

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 17

April 14, 2005

1. CLOSED MEETING

Chairman Phillip Niedzielski-Eichner convened the Board in public session at 6:18 p.m. with a quorum on members present. Mrs. Oleszek moved, and Mr. Storck seconded, that the Board go into closed session: 1) to discuss the employment and performance of specific public employees pursuant to Virginia Code Section 2.2-3711(A)(1); 2) to discuss and consider disciplinary matters concerning students pursuant to Virginia Code Section 2.2-3711(A)(2); and 3) to protect the privacy of individuals in personal matters not related to public business pursuant to Virginia Code Section 2.2-3711(A)(4). The motion passed 11-0, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mr. Moon, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voting "aye"; and with Mrs. Kory not present for the vote.

2. MEETING OPENING

TAPE REFERENCE: 1-0007

2.01 **Call to Order/Pledge of Allegiance/Moment of Silence/National Anthem— Forest Edge Elementary School String Ensemble**

Chairman Niedzielski-Eichner convened the meeting at 7:07 p.m. with a quorum of Board members present:

Catherine A. Belter (Springfield)	Phillip A. Niedzielski-Eichner (Providence)
Brad Center (Lee)	Janet S. Oleszek (At Large)
Stuart D. Gibson (Hunter Mill)	Kathy L. Smith (Sully)
Stephen M. Hunt (At Large)	Daniel G. Storck (Mt. Vernon)
Kaye Kory (Mason; arr. 6:40)	Jane K. Strauss (Dranesville)
Ilryong Moon (At Large)	Tessie Wilson (Braddock)

Also present were Division Superintendent Jack D. Dale; Deputy Superintendent Brad Draeger; Deputy Clerk of the Board Norma J. Bailey; Deputy Clerk of the Board Linda Sabo; and certain other members of staff.

Chairman Niedzielski-Eichner thanked the members of the Forest Edge Elementary School String Ensemble, under the direction of Marti Pittman, for their performance of the National Anthem.

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2.02 Certification of Closed Meeting Compliance (Exhibit A)

Mrs. Strauss moved, and Mrs. Kory seconded, that since the Fairfax County School Board convened a closed session meeting on April 14, 2005, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act, and since Section 2.1-344(D) of the Code of Virginia required a certification by the School Board that such closed meeting was conducted in conformity with Virginia law, the Fairfax County School Board hereby certifies that, to the best of each member's knowledge, 1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting, and 2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered. The motion **passed unanimously.**

2.03 Announcements

Mr. Moon recognized a Boy Scout from Troop 1533, who was in attendance at the meeting.

2.04 Recognition of Administrative Professionals Week (Exhibit B)

Mr. Moon announced that the week of April 24-30, 2005, had been designated Administrative Professionals Week. Those administrative professionals in attendance were recognized, and photographs were taken with the Board members.

2.05 Resolution Naming the Library at Bush Hill Elementary School (Exhibit C)

Mr. Center offered the following resolution:

RESOLUTION NAMING THE LIBRARY AT BUSH HILL ELEMENTARY SCHOOL "THE DAVID READYHOUGH LIBRARY"

WHEREAS, David Readyhough, who retired in 1999 and passed away in August 2004, had proudly served Fairfax County Public Schools with distinction, dedication, and honor for over 25 years as a classroom teacher and an assistant principal and, for his last nine years in Fairfax County Public Schools, as the principal of Bush Hill Elementary School; and

WHEREAS, through his commitment to children and his belief that "it has to be right for the children," Bush Hill is a child-centered school in which every student, no matter what his and her ability or disability, is a valued member of the school; and

WHEREAS, Mr. Readyhough was instrumental in the planning and the first two years of Bush Hill's renovation that resulted in a beautiful school in which learning and student achievement could flourish; and

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WHEREAS, Mr. Readyhough planned—through the renovation process—that the library should be the central area of the school where the search for and attainment of knowledge would be daily achieved in a technology-rich environment;

NOW, THEREFORE, BE IT RESOLVED that the Fairfax County School Board names the Bush Hill Elementary School library “The David Readyhough Library” in recognition of his love of children, his commitment to their education and love of reading, and his tireless devotion to the school staff and community.

Mr. Center moved, and Mr. Storck seconded, to adopt the Resolution Naming the Library at Bush Hill Elementary School. The motion passed unanimously.

The current principal of Bush Hill Elementary School and members of Mr. Readyhough’s family accepted the Resolution, and photographs were taken.

2.06 Recognition of Mel Riddile as 2005 Outstanding High School Principal, Virginia Association of Secondary School Principals (Exhibit D)

Mrs. Kory congratulated Stuart High School Principal Dr. Mel Riddile on having been named 2005 Outstanding High School Principal by the Virginia Association of Secondary School Principals (VASSP); and she said that Stuart had been identified as one of the ten best high schools in the nation serving underserved students in a study commissioned by the National Association of Secondary School Principals (NASSP) and the Bill and Melinda Gates Foundation, and had been named an NASSP Breakthrough High School in 2003.

Dr. Riddile was joined by family and staff members, and photographs were taken with Board members.

3. PRESENTATIONS TO SCHOOL BOARD

TAPE REFERENCE: 1-0544

3.01 Spotlight on Learning – Bayscaping and Environmental Education Program at Daniels Run Elementary School (Exhibit E)

Dr. Dale introduced Daniels Run Elementary School Science and Technology Resource Teacher Lori Huberman Hayes, and a video on the program was viewed.

3.02 Citizen Participation (Exhibit F)

Nine speakers addressed the Board in the time reserved for public comment. Diana Barbera, Mark Glaser, and Dan Sperling addressed Agenda Item No. 4.09, School Board Policy 8335; Mary Beth Style and Kathy Stohr addressed Agenda Item No. 6.07, Family Life Education Recommendations; Brian Picone addressed

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the importance of the Gay Straight Alliance in public schools; Robert Rigby, Jr. addressed adult responsibility to gay youth; and Melissa Zwahr and Phillip Troutman addressed Graham Road Elementary School improvements.

4. **CONSENT AGENDA**

TAPE REFERENCE: 1-1958

- 4.01. **Minutes** – Approve minutes of March 5, 2005, School Board Retreat, and March 31, 2005, regular meeting (SB; Exhibit G)
- 4.02 **CTEMS Annual Plan and 2005-2006 Application for Career and Technical Education Funds** - Approve the Career and Technical Education Management System (CTEMS) annual local education plan and the 2005-2006 Application for State and Federal Career Technical Education Funds (IS; Exhibit H)
- 4.03 **Award of Contract** - Award the contract for a 14-classroom modular addition at Chantilly High School to Dynasty Construction, Inc., in the amount of \$2,000,000, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit I)
- 4.04 **Award of Contract** - Award the contract for a modular addition at Robinson Secondary School to R. J. Crowley, Inc., in the amount of \$1,660,000, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit J)
- 4.05 **Consent to Right-of-Way** - Consent to right-of-way vacation and abandonment of a portion of Chichester Lane adjacent to Fairhill Elementary School, acceptance of vacated land, and conveyance of sidewalk and utility easements (FTS; Exhibit K)
- 4.06 **Lease of Facility** - Authorize the Division Superintendent, or his designee, to negotiate and enter into a lease with the Town of Herndon for a satellite maintenance and repair facility at 397 Herndon Parkway, Herndon, Virginia (FTS; Exhibit L)
- 4.07 **School Board Policy** - Adopt Policy 2245, Home Instruction by Parents and Part-Time Enrollment of Home-Schooled Students, as reviewed and discussed by the Legislation, Policy, and Future Issues Committee (SS; Exhibit M)
- 4.08 **School Board Policy** - Adopt Policy 2102, Automated External Defibrillator Program, as reviewed and discussed by the Legislation, Policy, & Future Issues Committee (SB; Exhibit N)
- 4.09 **Award of Contract** - Award the contract for the 10-classroom modular building at Louise Archer Elementary School to Valley Modular Offices, Inc., in the amount of \$742,332, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit O)

Chairman Niedzielski-Eichner stated that, without objection, the nine items on the consent agenda would be adopted. Hearing no objection, the consent agenda passed unanimously.

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5. OTHER ACTION ITEMS

TAPE REFERENCE: 1-2091

5.01 **School Board Policy** - Adopt Policy 8335, Wireless Telecommunication Facilities, as reviewed and discussed by the Legislation, Policy, and Future Issues Committee (FTS; Exhibit P)

Mrs. Wilson moved, and Mr. Gibson seconded, that the Board adopt Policy 8335, Wireless Telecommunication Facilities, as reviewed and discussed by the Legislation, Policy, and Future Issues Committee.

Discussion continued as follows: that data indicated that some schools without cell phone towers had a higher level of radio frequency (RF) radiation than schools with such towers; and that Congress had prohibited any elected body from regulating cell phone radiation because that was the domain of the Federal Communications Commission (FCC) (Gibson); that the first priority of the Board was to protect the health and safety of students and that the facilities were safe for children (Gibson, Hunt, Niedzielski-Eichner, Storck, Strauss, Wilson); that recorded emission levels outside school sites with cell phone antennas were more than 100,000 times lower than federal standards, and that average RF radiation was measured at more than 1 million times lower than federal standards inside those buildings. (Gibson, Niedzielski-Eichner); that towers would not be placed on school buildings (Gibson, Hunt); that staff members had evaluated a great deal of data; and that the Board was responsive to the concerns expressed by community members (Belter, Gibson, Hunt, Niedzielski-Eichner, Storck, Strauss, Wilson).

The motion that the Board adopt Policy 8335, Wireless Telecommunication Facilities, as reviewed and discussed by the Legislation, Policy, and Future Issues Committee **passed unanimously.**

5.02 **Additional Appointments** – Appoint individuals to serve on committees as listed in the agenda item (SB; Exhibit Q)

Mrs. Smith moved, and Mrs. Wilson seconded, to appoint individuals to serve on committees as listed in the agenda item. The motion **passed unanimously.**

5.03 **Confirmation of Action Taken in Closed Meeting**

Mrs. Strauss moved, and Mr. Hunt seconded, to expel four students for violation of the conditions of a probationary placement. The motion **passed unanimously.**

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Mr. Center moved, and Mrs. Oleszek seconded, to expel a student for possession of a controlled substance on school property. The motion **passed unanimously.**

Mrs. Smith moved, and Mrs. Belter seconded, to expel a student for chronically disruptive behavior. The motion **passed unanimously.**

Mrs. Wilson moved, and Mrs. Oleszek seconded, to expel a student for chronically disruptive behavior. The motion **passed unanimously.**

Mrs. Wilson moved, and Mr. Center seconded, to expel a student for planning and participating in a gang-related mob assault on school property. The motion **passed unanimously.**

Mr. Hunt moved, and Mrs. Oleszek seconded, to expel a student for threatening and assaulting a staff member. The motion **passed unanimously.**

Mrs. Smith moved, and Mrs. Belter seconded, to expel a student for possession of an illegal drug on school property. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Strauss moved, and Mrs. Wilson seconded, to expel a student for distribution of an illegal substance on school property. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Strauss moved, and Mrs. Wilson seconded, to expel a student for violation of the conditions of a probationary placement. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Strauss moved, and Mrs. Wilson seconded, to expel a student for numerous acts of misconduct on school property. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Wilson moved, and Mrs. Strauss seconded, to expel a student for threatening and physically assaulting a teacher. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Wilson moved, and Mrs. Strauss seconded, to expel a student for possession of illegal drugs on school property. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Kory, Mrs. Wilson moved, and Mrs. Strauss seconded, to expel a student for distribution, possession, and being under the influence of illegal drugs on a school-sponsored field trip. The motion **passed unanimously.**

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Mr. Center moved, and Mrs. Strauss seconded, to excuse from attendance at school a certain student identified in closed meeting pursuant to Virginia Code Section 22.1-254(B)(1). The motion **passed unanimously**.

Mrs. Kory moved, and Mrs. Strauss seconded, that, on or before April 15, 2005, employees identified in closed meeting be notified that their contracts will not be renewed for the following reasons: (1) instructional personnel who hold a provisional or special education conditional license expiring 2005; (2) instructional personnel who hold a provisional or special education conditional license expiring 2006 and 2007 on third-year annual contract; (3) instructional personnel who did not complete license application; (4) instructional personnel missing or failing Praxis; (5) instructional personnel who hold a professional license that expired prior to 2005; (6) instructional personnel on a one-year hiring agreement; (7) instructional personnel due to low student enrollment; and (8) instructional personnel due to performance. The motion **passed 11-0-1**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mrs. Smith, Mrs. Stork, Mrs. Strauss, and Mrs. Wilson voting "aye", and with Mr. Hunt abstaining.

- 5.04 Pending Action Item – Science Textbook Adoption Committee –** Recommendation that the School Board appoint individuals to serve on the Middle School Science Textbook Adoption Committee, as listed in the agenda item (IS; Exhibit R)

There was no discussion of this item.

6. **NEW BUSINESS**

TAPE REFERENCE: 1-3040

- 6.01 High School Literature Textbook Adoption Committee** - Recommendation to appoint individuals to serve on the High School Literature Textbook Adoption Committee, as detailed in the agenda item (IS; Exhibit S)

There was no discussion of this item.

- 6.02 Award of Contract** - Recommendation to award the contract for the addition to Westfield High School and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit T)

There was no discussion of this item.

- 6.03 Award of Contract** - Recommendation to award the contract for renovation of ten classrooms to five science labs at Thomas Jefferson High School for Science and Technology to the lowest responsible and responsive bidder and authorize

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the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit U)

There was no discussion of this item.

- 6.04 School Bond Referendum** – Recommendation to adopt the resolution requesting the Board of Supervisors to approve and take appropriate action to place on the ballot for the November 8, 2005, general election a School Bond Referendum in the amount of \$243,326,000 (FTS; Exhibit V)

Director of Facilities Planning Services Gary Chevalier narrated a PowerPoint presentation describing the staff recommendation for the 2005 School Bond Referendum; he said that FCPS had a spending limit of \$130 million annually; that 73 percent of the total bond fund would be dedicated to renovation projects; that Board action was scheduled for April 28; and that the election would take place on November 8, 2005.

Discussion included the following: that Herndon Elementary School would require additional classrooms as a result of the implementation of a full-day kindergarten program, and the question how the bond would provide for that need (Strauss); the response that the bond did not designate funds for Herndon Elementary School, but a modular unit could be situated there pending a permanent resolution (Chevalier); the question when staff members anticipated that the Coppermine school site would be developed (Gibson); the response that it was scheduled for September 2009; that a new design would have to be developed (Chevalier); the request that the relationship between the approved bond and Capital Improvement Program (CIP) be clarified (Niedzielski-Eichner); and the response that the CIP was a 5-10 year plan, while bonds were typically two year funding mechanisms to implement the CIP (Chevalier).

- 6.05 Award of Contract** - Recommendation to award the contract for replacement of the HVAC system at Franconia Elementary School to the lowest responsive and responsible bidder and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit W)

There was no discussion of this item.

- 6.06 Award of Contract** - Recommendation to award the contract for replacement of the HVAC system at Clifton Elementary School to the lowest responsive and responsible bidder and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit X)

There was no discussion of this item.

- 6.07 Family Life Education Recommendations** - Recommendation to approve videotapes for: 7th and 8th grade Mental Health, 9th grade Biology, and

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Category B special education female students grades 5-12 for Human Growth and Development; instructional materials for: Category B special education students grades 5-12; 10th grade Personal and Community Health, adult-age students at Mountain View Alternative High School; and proposal to support objective for 11th and 12th grade Alcohol, Tobacco, and Other Drug education, as reviewed and recommended by the Family Life Education Curriculum Advisory Committee. (IS; Exhibit Y)

Discussion included the following: the question where the birth control pamphlet fit into the tenth grade health curriculum (Gibson); the response that the two pamphlets would replace an 18-year-old video that was currently being used; that the video included information that was inaccurate and incomplete; that the content of the lesson on contraception had not changed; that the objective of the lesson was that students would identify the advantages and disadvantages of the major types of contraceptives and discuss different moral and/or religious viewpoints concerning their use; that teachers reinforced the fact that abstinence was the only reliable and safe means of contraception several times during the lesson; that another lesson in the FLE curriculum was devoted entirely to abstinence, and abstinence was emphasized in eight additional lessons; that parents would be provided with opportunities to review the materials and could opt their students out of the entire FLE curriculum or specific lessons; that the pamphlets were not being provided for personal use by students, but as teaching materials used in a tightly scripted lesson (Assistant Superintendent of Instructional Services Ann Monday); the request that staff members provide data on teenage pregnancy and abortion rates in Fairfax County from 1987 through the present, and from 1997, when the lesson was added to the curriculum, to the present (Gibson); an affirmative response (Monday); the request that the curriculum for the lesson be furnished to the Board; and that the description of the pamphlet seemed contradictory to the objectives of the lesson (Hunt).

7. **SCHOOL BOARD COMMITTEE REPORTS**

TAPE REFERENCE: 2-0000

7.01 **Committee Reports**

Instruction, Special Services, and Youth Development; April 4; Catherine Belter, Chairman

Review of Family Life Education Curriculum Advisory Committee Recommendations.

Legislation, Policy & Future Issues; April 4; Stuart Gibson, Chairman

Review of Policies 8335, Wireless Telecommunication Facilities, and 4150, Administrative Staffing - Promotions and Appointments, including a discussion of

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the principal selection process; request for Chairman to work with Superintendent on preparing the draft policy for action. Announcement that the U. S. Department of Education would be granting states greater flexibility in some areas of the *No Child Left Behind* Act regarding testing for students with special needs, but concrete proposals had not yet been developed.

Facilities and Operations; April 4; Tessie Wilson, Chairman

Review of 2005 Bond Referendum.

Resource Management and Evaluation; April 4; Jane Strauss, Chairman

Discussion about Carnegie Learning Cognitive Tutor Algebra I and Geometry Evaluation; and update on Health Plan Proposal.

Forum on Board Topics; March 31; Phillip Niedzielski-Eichner, Chairman

Discussion included: consistent instructional time for art in elementary schools; staff recommendations to be developed to modify boundary process; request for staff report on range of early childhood services provided by FCPS and Fairfax County; and decision to provide Board members two minutes to make announcements during regular business meetings.

7.02 Board Member Announcements

Kaye Kory, Mason District

Congratulations to Beech Tree Elementary School Principal Naomi Martin on her retirement. Thanks to Baileys Rotary Club for donating dictionaries to third grade students at Glen Forest Elementary School and in Corpus Christie, Texas.

Stuart Gibson, Hunter Mill District

Thanks to Floris Elementary School Principal Karen Siple and staff members for hosting a community meeting to discuss growth and overcrowding in the Centreville Road corridor, and to Cathy Hudgins, Hunter Mill District Supervisor, and Frank de la Fe, Planning Commissioner, for participating. Announcement of a Cluster Meeting scheduled April 26 to discuss merging Japanese Immersion Programs at Floris and Fox Mill Elementary Schools beginning with rising first graders in the fall of 2006, and an information meeting at South Lakes High School on April 20 for discussion of the principal selection process for the school.

Daniel Storck, Mount Vernon District

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Announcement of Focus on the Future meeting at Mount Vernon High School on April 18 to solicit community input.

Janet Oleszek, At Large

Congratulations to students participating in Regional Science and Technology Fair at Robinson Secondary School.

Jane Strauss, Dranesville District

Congratulations to Langley High School on Senior Ethics Day on April 6.

Ilryong Moon, At Large

Announcement that he would attend the National School Boards Association Conference in San Diego with Mrs. Oleszek, Mrs. Smith, and Dr. Dale.

Catherine Belter, Springfield District

Announcement of Teen Driving Program to be held at West Springfield High School on April 25.

Stephen Hunt, At Large

Expression of concern about inaccuracies in FLE pamphlets and proposal that FCPS staff members develop satisfactory substitutes.

Tessie Wilson, Braddock District

Announcement of College Admissions Program at Oakton High School on April 25. Thanks to Sandy Canfield and Rachel Moyer for advocating for an Automated External Defibrillator (AED) Program; and announcement that anyone interested in purchasing or donating an AED unit should contact staff members to make arrangements.

Phillip Niedzielski-Eichner, Providence District

Thanks to members of the Graham Road Elementary School community for advocating for their school; and announcement of meetings on April 25 with Graham Road PTA, on May 4 with City Park Citizens Association, and on May 11 with the Greenway Downs Citizens Association for planning purposes.

8. SUPERINTENDENT MATTERS TAPE REFERENCE: 2-0400

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8.01 Dr. Dale announced that the Department of Special Services and the Advisory Committee for Students with Disabilities would host a Special Education Community Conference at Marshall High School on April 30.

9. ADJOURNMENT

TAPE REFERENCE: 2-0450

9.01 The meeting was adjourned at 9:10 p.m.