MEETING OF THE BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

OPEN SESSION

Tuesday, March 5, 2013
4:30 P.M.-Closed Session, 6:00 P.M.-Open Session
Educational Support Services (ESS Building)

I. PLEDGE OF ALLEGIANCE

II. SILENT MEDITATION IN REMEMBRANCE

III. AGENDA
Consideration of the agenda for March 5, 2013

IV. MINUTES
Consideration of the Open and Closed Minutes of January 8, 2013; the Open and Closed Minutes of January 22, 2013; Open and Closed Minutes of February 5, 2013; and Report on the Public Hearing on the Proposed Closing of Eastwood Center of February 12, 2013

V. SELECTION OF SPEAKERS

VI. GENERAL PUBLIC COMMENT

VII. OLD BUSINESS
A. Consideration of Waiver of the Provisions of Maryland Education Annotated Code §4-115(D) (Ms. Howie) Exhibit B
B. Consideration of the Recommendation to close the Eastwood Center Elementary Magnet School to allow the Expansion of a Science, Technology, Engineering, and Math (STEM) Program for students in Norwood Elementary and Holabird Middle Schools (Ms. Blannard) Exhibit C

VIII. NEW BUSINESS
A. Consideration of consent to the following personnel matters: (Dr. Grillo) Exhibit D
   1. Retirements
   2. Resignations
   3. Leaves of Absence
   4. Deceased: Recognition of Service

   Exhibit F

   Exhibit F

   Exhibit G
VIII. NEW BUSINESS (cont)

B. Consideration of consent to Administrative Appointments (Dr. Dance)  
   Exhibit H

C. Consideration of consent to the following Master Agreements (exhibits to follow) (Mr. Duque)  
   1. American Federation of State, County, and Municipal Employees (AFSCME)  
      Exhibit I
   2. Council of Administrative and Supervisory Employees (CASE)
   3. Education Support Professionals of Baltimore County (ESPBC)
   4. Teachers Association of Baltimore County (TABCO)

D. Consideration of consent to the following contract awards: (Mr. Gay/Mr. Dixit)  
   Exhibit J
   1. Batteries, Vehicular
   2. Building Renovations – Alterations
   3. Classroom Sound Enhancement System
   5. Cohort – Education Master of Arts with a Concentration in K-8 Science, Technology, Engineering and Mathematics (STEM)
   6. Cohort – Education Leadership Certificate (3)
   7. Cohort – Educational Leadership Masters (3)
   8. Cohort – Maryland Approved Alternative Preparation Program/Resident Teacher Certification-Foreign Language
   9. Cohort – Special Education Master of Education Certification Track
   10. Cohort – Transdisciplinary Literacy Strategies for Content Learning Master of Education Degree
   11. Consultant for Teacher training for Peer Assistant and Review (PAR)
   12. Fasteners
   13. Literacy and Professional Development
   14. Transportation Management Software
   15. Visitor Identification System

PULLED
VIII. NEW BUSINESS (cont)


IX. INFORMATION

A. Revisions to Superintendent’s Rule 6702 – INSTRUCTION: Extracurricular Activities: Intramural, Informal, and Interscholastic Athletics

B. Update on Key School Legislation

X. ANNOUNCEMENTS

Next Board Meeting       Tuesday, March 19, 2013
6:30 PM                  Greenwood
The Board of Education of Baltimore County met in closed session at 4:57 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

Mr. Schmidt reminded Board members of community functions and Board of Education events scheduled in January and February.

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(1) and (a)(9) and upon motion of Mr. Janssen, seconded by Mr. Parker, the Board commenced its closed session at 5:00 p.m.

The Board of Education of Baltimore County, Maryland, met in closed session at 5:00 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and the following staff members were present: Mr. Kevin A. Hobbs, Deputy Superintendent; Mr. Michael G. Sines, Chief Operations Officer; Dr. Lisa Grillo, Chief Human Resources Officer; Dr. Alpheus Arrington, Director, Human Resources; Mr. D. Mychael Dickerson, Chief Communications Officer; Mr. George Duque, Staff Relations Manager; Margaret-Ann F. Howie, Esquire, General Counsel; Andrew W. Nussbaum, Esquire, Counsel to the Board of Education; and Ms. Brenda Stiffler, Executive Administrative Assistant to the Board.

Miss Adams exited the room at 5:00 p.m. Ms. Michele O. Prumo, Chief of Staff, entered the room at 5:02 p.m.

Mr. George Duque, Staff Relations Manager, provided Board members with an update on negotiations with various collective bargaining units.

Mr. Duque exited the room at 5:14 p.m. Miss Adams re-entered the room at 5:14 p.m.

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

Mr. Duque re-entered the room at 5:20 p.m. Miss Adams exited the room at 5:20 p.m.
CLOSED SESSION MINUTES (cont)

Mr. Duque provided Board members with a negotiations update.

Dr. Grillo, Dr. Arrington, and Mr. Duque exited the room at 5:30 p.m. Miss Adams re-entered the room at 5:30 p.m.

On motion of Mr. Uhlfelder, seconded by Mr. Parker, the Board adjourned its closed session at 5:39 p.m. All staff exited the room except Ms. Howie.

ADMINISTRATIVE FUNCTION SESSION

Ms. Andrea Barr, Chief Auditor, entered the room at 5:40 p.m.

Mr. Collins exited the room at 5:40 p.m.

At 5:41 p.m. the Board received a project status update from the Office of Internal Audit.

Mr. Collins re-entered the room at 5:44 p.m.

On motion of Mr. Parker, seconded by Ms. Roddy, the Board adjourned its administrative function session at 6:14 p.m. for a brief dinner.

OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 7:00 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, Mr. David Uhlfelder and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Miss Olivia Adams, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Hearing no additions or corrections to the Open and Closed Minutes of November 7, 2012; the Open and Closed Minutes of November 20, 2012; Open and Closed Minutes of December 4, 2012; and the Open and Closed Minutes of December 18, 2012, Mr. Schmidt declared the minutes approved as presented on the Web site.
Mr. Schmidt informed the audience of the sessions in which Board members had participated earlier in the afternoon.

**SELECTION OF SPEAKERS**

After collecting completed sign-up cards, Mr. Schmidt announced the names of persons who would be speaking during the public comment portion of the meeting as well as the order in which the persons would be called.

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

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

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

**ADVISORY AND STAKEHOLDER COMMENTS**

Ms. Abby Beytin, President of the Teachers Association of Baltimore County, thanked those Board members who were able to attend the legislative breakfast on January 5, 2013. She stated that while TABCO appreciates no furloughs and no layoffs and funding of step increases, it expects that teachers will be able to see at least a cost of living increase. Ms. Beytin remarked that TABCO hopes that pay raises and other benefits will be a real part of negotiation discussions for the 2014-15 school year.

Mr. P. J. Shafer, Esquire, Chair of the Special Education Citizens Advisory Committee, stated that the biggest challenge is that regular teachers have not received training for special education classes. He announced that the Committee’s next meeting would be held on January 14, 2013, with a dial-in number of 1-866-814-5070. The passcode is 3692842.

Mr. John Desmone, Executive Director of the Council of Administrative and Supervisory Employees (CASE), reiterated the organization’s position supporting of an agency fee for newly hired and promoted CASE eligible employees. He asked the Board to consider revising its ethics policy and the financial disclosure form.
ADVISORY AND STAKEHOLDER COMMENTS (cont)

Ms. Beverly Coleman, Chair of the Southwest Area Education Advisory Council, stated that its December meeting was cancelled and that the legislative “Meet and Greet” would be held in April. The Council’s next meeting would be held on January 16, 2013, at Woodmoor Elementary School with a presentation on the Common Core Standards.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 3111

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 3113

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

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 5510

Ms. Nancy Ostrow stated that she supports the revisions to this policy. She remarked that positive behavior is essential to supporting student achievement; needs to be equitably administered; and that students need to be in the classroom.

PUBLIC COMMENT ON PROPOSED CHANGES TO POLICY 6304

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

GENERAL PUBLIC COMMENT

Ms. Christine Barkowicz stated that she does not want her children used as “guinea pigs” for the upcoming changes at Eastwood Magnet and Norwood Elementary schools. She is concerned that parents are not being shown the plan.

Dr. Bash Pharoan proposed that the Board consider improving communications between the public and the Board. He asked the Board to address the questions asked about school closure for the Jewish holidays.

Ms. Jennifer Flynn asked the Board to build walls in the open space areas at Halthorpe Elementary School.
GENERAL PUBLIC COMMENT (cont)

Ms. Kimberly Noah expressed concern over the redistricting project where three schools would be combined in some form to a completely new school. She stated that parents were told that their comments would be presented to the Board and placed on the Web site.

Mr. James and Sherry Morrison yielded their time to Mr. Rich Foote. Mr. Foote read a letter from Dundalk United, which requested the suspension of the proposed reorganization of three Dundalk area schools.

Mr. Andrew Wilson proposed to the Board that it work with the parents to determine a long-term solution for overcrowding at Hillcrest Elementary School.

Ms. Erica Mah expressed her concern regarding the overcrowded conditions at Hillcrest Elementary School. She stated that five years is too long to wait for additional seats.

Mr. Charles Knutson stated that restroom facilities and library access are limited at Hillcrest Elementary School because of overcrowded conditions. The community would like the Board to address this issue.

Ms. Alicia Alcorn expressed concern about overcrowding at Hillcrest Elementary School as well as the other elementary schools. She also expressed concern that the middle school serving the community may become overcrowded.

Ms. Sarah Myers asked the Board to build walls and doors in the open space area at Halethorpe Elementary School.

SUPERINTENDENT’S REPORT

There was no report from the Superintendent.

Mr. Collins exited the room at 8:02 p.m.

PRESIDENT’S REPORT

Mr. Schmidt stated that the Board is continually questioned about many areas of our educational system. These questions come from public testimony, direct inquires to Board members, public hearings on capital and operating budgets, and area advisory councils. Some are specific to individual schools, while others involve the entire system. Mr. Schmidt reported on the following topics:
PRESIDENT’S REPORT (cont)

- **Mays Chapel hearing** – The Board of Education will hold a public hearing on the proposed elementary school at the Mays Chapel site on Monday, January 14, 2013, at 6:00 p.m. at Loch Raven High School. Public sign-up will begin at 5:00 p.m. the night of the hearing.

- Mr. Schmidt announced that Ms. Ramona Johnson resigned from the Board effective December 31, 2012. He publicly thanked Ms. Johnson for her dedication and commitment to the students of Baltimore County while serving on the Board for the past 11 years.

OLD BUSINESS

Proposed FY2014 State and County Capital Budget

On motion of Mr. Parker, seconded by Ms. Roddy, the Board approved the FY2014 State and County Capital Budget state request of $95,899,070 and county request of $148,875,000 as presented in exhibit B (favor-7). Student representative, Miss Adams, did not vote on this item. Mr. Collins was not in the room and did not vote on this item.

PERSONNEL MATTERS

On motion of Mr. Janssen, seconded by Mr. Parker, the Board approved the personnel matters as presented on exhibits C, D, E, F, and G (Copies of the exhibits are attached to the formal minutes).

Mr. Collins re-entered the room at 8:14 p.m.

BUILDING AND CONTRACT AWARDS

The Building and Contracts Committee, represented by Ms. Bright Gordon, recommended approval of items 1-2, and 4-14 (exhibit H). Item 3 was pulled from the agenda. Mr. Uhlfelder separated item 4, and Ms. Bright Gordon separated item 14 for further discussion.

The Board approved items 1-2 and 5-13.

1. PCR-266-06  Contract Modification: Digital Photocopiers, High Volume, Leasing
   JMI-602-10
   JMI-615-13

2. JMI-608-13  Contract Modification and Rescission: Special Education Audit Services
BUILDING AND CONTRACT AWARDS (cont)

5. MWE-854-13 Education-Related Services and Specialized Instruction for Preschool/PreK-12 Privately Placed Students
6. RGA-114-13 Professional Development for Nonpublic School Teachers and Administrators
7. MWE-801-13 School Buses
8. MWE-859-13 World-Class K-6 Curriculum Developer
10. PCR4-268-13 Limited Air Handler Replacement – Chesapeake High School
11. JNI-726-13 Replacement of Windows, Blinds, and Doors – Dundalk Middle School
12. PCR-266-13 Roof Replacement – Grange Elementary School
13. PCR-273-13 Roof Replacement – Hawthorne Elementary School

Item #4

On a motion of Mr. Janssen, seconded by Mr. Parker, the Board approved item 4 (favor-8; abstained-1). Mr. Uhlfelder abstained from voting on this item.

4. PCR-270-13 Doors – Interior and Exterior

Item #14

Mr. Pradeep Dixit, Executive Director of Physical Facilities, stated that other school systems surveyed indicated that the systems did not receive compensation for easements. He stated that Towson High School had a high number of power outages in the last 10 to 12 years compared to other high schools. Mr. Dixit remarked that underground wiring improves the overall safety of students.

Mr. Janssen remarked that he had not received an adequate response to his question during the committee meeting earlier this evening, of what would happen if the rationale used to approve this contract did not come to fruition.

On motion of Mr. Uhlfelder, seconded by Mr. Parker, the Board approved item 14 (favor-7; opposed-1; abstained-1). Ms. Bright Gordon opposed this item. Mr. Janssen abstained from voting on this item.

14. RGA-112-13 Utility Easements – Towson High School
FY2013 CAPITAL BUDGET SUPPLEMENT

Ms. Barbara Burnopp, Chief Financial Officer, reported to Board members that the capital budget supplement is a request to the county to use funds for design work to begin immediately on a variety of projects. The projects include school renovations and additions, roof replacements, air conditioning, and window, door, and boiler replacements. These funds are available from the bond referendum that was approved on November 6, 2012, and, if approved, will reduce bond funds available in FY 2014 by the same amount.

On motion of Mr. Janssen, seconded by Mr. Parker, the Board approved the operating budget appropriation transfer of $7,315,500 as presented in exhibit I (favor-8). Student representative, Miss Adams, did not vote on this item.

REPORTS

The Board received the following reports:

A. Superintendent’s Proposed Operating Budget, Fiscal Year 2014 – Dr. Dance presented to the Board, for its consideration, the Proposed Operating Budget for Fiscal Year 2014. A video was shown leading the segway into the presentation.

Dr. Dance stated that over 20 community meetings were held and that input received was an integral part in the development of the proposed operating budget. While the proposed operating budget does not meet all of the school system’s needs, it does provide a good foundation related to three budget priorities: managing continued growth in student enrollment; raising the bar and closing gaps in student academic achievement; and investing in the future by strengthening the school system’s infrastructure.

The proposed budget includes:

- Managing Growth
  - 125 instructional positions
  - Classroom materials
  - Start-up costs and staffing for a new elementary school in the Lutherville area
  - Additional school counselors to meet the increasing needs of our students

- Raising the Bar and Closing Gaps
  - Initial development of a world-class curriculum
  - Expansion of our credit recovery programs
REPORTS (cont)

- Investing in the Future
  - First step towards wireless infrastructure for all schools
  - Staffing and equipment for school safety and security
  - First step toward a comprehensive student data system

Specifically, the budget includes:

- $15.1 million for continuing salary costs and $6.8 million for benefits for current and retired employees. In addition, $4.3 million is included for additional state teacher pension costs.
- $9.6 million in additional efficiencies and reductions.
- $12.6 million representing new initiatives and including funding to:
  - Expand classroom wireless infrastructure.
  - Increase the safety and security of schools.
  - Establish a student data management system fully aligned with a single point of access to the curriculum.
  - Effectively manage the climate of schools, as air conditioning is installed in more schools.

Dr. Dance stated that the proposed operating budget is 3.3% over the FY 2013 adjusted operating budget.

Dr. Dance encouraged the public to attend the public hearing on the proposed budget on Tuesday, January 15, 2013, at West Towson Elementary School beginning at 7:00 p.m.

INFORMATION

The Board received the following as information:

A. Southeast Area Education Advisory Council Minutes of November 12, 2012

ANNOUNCEMENTS

Mr. Schmidt made the following announcements:

- The Board of Education will hold a public hearing concerning the construction of a new elementary school on the Mays Chapel site on Monday, January 14, 2013, at Loch Raven High School beginning at 6:00 p.m. Sign-up for those members of the public wishing to speak begins at 5:00 p.m. at Loch Raven High School on the day of the hearing.
ANNOUNCEMENTS (cont)

- The Board of Education will hold a public hearing to seek the community’s input concerning the proposed fiscal year 2014 operating budget on Tuesday, January 15, 2013, at West Towson Elementary School beginning at 7:00 p.m. Sign-up for those members of the public wishing to speak begins at 6:00 p.m. at West Towson Elementary School on the day of the hearing. Snow date for the operating budget public hearing will be Wednesday, January 16, 2013.

- The Northwest Area Education Advisory Council will hold its next meeting on Wednesday, January 16, 2013, at Woodmoor Elementary School beginning at 7:00 p.m.

- The Southwest Area Education Advisory Council will hold its next meeting on Wednesday, January 16, 2013, at Fort Garrison Elementary School beginning at 7:00 p.m.

- The Board of Education will hold its next meeting on Tuesday, January 22, 2013, at Greenwood. The meeting will begin with an open session at approximately 5:15 p.m. The Board will then adjourn to meet in closed session. The open session will reconvene at approximately 6:30 p.m. The public is welcome to all open sessions.

ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 9:05 p.m.

Respectfully submitted,

S. Dallas Dance
Secretary-Treasurer

/bls
TENTATIVE MINUTES
BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND

Tuesday, January 22, 2013

The Board of Education of Baltimore County met in open session at 5:31 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

Mr. Schmidt reminded Board members of community functions and Board of Education events scheduled in January and February.

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(7) and upon motion of Mr. Janssen, seconded by Mr. Uhlfelder, the Board commenced its closed session at 5:33 p.m.

CLOSED SESSION MINUTES

The Board of Education of Baltimore County, Maryland, met in closed session at 5:33 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and the following staff members were present: Mr. Kevin A. Hobbs, Deputy Superintendent; Ms. Michele O. Prumo, Chief of Staff; Mr. Michael G. Sines, Chief Operations Officer; Mr. D. Mychael Dickerson, Chief Communications Officer; Andrew W. Nussbaum, Esquire, Legal Counsel to the Board of Education; and Ms. Brenda Stiffler, Executive Administrative Assistant to the Board.

Mr. Nussbaum provided legal advice to Board members regarding school closings.

On motion of Mr. Collins, seconded by Ms. Roddy, the Board adjourned its closed session at 6:03 p.m. for a brief dinner recess.
OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 6:38 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. Charles McDaniel, Jr., Mr. George J. Moniodis, Ms. Valerie A. Roddy, Mr. David Uhlfelder, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Miss Mara Jade Beaumier, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Mr. Schmidt informed the audience of the sessions in which Board members had participated earlier in the afternoon.

SPECIAL ORDER OF BUSINESS

Ms. Anita Rozenel presented a plaque to Dr. Dance on behalf of Kids Helping Hopkins.

SPECIAL ORDER OF BUSINESS

On motion of Mr. Janssen, seconded by Mr. Collins, the Board adopted two resolutions honoring Chadwick and Charlesmont Elementary schools as a 2012 Maryland Blue Ribbon School of Excellence. The resolution stated:

WHEREAS, Chadwick Elementary School is one of six schools to be honored by the Maryland State Department of Education as a 2012 Maryland Blue Ribbon School of Excellence; and

WHEREAS, This Baltimore County elementary school was selected based on rigorous requirements for high achievement and dramatic improvement; and

WHEREAS, Chadwick Elementary School was joined in this honor by Charlesmont Elementary School, a second recipient of the 2012 Maryland Blue Ribbon School of Excellence distinction, thus allowing Baltimore County Public Schools to claim one-third of the schools that received this prestigious recognition this year; and

WHEREAS, These two schools now join the roster of the sixteen other county schools that have earned this honor and collectively represent the potential of every Baltimore County school to ensure that all students excel academically; and
SPECIAL ORDER OF BUSINESS (cont)

WHEREAS, This recognition for Chadwick Elementary School brings attention to the strength of the school’s administrative and academic leadership; the quality, dedication, and creativity of its teachers; the enthusiasm and abilities of its students; and the consistent support the school receives from involved parents and community partners; now, therefore, it be

RESOLVED, That the Board of Education, herewith assembled in regular session on the twenty-second day of January, in the year two thousand and thirteen, expresses gratitude and sincere appreciation to Chadwick Elementary School’s student body, staff, and community for their cultured foresight, unwavering commitment, and commendable efforts in achieving this milestone.

SELECTION OF SPEAKERS

After collecting completed sign-up cards, Mr. Schmidt announced the names of persons who would be speaking during the public comment portion of the meeting as well as the order in which the persons would be called.

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

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

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

ADVISORY AND STAKEHOLDER COMMENTS

Ms. Jacki Brewster, President of the PTA Council of Baltimore County, announced the Council’s general meeting would be held on January 31, 2013, at Loch Raven High School regarding advocacy. She distributed Option A and B materials that were provided to parents at the December 10, 2012, meeting. Ms. Brewster stated that parents were upset with not receiving an opportunity to provide input regarding the closing of the Eastwood Center.
ADVISORY AND STAKEHOLDER COMMENTS (cont)

Ms. Jessica Paffenbarger, Chair of the Citizens Advisory Committee for Gifted and Talented (G/T) Education, stated that students from outside of the school system tend to be put into standard classes with no formal assessment for honors or G/T. She stated that the advisory committee would like to see a formal assessment of students coming into the school system before they are placed.

Ms. Jacqueline Brewster, Chair of the Southeast Area Education Advisory Council, expressed concern that the two joint advisory council meetings were cancelled. She hopes that the meetings will be rescheduled. Ms. Brewster announced that Dr. Dance would join the Council at its next meeting on January 28, 2013 at Dundalk High School.

Mr. Schmidt stated that a public hearing is scheduled for February 12, 2013, at Dundalk High School on the Eastwood Center.

GENERAL PUBLIC COMMENT

Ms. Dawn Baier thanked the Board for the outstanding allied sports athletic program in the school system. She stated that the policy was that students who reached 19 years old cannot fully participate in the program. However, she was informed this evening that a solution was found to allow students up to 21 years of age to participate in the program.

Mr. Michael DiMarzio stated that seven months is an unreasonable amount of time to implement a new magnet program in three schools. He asked the Board not to allow the county to act hastily in closing the Eastwood Center.

Ms. Erika Sapp asked how and why the County Executive could dictate where a school goes. She asked how can the school system take four and five-year-olds in a school to be warehoused. Ms. Sapp inquired as to why there are eight other county schools half empty.

Mr. Charles Pfeifer stated that the staffs of the three schools affected by the proposed Eastwood closure were informed that they may not have a position at those schools. He remarked that if the Board will not explain the reason for the proposed closing of the Eastwood Center, and cannot produce any educational research showing how the closing represents a “best practice,” then it would seem clear that the Board’s only decision is to vote “no.”

Mr. Hennel expressed disapproval to close the Eastwood Center. He stated that, because of the timing of the communications, parents are left without an option. Special permission transfer requests do not allow for “school closing” as a reason.
GENERAL PUBLIC COMMENT (cont)

Ms. Rachel Zampini pleaded for Option B regarding the consolidation of three schools. She stated that Option A would be a regression for all children in these programs. Children need the structure and routines that are currently in place. Mixing programs would have a negative impact on each child’s development as they would be part of a larger learning environment.

Mr. Leo Woerner stated that the new central area elementary school needs to be built in the right place and Dulaney Springs is the best place for the school. He expressed concern over traffic, utilities, transportation, and roads with no curbs.

Ms. Jamie Beaumier stated that the entire Eastwood closing process has left her frustrated. She remarked that on January 17, staff and teachers were informed that their jobs were not guaranteed.

Students from Eastwood elementary magnet school asked the Board not to close the Eastwood Center. Students expressed concern over safety and lost friendships.

Ms. Tristan White asked the Board not to amend Superintendent’s Rule 6400. The unamended Rule benefitted families, transportation, and sibling priority. She stated that family involvement, transportation, and extra-curricular involvement are some of the issues with the changes to the rule.

WORK SESSION REPORTS

The Board received the following reports:

A. **Report on Key School Legislation** – Edward Novak, Esquire, Government Relations Liaison, reported on three legislative items that are currently under discussion in the General Assembly:

- SB10 – Baltimore County-Board of Education-Selection of Members – The bill would change the Board’s composition to include: six members elected on a nonpartisan basis, five members appointed by the Governor, and one student member.
- Federal budget and funding issues – Issues include: federal “fiscal cliff” and sequestration, which could result in chaos and uncertainty in the federal budget.
- Baltimore City Public Schools: Proposed Alternative Financing for Public School Construction – Concerns include the effects on the State’s credit and bond ratings, bonding capabilities, and interest from other schools systems in obtaining similar authority.
WORK SESSION REPORTS (cont)

B. Report on Consolidation of Eastwood Elementary, Norwood Elementary, and Holabird Middle schools to PreK through Grade 8 Science, Technology, Engineering, and Mathematics (STEM) Magnet – Ms. Karen Blannard, Assistant Superintendent, Elementary Zone 1, reported on the proposed consolidation of Eastwood Elementary, Norwood elementary, and Holabird Middle schools, and the closure of the Eastwood Center. Staff recommends that Eastwood, Norwood, and Holabird become one PreK-8 school on two campuses as a science, technology, engineering, and math (STEM) magnet school. The Norwood building would serve students in Grades PreK-3 as the lower school, and the Holabird building would serve students in Grades 4-8 as the upper school.

The rationale for this option is based upon the following:

- A PreK-8 continuum of services sharing the same mission and vision with a strong focus on STEM 21st century skills that will prepare students for college and the workplace.
- Opportunities for grade level and vertical team planning to ensure strong teacher collaboration with student skill acquisition at each grade level.
- The development of a community-based magnet program that will expand opportunities for more Dundalk area students, and serve as a direct feeder program into Dundalk High School programs.
- Lower and upper schools will have access to 21st century technology, including on- and off-campus field experiences for all students.

Ms. Blannard reviewed student enrollment trends, transportation, and financial considerations that influenced the recommendation to consolidate the three schools.

Mr. Schmidt asked which of the three schools have air conditioning. Ms. Blannard responded Norwood Elementary and Holabird Middle schools are air conditioned. Mr. Schmidt asked whether there were other elementary schools in Baltimore County that were the size of Eastwood Elementary Magnet with Ms. Blannard responding in the negative.

Ms. Bright Gordon requested the following information:

- A breakdown of the programs at Eastwood Elementary Magnet School.
- A breakdown of the number of students in the early childhood program and the adapted learning support program (Grades 1 through 5) at Eastwood Elementary Magnet School.
WORK SESSION REPORTS (cont)

- The number of students who applied for Eastwood Magnet and who were denied magnet placement during the current school year.
- A breakdown of all inclusion classrooms in the elementary and middle schools in the southeast area.

Miss Adams asked whether the magnet program at Eastwood is dependent upon the size of the school. Ms. Blannard responded that the magnet program involves environmental science and could be moved to Norwood Elementary and benefit Holabird Middle students. The STEM program would supplement the core curriculum with cross disciplinary skills.

Mr. Janssen asked whether data exists concerning the efficacy of PreK through Grade 3 model. Ms. Blannard responded that the school system has reviewed research across the nation and there are many positive reports.

Mr. Schmidt inquired about staffing allocations for the three schools. Ms. Blannard stated that, pending Board approval, the school system would look at having all three principals remain in place for the 2013-2014 school year. The principal at Eastwood Magnet would assist the principals at Norwood Elementary and Holabird Middle schools. Teachers of those grade levels affected would have the opportunity to move with the students.

Mr. Collins commented that it is critical that the administration and teachers remain for the transition year.

Ms. Roddy asked how the system can ensure the high quality education for Norwood Elementary and Holabird Middle schools. Ms. Blannard responded that all schools provide the opportunity for teachers to plan together. With Norwood and Holabird, this would increase the conversation vertically and at grade level. Ms. Roddy asked how would the school system expand the benefits of a close-knit community such as Eastwood. Ms. Blannard responded that principals will foster that throughout the summer months and will schedule times for those meetings to occur and to include parents. Other components include parent visibility in the building and a strong rapport with teachers.

Mr. Bowler requested the following information:

- How much money the school system would save by closing Eastwood Magnet Elementary School; and
- The disposition of the building.
WORK SESSION REPORTS (cont)

Mr. Janssen requested the following information:

- Current test scores (i.e. MSA) and suspension/expulsion data for Eastwood Magnet Elementary, Norwood Elementary, and Holabird Middle schools along with comparison data for surrounding schools.
- The success of any Grade 4-8 models.

C. Report/Discussion on the Proposed FY2014 Operating Budget – Ms. Barbara Burnopp, Chief Financial Officer, reviewed the operating budget process and timeline with Board members.

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>January 8, 2013</td>
<td>Superintendent’s Presentation to the Board</td>
</tr>
<tr>
<td>January 15, 2013</td>
<td>Board Public Hearing</td>
</tr>
<tr>
<td>January 22, 2013</td>
<td>Board Work Session</td>
</tr>
<tr>
<td>February 5, 2013</td>
<td>Board Adopts Budget</td>
</tr>
<tr>
<td>By March 1, 2013</td>
<td>Board Proposed Budget Book goes to County Executive</td>
</tr>
<tr>
<td>April 12, 2013</td>
<td>County Executive Presents Budget to County Council</td>
</tr>
<tr>
<td>May 24, 2013</td>
<td>County Council Adopts Budget</td>
</tr>
<tr>
<td>July 1, 2013</td>
<td>BCPS Implements FY 2014 Budget</td>
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<table>
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<tr>
<th>Fund</th>
<th>FY13 Adj Budget</th>
<th>FY14 Proposed</th>
<th>Difference</th>
<th>% Change</th>
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<td>General Fund</td>
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<td>1,314,105,568</td>
<td>41,851,859</td>
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<tr>
<td>Special Revenue Fund</td>
<td>74,272,536</td>
<td>73,474,588</td>
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<td>Operating Budget Subtotal</td>
<td>$1,346,526,245</td>
<td>$1,387,580,156</td>
<td>$41,053,911</td>
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<td>Capital Projects Fund</td>
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<td>172,522,758</td>
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<td>Debt Service Fund</td>
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<td>35,599,923</td>
<td>325,569</td>
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<td>Enterprise Fund</td>
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<td>Total</td>
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<td>$1,709,825,570</td>
<td>$216,167,666</td>
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Ms. Burnopp noted that, if funded, this would be the fourth year at Maintenance of Effort (MOE). Additional information reviewed, as detailed in exhibit C, included:

- Enrollment
- FY 2014 General Fund Revenues
- Comparison with Other Revenues
WORK SESSION REPORTS (cont)

- Proposed Budget by Object Class and Expenditures
- Managing Growth
- Raising the Bar and Closing Gaps
- Future Investments

Ms. Patricia Lawton, Chief Academic Officer, highlighted some of the components of the elementary digital language arts curriculum that would allow students to be college and career ready and compete globally.

Ms. Camille Jones, Chief Information Technology Officer, reported on streamlining data management and performance data for all stakeholders. She commented that an update on the new system would be provided to the Board in May.

Mr. Dale Rauenzahn, Executive Director of School Safety and Security, provided an update on phase two of the safety and security program.

Mr. Janssen asked whether there was an increase in custodial staff or square footage. Ms. Burnopp responded that the custodial staff for the new elementary school would come in the following budget year. The school system would have to add square footage to the schools undergoing renovation. Mr. Janssen asked whether there was a position in the budget for an additional auditor. Ms. Burnopp responded that there was an agreement to fund an intern for the Office of Internal Audit.

INFORMATION

The Board received the following as information:

B. Report on the Annual Report on Results
C. Enrollment Projections for 2013-2022
ANNOUNCEMENTS

Mr. Schmidt made the following announcements:

- The joint Area Education Advisory Council scheduled for Tuesday, January 31, 2013, has been postponed.

- The Board of Education will hold its next meeting on Tuesday, February 5, 2013, at Greenwood. The meeting will begin with an open session at approximately 5:00 p.m. The Board will then adjourn to meet in closed session. The meeting will reconvene at approximately 7:00 p.m. The public is welcome to all open sessions.

- The Board of Education will hold its winter recognition night on Thursday, February 7, 2013, at Perry Hall High School beginning at 7:00 p.m.

- The Southeast Area Education Advisory Council will hold its next meeting on Monday, February 11, 2013, at 7:00 p.m. at Norwood Elementary School.

- The Board of Education will hold a public hearing concerning the consolidation of Eastwood Elementary, Norwood Elementary, and Holabird Middle schools on Tuesday, February 12, 2013, at Dundalk High School beginning at 6:00 p.m. Sign-up for those members of the public wishing to speak begins at 5:00 p.m. at Dundalk High School on the day of the hearing.

- The Northwest Area Education Advisory Council will hold its next meeting on Wednesday, February 13, 2013, at Summit Park Elementary School beginning at 7:00 p.m.

ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 9:13 p.m.

Respectfully submitted,

___________________
S. Dallas Dance
Secretary-Treasurer

sdd/bls
TENTATIVE MINUTES
BOARD OF EDUCATION OF BALTIMORE COUNTY, MARYLAND
Tuesday, February 5, 2013

The Board of Education of Baltimore County met in closed session at 5:36 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Mr. H. Edward Parker, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

Mr. Schmidt reminded Board members of community functions and Board of Education events scheduled in February and March.

Pursuant to the Annotated Code of Maryland, State Government Articles, §§10-508(a)(1), (a)(7), and (a)(8) and upon motion of Mr. Janssen, seconded by Mr. Parker, the Board commenced its closed session at 5:44 p.m.

CLOSED SESSION MINUTES

The Board of Education of Baltimore County, Maryland, met in closed session at 5:44 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Mr. H. Edward Parker, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and the following staff members were present: Mr. Kevin A. Hobbs, Deputy Superintendent; Ms. Michele O. Prumo, Chief of Staff; Mr. Michael G. Sines, Chief Operations Officer; Mr. D. Mychael Dickerson, Chief Communications Officer; Dr. Lisa Grillo, Chief Human Resources Officer; Dr. Alpheus Arrington, Director, Human Resources; Margaret-Ann F. Howie, Esquire, General Counsel; Andrew W. Nussbaum, Esquire, Counsel to the Board of Education; and Ms. Brenda Stiffler, Administrative Assistant to the Board.

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

Dr. Grillo and Dr. Arrington exited the room at 6:00 p.m.

Mr. Nussbaum provided legal advice regarding the hearing officers’ opinions to be considered that evening.

Ms. Howie updated the Board on potential litigation regarding a school incident.

On motion of Mr. Moniodis, seconded by Mr. Parker, the Board adjourned its closed session at 6:20 p.m.
OPEN SESSION MINUTES

The Board of Education of Baltimore County, Maryland, reconvened in open session at 6:57 p.m. at Greenwood. President Lawrence E. Schmidt, Esquire, and the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esquire, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Mr. H. Edward Parker, Ms. Valerie A. Roddy, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, and staff members were present.

PLEDGE OF ALLEGIANCE

The open session commenced with the Pledge of Allegiance to the Flag, which was led by Miss Breana Echols, President of the Baltimore County Student Council, followed by a period of silent meditation for those who have served education in the Baltimore County Public Schools.

Hearing no additions or corrections to the Report on the Public Hearing on the proposed new elementary school at the Mays Chapel site; and the Report on the Public Hearing on the FY 2014 Operating Budget of January 15, 2013, Mr. Schmidt declared the minutes approved as presented on the Web site.

Mr. Schmidt informed the audience of the sessions in which Board members had participated earlier in the afternoon.

SELECTION OF SPEAKERS

After collecting completed sign-up cards, Mr. Schmidt announced the names of persons who would be speaking during the public comment portion of the meeting as well as the order in which the persons would be called.

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

While the Board encourages public input on policy, programs, and practices within the purview of this Board and this school system, this is not the proper avenue to address specific student or employee matters, or to comment on matters that do not relate to public education in Baltimore County. The Board encourages everyone to utilize existing avenues of redress for complaints. Inappropriate personal remarks or other behavior that disrupts or interferes with the conduct of this meeting are out of order.
Mr. Schmidt also asked speakers to observe the timer, which lets the speaker know when time is up. He asked speakers to conclude their remarks when they see his/her time is up.

**ADVISORY AND STAKEHOLDER COMMENTS**

Miss Breana Echols, Baltimore County Student Council President and member of the Superintendent’s Student Council Advisory Group, announced the February 25, 2013, annually lobbying trip and the March 9, 2013 Maryland Association of Student Councils’ legislative session in Annapolis. Miss Echols announced that the Student Council Advisory Group is preparing for the county’s first anti-bully day on March 1, 2013.

Ms. Abby Beytin, President of the Teachers Association of Baltimore County, thanked the Board for its choice when appointing Dr. Dance. Ms. Beytin also thanked the superintendent for his collaborative work and skill in bringing much needed change to Baltimore County Public Schools (BCPS).

Ms. Alisha Hartman, representative of the Special Education Citizens Advisory Committee (SECAC), stated that the Committee would like protocols established for staff’s responses to committee recommendations. She thanked the Office of Special Education for working to resolve the issue around the Allied Sports Program issue. Ms. Hartman announced that SEACAC’S next meeting would be held on February 11, 2013 in ESS at Room 114.

Mr. John Desmone, Executive Director of the Council of Administrative and Supervisory Employees (CASE), reiterated that CASE is not opposed to completing the financial disclosure form, but was under the impression that the Ethics Review Panel would revisit the policy.

Ms. Beverly Coleman, Chair of the Southwest Area Education Advisory Council, reported on the Council’s January 16, 2013, meeting where, with the discussion around the Common Core Standards and overcrowding concerns at Hillcrest Elementary School were discussed. She announced that its next meeting would be held on February 20, 2013, to discuss bullying, suspension, and student behavior.

**GENERAL PUBLIC COMMENT**

Mr. Whistler Burch stated that it is “absurd” to build a school where there are no children when other alternatives exist which are far more economical and safer for the children that would be affected by this “commuter school.” He asked the Board to table its vote until disclosure has been made as to why there is a need to use the program open space.
Mr. Angelo Del Negro stated that there are many inconsistencies with the plan to build a school on the Mays Chapel site. He stated that a new school may or may not be required, but not at the Mays Chapel site.
GENERAL PUBLIC COMMENT (cont)

Ms. Nancy Burke stated that she has reviewed the tax payer funding and projected cost for Baltimore County school additions. She also reviewed published data and obtained the cost of renovating schools instead of building a new school. Ms. Burke remarked that money could be saved by expanding several other schools.

Mr. Charles Knutson deferred his time to Ms. Kelly Fox. Ms. Fox stated that Hillcrest Elementary School has reached its physical limits due to overcrowding conditions.

Ms. Carol Mills deferred her time to Ms. Penny Noval. Ms. Noval stated that building a new elementary school on the Mays Chapel site would be a “travesty” that cannot be justified or rectified. She challenged and urged the Board to vote “no” on this project.

Dr. William Vitale stated that should the Board vote in favor of the new elementary school on the Mays Chapel site, the community’s opposition would not end with the vote.

Mr. James Kitchel expressed concern regarding overcrowding and staff challenges at Hillcrest Elementary School. He asked the Board to address short-term facility issues and ensure that a core capacity study is completed without delay.

Mr. James Reichlin asked the Board to consider the students and staff at the overcrowded Hillcrest Elementary School.

Dr. Bash Pharoan asked why there is no openness regarding closing schools for Jewish holidays. Dr. Pharoan asked the Board to respond to him via email and not in a letter.

Mr. Eric Rockel expressed disappointment in the minutes of January 14, 2013, public hearing. He stated that when the public submits written testimony, those documents should be attached to the minutes of the meeting. Mr. Rockel suggested that in the absence of those Board member not at tonight’s meeting that the Board defer the vote until all members are present.

SUPERINTENDENT’S REPORT

Dr. Dance reported on the following items:

- Sixty-three (63) support personnel were recognized for graduating from CCBC with a Certificate in Business on February 1, 2013.
- Mr. Ryan Imbriale, Principal at Patapsco High School and Center for the Arts, was named as NAASP Principal of the Year.
- BCPS had 168 out of 410 students honored in the 2013 Scholastic Art & Writing Awards. Moreover, BCPS students won 46% of the awards presented statewide.

Comment [MAH1]: I think it’s “Scholastics” not sure.
SUPERINTENDENT’S REPORT (cont)

- Rigor Engaging principals in middle school instruction to ensure there is rigor and adequate program options for students can be ensured through engaging principals and students. He introduced a video that highlighted the middle school program approach in BCPS and is focused on efforts to strengthen those schools.

SUPERINTENDENT’S REPORT (cont)

Dr. Dance stated that tonight’s video focuses on efforts to strengthen middle school instruction and program.

In regards to Superintendent’s Rule 6400, Magnet Program—Dr. Dance stated that, as a result of the stakeholder input, surveys, and direct outreach concerning magnet schools and programs, it has been determined that there will be no procedural changes to the magnet application process for the 2014-15 school year. The school system will engage an outside evaluator to make a comprehensive review of the system’s magnet programs. The review will take place during the first semester of the next school year and will result in a report to the Board of Education by February 2014.

Mr. Janssen stated that is was rewarding to observe support personnel taking advantage of the CCBC cohort and furthering their education.

PRESIDENT’S REPORT

Mr. Schmidt stated that the Board is continually questioned about many areas of our educational system. These questions come from public testimony, direct inquires to Board members, public hearings on capital and operating budgets, and area advisory councils. Some are specific to individual schools, while others involve the entire system. Mr. Schmidt reported on the following topics:

- Recognized the Baltimore Ravens organization for their support and community work within BCPS.

  Eastwood Center – There will be a public hearing on the closing of the Eastwood Center on Tuesday, February 12, 2013, at 6:00 p.m. at Dundalk High School with sign-up beginning at 5:00 p.m.

  School Holidays – Maryland law requires the school system to close on certain days. The law also allows school systems to close on other days if one of two criteria is met: 1) a disruption to the educational program in schools, or 2) there will be inappropriate levels of expense that would be sustained should the school system remain open. Baltimore County Public Schools are closed on the Jewish holidays because there is a large Jewish population in Baltimore County, and opening on those
days would be disruption to the school system. Likewise, there are a number of teachers that would be absent on those days requiring the school system to hire a number of substitute teachers at great expense.
School Holidays—The Maryland law requires the school system to close on certain days. The law also allows school systems to close on other days if one of two criteria is met: 1) a disruption to the educational program in schools, or 2) there will be inappropriate levels of expense that would be sustained should the school system remain open. Baltimore County Public Schools are closed on the Jewish holidays because there is a large Jewish population in Baltimore County, and opening on those days would be disruption to the school system. Likewise, there are a number of teachers that would be absent on those days requiring the school system to hire a number of substitute teachers at great expense.
OLD BUSINESS

Board of Education Policies

The Board Policy Committee, represented by Ms. Roddy, recommended approval of eleven policies. This is the third reading.

The Board approved the following proposed policies (favor-9):

- Proposed Changes to Policy 3111 – NON-INSTRUCTIONAL SERVICES: Fiscal Services: Budget-Planning and Preparation
- Proposed Changes to Policy 3113 – NON-INSTRUCTIONAL SERVICES: Transfers and Supplements
- Proposed Changes to Policy 5510 – STUDENTS: Conduct-Positive Behavior
- Proposed Changes to Policy 6304 – INSTRUCTION: Commemorations and Observances

Proposed FY2014 Operating Budget

Mr. George Sarris, Director of Budget and Reporting, reviewed the budget request as presented in exhibit F. The superintendent’s proposed budget was based on a 3.7% increase of $19.5 million in state funding for Grades K-12 education. Local county revenues are proposed to remain at the Maintenance of Effort (MOE) level as prescribed by state law.

On January 18, 2013, preliminary calculations for major state aid programs were released by the Maryland State Department of Education. These preliminary calculations appear to provide additional funding for Baltimore County Public Schools above the initial projections upon which the budget is based. Additional information has been received on the Affordable Care Act and bus financing requirements. Accordingly, the proposed budget has been increased by $1 million for each of these items. Special Education revenues and expenditures were adjusted by $1 million to more accurately reflect reduced state reimbursements from nonpublic placements. Expenditures of approximately $1 million were redirected to instructional salaries for tutoring in Tier II and Tier III schools.

The total budget for all funds is $1,711,516,570.

Ms. Roddy moved approval of the proposed Operating Budget for Fiscal Year 2014. The motion was seconded by Mr. McDaniels.

Mr. Janssen moved to amend the budget to include an additional Auditor II position in the Board’s Office of Internal Audit at a cost not to exceed $70,000. Mr. Parker seconded the motion. The Board approved the amendment to the budget (favor-8). Student representative, Miss Olivia Adams, did not vote on this amendment.
OLD BUSINESS (cont)

The Board unanimously approved the Fiscal Year 2014 amended budget (favor-8; opposed-0; abstained-0). Student representative, Miss Adams, did not vote on this item.

FY2013 Capital Budget Supplement

Ms. Sarris reported to Board members that the capital budget supplement is a request to the county to use funds for design work to begin immediately on a variety of projects. The projects include school renovations and additions, roof replacements, air conditioning, window, door, and boiler replacements. These funds are available from the bond referendum that was approved on November 6, 2012, and, if approved, will reduce bond funds available in FY 2014 by the same amount. Additional funding of $2,747,000 is now available to be used for the purchase and installation of security cameras and electronically controlled entry systems.

On motion of Mr. Janssen, seconded by Mr. Parker, the Board approved the operating budget appropriation transfer of $10,062,500 as presented in exhibit G (favor-8; opposed-0; abstained-0). Student representative, Miss Adams, did not vote on this item.

Proposed New Elementary School on the Mays Chapel Site

Ms. Bright Gordon moved to approve the Mays Chapel site for a new elementary school. Mr. McDaniels seconded the motion.

Ms. Roddy read the following statement for Board member, Mr. David Uhlfelder, who was unable to attend tonight’s meeting:

I regret that I am unable to deliver this message to you tonight in person, however, when my vacation plans were made I had no idea that the Mays Chapel decision that we made many months ago would be the subject of conversation and a vote this evening.

Prior to our previous decision to support the construction of an elementary school on the Mays Chapel site, I devoted a considerable amount of time reviewing all the information that was presented to us at the public meetings as well as the information provided by the Superintendent’s staff.
OLD BUSINESS (cont)

I personally walked the Mays chapel site, as well as the alternative site that was suggested. In addition, I spent two hours on a very warm Sunday afternoon observing the activities at the Mays Chapel site which I must say were very limited for such a lovely day. I saw a few walkers, a couple of persons walking their dogs and very little other activity. The athletic fields were not in use that Sunday. Considering the number of people living in close proximity of the Mays Chapel site, I was truly disappointed in the inactivity that afternoon.

I previously voted in favor of construction of the elementary school and perhaps I do have a bias. In 1968 I purchased a newly-built house across from Fort Garrison Elementary School, a mere 21 feet from the school property and perhaps maybe 125 feet from the front door. Contrary to many of the comments, the elementary school did not reduce the value of my home, but in fact increased the value of the home. An elementary school is a stabilizing factor when it comes to maintaining property values.

Moreover, have a household of six school age children we fully utilized all the athletic facilities of the school. The kids’ playground was our playground. The ball fields were our ball fields. The concrete paths surrounding the school provided a walking path as well as a practice area for several of my children in the cross country endeavors.

I am sure the older residents of this area will find great use for the elementary school facilities for their grandchildren and may in face encourage more visits from grandchildren.

The athletic fields were in constant use by Parks and Recreation for lacrosse, soccer, girls’ softball, and adult softball leagues. The all-purpose courts were used for basketball, roller blading, and other activities.

If you didn’t participate in a sport, there was ample opportunity to enjoy all the activities as a spectator.

In addition to providing an immediate relief for the overcrowding in the central district, I believe that there will be opportunities to alleviate some of the overcrowding that the families just on the other side of Falls Road is enduring. In the not so distant future the Chestnut Ridge Country Club site will be developed, which I am sure will provide additional school-age children.

I am firmly convinced that the Mays Chapel school site provides us the best opportunity to further the education of our Baltimore County school children. I urge my fellow Board members to vote in favor of construction of the elementary school on this site.
OLD BUSINESS (cont)

Mr. Schmidt commented that provided the following comments: The consideration of this site has certainly brought about significant public interest. He thanked the citizens who have taken the time and expended the effort to provide the Board—with their views. The State Board considered the appeal. The appeal raised a whole host of issues, many of which the Board has heard through the testimony of the many individuals who have spoken at the public hearings held for this matter and at regular meetings of the Board. The State Board remanded this case to the Board to conduct another hearing. The Board has done that. It is to be noted that the State Board’s written decision indicated that this Board’s decision was not erroneous based upon any of the substantive objections that were raised. Rather, the State Board found, that notwithstanding the significant public notices and participation last year, that there has been a failure to comply with requirements that the public hearing in March 2012 be advertised via a “legal notice” in a newspaper of general circulation. But it has now been cured. There has been another public hearing that was properly advertised and well attended.

Mr. Schmidt stated that the Mays Chapel site addresses the overcrowding issue as it offers a proper and strategic location for a new school. There will be, as was done when West Towson was opened, a public process to adjust school boundaries. As a bottom line, we need another school (building) in the central area. He stated that this site has been designated as an elementary school site since it was acquired in 1986 by BCPS. That was before the first construction in Mays Chapel North began. This school has been “on the books” before any of the condos, senior assisted living and other parts of Mays Chapel North were built.

Mr. Schmidt remarked that a school does not just serve those who live close enough to see it. Schools have been traditionally viewed as the heart of a community. He hopes that the neighborhood would embrace the energy and sense that a school can bring to a community, and hopes that the senior citizens will volunteer at the school and welcome those young voices to their community.

Mr. Schmidt stated that he intends to vote “yes” on this issue and encouraged his fellow Board members to do likewise.

The Board unanimously approved the construction of a new elementary school on the Mays Chapel site (favor-9; opposed-0; abstained-0).

PERSONNEL MATTERS

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

On motion of Mr. Janssen, seconded by Mr. Parker, the Board approved the administrative appointments as presented in exhibit N (Copy of the exhibit is attached to the formal minutes).

Dr. Dance recognized the administrative appointments approved by the Board.

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<th>To</th>
</tr>
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<td>DEBRA A. STEVENS</td>
<td>Auditor IV, Office of Audit</td>
<td>Assistant Chief Auditor, Office of Audit</td>
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<tr>
<th>VALERIE THOMPSON</th>
<th>Assistant City Solicitor, Department of Law</th>
<th>Associate General Counsel, Office of Law</th>
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ACTIONS TAKEN IN CLOSED SESSION

On motion of Mr. Janssen, seconded by Mr. McDaniels, the Board confirmed the action taken in closed session in Case Numbers H.E. 13-03, 13-05, and 13-06 (favor-8; abstained-1). Ms. Roddy abstained from voting on this item.

BUILDING AND CONTRACT AWARDS

The Building and Contracts Committee, represented by Ms. Bright Gordon, recommended approval of items 1-12 (exhibit O). Ms. Bright Gordon separated items 7 and 8 for further explanation.

The Board approved items 1-6 and 9-12.

1. JNI-737-11 Contract Modification: Meeting Space for Administrative and Supervisory Meetings
2. JNI-740-13 English Language Training for Parents of English for Speakers of Other Languages (ESOL) Students
3. JMI-603-13 Paper – Cut Sheet Paper (Copy, Laser Printers, and Duplicators)
4. PCR-280-13 Servers, Printers, Networking Equipment, Installation, and Training
5. PCR-272-13 Video, Digital, and Audio Networking Installation and Repair
6. PCR-279-13 Web Hosting
BUILDING AND CONTRACT AWARDS (cont)

9. MBU-504-13 Demo and Site Restoration site Package (02B) – Former Dundalk High School
10. MBU-504-13 Demo and Site Restoration Electrical Package (16C) – Former Dundalk High School
11. MWE-857-13 Roof Replacement – Franklin High School
12. PCR-277-13 Roof Replacement – Woodlawn High School

Item #7

Ms. Camille Jones, Chief Information Technology Officer, stated that online assessments will be required in November 2014. In order to prepare for those assessments, BCPS is contracting with three vendors to provide wireless LAN in every instructional building where instruction occurs, including Dundalk/Sollers Point High School. Before full implementation, the school system will pilot equipment in several schools. Roll out of the plan will begin in the high schools and schools receiving eRate funding; middle schools and any schools receiving eRate funding; and finally any remaining elementary schools. The plan will take approximately two to three years to complete.

Item #8

Mr. Gay stated that this contract would authorize the superintendent to make declarations of official intent on behalf of the Board for one year. The authorization is related to the issuance of the tax-exempt financing and is brought before the Board annually for its approval.

The Board unanimously approved items 7 and 8 (favor-9)

7. JMI-613-13 Wireless Local Area Network (LAN) Infrastructure
8. MBU-513-13 Resolution: Declaration of Official Intent

NEW SIGN AT SCOTTS BRANCH ELEMENTARY SCHOOL

Ms. Verletta White, Assistant Superintendent of Elementary Zone 3, stated that, in accordance with Superintendent’s Rule 7330, Scotts Branch Elementary School’s PTA is proposing the installation of a new marquee sign at the school. The new sign will be erected to provide and promote effective and efficient communication regarding school events for parents, students and community members. A few examples of the information that will be posted on the new sign will include: kindergarten registration, school closings, special announcements and recognitions, and notification of school functions throughout the school year.
NEW SIGN AT SCOTTS BRANCH ELEMENTARY SCHOOL (cont)

On motion of Mr. Parker, seconded by Mr. Bowler, the Board approved the new sign at Scotts Branch Elementary School (favor-9).

INFORMATION

The Board received the following as information:
A. Consideration of School Legislation
B. Revised Superintendent’s Rule 5510 – STUDENTS: Conduct-Positive Behavior

ANNOUNCEMENTS

Mr. Schmidt made the following announcements:

• The Board of Education will hold its winter recognition ceremony on Thursday, February 7, 2013, at Perry Hall High School beginning at 7:00 p.m.

• The Southeast Area Education Advisory Council will hold its next meeting on Monday, February 11, 2013, at Norwood Elementary School beginning at 7:00 p.m.

• The Board of Education will hold a public hearing concerning the proposed closing of Eastwood Center as required by state law on Tuesday, February 12, 2013, at 6:00 p.m. at Dundalk High School. Sign-up for those members of the public wishing to speak begins at 5:00 p.m. at Dundalk High School on the day of the hearing.

• The Northwest Area Education Advisory Council will hold its next meeting on Wednesday, February 13, 2013, at Summit Park Elementary School beginning at 7:00 p.m.

• School and offices will be closed on Monday, February 18, 2013, in observance of Presidents’ Day. Schools and offices will reopen on Tuesday, February 19, 2013.

• The Board of Education will hold its next meeting on Tuesday, February 19, 2013, at Greenwood. The meeting will begin with an open session at approximately 5:15 p.m. The Board will then adjourn to meet in closed session. The open session will reconvene at approximately 6:30 p.m. The public is welcome to all open sessions.
ADJOURNMENT

Since there was no further business, the Board adjourned its meeting at 9:06 p.m.

Respectfully submitted,

___________________
S. Dallas Dance
Secretary-Treasurer

sdd/bls
TENTATIVE REPORT

REPORT OF THE PUBLIC HEARING FOR PROPOSED CLOSING OF THE EASTWOOD CENTER ELEMENTARY MAGNET SCHOOL

Tuesday, February 12, 2013
Dundalk High School

The hearing was called to order by President Lawrence E. Schmidt, Esquire at 6:06 p.m. In addition to President Schmidt, the following Board members were present: Mr. Michael H. Bowler, Cornelia Bright Gordon, Esq., Mr. Michael J. Collins, Mr. Rodger C. Janssen, Mr. Charles McDaniels, Jr., Mr. George J. Moniodis, Mr. H. Edward Parker, and Miss Olivia Adams. In addition, Dr. S. Dallas Dance, Superintendent of Schools, staff members, as well as media, were present.

Mr. Schmidt stated that the Board has received considerable input regarding this item from a variety of sources. Mr. Schmidt asked Ms. Karen Blannard, Assistant Superintendent of Elementary Schools, Zone 1, to provide a brief statement to the Board on the Eastwood Center Elementary Magnet School (Eastwood Center). Mr. Schmidt remarked that the statement provided by Ms. Blannard will be placed on the Baltimore County Public Schools’ (BCPS) Web site on Wednesday, February 13, 2013.

The following persons offered testimony:

1) Ms. Linda Gossman – Protested the closing of the Eastwood Center. She stated that an elementary school is a vital part of any community. Ms. Gossman suggested closing Norwood Elementary and transfer students to the Eastwood Center. She asked the Board to keep the Eastwood Center open.

2) Ms. Tammy Ricci – Asked the Board to not close the Eastwood Center. She has been impressed by the attitude and care from staff and teachers towards students. Ms. Ricci asked how parents could make a rational decision when they were provided “misleading information.”

3) Ms. Ann Ritchey – Asked the Board to consider the ramifications that closing the Eastwood Center would have on the community. She reminded Board members of when the school system created the middle school model that consisted of Grades 6, 7, and 8. Ms. Ritchey stated that fourth and fifth graders do not belong in a middle school.

4) Ms. Marie Gagne-Stacy – Believes that fourth and fifth graders would be welcomed at Holabird Middle School. She stated that the science, engineering, technology, and math (STEM) program prepares students to be college and workforce ready. Ms. Gagne-Stacy commented that change is difficult but it is important to allow students to have the technology and exposure to new things.

5) Ms. Dawn Peake – Supports the closing of the Eastwood Center. She stated that combining teacher expertise, student knowledge, and being part of the STEM program is an amazing opportunity. Ms. Peake stated that teachers were concerned about their jobs for next school year; however, they are now at ease.
6) Ms. Darrielle Samorsky – Supports the closing of the Eastwood Center. She stated that she understands the concerns of parents; however, 21st century technology calls for an entirely different set of skills. Ms. Samorsky remarked that the STEM format for the newly proposed academy is absolutely the best thing for the students.

7) Ms. Michelle DiMarzio – Urged the Board to not close the Eastwood Center. She was disheartened with the way things played out. Ms. DiMarzio stated that the option of a K-8 STEM was not presented. She stated that parents were told that their voices would be heard; however, little time was given for parents to respond and provide input.

8) Ms. Johnna Mennel – Asked the Board to stop the closing of the Eastwood Center. She stated that it would be a huge mistake should the Board vote “yes” for this proposal. Ms. Mennel remarked that students would miss out on elementary school activities such as fifth grade graduation. She stated that teachers would have to go through professional development to learn how to teach STEM. Ms. Mennel commented that the Eastwood Center is being penalized for being under capacity.

9) Mr. David Mennel – Asked the Board to weigh the benefits of the Eastwood Center students. If closing the school does not increase the students’ academic, then do not close the school.

10) Ms. Nicole Swink – Opposed the closing of the Eastwood Center. She stated that, regardless of the outcome, the decision may not be in the best interest of the students and the community. Ms. Swink commented that nine other middle schools are under capacity including Dundalk and General John Stricker Middle schools. She commented that the Eastwood Center could accommodate 250-275 students in the existing building. Ms. Swink believes that the closing of the school is about money and politics.

11) Ms. Nicole Rogers – Asked the Board to keep the Eastwood Center open. She is angered and saddened by the closing of Eastwood. Ms. Rogers stated that it will be difficult for the Eastwood Center staff to meet the same goals in a school three times the size. She stated that it is unfair that parents do not have a choice.

12) Ms. Jaime Beaumier – Stated that the 2013-20122 enrollment projections indicated that the Eastwood Center was scheduled for closure at the end of the 2012-2013 school year and that the program would be incorporated into existing facilities. She remarked that parents were told at one point that the school would not be closed but consolidated. Ms. Beaumier believes that the decision to close Eastwood was made prior to this hearing.

13) Ms. Crystal Chamberlain – Understands the concerns and difficulties that Eastwood Center parents are experiencing. She stated that the possibility of the STEM program in the Dundalk area is amazing. As a community it is important that students in this area receive the same opportunities as other students in the county. If the closing of the Eastwood Center materializes, we need to prepare our children for the change.
14) **Ms. Laura Frasca** – Opposed the closing of the Eastwood Center. She stated that, by closing Eastwood, the school would lose everything that makes it great. Ms. Frasca commented that the Eastwood students would not receive the individualized attention at the middle school that they receive at the elementary school. She asked why is a PreK-8 good for the Dundalk area and not for the new elementary school in the Mays Chapel area, which is getting a new elementary school.

15) **Ms. Ericka Sapp** – Opposed the closing of the Eastwood Center. She stated that there was no discussion with parents until December 10, 2012. Ms. Sapp asked how the school system can make this 21st century school within less than seven months. She commented that three other middle schools in the Dundalk area are under enrolled and suggested merging those middle schools. Ms. Sapp remarked that she has read studies where combining fourth and eighth graders is not good. She inquired why the County Executive appears to have say in school system decisions. Ms. Sapp stated that it is not fair to use students as “guinea pigs” for the sake of saving a budget.

16) **Ms. Charlette Hunt** – She stated that she is opposed to closing the Eastwood Center.

17) **Mr. Rich Foot** – Opposed to the closing of the Eastwood Center. He commented that the proposed closing is a false hope. Mr. Foot remarked that Maryland education law, §4-115 states that the Board must notify the Baltimore County Office of Planning and Zoning of any schools it is considering for closure, request a written recommendation on the proposed action, and must be submitted by November 1. He also stated that these provisions can be waived by mutual agreement.

18) **Ms. Linda Caperna** – Did not speak at the public hearing.

19) **Mr. Russell Donnelly** – Asked the Board not to close the Eastwood Center. He expressed concern over the impact that will be levied upon the children when this school closes. Mr. Donnelly stated that keeping the school would be more of an asset then a liability.

20) **Ms. Mary Frances Graef** – Supports the closing of the Eastwood Center. She noted that the teachers who spoke this evening were in favor of the closure and hopes that parents would feel that excitement as well. Ms. Graef stated that this is an opportunity for students to benefit from the STEM program. She commented that closing the school would conserve energy and help students to be part of a “green” school.

21) **Mr. Charles Pfeifer** – Stated that it would be a conflict of interest to have a land zoning attorney part of this process. He asked whether the Baltimore County Planning and Zoning Board has been informed of the proposed closing and selection of the Norwood Elementary and Holabird Middle school sites at stated in §4-115. Mr. Pfeifer asked how the results of the combined school would be evaluated. He remarked that this combination could have a negative effect on the students.
22) Ms. Amy Schenning – Asked the Board to give conduct a pilot before closing the Eastwood Center. She asked why the school system did not consider merging the Eastwood and Norwood Elementary students into the middle school and relocate the Holabird Middle school students into the elementary school. Ms. Schenning expressed concern over the difference of age groups being placed together into one building. She also expressed concern with the liberal arts program at Norwood Elementary and transporting students to another building.

23) Ms. Kim Barnhouser – Opposed to the closing of the Eastwood Center. She asked why the school system has to close one school to make two schools in the same area better. While she would love to see Holabird Middle become a STEM magnet school, Ms. Barnhouser stated that closing the Eastwood Center would be a huge detriment to the students and parents. The Board needs to think about what it will be doing to a close-knit community when closing a school.

24) Ms. Dana Foot – Opposed to the closing of the Eastwood Center. She stated that the Eastwood Center is a good school. Other schools could not provide what her child needed.

25) Ms. Melissa Allen – Opposed to the closing of the Eastwood Center. She stated that her child is flourishing at Eastwood. She asked that, when the decision is made, the Board was not given all the options and choices that it could have chosen. Ms. Allen stated that the Dundalk area has one magnet school and that is Eastwood Center Magnet Elementary School. She asked the Board to take its time in making a decision: it affects Eastwood, Norwood, and Holabird students.

The hearing was concluded at 7:30 p.m.

Respectfully submitted,

__________________
S. Dallas Dance
Secretary-Treasurer

SDD/bls
Baltimore County Public Schools

Date: March 5, 2013

To: Board of Education

From: S. Dallas Dance, Superintendent

Subject: Consideration of the Waiver of the Provisions of Maryland Education Annotated Code §4-115(D)

Originator: Margaret-Ann Howie, Esq., General Counsel

Resource Person(s):

Recommendation

That the Board of Education accepts the county’s decision to waive the provisions of Maryland Education Annotated Code §4-115(D)

*****

Attachment I – Signed Waiver
February 20, 2013

Andrea Van Arsdale
Department of Planning
The Jefferson Building, Suite 101
105 W. Chesapeake Avenue
Towson, MD 21204

Re: Eastwood Center Elementary Magnet School

Dear Ms. Van Arsdale:

As you may be aware, the Board of Education of Baltimore County is considering the closure of Eastwood Elementary School. The Board held a public hearing on this matter and has tentatively scheduled a vote for March 5, 2013.

I am writing this letter to you, pursuant to Section 4-115(d) of the Education Article of the Annotated Code of Maryland, to notify you that the Board is considering closing Eastwood and I am requesting a written recommendation from you on this proposed action.

Note that the statute also allows for the waiver of its provisions by mutual agreement. It is my understanding that your Department is willing to waive the provisions of Section 4-115 (d).

Please provide the Board of Education with either your recommendation on this action or your willingness to waive the provisions of Section 4-115(d). If it is your intent to waive the provisions, kindly sign the attached and return it to my attention no later than February 28, 2013.

Very truly yours,

S: Dallas Dance
Superintendent

Enclosure

c: Margaret-Ann F. Howie, Esquire, General Counsel
    Michael E. Field, County Attorney

Focused on Quality; Committed to Excellence
WAIVER
SECTION 4-115 (D) OF THE EDUCATION ARTICLE
Eastwood Center Elementary Magnet School Proposal

The Baltimore County Department of Planning hereby advises the Board of Education of Baltimore County that it waives the provisions of 4-115 (d) with respect to the proposed closure of Eastwood Center Elementary Magnet School.

The provisions are so waived.

[Signature]
Andrea Van Arsdale, Director
Department of Planning

Date 2.20.2013
DATE: March 5, 2013

TO: BOARD OF EDUCATION

FROM: S. Dallas Dance, Superintendent

SUBJECT: CONSIDERATION OF THE RECOMMENDATION TO CLOSE THE EASTWOOD CENTER ELEMENTARY MAGNET SCHOOL TO ALLOW THE EXPANSION OF A SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH (STEM) PROGRAM FOR STUDENTS IN NORWOOD ELEMENTARY AND HOLABIRD MIDDLE SCHOOLS

ORIGINATOR: Kevin A. Hobbs, Deputy Superintendent

RESOURCE PERSON(S): Karen Blannard, Assistant Superintendent, Elementary Zone 1

RECOMMENDATION

That the Board of Education approves the closing of the Eastwood Center Magnet Elementary School for school year 2013-2014 in order to allow the expansion of a STEM program for students in Norwood Elementary and Holabird Middle schools.

*****

Attachment I – Executive Summary
Board of Education Meeting  
Executive Summary  
March 5, 2013

At the January 22nd Board of Education meeting, we shared that the administration has been reviewing our underutilized school buildings, particularly Holabird Middle School, and exploring opportunities to expand the magnet program at Eastwood. Meetings were held with the principals from Eastwood Center Elementary Magnet, Norwood Elementary, and Holabird Middle Schools to discuss how the magnet program at Eastwood could be expanded to include more students in the Dundalk area. As a result, a recommendation was made to the Board of Education to close the Eastwood building in order to expand a STEM magnet program to students at Norwood Elementary and Holabird Middle schools.

As required by state regulation and the Office of Strategic Planning’s procedures, the impact of the proposed closing was evaluated using the following factors: student enrollment trends; age or condition of the school building; transportation; educational programs; racial composition of the student body; financial considerations; student relocation; and the impact on the community in the geographic attendance area for the school proposed to be closed, and for schools to which the students will be relocating.

A joint community meeting, involving all three school communities was held in December where options were proposed to expand the Eastwood program. Individual school community meetings were held in December and January to discuss the proposals. Based on the overall but certainly not unanimous input from the affected school communities and what the administration has determined to be the best educational opportunity for students, the Superintendent is recommending that Eastwood, Norwood, and Holabird become a PreK-8 STEM magnet program, where the Norwood building would serve students in Grades PreK-3 as the lower school, and the Holabird building would service students in Grades 4-8 as the upper school.

Having reviewed all of the requisite factors, the educational benefit to students and better use of Holabird Middle School, which is under capacity, consolidating all three schools is an exceptional opportunity for students in the Dundalk area. By consolidating the three schools, there is no need for the building currently housing Eastwood. We are requesting Board of Education approval to close the Eastwood Center Elementary Magnet School at the end of this school year, in order to expand a STEM magnet program for students at Norwood Elementary and Holabird Middle schools.
RESOLUTION
BOARD OF EDUCATION OF BALTIMORE COUNTY

WHEREAS, The Superintendent of Schools recommended to the Board of Education of Baltimore County a consolidation of Eastwood and Norwood Elementary Schools and Holabird Middle School, effective the beginning of the 2013-2014 School Year; and,

WHEREAS, Part of the Superintendent's recommendation is to consolidate Eastwood Center Elementary Magnet School, Norwood Elementary School, and Holabird Middle School into two schools with a Kindergarten through Grade 8 Science, Technology, Engineering, and Mathematics (STEM) magnet program housed on two campuses; and,

WHEREAS, Part of the Superintendent's recommendation is that the building currently housing Norwood would serve students from Pre-Kindergarten to third grade; the building currently housing Holabird would serve students in Grades 4 to 8; and that the building currently housing Eastwood would be closed; and,

WHEREAS, The Board of Education held a public hearing on February 12, 2013, to permit concerned citizens an opportunity to submit their views on the proposed closing of Eastwood; and,

WHEREAS, The Board of Education, through the Superintendent of Schools, notified the Baltimore County Department of Planning (formerly known as the Office of Planning and Zoning) of the Board's consideration of the closure of Eastwood and requested a written recommendation on the proposed action, pursuant to Section 4-115 (d) of the Education Article, Annotated Code of Maryland; and

WHEREAS, The Baltimore County Department of Planning has advised the Board of Education that it is agreeable to waiving the provisions found in Section 4-115 (d) of the Education Article, Annotated Code of Maryland; and

WHEREAS, The Board of Education concurs with the recommendation of the Superintendent that the aforementioned schools be consolidated and that Eastwood Center Elementary Magnet School be closed, effective with the beginning of the 2013-2014 school year, for the reasons and rationale set forth in the document attached to this Resolution and made a part thereof; and,
Resolution  
March 5, 2013  
Page 2

WHEREAS, Upon the closure of Eastwood, that building and school site are no longer needed for school purposes; and now, therefore, be it

RESOLVED, That the Board of Education of Baltimore County hereby accepts and adopts the recommendation of the Superintendent that Eastwood and Norwood Elementary Schools and Holabird Middle School be consolidated and become two schools to be housed on two campuses with a Kindergarten through Grade 8 Science, Technology, Engineering, and Mathematics (STEM) magnet program, with the building currently housing Norwood serving students from Pre-Kindergarten to third grade and the building currently housing Holabird serving students in Grades 4 to 8; and be it further,

RESOLVED, That Eastwood Center Elementary Magnet School be closed effective with the beginning of the 2013-2014 school year; and be it further,

RESOLVED, That the Board of Education hereby agrees with the Baltimore County Department of Planning to waive the provisions contained in section 4-115(d) of the Education Article, Annotated Code of Maryland; and be it further,

RESOLVED, That the Superintendent be directed to take those actions necessary to implement the consolidation of the schools as set forth in this Resolution; and be it further,

RESOLVED, That the Superintendent be directed to notify the State Superintendent that the Board of Education finds that Eastwood Center Elementary Magnet School site is no longer needed for school purposes and to seek approval for informing the Baltimore County Council; and be it further,

RESOLVED, That the Superintendent be directed to notify the community in the geographic attendance area of the schools to be consolidated of the Board of Education’s final decision to close Eastwood; and be it further,

RESOLVED, That this final decision of the Board of Education to close Eastwood Center Elementary Magnet School may be appealed to the Maryland State Board of Education, if such appeal is submitted in writing to the State Board within 30 days after this final decision of the Board of Education and that the Community is to be so notified.

[Signatures]

Lawrence E. Schmidt, Esq.
President

S. Dallas Dance, PKD
Secretary-Treasurer

March 5, 2013
RATIONALE FOR THE CLOSURE OF EASTWOOD ELEMENTARY SCHOOL

Consideration has been given to the impact of the proposed closing of Eastwood on the following factors:

(1) Student enrollment trends:
   - Currently, Holabird Middle School is under-enrolled with a state-rated capacity (SRC) of 1,028 and a student enrollment of 645 students. Norwood Elementary School is over-enrolled with a state-rated capacity of 521 and a student enrollment of 610. Eastwood Center Elementary Magnet School’s (Eastwood Center) capacity is 197 with 191 students enrolled. The proposed plan would help in balancing enrollments among the three schools and would make use of underutilized space at Holabird Middle.

(2) Age or condition of school buildings:
   - This factor is not significant to the recommendation to close the Eastwood building and consolidate the three schools. It should be noted that the Eastwood Center is not air conditioned. Holabird Middle and Norwood Elementary schools are both air conditioned buildings.

(3) Transportation:
   - The same quality of transportation services will be provided to all students.

(4) Educational programs:
   - A PreK-8 continuum of services, where the lower and upper schools share the same mission and vision with a strong focus on STEM 21st century skills that will prepare students for college and the workplace.
   - Opportunities for grade-level and vertical-team planning to ensure strong teacher collaboration with student skill acquisition at each grade level.
   - The development of a community-based magnet program that will expand opportunities for more Dundalk area students and serve as a direct feeder program into Dundalk High School programs.
   - Both the lower and upper schools will have access to 21st century technology, including both on- and off-campus field experiences for all students.

(5) Racial composition of student body:
   - This factor is not significant to the recommendation to close the Eastwood Center building and consolidate the three schools.
(6) Financial considerations:
   • Consolidating the three schools allows for more efficiencies and cost savings in staffing and in maintaining the building.

(7) Student relocation:
   • As students will be coming from the same home elementary schools (Berkshire, Colgate, Dundalk, Grange, Logan, Norwood, and Sandy Plains), no students will be “relocated,” and the attendance areas will not change.

(8) Impact on community in geographic attendance area for school proposed to be closed and school, or schools, to which students will be relocating.
   • The Eastwood Center Elementary Magnet Program draws its student population from the Dundalk area. The students who attend Eastwood for whom transportation is provided are from the following elementary schools: Berkshire, Colgate, Dundalk, Grange, Logan, Norwood, and Sandy Plains.
### RETIREMENTS

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RESIGNATIONS

ELEMENTARY – 1

Red House Run Elementary School
Sarah R. Calkins, 02/21/13, 7.0 yrs., 6.0 mos.
Special Education - Inclusion

SECONDARY – 10

Crossroads Center
Shana Teel, 01/22/13, 5.0 mos.
Art

Deep Creek Middle Magnet School
Jessica R. Burd, 01/07/13, 3.0 mos.
Speech Language Pathologist

Duval J. Prey, 02/08/13, 6.0 mos.
Mathematics

Lansdowne Middle School
Judith Campbell, 01/18/13, 1.0 yr.
English

Kara L. Livingston, 02/08/13, 3.0 mos.
Art

Milford Mill Academy
Shelayla L. Nicholson, 01/18/13, 5.0 yrs., 5.0 mos.
Mathematics

Overlea High School
Davida R. Davidoff, 06/30/13, 1.0 yr.
Mathematics

Kahli M. Nason, 01/14/13, 2.0 yrs., 5.0 mos.
Mathematics

Randallstown High School
Robert L. Reese, 02/01/13, 8.0 yrs., 6.0 mos.
Special Education – Inclusion

Stemmers Run Middle School
Katherine E. Fuchs, 06/30/13, 5.0 yrs.
Social Studies

CENTRAL OFFICE - 2

Office of Equity and Cultural Proficiency
Lisa M. Sampson, 03/01/13, 11.0 yrs., 8.0 mos.
Principal on Assignment

Department of Human Resources
April Wade, 01/18/13, 4.0 yrs., 3.0 mos.
Certification Analyst

Addendum to 2/5/13 Exhibit:

Padonia Elementary School
Shana L. Blaine, 02/04/13, 5.0 yrs., 5.0 mos.
Grade 4
KATE J. BENJAMIN – (Elementary) – Formerly Wellwood International Elementary School
Effective February 28, 2013 through February 28, 2015

ELOISE G. BRALOVE – (Elementary) – Formerly Woodmoor Elementary School
Effective July 1, 2013 through June 30, 2014

ERIN N. CLIFFORD – (Mathematics) – Formerly Hereford Middle School
Effective July 1, 2013 through July 1, 2014

GEORGE FRAZIER – (Elementary) – Powhatan Elementary School
Effective December 19, 2012 through December 19, 2013

KATIE M. GJONI – (Reading) – Formerly Middle River Middle School
Effective April 20, 2013 through April 20, 2015

WILLIE A. JACKSON – (Building Service Worker) – Sudbrook Magnet Middle School
Effective January 14, 2013 through January 14, 2014

JENIFER I. MILLER – (Paraeducator) – Reisterstown Elementary School
Effective January 23, 2013 through January 23, 2014

GINA M. RUPPENKAMP – (Elementary) – Deep Creek Elementary School
Effective March 11, 2013 through June 30, 2013
The Board gratefully acknowledges the service of the employees listed below:

**Eugene E. Baker**  
Bus Driver  
North Point Bus Facility  
12/25/2012  
Years of Service: 4.0 yrs., 4.0 mos.

**Darlene D. Bendermeyer**  
Routing Assistant  
Office of Transportation  
12/31/2012  
Years of Service: 40 yrs., 1.0 mo.
March 5, 2013

RECOMMENDED APPOINTMENTS

<table>
<thead>
<tr>
<th>NAME</th>
<th>FROM</th>
<th>TO</th>
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<tbody>
<tr>
<td>SHARONDA GREGORY</td>
<td>Assistant to the Assistant Superintendent</td>
<td>Principal Sandy Plains Elementary School</td>
</tr>
<tr>
<td>(Effective March 6, 2013)</td>
<td>Elementary, Zone 3</td>
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</tbody>
</table>

(Replace Harry Walker, Retired)

<table>
<thead>
<tr>
<th>APRIL K. LEWIS</th>
<th>Coordinator Baltimore City Public Schools</th>
<th>Manager, School Safety Department of School Safety and Security</th>
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<tr>
<td>(Effective March 6, 2013)</td>
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(New Position)
Baltimore County Public Schools

Date: March 5, 2013

To: Board of Education

From: S. Dallas Dance, Superintendent

Subject: Consideration of Supplements to the Master Agreements for AFSCME, CASE, ESPBC, and TABCO

Originator: Kevin A. Hobbs, Deputy Superintendent

Resource Person(s): Lisa Grillo, Chief Human Resource Officer
George M. Duque, Manager, Office of Staff Relations

Recommendation

That the Board of Education approve the tentatively agreed to edits, changes and additions to the Master Agreements between the Board of Education and the following collective bargaining units: American Federation of State, County and Municipal Employees (AFSCME), Council of Administrative and Supervisory Employees (CASE), Education Support Professionals of Baltimore County (ESPBC), and the Teachers Association of Baltimore County (TABCO).

* * * * *
AFSCME

ARTICLE III
Union’s Rights, Privileges, and Responsibilities

Section 13 - Agency Fee
An agency fee will be implemented when the Union attains 72% [80%] membership. The agency fee will go into effect in the fiscal year following this attainment. In the event that membership falls below 68% [75%], representatives of the Board and the Union will meet to review the circumstances upon which membership was reduced. The Board, after such review may, at its discretion, terminate the collection of agency fees. When 72% [80%] membership is achieved, all employees hired on or after July 1, 1996 will be affected.

ARTICLE VII
Absences & Leaves

Section 4 - Conference Leave
THE PRESIDENT OF THE UNION SHALL, AT THE REQUEST OF THE UNION, BE GRANTED A LEAVE OF ABSENCE WITHOUT PAY DURING HIS/HER TERM OF OFFICE. DURING HIS/HER TERM IN OFFICE, HIS/HER PLACE ON THE SALARY SCALE WILL ADVANCE AT THE RATE OF AN EMPLOYEE ON ACTIVE STATUS. SUCH LEAVE SHALL BE ARRANGED SO THAT PAYMENT OF THE PRESIDENT’S SALARY AND DEDUCTIONS FOR RETIREMENT AND FRINGE BENEFITS WILL BE MADE BY THE OFFICE OF PAYROLL AND REIMBURSED BY THE UNION.

THE BOARD AGREES TO RETURN THE PRESIDENT TO A POSITION COMPARABLE TO THAT HELD BY HIM/HER PRIOR TO THE LEAVE OF ABSENCE BEING GRANTED, PROVIDING THE PRESIDENT NOTIFIES THE BOARD OF HIS/HER DESIRE TO RETURN TO THAT POSITION AT THE TIME THE LEAVE IS GRANTED. THIS SECTION APPLIES ONLY IF THE PRESIDENT RETURNS UPON THE EXPIRATION OF THE LEAVE OF ABSENCE AND SHALL BE EXTENDED IN THE EVENT HE/SHE IS RE-ELECTED.
AFSCME (continued)

ARTICLE VIII
Insurance Benefits

2. Optional Plan Life Insurance
For active employees, additional life insurance (optional) can be purchased in multiples of basic annual earnings. MINIMUM COVERAGE IS FOR 1X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS AND MAXIMUM COVERAGE IS 10X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS UP TO $1,000,000, [rounded up or down to the nearest $1,000 increment. Increments are equal to .25 times the employee’s base annual earnings starting at .50 times earnings. The minimum amount available for additional coverage, therefore, equals .50 times the employee’s basic annual earnings. The maximum amount available equals the lesser of three (3) items the employee’s basic annual earnings. Optional life insurance coverage shall be available to employees by payroll deduction.

CASE
ARTICLE II
Council Rights and Responsibilities

2.2 The Board will provide CASE with copies of all communications concerning salaries, wages, benefits, hours and other working conditions of CASE ELIGIBLE EMPLOYEES [members]. Similarly, decisions made by the Board AND/OR SUPERINTENDENT OR HIS/HER DESIGNEE affecting groups of CASE ELIGIBLE EMPLOYEES [members] will be provided. CASE will supply the Board with copies of each flyer, newsletter or other communication which is given general distribution to its members. Distribution to the Board and to CASE will be made concurrently with other distribution.
2.6  By September 30, the Board will provide CASE with the names and assignments of all CASE eligible EMPLOYEES [members] and, upon its publication, with FIVE [two] copies of the Directory of School and Office Personnel which it produces. The Board will provide CASE with the names and assignments of newLY APPOINTED OR PROMOTED administrators, supervisors, and other personnel represented by the Council as well as listings of transfers and retirements as soon as possible after Board action.

2.13  The Superintendent shall determine the membership of any committee established to develop or revise curriculum guides, courses of study, AND instructional [and operational] policy. When deemed appropriate by the Superintendent a representative of CASE shall be appointed to serve on the committee.

2.13.1 A REPRESENTATIVE OF CASE WILL BE PART OF ANY COMMITTEE ESTABLISHED BY THE SUPERINTENDENT, OR HIS/HER DESIGNEE, DESIGNED TO CHANGE OR REVISE THE EVALUATION SYSTEMS OF UNIT ELIGIBLE ADMINISTRATIVE AND SUPERVISORY EMPLOYEES.

2.15  A REPRESENTATION [fair share agency] fee will be implemented when the Council attains 72% [80%] membership. THIS [The] REPRESENTATION [fair share agency] fee will go into effect in the fiscal year following this attainment. In the event that membership falls below 68% [75%], representatives of the Board and the Council will meet to review the circumstances upon which membership was reduced. The Board, after such review may, at its discretion, terminate the collection of the REPRESENTATION [fair share agency] fee.
CASE (continued)

ARTICLE VI
Promotion and Assignment

Section 6.2
WHENEVER POSSIBLE AND PRACTICAL, THE SUPERINTENDENT, OR HIS/HER DESIGNEE, WILL CONFER WITH AFFECTED SCHOOL PRINCIPALS OR DEPARTMENT AND OFFICE HEADS DURING THE PROMOTION, TRANSFER, AND/OR APPOINTMENT PROCESS.

6.3 Reassignment
Reassignment may be made by the Superintendent as the needs of the SCHOOL SYSTEM [schools] require. Reassignment will be made only after the Superintendent, OR HIS/HER DESIGNEE, has conferred with the UNIT ELIGIBLE EMPLOYEE [CASE member].

6.4.1 WHEN A UNIT ELIGIBLE EMPLOYEE IS REASSIGNED AFTER THE BEGINNING OF A FISCAL YEAR TO A POSITION THAT RESULTS IN A REDUCTION OF SALARY, THE UNIT MEMBER’S BASE SALARY (IN ACCORDANCE WITH THE SALARY SCALE FOR TEN (10) AND TWELVE (12) MONTH ADMINISTRATIVE, EXECUTIVE AND PROFESSIONAL EMPLOYEES.) SHALL NOT BE REDUCED FOR THE REMAINDER OF THAT FISCAL YEAR.
ARTICLE IX
Absences and Leaves

Unusual or Imperative Leave

9.10 A member may be granted a leave up to one (1) year by the Board at loss of full pay for CIRCUMSTANCES THAT ARE unusual or imperative [reasons when no] AND NOT COVERED BY ANY other TYPE OF leave [program is applicable].

Application and approval must be secured before the absence begins.

The member may continue participation in the Board of Education Employee Insurance Plan by assuming full costs of the premium.

The member must notify the Office of BENEFITS, LEAVES AND RETIREMENT [Personnel] immediately if the plans for the leave do not materialize as planned.

ARTICLE XII
Benefits

12.1 Basic Plan Life Insurance

The Board will pay one hundred percent (100%) of the premium for fifteen thousand dollars ($15,000) life insurance.

For active employees, additional life insurance (optional) can be purchased in multiples of basic annual earnings. MINIMUM COVERAGE IS FOR 1X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS AND MAXIMUM COVERAGE IS 10X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS UP TO $1,000,000, [rounded up or down to the nearest one thousand dollar ($1,000) increment. Increments are equal to twenty-five one-hundredths (.25) times the employee’s base annual earnings starting at fifty one-hundredths (.50) times earnings. The minimum amount available for additional coverage, therefore, equals fifty one-hundredths (.50) times the employee’s basic annual earnings. The maximum amount available equals the lesser of three (3) times the employee’s basic annual earnings or four hundred thousand dollars ($400,000).] Optional life insurance coverage shall be available to employees by payroll deduction.
CASE (continued)

Memorandum of Understanding
between the
Baltimore County Board of Education and
The Council of Administrative and Supervisory Employees (CASE)

CASE and the Board agree to re-open negotiations during the 2012-2013 school year on non-budgetary issues for the eligible non-certificated employees. This would only occur should those non-certificated supervisory employees currently represented by CASE establish an identity for their legislatively re-established bargaining unit and if they desire to create an agreement of their own at that time. Should that not be an initial concern of that group during the 2012-13 school year, the current agreement and newly negotiated supplement will serve as the Master Agreement for both CASE (representing certificated administrative and supervisory employees) and the new unit until formal negotiations finalize new agreements for both units for the 2014 – 2015 school year.

CASE and the board further agree to begin meeting prior to March 1, 2013 to discuss which system bargaining units in operation on July 1, 2013 will represent the various job titles currently represented by CASE.

Memorandum of Understanding
Between the
Baltimore County Board of Education and
The Council of Administrative and Supervisory Employees (CASE)

CASE agrees to join the other system bargaining units in the exploratory process regarding the establishment by the school system of the payroll “Rolled Leave” category and how it relates to the implementation of state and county retirement system benefit procedures and policies. CASE retains the right, however, to bargain separately on the specifics of how “Rolled Leave” is implemented and how it affects its unit eligible employees.
ESPBC

ARTICLE 6
Employee Rights and Working Conditions

6.18 Substituting
No office professional OR PARAEDUCATOR shall be required to substitute for a teacher except in case of emergency. [The use of paraeducators as substitutes will be in accordance with guidelines distributed by the Office of Staff Relations.] ALL SUBSTITUTE REQUIREMENTS FOR BARGAINING UNIT EMPLOYEES SHALL BE FILLED THROUGH THE DEPARTMENT OF HUMAN RESOURCES. EMPLOYEES SHALL NOT BE REQUIRED TO OBTAIN THEIR OWN SUBSTITUTE.

6.18.1 IN NON-EMERGENCY SITUATIONS, PARAEDUCATORS SHALL NOT BE ASSIGNED AS A SUBSTITUTE WHEN THEY DO NOT DESIRE TO ASSUME THE RESPONSIBILITY.

6.18.2 PARAEDUCATORS MAY BE USED TO COVER FOR TEACHERS INVOLVED IN SUCH ACTIVITIES AS TEAM CONFERENCES FOR SHORT PERIODS OF TIME, i.e. UP TO 3 HOURS, BUT SHOULD NOT BE USED FOR FULL-DAY COVERAGE.

ARTICLE 7
Wages and Working Hours

7.3 Overtime
7.3.1 ALL OVERTIME WILL BE HANDLED IN ACCORDANCE WITH THE FAIR LABOR STANDARDS ACT AND APPLICABLE BOARD POLICIES AND/OR RULES REGARDING THE USE AND APPROVAL OF OVERTIME. ALL SCHEDULED OVERTIME SHALL BE PRE-AUTHORIZED BY THE EMPLOYEE’S IMMEDIATE SUPERVISOR OR APPROPRIATE ADMINISTRATOR.
7.3.2 WHEN THE SUPERVISOR OR ADMINISTRATOR IS UNAVAILABLE TO PROVIDE AUTHORIZATION AND UNEXPECTED OR UNSCHEDULED CIRCUMSTANCES REQUIRE WORK BEYOND AN EMPLOYEE’S NORMAL DUTY SCHEDULE, COMPENSATORY TIME, IN LIEU OF OVERTIME CASH PAYMENT, SHALL BE GIVEN. IN SUCH INSTANCES, EMPLOYEES SHALL APPRISE THEIR SUPERVISOR OR ADMINISTRATOR IN WRITING OF THE TIME WORKED ON THE FIRST DUTY DAY IN ATTENDANCE FOLLOWING THE OCCURRENCE. UPON RECEIPT OF THIS NOTIFICATION, THE SUPERVISOR OR ADMINISTRATOR SHALL ACKNOWLEDGE, APPROVE AND SUBMIT THE TIME WORKED FOR COMPENSATORY OVERTIME.

7.3.3 Any employee who agrees to work in excess of his/her normal schedule shall be compensated by agreed upon compensatory time hour for hour or by cash payment as follows:

ARTICLE 8
Absences and Leaves

g. Close Relative: Grandmother-in-law, grandfather-in-law, brother-in-law, sister-in-law, uncle by blood or marriage, aunt by blood or marriage, niece by blood or marriage, nephew by blood or marriage, equivalent step family members, or first cousin. BY BLOOD OR MARRIAGE REFERS TO THE EMPLOYEE’S RELATIVE BY BLOOD OR MARRIAGE. FOR EXAMPLE, AN AUNT BY BLOOD IS THE SISTER OF THE EMPLOYEE’S PARENTS: AN AUNT BY MARRIAGE IS THE SPOUSE OF THE EMPLOYEE’S UNCLE BY BLOOD.

8.12 Unusual or Imperative Leave
Employees may be granted leave BY THE BOARD up to one (1) year without pay for CIRCUMSTANCES THAT ARE unusual or imperative [reasons when no] AND NOT COVERED BY ANY other TYPE OF leave [program is applicable]. APPLICATION AND APPROVAL [This leave may be granted by the Board and approval] must be secured before THE absence BEGINS [occurs].
ARTICLE 13
Vacations
(12-month Office Professionals and 12-month Paraeducators Only)

13.8 A vacation in excess of TWENTY (20) CONSECUTIVE DAYS REQUIRE THE APPROVAL OF THE EMPLOYEE’S DIVISION HEAD OR HIS/HER DESIGNEE. [that normally allowed requires the accumulation of the additional days, plus the written approval of the appropriate Area Assistant Superintendent, Executive Director, or other Administrator. Such written approval for an extended vacation shall be filed with the Office of Payroll.] Normally, an extended vacation shall be limited to thirty (30) days. Under unusual circumstances, the Superintendent of Schools may grant permission for a vacation in excess of thirty (30) days, to a maximum of forty (40) days in order to take a trip of such duration.

TABCO

ARTICLE X
Teaching Conditions

10.1.3 WHEN ROOMS ARE CLOSED FOR HEALTH, SAFETY, OR CONDITIONS UNSUITABLE FOR TEACHING AND LEARNING, THE PRINCIPAL WILL CONFER WITH THE TEACHER AND DETERMINE THE AMOUNT OF TIME AND RESOURCES NEEDED WITHIN THE WORK DAY TO PACK MATERIALS AND SUBSEQUENTLY RECONSTRUCT THE AFFECTED ROOM(S). SHOULD OBSERVATIONS OCCUR DURING THE RECONSTRUCTION OF THE CLASSROOM, TEACHERS SHALL NOT BE ADVERSELY AFFECTED AS A RESULT OF THE PHYSICAL ENVIRONMENT OF THE CLASSROOM SPACE, i.e. BULLETIN BOARDS, CENTERS, LABS, etc.
Preparation, Planning, and Duty-free Lunch

10.12.1 All classroom teachers shall have time during the school day for individual preparation and planning related to their assignment. Individual teacher preparation and planning periods shall not be imposed upon, except in the case of unforeseen circumstances, or by the agreement of the teacher.

10.12.4 Whenever the organization of the school and staffing patterns permit, administrators may provide additional planning and preparation time beyond THE 250 UNASSIGNED minutes PER WEEK. This additional preparation and planning time may be utilized for PREPARATION AND PLANNING, grade level planning, VERTICAL TEAM MEETINGS and other group meetings with teachers and/or administrators for INSTRUCTIONAL planning purposes, data analysis, CO-PLANNING BETWEEN RESOURCE STAFF AND GENERAL EDUCATORS, SPECIAL EDUCATION CASE MANAGEMENT, PROFESSIONAL DEVELOPMENT ACTIVITIES and for other professional responsibilities and duties as allowed or assigned by the administrator. THIS ADDITIONAL TIME MAY BE ALLOTTED ON A DIFFERENTIATED BASIS DEPENDING UPON INDIVIDUAL TEACHER ASSIGNMENTS AND/OR SCHEDULES. To address unusual situations, the administrator reserves the right to switch a planning period with a duty period.

Faculty Meetings

10.13 The principal and his/her staff, through the Faculty Council, shall mutually determine the number, type, and time of non-emergency faculty meetings. Teachers, through the Faculty Council, will be involved in the development of the agenda for faculty meetings. In order to clear other afternoons for other purposes, ALL schools are urged to use Mondays for scheduling faculty meetings.
Desks, Chairs, Files, etc.

10.18 Each teacher shall be provided with a serviceable desk with keys, an adult chair and if requested, a filing cabinet. **SECURED STORAGE FOR A TEACHER’S PERSONAL PROPERTY AND CONFIDENTIAL MATERIALS SHALL BE PROVIDED AS DETERMINED IN CONSULTATION BETWEEN THE ADMINISTRATOR AND THE TEACHER.** It is the goal of the school system that classroom access to a computer, a network printer, and the internet is made available for each teacher. In addition, the necessary instructional supplies and materials in adequate amounts as needed in the program shall be furnished.

**ARTICLE XII**
Absences & Leaves

Unusual or Imperative Leave

12.13 A teacher may be granted a leave up to one (1) year by the Board at loss of full pay for **CIRCUMSTANCES THAT ARE** unusual or imperative [reasons when no] **AND NOT COVERED BY ANY** other **TYPE OF** leave [program is applicable].

**ARTICLE XVII**
Insurances

Optional Plan Life Insurance

17.2 For active employees, additional life insurance (optional) can be purchased in multiples of basic annual earnings. **MINIMUM COVERAGE IS FOR 1X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS AND MAXIMUM COVERAGE IS 10X’S THE EMPLOYEE’S BASIC ANNUAL EARNINGS UP TO $1,000,000.** [, rounded up or down to the nearest $1,000 increment. Increments are equal to .25 times the employee’s basic annual earnings starting at .50 times earnings. The minimum amount available for additional coverage, therefore, equals .50 times the employee’s basic annual earnings. The maximum amount available equals the lesser of three (3) times the employee’s basic annual earnings or $400,000.] Optional life insurance coverage shall be available to employees by payroll deduction.
DATE: March 5, 2013

TO: BOARD OF EDUCATION

FROM: S. Dallas Dance, Superintendent

SUBJECT: RECOMMENDATIONS FOR AWARD OF CONTRACTS

ORIGINATOR: Michael G. Sines, Chief Operations Officer

RESOURCE PERSON(S): Rick Gay, Manager, Office of Purchasing
Pradeep Dixit, Executive Director, Physical Facilities

RECOMMENDATION

That the Board of Education approves the following contract recommendations.

*****

See the attached list of contract recommendations presented for consideration by the Board of Education of Baltimore County.

Appendix I – Recommendations for Award of Contracts – Board Exhibit
Recommendations for Award of Contracts
Board Exhibit – March 5, 2013

1. **Contract**: Batteries, Vehicular
   **Contract #**: PCR-281-13 (Baltimore Regional Cooperative Purchasing Contract #B-609, Baltimore County Lead Agency)
   **Term**: 5 years  **Extension**: N/A  **Contract Ending Date**: 3/31/18
   **Estimated contract authority**: $250,000

   **Board meeting date**: March 5, 2013
   **Bid issued**: N/A
   **Pre-bid meeting date**: N/A
   **Due date**: N/A
   **No. of vendors issued to**: N/A
   **No. of bids received**: N/A
   **No. of no-bids received**: N/A

**Description:**

This contract consists of replacement batteries for vehicles. The award bidder will also collect used batteries for transport to a recycling center. This contract replaces PCR-213-08 that expired January 31, 2013.

Section §5–112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, “…except as provided in subsection (e) of this section, a county board’s participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures.” Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a “county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils.” In §13-110 of the State Finance and Procurement Article, “Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement.”
**Recommendation:**

Award of contract is recommended to:

Best Battery Company, Inc.  
Baltimore, MD

**Responsible school or office:**  
Chief Operations Officer

**Contact person:**  
Michael G. Sines

**Funding source:**  
Operating budget
2. **Contract:** Building Renovations – Alterations  
   **Contract #:** JMI-609-13  
   **Term:** 5 years  
   **Extension:** N/A  
   **Contract Ending Date:** 3/31/18  
   **Estimated contract authority:** $ 12,500,000

   **Board meeting date:** March 5, 2013  
   **Bid issued:** January 10, 2013  
   **Pre-bid meeting date:** January 18, 2013  
   **Due date:** January 31, 2013  
   **No. of vendors issued to:** 50  
   **No. of bids received:** 14  
   **No. of no-bids received:** 1

   **Description:**

   This contract consists of providing labor, equipment, materials, supervision, tools, and all related incidentals required to provide building renovation and alteration services on an as-needed basis. Award bidders have met a qualification criterion that includes hourly service rates, past performance, and experience. This contract replaces JMI-625-08 that expires on March 31, 2013.

   **Recommendation:**

   Award of contract is recommended to:

   - A & S Unlimited Construction, LLC  
     Waldorf, MD  
   - A-L Abatement, Inc.  
     Baltimore, MD  
   - Hayes Construction Company  
     Phoenix, MD  
   - Huntington & Hopkins, Inc.  
     Hunt Valley, MD  
   - JLN Construction Services, LLC  
     Baltimore, MD  
   - Lewis Contractors  
     Owings Mills, MD  
   - Most Incorporated  
     Baltimore, MD  
   - North Point Builders, Inc.  
     Baltimore, MD  
   - Plano-Coudon, LLC  
     Baltimore, MD  
   - Roy Kirby & Sons, Inc.  
     Baltimore, MD  
   - RWC Contracting, LLC  
     Baltimore, MD  
   - Tito Contractors, Inc.  
     Washington, DC  
   - Towson Mechanical, Inc.  
     Parkville, MD  
   - Warwick Supply & Equipment Co., Inc.  
     Sparks, MD

   **Responsible school or office:** Department of Physical Facilities

   **Contact person:** Pradeep Dixit

   **Funding source:** Operating budget
3. Contract: Classroom Sound Enhancement System  
   Contract #: JMI-622-13 (Central Susquehanna Intermediate Unit Cooperative Bidding Program)  
   Term: 1 year, 9 mos.  
   Extension: N/A  
   Contract Ending Date: 12/31/14  
   Estimated contract authority: $ 400,000

Board meeting date: March 5, 2013  
Bid issued: N/A  
Pre-bid meeting date: N/A  
Due date: N/A  
No. of vendors issued to: N/A  
No. of bids received: N/A  
No. of no-bids received: N/A

Description:

This contract consists of classroom sound enhancement systems’ equipment and software. These systems will provide assistance to educators, by distributing high quality and equal sound coverage throughout classrooms. Installation will be completed using existing on-call time and materials contracts.

Section §5–112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, “…except as provided in subsection (e) of this section, a county board’s participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures.” Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a “county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils.” In §13-110 of the State Finance and Procurement Article, “Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement.”

Recommendation:

Award of contract is recommended to:

Audio Enhancement, Inc.  
Bluffdale, UT

Responsible school or office: Department of Physical Facilities

Contact person: Pradeep Dixit
Funding source: Operating budget

4. **Contract:** Cohort – Education Master of Arts with a Concentration in Secondary Science, Technology, Engineering, and Mathematics (STEM)

   **Contract #:** RGA-902-13
   **Term:** 4 years, 4 mos. **Extension:** N/A **Contract Ending Date:** 7/31/17
   **Estimated total award value:** $180,000

   **Board meeting date:** March 5, 2013
   **Bid issued:** N/A
   **Pre-bid meeting date:** N/A
   **Due date:** N/A
   **No. of vendors issued to:** N/A
   **No. of bids received:** N/A
   **No. of no-bids received:** N/A

**Description:**

This contract is for a cohort program to provide 36 graduate credit hours in STEM coursework, beginning in the fall semester of 2013 and concluding in the summer semester of 2017, leading to a Master of Arts in Education with a concentration in secondary STEM education. Enrollment is open to secondary teachers with a maximum of 20 participants.

**Recommendation:**

Award of contract is recommended to:

   University of Maryland Baltimore County       Baltimore, MD

**Responsible school or office:** Department of Professional Development

**Contact person:** William S. Burke

**Funding source:** Operating budget
5. **Contract**: Cohort – Education Master of Arts with a Concentration in K–8 Science, Technology, Engineering, and Mathematics (STEM)

**Contract #**: RGA-903-13  
**Term**: 4 years, 4 mos.  
**Extension**: N/A  
**Contract Ending Date**: 7/31/17  
**Estimated total award value**: $180,000

- **Board meeting date**: March 5, 2013  
- **Bid issued**: N/A  
- **Pre-bid meeting date**: N/A  
- **Due date**: N/A  
- **No. of vendors issued to**: N/A  
- **No. of bids received**: N/A  
- **No. of no-bids received**: N/A

**Description**:

This contract is for a cohort program to provide 36 graduate credit hours in STEM coursework, beginning in the fall semester of 2013 and concluding in the summer semester of 2017, leading to a Master of Arts in Education with a concentration in STEM education K–8. Enrollment is open to K–8 teachers with a maximum of 20 participants.

**Recommendation**:

Award of contract is recommended to:

- University of Maryland Baltimore County  
  Baltimore, MD

**Responsible school or office**: Department of Professional Development

**Contact person**: William S. Burke

**Funding source**: Operating budget
6. **Contract:** Cohort – Educational Leadership Certificate (3)  
**Contract #:** RGA-904-13  
**Term:** 3 years, 1 mo.  
**Extension:** N/A  
**Contract Ending Date:** 4/30/16  
**Estimated total award value:** $90,000  

**Board meeting date:** March 5, 2013  
**Bid issued:** N/A  
**Pre-bid meeting date:** N/A  
**Due date:** N/A  
**No. of vendors issued to:** N/A  
**No. of bids received:** N/A  
**No. of no-bids received:** N/A  

**Description:**  
This contract is for a cohort program to provide 18 graduate credit hours in educational leadership coursework, beginning in the fall semester of 2013 and concluding in the spring semester of 2016, leading to Administrator I certification. Enrollment is open to teachers with a maximum of 20 participants.

**Recommendation:**  
Award of contract is recommended to:  

Loyola University Maryland  
Baltimore, MD

**Responsible school or office:**  
Department of Professional Development

**Contact person:**  
William S. Burke

**Funding source:**  
Operating budget
7. **Contract:** Cohort – Educational Leadership Masters (3)  
   **Contract #:** RGA-905-13  
   **Term:** 5 years, 1 mo.  
   **Extension:** N/A  
   **Contract Ending Date:** 4/30/18  
   **Estimated total award value:** $ 210,000  
   **Board meeting date:** March 5, 2013  
   **Bid issued:** N/A  
   **Pre-bid meeting date:** N/A  
   **Due date:** N/A  
   **No. of vendors issued to:** N/A  
   **No. of bids received:** N/A  
   **No. of no-bids received:** N/A  

**Description:**

This contract is for a cohort program to provide 42 graduate credit hours in educational leadership coursework, beginning in the fall semester of 2013 and concluding in the spring semester of 2018, leading to a Master of Education in Educational Leadership and Administrator I certification. Enrollment is open to teachers with a maximum of 20 participants.

**Recommendation:**

Award of contract is recommended to:

Loyola University Maryland  
Baltimore, MD

**Responsible school or office:** Department of Professional Development

**Contact person:** William S. Burke

**Funding source:** Operating budget
8. **Contract:** Cohort – Maryland Approved Alternative Preparation Program/Resident Teacher Certification – Foreign Language

**Contract #:** RGA-906-13

Term: 2 years, 2 mos.  **Extension:** N/A  **Contract Ending Date:** 5/31/15

**Estimated total award value:** $85,000

**Board meeting date:** March 5, 2013

**Bid issued:** N/A

**Pre-bid meeting date:** N/A

**Due date:** N/A

**No. of vendors issued to:** N/A

**No. of bids received:** N/A

**No. of no-bids received:** N/A

**Description:**

This contract is for a cohort program to provide 34 graduate credit hours in teacher preparation coursework, beginning in the summer semester of 2013, and concluding in the spring semester of 2015, leading to a MSDE Standard Professional Certificate and highly qualified status. Enrollment is open to new foreign-language teachers with a maximum of 10 participants.

**Recommendation:**

Award of contract is recommended to:

Goucher College  
Towson, MD

**Responsible school or office:** Department of Professional Development

**Contact person:** William S. Burke

**Funding source:** Operating budget
9. **Contract**: Cohort – Special Education Master of Education Certification Track  
   **Contract #**: RGA-907-13  
   **Term**: 4 years, 2 mos.  
   **Extension**: N/A  
   **Contract Ending Date**: 5/31/17  
   **Estimated total award value**: $180,000

   **Board meeting date**: March 5, 2013  
   **Bid issued**: N/A  
   **Pre-bid meeting date**: N/A  
   **Due date**: N/A  
   **No. of vendors issued to**: N/A  
   **No. of bids received**: N/A  
   **No. of no-bids received**: N/A

**Description:**  
This contract is for a cohort program to provide 36 graduate credit hours in special education coursework, beginning in the fall semester of 2013 and concluding in the spring semester of 2017, leading to a Master of Education in Special Education. Enrollment is open to teachers, certified in any area other than special education, with a maximum of 20 participants.

**Recommendation:**  
Award of contract is recommended to:

- Towson University  
  Towson, MD

**Responsible school or office:** Department of Professional Development  
**Contact person:** William S. Burke  
**Funding source:** Operating budget
10. **Contract:** Cohort – Transdisciplinary Literacy Strategies for Content Learning Master of Education Degree

   **Contract #:** RGA-908-13  
   **Term:** 4 years, 4 mos.  
   **Extension:** N/A  
   **Contract Ending Date:** 7/31/17  
   **Estimated total award value:** $180,000

   **Board meeting date:** March 5, 2013  
   **Bid issued:** N/A  
   **Pre-bid meeting date:** N/A  
   **Due date:** N/A  
   **No. of vendors issued to:** N/A  
   **No. of bids received:** N/A  
   **No. of no-bids received:** N/A

**Description:**

This contract is for a cohort program to provide 36 graduate credit hours in literacy strategies coursework, beginning in the fall semester of 2013 and concluding in the summer semester of 2017, leading to a Master of Education. Enrollment is open to teachers with a maximum of 20 participants.

**Recommendation:**

Award of contract is recommended to:

   Goucher College  
   Towson, MD  
   **Responsible school or office:** Department of Professional Development  
   **Contact person:** William S. Burke  
   **Funding source:** Operating budget
11. **Contract:** Consultant for Teacher Training for Peer Assistance and Review (PAR)
   **Contract #:** RGA-115-13
   **Term:** 1 year, 3 mos. **Extension:** N/A **Contract Ending Date:** 6/30/14
   **Estimated total award value:** $ 99,000

   **Board meeting date:** March 5, 2013
   **Bid issued:** N/A
   **Pre-bid meeting date:** N/A
   **Due date:** N/A
   **No. of vendors issued to:** N/A
   **No. of bids received:** N/A
   **No. of no-bids received:** N/A

   **Description:**

   This contract consists of a consultant teacher training agreement that provides the skill sets necessary for consulting teachers to support the PAR process. The skills acquired from this training program will enable consulting teachers to support the development of good teachers and address persistently poor teaching performance through targeted strategies. The effective curriculum writing for teachers and executive directors addresses the need for staff to expand their skills as curriculum writers.

   The consultant will provide:

   - Consulting teacher training – three part, six days each, 45 participants.
   - Curriculum writing training for teachers – four two-day cohorts, 50 participants each.
   - Curriculum writing training for executive directors – two-day training, 27 participants.

   **Recommendation:**

   Award of contract agreement is recommended to:

   Dr. Fran Prolman
   Great Falls, VA

   **Responsible school or office:** Department of Professional Development

   **Contact person:** William S. Burke

   **Funding source:** Operating budget
12. Contract: Fasteners  
   **Contract #:** PCR-278-13  
   **Term:** 5 years  
   **Extension:** N/A  
   **Contract Ending Date:** 3/31/18  
   **Estimated contract authority:** $500,000  

   **Board meeting date:** March 5, 2013  
   **Bid issued:** January 3, 2013  
   **Pre-bid meeting date:** January 10, 2013  
   **Due date:** January 30, 2013  
   **No. of vendors issued to:** 21  
   **No. of bids received:** 4  
   **No. of no-bids received:** 7

**Description:**

This contract consists of providing various nuts, bolts, and associated supplies for use primarily by the Offices of Operations and Transportation. The award bidder provides storage bins and maintains stock levels. This contract replaces PCR-287-08 that expired September 30, 2012.

**Recommendation:**

Award of contract is recommended to:

- **Barnes Distribution**  
  Cleveland, OH

**Responsible school or office:** Department of Physical Facilities

**Contact person:** Pradeep Dixit

**Funding source:** Operating budget
13. **Contract:** Literacy Professional Development  
**Contract #:** JNI-744-13  
**Term:** 1 year  
**Extension:** N/A  
**Contract Ending Date:** 3/31/14  
**Estimated contract authority:** $ 100,000  
**Board meeting date:** March 5, 2013  
**Bid issued:** N/A  
**Pre-bid meeting date:** N/A  
**Due date:** N/A  
**No. of vendors issued to:** N/A  
**No. of bids received:** N/A  
**No. of no-bids received:** N/A  

**Description:**

This contract consists of providing consulting services that will enable principals, assistant principals, and teachers to engage in a whole-school, professional-development initiative around the implementation of a reading workshop mode. In the guided reading seminars, teachers explore the reading process and how it is supported throughout a guided reading lesson. The onsite sessions provide teachers with a month-by-month look at the structure, planning, and instructional approaches to reading with a focus on the organizational framework for enacting the components of quality literacy instruction. Teachers will explore an array of lessons and learning experiences designed to help students see reading as an active process.

**Recommendation:**

Award of contract is recommended to:

- **Heinemann**  
  Baltimore, MD

**Responsible school or office:** Department of Special Programs  
**Contact person:** Kathleen McMahon  
**Funding source:** FY13 Title I School Improvement 1003(a) Approaching Target grant
14. **Contract:** Transportation Management Software  
*Contract #:* JNI-743-13 (Bid 12-05, Shelby County Schools, N.Y.)  
**Term:** 5 years  
**Extension:** N/A  
**Contract Ending Date:** 3/31/18  
**Estimated contract authority:** $500,000

**Board meeting date:** March 5, 2013  
**Bid issued:** N/A  
**Pre-bid meeting date:** N/A  
**Due date:** N/A  
**No. of vendors issued to:** N/A  
**No. of bids received:** N/A  
**No. of no-bids received:** N/A

**Description:**

This contract consists of the implementation and software-support services necessary to install and maintain Routefinder Pro routing software. This software will streamline the routing process and management of bus routes. Contract authority includes the yearly maintenance fee of $5,250.

Section §5–112 of the Education Article of the Annotated Code of Maryland subparagraph (a) (3) states that, “…except as provided in subsection (e) of this section, a county board’s participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures.” Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a “county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils.” In §13-110 of the State Finance and Procurement Article, “Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement.”

**Recommendation:**

Award of contract is recommended to:

**Transfinder Corporation**  
Schenectady, NY

**Responsible school or office:** Chief Operations Officer

**Contact person:** Michael G. Sines
Funding source: Operating budget

15. **Contract:** Visitor Identification System  
**Contract #:** RGA-116-13 (Anne Arundel County Public Schools, #08SC-32)  
**Term:** 5 years  
**Extension:** N/A  
**Contract Ending Date:** 3/31/18  
**Estimated contract authority:** $ 280,000

**Board meeting date:** March 5, 2013  
**Bid issued:** N/A  
**Pre-bid meeting date:** N/A  
**Due date:** N/A  
**No. of vendors issued to:** N/A  
**No. of bids received:** N/A  
**No. of no-bids received:** N/A

**Description:**

This contract consists of increasing the security of 170 schools, centers, and programs through the use of a visitor identification system that can track all visitors, connect with sex offender databases, and produce the appropriate reports for school administrators.

Raptor Technologies uses Web-based software in conjunction with an identification (ID) scanner and a badge printer to manage visitors on campus. The ID of every first-time visitor to the campus is scanned and instantly checked against the registered sex offender databases in all 50 states as well as against the custom alert database (e.g., custody issues) particular to that individual school or district. After being cleared for entry, a visitor badge is then printed and entry is logged. Return visitors can be processed by selecting the record from the building’s visitor list or by scanning the ID again. In both cases, sex offender and custom alert checks are run each time the visitor enters the campus. Visitor reports are immediately available and can be exported into various formats including PDF (Portable Document Format), Word, and Excel.

The Web-based design of the Raptor system allows administrators to know who is in their building at all times from any computer including computers outside the building in the case of an emergency or evacuation. The Raptor system comes with a built-in emergency silent alarm that can instantly alert a customizable set of recipients in emergency situations, including school lockdowns, hostile visitors, or medical emergencies.

Included with the Raptor visitor management system are four modules that can be used either systemwide or by individual buildings:

- A visitor module that screens and logs all visitors to the campus.
- A student module that tracks student tardiness and logs student early dismissals.
- A faculty module that tracks entry/exit times for district and substitute faculty.
- A volunteer module that tracks volunteer hours and manages events.

Section §5–112 of the Education Article of the Annotated Code of Maryland subparagraph (a)
(3) states that, “…except as provided in subsection (e) of this section, a county board’s participation in contracts for goods or commodities that are awarded by other public agencies or by intergovernmental purchasing organizations if the lead agency for the contract follows public bidding procedures.” Further, under the Education Article §4-123 Cooperative administration of programs (a) (1) states a “county board may enter into an agreement for the cooperative or joint administration of programs with one or more: (i) County boards; (ii) Other educational institutions or agencies; and (iii) Boards of county commissioners or county councils.” In §13-110 of the State Finance and Procurement Article, “Subject to §12-107 of this article, whenever a primary procurement unit procurement officer determines that it is in the best interest of the State to sponsor or participate in an intergovernmental cooperative purchasing agreement, with the approval of the unit head and subject to any other approval required by law, the primary procurement unit may become a party to or participate under the agreement.”

**Recommendation:**

Award of contract is recommended to:

- **Raptor Technologies, LLC**
  Houston, TX

**Responsible school or office:**

- Department of School Safety and Security

**Contact person:**

- Dale R. Rauenzahn

**Funding source:**

- Operating budget
16. **Contract Modification:** Construction Package Electrical (16A) Contract – George Washington Carver Center for Arts & Technology  

**Contract #:** PCR-276-10

**Term:** N/A  
**Extension:** N/A  
**Contract Ending Date:** N/A  

**Estimated current contract value:** $8,135,700  
**Original contingency amount:** $813,570  
**Increase contingency to amount:** $116,000  
**Estimated total contract amount:** $9,065,270

**Board meeting date:** March 5, 2013

**Description:**

On April 20, 2010, the Board approved this contract. An increase to the contingency in the amount of $116,000 is necessary due to an additional annunciator panel, a public safety signal repeating system, relocation of the tennis court lighting, and adding power and data cabling at various locations in the Education Channel. This is a reallocation of other construction contract packages’ contingency funding within the existing project budget.

**Recommendation:**

Award of contract modification is recommended to:

Electricco, Inc.  
Baltimore, MD

**Responsible school or office:** Department of Physical Facilities

**Contact person:** Pradeep Dixit

**Funding source:** Capital budget
17. **Contract Modification:** Construction Package Site Work (2A) Contract – George Washington Carver Center for Arts & Technology

**Contract #:** PCR-251-10

<table>
<thead>
<tr>
<th>Term:</th>
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<th>Extension:</th>
<th>N/A</th>
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<tr>
<td>Estimated current contract value:</td>
<td>$5,133,333</td>
<td>Original contingency amount:</td>
<td>$513,000</td>
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<tr>
<td>Additional contingency amount:</td>
<td>$103,000</td>
<td>Increase contingency amount:</td>
<td>$174,000</td>
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<td>Estimated total contract amount:</td>
<td>$5,923,333</td>
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</table>

**Board meeting date:** March 5, 2013

**Description:**

On July 14, 2009, the Board approved a contract of $5,133,333 for site work as required for the construction of the new George Washington Carver Center for Arts & Technology. At that time, a 10 percent contingency of $513,000 was also approved.

On March 6, 2012, the Board approved an additional $103,000, increasing the contingency amount from 10 percent ($513,000) to 12 percent ($616,000) due to the amount of unsuitable soils around the new construction site, including the site access road, parking lot, and under the building pad.

An increase of $174,000 to the approved contingency amount of $616,000 is necessary due to additional unforeseen site conditions (unsuitable soils). This is a reallocation of other contract packages’ contingency funding within the existing project budget.

**Recommendation:**

Award of contract modification is recommended to:

- American Infrastructure – MD, Inc. Fallston, MD

**Responsible school or office:** Department of Physical Facilities

**Contact person:** Pradeep Dixit

**Funding source:** Capital budget
18. **Contract Modification:** Construction Package Drywall and Acoustical (9A) Contract – George Washington Carver Center for Arts & Technology

**Contract #:** PCR-264-10

<table>
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<tr>
<th>Term:</th>
<th>N/A</th>
<th>Extension:</th>
<th>N/A</th>
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<td>Estimated contract value:</td>
<td>$1,695,100</td>
<td>Original contingency amount:</td>
<td>$169,510</td>
<td>Increase contingency to amount:</td>
<td>$153,000</td>
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<td>Estimated total contract amount:</td>
<td>$2,017,610</td>
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</table>

**Board meeting date:** March 5, 2013

**Description:**

On December 1, 2009, the Board approved this contract. An increase to the contingency in the amount of $153,000 is necessary due to, but not limited to, fireproof spraying, water damage caused by inclement weather, and unforeseen field conditions. This is a reallocation of other construction contract packages’ contingency funding within the existing project budget.

**Recommendation:**

Award of contract modification is recommended to:

Manganaro, Midatlantic, LLC
Baltimore, MD

**Responsible school or office:** Department of Physical Facilities

**Contact person:** Pradeep Dixit

**Funding source:** Capital budget
19. **Contract Modification:** Construction Package Painting and Special Coatings (9E)  
   Contract – George Washington Carver Center for Arts & Technology  
   **Contract #:** PCR-264-10  

<table>
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<tr>
<th>Term:</th>
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<th>Extension:</th>
<th>N/A</th>
<th><strong>Contract Ending Date:</strong></th>
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</thead>
<tbody>
<tr>
<td>Estimated current contract value:</td>
<td>$ 513,000</td>
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</tr>
<tr>
<td>Original contingency amount:</td>
<td>$ 51,300</td>
<td></td>
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</tr>
<tr>
<td>Increase contingency to amount:</td>
<td>$ 11,000</td>
<td></td>
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<tr>
<td>Estimated total contract amount:</td>
<td>$ 575,300</td>
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</tbody>
</table>

   **Board meeting date:** March 5, 2013  

   **Description:**  
   On December 1, 2009, the Board approved this contract. An increase to the contingency in the amount of $11,000 is necessary due to, but not limited to, spraying intumescent paint on exposed steel structure in various locations throughout the building and painting of the theatre concrete floor. This is a reallocation of other construction contract packages’ contingency funding within the existing project budget.  

   **Recommendation:**  
   Award of contract modification is recommended to:  
   
   JNA Painting & Contracting Co., Inc.  
   Baltimore, MD  

   **Responsible school or office:** Department of Physical Facilities  

   **Contact person:** Pradeep Dixit  

   **Funding source:** Capital budget
20. **Contract Modification and Extension:** Energy Performance Contract

**Contract #:** MWE-813-12

<table>
<thead>
<tr>
<th>Term:</th>
<th>21 years</th>
</tr>
</thead>
<tbody>
<tr>
<td>Extension:</td>
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</tr>
<tr>
<td>Contract Ending Date:</td>
<td>6/30/34</td>
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<tr>
<td>Estimated current contract value:</td>
<td>$359,060</td>
</tr>
<tr>
<td>Original contingency amount</td>
<td>$0</td>
</tr>
<tr>
<td>Increase contract amount:</td>
<td>$27,528,899</td>
</tr>
<tr>
<td>Estimated total contract amount:</td>
<td>$27,887,959</td>
</tr>
</tbody>
</table>

**Board meeting date:** March 5, 2013

**Description:**

On July 10, 2012, the Board approved a Project Development Agreement (PDA) with Johnson Controls Inc. facilitating an investment grade audit of several schools for the purpose of energy performance contracting.

The investment grade audit is now complete and has provided engineering assessments, identified specific facility improvement measures, and detailed the energy cost avoidance.

This contract in the amount of $27,887,959 consists of energy efficient upgrades and capital improvements to 29 schools. The cost avoidance realized by the various projects will fund the payment of the contract over the 20-year term. Projects include, but are not limited to, lighting fixture retrofits and controls, energy management system installation and upgrades, and installation of central air conditioning.

**Recommendation:**

Award of contract modification and extension is recommended to:

Johnson Controls Inc.  
Sparks, MD

**Responsible school or office:** Department of Physical Facilities

**Contact person:** Pradeep Dixit

**Funding source:** Operating budget
INSTRUCTION: Extracurricular Activities

Intramural, Informal, [and] Interscholastic, AND COROLLARY Athletics

I. PURPOSE

TO OUTLINE GUIDELINES FOR THE ESTABLISHMENT OF INTRAMURAL AND/OR INFORMAL, INTERSCHOLASTIC, AND COROLLARY ATHLETIC PROGRAMS IN BALTIMORE COUNTY PUBLIC SCHOOLS (BCPS).

II. GUIDELINES

A. INTRAMURAL AND INFORMAL ATHLETICS

1. The principal in collaboration with the school’s physical education department or designee shall be responsible for establishing a program of intramural and/or informal athletics.

2. Under the direction of the principal, the intramural sponsor will plan, implement, and facilitate a before- or after-school voluntary program that offers a variety of activities and tournaments to encourage active participation of all students regardless of their physical abilities.

3. The principal/designee is responsible for the organization and supervision of both participants and spectators.

B. INTERSCHOLASTIC ATHLETICS

1. The principal and/or designee is responsible for the administration, organization, and supervision of the school’s interscholastic athletics program as outlined in the Baltimore County Public Schools’ Regulations and Procedures for Interscholastic Athletics.

2. The Office of Athletics SHALL administer[s] the interscholastic athletic program, IN ACCORDANCE WITH [based on] the rules and regulations of the Maryland Public Secondary School Athletic Association and the Baltimore County Public Schools’ Athletic Association.
C. COROLLARY ATHLETIC PROGRAMS

1. THE OFFICE OF ATHLETICS SHALL ADMINISTER THE SCHOOL SYSTEM’S COROLLARY ATHLETIC PROGRAM, WHICH INCLUDES THE ALLIED SPORTS PROGRAM, IN ACCORDANCE WITH THE REQUIREMENTS SET FORTH IN STATE REGULATION.

III. COMPLIANCE

THE OFFICE OF ATHLETICS SHALL BE RESPONSIBLE FOR FILING ALL REQUIRED ANNUAL REPORTS WITH THE MARYLAND STATE DEPARTMENT OF EDUCATION IN ACCORDANCE WITH STATE REGULATION.

Legal References: COMAR 13A.06.03, INTERSCHOLASTIC ATHLETICS IN THE STATE
COMAR 13A.06.04, COROLLARY ATHLETIC PROGRAMS
[Annotated Code of Maryland, COMAR 13A.06.03]

Related Policies [Policy]: BOARD OF EDUCATION POLICY 3151, ACCIDENT INSURANCE
BOARD OF EDUCATION POLICY 3160, SCHOOL-SPONSORED ACTIVITIES
[Policy 6702, Intramural, Informal, and Interscholastic Athletics Policy and Rule 5300, Activities]
DATE: March 5, 2013
TO: BOARD OF EDUCATION
FROM: S. Dallas Dance, Superintendent
SUBJECT: UPDATE OF KEY SCHOOL LEGISLATION

ORIGINATOR: Edward J. Novak, Governmental Relations Liaison

INFORMATION

That the Board of Education receives information on Key School Legislation.

* * * * *
Background Information

The 433rd Session of the Maryland General Assembly began on January 9, 2013, and will meet until its Adjournment SINE DIE on April 8, 2013. Currently, there are a total of 2,478 legislative introductions: 1015 Senate Bills, 3 Joint Senate Resolutions, 1,456 House Bills, and 4 Joint House Resolutions.

Discussion

The following bills are presented for the Board of Education’s consideration. The first section contains bills that the Board has considered and voted on position. The second section contains informational bills. The third section contains informational items only.

<table>
<thead>
<tr>
<th>BILL</th>
<th>TITLE / SYNOPSIS</th>
<th>POSITION/ANALYSIS</th>
</tr>
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<tbody>
<tr>
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</table>

**SECTION 1: BOE POSITION**

**SECTION 2: BOE INFORMATIONAL BILLS**

<table>
<thead>
<tr>
<th>BILL</th>
<th>TITLE / SYNOPSIS</th>
<th>ANALYSIS</th>
</tr>
</thead>
<tbody>
<tr>
<td>HB 165 SB 807</td>
<td>Elementary and Secondary Education – Security – School Resource Officers</td>
<td>This bill would require the superintendent to enter into an agreement with the Baltimore County Police Department to provide a school resource officer (SRO) in each elementary and secondary school. Any additional required funds needed in excess of the school system’s FY 2013 operating budget would be provided from the state’s Education Trust Fund.</td>
</tr>
</tbody>
</table>

- Introduced by Delegates **Cluster**, Afzali, Anderson, **Aumann**, **Bromwell**, Conaway, Costa, Eckardt, Elliott, Fisher, **Frank**, George, Glass, Hershey, Hough, Jacobs, **Kach**, K. Kelly, Kipke, McComas, McConkey, McDermott, **McDonough**, W. Miller, **Minnick**, Mitchell, Myers, Norman, O'Donnell, Ready, Schuh, Schulz, Smigiel, **Szeliga**, Valentino-Smith, and **Weir**

- Requiring each county superintendent of schools to enter into an agreement with an appropriate law enforcement agency to provide a school resource officer to each public elementary and secondary school; providing that additional funding required for school resource officers shall be paid from the Education Trust Fund from funds allocated from a specified source; and making the Act an emergency measure.

- Effective Date – Date Enacted
<table>
<thead>
<tr>
<th>BILL</th>
<th>TITLE / SYNOPSIS</th>
<th>ANALYSIS</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>HB 269</strong></td>
<td><strong>Public Schools – Requirements for Controlled Access</strong></td>
<td>This bill would require that any new or renovated school project (essentially beginning on 01/01/14) that receives state funds be required to have a controlled access system installed. The access system would be required to allow staff the ability to lock school doors, use camera and intercom systems to see and speak to any visitors seeking access to the school, and to use a remote buzzer to allow access to the building. The bill would require the Board of Public Works to issue implementing regulations.</td>
</tr>
<tr>
<td><strong>Bill Status:</strong> House – 03/06/13 - Hearing</td>
<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0165F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0165F.pdf</a></strong></td>
<td><strong>Effective Date – July 1, 2013</strong></td>
</tr>
<tr>
<td><strong>Bill Status:</strong> Senate – 02/28/13 – Hearing</td>
<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0807F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0807F.pdf</a></strong></td>
<td></td>
</tr>
<tr>
<td><strong>HB 475</strong></td>
<td><strong>Public School Labor Relations - Renegotiation Procedures and Board Administration</strong></td>
<td>Several years ago, the General Assembly enacted legislation that made changes in the collective bargaining process and created a Public Sector Labor Relations Board (PSLRB) to handle disputes arising from negotiations. The law contained a sunset provision that is set to expire on June 30, 2015. Under the law, the PSLRB has the authority to make recommendations for legislative action regarding this statute. This bill is based on PSLRB’s recommended changes. The bill would cover both certificated and non-certificated bargaining units and allow a school system and a labor organization to negotiate an alternative procedure for the parties to use in situations where renegotiations are required if the county does not approve sufficient funds to implement a negotiated agreement between the parties; any agreed procedure must comply with existing, relevant statutes regarding the fiscal relationship between a county and a local board. While this bill does not require specific</td>
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<tr>
<td><strong>Bill Status:</strong> House – 02/13/13 - Hearing</td>
<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0269F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0269F.pdf</a></strong></td>
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<tr>
<td>HB 507</td>
<td><strong>Baltimore County Public Schools - Enrollment and Transfer - Parental Decision</strong></td>
<td>This is a local bill that would allow parents/guardians to enroll their children in any BCPS school (with available space, as published annually for BCPS middle and high schools) for students entering the 6th and 9th grades. If more students apply for transfers than there are available seats, a lottery system would be used to select students. Once a student enrolls under this bill, they will be able to continue their attendance for all grades offered at that school. Parents/guardians of students transferring to a school other than their assigned school must agree to assume the responsibility and cost of transportation to that school. This bill is a modified version of legislation previously introduced (the Board opposed) that did not pass. The sponsor of the prior bill requested a study; a study was conducted by MSDE in conjunction with BCPS and found that this transfer option was not viable. Although more limited in scope, the bill would still make it difficult for staff to adequately plan and project for school capacity, given the significant number of variables that affect school enrollment and attendance, including special permission transfers, magnet programs, etc.</td>
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<td>HB 661</td>
<td><strong>Teaching Techniques - Students with Special Needs and Limited English Proficiency</strong></td>
<td>This bill would require MSDE to provide each PreK-12 teacher (newly certified as of July 1, 2015, and all certified teachers as of July 1, 2017) with instruction regarding techniques for teaching students with special needs, students with limited English proficiency, and in appropriate behavioral interventions regardless of the teacher’s area of certification. The required instruction may be provided through a teacher preparatory program, supplemental coursework, or professional development. MSDE is required to adopt necessary regulations to implement this requirement.</td>
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<td>BILL</td>
<td>TITLE / SYNOPSIS</td>
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<td><strong>Effective Date – October 1, 2013</strong></td>
<td>This bill would require MSDE to establish specified mathematics course requirements for certain students and would require students to enroll in a college preparation curriculum (unless a parent or student declines to enroll). MSDE would be required to conduct a specified assessment of all students in the 11th grade and, in collaboration with Maryland public community colleges, to develop and implement specified courses for the 12th grade to facilitate student college readiness. The bill establishes Algebra II as the minimum level of math competency for a high school student enrolled in a college preparation program and would require that additional high school math instruction be in “non-trivial” math classes. The bill also includes provisions for creating a new Early College Access Grant and mandating local school system payment of tuition for all dually enrolled students.</td>
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<td><strong>Bill Status:</strong> House – 02/20/13 – Hearing</td>
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<td>Senate – 02/18/13 – First Reading</td>
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<tr>
<td>HB 833</td>
<td><strong>College Readiness and Completion Act of 2013</strong></td>
<td>This bill would require MSDE to establish specified mathematics course requirements for certain students and would require students to enroll in a college preparation curriculum (unless a parent or student declines to enroll). MSDE would be required to conduct a specified assessment of all students in the 11th grade and, in collaboration with Maryland public community colleges, to develop and implement specified courses for the 12th grade to facilitate student college readiness. The bill establishes Algebra II as the minimum level of math competency for a high school student enrolled in a college preparation program and would require that additional high school math instruction be in “non-trivial” math classes. The bill also includes provisions for creating a new Early College Access Grant and mandating local school system payment of tuition for all dually enrolled students.</td>
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<td>SB 740</td>
<td><strong>Bill Status:</strong> House – 02/26/13 – Hearing</td>
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<td>Senate – 03/06/13 – Hearing</td>
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<td><strong>Effective Date – July 1, 2013</strong></td>
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<td><strong>Bill Status:</strong> House – 02/26/13 – Hearing</td>
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<td></td>
<td>Senate – 03/06/13 – Hearing</td>
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<tr>
<td>HB 843</td>
<td><strong>State Board of Education - Financial Literacy Curriculum - Graduation Requirement</strong></td>
<td>This bill would require the Maryland State Board of Education to develop a semester long financial literacy curriculum that each local board must implement. The course will be a requirement for high school graduation.</td>
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<td><strong>Bill Status:</strong> House – 02/26/13 – Hearing</td>
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<td>BILL</td>
<td>TITLE / SYNOPSIS</td>
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<td><strong>Effective Date – October 1, 2013</strong></td>
<td>This bill would require that each local board to submit a funding report to MSDE (which would report all 24 board’s information to the General Assembly). The report would include state, local, and federal funding on a per student basis and by individual school for the following funding categories:</td>
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<td><strong>Bill Status:</strong> House – 03/13/13 - Hearing</td>
<td>- students receiving compensatory education (FARMS-eligible)</td>
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<td>- limited-English proficiency</td>
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<td>- special education funding</td>
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<td>- magnet students</td>
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<td>- all remaining students</td>
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<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0926F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0926F.pdf</a></strong></td>
<td>The reporting would begin no later than 10/01/14, and continue each subsequent 3 years. Implementation of the bill would require a different system of collecting and reporting data because it does not follow existing MSDE reporting.</td>
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<td>HB 926</td>
<td><strong>County Boards of Education - Spending - Reporting Requirement</strong></td>
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<td>Introduced by Delegate Olszewski</td>
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<td>Requiring each county board of education to provide a report to the State Department of Education by specified dates on the amount of State, local, and federal funds spent per student for specified students at each school; requiring the Department to submit a specified report to the General Assembly by specified dates; etc.</td>
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<td><strong>Effective Date – October 1, 2013</strong></td>
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<td><strong>Bill Status:</strong> House – 02/27/13 - Hearing</td>
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<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0843F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0843F.pdf</a></strong></td>
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<td><strong>Educator Evaluation System - Pilot Program Extension</strong></td>
<td>This bill would require the MSDE to extend the Education Evaluation System Pilot Program until such time that the state assessments are aligned with the Common Core State Curriculum and the necessary assessments are fully implemented.</td>
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<td>Introduced by Delegates Stein, Cardin, Cullison, Gutierrez, Lafferty, Luedtke, Malone, Morhaim, and Weir</td>
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<td>Requiring the State Department of Education to extend the pilot program for the Educator Evaluation System until specified assessments are aligned with the Maryland Common Core State Curriculum and the assessments are fully implemented; and requiring the Department to take the steps necessary to implement the pilot program extension requirement.</td>
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<td><strong>Effective Date – June 1, 2013</strong></td>
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<td><strong>Bill Status:</strong> House – 03/06/13 - Hearing</td>
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<td><strong><a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb1174F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb1174F.pdf</a></strong></td>
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</tbody>
</table>
**Accountability in Education Act of 2013**

Introduced by Delegates Stockdale, Aumann, Bates, Boteler, Frank, and Wood

Requiring a county board of education to pay a public institution of higher education 50% of the tuition and fees charged to a student enrolled in a noncredit remedial education course under specified circumstances; requiring a county board to remit payment within a specified number of days on receipt of a specified notification from a public institution of higher education; etc.

**Effective Date – June 1, 2013**

**Bill Status:**
House – 03/13/13 - Hearing


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**Baltimore County – Board of Education – Selection of Members**

Introduced by Senator Zirkin

Establishing procedures for the election and appointment of the members of the Baltimore County Board of Education; repealing provisions governing the appointment of members of the county board; establishing the composition of the county board; requiring members of the county board to reside in, be a registered voter in, and be elected from specified districts; providing for a student member of the county board; providing for the removal of, and hearings and appeal procedures for, specified members of the county board; etc.

**Effective Date – June 1, 2013**

**Bill Status:**
Senate – Unfavorable Report **

House – 02/13/13 – Hearing

**The Baltimore County Senate Delegation approved amendments to the bill, but an unfavorable report was issued on the bill based on the 4 to 4 vote.**

SB 10 was pre-filed for the 2013 Session. A similar bill was previously introduced as SB 407 in the 2012 General Assembly. SB 407 was amended in the committee on Education Health and Environmental Affairs and again on the Senate floor during deliberations. The language contained in SB 10 reflects SB 407, as amended. The amended SB 407 was passed by the Senate but no action was taken by the House of Delegates.

**Summary of SB 10 Provisions:**
- Would retain the current 12-member size of the board but would change its composition to include 6 members elected on a nonpartisan basis, 5 members appointed by the Governor and 1 student member.
- Elected members would be elected (based on affirmative “for” vote cast) from each of the 6 school districts to be established by the Baltimore County Council; members must be residents of the specific school district and a registered voter; districts must be substantially equal in population and will be redrawn by the County Council after each 10 year census, with consultation with the county board and public input.
- Authorizes the County Executive to appoint a member(s) if no qualified candidate runs for the office, with the
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<th>Bill Code</th>
<th>Bill Title</th>
<th>Description</th>
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<tr>
<td>SB 115</td>
<td>County Boards of Education – School Budget, Audit, and Procurement Information – Web site Publication</td>
<td>Requiring county boards of education to develop and operate a searchable Web site that includes specified information relating to school budgets, audits, and procurement; specifying parameters of the Web site; and defining terms. <strong>Effective Date – July 1, 2013</strong>  <strong>Bill Status:</strong> Senate – 01/24/13 - Hearing  <a href="http://mgaleg.maryland.gov/2013RS/bills/sb/sb0115F.pdf">http://mgaleg.maryland.gov/2013RS/bills/sb/sb0115F.pdf</a> This bill would require each board to create a searchable Web site (no later than 07/01/14) that would provide budget and audit data annually on an individual school basis, as well as contractor payment data for a party who receives a total annual payment of $25,000 or more; the payment information would be required to include the payee name, zip code, payment amount, purpose, and whether the payee is a minority business enterprise. BCPS was required under HB 160 enacted in the 2011 General Assembly Session to provide information on its Web site regarding contractor payment information as proposed in SB 115. In addition to BCPS, prior local laws enacted require similar information in Montgomery and Howard counties and Prince George’s County is working on implementing a similar local law. Potential concern with this bill is the cost to provide the budget and audit information on an individual school basis.</td>
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<td>SB 277 HB 229</td>
<td>State Aid for Public Education – Certification of Net Taxable Income</td>
<td>Introduced by The President (By Request - Administration) and Senators Benson, Currie, Miller, Miller, and Currie  This bill would alter the computation of net taxable income annually performed by the Comptroller and used to determine state education aid formulas that use a wealth factor in their calculations. Current law uses tax agreement of the County Council.  • Election of members would first occur at the November 2014 General Election; elected members’ term of 4 years would begin on December 8, 2014; 5 appointed members would be required to be appointed within 90 days of the general election; existing appointed members’ terms would expire no later than December 7, 2014.  • All members (except the student member whose term is 1 year) are limited to not more than 3 consecutive terms.  • All members (except the student member) are entitled to $100 annual compensation and allowances for travel and other expenses.  • Authorizes the Maryland State Board of Education to remove a board member for any of 5 specified grounds, including failure to attend, without good cause, at least 75% of scheduled meetings.  • Board members would elect a chair and vice-chair from among members at the board’s first December meeting.  • Election of members would first occur at the November 2014 General Election; elected members’ term of 4 years would begin on December 8, 2014; 5 appointed members would be required to be appointed within 90 days of the general election; existing appointed members’ terms would expire no later than December 7, 2014.  • All members (except the student member whose term is 1 year) are limited to not more than 3 consecutive terms.  • All members (except the student member) are entitled to $100 annual compensation and allowances for travel and other expenses.  • Authorizes the Maryland State Board of Education to remove a board member for any of 5 specified grounds, including failure to attend, without good cause, at least 75% of scheduled meetings.  • Board members would elect a chair and vice-chair from among members at the board’s first December meeting.</td>
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<td>Bill</td>
<td>Description</td>
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<td>SB 300</td>
<td>Altering the definition of &quot;net taxable income&quot; for purposes of calculating specified State aid formulas for education; requiring the Comptroller to certify annually the amount of net taxable income in a specified manner; requiring State aid for education to be paid in a specified manner under specified circumstances; etc. Effective Date – July 1, 2013 Bill Status: Senate – 02/27/13 Hearing <a href="http://mgaleg.maryland.gov/2013RS/bills/sb/sb0277F.pdf">http://mgaleg.maryland.gov/2013RS/bills/sb/sb0277F.pdf</a> House – 02/13/13 Hearing <a href="http://mgaleg.maryland.gov/2013RS/bills/hb/hb0229F.pdf">http://mgaleg.maryland.gov/2013RS/bills/hb/hb0229F.pdf</a></td>
<td>This bill would require use of the greater of tax returns filed by September 1st or also by November 1st of each year. The bill would be effective beginning in FY 2014 and annually thereafter and would use a five-year phase-in to provide any increased state education aid.</td>
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<td>SB 422</td>
<td>Baltimore County – Board of Education – Prohibited Members Effective Date – July 1, 2013 Bill Status: Senate – Unfavorable Report** <a href="http://mgaleg.maryland.gov/2013RS/bills/sb/sb0300F.pdf">http://mgaleg.maryland.gov/2013RS/bills/sb/sb0300F.pdf</a></td>
<td>This bill would change current law to prohibit the appointment of a regulated lobbyist or spouse to the Baltimore County Board of Education. ** An unfavorable report was issued by the Education, Health, and Environmental Affairs Committee and the bill was withdrawn by the sponsor</td>
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<td>SB 422 HB 667</td>
<td>Public School Employees - Collective Bargaining - Representation Fees Introduced by Senators Pugh, Benson, Conway, Currie, Ferguson, Forehand, Frosh, Garagiola, Gladd, Kelley, King, Klausmeier, Madaleno, Manno, McFadden, Montgomery, Peters, Pinsky, Ramirez, Robey, Rosapepe, Stone, and Young</td>
<td>This bill would mandate that all school boards negotiate a &quot;required reasonable service or representation fee&quot; (an agency fee) to be charged to nonmembers (both certificated and non-certificated employee) of collective bargaining organizations for the costs of the organization representing them. If such a fee has been previously negotiated in a specific county before July 1, 2013, the fee shall be implemented pursuant to the negotiated Agreement, but it must be implemented</td>
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<td>Bill</td>
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<td>SB 572</td>
<td>Maryland Early Learning Challenge and School Readiness Act (Race to the Tots)</td>
<td>Introduced by Senators Ferguson and Madaleno. Establishing the Early Learning Challenge and School Readiness Grant Program in the State Department of Education; providing for the purpose and priorities of the Program; establishing the Early Learning Challenge and School Readiness Grant Program Fund as a special fund to be used for specified purposes; requiring the Department to submit a specified report to the General Assembly on or before a specified date each year; authorizing the Department to accept money from specified sources to award grants under the Program; etc. Effective Date – July 1, 2013</td>
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<td>HB 925</td>
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<td>This bill establishes an early learning challenge and school readiness grant in MSDE to increase the number of children in high-quality learning programs in locally determined enhancement projects to be funded in FY 2015 and FY 2016 by $10 million appropriated from the Education Trust Fund. The local projects include preschool for all sites (where prekindergarten programs are integrated in child care, head start, or community hubs) to provide existing community services for families with children from birth through age 5 and professional development activities that increase the number of child care providers attaining the highest levels in the Maryland EXCELS Program. Effective Date – July 1, 2013</td>
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<tr>
<td>SB 691</td>
<td>Education - Due Process Hearings for Children with Disabilities - Burden of Proof</td>
<td>Introduced by Senators Montgomery and Benson. Requiring the State Department of Education, a local &quot;consistent with the requirements&quot; of this new bill &quot;without the need for further negotiations.&quot; This is a collective bargaining issue desired by unions because they are legally required to represent all employees in a bargaining unit (regardless of whether they are members or not) in many matters that are intrinsic in the labor-management relationship, including negotiations and contract administration, including grievance representation. The “agency” shop model allows unions to recoup the costs of these representational duties by the imposition of a fee that would cover such expenses but would but less than the cost of full union membership, because it would not include payment for expenses related to political or advocacy-related matters. Within the past year, the board has taken action involving changes in the threshold level for modified agency fee involving several collective bargaining agreements. Effective Date – July 1, 2013</td>
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school system, or any State agency responsible for providing education to students with disabilities to bear the burden of proof in a due process hearing relating to a dispute over the identification, evaluation, educational placement, or provision of a free appropriate education to a child with disabilities.

**Effective Date – October 1, 2013**

**Bill Status:**
- Senate – 02/28/13 - Hearing
- House – 03/06/13 – Hearing

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<thead>
<tr>
<th>SB 958</th>
<th>Education - State Funding - Operating and Capital Funds</th>
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<tr>
<td><strong>Introduced by Senator Madeleno</strong></td>
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<td>Establishing the rate by which the target per pupil foundation amount is increased in specified fiscal years; requiring that the county boards of education receive a specified grant; and establishing the State goal to provide at least $350,000,000 in each fiscal year to fund public school construction or capital improvement costs.</td>
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<td><strong>Effective Date – July 1, 2013</strong></td>
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<td><strong>Bill Status:</strong></td>
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<td>Senate – 02/14/13 – First Reading</td>
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This bill would increase the target per pupil foundation amount in specified fiscal years and require that the local boards receive a specified grant. It would also establish a state goal to provide at least $350 million in each fiscal year to fund public school construction or improvement projects. The bill’s change in the geographic cost index used in the state funding formula to balances allocations among jurisdictions would likely result in little, if any, change for BCPS. The $350 million goal for annual public school construction financing is notable but it is only a goal and the actual amount would likely vary based upon the state budget climate and overall economic condition.

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required to defend the challenged action. This bill seeks to negate the decision in a 2005 Supreme Court case involving Montgomery County, Maryland that upheld the general rule applicable in court cases that the burden of proof rests with the party initiating a legal challenge, absent a specific, applicable statute to the contrary.
Update: Status of Federal Budget & Funding Issues

Background:

- After numerous delays and last minute posturing, in early January 2013, Congress enacted and the President signed a bill that addressed the federal “fiscal cliff.” The law delayed the implementation of sequestration (consisting primarily of an 8.2% across-the-board cut in most federal programs) for 60 days until March 1, 2013. The legislation also raised taxes on individuals earning in excess of $400,000 (for families the level is $450,000).
- To fund the budgetary effects of delayed sequestration, one-half of the costs (estimated to be $24 billion) will come from a $12 billion in discretionary cuts, equally split between defense and non-defense spending. The other half of the required spending will come from $12 billion in increased revenues, including taxing voluntary transfers of traditional IRAs to Roth IRAs.
- This law provides temporary relief, but will require additional Congressional action again on or near Match 1, 2013.

Next Three Months:

1. Federal Debt Ceiling (authorization to borrow monies to pay previously incurred expenses)
   - Current estimates indicate that the debt ceiling will need to be increased no later than the end of February 2013.
   - During the last significant debt ceiling increase debate (August 2011) Congress created and approved the current budget sequestration process that led to the recently averted “fiscal cliff” crises because of the linkage of an increase in the debt ceiling with mandatory spending cuts.
   - Current political confrontation includes some who argue that the President is empowered to increase the debt ceiling unilaterally (without Congressional approval) based on the authority contained in Article 14, section 4 of the U.S. Constitution, specifically, “The validity of the public debt of the United States, authorized by law, including debts incurred for payment of pensions . . . shall not be questioned.”; Republican Congressional leadership continue to argue that they will not approve an increase in the debt ceiling absent significant cuts in federal spending, including the Social Security and Medicare programs.

2. Annual Congressional Appropriations
   - In recent years, Congress has not enacted the 13 major annual appropriations bills needed to fund the federal government.
   - Funding has been provided through a series of Continuing Resolutions (CR) to fund government operations; much of the CR funding is based on prior spending levels and does not completely consider mandated cost increases in various programs.
   - Current federal funding has been based on a 6-month CR that will expire on March 27, 2013, unless acted upon previously.

Potential Impact:

- The combination of the three issues discussed above could result in increased chaos and uncertainty in the federal budgetary picture.
- This is of particular significance because of the 2013 General Assembly Session and its budget deliberation process and schedule. If additional Congressional action on any of these issues is delayed beyond early March 2013, the uncertainty could affect the 2014 state budget because the later part of March is the period when substantial budget determinations are made in anticipation of members taking legislative action to meet this Session’s April 1, 2013, budget approval deadline.

Baltimore City Public Schools: Proposed Alternative Financing for Public School Construction
**Background:**

- Baltimore City Public Schools has the oldest inventory of school buildings in Maryland with the average age of school buildings of almost 40 years. Estimates of the cost of addressing school capital program needs in Baltimore City have ranged up to $2.8 billion. Baltimore City Public Schools commissioned a study (Jacobs Report) to provide a current and specific assessment of school facilities needs and associated costs. The results of the report are expected to be finalized and released to the General Assembly and the public shortly. Critical construction needs are expected to require the expenditure of $1 billion over a 10-year period.

**Prior Legislation:**

- HB 304 was introduced in the 2012 General Assembly. The bill would have provided Baltimore City Public Schools a block grant of either the greater of 15% of the total state public construction capital program or $32 million (annually adjusted for inflation). The bill had a hearing in the House Appropriations Committee but no further action was taken. There was no cross-filed bill nor was any action taken by the Senate on HB 304.

**Proposed Financing:**

- Baltimore City Public Schools has indicated that its priority is to seek legislative approval from the General Assembly to change the way that public schools construction funding is provided to Baltimore City.
- Maryland currently allocates funds for school construction through an annual budget appropriations process that utilizes standards under the Public School Construction Capital Improvement Program administered by the Interagency Committee on School Construction.
- Baltimore City Public Schools is interested in obtaining its allocation of state construction funds in the form of an annual block grant of at least $32 million (potentially adjusted for inflation) instead of an annual appropriation (Baltimore City Public Schools indicates that capital funding received in the past 5 years from the state has averaged $36 million per year and capital funding received in the last 5 years from Baltimore City government averaged $19 million per year).
- Funding via a block grant is expected to allow the Baltimore City Public Schools to borrow by leveraging funds to accelerate progress on meeting critical school renovation/construction needs; Baltimore City Public Schools believes that it could borrow funds at a ratio of $15 million in 30-year term bond funds for each $1 million provided by the state in a block grant - thus $32 million yearly would yield about $480 million in borrowed construction funds.
- To provide such leverage, it has been reported that the block grant would have to be agreed to be provided by the state annually for at least a period of 20 years; this alternative approach would also require the creation of a non-profit corporation (under section 6320 of the Internal Revenue Code) expected to be known as the Baltimore City Schools Construction Authority that would issue bonds and solicit construction contracts (authority to use such an entity would need to be included in the authorizing legislation).

**Pending Activities:**

- Legislation has not yet been introduced this session.
- Baltimore City Public Schools is planning to brief key committees during the week of January 14, 2013.
- Initial reactions in Annapolis have ranged from cautious to negative; concerns expressed include the effects on the State’s credit and bond rating, total bonding capabilities, potential impact on other school systems, interest from other school systems in obtaining similar authority, level of local funding provided by Baltimore City Public Schools, potential for higher interest costs for the construction bonds because they would be issued by a separate bonding authority (not the city or state), and the capacity of the school system to manage significant, additional construction activities.