

APPROVED MINUTES – 03/10/09

BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

Tuesday, February 10, 2009

The Board of Education of Baltimore County met in closed session at 3:58 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. Rodger C. Janssen, Ms. Ramona N. Johnson, Mr. Joseph J. Pallozzi, Mr. H. Edward Parker, Ms. Valerie A. Roddy, 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 #08-18. 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; Damon R. Felton, Esquire, Maryland State Teachers Association; Dr. Patricia E. Abernethy, Chief Academic Officer; Ms. Rita Fromm, Chief of Staff; Ms. Michele O. Prumo, Executive Director, Planning and Support Operations; Mr. Daniel J. Capozzi, Staff Relations Manager; Margaret-Ann F. Howie, Esquire, General Counsel; Andrew W. Nussbaum, 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 5:36 p.m.

On motion of Mr. Janssen, seconded by Mr. Parker, the Board adjourned at 5:36 p.m.

OPEN SESSION MINUTES

The Board of Education of Baltimore County met in open session at 5:38 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 February and March.

Anjanette Dixon, Esquire, Associate General Counsel, and Mr. Michael Goodhues, Chief Information Officer, provided a presentation on how the system's procedures on electronically stored information (ESI) will be implemented.

OPEN SESSION MINUTES (cont)

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(1) and (a)(7) and upon motion of Mr. Janssen, seconded by Ms. O'Hare, the Board commenced its closed session at 5:50 p.m.

CLOSED SESSION MINUTES

The Board of Education of Baltimore County, Maryland, met in closed session at 5:50 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, J. Robert Haines, Esquire, Deputy Superintendent, and the following staff members were present: Dr. Patricia Abernethy, Chief Academic Officer; Ms. Rita Fromm, Chief of Staff; Mr. William Lawrence, Assistant Superintendent, Northwest Area; Dr. Robert Tomback, Assistant Superintendent, Northeast Area; Ms. Lisa Samson, Assistant to the Assistant Superintendent, Southwest Area; Ms. Jean Satterfield, Assistant Superintendent, Southeast Area; Mr. Lyle Patzkowsky, Assistant Superintendent, Central Area; Dr. Donald Peccia, Assistant Superintendent, Human Resources; Dr. Alpheus Arrington, Director, Human Resources; Mr. Daniel Capozzi, Staff Relations Manager; Margaret-Ann Howie, Esquire, General Counsel; Andrew W. Nussbaum, Esquire, Counsel to the Board of Education; and Ms. Brenda Stiffler, Administrative Assistant to the Board.

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

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

On motion of Mr. Janssen, seconded by Ms. O'Hare, the Board adjourned at 5:53 p.m.

ADMINISTRATIVE FUNCTION

Board members discussed a potential adjustment to the meeting schedule for February 24, 2009.

OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 7:34 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, 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, J. Robert Haines, Esquire, Deputy Superintendent, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Sonny Lory and Spenser Twigg-Wirtz, Boys Scout Troop 451, 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 December 16, 2008; the Open and Closed Minutes of January 13, 2009; the Report on the Board of Education Public Hearing of January 14, 2009; or the Report on the Board of Education Work Session of January 27, 2009, 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 (BCSC) President and member of the Superintendent's Student Council Advisory Group, thanked the Board for dinner earlier that evening. He reported on various BCSC activities. Mr. Breidenbaugh announced that the council's next general meeting would be held on March 12, 2009.

Dr. Al Thompson and Miss Shannon Cross, representatives of the Advisory Committee for Alternative Programs, shared with the Board Miss Cross' enthusiasm for Dundalk High School's evening program.

ADVISORY AND STAKEHOLDER COMMENTS (cont)

Ms. Jasmine Shriver, Coordinator of the Area Educational Advisory Councils, reported on the council's joint meeting of January 22, 2009, where the proposed FY 2010 budget was discussed. She suggested that the operating and capital budget brochures, distributed at the meeting, be placed in local libraries. Ms. Shriver stated that the area advisory councils will do its part to advocate the proposed budget's approval by the County Executive.

Mr. John Desmone, Executive Director of the Council of Administrative and Supervisory Employees, stated that the CASE board strongly supports the FY 2010 budget as submitted by the superintendent.

Mr. Carl Bailey, Chair of the Diversity and Achievement Steering Committee, reported on its January 14, 2009 meeting, where Dr. Abernethy provided an update on the Articulated Instruction Module (A.I.M.). He thanked the superintendent for honoring teachers by placing step increases in the proposed budget. Mr. Bailey announced that its next meeting would be held on February 12, 2009.

Ms. Nancy Ostrow, President of the PTA Council of Baltimore County, stated that the council supports the FY 2010 budget to be adopted by the Board this evening and will continue to advocate for adequate public school funding with all Baltimore County elected officials. She announced that the council will present Awards of Excellence and Awards of Merit at its Reflections Ceremony on Sunday, March 22, 2009.

Ms. Cheryl Bost, President of the Teachers Association of Baltimore County, stated that TABCO strongly encourages the Board to support the proposed FY2010 operating budget. Ms. Bost also shared data from the recent Maryland State Department of Education (MSDE) staffing report released this past fall.

SUPERINTENDENT'S REPORT

J. Robert Haines, Esquire, Deputy Superintendent, stated that since 2004, Baltimore County Public Schools (BCPS) has increased annual participation in Advanced Placement courses from 9.6 percent to 12.6 percent and has maintained a pass rate of approximately 70 percent.

Mr. Haines also noted that the George Washington Carter Center for Arts and Technology and a school in Texas have the most finalists in the National Foundation for the Advancement of the Arts' youngARTS program.

RECOGNITION OF ADMINISTRATIVE APPOINTMENTS

Dr. Donald Peccia, Assistant Superintendent of Human Resources, recognized the administrative appointments from the January 27, 2009 Board meeting.

<u>Name</u>	<u>From</u>	<u>To</u>
<u>WAYNE R. BARK</u> (Effective January 28, 2009)	Human Resources Recruitment Specialist Anne Arundel County Public Schools	Personnel Officer Department of Human Resources

RECOGNITION OF ADVISORY COUNCIL APPOINTMENTS

Dr. Peccia recognized the area education advisory council appointments from the January 13, 2009 Board meeting.

Ms. Donna Sibley	Central Area – new appointment
Mr. J. Ronald Zimmerman	Northeast Area – reappointment

RECOGNITION OF ETHICS REVIEW PANEL APPOINTMENTS

Dr. Peccia recognized Philip Abraham, Esquire, and Mr. Nikhil Divecha, who were appointed to the Ethics Review Panel at the January 13, 2009 Board meeting.

OLD BUSINESS

Proposed Operating Budget for Fiscal Year 2010

Ms. Barbara Burnopp, Chief Financial Officer, reviewed the initial budget request and the proposed amendments from the original recommendation, which are reflected in exhibit B.

- Place a Department of Technology position from the administration category to operation of plant (\$63,895).
- Place a health assistant position from the category of instructional salaries and wages (\$23,140) and salaries and wages from mid-level administration (\$2,036) to health services (\$25,176).

Ms. Burnopp noted that the total budget for all funds remains at \$1,639,136,735.

OLD BUSINESS (cont)

Mr. Pallozzi moved approval of the proposed Operating Budget for Fiscal Year 2010. The motion was seconded by Mr. Parker and approved by the Board as presented in Exhibit B (favor-11). Miss Karanja did not vote on this item.

Board of Education Policies

The Board Policy Committee, represented by Ms. Harris, recommended approval of five (5) policies. This is the third reading.

The Board unanimously approved the following policies:

- Proposed Changes to Policy 1200 – COMMUNITY RELATIONS: Community Involvement
- Proposed Deletion of Policy 7130 – NEW CONSTRUCTION: Planning-Relationships with the Public
- Proposed Deletion of Policy 7140 – NEW CONSTRUCTION: Planning-Relations with Other Governmental and Education Units
- Proposed Deletion of Policy 7320 – NEW CONSTRUCTION: Financing-Payments to Contractors
- Proposed Changes to Policy 8132 – INTERNAL BOARD POLICIES: Organization-Formulation of Policies: Control and Communications

REPORTS

The Board received the following reports:

- A. **Report on the Proposed Boundary Change for Chesapeake Terrace/ Edgemere Elementary Schools** – Ms. Jean Satterfield, Southeast Area Assistant Superintendent, and Ms. Michele Prumo, Executive Director for Planning and Support Operations, reviewed the recommendation for the boundary change for Chesapeake Terrace/Edgemere Elementary School made by the Boundary Study Committee. The Boundary Study Committee voted to recommend Scenario 1 as the new boundary effective for school year 2009-2010. Over the course of the next five years, with boundary Scenario 1 as the choice, Chesapeake Terrace Elementary will be at 85.96% capacity and Edgemere Elementary will be at 94.26% capacity. The proposed boundary change for the Chesapeake Terrace Elementary and Edgemere Elementary Schools would allow for a more equitable distribution of students among schools. Ms. Satterfield announced that the Board's public hearing on the boundary change would be held on Wednesday, February 25, 2009 at Sparrows Point High School.

REPORTS (cont)

Mr. Janssen asked why Mars Estates Elementary School, which is under capacity, has two relocatables. Ms. Pamela Carter, Strategic Planning Specialist, responded that some relocatables could be used for full-day kindergarten or, in some cases, to house special education student when numbers have increased. She noted that moving relocatables with a school being under capacity for one year would be a huge expense for the school system.

PERSONNEL MATTERS

On motion of Mr. Janssen, seconded by Mr. Parker, the Board unanimously approved the personnel matters as presented on exhibits I, J, K, and L (Copies of the exhibits are attached to the formal minutes).

BUILDING AND CONTRACT AWARDS

The Building and Contracts Committee, represented by Mr. Pallozzi, recommended approval of items 1-12 (exhibit M).

The Board unanimously approved these recommendations.

1. JMI-616-04 Contract Modification: Enzyme Treatment Services
2. JMI-625-07 Contract Modification: Gasoline and Diesel Fuel
3. MBU-521-09 Asphalt Handling Equipment
4. JMI-610-09 Cut Sheet Paper (Copy, Laser Printers, and Duplicators)
5. MWE-812-09 Temporary Drivers and Material Handlers for Food Services
6. JMI-627-09 Tires
7. JMI-623-09 Classroom Addition and Renovation – Cedarmere Elementary School
8. JMI-601-09 Replacement of Windows, Blinds, Doors – Chapel Hill Elementary School
9. JMI-639-09 Classroom Addition – Dogwood Elementary School
10. JMI-608-09 Roof Replacement – Kingsville Elementary School
11. JMI-740-09 Roof Replacement – Woodbridge Elementary School
12. MBU-514-09 Auditorium and Gym Renovations – Woodlawn High School

CURRICULUM PROGRAMS

The Curriculum Committee, represented by Ms. Johnson, recommended approval of two curricular programs.

On motion of Miss Karanja, seconded by Mr. Parker, the Board approved proposed Mathematics programs, as presented in exhibit N.

On motion of Miss Karanja, seconded by Ms. Harris, the Board approved the proposed World Language programs, as presented in exhibit N.

HEARING EXAMINERS' RECOMMENDATIONS

On a motion of Mr. Janssen, seconded by Mr. Pallozzi, the Board approved that the hearing examiner's opinion in case #08-54 be affirmed (favor-11). Student Board member, Miss Karanja, did not vote.

On a motion of Mr. Janssen, seconded by Mr. Pallozzi, the Board approved that the hearing examiner's opinion in case #09-09 be affirmed (favor-11). Miss Karanja did not vote.

INFORMATION

The Board received the following as information:

- A. Deletion of Superintendent's Rule 1200 – COMMUNITY RELATIONS: Community Involvement
- B. Deletion of Superintendent's Rule 7130 – NEW CONSTRUCTION: Planning-Relationships with the Public
- C. Deletion of Superintendent's Rule 7140 – NEW CONSTRUCTION: Planning-Relationships with Other Governmental and Education units
- D. Deletion of Superintendent's Rule 7320 – NEW CONSTRUCTION: Financing-Payments to Contractors
- E. School Legislation

ANNOUNCEMENTS

Ms. Murphy made the following announcements:

- Schools and offices will be closed on Monday, February 16, 2009, in observance of Presidents' Day. Schools and offices will reopen on Tuesday, February 17, 2009.

ANNOUNCEMENTS (cont)

- The Northeast Area Education Advisory Council will hold its next meeting on Wednesday, February 18, 2009, at Parkville Middle School beginning at 7:00 p.m.
- The Southwest Area Education Advisory Council will hold its next meeting on Wednesday, February 18, 2009, at Catonsville Alternative Center beginning at 7:00 p.m.
- The Northwest Area Education Advisory Council will hold its next meeting on Thursday, February 19, 2009, at Old Court Middle School beginning at 7:00 p.m.
- The Board of Education of Baltimore County will hold its next meeting on Tuesday, February 24, 2009, 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.
- The Board of Education of Baltimore County will hold a public hearing on the proposed boundaries for Chesapeake Terrace/Edgemere Elementary Schools on Wednesday, February 25, 2009, at Sparrows Point High School beginning at approximately 7:00 p.m. Sign-up for the public to comment begins at 6:00 p.m. Each speaker will be allotted three minutes to present his/her topic to the Board

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 1110

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2300

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2310

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 2320

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

PUBLIC COMMENT ON PROPOSED DELETION OF POLICY 2330

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 5320

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 8140

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

GENERAL PUBLIC COMMENT

Mr. Scott Pappas expressed concern that the main page of the school system's Web site does not list the word "Easter" next to "Spring Break Begins."

Dr. Bash Pharoan asked the Board to close schools on Islamic holidays.

Mr. Muhammad Jameel asked the Board to add the two Islamic holidays to the school calendar.

ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 8:30 p.m.

Respectfully submitted,

Joe A. Hairston
Secretary-Treasurer

/bls