution No. 17-444, approved May 24, 2012; and

WHEREAS, The above-noted projects do not require any present or future county funds; and

WHEREAS, Sufficient appropriation is available within the Fiscal Year 2013 Provision for Future Supported Projects to permit the above-noted transfers within state categories; now therefore be it

Resolved, That the superintendent of schools be authorized by the Montgomery County Board of Education to receive and expend \$189,626 within the Fiscal Year 2013 Provision for Future Supported Projects, as specified below:

Project	Amount
Innovative Minds of Tomorrow Institute at Argyle Middle School	\$ 15,000
Support for Families and Students with Emotional Disabilities and in Alternative Programs*	125,750
National Institute of Standards and Technology Research Experience for Teachers	16,000
Title I, Part D—Program for Neglected, Delinquent, or At-Risk Children	<u>32,876</u>
Total	\$189,626

*Positions

.45 social worker

and be it further

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

RESOLUTION NO. 420-12 Re: **AMENDED AND RESTATED TRUST AGREEMENT FOR THE MONTGOMERY COUNTY PUBLIC SCHOOLS RETIREMENT SYSTEM TRUST AND OTHER POST-EMPLOYMENT BENEFITS PLAN TRUST**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present#

WHEREAS, It is recommended that the Montgomery County Public Schools Retirement System Trust Agreement and Other Post-Employment Benefits Plan Trust to be amended in Section 3.1, Trustees; and

WHEREAS, The amended language states, "The Trustees shall consist of the undersigned individuals who are the Chief Financial Officer of Montgomery County Public Schools; the Chief Operating Officer of Montgomery County Public Schools and up to, but no more than, seven additional Trustees appointed by the Board from time to time"; and

WHEREAS, Section 3.6 of the Montgomery County Public Schools Retirement System Trust Agreement and Other Post-Employment Benefits Plan Trust shall be amended to read, "The Chief Financial Officer and the Chief Operating Officer shall serve as members of the Trustees as a condition of their employment"; now therefore be it

Resolved, That the Amended and Restated Trust Agreement for the Montgomery County Public Schools Retirement System Trust and Other Post-Employment Benefits Plan Trust be amended in Section 3.1; and be it further

Resolved, That the Board of Education adopts the Amended and Restated Trust Agreement for the Montgomery County Public Schools Retirement System Trust and Other Post-Employment Benefits Plan Trust, effective October 1, 2012, a copy of which has been submitted to the Board of Education; and be it further

Resolved, That the Board of Education authorizes the execution of the Amended and Restated Trust Agreement for the Montgomery County Public Schools Retirement System Trust and Other Post-Employment Benefits Plan Trust; and be it further

Resolved, That the Board of Education authorizes the superintendent of schools to take such further action as necessary to carry out the intent and accomplish the purpose of the foregoing resolution.

RESOLUTION NO. 421-12 Re: **HUMAN RESOURCES AND DEVELOPMENT
APPOINTMENT**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Dr. Docca, the following resolution was adopted unanimously by members present:

Resolved, That the following personnel appointment be approved effective October 8, 2012:

Helen A. Nixon, coordinator, Department of Recruitment and Staffing, as coordinator, Special Initiatives, Office of Professional Development and School Support

RESOLUTION NO. 422-12 Re: **TENTATIVE ACTION, POLICY JPD,
EMERGENCY CARE FOR STUDENTS
EXPERIENCING ANAPHYLAXIS**

On motion of the Policy Committee, the following resolution was adopted unanimously by members present:

WHEREAS, Policy JPD, *Emergency Care for Students Experiencing Anaphylaxis*, promotes and protects children's health, well-being, and ability to learn; and

WHEREAS, The Montgomery County Board of Education Policy Committee has considered and recommended revisions to Policy JPD, *Emergency Care for Students Experiencing Anaphylaxis*; now therefore be it

Resolved, That the Montgomery County Board of Education take tentative action on Policy JPD, *Emergency Care for Students Experiencing Anaphylaxis*; and be it further

Resolved, That Policy JPD, *Emergency Care for Students Experiencing Anaphylaxis*, be sent out for public comment.

Emergency Care for Students Experiencing Anaphylaxis

A. PURPOSE

The Board of Education (Board) is committed to a school environment that promotes and protects children's health, well-being, and ability to learn. Preparation for medical emergencies that children may encounter during the school day is an important part of that environment.

B. ISSUE

Some students have severe, life-threatening reactions to nuts or other foods, insect venom, and or other substances in the environment and rapidly develop a condition called anaphylaxis. These students may need an immediate injection of epinephrine while awaiting transport to the hospital.

C. POSITION

Schools shall establish procedures to provide emergency medical care to any student who is determined or perceived to be in anaphylaxis.

1. The school nurse, and other school personnel identified by the superintendent of schools or designee, are authorized to administer auto-injectable epinephrine, if available, to a student who is determined to be or perceived to be in anaphylaxis, regardless of whether the student—
 - (a) has been identified as having an anaphylactic allergy; or,
 - (b) has a prescription for epinephrine as prescribed by an authorized licensed health care practitioner.
2. School personnel shall be trained on—
 - (a) how to recognize the symptoms of anaphylaxis;
 - (b) procedures for the emergency administration of auto-injectable epinephrine; and,
 - (c) the proper follow-up emergency procedures.
3. A school nurse may obtain and store auto-injectable epinephrine to be used in an emergency situation.

D. DESIRED OUTCOMES

An educational environment that promotes and protects children's health, well-being, and ability to learn by preparing for medical emergencies that children may encounter during the school day.

E. IMPLEMENTATION

The superintendent of schools or designee will develop procedures for obtaining and storing auto-injectable epinephrine to be used in an emergency situation, recognizing symptoms of anaphylaxis, providing training identified in this policy for school personnel, administering auto-injectable epinephrine, and completing

proper follow-up emergency procedures.

F.

REVIEW AND REPORTING

This policy will be reviewed in accordance with the Board policy review process.

RESOLUTION NO. 423-12 Re: **FUTURE CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Mannes, 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 Tuesday, October 9, 2012, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, to meet from 9:00 to approximately 10:00 a.m. and 12:00 to approximately 1:00 p.m.; and be it further

Resolved, That the Board of Education anticipates that the closed session will include a discussion of personnel matters, as permitted under Section 10-508(a)(1) of the *State Government Article* and Section 4-107(d) of the *Education Article*; the review and adjudication of appeals in its quasi-judicial capacity; consultation with counsel to obtain legal advice on those appeals, as permitted under Section 10-508(a)(7) of the *State Government Article*; a discussion of matters constituting an administrative function outside the purview of the *Open Meetings Act* (Section 10-502(b) of the *State Government Article*); and the Board will publish a more detailed Resolution for Closed Session when particular topics for discussion are identified; and be it further

Resolved, That this meeting shall continue in closed session until the completion of business.

RESOLUTION NO. 424-12 Re: **REPORT OF PREVIOUS CLOSED SESSION**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Mannes, the following report was approved unanimously by members present:

On September 11, 2012, the Board of Education voted unanimously to conduct a closed session as permitted under the *Education Article* Section 4-107(d) and *State Government Article* Section 10-508(a), et seq., of the *Annotated Code of Maryland*.

The Board of Education of Montgomery County met in closed session on September 11, 2012, from 12:01 to 1:14 p.m. in Room 120 of the Carver Educational Services Center,

850 Hungerford Drive, Rockville, Maryland, and:

1. Reviewed the Decisions and Orders in the following Appeals: T-2012-1, T-2012-34 (held over to next meeting), T-2012-47, T-2012-48, T-2012-49, T-2012-50, 2012-10, 2012-11, 2012-12, 2012-13, 2012-14, 2012-15, 2012-16.
2. Received legal advice and adjudicated the following appeals involving student transfers, reconsideration requests, early entrance to kindergarten, and a highly gifted center: T-2012-15, T-2012-49, T-2012-51, T-2012-53, T-2012-55, T-2012-57, 2012-17, 2012-18, 2012-20, 2012-21, 2012-22, 2012-23, as permitted under Section 10-508(a)(7) of the *State Government Article* and in its quasi-judicial capacity outside the purview of the *Open Meetings Act*, with a subsequent vote in open session.
3. Received a briefing by the superintendent on the Monthly Human Resources and Development Report, which is an administrative function outside the purview of the *Open Meetings Act*.

In attendance at the 12:01 p.m. closed session were Christopher Barclay, Shirley Brandman, Laura Berthiaume, Judy Docca, Michael Durso, Phil Kauffman, John Mannes, Patricia O'Neill, Ikhide Roland Ikheloa, Suzann King, Glenda Rose, Laura Steinberg, and Patrick Clancy. At 1:05 p.m., Mr. Clancy left the meeting and the following staff joined the meeting: Larry Bowers, Samantha Cohen, Joshua Starr, Kimberly Statham, Dana Tofig, and Kimberly Yearns.

RESOLUTION NO. 424-12 Re: **APPEALS**

On recommendation of the superintendent and on motion of Mrs. O'Neill seconded by Mr. Mannes, 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 10-508(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 Numb</u>	<u>Type</u>	<u>Disposition</u>
T-2012-56	Student Transfer	Affirmed
T-2012-59	Student Transfer	Affirmed
2012-27	Early Entrance to Kindergarten	Affirmed

Re: **NEW BUSINESS**

There was no new business.

RESOLUTION NO. 426-12 Re: **ADJOURNMENT**

On recommendation of the Superintendent and on motion of Mrs. O'Neill seconded by Mr. Kauffman, the following resolution was adopted unanimously by members present:

Resolved, That the Board of Education adjourn its meeting of September 24, 2012, at 8:45 p.m.

PRESIDENT

SECRETARY

JPS:gr

Resolution	Barclay	Berthiaume	Brandman	Docca	Durso	Kauffman	Mannes	O'Neill
Policy JPD	O	O	A	A	A	A	A	A

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