

MINUTES

Fairfax County School Board Luther Jackson Middle School

Regular Meeting No. 20

May 24, 2007

1. **CLOSED MEETING**

Vice Chairman Kathy Smith convened the Board in public session at 4:35 p.m. with a quorum of members present:

Catherine A. Belter (Springfield)	Phillip A. Niedzielski-Eichner (Providence; arr. 6:18)
Brad Center (Lee)	Janet S. Oleszek (At Large; arr. 5:30)
Stuart D. Gibson (Hunter Mill; dep. 9:37)	Kathy L. Smith (Sully)
Stephen M. Hunt (At Large)	Daniel G. Storck (Mt. Vernon; arr. 4:50)
Kaye Kory (Mason; arr. 6:10)	Jane K. Strauss (Dranesville; arr. 4:37)
Ilryong Moon (At Large)	Tessie Wilson (Braddock)

Mr. Gibson moved, and Mr. Center seconded, that the Board go into closed session 1) to discuss and consider the performance of a specific public employee 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 consult with legal counsel regarding actual litigation pursuant to Virginia Code Section 2.2-3711(A)(7). The motion **passed 7-0**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mr. Moon, Mrs. Smith, and Mrs. Wilson voting "aye"; and with Mrs. Kory, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mr. Storck, and Mrs. Strauss not present for the vote.

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 Storck convened the meeting at 7:11 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 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. Gibson moved, and Mr. Center seconded, that since the Fairfax County School Board convened a closed session meeting on May 24, 2007, 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

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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 foregoing also shall be deemed to include the certification of each member of this School Board who served on a student disciplinary committee, since the last certification, that the closed meetings of the student disciplinary committees on which the member served during that time period are lawfully exempted from open meeting requirements by §2.2-3711(A)(2) of the Code of Virginia, as stated in the annual organizational meeting of the School Board held in January, and that only student disciplinary matters were heard, discussed or considered in the closed committee meeting or meetings attended by the member for that purpose. The motion **passed 8-0-4**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voting "aye"; and with Mrs. Kory, Mr. Niedzielski-Eichner, Mrs. Oleszek, and Mr. Storck abstaining.

2.03. Announcements (Exhibit B)

Student Representative to the Board Jessica Miller recognized National Safety Month, and introduced James Rosenquist, 2007-2008 Student Representative to the Board, who was in attendance.

2.04 Resolution Naming the Library at Hunt Valley Elementary School (Exhibit C)

Mrs. Belter read a resolution Naming the Library at Hunt Valley Elementary School "The Mary Barker Media Center."

Mrs. Belter moved, and Mrs. Strauss seconded, to adopt the Resolution Naming The Library at Hunt Valley Elementary School. The motion **unanimously**.

Mrs. Belter invited Ms. Barker, her family, and friends to join the Board for photographs.

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 – Science Olympiad (Exhibit D)

[Clerk's Note: Jacob Luftglass presented the student portion of FCPS 24/7 including the new features for college search and preparation, and Zak McNamara presented the teacher portion of FCPS 24/7 and the on-line campus.]

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3.02 Citizen Participation (Exhibit E)

No speakers addressed the Board in the time reserved for public comment.

3.03 FCPS 24/7 Learning (Exhibit F)

Dr. Dale introduced Maribeth Luftglass, Chief Information Officer, who narrated a PowerPoint presentation on FCPS 24/7 Learning that illustrated more than tenfold growth since its inception in July 2001; highlighted the addition this year of parental accounts that provided single-site access to information for all children within a family and the WeCare feature that allows electronic emergency information update; demonstrated teacher, student, and parent account use; and shared upcoming capabilities, including eCart, an electronic assessment tool.

Comments and questions included: the question of access for families without computers; the response that 24/7 was accessible at community centers, libraries, and schools; that business partnerships in the Stuart community had provided access for many families; the question about teacher proficiency; the response that although entering the information the first year was time-consuming, each successive year was easier and more teachers were utilizing it; that 24/7 aligned with the student achievement goal of individual learning plans for each student, as well as career and college planning; and a goal for the percentage of parental involvement would be set following establishment of baseline date.

4. ACTION ITEMS

[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT

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4.01 FY 2008 Approved Budget - Adopt the FY 2008 approved budget to include revenue and expenditure adjustments, as detailed in the agenda item (FS; Exhibit G)

Mrs. Strauss moved, and Mr. Gibson seconded, to adopt the FY 2008 approved budget to include revenue and expenditure adjustments, as detailed in the agenda item.

Discussion included the following: support for the budget with its inclusion of full-day kindergarten expansion, elementary foreign language program expansion, increased beginning teacher and masters' level salaries, availability of a self-directed teacher workday, and adjustments in the instructional assistant scale; disappointment that funds were not available for a higher cost of living adjustment; full federal and state funding for mandated spending would provide an additional \$260 million to the budget; concern for a very tight FY 2009 budget

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and the gloomy county fiscal forecast; full-day kindergarten was strongly supported by the community; and the school system must continue to explore creative compensation strategies.

The motion to adopt the FY 2008 approved budget to include revenue and expenditure adjustments, as detailed in the agenda item, **passed 11-1**, 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 voting "nay".

Mrs. Strauss moved, and Mr. Gibson seconded, that the Division Superintendent be authorized to take whatever actions are necessary to implement the decisions made by the School Board relative to its FY 2008 Approved Budget; and that all policies and regulations inconsistent with the budgetary motions passed tonight are hereby modified and amended accordingly; and the Division Superintendent is to be granted authority to make all necessary minor changes and technical modifications to the budget and to salary scales to comply with the intent of the School Board with regard to its budget actions. 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 FLECAC Recommendations** - Approve instructional objectives for Mental Health Units in Grades 4, 5, 6, and 9; videos to support the grade 9 mental health unit; and a proposal for instruction of female students with low incidence disabilities below grade 5, as reviewed and recommended by the Family Life Education Curriculum Advisory Committee (IS; Exhibit H)

Mr. Center moved, and Mrs. Smith seconded, to approve instructional objectives for Mental Health Units in Grades 4, 5, 6, and 9; videos to support the grade 9 mental health unit; and a proposal for instruction of female students with low incidence disabilities below grade 5, as reviewed and recommended by the Family Life Education Curriculum Advisory Committee.

Comments included the following: it was important to help students distinguish between normal sadness and depression, and appreciation that the topic of online predators was addressed.

The motion to approve instructional objectives for Mental Health Units in Grades 4, 5, 6, and 9; videos to support the grade 9 mental health unit; and a proposal for instruction of female students with low incidence disabilities below grade 5, as reviewed and recommended by the Family Life Education Curriculum Advisory Committee, **passed unanimously**.

- 4.03 Additional Appointments** – Appoint individuals to serve on committees, as detailed in the agenda item (SB; Exhibit I)

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

4.04 Confirmation of Action Taken in Closed Meeting

Mrs. Strauss moved, and Mr. Hunt seconded, to expel a student for use of a controlled substance at school. The motion **passed 10-0-1**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mrs. Kory, Mr. Moon, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voting "aye"; with Mrs. Oleszek abstaining, and with Mr. Niedzielski-Eichner not present for the vote.

Mrs. Wilson moved, and Mr. Gibson seconded, to expel a student for numerous acts of misconduct at school. The motion **passed 9-0-2**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mrs. Kory, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voting "aye"; with Mrs. Oleszek and Mr. Storck abstaining, and with Mr. Niedzielski-Eichner not present for the vote.

Mr. Hunt moved, and Mr. Center seconded, to expel two students for violation of the conditions of a probationary school assignment. The motion **passed 9-0-2**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mrs. Kory, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voting "aye"; with Mrs. Oleszek and Mr. Storck abstaining, and with Mr. Niedzielski-Eichner not present for the vote.

Having served on a three-member committee chaired by Mr. Storck, Mr. Center moved, and Mr. Moon seconded, to expel a student for participation in gang activities at school. The motion **passed unanimously.**

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

Having served on a three-member committee chaired by Mrs. Wilson, Mrs. Strauss moved, and Mrs. Oleszek 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 Mrs. Wilson, Mrs. Strauss moved, and Mrs. Oleszek seconded, to expel two students for engaging in gang activities at school. The motion **passed unanimously.**

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Having served on a three-member committee chaired by Mrs. Wilson, Mrs. Strauss moved, and Mrs. Oleszek seconded, to expel two students for violation of the conditions of probationary school assignments. The motion **passed unanimously.**

Mr. Gibson moved, and Mr. Moon seconded, that the School Board approve the settlement of a pending lawsuit on the terms generally described by counsel in a previous closed session and authorize the Division Superintendent or his designee, on behalf of the School Board, to approve the final text of the settlement and to execute the settlement agreement and such other documents, and to take such further actions, as may be necessary and appropriate to accomplish this purpose. The motion **passed 11-1**, with Mrs. Belter, Mr. Center, Mr. Gibson, Mr. Hunt, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, Mrs. Oleszek, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voting "aye"; and with Mr. Storck voting "nay".

Mrs. Strauss moved, and Mr. Moon seconded, to go into closed meeting on June 4, 2007, at 6 p.m. at the Gatehouse Administration Center to discuss and consider the performance of a specific public employee pursuant to Virginia Code Section 2.2-3711(A)(1). The motion **passed unanimously.**

5. CONSENT AGENDA

[NOTE: MP3 AUDIO FILES ARE AVAILABLE AT

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- 5.01 **Minutes** - Approve minutes of May 10, 2007, regular School Board meeting (SB; Exhibit J)
- 5.02 **Monthly Separation Report** - Confirm the separations as indicated below for the period beginning April 1, 2007, and ending April 30, 2007, as detailed in the agenda item (HR; Exhibit K)
- 5.03 **CTEMS Annual Plan and 2006-2007 Application for Career Technical Education** - Approve the Career and Technical Education Management Systems (CTEMS) Annual Plan and 2007-2008 Application for Career and Technical Education funds, as detailed in the agenda item (IS; Exhibit L)
- 5.04 **Waiver of Verified Credits** - Request waivers of SOL verified credit requirements, as detailed in the agenda item, for certain students identified to School Board members (SS; Exhibit M)
- 5.05 **Authorization of Signatures in Absence of Division Superintendent** - Authorize Richard A. Moniuszko, Deputy Superintendent, and Deirdra McLaughlin, Chief Financial Officer, to execute official documents relating to state, federal, and impact aid requiring the Division Superintendent's signature beginning July 1, 2007, through June 30, 2008 (S; Exhibit N)
- 5.06 **Award of Contract** - Award the contract for the food service warehouse building and freezer additions at the Woodson location to the second lowest bidder R .J.

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Crowley, Inc., in the amount of \$2,298,983 with alternates #1, #2, #3, #4, and #5, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit O)

5.07 Award of Contract - Recommendation to award the contract for the replacement of the rooftop units at London Towne Elementary School to Pro-Air, Inc., in the amount of \$249,200, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; Exhibit P)

5.08 Sale of Surplus Property - (i) Approve the attached Resolution declaring as surplus the Eleven Oaks School property, located at 10515 School Street, and authorizing the sale of the Eleven Oaks School property to the City of Fairfax; and (ii) authorize the Superintendent and/or the Chief Operating Officer to execute on behalf of the School Board the Agreement, the Deed and any related documents as approved by School Board counsel to accomplish the conveyance (FTS; Exhibit Q)

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

6. **NEW BUSINESS**

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6.01 School Board Policy - Recommendation to adopt Policy 7101.5, School Bus Transportation and Walking Routes, as reviewed and discussed at the Policy work session (FTS; Exhibit R)

There was no discussion of this item.

6.02 Appointment - Recommendation to appoint Phillip Niedzielski-Eichner as the School Board liaison to the Fairfax County Park Authority (SB; Exhibit S)

There was no discussion of this item.

7. **SUPERINTENDENT MATTERS**

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8. **REPORTS AND BOARD MATTERS** (Exhibit T)

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May 14, 2007; Work Session; Catherine Belter and Daniel Storck, Meeting Managers

Technology: SASI Replacement Update

Facilities: Policy 8335, Wireless Telecommunications Facilities and School Boundary Change Process Modifications

Policy: Observance of Veterans Day and National Day of Mourning (Policy 3380, Special Programs, Ceremonies, and Observances) and Policy 7101, School Bus Transportation and Walking Routes (Share the Ride)

Operational Expectations: Monitoring Report for Facilities.

May 14, 2007; Joint Meeting with Fairfax County Park Authority Executive Committee, Dan Storck

Artificial turf and indoor track

May 14 and 21, 2007; Budget Committee Work Session; Jane Strauss, Chairman

FY 2008 Approved Budget

May 14, 2007; Governance Committee; Kathy Smith, Chairman

Committee update

May 14, 2007; Linkage Committee; Phillip Niedzielski-Eichner, Chairman

Committee update

May 24, 2007; Forum on Board Topics; Dan Storck, Chairman

Policy 2670, Programs for Students with Disabilities; Policy 7350, General Safety, Request from George Mason students for possible expansion of English as a Second Language (ESOL) instruction for kindergarten students; and Board resolution supporting improvements to *No Child Left Behind Act* as advocated by the National School Boards Association (NSBA).

9. **DEBRIEF**

The Board debriefed tonight's meeting.

10. **ADJOURNMENT**

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The meeting was adjourned at 10:05 p.m.