

Baltimore County Board of Education
MINUTES OF CLOSED SESSION
AND
EDUCATION TRANSPARENCY ACT DESCRIPTION
Tuesday, March 10, 2020

OPEN SESSION MINUTES

The Board of Education of Baltimore County held a regularly scheduled meeting on Tuesday, March, 10, 2020, at 5:08 p.m., Building E, 6901 Charles Street, Towson, Maryland. Chair Kathleen S. Causey, and the following Board members were present: Vice Chair Julie C. Henn, Ms. Moalie S. Jose, Mr. Russell T. Kuehn, Ms. Lisa A. Mack, Mr. Rodney R. McMillion, Mr. John H. Offerman, Jr., Ms. Cheryl E. Pasteur, Ms. Lily P. Rowe, Student Member Omer Reshid, and Superintendent Dr. Darryl L. Williams.

CLOSED SESSION MINUTES

Pursuant to the Annotated Code of Maryland, General Provisions Article, §3-305 (b)(1), (b)(7), and (b)(9), upon motion of Ms. Henn, seconded by Ms. Rowe, and approved (favor – 10), the Board commenced its closed session at 5:09 p.m. Chair Kathleen S. Causey, and the following Board members were present: Vice Chair Julie C. Henn, Ms. Moalie S. Jose, Mr. Russell T. Kuehn, Ms. Lisa A. Mack, Mr. Rodney R. McMillion, Mr. John H. Offerman, Jr., Ms. Cheryl E. Pasteur, Ms. Lily P. Rowe, and Student Member Omer Reshid. In addition, Superintendent, Dr. Darryl L. Williams, and the following staff members were present: Mr. D. Mychael Dickerson, Ms. Maria Lowry, Acting Chief Human Resources Officer; Margaret-Ann F. Howie, Esquire, General Counsel; Eric Brousaides, Esquire, Counsel for the Board of Education; and Ms. Tracy Gover, Senior Executive Assistant to the Board.

Ms. Lowry presented personnel matters to be considered at tonight's meeting including retirements, resignations, leaves, an Ethics Review Panel appointment, certificated appointments, and an administrative appointment.

On the motion of Mr. Offerman, seconded by Ms. Rowe, the Board permitted the student member of the Board to attend the closed session regarding collective bargaining matters as provided by Section 3-2B-05 (b)(3) of the Education Article of the Annotated Code of Maryland. (favor – 10)

Mr. George Duque, Manager, Office of Staff Relations and Performance Management, entered the room at 5:12 p.m., and updated the Board regarding negotiations with CASE, TABCO, BCPSOPE, ESPBC, and AFSCME.

Ms. Lowry and Mr. Duque left the room at 5:13 p.m.

Ms. Causey presented the Board's closed session minutes of Tuesday, February 25, 2020, for review and consideration. The minutes were approved as presented.

Mr. Brousaides provided legal advice concerning the dispositions of the hearing officer's opinion in case H.E. 20-41, where no oral argument was requested, as well as legal advice concerning holding Board or participation in Board meetings remotely.

Ms. Howie and Mr. Dickerson left the room at 5:35 p.m.

ADMINISTRATIVE FUNCTION SESSION MINUTES

On the motion of Ms. Henn, seconded by Ms. Pasteur, and approved (favor – 10), the Board commenced its administrative function session at 5:35 p.m. to discuss Board member concerns and a COVID-19 update related to Board meetings.

On the motion of Ms. Rowe, seconded by Ms. Pasteur, the Board adjourned its administrative function session at 6:10 p.m. (favor – 9) Ms. Jose opposed.

EDUCATION TRANSPARENCY ACT DESCRIPTION

In accordance with the Education Transparency Act, Md. Ed. Code Ann., §3-2B-09(b)(3) (effective July 1, 2018), the following represents a full and accurate description of the final actions of the Board of Education taken at its public meeting of Tuesday, March 10, 2020. If there is a discrepancy between the video and this description, the video, which constitutes the official minutes of the meeting, shall control. The official minutes can be found online at <https://vimeo.com/396942593>.

CONSIDERATION OF THE AGENDA

On the motion of Ms. Jose, seconded by Mr. Offerman, the agenda was amended to add Board Member Comments. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid	X			
J. Henn	X			
K. Causey	X			
M. Jose	X			
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	10	0	0	1

On the motion of Ms. Henn, seconded by Ms. Rowe, the agenda was amended to add consideration of a Resolution on COVID-19. (favor – 8)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur			X	
J. Offerman	X			
O. Reshid	X			
J. Henn	X			
K. Causey	X			
M. Jose			X	
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	8	0	2	1

The agenda was adopted as amended.

Ms. Pasteur left the room at 6:41 p.m.

NEW BUSINESS

Personnel Matters

On the motion of Mr. McMillion, seconded by Mr. Offerman, the Board approved the personnel matters listed in Exhibit E-1 through E-5. (favor – 9) Ms. Scott and Ms. Pasteur were absent for the vote.

On the motion of Ms. Mack, seconded by Ms. Rowe, the Board approved the administrative appointments listed in Exhibit F-1. (favor – 9) Ms. Scott and Ms. Pasteur were absent for the vote.

Ms. Pasteur returned to the room at 6:53 p.m.

Ms. Jose left the room at 7:19 p.m. and returned at 7:21 p.m.

Action Taken in Closed Session

On the motion of Ms. Mack, seconded by Ms. Rowe, the Board approved the action taken in closed session on H.E. 20-41. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid	X			
J. Henn	X			
K. Causey	X			
M. Jose	X			
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	10	0	0	1

Contract Awards

Ms. Henn presented items L-1 through L-23 to the full Board for approval. On the motion of Mr. McMillion, the Board approved the contracts as presented in Exhibits L-1 through L-23. (favor – 10)

Exhibit Number	Contract Number	Contract Name
1.	LKO-903-20	Cohort – Conditional Teaching Certification – Spanish, Math, or Science
2.	LKO-913-20	Cohort – Foundations of Special Education Post-Baccalaureate Certificate
3.	LKO-907-20	Cohort – Master of Arts in Leadership in Special Education Exceptionalities Certificate – Dyslexia, Dyscalculia, Dysgraphia
4.	LKO-905-20	Cohort – Master of Arts in Leadership in Teaching – Certification in ESOL, K–12
5.	LKO-906-20	Cohort – Master of Arts in Leadership in Teaching – Literacy Specialist with Special Education Exceptionalities Certificate, Dyslexia, Dyscalculia, Dysgraphia
6.	LKO-908-20	Cohort – Master of Arts in Teaching, Math and Science
7.	LKO-901-20	Cohort – Master of Education in Educational Leadership
8.	LKO-910-20	Cohort – Master of Education in Reading and ESOL Certifications
9.	LKO-909-20	Cohort – Master of Science in Business and Technology Management
10.	LKO-911-20	Cohort – Master of Science in Mathematics Education – Elementary and Middle Focus
11.	LKO-912-20	Cohort – Master of Science in Mathematics Education – Secondary Focus
12.	LKO-904-20	Cohort – Post-Bachelors Certificate in TESOL
13.	LKO-914-20	Cohort – Post-Master’s Certificate in School Administrator I
14.	LKO-900-20	Cohort – Secondary Special Education Certification
15.	LKO-902-20	Cohort – Urban Educational Leadership Master of Science Program
16.	LKO-407-20	Professional Development for Equity and Cultural Proficiency
17.	MWE-811-20	PEPPM Technology Product Line
18.	ARA-214-20	Lease Renewal – Pulaski Park Suites 118, 201-222, 301-307
19.	KSH-322-17	Construction of the New Northeast Area Elementary School, Package 1B-Waste Management
20.	JLE-603-20	Campfield Early Learning Center Air Conditioning Installation
21.	JLE-600-20	Catonsville Center for Alternative Studies Air Conditioning Installation
22.	CWA-114-20	Woodlawn High School Running Track Surface Replacement
23.	LKO-408-18	Dundalk Elementary School Utility Easement

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid	X			
J. Henn	X			
K. Causey	X			
M. Jose	X			
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	10	0	0	1

Dr. Williams left the room at 7:40 p.m.

Mr. Reshid left the room at 7:42 p.m.

Resolution on COVID-19

Ms. Rowe moved to approve the Resolution on COVID-19, seconded by Mr. Kuehn:

RESOLUTION ON COVID-19 AND REMOTE MEETINGS

WHEREAS, Lawrence J. Hogan, Jr., Governor of the state of Maryland, issued a Declaration of State Emergency and Existence of Catastrophic Health Emergency – COVID-19 on March 5, 2020, regarding the outbreak of disease caused by the novel coronavirus; and

WHEREAS, the United States Centers for Disease Control and Prevention (CDC) has issued guidance to all states and local governments, and all citizens, recommending preparedness to prevent community spread and guard against the potential of a COVID-19 pandemic; and

WHEREAS, the BOARD OF EDUCATION OF BALTIMORE COUNTY (Board) deems it essential to prepare for the possibility that, due to medical or health emergencies related to COVID-19, individual Board members may not be able to attend Board meetings or Board committee meetings, or the possibility that it may be necessary for the entire Board or a Board committee to meet remotely or “virtually” in order to protect the health of the public or Board members; and

WHEREAS, the business of the Board must continue even if medical or health emergencies related to COVID-19 arise; and

WHEREAS, the Board recognizes that the Maryland Open Meetings Act requires that the Board hold its meetings in public, unless otherwise permitted under the Act.

BE IT THEREFORE RESOLVED, that notwithstanding any other Policy of the Board, in the event of a medical or health emergency related to COVID-19, and until Board policy can be amended to provide more specific guidelines, an individual Board member is hereby authorized to participate in Board meetings or Board committee meetings remotely, and without being physically present at the meeting, as long as the member is able to listen to and communicate fully with the other members at the meeting; and

IT IS FURTHER RESOLVED, that notwithstanding any other Policy of the Board, and until Board policy can be amended to provide more specific guidelines, in the event of a medical or health emergency related to COVID-19, the Board chair, in consultation with the vice chair and the superintendent, may declare that a Board meeting or a Board committee meeting be held remotely in its entirety, without the physical presence of Board members, subject to the establishment of a mechanism that would allow each Board member the opportunity to fully participate in the meeting despite not being physically present and that would allow the public to also remotely attend those portions of the meeting that are open pursuant to the Maryland Open Meetings Act, by being able to listen and/or view those portions of the meeting; and

IT IS FURTHER RESOLVED, that the superintendent is authorized to establish an appropriate technological mechanism that would allow Board members, individually or as a whole, to fully participate in meetings remotely, without being physically present; and which would allow the public to attend the meeting by being able to fully listen to those portions of the meeting that are open pursuant to the Maryland Open Meetings Act.

On the motion of Ms. Mack, seconded by Ms. Rowe, the resolution was amended to add “related to COVID-19” to the resolve clauses immediately after the words “in the event of medical or health emergency” in the resolution. (favor – 8)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid				X
J. Henn	X			
K. Causey	X			
M. Jose			X	
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	8	0	1	2

The resolution was approved as amended. (favor – 8)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid				X
J. Henn	X			
K. Causey	X			
M. Jose			X	
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	8	0	1	2

UNFINISHED BUSINESS

Board of Education Policies (Second Reading)

On the motion of Ms. Rowe, the Board approved (favor – 8) the recommendation of the Board’s Policy Review Committee to amend the following Board policies:

1. Policy 5510 – Positive Behavior (Renamed as Positive School Climate)
2. Policy 5520 – Student Dress Code
3. Policy 5530 – Student Use and Possession of Tobacco

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn	X			
C. Pasteur	X			
J. Offerman	X			
O. Reshid				X
J. Henn	X			
K. Causey	X			
M. Jose	X			
R. McMillion	X			
L. Mack	X			
M. Scott				X
L. Rowe	X			
Total	9	0	0	2

Dr. Williams returned to the room at 7:47 p.m.

Mr. Reshid returned to the room at 7:47 p.m.

Pleasant Plains Elementary School Capacity Relief Boundary Recommendation

On the motion of Ms. Rowe, seconded by Ms. Henn, the Board approved the Pleasant Plains Elementary School Capacity Relief Boundary Recommendation Option B. (favor – 7) The student member of the Board was not eligible to vote on this item.

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
R. Kuehn		X		
C. Pasteur	X			
J. Offerman	X			
J. Henn	X			
K. Causey	X			
M. Jose	X			
R. McMillion	X			
L. Mack		X		
M. Scott				X
L. Rowe	X			
Total	7	2	0	1

Ms. Jose left the meeting at 8:41 p.m.

The Board adjourned its meeting at 8:42 p.m.

Submitted for posting on the Web site on March 12, 2020.