

APPROVED
18-2013

Rockville, Maryland
July 1, 2013

The Board of Education of Montgomery County held a special meeting at the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, on July 1, 2013, beginning at 4:30 p.m.

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

Absent: Mr. Christopher Barclay

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 4:30 p.m.

RESOLUTION NO. 361-13 Re: **RESOLUTION FOR CLOSED SESSION**

On recommendation of the superintendent and on motion of Ms. Brandman 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 July 1, 2013, in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, from 4:30 to approximately 6:00 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 superintendent of schools brief the Board on the Human Resources and Development Appointments, with a subsequent vote in open session, which is an administrative function outside the purview of the *Open Meetings Act* and, to the extent

any individual employee is discussed, as permitted under Section 10-508(a)(1) of the *State Government Article*; and be it further

Resolved, That the Board receive a briefing and legal advice about the legal aspects related to the modernization of William H. Farquhar Middle School and consult with staff, as permitted under Sections 10-508(a)(7) and 10-508 (a)(8) 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 4:36 to 5:42 p.m. After a break, the Board of Education reconvened in open session at 6:00 p.m.

To view specific sections or the entire meeting, please watch at
<http://mcpsmd.swagit.com/play/07012013-614>

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. 362-13 Re: **APPROVAL OF THE AGENDA**

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

Resolved, That the Board of Education approve its agenda for July 1, 2013.

RESOLUTION NO. 363-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 2, 2013:

Kevin E. Lowndes, currently principal, Wheaton High School, as director, School Support and Improvement for High Schools, Office of School Support and Improvement

RESOLUTION NO. 364-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 2, 2013:

Michelle E. Lipson, currently Pre-K–12 content specialist, Office of Curriculum and Instructional Programs, as supervisor, Student Online Learning, Office of Curriculum and Instructional Programs

RESOLUTION NO. 365-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 2, 2013:

Katherine B. Rudd, currently resource teacher, Special Education, Quince Orchard High School, as supervisor, Department of Special Education Services, Office of Special Education and Student Services

RESOLUTION NO. 366-13 Re: **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 July 2, 2013:

Christopher B. Nardi, currently assistant principal, Bethesda-Chevy Chase High School, as principal, Thomas W. Pyle Middle School

RESOLUTION NO. 367-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 2, 2013:

Yolanda Stanislaus, currently principal, Galway Elementary School, as principal, Francis Scott Key Middle School

RESOLUTION NO. 368-13 Re: **APPOINTMENT**

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

Resolved, That the following personnel appointment be approved effective July 2, 2013:

Shahid A. Muhammad, currently principal Aiton Elementary School, District of Columbia Public Schools, as principal, Brookhaven Elementary School

RESOLUTION NO. 369-13 Re: **FUTURE CLOSED SESSION RESOLUTION**

On recommendation of the superintendent and on motion of Dr. Docca 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 July 16, 2013, from approximately 9:00 to 10:00 a.m. and approximately 11:30 a.m. to 12:30 p.m. in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland; and be it further

Resolved, That the Board of Education anticipates that the closed sessions 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 more detailed Resolutions for Closed Session when particular topics for discussion are identified; and be it further

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

RESOLUTION NO. 370-13 Re: **REPORT OF PREVIOUS CLOSED SESSION**

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

On June 24, 2013, the Board of Education 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 voted unanimously to include the student member of the Board during the discussion of the personnel matter arising under §6-202 of the *Education Article*.

The Board of Education of Montgomery County met in closed session on June 24, 2013, from 5:11 to 6:33 p.m. in Room 120 of the Carver Educational Services Center, 850 Hungerford Drive, Rockville, Maryland, and:

1. Received legal advice and considered the following Decisions and Orders involving student transfers: T-2013-16, T-2013-17, T-2013-18, T-2013-19, T-2013-20, T-2013-21, and T-2013-25, 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*.
2. Received legal advice and considered the following appeals involving a personnel matter, student transfers, magnet program, and a student placement: 2012-24, T-2013-24, T-2013-26, T-2013-27, T-2013-29, T-2013-31, T-2013-33, 2013-7, and 2013-8, 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*.
3. Received a briefing on individual candidates for appointments as coordinator, Strategic Initiatives, Office of the Deputy Superintendent of Teaching, Learning, and Programs; principal, Herbert Hoover Middle School; principal, Arcola Elementary School; and principal, Clopper Mill Elementary School, with a subsequent vote in open session, as permitted under Section 10-508(a)(1) of the *State Government Article*.

In attendance at the 5:11 p.m. closed session were Chris Barclay, Shirley Brandman, Judy Docca, Mike Durso, Phil Kauffman, John Mannes, Patricia O'Neill, Rebecca Smondrowski, Ikhide Roland Ikheloa, Suzann King, Glenda Rose, and Patrick Clancy. At 6:08 p.m., Mr. Clancy left the meeting and the following staff joined the Board: Larry Bowers, Beth Schiavino-Narvaez, Joshua Starr, Kimberly Statham, Dana Tofig, and Andy Zuckerman. From 6:08 to 6:27 p.m., the Board members attended a reception for the Strategic Planning Framework Network Team in the auditorium. At 6:27 p.m., the Board and administrators reconvened to finish the closed session.

RESOLUTION NO. 371-13 Re: **APPEALS**

On recommendation of the superintendent and on motion of Dr. Docca seconded by Mrs. O'Neill, 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 Number</u>	<u>Type</u>	<u>Disposition</u>
T-2013-13	Student Transfer	Vacate Previous Decision
T-2013-22	Student Transfer	Affirmed
T-2013-32	Student Transfer	Affirmed

T-2013-34	Student Transfer	Affirmed
T-2013-38	Student Transfer	Affirmed
T-2013-39	Student Transfer	Affirmed
T-2013-40	Student Transfer	Affirmed
2013-10	Magnet Program	Affirmed
2013-12	Magnet Program	Affirmed
2013-13	Magnet Program	Affirmed

RESOLUTION NO. 372-13

Re: **ADJOURNMENT**

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

Resolved, That the Board of Education adjourn its meeting of July 1, 2013, at 6:10 p.m.

PRESIDENT

SECRETARY

JPS:gr