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BOARD OF EDUCATION
BALTIMORE COUNTY

PUBLIC BOARD MEETING
REMOTE VIA BCPS LIVESTREAM
AND MICROSOFT TEAMS

AUGUST 25, 2020

Transcribed by:
Paul A. Gasparotti

Page 2

1 BOARD MEMBERS:

2

3 Kathleen S. Causey, Board Chair

4 Julie C. Henn, Vice Chair

5 Moalie S. Jose

6 Erin R. Hager

7 Russell T. Kuehn

8 Lisa A. Mack

9 Rodney R. McMillion

10 John H. Offerman, Jr.

11 Cheryl E. Pasteur

12 Lily P. Rowe

13 Makeda Scott

14 Joshua Muhumuza, Student Member

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1 PROCEEDINGS

2 CHAIRMAN CAUSEY: Good evening, this is

3 Kathleen Causey. I now call to order the meeting

4 of the Board of Education of Baltimore County for

5 August 25th, 2020. I invite you to rise and

6 recite the Pledge of Allegiance to the Flag. We

7 will then take a moment of silence in honor of

8 those who have served education in Baltimore

9 County.

10 (Pledge of Allegiance, followed by

11 moment of silence.)

12 In accordance with the mandated

13 direction of the state superintendent, Baltimore

14 County Schools and offices are currently closed

15 to the public in order to maintain the health and

16 safety of our students and staff. In accordance

17 with the Board of Education's resolution approved

18 at the March 10th, 2020 board meeting, in the

19 event of a medical or health emergency related to

20 COVID-19, the board chair in consultation with

21 the vice chair and the superintendent may declare

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1 that a board meeting or a board committee meeting

2 be held remotely in its entirety without the

3 physical presence of board members, subject to

4 the establishment of a mechanism that will allow

5 each board member to fully participate in the

6 meeting despite not being physically present, and

7 that would allow the public to also remotely

8 attend those portions of the meeting that are

9 open pursuant to the Maryland Open Meetings Act,

10 by being able to listen and/or view those

11 portions of the meeting. As a result, tonight's

12 Board of Education meeting is being held remotely

13 and broadcasted through Livestream on our

14 website, bcps.org, and on BCPS TV, Comcast

15 Xfinity Channel 73, Verizon FiOS Channel 34.

16 In order to efficiently conduct this

17 meeting, all voting items this evening will be

18 done with a rollcall vote, and board members will

19 say their names before initiating discussion or

20 making a motion.

21 Before we move on to the next agenda

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1 item, the board members have a short presentation
 2 for all students, parents, staff and community
 3 members, and I turn it over to Ms. Cheryl
 4 Pasteur.
 5 MS. PASTEUR: Thank you. In two weeks
 6 schools open. If change is the end result of all
 7 true learning, then we have already gone back to
 8 school, for we have had to change so much about
 9 ourselves and our lives, and learned what is
 10 truly important. So board members, we say to
 11 each and everyone listening, wake up, it's brand
 12 new day.
 13 MS. MACK: Wake up, everybody, no more
 14 sleeping in bed, no more backward thinking, time
 15 for thinking ahead.
 16 MS. SCOTT: The world has changed so
 17 very much from what it used to be, there is so
 18 much sickness, hatred, war and poverty.
 19 MR. MCMILLION: Wake up all the
 20 teachers, time to teach a new way. Maybe then
 21 they'll listen to what you have to say.

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1 VICE CHAIR HENN: Cause they are the
 2 ones who are coming up and the world is in their
 3 hands, when you teach the children, teach them
 4 the very best you can.
 5 MS. ROWE: The world won't get any
 6 better if we just let it be. The world won't get
 7 any better. We have to change it, all of us,
 8 just you and me.
 9 DR. HAGER: If change is the end result
 10 of all learning, then we are embarking on a
 11 journey unlike any we have experienced. It won't
 12 be simple; it won't be easy; it is where we are.
 13 MR. OFFERMAN: So wake up everybody,
 14 there's a big change ahead. No more time to fuss
 15 and fight, but working together instead.
 16 MS. JOSE: And in the words of that
 17 great American philosopher, LL Cool J, when
 18 adversity strikes, that's when you have to be the
 19 most calm, take a step back, stay strong, stay
 20 grounded and press on.
 21 MR. KUEHN: So wake up everybody, it's

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1 time to be calm. Take a step back, yes, let's
 2 stand firm and strong.
 3 MR. MUHUMUZA: If change is the end
 4 result of all true learning, we are ready; we
 5 will persevere; we will come out of this better;
 6 we promise because our lives depend on it.
 7 CHAIRMAN CAUSEY: To our children,
 8 parents, teachers, administrators, and all
 9 essential personnel at schools, on the ground, in
 10 central office, especially you, Dr. Williams, for
 11 your leadership, we thank you. Together we will
 12 teach our children.
 13 MS. PASTEUR: Wake up everybody, it's a
 14 new day, there's a good change ahead. Woo hoo,
 15 we can do this.
 16 (Applause.)
 17 DR. WILLIAMS: That was very nice, board
 18 members, nice surprise. Very good.
 19 CHAIRMAN CAUSEY: So, I want to thank
 20 our board member Cheryl Pasteur for adapting the
 21 song, Harold Melvin and the Blue Notes with a

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1 singer Teddy Pendergass, so thank you very much
 2 for that.
 3 Our first agenda item is consideration
 4 of the August 25th agenda. Dr. Williams, are
 5 there any adjustments to the agenda?
 6 DR. WILLIAMS: Madam Causey, I am not
 7 aware of any changes or additions to tonight's
 8 agenda.
 9 CHAIRMAN CAUSEY: Thank you.
 10 The agenda stands as approved, I mean
 11 as --
 12 MR. MCMILLION: Mrs. Causey, this is Rod
 13 McMillion. I have a motion to make.
 14 CHAIRMAN CAUSEY: Yes, Mr. McMillion?
 15 MR. MCMILLION: I move that the
 16 Baltimore County Board of Education solicit an
 17 RFP for board legal counsel services through the
 18 BCPS Office of Purchasing, following appropriate
 19 procurement guidelines.
 20 MS. ROWE: Madam Chair, this motion is
 21 out of order because it belongs in administrative

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1 function, as was previously discussed.
 2 CHAIRMAN CAUSEY: Mr. Nussbaum, can I
 3 have a ruling on Ms. Rowe's point of order?
 4 MR. NUSSBAUM: If it's a motion to amend
 5 the agenda, I think it's appropriate. This
 6 agenda item does not have to take place in
 7 administrative function, it may take place in
 8 administrative function, so if it's a motion to
 9 amend the agenda, I think it's appropriate.
 10 MS. JOSE: Ms. Causey, this is Moalie.
 11 If I could have Mr. Rod, Mr. McMillion amend his
 12 motion to add the topic to the agenda.
 13 Mr. McMillion, would you consider the amendment
 14 to add it to the agenda item?
 15 MR. MCMILLION: Absolutely.
 16 CHAIRMAN CAUSEY: So Mr. McMillion,
 17 would you like to restate your motion?
 18 MR. MCMILLION: Sure. I would like to
 19 add the following motion to the agenda. I move
 20 that the Baltimore County Board of Education
 21 solicit an RFP for board legal counsel services

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1 through the BCPS Office of Purchasing, following
 2 appropriate procurement guidelines. Thank you.
 3 CHAIRMAN CAUSEY: Thank you. Is there a
 4 second?
 5 MR. MUHUMUZA: Second.
 6 CHAIRMAN CAUSEY: Is there discussion
 7 related to adding this agenda item?
 8 MS. ROWE: If the person who made the
 9 motion has nothing to say, I do.
 10 MR. MCMILLION: Sure I do.
 11 CHAIRMAN CAUSEY: Mr. McMillion?
 12 MR. MCMILLION: At the end of the month
 13 we do not have primary board counsel, and
 14 everything else when there's more than \$25,000
 15 spent we have a responsibility to go through the
 16 RFP process. So I don't know why we wouldn't do
 17 that and initiate it as soon as possible. Why
 18 would we wait another two weeks and then that
 19 turns into another two weeks? We have the
 20 experts within our system that could answer these
 21 questions and take care of these matters. Thank

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1 you. And it's taxpayers' dollars that we're
 2 talking about.
 3 CHAIRMAN CAUSEY: Thank you. Other
 4 board members. Ms. Rowe?
 5 MS. ROWE: Yes, thank you, Ms. Causey.
 6 I don't believe that at any point in time we
 7 decided that we were not going to issue an RFP
 8 but there remained questions concerning the
 9 process, questions which we have agreed, I
 10 believe to set on a future administrative
 11 function agenda. And since this is an
 12 administrative function issue, I don't believe
 13 that it belongs on the agenda for tonight's open
 14 session meeting.
 15 MS. JOSE: Ms. Causey, if I may? This
 16 is Moalie. Mr. Nussbaum, the Board's legal
 17 counsel, just reiterated that it can be added to
 18 the agenda, so there's no need for it to in the
 19 administrative session. To reiterate what
 20 Mr. McMillion said, these are taxpayer dollars,
 21 it is a six figure contract, and all his motion

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1 is asking is that the Office of Purchasing go
 2 through the proper protocol and guidelines to
 3 obtain aboard legal counsel for the Board for
 4 school year 20-21, and I don't see why since it's
 5 taxpayer dollars, in keeping with transparency
 6 and also making sure that we do not give an
 7 impression or impropriety as a board, it's
 8 important that we move forward with getting the
 9 Office of Purchasing to explore, or at least to
 10 know about it to initiate the process, and bring
 11 it back to the Board.
 12 CHAIRMAN CAUSEY: Other board members,
 13 before we vote to add an agenda item? Ms. Gover,
 14 could you call the rollcall vote.
 15 MS. GOVER: Dr. Hager?
 16 DR. HAGER: Yes.
 17 MS. GOVER: Mr. Kuehn?
 18 MR. KUEHN: No.
 19 MS. GOVER: Ms. Pasteur?
 20 MS. PASTEUR: Yes.
 21 MS. GOVER: Mr. Offerman?

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1 MR. OFFERMAN: Yes.
 2 MS. GOVER: Mr. Muhumuza?
 3 MR. MUHUMUZA: Yes.
 4 MS. GOVER: Ms. Henn?
 5 VICE CHAIR HENN: No.
 6 MS. GOVER: Ms. Causey?
 7 CHAIRMAN CAUSEY: No.
 8 MS. GOVER: Ms. Jose?
 9 MS. JOSE: Yes.
 10 MS. GOVER: Mr. McMillion?
 11 MR. MCMILLION: Yes.
 12 MS. GOVER: Ms. Mack?
 13 MS. MACK: No.
 14 MS. GOVER: Ms. Scott?
 15 MS. SCOTT: Yes.
 16 MS. GOVER: Ms. Rowe?
 17 MS. ROWE: No.
 18 MS. GOVER: The vote in favor is seven.
 19 CHAIRMAN CAUSEY: Thank you. So just a
 20 moment while we -- Ms. Gover selects a position
 21 for it.

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1 MS. GOVER: We don't have buildings and
 2 contracts; do you want to put it under new
 3 business, action taken in closed session?
 4 CHAIRMAN CAUSEY: No, I don't think
 5 that's appropriate.
 6 MS. GOVER: Ms. Causey?
 7 CHAIRMAN CAUSEY: Yes?
 8 MS. GOVER: I just want to clarify, add
 9 a new item below new business, action taken in
 10 closed session, and before negotiations team.
 11 MS. ROWE: Ms. Causey?
 12 CHAIRMAN CAUSEY: Ms. Rowe?
 13 MS. ROWE: Are we going to need a closed
 14 session to seek legal advice of counsel on this
 15 agenda item, because I don't believe that I could
 16 make a decision on it without the advice of
 17 counsel. And we have counsel present, I believe,
 18 and there are legal personnel questions which
 19 should not be asked in open session.
 20 MS. PASTEUR: Ms. Causey --
 21 MS. JOSE: Can we get board counsel to

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1 weigh in on it, because we're not to be
 2 discussing personnel matters. The motion is
 3 simply to ask the Office of Purchasing to start
 4 the procurement, initiate the procurement for
 5 getting primary board legal counsel. We're not
 6 discussing, we do not have the contract in front
 7 of us, we're not discussing negotiating.
 8 MS. ROWE: It seems that having a school
 9 system employee, personnel seek the board counsel
 10 for the Board, there are legal questions
 11 pertaining to whether or not they're involved and
 12 to what degree is appropriate (unintelligible,
 13 multiple speakers in background.)
 14 MS. JOSE: So you could ask that in
 15 administrative session and --
 16 MS. ROWE: Excuse me. It wasn't on the
 17 agenda in the administrative session so no, I
 18 couldn't --
 19 MS. JOSE: Excuse me, we're not --
 20 CHAIRMAN CAUSEY: It's inappropriate to
 21 discuss administrative functions, it is entirely

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1 inappropriate to discuss administrative functions
 2 at this point. Ms. Gover, please adjust the
 3 agenda to put the item at the end, and we will
 4 start with a recess for legal advice just before
 5 that agenda item, so we can put that as Item L,
 6 no, excuse me, Item M.
 7 MS. GOVER: Do you mean Item M, after
 8 announcements?
 9 CHAIRMAN CAUSEY: Yes, thank you for
 10 that.
 11 MS. SCOTT: Ms. Causey, this is Makeda
 12 Scott. Are we finished with this agenda item?
 13 CHAIRMAN CAUSEY: Yes, we are. So I
 14 just wanted to clarify, in accordance with Board
 15 Policy 8314 there needs to be a majority vote of
 16 the Board to add or remove an item from the
 17 agenda, so that item was approved. The next
 18 item --
 19 MS. SCOTT: This is Ms. Scott. I wanted
 20 to add an item to the agenda if I may. I would
 21 like to get an update, or just to have a

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1 discussion on basketball rims at BCPS schools, as
 2 well as device distribution, I guess a timeline
 3 for that for BCPS students.
 4 MR. KUEHN: I second it.
 5 CHAIRMAN CAUSEY: Thank you. Ms. Scott,
 6 do you want to speak to your motion to amend the
 7 agenda?
 8 MS. SCOTT: Yes, thank you. I think we
 9 could add it after item I. What I was looking at
 10 is that there are, and we've had discussion with
 11 community members and other, basketball rims that
 12 are installed at BCPS schools in certain
 13 districts or certain areas, and then it's not
 14 evenly, they are not evenly installed across all
 15 BCPS schools, so I wanted to ask a question about
 16 that.
 17 And then secondly, also about the device
 18 distribution for students who do not have devices
 19 who are entering high school or entering, if we
 20 could also get an update from the staff as to
 21 when those students will be receiving their

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1 devices, so it's kind of like a calendar
 2 highlight. Thank you.
 3 CHAIRMAN CAUSEY: Okay, thank you for
 4 that, Ms. Scott, and I see Dr. Williams would
 5 like to make a comment. Dr. Williams?
 6 DR. WILLIAMS: So good afternoon, board
 7 members. I would just like to make a request
 8 based on what Ms. Scott offered. Our team is
 9 working on some next steps related to those two
 10 items, as well as additional items that we know
 11 we will need to provide some update, so I would
 12 like to offer that we provide an update to the
 13 Board and then we can provide some update to our
 14 public via our website or any other communication
 15 that we can provide at this time. I know that
 16 there's several areas that our community and our
 17 staff would like some updates, we are working
 18 through these items as quickly as possible, and
 19 so I would just like to request that we provide
 20 an update directly to the Board and then we'll
 21 update our community regarding at least these two

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1 items, the basketball rims and the device
 2 distribution.
 3 CHAIRMAN CAUSEY: Ms. Scott, given
 4 Dr. Williams' comments, would you, if that will
 5 fulfill your request for this information, would
 6 you like to withdraw your motion or proceed?
 7 MS. SCOTT: Yes, I can withdraw my
 8 motion, and I guess we would hear that followup
 9 and have it discussed at a later board meeting.
 10 Thank you.
 11 CHAIRMAN CAUSEY: Thank you. And we
 12 would need your second to agree to the withdrawal
 13 of the motion; who was that?
 14 MR. KUEHN: Hi, it was Russ Kuehn. Our
 15 next meeting isn't until after school starts,
 16 correct?
 17 CHAIRMAN CAUSEY: That's correct.
 18 MS. SCOTT: So I understand that you may
 19 not want to.
 20 MR. KUEHN: I mean, I'll withdraw it.
 21 You know, I was supporting your motion because I

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1 thought it important that, you know, folks need
 2 to fully understand when those devices are going
 3 to be available, and the basketball rims is
 4 something that's been discussed, so I would
 5 withdraw it if that's your wish.
 6 MS. SCOTT: Thank you, Russ, and
 7 Dr. Williams, we will look forward to that
 8 information.
 9 CHAIRMAN CAUSEY: So just to clarify,
 10 Ms. Scott and Dr. Williams, so there will be
 11 information updated to the Board and then also be
 12 community information; is that correct,
 13 Dr. Williams?
 14 DR. WILLIAMS: That is correct.
 15 CHAIRMAN CAUSEY: Okay, thank you very
 16 much.
 17 Okay, hearing nothing else, the agenda
 18 stands as amended.
 19 Earlier this evening the Board met in
 20 closed session pursuant to the Open Meetings Act
 21 for the following reasons: To one, discuss the

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1 appointment, employment, assignment, promotion,
 2 discipline, demotion, compensation, removal,
 3 resignation or performance evaluation of
 4 appointees, employees or officials over whom it
 5 has jurisdiction, or any other personnel matter
 6 that affects one or more specific individuals;
 7 seven, consult with counsel to obtain legal
 8 advice; and nine, to conduct collective
 9 bargaining negotiations or consider matters that
 10 relate to negotiations. The minutes of the
 11 closed session and informational summary can be
 12 found on our website at
 13 www.BCPS.org/board/informational-summary.html.
 14 The next item on the agenda is new
 15 business, fiscal year 2021 negotiation team, and
 16 for that we call forward Ms. Lowry and Mr. Duque.
 17 MS. LOWRY: Ms. Causey, did you want to
 18 handle the personnel matters first?
 19 CHAIRMAN CAUSEY: Ms. Lowry, thank you.
 20 I had scrolled too far. Thank you, Ms. Lowry.
 21 If you could please present?

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1 MS. LOWRY: Good evening, Chairwoman
 2 Causey, Vice Chairwoman Henn, Superintendent
 3 Williams and members of the Board. I would like
 4 the Board's consent for the following personnel
 5 matters: Retirements, resignations, recognition
 6 of deceased.
 7 CHAIRMAN CAUSEY: Do I have a motion to
 8 approve the personnel matters as presented in
 9 Exhibits D-1 through D-3?
 10 MS. MACK: So moved, Mack.
 11 MR. OFFERMAN: Second, Offerman.
 12 CHAIRMAN CAUSEY: Is there any
 13 discussion? May I have a rollcall vote please?
 14 MS. GOVER: Dr. Hager?
 15 DR. HAGER: Yes.
 16 MS. GOVER: Mr. Kuehn?
 17 MR. KUEHN: Yes.
 18 MS. GOVER: Ms. Pasteur?
 19 MS. PASTEUR: Yes.
 20 MS. GOVER: Mr. Offerman?
 21 MR. OFFERMAN: Yes.

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1 MS. GOVER: Mr. Muhumuza?
 2 MR. MUHUMUZA: Yes.
 3 MS. GOVER: Ms. Henn?
 4 VICE CHAIR HENN: Yes.
 5 MS. GOVER: Ms. Causey?
 6 CHAIRMAN CAUSEY: Yes.
 7 MS. GOVER: Ms. Jose?
 8 MS. JOSE: Yes.
 9 MS. GOVER: Mr. McMillion?
 10 MR. MCMILLION: Yes.
 11 MS. GOVER: Ms. Mack?
 12 MS. MACK: Yes.
 13 MS. GOVER: Ms. Scott?
 14 MS. SCOTT: Yes.
 15 MS. GOVER: Ms. Rowe?
 16 MS. ROWE: Yes.
 17 MS. GOVER: Thank you.
 18 CHAIRMAN CAUSEY: Thank you, the motion
 19 carries. The next item on the agenda is
 20 administrative appointments, and for that we call
 21 on Dr. Williams.

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1 DR. WILLIAMS: Madam Chair and members
 2 of the board, I would like to bring forth for
 3 your approval the following administrative
 4 appointments: Assistant principal at Perry Hall
 5 Middle School; assistant principal at Woodlawn
 6 High School; executive director for school
 7 support secondary, Office (audio cut out) zone;
 8 ERP infrastructure engineer, Division of Business
 9 Services, Department of Administrative Services;
 10 and people personnel worker in the Office of
 11 School Climate, Pupil Personnel Services and
 12 Responsive Student Programming.
 13 CHAIRMAN CAUSEY: Do I have a motion to
 14 approve the administrative appointments as
 15 presented in Exhibit E-1?
 16 MS. MACK: So moved, Mack.
 17 CHAIRMAN CAUSEY: Thank you. Do I have
 18 a second?
 19 VICE CHAIR HENN: Second, Henn.
 20 CHAIRMAN CAUSEY: Thank you. May I have
 21 a rollcall vote? Oh, excuse me, is there any

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1 discussion? Hearing none, may I have a rollcall
 2 vote?
 3 MS. GOVER: Dr. Hager?
 4 DR. HAGER: Yes.
 5 MS. GOVER: Mr. Kuehn?
 6 MR. KUEHN: Yes.
 7 MS. GOVER: Ms. Pasteur?
 8 MS. PASTEUR: Yes.
 9 MS. GOVER: Mr. Offerman?
 10 MR. OFFERMAN: Yes.
 11 MS. GOVER: Mr. Muhumuza?
 12 MR. MUHUMUZA: Yes.
 13 MS. GOVER: Ms. Henn?
 14 VICE CHAIR HENN: Yes.
 15 MS. GOVER: Ms. Causey?
 16 CHAIRMAN CAUSEY: Yes.
 17 MS. GOVER: Ms. Jose?
 18 MS. JOSE: Yes.
 19 MS. GOVER: Mr. McMillion?
 20 MR. MCMILLION: Yes.
 21 MS. GOVER: Ms. Mack?

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1 MS. MACK: Yes.
 2 MS. GOVER: Ms. Scott?
 3 MS. SCOTT: Yes.
 4 MS. GOVER: Ms. Rowe?
 5 MS. ROWE: Yes.
 6 MS. GOVER: Thank you.
 7 CHAIRMAN CAUSEY: The motion carries,
 8 and we call on Dr. Williams for the recognition.
 9 DR. WILLIAMS: So thank you. Our first
 10 candidate is Lauren Savage, assistant principal
 11 at Perry Hall Middle School. She brings 13 years
 12 of experience in Baltimore County Public Schools.
 13 Currently she's a teacher of mathematics at
 14 Windsor Mill Middle School and she's also served
 15 in the Aspiring Leaders program in 2015.
 16 Congratulations, Lauren Savage.
 17 Our next appointment is Robyn Bomar,
 18 assistant principal at Woodlawn High School. She
 19 is new to Baltimore County Public Schools, we
 20 welcome you. She's coming from Harford County
 21 Public Schools where she served as a classroom

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1 teacher, assistant principal at Joppatowne High
 2 School Center for Alternative Ed program, as well
 3 as Edgewood High School. She served as an
 4 instructional support teacher and classroom
 5 teacher at Lake Clifton Eastern High School in
 6 Baltimore City Public Schools, and Doris Johnson
 7 High School in Baltimore City Public Schools, and
 8 at Thurgood Marshall High School. We welcome
 9 Robyn Bomar, congratulations.
 10 Next is Mildred I. Charley-Greene,
 11 executive director school support secondary,
 12 Office of the Community Superintendent East Zone.
 13 She also is new to Baltimore County Public
 14 Schools, we welcome you, Ms. Charley-Greene,
 15 currently serving as the principal at North Wood
 16 High School, she served as the principal of
 17 Takoma Park Middle School. She has had several
 18 positions such as assistant principal, academy
 19 coordinator, English resource teacher, literacy
 20 coach, reading and English teacher, and sixth
 21 grade teacher at Walter Jones Elementary School

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1 in the District of Columbia. She also served as
 2 a managing editor. We welcome Ms. Mildred
 3 Charley-Greene.
 4 Our next appointment is Russell Hawkins,
 5 ERP infrastructure engineer in the Division of
 6 Business Services. He's coming from the ERP
 7 Infrastructure Engineering Forces, Incorporated.
 8 He has served as the information systems manager;
 9 also he has served for 16 years supporting in the
 10 role of senior systems engineer, systems
 11 engineer, system source, and a marketing
 12 professional in the George D. Hall Company.
 13 Congratulations, Russell Hawkins.
 14 And our last appointment is Ayana
 15 Mu-Young, pupil personnel worker in the Office of
 16 School Climate. She is new to Baltimore County
 17 Public Schools so we welcome you. Currently she
 18 serves as the chief consultant in I Am
 19 Empowerment, where she served over five years as
 20 president and lead trainer in Incredible Schools.
 21 Close to four years she served as a school

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1 support liaison in Baltimore City Public Schools,
 2 a pupil personnel worker at Prince George's
 3 County Public Schools, as well as a peer
 4 mediation teacher at Decatur Middle School in
 5 Prince George's County. She's also served as a
 6 community supervision officer in the U.S. Federal
 7 Government Court Services and Offender
 8 Supervision Agency close to nine months. Welcome
 9 aboard, Ms. Ayana Mu-Young. That concludes the
 10 appointments.
 11 CHAIRMAN CAUSEY: Thank you,
 12 Dr. Williams.
 13 The next item on the agenda is public
 14 comments. The members of the Board appreciate
 15 hearing from interested citizens. Because the
 16 Board is meeting virtually for today's meeting
 17 only written public comments can be accepted.
 18 Comments may be emailed to boe@bcps.org, which
 19 will be distributed to Board of Education
 20 members, and it is also attached to our
 21 BoardDocs. Public comments requested to be

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1 published publicly and received before 11:59 p.m.
 2 the day before the meeting are attached. The
 3 members of the Board appreciate hearing from our
 4 community members and parents and families and as
 5 appropriate we will refer your concerns to the
 6 superintendent for followup by his staff.
 7 The next item on the agenda is Item G,
 8 action taken in closed session, and Mr. Nussbaum,
 9 I believe that there was no action taken this
 10 evening.
 11 MR. NUSSBAUM: I don't believe there was
 12 any action taken in closed session either.
 13 CHAIRMAN CAUSEY: Thank you. The next
 14 item on the agenda is Item H, new business,
 15 fiscal year 2021 negotiation teams, and for that
 16 we will ask Ms. Lowry and Mr. Duque to present.
 17 Thank you.
 18 MS. LOWRY: Thank you, Ms. Causey. I
 19 will yield to Mr. Duque.
 20 MR. DUQUE: Good evening, Madam Chair,
 21 Vice Chair Henn, Dr. Williams and members of the

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1 Board. This evening I am seeking the Board's
 2 consideration and approval of the proposed teams
 3 that will represent the Board of Education in the
 4 fiscal year 22 negotiations with AFSCME, CASE,
 5 ESPBC, OPE and TABCO collective bargaining units.
 6 CHAIRMAN CAUSEY: Board members, do I
 7 have a motion to approve the fiscal year 21
 8 negotiation teams as presented?
 9 MR. OFFERMAN: So moved, Offerman.
 10 MS. MACK: Second, Mack.
 11 CHAIRMAN CAUSEY: Thank you. Is there
 12 any discussion? Hearing none, may I have a
 13 rollcall vote?
 14 MS. GOVER: Dr. Hager.
 15 DR. HAGER: Yes.
 16 MS. GOVER: Mr. Kuehn.
 17 MR. KUEHN: Yes.
 18 MS. GOVER: Ms. Pasteur.
 19 MS. PASTEUR: Yes.
 20 MS. GOVER: Mr. Offerman.
 21 MR. OFFERMAN: Yes.

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1 MS. GOVER: Mr. Muhumuza.
 2 MR. MUHUMUZA: Do I vote on this matter?
 3 MS. GOVER: Ms. Henn.
 4 MR. MUHUMUZA: Okay, yes.
 5 MS. GOVER: Ms. Henn.
 6 MS. HENN: Abstain.
 7 MS. GOVER: Did you say abstain?
 8 VICE CHAIR HENN: Correct.
 9 MS. GOVER: Thank you. Ms. Causey?
 10 CHAIRMAN CAUSEY: Yes.
 11 MS. GOVER: Ms. Jose.
 12 MS. JOSE: Yes.
 13 MS. GOVER: Mr. McMillion.
 14 MR. MCMILLION: Yes.
 15 MS. GOVER: Ms. Mack.
 16 MS. MACK: Yes.
 17 MS. GOVER: Ms. Scott.
 18 MS. SCOTT: Yes.
 19 MS. GOVER: Ms. Rowe.
 20 MS. ROWE: Yes.
 21 MS. GOVER: Thank you.

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1 CHAIRMAN CAUSEY: Thank you, the motion
 2 carries. The next item on the agenda is
 3 consideration of the proposed revisions to the
 4 2020-2021 school calendar, and for that we have
 5 Mr. Duque again.

6 MR. DUQUE: Madam Chair and members of
 7 the Board, the following revisions to the current
 8 school calendar for the 2020-2021 school year are
 9 being recommended. The removal of the entry
 10 designating September 4th, 2020 as orientation
 11 for students entering grades six and nine from
 12 the calendar. Not showing on your calendar but
 13 also needing to be removed is the parenthetical
 14 statement for the entry on September 10th
 15 indicating that transportation begins. The third
 16 recommended change is adding the designation of
 17 Indigenous Peoples Day to October 11th, which
 18 will accompany the designation of Columbus Day.

19 The redesignation of the Wednesdays
 20 preceding the end of the first and second
 21 quarter, which are Friday November 13th and

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1 Friday January 29th in the first semester as half
 2 days for students. These half days would be used
 3 for teachers' grade reporting and data analysis;
 4 the half days would be November 11th, 2020, and
 5 January 27th, 2020. The end of the quarters
 6 would remain unchanged. This would allow the end
 7 of the quarter half days to coincide with the
 8 remote instruction scheduled half day Wednesdays
 9 and thereby would have no further impact and
 10 reduction of the total number of student contact
 11 hours.

12 Also being recommended is the
 13 discontinuation of the identification of
 14 President's Day and Easter Monday holidays as
 15 contingency closure makeup days. These days
 16 would be observed as public school holidays. The
 17 use of these holidays as contingency makeup days
 18 has a fiscal impact on the school system because
 19 we are required to pay AFSCME and ESPBC
 20 representative employees who work on these days
 21 time and a half and holiday pay. In the

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1 2019-2020 school year this represented an
 2 expenditure of approximately \$350,000.

3 Also, we are recommending that two
 4 emergency closure days be added to the end of the
 5 school year to allow the school system to have
 6 five closure makeup days. In accordance with
 7 COMAR 13.02.02.04 paragraph C, school calendars
 8 must have a minimum of three emergency closure
 9 days to make up school days lost to inclement
 10 weather or other emergency closures. Should no
 11 emergency closures impacting instruction occur,
 12 the calendar would be contracted and a new end of
 13 school year date identified.

14 Also, I would like to note that in
 15 discussions with the unions it has been agreed
 16 that unless a state of emergency were declared by
 17 the governor, remote instruction could take place
 18 should the school system's workday be delayed or
 19 in-person operations be suspended due to
 20 inclement weather. If this is request is
 21 approved, language to that effect can be

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1 incorporated into the respective MOUs being
 2 finalized with each of our collective bargaining
 3 units.

4 That concludes my comments and I will
 5 answer any questions that you may have.

6 CHAIRMAN CAUSEY: Board members,
 7 discussion? I see Mr. Kuehn's hand.

8 MR. KUEHN: Thank you, Ms. Causey.
 9 Mr. Duque, just for clarification on the last
 10 point, you basically said unless the governor
 11 declares a state of emergency during this remote
 12 learning timeframe, there will be no closures of
 13 school, correct?

14 MR. DUQUE: Basically our closures in
 15 the past have been due to transportation
 16 requirements or been associated with
 17 transportation requirements and they've been
 18 normally either delayed entries or actual school
 19 closures because of snow. In a remote learning
 20 environment, unless there is a large amount of
 21 snow that impacts electrical power or access to

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1 the Internet, virtual learning can still take
 2 place.
 3 MR. KUEHN: And just so I'm clear, the
 4 days that have been added to the end, the 23rd,
 5 the 24th and the 25th, that would be in essence
 6 not the case if we didn't experience any of the
 7 days that you are making space for basically in
 8 the calendar, is that accurate?
 9 MR. DUQUE: Correct. If there are no
 10 inclement closures or emergency closures, then we
 11 would contract the calendar by the number of days
 12 that were unused and we would end the school year
 13 earlier than it is showing on the calendar at the
 14 present time.
 15 MR. KUEHN: And then one final question
 16 I have regarding the number of pupil days, so
 17 you're showing 186 to 187 pupil days. What is
 18 the state mandated requirement?
 19 MR. DUQUE: The requirement is 180 days.
 20 The number that you just quoted include the
 21 inclement weather days, which either will be used

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1 or will be contracted.
 2 MR. KUEHN: So we have six to seven
 3 inclement weather days built into this?
 4 MR. DUQUE: No, we have -- basically the
 5 calendar is based on 181 days, and then plus the
 6 five inclement weather days would give us the
 7 186.
 8 MR. KUEHN: All right, thank you.
 9 CHAIRMAN CAUSEY: And I'm not sure of
 10 the order here, but Mr. Muhumuza?
 11 MR. MUHUMUZA: Hi. For the calendar,
 12 for the October Christopher Columbus holiday, is
 13 that replacing it with the Indigenous Peoples Day
 14 or does it stay the same, are you like just
 15 combining them both?
 16 MR. DUQUE: It's in addition to Columbus
 17 Day, the Columbus Day annotation.
 18 MR. MUHUMUZA: Okay. And I just wanted
 19 to make a comment. I intend to not vote on this
 20 calendar specific to that part of it, keeping the
 21 Christopher Columbus Day. I just can't as a

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1 person who comes from a history and a country
 2 that's endured genocide support a holiday that
 3 celebrates a man that historically subjugated the
 4 Native American people. I just cannot in faith
 5 vote for a calendar that supports this man,
 6 glorifies him or memorializes him, so I intend to
 7 vote no.
 8 And I don't want to make a motion to
 9 change that because you guys diligently made this
 10 calendar, I'm sure you met multiple times, but I
 11 just cannot vote for this calendar because of
 12 that reason. Thank you.
 13 CHAIRMAN CAUSEY: And I'm just going to
 14 move across the screen as I see hands, so Lily
 15 Rowe?
 16 MS. ROWE: Hi. So the question I have
 17 is about the days that are added to the end. So
 18 if we were to go back to school in session in
 19 January, which is a possibility, then we could
 20 have snow days and then in that case we would be
 21 opening for those three days. What was the

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1 reason that we did not keep the second half of
 2 the calendar the same as originally approved?
 3 MR. DUQUE: Basically the fiscal impact
 4 that maintaining the Presidents Day and the
 5 Easter Monday holidays as contingency makeup days
 6 was the basis for the recommendation to the
 7 Board, especially now that we're in a pandemic
 8 situation with the fiscal strain of that as well
 9 as the budgetary concerns that we have, we
 10 thought it would be a prudent recommendation to
 11 reconsider using those days since it would cost
 12 us these additional funds. If we were to use
 13 both President's Day and Easter Monday, that
 14 could equate to approximately \$700,000
 15 additional.
 16 MS. ROWE: But what is the impact of
 17 adding three days at the end of the school year?
 18 I'm thinking if we're meeting in person.
 19 MR. DUQUE: Obviously there is the
 20 impact of maintaining the school facilities open,
 21 but as far as paying additional employees

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1 additional money in the form of time and a half,
 2 there would be no such expenditure.
 3 MS. ROWE: So we pay time and a half for
 4 those holidays and not for the three days at the
 5 end of the year; is that correct?
 6 MR. DUQUE: Correct.
 7 MS. ROWE: Okay, thank you.
 8 MR. DUQUE: I would also like to just
 9 back up a little bit. The reason that the
 10 Columbus Day annotation is being maintained is
 11 because that is currently in state law and I do
 12 not believe we would be able to remove that from
 13 our calendar.
 14 CHAIRMAN CAUSEY: Thank you, Mr. Duque,
 15 and let's see, Dr. Hager?
 16 DR. HAGER: Yes, thank you. I just want
 17 to build off of some of the comments that
 18 Ms. Rowe had. I appreciate that you are
 19 discussing with the various groups involved that,
 20 you know, we could go to on line, because we're
 21 in an online school situation that that wouldn't

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1 count as a snow day. Have you kind of revisited
 2 all the possibilities for the spring semester?
 3 I'm trying to be very optimistic that we will be
 4 in school in some way in the spring but if there
 5 is a hybrid model, is that included within your
 6 contingency planning for snow days during the
 7 spring semester?
 8 MR. DUQUE: I'm not quite sure I
 9 understand the objective of your question. If
 10 it's relative to conducting remote instruction in
 11 the second semester, is that what you're
 12 implying?
 13 DR. HAGER: So if we're in a hybrid
 14 model in the spring semester and there's a snow
 15 day --
 16 MR. DUQUE: Oh, hybrid.
 17 DR. HAGER: Is that going to be included
 18 in your contingency planning, that we could still
 19 have school on a snow day but it would be remote?
 20 MR. DUQUE: No, that was not taken into
 21 consideration. We did not take into

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1 consideration a hybrid model in the second
 2 semester. Basically what this calendar is
 3 assuming is that we would probably return to
 4 brick and mortar instruction in the second
 5 semester hopefully.
 6 DR. HAGER: Thank you.
 7 CHAIRMAN CAUSEY: Ms. Mack?
 8 MS. MACK: Thank you, Ms. Causey.
 9 Mr. Duque, when I look on the calendar
 10 specifically for the Wednesdays, like
 11 November 11th, which is Veterans Day, it says
 12 that elementary and middle schools are closing
 13 three hours early for grade reporting and data
 14 analysis, and high schools in session full day,
 15 teacher on duty. Am I correct, though, that
 16 Wednesdays are still as we speak right now,
 17 designed for asynchronous, perhaps small group
 18 instruction?
 19 MR. DUQUE: Currently that is the case.
 20 However on those two days, if this were to be
 21 approved, those days would be used for the grade

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1 reporting and data analysis.
 2 MS. MACK: How about for middle and high
 3 school? Oh, I'm sorry, elementary and middle is
 4 grade reporting. How about for high school?
 5 MR. DUQUE: High school, the school
 6 would be in session and there would be no time
 7 allotted for the teachers to deal with the grade
 8 reporting and data analysis. It would be a
 9 normal half day Wednesday for the high school
 10 teachers.
 11 MS. MACK: It says high schools in
 12 session full day, teachers on duty.
 13 MR. DUQUE: Correct.
 14 MS. MACK: So is it a half a day for
 15 high schools or a full day?
 16 MR. DUQUE: According to the calendar
 17 it's a full day.
 18 MS. MACK: But again because we have
 19 designated Wednesdays as asynchronous
 20 instruction, it potentially could not be every
 21 student on a Wednesday, it could be students who

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1 are involved in small group instruction; is that
 2 correct?
 3 MR. DUQUE: That's correct.
 4 MS. MACK: And does that make a
 5 difference in the hours that each student needs
 6 to fulfill the state requirement?
 7 MR. DUQUE: No, because it is still a
 8 half day for middle and high, I mean for
 9 elementary and middle, and a full day for the
 10 high schools, so it would still count as a
 11 student day.
 12 MS. MACK: Okay, thank you.
 13 CHAIRMAN CAUSEY: Ms. Henn?
 14 VICE CHAIR HENN: Thank you.
 15 Mrs. Causey, would now be an appropriate time for
 16 a motion?
 17 CHAIRMAN CAUSEY: Yes, Ms. Henn.
 18 VICE CHAIR HENN: You would entertain a
 19 motion, thank you. I move that the Board restore
 20 the two emergency closure makeup days,
 21 February 15th and April 5th, adjusting the end of

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1 the calendar accordingly.
 2 MS. ROWE: Second, Rowe.
 3 CHAIRMAN CAUSEY: Thank you. Ms. Henn,
 4 would you like to speak to your motion?
 5 VICE CHAIR HENN: No, I think the motion
 6 speaks for itself, that was the original calendar
 7 that the Board had approved.
 8 CHAIRMAN CAUSEY: Okay. Other board
 9 members with discussion? Excuse me, I'm having a
 10 technical issue here. Ms. Henn, I know you have
 11 a motion on the floor. Could I have Ms. Rowe
 12 just handle this for a few minutes while I need
 13 to restart?
 14 MS. ROWE: You want me to chair the
 15 meeting, or Julie's chairing the meeting?
 16 CHAIRMAN CAUSEY: No, just address this
 17 issue please. Ms. Henn, can you address this
 18 issue while you have your motion?
 19 VICE CHAIR HENN: There is a motion and
 20 a second. Ms. Jose, your hand is raised; would
 21 you like to speak?

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1 MS. JOSE: No, I'm good, thank you.
 2 VICE CHAIR HENN: Okay, sure. Would
 3 anyone else like to comment on this motion before
 4 I call a vote?
 5 MR. KUEHN: Yeah.
 6 VICE CHAIR HENN: Mr. Kuehn?
 7 MR. KUEHN: Just a followup with
 8 something, Mr. Duque. You talked about the cost
 9 associated with dedicated, if those days are
 10 actually going to be in session days because of a
 11 makeup day in the middle of the year. My
 12 question to you is, you said that everyone would
 13 be paid time and a half based on their contract,
 14 but then my question for you is, you said it
 15 would be an extra \$350,000 approximately. Now,
 16 is that the -- because we're going to pay for the
 17 days regardless of whether or not it's on a
 18 holiday or at the end of the school year added on
 19 in June. So is the half, because we're talking
 20 time plus a half, is the plus one-half of a day
 21 \$350,000 approximately?

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1 MR. DUQUE: The cost to the system for
 2 President's Day in 2020 was \$350,000 additional
 3 dollars in salary.
 4 MR. KUEHN: So if we're in a position
 5 where both days were to be I used, we're talking
 6 about plus \$700,000 dollars spent.
 7 MR. DUQUE: Approximately, yes.
 8 MR. KUEHN: Thank you.
 9 VICE CHAIR HENN: Thank you.
 10 Mr. Muhumuza?
 11 MR. MUHUMUZA: Yes, I was just asking,
 12 Ms. Henn, can you restate your motion?
 13 VICE CHAIR HENN: Sure. My motion is to
 14 restore the two emergency closure makeup days,
 15 February 15th and April 5th.
 16 MR. MUHUMUZA: Okay, and did you explain
 17 why? I was just wondering.
 18 VICE CHAIR HENN: Those were the
 19 original dates in the calendar that the Board had
 20 originally approved, and then also included in my
 21 motion was adjusting the end of the school year

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1 so that the two dates, June 23rd and 25th, June
 2 24th and 25th, excuse me, would not be needed as
 3 makeup dates, because those two days were placed
 4 in the calendar as emergency makeup days.
 5 MR. MUHUMUZA: Yes. I'm just wondering
 6 if any staff could comment on this, what do they
 7 think about this?
 8 VICE CHAIR HENN: So I believe your
 9 question, you were asking for staff to comment on
 10 that?
 11 MR. MUHUMUZA: Yeah, I just want to know
 12 what changes would happen with this, sorry.
 13 VICE CHAIR HENN: No, I believe
 14 Mr. Duque had commented on that. Mr. Duque,
 15 would you mind summarizing again for
 16 Mr. Muhumuza?
 17 MR. DUQUE: Basically what would happen
 18 is that those two holidays would be restored as
 19 holidays and not as contingency days. One of the
 20 things that also has to occur when we use either
 21 of those two holidays as makeup days, we have to

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1 submit a request to the Maryland State Board of
 2 Education for a waiver to use those days as
 3 student days, so that also puts an added process
 4 into the final determination as to whether those
 5 days would be used as student days. Normally the
 6 board, the state board will approve it, but it's
 7 not a hundred percent guaranteed. I don't know
 8 if that answers your question or if you need
 9 additional information.
 10 MR. MUHUMUZA: No, that answers it, it's
 11 just that I missed your part.
 12 MR. DUQUE: Okay.
 13 MS. MACK: Ms. Henn, can I speak to the
 14 second?
 15 VICE CHAIR HENN: Yes. I'm looking at
 16 hands, there are multiple hands raised. Before
 17 Ms. Rowe speaks, did anyone else have their hand
 18 raised who has not spoken? Mr. Kuehn, you had
 19 your question answered, Mr. Muhumuza, I'm just
 20 going through the hands raised. Okay, Ms. Rowe,
 21 go ahead.

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1 MS. ROWE: So I seconded this because I
 2 thought we should deliberate on it, and the
 3 reason I thought we should deliberate on it is
 4 because if we go back in brick and mortar and we
 5 follow this calendar and we don't restore the
 6 days and there are snow days, then the end of the
 7 school year could be considerably later. And we
 8 had a large number of people providing feedback
 9 on Facebook that this could create problems for
 10 different plans people have already made, summer
 11 camps that start in that last week in June, and
 12 so that was my reasoning and I just wanted to
 13 clearly state that consideration.
 14 VICE CHAIR HENN: Thank you, Ms. Rowe.
 15 Mr. Muhumuza, your hand is still up; did you have
 16 another comment?
 17 MR. MUHUMUZA: No, I forgot to put it
 18 down.
 19 VICE CHAIR HENN: Okay, thank you. And
 20 I will just speak one last time to my motion and
 21 Ms. Rowe's point, that adding days to the end of

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1 the calendar, particularly when individuals have
 2 made plans, has been problematic for individuals
 3 in the past, the feedback that the Board has
 4 received is that, as Ms. Rowe stated, that does
 5 cause a conflict with summer plans, both
 6 vacations of staff, of families, of students, and
 7 so making changes is problematic and feedback
 8 that we've received since these changes have been
 9 published, has leaned strongly towards
 10 maintaining the current emergency closure makeup
 11 days, prompting me to make this motion.
 12 So that being said and seeing no other
 13 hands, Ms. Gover, would you --
 14 MR. MCMILLION: Ms. Henn, this is Rod
 15 McMillion. May I say something?
 16 VICE CHAIR HENN: Yes. I saw Dr. Hager
 17 had her hand up and Mr. McMillion, you also
 18 wanted to speak to this motion?
 19 MR. MCMILLION: Yes please, but I can
 20 wait until after Dr. Hager.
 21 VICE CHAIR HENN: Okay, Dr. Hager?

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1 DR. HAGER: I just wanted to point out,
 2 you know, that these are potential days, not days
 3 added to the calendar that are definite, and
 4 they're the end of the week days. I think as a
 5 parent the challenging times are when Mondays and
 6 Tuesdays have been added at the end of the year
 7 but you know, we're looking at adding Wednesday,
 8 Thursday, Friday, which is the end of a whole
 9 week. And given the fiscal implications of
 10 should there be snow days, having those be on
 11 holidays, I think to me it makes sense to approve
 12 the calendar as presented tonight.
 13 MR. MUHUMUZA: Wait, Ms. Hager, you said
 14 you support the amendment or -- sorry.
 15 DR. HAGER: No. The way that -- well,
 16 the changed calendar that is presented tonight,
 17 not the amendment to go back to the old calendar.
 18 MR. MUHUMUZA: Okay.
 19 VICE CHAIR HENN: Thank you, Dr. Hager.
 20 Mr. McMillion?
 21 MR. MCMILLION: Yes. I think \$700,000

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1 is a lot of money to spend on, you know, overtime
 2 or time and a half on those days, so I'm against
 3 spending \$700,000 for that. I think we can find
 4 a better way to spend the money. Thank you.
 5 VICE CHAIR HENN: Thank you. And I see
 6 Ms. Causey's hand raised, so Ms. Causey, you have
 7 returned and I will give the gavel back to you.
 8 CHAIRMAN CAUSEY: Thank you, Ms. Henn,
 9 and I appreciate you filling in as I had to
 10 address a technical issue here.
 11 So my comment dovetails with Dr. Hager
 12 and Mr. McMillion. In looking closer at it,
 13 there is a concern with the additional funds that
 14 may be required. Additionally, there has been
 15 considerable concern, especially around the
 16 President's Day, when people also make plans
 17 having that three-day holiday. And I just also
 18 wanted to suggest we will be finishing our
 19 virtual semester on January 29th and with that
 20 three-day weekend, if that's a known, that might
 21 be a nice time for teachers and staff to know

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1 that they have three days off adjacent to the end
 2 of the first semester. So while I understand
 3 your concerns about the length of the week, I
 4 think those other concerns would have me not
 5 support that. Are there other board members with
 6 comments? Ms. Henn?
 7 VICE CHAIR HENN: Thank you. Yes, I
 8 would like to withdraw my motion, Mrs. Causey,
 9 based on board members' comments.
 10 MS. MACK: The second approves.
 11 MS. HOWIE: Actually it -- I'm sorry,
 12 Ms. Causey, this is Ms. Howie.
 13 CHAIRMAN CAUSEY: Yes, Ms. Howie, go
 14 ahead.
 15 MS. HOWIE: The motion has been made and
 16 seconded and discussed at length, it is now the
 17 property of the assembly, so the assembly would
 18 have to agree that it be withdrawn.
 19 CHAIRMAN CAUSEY: Okay, thank you.
 20 Alternatively we could just call for the vote; is
 21 that correct?

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1 MS. HOWIE: Yes, ma'am.
 2 CHAIRMAN CAUSEY: Any other discussion?
 3 Hearing none, Ms. Gover, if you could do a
 4 rollcall vote on Ms. Henn's proposed amendment.
 5 MS. GOVER: Dr. Hager.
 6 DR. HAGER: No.
 7 MS. GOVER: Mr. Kuehn.
 8 MR. KUEHN: No.
 9 MS. GOVER: Ms. Pasteur.
 10 MS. PASTEUR: No.
 11 MS. GOVER: Mr. Offerman.
 12 MR. OFFERMAN: No.
 13 MS. GOVER: Mr. Muhumuza.
 14 MR. MUHUMUZA: No.
 15 MS. GOVER: Ms. Henn.
 16 VICE CHAIR HENN: No.
 17 MS. GOVER: Ms. Causey.
 18 CHAIRMAN CAUSEY: No.
 19 MS. GOVER: Ms. Jose.
 20 MS. JOSE: No.
 21 MS. GOVER: Mr. McMillion.

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1 MR. MCMILLION: No.
 2 MS. GOVER: Ms. Mack.
 3 MS. MACK: No.
 4 MS. GOVER: Ms. Scott.
 5 MS. SCOTT: No.
 6 MS. GOVER: Ms. Rowe.
 7 MS. ROWE: No.
 8 MS. GOVER: Thank you.
 9 CHAIRMAN CAUSEY: So board members, is
 10 there additional conversation on the revised
 11 school calendar before we have a vote on that,
 12 are there other questions or comments?
 13 MS. ROWE: Ms. Causey, is there a motion
 14 on the floor regarding that?
 15 CHAIRMAN CAUSEY: No.
 16 MS. ROWE: I move to accept the calendar
 17 proposed by staff.
 18 CHAIRMAN CAUSEY: Is there a second?
 19 MR. OFFERMAN: Second, Offerman.
 20 CHAIRMAN CAUSEY: Thank you. Hearing no
 21 additional discussion, we'll have the rollcall

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1 vote please.
 2 MS. GOVER: Dr. Hager.
 3 DR. HAGER: Yes.
 4 MS. GOVER: Mr. Kuehn.
 5 MR. KUEHN: Yes.
 6 MS. GOVER: Ms. Pasteur.
 7 MS. PASTEUR: Yes.
 8 MS. GOVER: Mr. Offerman.
 9 MR. OFFERMAN: Yes.
 10 MS. GOVER: Mr. Muhumuza.
 11 MR. MUHUMUZA: No.
 12 MS. GOVER: Ms. Henn.
 13 VICE CHAIR HENN: Yes.
 14 MS. GOVER: Ms. Causey.
 15 CHAIRMAN CAUSEY: Yes.
 16 MS. GOVER: Ms. Jose.
 17 MS. JOSE: Yes.
 18 MS. GOVER: Mr. McMillion.
 19 MR. MCMILLION: Yes.
 20 MS. GOVER: Ms. Mack.
 21 MS. MACK: Yes.

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1 MS. GOVER: Ms. Scott.
 2 MS. SCOTT: Yes.
 3 MS. GOVER: Ms. Rowe.
 4 MS. ROWE: Yes.
 5 MS. GOVER: Thank you.
 6 CHAIRMAN CAUSEY: Thank you, the motion
 7 carries.
 8 The next item on the agenda is Item J,
 9 work session on the fiscal year 2022 state
 10 capital budget. For that we call forward
 11 Dr. Scriven, Mr. Sarris and Mr. Dixit.
 12 DR. SCRIVEN: So good evening, Madam
 13 Chair, Vice Chair, Dr. Williams and members of
 14 the Board. During our August 11th, 2020 board
 15 meeting we provided you with the final approved
 16 FY-2021 county capital budget (inaudible, static)
 17 state capital budget request for the Board's
 18 review. Today, now that you've had an
 19 opportunity to review those two documents and
 20 submit questions, I am joined by Mr. Pete Dixit,
 21 executive director of the Department of

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1 Facilities Management and Mr. George Sarris,
 2 executive director of Department of Fiscal
 3 Services, who will facilitate tonight's work
 4 session. So Mr. Dixit, Mr. Sarris?
 5 MR. DIXIT: Thank you, Dr. Scriven, can
 6 you hear me?
 7 DR. SCRIVEN: Yes, sir.
 8 MR. DIXIT: Okay. Good evening, Chair
 9 Ms. Causey, Vice Chair Ms. Henn, Dr. Williams and
 10 members of the Board. Tonight Mr. Sarris and I
 11 will be sharing some of the details of the
 12 submission of FY-2022 state capital program.
 13 Before we go into this, I will just
 14 share a little bit of background for the benefit
 15 of new members that may not have as much
 16 experience with the capital program as some of
 17 the experienced board members have. The
 18 construction of schools and major systemic work
 19 is funded through capital program and in capital
 20 programs the funds for those programs are raised
 21 by state and county through general obligation

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1 bond. Amount of total bonds that a government
 2 entity can raise is restricted by its
 3 supportability.
 4 So for us there are two separate cycles.
 5 One is the state cycle, the other is the county
 6 cycle, that move in different directions in the
 7 beginning but in the end they meet, so tonight
 8 what we are presenting to you is the state
 9 portion of the capital improvement plan. So just
 10 to clarify, some of the things that we want to
 11 know is our needs are greater than what are
 12 included, than what's included in this capital
 13 program. The current state share exceeds \$250
 14 million for our projects and just to give you
 15 magnitude of scale, in an average year state
 16 provides us \$35 to \$45 million for their share of
 17 the capital program. For these projects to be
 18 funded fully by the state it will take several
 19 years at that rate to meet that \$250 million.
 20 The county has committed its support for the
 21 construction projects that are up to priority

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1 order contained in your request and the complete
 2 design of Lansdowne High School. Any other
 3 projects will be guided by the effort of the
 4 multiyear plan which is under review right now,
 5 and this request for submission to the state has
 6 nothing to do at this point in time by the
 7 development of the multiyear plan. In the future
 8 those projects or recommendations will be
 9 discussed in detail with the Board, with the
 10 administrative committee and with the members of
 11 the community before being added to the capital
 12 program.
 13 This request that you have in front of
 14 you is continuation of the previous years' plans.
 15 I will go over some of the changes that we have
 16 made here and the rationale behind it. The
 17 previous years' guiding principles were adding
 18 seats, air conditioning projects and improving
 19 infrastructure of schools, and that philosophy
 20 continues for this plan for fiscal 22. After
 21 that I will give you the background on the

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1 changes that we have made.
 2 So you have two attachments that
 3 Dr. Scriven talked about. One is the complete
 4 plan that was approved for fiscal year 21 and the
 5 other is the proposed plan that we are going to
 6 submit for your approval and then to the state
 7 for fiscal year 22. There are a lot of numbers
 8 in there so to make it simple I would like to
 9 focus your attention for the priority of the
 10 projects so that once you understand then we can
 11 answer any questions you have on the numbers.
 12 So the first thing is that in the last
 13 year's plan, priority one which was Berkshire
 14 Elementary, priority two which was Colgate
 15 Elementary, and priority three was Chadwick
 16 Elementary, those projects have already received
 17 full funding from the state and have been removed
 18 from the submission that you have in front of you
 19 for fiscal year 2022.
 20 One of the changes that we have made is
 21 changing the priority of Red House Run Elementary

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1 School, which was priority 14 and 15, it has been
 2 moved to priority number two and three. The
 3 rationale behind this change has been made to
 4 enable one redistricting effort for the pair of
 5 schools, so we have combined northeast elementary
 6 in one cluster, and northwest schools, which is
 7 Bedford and Summit, they are together, so there
 8 are two main reasons for changing those
 9 priorities. One is to limit the redistricting
 10 study once, and relocation of students once, and
 11 the second is that the crowding problem in the
 12 northeast in the elementary school area is a lot
 13 more serious than the crowding problem in the
 14 northwest area.
 15 The other change that has been made, the
 16 county made the commitment to fully funding
 17 Lansdowne High School for replacement project,
 18 which was priority number 22; it has been moved
 19 ahead of the two other high schools at priority
 20 number 17 and 18, because we still do not have
 21 complete design funding for those two high

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1 schools.

2 In the previous conversations the Chair

3 of the Board is familiar with, it was discussed

4 in detail that the future of the capital program

5 will depend on the recommendations that come out

6 in the multiyear plan, so any other changes will

7 be made in the future capital improvement plan.

8 The other additions to this capital

9 improvement plan have to do with infrastructure

10 need improvements. The systemic projects that

11 are priority 19 an 25 and 34 and 37 on the FY 22

12 request did not receive state funding last year,

13 so we are resubmitting that as part of our

14 request for fiscal 22.

15 In addition to that, we have added eight

16 roof replacement projects from priority 26

17 through priority number 33. We have also added

18 three projects because of the need, and that's

19 the sprinkler installation at Battle Mount

20 Elementary School, fire alarm system replacement

21 at Perry Hall High School and mechanical

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1 renovations at Pinewood Elementary School.

2 Also for the benefit of the board

3 members, this document is an evolving document,

4 it will be adjusted, modified based on the input

5 that we receive from state once we submit it, and

6 this will still be updated based on the future

7 recommendations that come out of the multiyear

8 improvement plan that is being prepared. In

9 addition to this information, we have received

10 questions from some board members and board

11 chair; the responses to those questions have been

12 shared with you. A lot of those questions

13 pertain to MYIPAS, which is not part of the state

14 submission but we have provided the answer. The

15 Board will be getting more updates on the

16 multiyear improvement plan in the future. We

17 have already provided two updates and there's a

18 website for that, so this conversation today is

19 for the state submission of the capital

20 improvement program.

21 Also Chair Causey had asked us to

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1 provide historical data on all the previous

2 submissions from FY 2015 to 2021, and links to

3 those have been provided. And I'm going over the

4 question here, which are not from MYIPAS, and I

5 do not -- the other question was the status of

6 air conditioning projects. All of the air

7 conditioning projects are on schedule and our

8 construction team is working hard to expedite

9 those projects. Barring unforeseen conditions

10 from pandemic or some other issue, we expect to

11 have all of those projects completed on time and

12 hopefully somewhere around the spring of 2021.

13 So with that, I will be open to

14 questions, and Mr. Sarris and I will try to

15 answer as many questions as we can, and if we

16 cannot, we will get back to you later on.

17 George, if I missed anything, please feel free to

18 add.

19 MR. SARRIS: So far so good, Pete,

20 nothing to add.

21 CHAIRMAN CAUSEY: Thank you, Mr. Dixit,

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1 and thank you, Mr. Sarris. And also, there are a

2 number of additional questions that were asked

3 and answered that are attached to, are they

4 attached to BoardDocs or to the web page,

5 Mr. Dixit?

6 MR. DIXIT: My understanding is that all

7 of the questions are part of the BoardDocs, or

8 George, do you know the response to that

9 question? They will be part of the website also

10 later on.

11 MS. GOVER: Ms. Causey?

12 CHAIRMAN CAUSEY: Yes, Ms. Gover.

13 MS. GOVER: Those questions and answers

14 are on the budget website page, and it's also

15 included in the BoardDocs for this evening, in

16 this item.

17 CHAIRMAN CAUSEY: Thank you, I see that

18 there now.

19 MR. DIXIT: Thank you, Tracy.

20 CHAIRMAN CAUSEY: Board members,

21 questions, or discussion? I see one hand,

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1 Ms. Rowe?

2 MS. ROWE: Yes. Mr. Dixit, I noticed

3 that there are some maintenance projects that are

4 on the capital request, and there was one --

5 there's other maintenance things that don't end

6 up on the request and there was one school in

7 particular that I had a question about and I

8 wanted to know, if you don't know this now that's

9 fine, but I wanted to know if you could give me a

10 status on the painting situation at Hawthorne

11 Elementary School. I know there was a process to

12 deal with chipping and peeling paint so there's

13 no exposure to lead, and I know that the school

14 system had been in the process of that, and I

15 just wanted to know if that was complete.

16 MR. DIXIT: Okay, I will provide you the

17 answer to that question, but most of the projects

18 that are in this list are large amount projects,

19 they qualify for capital projects. A painting

20 project typically is part of our operating budget

21 request, but I'll get you the final answer later

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1 on.

2 MS. ROWE: Okay, thank you. That's the

3 only question I have.

4 MR. DIXIT: Thank you.

5 CHAIRMAN CAUSEY: Ms. Mack?

6 MS. MACK: Thank you, Mr. Dixit.

7 Mr. Dixit, I have a question about Lansdowne. As

8 you said and is reflected on this document, the

9 county gave us \$15 million for planning and

10 design. Can you provide an update of how much of

11 that money has been spent and where we are with

12 moving forward with a new Lansdowne?

13 MR. DIXIT: Thank you, it's a very good

14 question. The design work is proceeding, we are

15 in the advanced stage of design. No construction

16 funds have been allocated for that project and as

17 you look on your sheet, unless we get new

18 construction funds even if the design is

19 complete, which should be complete in, I don't

20 have the exact date in front of me, but sometime

21 in the fall or the early spring of '21, and I can

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1 get you the final date on that, but there are no

2 construction funds available at this point. So

3 all that I can say, we are proceeding rapidly

4 with the design of Lansdowne, there is no delay

5 on that.

6 MS. MACK: I have a follow-up question

7 to that, thank you very much, Mr. Dixit. If we

8 have trouble getting the additional funds, how

9 long does planning and design work stay relevant?

10 MR. DIXIT: Oh, that will be there for

11 the foreseeable future. The rate of change in

12 codes and other things, it can be adjusted. (No

13 audio) recommendations come out there, the

14 construction funding should be coming, but I

15 don't want to mislead anybody here. Unless the

16 state passes that Build to Learn Act and large

17 sums of money start coming, construction of

18 projects that are not included on this list for

19 construction is not in the next two, three, four

20 years, it is further down the road. Whether it

21 is ten years, eight years or 12 years we don't

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1 know at this point, anything that we say is

2 purely speculative. All that we control is to

3 complete the design on time, and design will be

4 completed on time.

5 MS. MACK: And I guess just to reiterate

6 my question, Lansdowne is on this list, I

7 understand that the state funding is not there

8 yet, but would the planning and design that is

9 taking place be relevant four to five to ten

10 years, if the worst case scenario occurs?

11 MR. DIXIT: I don't know about ten years

12 but for five years it should be relevant, and for

13 ten years with minor adjustment it should be

14 relevant.

15 MS. MACK: Thank you, Mr. Dixit.

16 CHAIRMAN CAUSEY: Ms. Pasteur, and then

17 Ms. Jose.

18 MS. PASTEUR: Thank you. Mr. Dixit, I'm

19 just going to preface this by saying, you know, I

20 think the world of you, you have certainly helped

21 particularly with Summit Park getting that

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1 project moving, and you probably without being
 2 psychic know which school I'm about to ask, and
 3 that is don't even look at that list because it's
 4 not on that list. And I just want you to know
 5 that I'm going to have to call you, you're just
 6 going to have to talk to me to help me understand
 7 how Milbrook Elementary School just is, and I
 8 listened to you answer Ms. Mack's question, and
 9 when I look at how long it will take schools that
 10 are on the list, those babies will be grown and
 11 have there own babies, and that school, 1967,
 12 same school, will still not have a new one. So I
 13 just need to talk to you at some point, or
 14 someone, so I can understand how I can advocate
 15 for that school and just what needs to happen,
 16 and what kinds of conversations need to happen.
 17 I've had county executives, delegates, council
 18 people come out, and it looks a whole lot better,
 19 it looked a whole lot better this past year than
 20 it has looked for years. I understand, I
 21 understand. Thank you, but it's still in need,

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1 and we've seen other schools just going up right
 2 around it. And when we talk about equity as we
 3 did on that committee, and I can't get out of my
 4 head that I process the corner on which that
 5 school sits, and I realize that there are three
 6 different disenfranchised communities that are
 7 being further disenfranchised having to have a
 8 cut and paste building facility. And it is a
 9 blessing that there are good people inside of
 10 that building who care about their children, but
 11 I am absolutely troubled by the fact that there's
 12 not even a 41 squeezed in there, I just needed to
 13 put that in. But you're still the man. Thank
 14 you.
 15 MR. DIXIT: Thank you for your kind
 16 words and thank you for the support and care you
 17 have for our children.
 18 CHAIRMAN CAUSEY: So to dovetail with
 19 Ms. Pasteur, and in those conversations that is
 20 information that is important to the full Board
 21 to understand how our resources are being applied

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1 equitably around the whole county, and it is
 2 unfortunate that Baltimore County was on a path
 3 of great deal of improvement and now we have all
 4 been hit with an economic crisis and the plans
 5 that everyone has worked so hard for are, some of
 6 them are going to be on hold. So what is the --
 7 so I just wanted to put out there that when these
 8 conversations are had, just to be sure and update
 9 the full Board please.
 10 MR. DIXIT: We always do.
 11 CHAIRMAN CAUSEY: Thank you. And
 12 Ms. Jose is next.
 13 MS. PASTEUR: And know that I'm going to
 14 share as well. Thank you for saying that,
 15 Ms. Causey, we're not going to keep this in the
 16 closet. Thank you.
 17 CHAIRMAN CAUSEY: Yes, absolutely.
 18 Ms. Jose?
 19 MS. JOSE: Thank you, Mr. Dixit.
 20 Mr. Sarris, I see you over there too. My
 21 question is, I agree with what Ms. Pasteur said,

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1 we have to make sure as a member at large that
 2 all our schools are equitably planned and not
 3 based on who cries the loudest. So I have seen
 4 facilities across the county that are in various
 5 states of disrepair and, you know, predominantly
 6 those are the disenfranchised and economically
 7 disadvantaged groups, so for me that is a
 8 concern.
 9 And secondly, we're talking about the
 10 planning, the design money, and do you have
 11 separate dollars set aside for any kind of
 12 redesign that would be needed given that we are
 13 in the middle of a global pandemic and a possible
 14 recession that may come through, if we have to
 15 set that design aside and have to redesign up to
 16 the specifications and permits that may have
 17 expired, there may be a principal amount of
 18 redesign dollars that may be needed to bring it
 19 up to code.
 20 MR. DIXIT: Okay, so there are several
 21 questions in there. The first one was general

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1 comment and that had to do with equitable
 2 facilities. So as you will see, that as part of
 3 the plan that the county is working on or
 4 supporting us, the multiyear plan, there is a
 5 pillar for evaluation that is based on
 6 educational adequacy and equity, and that will,
 7 so when we finally rank the school, it is our
 8 expectation that equity and educational adequacy
 9 will be part of that evaluation, so that's the
 10 first answer.

11 We are actively working on it, it's a
 12 totally transparent process. There are board
 13 members involved in that process and there are
 14 community folks involved in the process. In a
 15 couple of interactive sessions that we had, we
 16 had good conversation on that with the
 17 consultant, so that's the first part.

18 The second part is about the design and
 19 redesign effort. As you know, that the design
 20 funds are a hundred percent county's
 21 responsibility, so the county share of the

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1 project includes design funding and they have
 2 been very supportive in providing those funds
 3 once we agree on the project. So while we cannot
 4 guarantee anything at this point, all that I can
 5 say is that from the previous conversations with
 6 them which, the superintendent's team and the
 7 county executive team meets on a regular basis
 8 and discusses these issues with them. If the
 9 redesign is needed for a project that has been
 10 approved, I'm sure that they will consider our
 11 request.

12 But I do want to emphasize that we are
 13 at the benevolence of county and state funds. As
 14 much as we want to improve the facility, we in
 15 Baltimore County Public Schools do not have
 16 authority to raise funds, they come from the
 17 county or from the state. Did I answer your
 18 question?

19 MS. JOSE: Yes and no, but that's good,
 20 thank you.

21 CHAIRMAN CAUSEY: Mr. Kuehn?

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1 MR. KUEHN: Thank you. Mr. Dixit, my
 2 first question has to do with basically following
 3 up on Lisa Mack's question regarding the amount
 4 of funds that have been expended for the
 5 Lansdowne planning activity. And I don't, I'm
 6 not sure if you have a ballpark figure of how
 7 much we've spent, and if you do, please share it.
 8 If not, my question really goes to the total
 9 amount. If there are any funds left over from
 10 that \$15 million of planning money, are you able
 11 to repurpose it to another project?

12 MR. DIXIT: Okay, so there are two
 13 questions. The total approved amount is 15
 14 million, design is in progress. I don't have at
 15 this point exact amount of what has been spent
 16 but once design is completed, most of that amount
 17 is going to be spent. If we have to repurpose
 18 those funds for that project or any other
 19 project, we have to go back to the county and in
 20 most of the cases there are other projects that
 21 need additional funds, so superintendent's team

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1 and county executive's team will meet on a
 2 regular basis to see where we stand on those
 3 dollars, and if there's a need in some other
 4 project and there's some surplus in one project,
 5 we try to balance that, but we still remain
 6 within the approved bond amount that the county
 7 has.

8 MR. KUEHN: I appreciate that answer,
 9 thank you.

10 My next question is specific to the fact
 11 that Red House Elementary has moved up. Now I
 12 understand somewhat from the brief explanation
 13 that you made it is to make sure we don't have to
 14 move children from one school to another school
 15 to another, that is what you shared with us. I
 16 guess part of my question, or my main question
 17 is, you know, we've been told time after time
 18 that you don't want to move things around on this
 19 list because the state doesn't like it when you
 20 change priorities, and that's a challenge. So is
 21 this going to provide or become an obstacle for

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1 them to provide us with funding for capital
 2 planning?
 3 MR. DIXIT: That's a very good question
 4 and I need to compliment you on that. Yes, we
 5 don't want to change priority, we don't like to
 6 change priority, but in cases when it is of help
 7 to us, the board and to our kids, and has
 8 efficiency built in that process where we can use
 9 our funds efficiently and we can justify it to
 10 you, we can justify it to our fiscal partners in
 11 county and state and have a transparent process,
 12 I think it's the wise thing to do as long as we
 13 don't do it for every project every year. In
 14 this case if you remember, the priorities for
 15 were based on in a lot of cases on the need for
 16 air conditioning.
 17 Now since we have air conditioned in all
 18 the schools, we have a little bit of flexibility
 19 in looking at the condition. So if you look at
 20 the condition of Red House and Bedford, Red House
 21 is in worse condition than Bedford. The reason

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1 Bedford was higher is because it didn't have air
 2 conditioning. That air conditioning will be
 3 completed now, and so if you mix that thinking
 4 with the enrollment issues because for the
 5 northeast cluster, right now the deficit is 617
 6 students, as compared to 225 students in the
 7 northwest cluster. And when you look at the
 8 enrollment and go to 2026, there will be a
 9 deficit of 904 seats in northeast cluster, those
 10 two schools, as compared to 321 schools in
 11 northwest. So the rationale is evident, it is
 12 transferred and it can be shared with everybody,
 13 and that's the reasoning for doing that. If we
 14 don't do it, we will have lottery relocatables in
 15 several schools in the relocatable cluster and
 16 the Board will be hearing from community members
 17 about the poor planning and why didn't we do
 18 something about it.
 19 And going back to the Northwest, there
 20 is not a long delay if we just, it is just one
 21 year that we are going to adjust it in terms of

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1 construction.
 2 MR. KUEHN: Thank you. My next question
 3 simply has to do with the number of seats. Is
 4 700 seats just kind of like a placeholder, like
 5 that's what we aim for when we're building a new
 6 elementary school?
 7 MR. DIXIT: Yeah, from our experience we
 8 have found that once you look at the delivery of
 9 instruction, once you look at the operational
 10 cost, that size is just in the right
 11 neighborhood. Obviously that number changes
 12 depending on the programs we have in school, each
 13 school has a unique set of programs and buildings
 14 are designed for the program. So in some schools
 15 you may find it's 685, in some schools you might
 16 find 735, but in the same vicinity in that area.
 17 MR. KUEHN: So, I know there's a lot of
 18 complicated issues surrounding all of this and I
 19 appreciate your answers, but when we're looking
 20 at an area such as the northeast, where you're
 21 saying there's explosive growth and we all

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1 understand that to be the case, wouldn't it be
 2 prudent to add and increase the size of schools
 3 that we're building there in order to sop up some
 4 of that excess that we're expecting?
 5 MR. DIXIT: And that's a question that
 6 we have grappled with in the past and the only
 7 honest answer I can share with you, that larger
 8 schools seem to have impact on the delivery of
 9 education. You know, if you want me to prove it,
 10 I can't. But we have tried to be equitable in
 11 all neighborhoods throughout the county so
 12 keeping that in mind, you will see that no matter
 13 what part of the county we are building a school,
 14 we try to make the same size so nobody gets the
 15 impression that we didn't treat them equitably.
 16 MR. KUEHN: Thank you, Mr. Dixit, I
 17 appreciate your time.
 18 MR. DIXIT: Thank you.
 19 CHAIRMAN CAUSEY: I see Ms. Rowe again.
 20 Before Ms. Rowe speaks for the second time, is
 21 there any other board member that has not yet

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1 spoken? Ms. Rowe?
 2 MS. ROWE: Mr. Dixit, I just wanted to
 3 know that when you produce the pages that go into
 4 the gigantic phonebook as you like to call it,
 5 that is the state request, will you be giving the
 6 Board those updated pages? Because you know I
 7 like to keep them all and look at them and
 8 compare them and watch the state meetings, so I
 9 would like to have those if you don't mind when
 10 you get to it. I know they're not complete yet.
 11 MR. DIXIT: Yes, you will get a new
 12 book. It will be a totally new book, it won't be
 13 updated pages, because each year there are
 14 different numbers for condition, enrollment and
 15 community analysis, so you will get a copy of
 16 that, the Board will get a copy.
 17 MS. ROWE: Thank you.
 18 CHAIRMAN CAUSEY: Thank you, and the
 19 Board will be evaluating and voting on this at
 20 our next board meeting, so we can process
 21 anything additional. I did just want to say I

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1 really appreciate Mr. Dixit and Mr. Sarris, I
 2 feel like I've been on a marathon with you both
 3 over the last five years, and was looking over
 4 some of the documents that we have discussed
 5 related to facilities, and I appreciate the
 6 additional answers and the questions, and just
 7 would encourage community members that are
 8 interested to look on BoardDocs and review those
 9 additional questions. If there are any other
 10 questions that need to be asked, we can do that
 11 in the next week or so. So unless there's any
 12 additional comment, we'll move on to the next
 13 item. Thank you very much, Mr. Dixit and
 14 Mr. Sarris.
 15 MR. DIXIT: Thank you very much.
 16 MR. SARRIS: Thank you.
 17 CHAIRMAN CAUSEY: The next item on the
 18 agenda is board committee updates and for that I
 19 will go around our virtual dais, and I will ask
 20 Ms. Pasteur to go first, curriculum committee and
 21 also legislative and government relations.

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1 MS. PASTEUR: Thank you. I'll start --
 2 well, let's see, I'm going to start with the
 3 government. Under the leadership of -- I'm
 4 sorry -- under the leadership of Councilman David
 5 Marks, a task force has been formed, the adequate
 6 public facilities task force. This past year, I
 7 think Mrs. Rowe brought it up as a point of
 8 conversation, but Ms. Scott and myself, we all
 9 have experienced, I think Mr. McMillion as well,
 10 we've experienced in our districts just enormous
 11 overcrowding of many of our schools, and mainly
 12 because we are finding that we have new
 13 developments that are cropping up and developers
 14 do know how to circumvent policies, rules, laws,
 15 et cetera. And fortunately the county council
 16 has joined forces with us because as the
 17 legislation that comes around this, what is our
 18 percentage of overcrowdedness? I would think
 19 that all of us are fighting it now. I'm in the
 20 middle of a battle in my district right across
 21 from Woodholme Elementary, so we have, I believe

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1 it's 115 percent overcrowdedness before anyone
 2 says anything and that is often ignored. So the
 3 county council, again under Councilman Marks,
 4 even though every council person is supporting
 5 this, is going to take a serious look at this
 6 situation with just a good group of people from
 7 different walks of life who can talk about this,
 8 and what we're doing to our schools, and how we
 9 can mesh the growth of this county.
 10 Ms. Henn, who is on the committee and of
 11 course the Board's vice chair, is going to be our
 12 representative. But it will be, the meetings
 13 will be open to the public just in terms of
 14 viewing of course because it will be virtual, so
 15 we will be able to get involved in that and we're
 16 all counting on and knowing that Ms. Henn will
 17 bring back the information from that task force,
 18 whatever we might miss as we look in, and as she
 19 will duly represent both sides of the county and
 20 will be in constant communications with our
 21 government committee, so thank you, Ms. Henn, for

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1 doing that. We certainly appreciate it and our
 2 children are going to appreciate it.

3 I also want to thank Dr. McComas and the
 4 curriculum and instruction staff for the work
 5 that they've been doing not only getting us
 6 through the spring and summer and reentry, but in
 7 the middle of all that keeping in mind that we
 8 need to uplift, upgrade our curriculum, that as
 9 we start talking about equity, there are things
 10 that we need to do to that end.

11 So we're very pleased to say that our
 12 curriculum and instruction personnel are doing an
 13 eighth grade social studies pilot and it is going
 14 to be very exciting, because it is going to take
 15 a look at racial biases and it is going to have
 16 our young people start talking from their
 17 perspective about what they're seeing and how we
 18 can make a change, and that's what school systems
 19 are supposed to be about, grooming our young
 20 people so that the change will come through them,
 21 the changes that we all want, so thank you to all

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1 of you on staff working on that.

2 Stay tuned for our September curriculum
 3 meeting where we are going to share some tools,
 4 some technology tools to help with this virtual
 5 learning. Also proud the of the curriculum and
 6 instruction people because they aligned
 7 themselves during this period with the new
 8 teacher project, and if you've not heard of them,
 9 please look them up so you can see the wonderful
 10 things that they do. Thank you, Mr. Williams,
 11 for helping them and supporting them in that, and
 12 I'm hoping that we will be able to do some other
 13 things with them. Let me say it again so folks
 14 can look them up, the new teacher project, so a
 15 lot of things going on there. Please pay close
 16 attention to what you see on the website so that
 17 you will keep abreast of what is going on.

18 And I want to speak to this, Ms. Causey,
 19 and I have had occasion to talk about this, and
 20 also with Dr. McComas, so I just want to let
 21 folks know about some of the things that are

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1 happening, some of the things about which you
 2 have asked. So know, number one, that for those
 3 who want to receive hot spots for student
 4 lessons, please identify your need to your
 5 child's school and let them know that you need
 6 that Internet support. No qualifications are
 7 required, Baltimore County Public Schools is
 8 simply allowing for self identification. The
 9 school completes a Microsoft form that was
 10 created by the Office of Title I, and input
 11 information about the student, including home
 12 mailing address. That information is provided to
 13 the hot spot vendor, who will drop the device and
 14 drop and ship the device and instructions on how
 15 to activate that. So we do have just a large
 16 number of hot spots and we are willing and able
 17 at this point if you will just let your school
 18 know that you are in need of a hot spot so that
 19 your child can get on line and stay tuned in to
 20 the work that is going to be done.

21 And I believe that's it for new

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1 information. Thank you, Ms. Causey.

2 CHAIRMAN CAUSEY: Thank you,
 3 Ms. Pasteur. And the next committee is that
 4 we'll hear from is building and contracts
 5 committee chair Julie Henn.

6 VICE CHAIR HENN: Thank you,
 7 Mrs. Causey, there are no updates from building
 8 and contracts.

9 CHAIRMAN CAUSEY: Thank you. The next
 10 committee we'll hear from is policy review
 11 committee and I am the chair of the committee,
 12 and the committee did not meet in August. The
 13 policy review committee is scheduled to meet
 14 virtually on September 21st, 2020 beginning at
 15 4:30 p.m. The meeting agenda and items to be
 16 discussed will be posted prior to the meeting at
 17 our website bcps.org/board/committee-agendas.html
 18 and there will be a link in there to click for
 19 the community to watch the meeting.

20 And the next committee for an update is
 21 Ms. Makeda Scott, chair of our equity committee.

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1 information as appropriate, schools will continue
 2 to provide updates to their communities with
 3 information as pertains to the operations of the
 4 individual schools. This would included meal
 5 schedules, instructional materials and other
 6 school-specific related information. As
 7 additional information becomes available
 8 regarding the opening plan, BCPS will continue to
 9 use our web page, www.bcps.org, school messenger
 10 calls and other forms of communications and media
 11 to inform all stakeholders of the updates. Thank
 12 you.
 13 CHAIRMAN CAUSEY: Thank you,
 14 Dr. Williams.
 15 And now the final, the agenda item that
 16 was added where we have legal questions, may I
 17 have a motion to go into closed session as
 18 permitted by the Open Meetings Act as found in
 19 the Annotated Code of Maryland General Provisions
 20 Article 3-305.B(7), to consult with counsel to
 21 obtain legal advice?

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1 MS. ROWE: So moved.
 2 CHAIRMAN CAUSEY: Thank you, is there a
 3 second? Is there a second?
 4 MR. KUEHN: Second.
 5 CHAIRMAN CAUSEY: Thank you, Mr. Kuehn.
 6 Is there any discussion? Okay, hearing none,
 7 Ms. Gover, can I have a rollcall --
 8 MS. JOSE: Ms. Causey, I have my hand
 9 up.
 10 CHAIRMAN CAUSEY: I'm sorry, let's see.
 11 Yes, Ms. Jose?
 12 MS. JOSE: Thank you. Ms. Howie or
 13 Mr. Nussbaum, if you could start by, because
 14 Rod's motion was to discuss this in open. We are
 15 not really going through a procurement soliciting
 16 or looking through different offers. Does it
 17 have to be closed, is this really a special
 18 question, or can this be done in the open?
 19 MR. NUSSBAUM: This is Andy, and I'll
 20 ask Ms. Howie to add in. It can be done in open
 21 but it can be done in closed. And if the Board

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1 votes to close the meeting to obtain legal
 2 advice, it certainly can do that.
 3 CHAIRMAN CAUSEY: So the question, there
 4 were legal questions and the board chair can
 5 recess for legal advice, but I would be the only
 6 one hearing that legal advice. So in order for
 7 the full board to hear the legal advice -- can
 8 somebody mute their phone please? Thank you.
 9 So there were legal questions regarding
 10 this and as board chair I can recess for legal
 11 advice, but then only I can hear the legal
 12 advice. So in order for the full Board to hear
 13 the legal advice and then proceed with whatever
 14 action the Board wants to take, we need to go
 15 into closed session to seek that advice. Is
 16 there other discussion? Ms. Gover, could I have
 17 the rollcall vote please?
 18 MS. GOVER: Dr. Hager.
 19 DR. HAGER: Yes.
 20 MS. GOVER: Mr. Kuehn.
 21 MR. KUEHN: Yes.

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1 MS. GOVER: Ms. Pasteur.
 2 MS. PASTEUR: Yes.
 3 MS. GOVER: Mr. Offerman.
 4 MR. OFFERMAN: Yes.
 5 MS. GOVER: Mr. Muhumuza.
 6 MR. MUHUMUZA: Yes.
 7 MS. GOVER: Ms. Henn.
 8 VICE CHAIR HENN: Yes.
 9 MS. GOVER: Ms. Causey.
 10 CHAIRMAN CAUSEY: Yes.
 11 MS. GOVER: Ms. Jose.
 12 MS. JOSE: No.
 13 MS. GOVER: Mr. McMillion.
 14 MR. MCMILLION: Yes.
 15 MS. GOVER: Ms. Mack.
 16 MS. MACK: Yes.
 17 MS. GOVER: Ms. Scott.
 18 MS. SCOTT: Yes.
 19 MS. GOVER: Ms. Rowe.
 20 MS. SCOTT: Did you hear me? Yes.
 21 MS. GOVER: Ms. Rowe.

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1 MS. ROWE: Yes.
 2 MS. GOVER: Thank you.
 3 (The board went into closed session.)
 4 CHAIRMAN CAUSEY: Good evening, I am
 5 Chairman Kathleen Causey and I am reconvening the
 6 open meeting of the Board of Education of
 7 Baltimore County for Tuesday, August 11th (sic),
 8 2020. Earlier this evening there was an agenda
 9 item that was added to the Board's regular agenda
 10 and the Board will process that agenda item at
 11 this time.
 12 Mr. McMillion, if you could please
 13 restate your motion?
 14 MR. MCMILLION: Certainly, and I like
 15 the simplicity of how it's stated.
 16 I move that the Baltimore County Board
 17 of Education solicit an RFP for board legal
 18 counsel services through the BCPS Office of
 19 Purchasing following appropriate procurement
 20 guidelines. Thank you.
 21 MS. CAUSEY: Is there a second?

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1 MR. MUHUMUZA: Second.
 2 CHAIRMAN CAUSEY: Second, Mr. Muhumuza,
 3 thank you. Board member discussion?
 4 MR. NUSSBAUM: This is Andy Nussbaum, I
 5 didn't mean to interrupt, but just wanted to let
 6 you know I'm back.
 7 CHAIRMAN CAUSEY: Thank you. So board
 8 members, is there discussion? I'm sorry,
 9 Ms. Henn, thank you. Sometimes it scrolls by.
 10 VICE CHAIR HENN: Thank you, Madam
 11 Chair. I would like to offer the following
 12 friendly amendment: I move to direct the
 13 building and contracts committee to work with the
 14 Office of Purchasing to procure regular and
 15 routing board legal services in compliance with
 16 federal and state statutory regulations and Board
 17 of Education policies, procedures and rules.
 18 MS. ROWE: Second, Rowe.
 19 CHAIRMAN CAUSEY: Mr. McMillion --
 20 actually, Mr. Nussbaum, in terms of Ms. Henn's
 21 friendly amendment, how shall that be processed?

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1 MR. NUSSBAUM: Well, I mean,
 2 theoretically there's no friendly amendment, but
 3 I think traditionally what this Board has done is
 4 if the maker of the motion accepts it, then it's
 5 accepted. If it's not, then it's an amendment
 6 that should be on the table and subject to vote.
 7 CHAIRMAN CAUSEY: Okay. So
 8 Mr. McMillion, in the interest of time, is that
 9 an amendment that you would accept?
 10 MR. MCMILLION: As I stated earlier, I
 11 like the simplicity of my motion. I am not
 12 interested in accepting that motion.
 13 MR. NUSSBAUM: So that should be treated
 14 as an amendment that should be voted on by the
 15 body.
 16 CHAIRMAN CAUSEY: Okay, thank you,
 17 Mr. Nussbaum. Ms. Henn, could you please restate
 18 your motion?
 19 VICE CHAIR HENN: Yes. I move to direct
 20 the building and contracts committee to work with
 21 the Office of Purchasing to procure regular and

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1 routine board legal services in compliance with
 2 federal and state statutory regulations and Board
 3 of Education policies, procedures and rules.
 4 CHAIRMAN CAUSEY: Is there a second?
 5 MS. ROWE: I seconded, Rowe.
 6 CHAIRMAN CAUSEY: Board members,
 7 questions or discussion related to Ms. Henn's
 8 motion?
 9 MS. JOSE: Ms. Causey?
 10 CHAIRMAN CAUSEY: Yes.
 11 MS. GOVER: Mr. Nussbaum, since
 12 Mr. McMillion did not accept the amendment, they
 13 are to vote on Mr. McMillion's? No?
 14 MR. NUSSBAUM: No. It would be more an
 15 amendment rather than, I think it's more in the
 16 nature of a substitute motion, but that should be
 17 voted on first, Ms. Henn's motion should be voted
 18 on first.
 19 MS. GOVER: Thank you.
 20 CHAIRMAN CAUSEY: I'm sorry,
 21 Mr. Nussbaum, could you repeat that about the

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1 substitute motion?

2 MS. NUSSBAUM: I'm not sure it amends

3 the motion, it sounds to me like your motion was

4 a different motion than the motion that was made.

5 CHAIRMAN CAUSEY: So should Ms. Henn

6 rephrase her amendment to be a substitute motion?

7 MR. NUSSBAUM: If Ms. Howie is still on,

8 let me ask her, because she knows much more about

9 the intricacies of parliamentary procedure.

10 MS. HOWIE: So the motion that Ms. Henn

11 made, which does not appear to amend but appears

12 to be an entirely new motion from Mr. McMillion's

13 motion, so I believe that because that motion is

14 not amended, it's not adding to it, it is not

15 subtracting words or substituting words, it's a

16 whole new concept, that it's not in order at this

17 time because the assembly has not yet disposed of

18 the motion that's on the floor.

19 CHAIRMAN CAUSEY: Okay, thank you. So

20 Ms. Henn, in terms of discussing the,

21 Mr. McMillion's motion -- well, I see other hands

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1 are up, I will come back to my question.

2 Ms. Jose?

3 MS. JOSE: Thank you. First of all, I

4 want to thank Mr. McMillion for his motion

5 because he thought it was a very important topic

6 to the Board. And your motion, I read through

7 it, it looks like it includes everything

8 directing the Office of Purchasing to use proper

9 procurement guidelines and that is, that includes

10 all state and federal laws, policies and

11 procedures, I think it's complete in itself and I

12 support it, so thank you.

13 CHAIRMAN CAUSEY: And I'm sorry, board

14 members, but the participant screen scrolls by so

15 the names end up showing up in different order so

16 I'm not sure if I'm calling them in order.

17 Ms. Pasteur and then I saw Mr. Offerman, but then

18 it went away, so Ms. Pasteur and then we'll

19 process who's next.

20 MS. PASTEUR: Ms. Causey, I have now

21 forgotten what the question was. Thank you. Oh,

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1 I know what it was, but Ms. Howie clarified it.

2 I couldn't understand how Ms. Henn's motion was

3 really an amendment and so I was going to ask

4 that question and what it was that she was really

5 saying, but I could still ask that part of it.

6 What is it exactly that you're saying,

7 because that's what we were just voting on?

8 Never mind, I don't want to convolute that. I'm

9 fine, I'll listen to everyone else.

10 CHAIRMAN CAUSEY: Okay, and then

11 Mr. Offerman?

12 MR. OFFERMAN: Yeah, I would like to

13 move the question.

14 CHAIRMAN CAUSEY: I already have another

15 board member that had raised their hand and I

16 also had a question. Is there a second -- so I

17 would not support that, but is there a second to

18 calling the question?

19 MS. JOSE: Second, Moalie.

20 CHAIRMAN CAUSEY: Thank you. Is there

21 discussion or just a vote?

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1 (Unintelligible, multiple speakers).

2 CHAIRMAN CAUSEY: I'm sorry,

3 Mr. Nussbaum, I couldn't hear you with some

4 feedback.

5 MR. NUSSBAUM: I'm sorry, I believe you

6 have to go straight to a vote and it's two-thirds

7 to pass.

8 CHAIRMAN CAUSEY: Okay, thank you. May

9 I have a rollcall vote please.

10 MS. GOVER: Dr. Hager.

11 DR. HAGER: No.

12 MS. GOVER: Mr. Kuehn.

13 MR. KUEHN: No.

14 MS. GOVER: Ms. Pasteur.

15 MS. PASTEUR: No.

16 MS. GOVER: Mr. Offerman.

17 MR. OFFERMAN: Yes.

18 MS. GOVER: Mr. Muhumuza.

19 MR. MUHUMUZA: Yes.

20 MS. GOVER: Ms. Henn.

21 VICE CHAIR HENN: No.

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1 MS. GOVER: Ms. Causey.
 2 CHAIRMAN CAUSEY: No.
 3 MS. GOVER: Ms. Jose.
 4 MS. JOSE: Yes.
 5 MS. GOVER: Mr. McMillion.
 6 MR. MCMILLION: Yes.
 7 MS. GOVER: Ms. Mack.
 8 MS. MACK: No.
 9 MS. GOVER: Ms. Scott.
 10 MS. SCOTT: Yes.
 11 MS. GOVER: Ms. Rowe.
 12 MS. ROWE: No.
 13 MS. GOVER: The motion fails.
 14 MS. PASTEUR: Okay. I just want to
 15 state for the record that there was so much back
 16 and forth I was confused what I was voting for.
 17 Were we voting, so I just need for my
 18 clarification, I know the vote is done, voting
 19 for Mr. McMillion's motion?
 20 CHAIRMAN CAUSEY: No, Ms. Pasteur.
 21 MR. NUSSBAUM: It was to close debate.

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1 MS. PASTEUR: We were voting to what?
 2 CHAIRMAN CAUSEY: Mr. Offerman wanted to
 3 move the question, to close debate, so the
 4 vote --
 5 MS. PASTEUR: Okay, thank you, I'm good.
 6 I get it. Okay.
 7 CHAIRMAN CAUSEY: So just to clarify,
 8 Ms. Gover, that did not, that motion did not
 9 carry to close debate?
 10 MS. GOVER: That's correct.
 11 CHAIRMAN CAUSEY: Okay, thank you. So
 12 Mr. Kuehn, your hand is up next.
 13 MR. KUEHN: So my first question is, and
 14 I believe that Ms. Howie has already given us
 15 insight to how Ms. Henn's motion is out of order
 16 and therefore we're no longer talking about that,
 17 correct?
 18 MS. HOWIE: That is correct, sir.
 19 CHAIRMAN CAUSEY: Ms. Howie?
 20 MS. HOWIE: Yes, ma'am, that is correct,
 21 sir.

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1 MR. KUEHN: Thank you. So my only
 2 question that I have, because my understanding is
 3 that what Ms. Henn just tried to do was to make
 4 sure that the Board was actually involved in the
 5 procurement and the RFP that's going out, the
 6 selection of the law firm is not going to be done
 7 by the BCPS staff, it is going to be done by the
 8 Board somehow. So my question is how is that
 9 process going to work, because that's outside of
 10 the process of them coming back with a selected
 11 vendor and saying please approve this vendor,
 12 they don't come back with three vendors and say
 13 which one would you like to pick. So how are we
 14 going to handle that process if not in the
 15 building and contracts committee?
 16 CHAIRMAN CAUSEY: Is there someone from
 17 procurement that can respond to Mr. Kuehn's
 18 question?
 19 MS. HOWIE: I do not believe Mr. Sarris
 20 or Ms. Webster is on the call.
 21 DR. WILLIAMS: Madam Chair, this is

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1 Darryl Williams. I can try to reach them when we
 2 dismissed them from the recess. Let me see if I
 3 can reach Mr. Sarris or someone from that team.
 4 At this hour I'm not sure.
 5 VICE CHAIR HENN: Madam Chair, I have
 6 been on two ad hoc committees that have worked
 7 with the Office of Purchasing on this process on
 8 other procurement of other services. So how it
 9 works is that a committee is designated to work
 10 with the Office of Purchasing to be the point of
 11 contact for the process and to manage it, to make
 12 sure that the Board's interests are represented.
 13 So the purpose of my amendment was just as
 14 Mr. Kuehn stated, to insure that the Board is
 15 represented throughout the process, and does work
 16 with the Office of Purchasing, and how it is
 17 different from normal purchasing processes. So
 18 without that clearly defined, there is no
 19 stakeholder representation on the purchasing team
 20 as well, or clients if you will, of the Office of
 21 Purchasing that go through this process.

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1 So to Mr. Kuehn's question, there still
 2 needs to be representation of the Board in the
 3 process, so my amendment assigned that
 4 responsibility to the building and contracts
 5 committee, which seemed to make sense, and I
 6 think what's important is Mr. McMillion is on
 7 that committee, the building and contracts
 8 committee. An alternative would be to create a
 9 new ad hoc committee but without having to go
 10 through that step of creating an ad hoc, this
 11 made sense that the building and contracts
 12 committee could take this on as a project, which
 13 was the purpose of my amendment, is to close that
 14 gap or to provide for Board involvement in the
 15 process.

16 So to answer Ms. Pasteur's question,
 17 that was the purpose of my amendment, as well as
 18 to offer the Board the flexibility to use other
 19 competitive procurement vehicles in addition to
 20 the RFP because as I stated previously, the RFP
 21 is one acceptable option but there are other

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1 options that are available.

2 CHAIRMAN CAUSEY: So Ms. Henn, if I
 3 could ask a clarifying question, so if the Board
 4 decided to approve an appropriate mechanism in
 5 this meeting to move this issue to the buildings
 6 and contracts committee, one of the outcomes
 7 could be that it is an RFP, so you would have
 8 that discussion in buildings and contracts with
 9 staff prepared to assist, and one of the, and the
 10 process could end up being an RFP or it could be
 11 one of these other processes that you've
 12 mentioned?

13 VICE CHAIR HENN: Correct.

14 CHAIRMAN CAUSEY: Okay. So while
 15 Dr. Williams is trying to reach procurement
 16 staff, I see another hand and then it went away
 17 again. Ms. Rowe, did you have your hand up?

18 MS. ROWE: Yes. So I'm, in light of the
 19 recent discussion I'm concerned that the way
 20 Mr. McMillion's motion currently reads without it
 21 including building and contracts committee or any

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1 board committee facilitating and working with
 2 purchasing, it sounds like if we approve this
 3 motion that we're allowing the purchasing
 4 department to select our attorney. Could someone
 5 clarify that because I don't think it's our
 6 intent or Mr. McMillion's intent, although I
 7 could be wrong, to allow the staff to select our
 8 attorney for us.

9 CHAIRMAN CAUSEY: Ms. Rowe, Dr. Williams
 10 is trying to see if there's a procurement staff
 11 person available to answer our questions related
 12 to this. Ms. Howie, did you have any guidance?

13 MS. HOWIE: Members of the Board,
 14 obviously through your building and contracts
 15 committee you receive a wealth of information
 16 about the process and those individuals, those
 17 firms, those organizations that have participated
 18 in the process. And certainly you have the
 19 absolute right through the building and contracts
 20 committee to ask questions to inquire about any
 21 sort of qualifications, so to conclude that this

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1 is staff's work alone is not completely accurate,
 2 because obviously the board gets to look at those
 3 other firms and organizations that have also been
 4 part of the process, and it's up to the Board
 5 through the committee as to whether or not a
 6 recommendation would go any farther to the Board
 7 itself, or be returned to staff for additional
 8 work.

9 MS. ROWE: We don't often see multiple
 10 bidders in the building and contracts committee.

11 CHAIRMAN CAUSEY: So I did want to --
 12 excuse me, Ms. Rowe. I did want to make a
 13 comment. So Dr. Williams is unable to connect
 14 with procurement staff at this time, so I'm going
 15 to process through who else is left. I do have
 16 an additional comment. Mr. Muhumuza?

17 MR. MCMILLION: Ms. Causey, excuse me.
 18 I wanted to speak after Ms. Rowe, but Joshua can
 19 go ahead and speak now.

20 CHAIRMAN CAUSEY: Okay. So
 21 Mr. McMillion, you're not in where I can see your

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1 hand, so thank you for that.
 2 MR. MCMILLION: I understand.
 3 CHAIRMAN CAUSEY: Yes, thank you.
 4 MR. MUHUMUZA: I think Ms. Howie was
 5 concerned with Ms. Rowe's comment when she said
 6 that staff will would choose our attorney. My
 7 understanding is that we only tells the staff to
 8 give us options and I think we get the final
 9 vote. I was concerned with that comment because
 10 I think Ms. Howie explained it.
 11 CHAIRMAN CAUSEY: Mr. Muhumuza, I share
 12 your concern, and without procurement staff here,
 13 I'm not clear on the Board approving an RFP, but
 14 the RFP has no -- who is designing the RFP, what
 15 are the criteria of the RFP, because that is a
 16 concern that I have about approving
 17 Mr. McMillion's motion. So I think that in
 18 general sending it to building and contracts
 19 committee where they can have that full
 20 discussion with procurement staff who have spent
 21 time preparing for it would be a better answer

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1 than requesting a specific path.
 2 So we have Mr. Kuehn and then Ms. Mack.
 3 MR. MCMILLION: Don't forget me.
 4 CHAIRMAN CAUSEY: I'm sorry, oh, I'm
 5 sorry, Mr. McMillion. Mr. McMillion, go ahead.
 6 MR. MCMILLION: I just want to pull out
 7 of my motion, through BCPS Office of Personnel
 8 following appropriate procurement guidelines. If
 9 I'm not mistaken, they go out and research the
 10 issue, they bring the issue back to buildings and
 11 contracts, buildings and contracts then votes on
 12 the issue, then if they vote for it, then it goes
 13 before the Board of Education. The way we're
 14 talking about is right now we've got 12 people on
 15 the Board that's giving input on this decision.
 16 If we solely want to farm this out to the
 17 buildings and contracts committee there's going
 18 to be five or six people that control this
 19 process. I like the fact that all 12 of us are
 20 having input into --
 21 MS. JOSE: Thank you.

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1 MR. MCMILLION: -- this decision that
 2 we're making. Thank you.
 3 MR. MUHUMUZA: I agree with
 4 Mr. McMillion.
 5 CHAIRMAN CAUSEY: So in that case, I
 6 think what you're suggesting is committee as a
 7 whole on this topic.
 8 MR. MCMILLION: Well, we're voting on,
 9 you know, hopefully we vote on my motion in a few
 10 moments and figure out which direction we're
 11 going to go.
 12 VICE CHAIR HENN: Ms. Causey, can I --
 13 CHAIRMAN CAUSEY: I'm sorry, Ms. Rowe,
 14 what was that?
 15 MS. ROWE: Can I make an amendment to
 16 the motion?
 17 CHAIRMAN CAUSEY: No, at this time I
 18 would like Ms. Henn to clarify for me the
 19 committee as a whole rather than -- because I'm
 20 not seeing Mr. McMillion's distinction that going
 21 through the Office of Purchasing that brings it

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1 to buildings and contracts make makes it more
 2 accessible to the full Board, rather than the
 3 Board sending it to buildings and contracts in
 4 the beginning to have the four board members from
 5 buildings and contracts with procurement staff
 6 that is there prepared to discuss the options and
 7 then choose an option, so that again takes it to
 8 buildings and contracts versus a committee as a
 9 whole.
 10 VICE CHAIR HENN: Ms. Rowe, are you
 11 following me?
 12 MS. ROWE: No, but -- I am to an extent.
 13 MS. HENN: So the importance here is
 14 that the Board is involved from the start,
 15 because we're talking about our legal counsel, we
 16 need to be involved in the process from step one,
 17 whether that's building and contracts, an ad hoc
 18 committee or a committee as a whole. If everyone
 19 wants to be involved, great, let's make it a
 20 committee as a whole and get everyone involved so
 21 that everyone can decide the requirements from

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1 CHAIRMAN CAUSEY: Ms. Jose? Ms. Jose,
 2 if you're speaking, we cannot hear you.
 3 MS. JOSE: Oh, sorry, I was on mute. We
 4 could definitely ask procurement to come back
 5 with more than two vendors, three vendors to
 6 choose from. I believe the procurement office
 7 will follow protocol and go through what the
 8 Board wants, I think it's not clear that the
 9 Board knows what comes to them because building
 10 and contracts has rejected several contracts, we
 11 saw one recently that was rejected by building
 12 and contracts committee. So there's a strong
 13 argument that we could give them the criterion
 14 that we want more than two firms to pick from, we
 15 want firms that have special expertise in
 16 education law. I think Mr. McMillion's motion is
 17 just putting it into place, and we'll share in
 18 the process and we can fine tune it as a
 19 committee as a whole for the whole Board to be
 20 involved, because I believe Mr. Kuehn, everybody
 21 should be involved in this process and not just

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1 four or five people.
 2 CHAIRMAN CAUSEY: And Mr. Offerman?
 3 MR. OFFERMAN: Mr. Kuehn addressed the
 4 point I wanted to raise, thank you.
 5 CHAIRMAN CAUSEY: Okay. And then
 6 Ms. Mack, is your hand up anew?
 7 MS. MACK: Yes, it is. If that's the
 8 case, again, I want to reiterate because I am on
 9 the building and contracts committee, yes, we can
 10 certainly vote against a contract but we are not
 11 given input, we are not given the opportunity in
 12 building and contracts to provide input and
 13 again, unless there is an amendment to
 14 Mr. McMillion's motion that clearly states that
 15 board members will provide input, I wouldn't vote
 16 for it.
 17 CHAIRMAN CAUSEY: And Mr. Muhumuza, your
 18 hand is up; is that anew?
 19 MR. MUHUMUZA: Yes.
 20 CHAIRMAN CAUSEY: Okay, thank you.
 21 MR. MUHUMUZA: Yes, looking at what (no

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1 audio.)
 2 (Unintelligible, multiple speakers.)
 3 MS. CAUSEY: And we don't, Mr. Muhumuza,
 4 and we don't have procurement staff here to
 5 clarify, so we don't want to put words in their
 6 mouth. Ms. Rowe?
 7 MS. ROWE: I would like to amend
 8 Mr. McMillion's motion to add the language at the
 9 end, to be facilitated by a board committee of
 10 the whole.
 11 CHAIRMAN CAUSEY: Is there a second?
 12 MR. KUEHN: Second, Kuehn.
 13 CHAIRMAN CAUSEY: Is there any
 14 discussion?
 15 MR. MUHUMUZA: Yeah, can you repeat that
 16 again, sorry?
 17 MS. ROWE: So Mr. McMillion's motion,
 18 and I would like to add language at the end that
 19 says, to be facilitated by a board committee of
 20 the whole.
 21 MS. SCOTT: This is Ms. Scott. I just

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1 wanted clarification so that I understand that,
 2 and again, procurement staff are not here, but it
 3 sounded like what Ms. Howie was that they would
 4 get the information from us as far as what we
 5 were looking for and then basically just
 6 facilitate it and just bring us back the
 7 information, so --
 8 MS. ROWE: Well --
 9 MS. SCOTT: Excuse me. So basically it
 10 sounds like what you're saying, adding that onto
 11 the end is redundant to the process that is
 12 already taking place and I would like
 13 clarification on it. Ms. Howie, are you still on
 14 the line?
 15 MS. ROWE: It's not redundant because
 16 the current policy --
 17 MS. SCOTT: Excuse me. Is Ms. Howie
 18 still there because she spoke to this, so I
 19 wanted clarification from her if she's still
 20 available to let us know if that is redundant or
 21 if it says something different.

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1 MS. HOWIE: I'm still on the line,
 2 ma'am, and it would be in parliamentary terms, a
 3 proper amendment to the motion.
 4 CHAIRMAN CAUSEY: Thank you, Ms. Howie.
 5 MS. HOWIE: You're welcome.
 6 MS. SCOTT: So is it still the same
 7 process, does procurement still work with us to
 8 find out what it is that (unintelligible, static)
 9 in procuring, I guess, or bringing contracts?
 10 MS. HOWIE: I'm sorry, ma'am, I for one
 11 did not hear your question, and I'm also not sure
 12 whether or not that question was directed to me.
 13 MS. SCOTT: Sorry. I was going by what
 14 you had said earlier, what Mr. Muhumuza just
 15 spoke to in regards to you said procurement
 16 wouldn't work in isolation but they would work
 17 with us as the client to I guess get our input as
 18 to what we were looking for. I just wanted to
 19 get clarification on that, or did I mishear that?
 20 MS. HOWIE: No, ma'am, you did not
 21 mishear, that has been my personal experience

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1 when my office has gone through the procurement
 2 process, that purchasing has questions that they
 3 ask prior to putting anything as they say, on the
 4 street. They do not, they do not write anything
 5 until they have spoken to the end user, until
 6 they've spoken to the client.
 7 MS. SCOTT: Okay. Then the motion then
 8 asking for the committee as a whole to be
 9 involved sounds like the same thing that would be
 10 happening on the front end.
 11 MS. MACK: But that would insure it and
 12 we wouldn't have to wait for staff, we would
 13 insure that we would be given the opportunity to
 14 provide input, so the staff --
 15 MS. SCOTT: So basically it would just
 16 say the same thing twice.
 17 CHAIRMAN CAUSEY: So Ms. Scott, this is
 18 Ms. Causey. The, there are processes that are
 19 followed in, there's governance and incidence.
 20 Ms. Henn has pointed out there are typical
 21 processes and in the typical process the Office

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1 of Procurement would not necessarily come back to
 2 the whole Board. So if the whole Board wants to
 3 be involved in the process, then the committee of
 4 the whole is the only process that insures that.
 5 If the board members are comfortable with the
 6 Office of Procurement being given a task and then
 7 it solely goes to the building and contracts
 8 committee, then that is the alternative.
 9 I do hear from Dr. Williams that he was
 10 able to connect with Dr. Scriven who has rejoined
 11 us, and Dr. Scriven, I want to thank you for
 12 rejoining us. There has been quite a bit of
 13 conversation and I would ask at this point if
 14 Ms. Henn, since she is the chair of building and
 15 contracts, could put in front of Mr. Scriven our
 16 discussion and then we can have other board
 17 members ask questions.
 18 DR. WILLIAMS: I'm sorry, Madam Chair,
 19 this is Dr. Williams.
 20 CHAIRMAN CAUSEY: Yes.
 21 DR. WILLIAMS: There were several

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1 comments made about procurement, and so I was
 2 fortunate to get back staff to this open session
 3 to clarify the process. There were several
 4 things that were made, comments that we really
 5 are appreciative that Dr. Scriven is here to
 6 provide some clarity about the procurement
 7 process. So at some point as you mentioned, he
 8 needs to clarify the process for the board
 9 members about how do we go through this
 10 procurement, the RFP, that might be helpful,
 11 since at the time of the discussion no one from
 12 that office was available.
 13 CHAIRMAN CAUSEY: Yes, thank you,
 14 Dr. Williams, and if I could have Julie outline
 15 and then Dr. Scriven can respond, and then any
 16 other board members.
 17 VICE CHAIR HENN: Thank you, Madam
 18 Chair, and welcome Dr. Scriven. So the
 19 discussion we are currently having is around the
 20 procurement of services for board legal counsel,
 21 and the process as I'm familiar with it involves

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1 the Office of Purchasing working with the client,
 2 in this case the Board, to firstly define the
 3 requirements for those services. And where I
 4 believe we are currently stuck is defining, is in
 5 that first stage and defining who the client
 6 exactly is. Because we are a 12-member board, we
 7 were discussing whether it's necessary to define
 8 from a (unintelligible) point who the Office of
 9 Purchasing would work with. In my experience the
 10 Board has created ad hoc committees to work with
 11 purchasing. We have also -- so ad hoc generally
 12 has been the case. I proposed in this case that
 13 the building and contracts committee might be
 14 another group to work with purchasing on this
 15 particular procurement.

16 The Board expressed the desire for full
 17 board involvement working as a committee of the
 18 whole as the client. So there's discussion
 19 around the definition of client and who would
 20 work with purchasing and how that would work, so
 21 that was the piece of the process we were

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1 discussing that maybe you could shed light on for
 2 us. Thank you.

3 DR. SCRIVEN: Sure. So off the top,
 4 procurement would assign a procurement aide to
 5 work with the full Board if it would be asked for
 6 them to work with the full Board, because in
 7 working with the full Board they would get the
 8 full total of what the requirements that the
 9 Board are specifically looking for, or the agency
 10 which would also ultimately meet your asks. Once
 11 those requirements are fully established by the
 12 full Board, then our recommendation, we would
 13 before you the RFP process, which would
 14 officially then farm those requirements out to
 15 agencies that would best be able to meet your
 16 needs, and that's usually a two-week process.

17 Those agencies would submit firms to the
 18 procurement agent proposals for appropriate
 19 responses, which would then be able to be
 20 reviewed by the full Board and, in conjunction or
 21 in partnership with the procurement agent. And

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1 even if the Board, even if you so desired, you
 2 could have agencies come in to actually give
 3 presentations on their proposals so that you
 4 could make the most informed decision, and this
 5 would be our recommendation in terms of what
 6 process you should follow after presentations if
 7 you opted to go that way, then you could opt to
 8 identify the most responsible vendor as a part of
 9 that process, so that's what we as a system would
 10 recommend.

11 CHAIRMAN CAUSEY: Thank you,
 12 Dr. Scriven. And also as part of that selection
 13 process, I have been on ad hoc committees working
 14 with the team. They've, it's been a flawless
 15 project, they do a great job with it. The
 16 ad hocs have also been involved in the actual
 17 scoring of the proposals. The group has provided
 18 a rubric and individual members have actually
 19 scored the proposals, so they've been very, I've
 20 had a chance to be very involved in that process
 21 and have felt very included.

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1 So I think with such, with a procurement
 2 as important as our legal counsel, that that's
 3 something that this Board would want to be, to
 4 have that same level of engagement, and what our
 5 discussion has surfaced is that all members want
 6 that same level of involvement and input.

7 DR. SCRIVEN: So I -- go ahead, I'm
 8 sorry.

9 CHAIRMAN CAUSEY: No, you go ahead,
 10 Dr. Scriven.

11 DR. SCRIVEN: I would just, again, only
 12 revisit the importance of the full Board playing
 13 a role, so that every voice is captured in terms
 14 of what specifically you're looking for. It
 15 doesn't mean that you couldn't go the other way,
 16 as long as what those requirements were mutually
 17 agreed upon by the whole Board.

18 CHAIRMAN CAUSEY: Thank you,
 19 Dr. Scriven.

20 VICE CHAIR HENN: May I ask one more
 21 question of Dr. Scriven?

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1 CHAIRMAN CAUSEY: Yes, but then I wanted
 2 Rod to be able to repeat what he had said was his
 3 last position with his motion, okay, because that
 4 is what we're going to process next.
 5 VICE CHAIR HENN: The second item of
 6 discussion around Mr. McMillion's motion had to
 7 do with the specificity of the RFP itself as
 8 being named procurement vehicle and the concern I
 9 had was whether or not the Board was being too
 10 specific and directive to the Office of
 11 Purchasing in prescribing what procurement
 12 vehicle could be used, when for instance the
 13 building and contracts committee receives
 14 contracts that are procured through a number of
 15 different means, all of which are legitimate
 16 procurement methods. So could you comment on
 17 whether that particular method or whether the
 18 Board simply prescribes an RFP process, or if
 19 there are other methods of procurement, whether
 20 we should leave that for direction or
 21 recommendations from the Office of Purchasing.

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1 Is my question clear?
 2 DR. SCRIVEN: You can go ahead and
 3 finish, I'm sorry.
 4 VICE CHAIR HENN: No, I'm finished,
 5 thank you.
 6 DR. SCRIVEN: Thank you. Okay. The
 7 recommendation from the procurement standpoint in
 8 the scenario put forth would be to go through the
 9 whole RFP process. There is no -- part of the
 10 process is the mechanism of really determining
 11 what requirements you're looking for, it's almost
 12 liking doing a root cause analysis in terms of
 13 meeting your needs. It's best to go through that
 14 process.
 15 VICE CHAIR HENN: Thank you.
 16 CHAIRMAN CAUSEY: And I know there are
 17 other board members with their hand up, but I
 18 wanted Mr. McMillion to share with Dr. Scriven
 19 and again the Board, his motion and his most
 20 recent, I believe Mr. McMillion, you were just
 21 making a change to it, but I don't think we

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1 finished that before Dr. Scriven came. So
 2 Mr. McMillion?
 3 MS. ROWE: There is an amendment on the
 4 floor too.
 5 CHAIRMAN CAUSEY: Thank you for that.
 6 Mr. McMillion.
 7 MR. MCMILLION: I'll read my motion
 8 again and then I have a comment about Ms. Rowe's
 9 amendment.
 10 I move that the Baltimore County Board
 11 of Education solicit an RFP for Board Legal
 12 Counsel services through the BCPS Office of
 13 Purchasing following appropriate procurement
 14 guidelines.
 15 I accept Ms. Rowe's amendment.
 16 CHAIRMAN CAUSEY: Ms. Howie, if you can
 17 just confirm for me that that's sufficient, for
 18 Mr. McMillion to accept the amendment.
 19 MS. HOWIE: The motion has been
 20 exhaustively discussed; the amendment should be
 21 voted on separately.

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1 CHAIRMAN CAUSEY: Okay, thank you. So
 2 Lily, just state your amendment and then we'll
 3 vote on it.
 4 MS. ROWE: To add language at the end of
 5 Mr. McMillion's motion that says, to be
 6 facilitated by a committee of the whole.
 7 CHAIRMAN CAUSEY: And who was the
 8 second?
 9 MR. KUEHN: I was.
 10 CHAIRMAN CAUSEY: Mr. Kuehn, thank you.
 11 Okay. Ms. Gover, can we have a rollcall vote on
 12 that please?
 13 MS. GOVER: Dr. Hager.
 14 DR. HAGER: Yes.
 15 MS. GOVER: Mr. Kuehn.
 16 MR. KUEHN: Yes.
 17 MS. GOVER: Ms. Pasteur.
 18 MS. PASTEUR: Yes.
 19 MS. GOVER: Mr. Offerman.
 20 MR. OFFERMAN: Yes.
 21 MS. GOVER: Mr. Muhumuza.

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1 MR. MUHUMUZA: Yes.
 2 MS. GOVER: Ms. Henn.
 3 VICE CHAIR HENN: Yes.
 4 MS. GOVER: Ms. Causey.
 5 CHAIRMAN CAUSEY: Yes.
 6 MS. GOVER: Ms. Jose.
 7 MS. JOSE: Yes.
 8 MS. GOVER: Yes.
 9 MR. MCMILLION: Yes.
 10 MS. GOVER: Ms. Mack.
 11 MS. MACK: Yes.
 12 MS. GOVER: Ms. Scott.
 13 MS. SCOTT: Yes.
 14 MS. GOVER: Ms. Rowe.
 15 MS. ROWE: Yes.
 16 MS. GOVER: Thank you.
 17 CHAIRMAN CAUSEY: Thank you, the motion
 18 carries unanimously.
 19 Now board members, we're going to vote
 20 on Mr. McMillion's motion as amended by
 21 Ms. Rowe's amendment. Ms. Gover?

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1 MS. GOVER: Dr. Hager.
 2 DR. HAGER: Yes.
 3 MS. GOVER: Mr. Kuehn.
 4 MR. KUEHN: Yes.
 5 MS. GOVER: Ms. Pasteur.
 6 MS. PASTEUR: Yes.
 7 MS. GOVER: Mr. Offerman?
 8 MR. OFFERMAN: Yes.
 9 MS. GOVER: Mr. Muhumuza.
 10 MR. MUHUMUZA: Yes.
 11 MS. GOVER: Ms. Henn.
 12 VICE CHAIR HENN: Yes.
 13 MS. GOVER: Ms. Causey.
 14 CHAIRMAN CAUSEY: Yes.
 15 MS. GOVER: Ms. Jose.
 16 MS. JOSE: Yes.
 17 MS. GOVER: Mr. McMillion.
 18 MR. MCMILLION: Yes.
 19 MS. GOVER: Ms. Mack.
 20 MS. MACK: Yes.
 21 MS. GOVER: Ms. Scott.

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1 MS. SCOTT: Yes.
 2 MS. GOVER: Ms. Rowe.
 3 MS. ROWE: Yes. I move to adjourn the
 4 meeting.
 5 MS. PASTEUR: Second.
 6 CHAIRMAN CAUSEY: First, the motion
 7 carries, and Dr. Scriven, we appreciate you
 8 coming back to the meeting and we appreciate that
 9 you and your team will be helping the Board
 10 process this.
 11 DR. SCRIVEN: Yes, ma'am, it was my
 12 pleasure. Am I free to leave at this point?
 13 CHAIRMAN CAUSEY: I would say yes. And
 14 thank you, Dr. Williams, for making that happen.
 15 DR. WILLIAMS: Thank you, Dr. Scriven.
 16 MS. PASTEUR: Thank you, Dr. Scriven,
 17 thank you.
 18 DR. SCRIVEN: Thank you. Stay safe.
 19 CHAIRMAN CAUSEY: So the board officers
 20 and Dr. Williams do try to have the agenda
 21 prepared and staff prepared so that things can

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1 run smoothly and board members can have the
 2 information they need, so I really appreciate
 3 Dr. Williams pursuing this so that the Board
 4 could finish this point.
 5 So now we have Ms. Rowe with a motion to
 6 adjourn, and Ms. Pasteur. Is there any
 7 discussion? Hearing none, Ms. Gover, can you
 8 take the rollcall vote?
 9 MS. GOVER: Dr. Hager.
 10 DR. HAGER: Yes.
 11 MS. GOVER: Mr. Kuehn.
 12 MR. KUEHN: Yes.
 13 MS. GOVER: Ms. Pasteur.
 14 MS. PASTEUR: Yes.
 15 MS. GOVER: Mr. Offerman.
 16 MR. OFFERMAN: Yes.
 17 MS. GOVER: Mr. Muhumuza.
 18 MR. MUHUMUZA: Yes.
 19 MS. GOVER: Ms. Henn.
 20 VICE CHAIR HENN: Yes.
 21 MS. GOVER: Ms. Causey.

1 CHAIRMAN CAUSEY: Yes.
 2 MS. GOVER: Ms. Jose.
 3 MS. JOSE: Yes.
 4 MS. GOVER: Mr. McMillion.
 5 MR. MCMILLION: Yes.
 6 MS. GOVER: Ms. Mack.
 7 MS. MACK: Yes.
 8 MS. GOVER: Ms. Scott.
 9 MS. SCOTT: Yes.
 10 MS. GOVER: Ms. Rowe.
 11 MS. ROWE: Yes.
 12 MS. GOVER: Thank you, good night.
 13 CHAIRMAN CAUSEY: Thank you, good night,
 14 take care and stay safe.
 15 (Meeting adjourned.)
 16
 17
 18
 19
 20
 21

1 STATE OF MARYLAND.
 2 BALTIMORE COUNTY: SS
 3
 4 I, Paul A. Gasparotti, a Notary Public in and
 5 for the State of Maryland, Baltimore County, do
 6 hereby certify that the foregoing is a true and
 7 accurate transcription of the recording to the
 8 best of my ability.
 9 I further certify that I am not of counsel to
 10 any of the parties nor in any way interested in
 11 the outcome of these proceedings.
 12 As witness, my hand and notarial seal this
 13 31st day of August, 2020.
 14
 15 _____
 16 Paul A. Gasparotti
 17
 18
 19
 20
 21

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