

Baltimore County Board of Education
MINUTES OF CLOSED SESSION
AND
EDUCATION TRANSPARENCY ACT DESCRIPTION
Tuesday, October 22, 2019

OPEN SESSION MINUTES

The Board of Education of Baltimore County held a regularly scheduled meeting on Tuesday, October 22, 2019, at 5:14 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, Ms. Cheryl E. Pasteur, Ms. Lily P. Rowe, Ms. Makeda Scott, 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), (b)(8), and (b)(9), upon motion of Ms. Rowe, seconded by Mr. Kuehn, and approved (favor – 10), the Board commenced its closed session at 5:15 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, Ms. Cheryl E. Pasteur, Ms. Lily P. Rowe, Ms. Makeda Scott, and Student Member Omer Reshid. In addition, Superintendent, Dr. Darryl L. Williams, and the following staff members were present: Mr. D. Mychael Dickerson, Chief of Staff; Mr. Kevin D. Smith, Chief Administrative and Operations Officer; Dr. Mary McComas, Chief Academic Officer; Ms. Maria Lowry, Acting Chief Human Resources Officer; Margaret-Ann F. Howie, Esquire, General Counsel; Judy Bresler, Esquire, Counsel to the Board of Education (in for Mr. Nussbaum); Mr. George Duque, Manager, Staff Relations and Employee Performance Management; and Ms. Tracy Gover, Senior Executive Assistant to the Board.

Ms. Lowry presented personnel matters to be considered at tonight's meeting including retirements and resignations.

Mr. Duque entered the room at 5:22 p.m.

On the motion of Ms. Rowe, seconded by Ms. Mack, the Board permitted the student member of the Board to remain in the closed session discussion 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. Duque updated the Board on the status of negotiations with CASE, TABCO, ESPBC, BCPSOPE, and AFSCME.

Mr. Smith, Dr. McComas, Ms. Lowry, and Mr. Duque left the room at 5:29 p.m.

Ms. Causey presented the Board’s closed session minutes of Tuesday, October 8, 2019, for review and consideration. The minutes were approved as presented. Ms. Causey requested that the October 8, 2019, Education Transparency Act Description be corrected to reflect that Ms. Henn was absent from a vote on the motion made by Ms. Jose regarding Water Testing. The online minutes and the Education Transparency Act Description were corrected on October 22, 2019.

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

Ms. Bresler provided legal advice concerning the disposition of the hearing officer’s opinion in case H.E. 19-31.

Ms. Howie returned to the room at 5:38 p.m.

Ms. Bresler provided legal advice concerning the dispositions of the hearing officers’ opinions in cases H.E. 19-50, H.E. 20-08, H.E. 20-10, H.E. 20-14, H.E. 20-16, H.E. 20-17, and H.E. 20-18, where no oral argument was requested.

Ms. Howie provided an update on potential litigation regarding an employee matter.

Mr. Dickerson and Ms. Howie left the room at 6:19 p.m.

ADMINISTRATIVE FUNCTION SESSION MINUTES

On the motion of Ms. Mack, seconded by Ms. Rowe, and approved, the Board commenced its administrative function session at 6:20 p.m. to discuss the Superintendent’s evaluation and a future Board retreat. (favor – 10)

On the motion of Mr. Kuehn, seconded by Ms. Rowe, the Board adjourned its administrative function session at 6:21 p.m. (favor – 10)

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, October 22, 2019. 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/368273054>.

CONSIDERATION OF THE AGENDA

Dr. Williams asked that Item I, Unfinished Business – System Records Retention, be removed and added to a future agenda. By a consensus, the Board approved this amendment to the Board agenda. (favor – 9) Mr. McMillion opposed the amendment.

NEW BUSINESS

Personnel Matters

On the motion of Ms. Mack, seconded by Ms. Jose, the Board approved the personnel matters listed in Exhibit E-1 through E-2. (favor – 10)

Report on Board Policies (First Reading)

On the motion of Ms. Mack, the board approved (favor – 10) the recommendations of the Board’s Policy Review Committee on the proposed changes to the following Board Policy:

1. Policy 8341 – Internal Board Policies – Operations – Appeal Before a Hearing Examiner

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

Ms. Pasteur left the room at 7:20 p.m. and returned at 7:29 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 case H.E. 19-31. (favor – 9)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur			X	
R. Hayden				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	1	2

On the motion of Ms. Rowe, seconded by Ms. Mack, the Board approved the action taken in closed session on case H.E. 19-50. (favor – 9)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	1	0	2

On the motion of Ms. Mack, seconded by Ms. Pasteur, the Board approved the action taken in closed session on case H.E. 20-08. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

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

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

On the motion of Ms. Mack, seconded by Mr. Kuehn, the Board approved the action taken in closed session on cases H.E. 20-14. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

On the motion of Ms. Mack, seconded by Mr. Kuehn, the Board approved the action taken in closed session on cases H.E. 20-16. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

On the motion of Ms. Mack, seconded by Mr. Kuehn, the Board approved the action taken in closed session on cases 20-17. (favor – 9)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	1	2

On the motion of Ms. Mack, seconded by Ms. Rowe, the Board approved the action taken in closed session on cases 20-18. (favor – 10)

Board Member	Favor	Opposed	Did Not Vote/ Abstention	Absent
J. Offerman				X
R. Kuehn	X			
C. Pasteur	X			
R. Hayden				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	2

The Board adjourned its meeting at 8:29 p.m.

Submitted for posting on the Web site on October 24, 2019.