

**TENTATIVE MINUTES****BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND**

Tuesday, October 23, 2012

The Board of Education of Baltimore County met in open session at 4:31 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

The Board entertained oral argument in Hearing Examiner's Case #12-14. 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; Patrick McDermott, Esquire; Ms. Michele O. Prumo, Chief of Staff; Mr. Michael G. Sines, Chief Operations Officer; 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.

The Appellant exited the room at 4:36 p.m. and re-entered the room at 4:37 p.m.

The oral argument concluded at 4:51 p.m. Staff exited the room.

Board members deliberated on the case without staff present.

The deliberation was concluded at 5:10 p.m.

**ADMINISTRATIVE FUNCTION SESSION**

At 5:11 p.m., Board members discussed the superintendent's contract.

Board member, Ms. Valerie A. Roddy, entered the room at 5:12 p.m.

On motion of Ms. Roddy, seconded by Ms. Bright Gordon, the Board adjourned its administrative function session at 5:23 p.m.

### OPEN SESSION

The Board of Education of Baltimore County met in closed session at 5:24 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

Mr. Schmidt reminded Board members of community functions and Board of Education events scheduled in October and November.

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(1), (a)(7), and (a)(9), and upon motion of Mr. Uhlfelder, seconded by Mr. Parker, the Board commenced its closed session at 5:25 p.m.

### CLOSED SESSION MINUTES

The Board of Education of Baltimore County, Maryland, met in closed session at 5:25 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and the following staff members were present: Mr. Kevin A. Hobbs, Deputy Superintendent; Ms. Michele O. Prumo, Chief of Staff; Mr. Michael G. Sines, Chief Operations Officer; Mr. Mychael Dickerson, Chief Communications Officer; Margaret-Ann F. Howie, Esquire, General Counsel; Anjanette L. Dixon, Esquire, Associate General Counsel; Andrew W. Nussbaum, Esquire, Legal Counsel to the Board of Education; and Ms. Brenda Stiffler, Administrative Assistant to the Board.

Miss Adams exited the room at 5:25 p.m.

Mr. Duque provided Board members with an update on negotiations with various collective bargaining units.

Miss Adams re-entered the room at 5:37 p.m. Mr. Duque and Dr. Arrington exited the room at 5:37 p.m.

Ms. Howie and Ms. Dixon provided legal advice to Board members regarding the charter school agreement.

Ms. Howie updated Board members on potential litigation regarding the bidding statute.

On motion of Ms. Roddy, seconded by Mr. Uhlfelder, the Board adjourned its closed session at 6:09 p.m. for a brief dinner recess.

### OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 6:38 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, 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 Miss Breana Echols, president of the Baltimore County Student Council, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Dr. Dance asked that item VIII, New Business, *Consideration of consent to the following Personnel Matters - Retirement*, be added to the agenda. Pursuant to Board Policy 8314, the addition to the agenda was unanimously approved by those Board members present (favor-10).

Hearing no additions or corrections to the Open Minutes of September 18, 2012 (rescheduled to September 19, 2012), Mr. Schmidt declared the minutes approved as presented on the Web site.

Mr. Schmidt 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, Mr. Schmidt 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.

Mr. Schmidt stated that public comment is one of the opportunities provided to hear the views and receive the advice of community members. The members of the Board appreciate hearing from interested citizens and will take their comments into consideration, even though it is not the Board's practice to take action at this time on issues which are raised. When appropriate, the Board will refer concerns to the superintendent for follow-up by his staff.

While the Board encourages public input on policy, programs, and practices within the purview of this Board and this school system, this is not the proper avenue to address specific student or employee matters, or to comment on matters that do not relate to public education in Baltimore County. The Board encourages everyone to utilize existing avenues of redress for complaints. Inappropriate personal remarks or other behavior that disrupts or interferes with the conduct of this meeting are out of order.

Mr. Schmidt also asked speakers to observe the timer, which lets the speaker know when time is up. He asked speakers to conclude their remarks when they see his/her time is up.

### ADVISORY AND STAKEHOLDER COMMENTS

Miss Breana Echols, Baltimore County Student Council (BCSC) President and member of the Superintendent's Student Council Advisory Group, reported on the Council's three-day leadership workshop at Camp Ramblewood, the Maryland Youth Advisory Council meeting, and the Superintendent's Student Advisory Board meeting. Miss Echols announced that the Council's next meeting would be held on October 27, 2012.

Ms. Abby Beytin, President of the Teachers Association of Baltimore County (TABCO), stated that teachers are stretched thin with increasing workloads and unclear expectations. She also stated that those working on the evaluation system are concerned that teachers and principals would be evaluated based on inaccurate and unverified data.

Ms. Jessica Paffenbarger, Chair of the Citizens Advisory Committee for Gifted and Talented (G/T) Education, stated that the Committee would like to see additional G/T professional development provided to staff and additional training in the areas of differentiation and responsive teaching at the elementary level.

Ms. Beverly Coleman, Chair of the Southwest Area Education Advisory Council, reported on the Council's October 17, 2012, operating and capital pre-budget hearings. The issues include: air conditioning, upgrade technology in the classroom, age of textbooks, non-functioning televisions in classrooms, and lack of specialty tools for special needs students.

### GENERAL PUBLIC COMMENT

Ms. Sheila Tilghman asked the superintendent to reconsider the transportation transfer option beyond this school year and to provide funding for transportation until a student has reached their terminal grade.

Ms. Michelle Persard asked that the transportation transfer option be considered for all students who were originally transferred until those students have reached their terminal grades at their receiving schools.

GENERAL PUBLIC COMMENT (cont)

Ms. Shanna Edmond asked the Board to retain the transportation transfer option until all students have reached their terminal grade. She also asked that there would be a grandfather clause for students who have already part of the transfer option.

Dr. Bash Pharoan recommended that the following phrase be added to the Board's Norms: "The BCPS BOE is committed to maintain a learning environment that is free from racial or ethnic discrimination. Racial and ethnic discrimination means also discrimination based on national origin, gender, age, and disability, religious beliefs, genetic information, or sexual orientation."

Ms. Charlene Oliver asked that the school system continue to fund transportation for students under the transportation transfer option.

ACTION TAKEN IN CLOSED SESSION

On motion of Mr. Janssen, seconded by Mr. Parker, the Board confirmed the action taken in closed session in Case Number H.E. 12-14 (favor-10).

PROJECTS AT BATTLE MONUMENT SCHOOL

Ms. Karen Blannard, Assistant Superintendent of Elementary Schools, Zone 1, stated that Microsoft is partnering with a Washington D.C. non-profit organization, "Monkee See – Monkee Do (MS-MD)," as part of their annual Give Campaign and both organizations are interested in supporting the Battle Monument community, including students, their families, and school staff this year. This charitable campaign represents an endeavor in which employees are encouraged to donate time, money, and technology to the charities of their choosing, with Microsoft generously matching each employee contribution.

Pending approval, the annual Give Campaign will host a celebratory event, tentatively scheduled for October 28, 2012, from 1:00-4:00 p.m. at Battle Monument School. More than 100 representatives from Microsoft and MS-MD would like to attend the event and spend the day installing donated technology, including technology to address the movement and communication needs of students with severe and profound physical and cognitive disabilities at Battle Monument; training school staff, parents, and students on how to use the technology; and refurbishing classrooms and school grounds.

On motion of Mr. Janssen, seconded by Mr. Parker, the Board approved the Building, Grounds, and Technology Projects at Battle Monument School as presented in exhibit B (favor-10).

## PERSONNEL MATTERS

On motion of Mr. Uhlfelder, seconded by Ms. Roddy, the Board approved the personnel matters as presented on exhibit B-1 (Copy of the exhibit is attached to the formal minutes).

## REPORTS

The Board received the following reports:

A. **Board of Education Policies** – Ms. Roddy reported that the Board of Education’s Policy Committee had met to consider the policies presented this evening, and that the committee is recommending approval of these policies. This is the first reading.

- Proposed Changes to Policy 1210 – COMMUNITY RELATIONS: Community Involvement-Relationship with Parent-Teacher (Student) Associations {PT(S)A}

Miss Adams asked whether there is another avenue for parents who are not members of the PTA. Mr. Mychael Dickerson, Chief Communications Officer, responded that this policy was revised to address student academic success. He stated that the Office of Communications will continue to reach out to the community-at-large including parents that do not have students in the school system.

- Proposed Changes to Policy 3123 – NON-INSTRUCTIONAL SERVICES: Reporting
- Proposed Changes to Policy 3125 – NON-INSTRUCTIONAL SERVICES: Fiscal Services-School Activity Funds
- Proposed Changes to Policy 3210 – NON-INSTRUCTIONAL SERVICES: Purchasing Services-Purchasing Guides
- Proposed Changes to Policy 3231 – NON-INSTRUCTIONAL SERVICES: Purchasing Services-Vendor Performance Evaluation
- Proposed Changes to Policy 3530 – NON-INSTRUCTIONAL SERVICES: Physical Plant Services-Safety and Security

Mr. Uhlfelder asked whether there would be another term or time period other than “inspected annually.” Mr. Michael Sines, Chief Operations Officer, responded that there is coordination through the Maryland Association of Boards of Education (MABE), internal staff, and outsource entities.

REPORTS (cont)

- Proposed Changes to Policy 4002 – PERSONNEL: General-Obligations of Employees of the Board of Education of Baltimore County
- Proposed Changes to Policy 5460 – STUDENTS: Services to Students-Searches

Mr. Janssen stated that Anne Arundel County Public Schools (AACPS) developed an application for teachers and administrators. Mr. Dickerson stated that the Office of Technology is working on developing an application, similar to AACPS, to disseminate information concerning BCPS.

- Proposed Changes to Policy 5540 – STUDENTS: Conduct-Alcoholic Beverages, Controlled Dangerous Substances, Intoxicants, Prescription, and Nonprescription Drugs
- Proposed Changes to Policy 6301 – INSTRUCTION: Schedules-School Calendar
- Proposed Changes to Policy 8330 – INTERNAL BOARD POLICIES: Operations-Minutes

**B. Superintendent's Update on Fiscal Year 2014 Operating Budget** – Ms. Barbara Burnopp, Chief Financial Officer, stated that tonight's presentation is to inform Board members of the climate for this year's budget development. The responsibility and accountability revenue profile indicated that:

- 54.2% of general fund is received from Baltimore County government.
- 43.7% of general fund is received from the state of Maryland.
- Year two of that state pension costs will be fully funded by Baltimore County government.
- County government revenue projected at Maintenance of Effort (MOE) for the fourth consecutive year.

Ms. Burnopp noted that the approximate balanced budget estimates for the FY2014 projected budget could fluctuate from an excess of \$2.92 million to a shortfall of \$2.41 million.

Mr. Janssen asked whether sequestration was taken into consideration in this budget. Ms. Burnopp responded that the school system was informed that there would be no change in the budget for the current fiscal year. However, the school system could see cuts effective July 1, 2013. Ms. Burnopp stated that, if those federal dollars are cut, the school system would either discontinue the federal programs or revise the budget.

REPORTS (cont)

Mr. Uhlfelder asked whether “year two of the pension costs” referred to the second phase of moving the pensions to the county or the total cost of \$90 million. Ms. Burnopp responded that is it not the full cost of the pension. Year one was \$16 million and year two will be \$19 million. Mr. Uhlfelder asked why the state pension cost sharing was estimated at \$21.84 million. Ms. Burnopp responded that these additional costs are administrative fees.

ANNOUNCEMENTS

Mr. Schmidt made the following announcements:

- The Board of Education will hold its next meeting on Wednesday, November 7, 2012, at Greenwood. The meeting will begin with an open session at approximately 5:00 p.m. The Board will then adjourn to meet in closed session. The meeting will reconvene at approximately 7:00 p.m. The public is welcome to all open sessions.

ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 7:40 p.m.

Respectfully submitted,

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S. Dallas Dance  
Secretary-Treasurer

sdd/bls