

APPROVED MINUTES – 01/13/09

BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

Tuesday, December 2, 2008

The Board of Education of Baltimore County met in open session at 3:34 p.m. at Greenwood. President JoAnn C. Murphy and the following Board members were present: Mr. James E. Coleman, Ms. Frances A. S. Harris, Mr. Earnest E. Hines, Mr. Rodger C. Janssen, Ms. Ramona N. Johnson, Mr. Joseph J. Pallozzi, Mr. H. Edward Parker, Mr. David Uhlfelder, and Miss Annette Karanja. In addition, J. Robert Haines, Esquire, Deputy Superintendent, and staff members were present.

Ms. Murphy reminded Board members of community functions and Board of Education events scheduled in December and January.

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(1), (a)(7), and (a)(9) and upon motion of Mr. Janssen, seconded by Mr. Pallozzi, the Board commenced its closed session at 3:37 p.m.

Miss Karanja exited the room at 3:37 p.m.

CLOSED SESSION MINUTES

The Board of Education of Baltimore County, Maryland, met in closed session at 3:37 p.m. at Greenwood. President JoAnn C. Murphy and the following Board members were present: Mr. James E. Coleman, Ms. Frances A. S. Harris, Mr. Earnest E. Hines, Mr. Rodger C. Janssen, Ms. Ramona N. Johnson, Mr. Joseph J. Pallozzi, Mr. H. Edward Parker, and Mr. David Uhlfelder. In addition, J. Robert Haines, Esquire, Deputy Superintendent, and the following staff members were present: J. Robert Haines, Esq., Deputy Superintendent; Mr. William Lawrence, Assistant Superintendent, Northwest Area; Dr. Robert Tomback, Assistant Superintendent, Northeast Area; Dr. Manuel Rodriguez, Assistant Superintendent, Southwest Area; Ms. Jean Satterfield, Assistant Superintendent, Southeast Area; Dr. Donald Peccia, Assistant Superintendent, Human Resources; Dr. Alpheus Arrington, Director, Human Resources; Mr. Daniel Capozzi, Staff Relations Manager; Margaret-Ann Howie, Esq., General Counsel; Edward J. Novak Esq., Associate General Counsel; P. Tyson Bennett, Esq., Counsel to the Board of Education; and Ms. Brenda Stiffler, Administrative Assistant to the Board.

Mr. Capozzi updated Board members on negotiations with collective bargaining units.

Board member, Ms. Mary-Margaret O'Hare entered the room at 3:39 p.m.

Mr. Capozzi exited the room at 3:47 p.m. Miss Karanja re-entered the room at 3:48 p.m.

Dr. Peccia reviewed with Board members personnel matters to be considered on the evening's agenda.

CLOSED SESSION MINUTES (cont)

Dr. Peccia and Dr. Arrington exited the room at 3:50 p.m.

Mr. Bennett provided legal advice to the Board regarding hearing officers' opinions in five cases to be considered that evening.

On motion of Mr. Janssen, seconded by Ms. Johnson, the Board adjourned at 4:02 p.m.

CLOSED SESSION

The Board of Education of Baltimore County met in closed session at 4:09 p.m. at Greenwood. President JoAnn C. Murphy and the following Board members were present: Mr. James E. Coleman, Ms. Frances A. S. Harris, Mr. Earnest E. Hines, Mr. Rodger C. Janssen, Ms. Ramona N. Johnson, Ms. Mary-Margaret O'Hare, Mr. Joseph J. Pallozzi, Mr. H. Edward Parker, and Mr. David Uhlfelder. In addition, J. Robert Haines, Esquire, Deputy Superintendent, and staff members were present.

The Board entertained oral argument in Hearing Examiner's Case #09-13. The matter was heard in closed session.

In addition to the above listed Board members, the following persons were present for oral argument: the Appellant; Dr. Carol R. Batoff, Superintendent's Designee and Ombudsman; Margaret-Ann F. Howie, Esquire, General Counsel; Anjanette Dixon, Esquire, Associate General Counsel; Edward J. Novak, Esquire, Associate General Counsel; Mr. Carl S. Love, Homeless Education Liaison; P. Tyson Bennett, Esquire, Legal Counsel to the Board of Education; and Ms. Brenda Stiffler, Administrative Assistant to the Board of Education.

The proceedings of the hearing were recorded by a court reporter.

Board members deliberated on the case.

The deliberation was concluded at 5:04 p.m.

On motion of Mr. Parker, seconded by Mr. Pallozzi, the Board adjourned at 5:04 p.m.

OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 7:30 p.m. at Greenwood. President JoAnn C. Murphy and the following Board members were present: Mr. James E. Coleman, Ms. Frances A. S. Harris, Mr. Earnest E. Hines, Mr. Rodger C. Janssen, Ms. Ramona N. Johnson, Ms. Mary-Margaret O'Hare, Mr. Joseph J. Pallozzi, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Annette Karanja. In addition, Dr. Joe A. Hairston, Superintendent of Schools, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Aiden Piper and Meg Piper, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Hearing no additions or corrections to the Report on the Board of Education Work Session of October 21, 2008; and the Open and Closed Minutes of November 5, 2008, Ms. Murphy declared the minutes approved as presented on the Web site.

Ms. Murphy informed the audience of the sessions in which Board members had participated earlier in the afternoon.

SELECTION OF SPEAKERS

After collecting completed sign-up cards, Ms. Murphy announced the names of persons who would be speaking during the public comment portion of the meeting as well as the order in which the persons would be called.

ADVISORY AND STAKEHOLDER COMMENTS

Mr. Daniel Breidenbaugh, Baltimore County Student Council President and member of the Superintendent's Student Council Advisory Group, reported on the second general assembly meeting and the middle school workshop, which was a huge success. Mr. Breidenbaugh announced that the third general assembly meeting would be held on December 12. Former student Board member, Ms. Gabrielle Wyatt, will be speaking at that meeting.

Ms. Jasmine Shriver, Coordinator of the Area Education Advisory Councils, stated that Baltimore County Public Schools (BCPS) must remain competitive in attracting and retaining top quality employees. She also stated that BCPS has made great progress in achievement for all students.

ADVISORY AND STAKEHOLDER COMMENTS (cont)

Ms. Laura Mullen, Chair of the Central Area Education Advisory Council, reported on the council's November 20 meeting. Topics of concern were overcrowding, effects of BRAC in the central area, and returning Cromwell Valley Magnet to a regular school.

Dr. Joy Hervey, a representative of the Diversity and Achievement Steering Committee, reported on the committee's November 13 meeting, where a list of questions was developed for discussion with the Superintendent. Dr. Hervey announced that the next meeting will be held on December 11, 2008.

Ms. Nancy Ostrow, President of the PTA Council of Baltimore County, reported on the Maryland PTA Fall Convention held November 14-15, 2008. Ms. Ostrow stated that Mr. Sam Macer, a parent activist in the southwest area, was elected as President-elect.

SUPERINTENDENT'S REPORT

Dr. Hairston noted that the schematic designs for the George Washington Carver Center for Arts and Technology were presented to the building and contracts committee earlier this evening and that the presentation is available on the Web site.

Dr. Hairston reported on various activities, which included a presentation at Virginia Tech on BCPS' successes, a meeting with the Board of Directors of the Chamber of Commerce, and an interviewed with *Scholastic Administr@tor* magazine.

Dr. Hairston introduced Mr. Rob Windsor, president of First Financial Federal Credit Union, who talked about financial literacy for students. First Financial Federal Credit Union is partnering with BCPS – having opened student-run credit union branches in Dundalk and Lansdowne high schools – and is committed to helping young people succeed in money management.

RECOGNITION OF ADMINISTRATIVE APPOINTMENTS

Dr. Donald Peccia, Assistant Superintendent of Human Resources, recognized the administrative appointments made at the November 5, 2008, and the November 19, 2008, Board meeting:

NAME

FROM

TO

DEBORAH M. PIPER

Director, Master of Arts in Teaching
(MAT) Program
Towson University

Coordinator, Teacher and
Paraeducator Development
Department of Professional
Development

RECOGNITION OF ADMINISTRATIVE APPOINTMENTS (cont)

<u>NAME</u>	<u>FROM</u>	<u>TO</u>
<u>TIMOTHY RUALO</u>	Teacher/Social Studies Middle River Middle School	Supervisor Office of Secondary Social Studies
<u>JUDITH A. SULLIVAN</u>	Middle Years Program Coordinator/ Specialist Administrative Intern Prince George's County Public Schools	Specialist Office of Language Arts
<u>THOMAS W. RHOADES</u>	Director Office of Comprehensive Planning and School Support Maryland State Department of Education	Executive Director Department of Research, Accountability, and Assessment

OLD BUSINESS

The Board Policy Committee, represented by Ms. Harris, recommended approval of two policies. This is the third reading.

On motion of Mr. Parker, seconded by Mr. Pallozzi, the Board approved the following policies:

- Proposed Changes to Policy 8360 – ETHICS CODE: Definitions
- Proposed Changes to Policy 8364 – ETHICS CODE: Financial Disclosure

With regards to Policy 8360, Ms. Roddy recommended amending this policy to include the definition of lobbying/lobbyist as noted on the State Ethics Commission Web site.

Upon advice of Board's counsel, Ms. O'Hare moved that the Board reconsider approving Policies 8360 and 8364. The motion was seconded by Mr. Pallozzi and unanimously approved by the Board.

Ms. Roddy motioned to refer Policy 8360 back to the Policy Review Committee. The motion was seconded by Ms. O'Hare and unanimously approved by the Board.

On motion of Ms. O'Hare, seconded by Mr. Pallozzi, the Board unanimously approved Policy 8364 – ETHICS CODE: Financial Disclosure.

PERSONNEL MATTERS

On motion of Mr. Janssen, seconded by Mr. Pallozzi, the Board unanimously approved the personnel matters as presented on exhibits E, F, G, H, and I (Copies of the exhibits are attached to the formal minutes).

HEARING EXAMINERS' RECOMMENDATIONS

On a motion of Mr. Janssen, seconded by Mr. Pallozzi, the Board approved that the hearing examiner's opinion in case #08-52 be affirmed (favor-11). Student Board member, Miss Karanja, did not vote.

On a motion of Mr. Janssen, seconded by Ms. Harris, the Board approved that the hearing examiner's opinion in case #08-59 be affirmed (favor-11). Miss Karanja did not vote.

On a motion of Mr. Janssen, seconded by Ms. Harris, the Board approved that the hearing examiner's opinion in case #09-03 be affirmed (favor-10; opposed-1). Ms. Roddy opposed this item. Miss Karanja did not vote.

On a motion of Mr. Janssen, seconded by Mr. Parker, the Board approved that the hearing examiner's opinion in case #08-36 be affirmed (favor-7; opposed-0). Mr. Coleman, Mr. Hines, Mr. Pallozzi, and Ms. Roddy were not present at the oral argument. Miss Karanja did not vote.

On a motion of Mr. Parker, seconded by Ms. Harris, the Board rejected the hearing examiner's opinion in case #09-13 and granted the appeal (favor-10). Ms. Roddy was not present for the oral argument. Miss Karanja did not vote.

BUILDING AND CONTRACT AWARDS

The Building and Contracts Committee, represented by Mr. Pallozzi, recommended approval of items 1-24 (exhibit J). Ms. Johnson separated item 5 for further discussion, and Ms. Roddy separated item 14.

The Board unanimously approved items 1 through 4, 6 through 13, and 15 through 24.

1. MBU-566-08 Contract Modification: Food Service Products
2. MBU-563-08 Contract Modification: eCatalog: Unique Office Supplies
3. PCR-281-08 Contract Modification: Therapy Services Infants and Toddlers
PCR-279-05 Contract Modification: Therapy Services Occupational
PCR-297-05 Contract Modification: Nursing Services
PCR-279-07 Contract Modification: Personal Assistants

BUILDING AND CONTRACT AWARDS (cont)

4. RGA-193-06 Contract Extension: 100 Black Men of Maryland, Inc., College Access Program - Memorandum of Understanding
6. MWE-802-09 Air Filters for HVAC Equipment
7. RGA-120-09 Baltimore County Public Schools Principals' Academy
8. JMI-621-09 Commercial Off-the-Shelf (COTS) Software
9. JNI-723-09 Diplomas, Diploma Covers and Certificates
10. MBU-510-09 eCatalog: Periodicals
11. MBU-506-09 Modular Classrooms – Leasing
12. MBU-505-09 Modular Classrooms – Purchase
13. JMI-612-09 Network Components (Baltimore County Government ITB# 206567)
15. JMI-615-09 Western States Contracting Alliance Purchasing Consortium
16. JMI-628-08 Contract Modification: Consultant Services – Architectural/Engineering (A/E) Services – Franklin High School
17. JMI-628-08 Contract Modification: Consultant Services – Architectural/Engineering (A/E) Services – Hereford High School
18. JMI-651-05 Contract Modification: Consultant Services – Architectural/Engineering (A/E) Services - Pine Grove Middle School
19. JNI-720-09 Window, Blind, and Door Replacement – Chadwick Elementary School
20. JMI-614-09 Roof Design and Contract Administration Services – Loch Raven Technical Academy, Colgate Elementary School, and Bear Creek Elementary School
21. PCR-231-09 Air Distribution Modernization Phase II – Perry Hall High School
22. JMI-607-09 Roof Replacement – Riderwood Elementary School
23. MBU-509-09 Off-hour Corridor Separations – Various Elementary Schools
24. MBU-503-09 Fee Acceptance – On-call Weatherization Design Services

BUILDING AND CONTRACT AWARDS (cont)

Item #5

Ms. Johnson asked for an update on the Teaching American History project. Mr. Rex Shepard, Coordinator for Social Studies, responded that BCPS continues to work with teachers at all levels; teachers are attending Saturday sessions and working on projects with master teachers and with historians who specialize in the time period that the teachers deal with. Elementary teachers are working with colonial history, middle school teachers are working with history prior to the civil war, and high school teachers are working on post-World War II history. Lesson plans are being developed as well as presentations and cooperative ventures. Ms. Johnson asked whether the plans developed would be included into the standard curriculum. Mr. Shepard responding that, in some cases, that has happened.

The Board unanimously approved item 5.

5. JNI-734-06 Contract Extension: Teaching American History

Item #14

The Board approved item 14 (favor-11; abstained-1). Ms. Roddy abstained from voting on this item.

14. PCR-234-09 Voluntary 403(b) Plan

ANNOUNCEMENTS

Ms. Murphy made the following announcements:

- The Board of Education of Baltimore County will hold its next meeting on Tuesday, December 16, 2008, at Greenwood. The meeting will begin with an open session at approximately 5:30 p.m. The Board will then adjourn to meet in closed session. The open session will reconvene at approximately 6:30 p.m. The public is welcome to all open sessions.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2000

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2111

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2112

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2113

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2114

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2120

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2131

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2132

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2134

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2211

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2212

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2221

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2222

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2230

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 4157

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 5110

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 5120

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 5160

No one from the public signed up to speak on this policy.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 5450

No one from the public signed up to speak on this policy.

GENERAL PUBLIC COMMENT

Ms. Carol Anne Sparks asked the Board to consider bringing back the Baltimore County Virtual Instruction Program (BCVIP).

GENERAL PUBLIC COMMENT (cont)

Ms. Bonnie Wesselhoff expressed disappointment that the bidding process for the virtual school was cancelled. She asked the Board to bring back the BCVIP.

Ms. Mary Pat Kahle was disappointed that the Boy Scouts, who attended the November 19, 2008 Board work session, did not hear anything of value.

Mr. Nathan Airey asked the Board to consider bringing back the BCVIP.

Ms. Kia Cummings expressed concern that the bidding process for the BCVIP was cancelled. She asked the Board to offer the program in 2009-2010.

Ms. Amy Sparks asked the Board to request funding for the BCVIP so that no child would be left behind.

Ms. Victoria Airey expressed her disappointment that the bid proposal for the BCVIP was cancelled and asked the Board to fund this program.

Dr. Bash Pharoan asked the Board to recognize COMAR only holidays or apply the rights of the holiday's accommodations to all minorities.

Mr. Mohammad Jameel asked the Board to "leapfrog" prejudice and treat Muslim students equally.

ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 8:54 p.m.

Respectfully submitted,

Joe A. Hairston
Secretary-Treasurer

/bls