

## MINUTES

### Fairfax County School Board Luther Jackson Middle School

Regular Meeting No. 8

November 14, 2006

#### 1. **CLOSED MEETING**

##### 1.01 **Closed Meeting**

Chairman Ilryong Moon convened the Board in public session at 6:30 p.m. with a quorum of 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)	Jane K. Strauss (Dranesville)
Ilryong Moon (At Large)	Tessie Wilson (Braddock)

Mr. Center moved, and Mr. Storck seconded, that the Board go into closed session: 1) to discuss and consider disciplinary matters concerning students pursuant to Virginia Code Section 2.2-3711(A)(2); and 2) 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 unanimously.

#### 2. **MEETING OPENING**

**[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT  
<http://www.boarddocs.com/vsba/Fairfax/Board.nsf/Public?OpenFrameSet>]**

##### 2.01 **Call to Order/Pledge of Allegiance/Moment of Silence**

Chairman Moon convened the meeting at 7:12 p.m. with a quorum of Board members present. Also present were Division Superintendent Jack D. Dale; Deputy Superintendent Richard Moniuszko; Executive Assistant and Clerk of the Board Pamela Goddard; Deputy Clerk of the Board Pat Charbonneau; and certain other members of staff. Student Representative to the School Board Jessica Miller was present.

##### 2.02 **Certification of Closed Meeting Compliance (Exhibit A)**

Mr. Center moved, and Mr. Gibson seconded, that since the Fairfax County School Board convened a closed meeting on November 14, 2006, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act, and since Section 2.2-3712(D) of the Code of Virginia requires a certification by the School Board that such closed meeting was conducted in conformity with Virginia law, the Fairfax County School Board

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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 that 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** (Exhibit B)

Vice Chairman Brad Center recognized December 4-8 as National Inclusive Schools Week and welcomed Boy Scout Troup 1145 from Springfield.

## **3. PRESENTATIONS TO SCHOOL BOARD**

**[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT**  
**<http://www.boarddocs.com/vsba/Fairfax/Board.nsf/Public?OpenFrameSet>**]

### **3.01 Spotlight on Learning – Math Matters** (Exhibit C)

### **3.02 Citizen Participation** (Exhibit D)

Three speakers addressed the Board in the time reserved for public comment. Rick Baumgartner, Sandy Evans, and Phyllis Payne addressed Agenda Item No. 6.06, Strategic Governance Manual.

## **4. ACTION ITEMS**

**[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT**  
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### **4.01 2007 Legislative Program** – Adopt the 2007 Legislative Program, as reviewed and discussed by the Legislative, Policy, and Future Issues Committee (S; Exhibit E)

Mr. Storck moved, and Mr. Center seconded, to adopt the 2007 Legislative Program, as reviewed and discussed by the Legislative, Policy, and Future Issues Committee.

Mrs. Wilson called for a division of the question, to vote separately on the position on fiscal autonomy (page 33 of the 2007 Draft Legislative Program).

Mrs. Kory moved, and Mrs. Oleszek seconded, to amend the 2007 Legislative Program by adding a new position on drivers education with the following language: The Fairfax County School Board supports allowing school divisions to set tuition rates for drivers education programs based on actual operating expenses and which allow school divisions to recover costs beyond those

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covered by state Basic Aid. The state requires school divisions to provide classroom and behind-the-wheel instruction to students, but caps the rates school divisions are allowed to charge for these programs. The amendment **passed unanimously.**

Discussion included: advocacy for seeking state support for proposed changes to the *No Child Left Behind Act* (NCLB) prior to its reauthorization related to annual progress reporting requirements and measures of student achievement; concern over current assessment requirements and assessment tools for non-English speaking students; acknowledgement of improvements in minority student achievement following implementation of NCLB; and clarification that criticism regarding NCLB was directed at the implementation of regulations and the need for continuous quality improvement.

Mr. Storck moved, and Mr. Center seconded, to approve the position on fiscal autonomy for elected school boards. The motion **passed 9-3**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mr. Storck, and Mrs. Strauss voting "aye"; and Mr. Hunt, Mrs. Smith, and Mrs. Wilson voting "nay".

Mr. Storck moved, and Mr. Center seconded, that the Fairfax County School Board adopt the 2007 Legislative Program, as reviewed and discussed by the Legislative, Policy, and Future Issues Committee, and as amended to include a new position on drivers education with the following language: the Fairfax County School Board supports allowing school divisions to set tuition rates for drivers education programs based on actual operating expenses and which allow school divisions to recover costs beyond those covered by state Basic Aid. The state requires school divisions to provide classroom and behind-the-wheel instruction to students, but caps the rates school divisions are allowed to charge for these programs. The motion **passed 11-0-1**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mrs. Smith, Mr. Storck, Mrs. Strauss; and Mrs. Wilson voting "aye", and with Mr. Hunt abstaining.

### **4.02 Additional Appointments(Exhibit F)**

There were no additional appointments.

### **4.03 Confirmation of Action Taken in Closed Meeting**

Mrs. Smith moved, and Mr. Storck seconded, to expel a student for multiple acts of arson and willful damage to school property. The motion **passed unanimously.**

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Mrs. Wilson moved, and Mr. Niedzielski-Eichner seconded, to expel two students for violation of the conditions of probationary school assignments. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mrs. Wilson, Mrs. Strauss moved, and Mrs. Belter seconded, to expel a student for conviction of a crime in the community. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mr. Gibson, Mr. Hunt moved, and Mr. Niedzielski-Eichner seconded, to expel a student for possession of illegal drugs at school. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mr. Gibson, Mr. Niedzielski-Eichner moved, and Mr. Hunt seconded, to expel a student for violation of the conditions of a probationary school assignment. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mr. Storck, Mr. Center moved, and Mr. Moon seconded, to expel two students for assaulting students at school. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mr. Storck, Mr. Center moved, and Mr. Moon seconded, to expel a student for violation of school rules and assault of another student on multiple occasions. The motion **passed unanimously.**

Having served on a three-member committee chaired by Mr. Storck, Mr. Center moved, and Mr. Moon seconded, to expel a student for conviction of a crime in the community. The motion **passed unanimously.**

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

Mrs. Oleszek moved, and Mr. Storck seconded, to reconsider a reassignment of a student to an alternative placement. The motion **failed 0-11-1**, with no "aye" votes; Mrs. Belter, Mr. Center, Mr. Hunt; Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner; Ms. Oleszek; Mrs. Smith; Mr. Storck, Mrs. Strauss; and Mrs. Wilson voting "nay", and Mr. Gibson abstaining.

### 5. CONSENT AGENDA

**[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT**

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- 5.01 **Minutes** - Approve minutes of November 2, 2006, regular School Board meeting (SB; Exhibit G)
- 5.02 **Monthly Separation Report** – Confirm the separations as indicated below for the period beginning October 1, 2006, and ending October 31, 2006 (HR, Exhibit H)
- 5.03 **Award of Contract** – Award the contract for the new auxiliary multi-sport structure at South county Secondary School to Creative Finishes, Inc., in the amount of \$550,000, and authorize the Division superintendent, or his designee, to execute the contract on behalf of the School (FTS; Exhibit I)

Chairman Moon stated that, without objection, the three items on the consent agenda would be adopted. Hearing no objection, the consent agenda **was adopted.**

### 6. **NEW BUSINESS**

**[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT**

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- 6.01 **FY 2007 Midyear Budget Review** – Recommendation to approve expenditure changes reflected in the FY 2007 Midyear Budget as detailed in the agenda item (FS; action scheduled 12/7/07; Exhibit J)

School Board members questions and comments included: that with increased costs for the compensation account, decreased money received from Congress, and flat real estate values the question about the FY 2008 budget requirements; response that the budget would not have full funding without some additional revenue, and that revenue projections were not anticipated to improve future year budgets.

- 6.02 **Goal 1. Academics** - Recommendation to accept the reasonable interpretation and indicators for student achievement Goal 1. Academics, as recommended by the Division Superintendent and as detailed in the agenda item (S; action scheduled 12/7/06; Exhibit K)

Ann Monday, Assistant Superintendent of Instructional Services, presented Goal 1. Academics reasonable interpretations and indicators; that it was necessary to build on what was already in place, to maintain focus on SOL achievement, and to ensure proficiency beyond the four-core subjects to proficiency in a second language, technology, and understanding world cultures; the need for sensitivity to the amount of staff time and the burden on schools that implementation of the goals required and the need to make changes incrementally; and that action teams would be formed to ensure these goals were reached and these measures attained.

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Comments by Board members included: that the reasonable interpretation and indicators were demanding but focused on individual students and their success and reinforced the Board's commitment to accountability; that they reconfigured the classroom experience to accomplish SOL obligations in a way that did not add a significant, additional burden to teachers; concern expressed about the logistics of developing personal learning plans; the response that special education staff members used a software program that would assist staff in preparing the personal learning plans; the comment that high school students would support personal learning plans for a more focused approach to planning courses; that the responsibility was to make sure each child understood the material and acquired the critical thinking skills; that there would be different results by getting kids to do different things; and that the process could take years but was very empowering to the community.

- 6.03 Operational Expectations and Monitoring Report** - Recommendation to accept the Technology operational expectations and monitoring report (S; action scheduled 12/7/06; Exhibit L)

Dr. Dale noted that the three operational expectations reflected the core values and beliefs about the departmental support functions; that the Board would receive annual monitoring reports to indicate compliance.

- 6.04 Operational Expectations and Monitoring Report** - Recommendation to accept the Accountability/Audit operational expectations and monitoring report (S; action scheduled 12/7/06; Exhibit M)

There was no discussion of this item.

- 6.05 Operation Expectations and Monitoring Report** - Recommendation to accept the Facilities operational expectations and monitoring report (S; action scheduled 12/7/06; Exhibit N)

There was no discussion of this item.

- 6.06 Strategic Governance Manual** – Recommendation to approve the Strategic Governance Manual, as reviewed and discussed by the Strategic Governance Committee (SB; Exhibit O)

There was no discussion of this item.

- 6.07 Award of Contracts** – Recommendation to award the contracts for a ten-classroom modular building at Herndon Elementary School and a ten-classroom (new construction of six classrooms and relocation of four classrooms) at Mountain View Alternative High School (FTS; Exhibit P)

There was no discussion of this item.

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**6.08 Award of Contract** – Recommendation to award multi-prime/owner-paid material contract for general carpentry, doors, miscellaneous specialists, and equipment for the renovation/addition at Woodson High School to the lowest responsive and responsible bidders and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit Q)

There was no discussion of this item.

### 7. **SUPERINTENDENT MATTERS**

*[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT  
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### 8. **REPORTS AND BOARD MATTERS** (Exhibit R)

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#### **Instruction, Special Services, and Youth Development; November 6; Janet Oleszek, Chairman**

Adult and Community Education update.

#### **Legislation, Policy, and Future Issues; November 6; Dan Stork, Chairman**

Policy 8335, Wireless Telecommunications Facilities

#### **Audit Committee; November 6; Steve Hunt, Chairman**

School construction project management update.

### 9. **CLOSED MEETING**

#### **9.01 Closed Meeting**

Mr. Niedzielski-Eichner moved, and Mr. Center seconded, that the Board go into closed session to discuss and consider the performance and salary of a specific public employee pursuant to Virginia Code Section 2.2-3711(A)(1). The motion passed unanimously.

#### **9.02 Certification of Closed Meeting Compliance (Exhibit R)**

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Mrs. Strauss moved, and Mrs. Wilson seconded, that since the Fairfax County School Board convened a closed session meeting on November 14, 2006, pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act, and since Section 2.2.3712(D) of the Code of Virginia requires 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.**

### **9.03 Confirmation of Action Taken in Closed Meeting**

There was no action taken.

### **10. ADJOURNMENT**

The meeting was adjourned at 10:45 p.m.