

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 16

March 19, 2009

1. **CLOSED MEETING**

Chairman Storck convened the Board in public session at 6:05 p.m. with a quorum of members present:

Elizabeth T. Bradsher (Springfield)	Phillip A. Niedzielski-Eichner (Providence)
Brad Center (Lee)	James L. Raney (At Large)
Stuart D. Gibson (Hunter Mill)	Kathy L. Smith (Sully)
Martina A. Hone (At Large)	Daniel G. Storck (Mt. Vernon)
Kaye Kory (Mason; arr. 7 p.m.)	Jane K. Strauss (Dranesville)
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 disciplinary matters concerning students pursuant to Virginia Code Section 2.2-3711 (A)(2); 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); and 3) to discuss and consider the acquisition of real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body pursuant to Virginia Code Section 2.2-3711 (A)(3). The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory was not present for the vote.

2. **MEETING OPENING**

[NOTE: EACH AGENDA ITEM IS AVAILABLE ON MP3 AUDIO FILES 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 7:14 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 Executive Assistant and Deputy Clerk of the Board Linda Sabo; and certain other members of staff. Student Representative to the School Board Arvin Ahmadi was present.

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Chairman Storck thanked the members of the Spring Hill Elementary School Chorus, under the direction of Deborah Rudd, for their performance of the national anthem.

2.02 Certification of Closed Meeting Compliance (Exhibit A)

Mrs. Strauss moved, and Mr. Gibson seconded, that in order to comply with Section 2.2-3712 (D) of the Code of Virginia, it is necessary for the Board to certify that since the Fairfax County School Board convened a closed meeting on March 19, 2009, to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements and only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Board during the closed meeting. The foregoing also shall be deemed to include the certification of each School Board member who served on a student disciplinary committee that those closed committee meetings are lawfully exempted from open meeting requirements by Section 2.2-3711(A)(2) of the Code of Virginia, and that only student disciplinary matters were heard, discussed, or considered in those closed committee meetings. The motion **passed unanimously**.

2.03 Announcements (Exhibit B)

Mr. Ahmadi announced that April was Childhood Immunization Month and Autism Awareness Month.

2.04 Recognition of Mr. Emanuel Calloway (Exhibit C)

Mrs. Wilson recognized the retirement of Mr. Emanuel Calloway, building supervisor at Luther Jackson Middle School, and thanked him for his support of the Board meetings and then invited family and friends to join the Board members for photographs.

2.05 Recognition of National School Library Media Month (Exhibit D)

Mr. Center announced that April was National School Library Media Month and invited those librarians in the audience to join the Board members for the presentation of a miniature *Art in the Pages* statuette from the Fairfax County Library Foundation and for photographs with the Board.

2.06 Recognition of National Certified Athletic Training Month (Exhibit E)

Ms. Bradsher announced that April was National Certified Athletic Training Month and invited those certified athletic trainers in the audience to join the Board members for photographs.

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3. **PRESENTATIONS TO SCHOOL BOARD**

3.01 **Citizen Participation** (Exhibit F)

Ten speakers addressed the Board in the time reserved for public comment. Michael Clancy, Lorraine Monaco, Robin Carroll, Liz Griffith, Elizabeth Spoto, and Dana Hecht addressed Agenda Item No. 4.02 Proposed Bell Schedule; Kim Santos, Norma Jean Young, Jeff Aftergut, and Robyn Leersnyder addressed Agenda Item No. 6.04 Scope of Boundary Study.

3.02 **Student Representative Matters**

The Student Representative presented information items.

3.03 **Goal 2. Essential Life Skills** (Exhibit G)

Dr. Dale introduced Assistant Superintendent for Special Services Kim Dockery (Goal 2 Champion), who reviewed PowerPoint and video presentations on the current progress achieved in Goal 2. Essential Life Skills; Mrs. Dockery reported that staff was in the process of changing the youth risk survey and before going forward with full implementation in October of next year, would field test the items with pilot schools in Cluster V, grades 6, 8, 10, and 12; she reviewed the progress of this goal since last year and recommended next steps.

Comments included: appreciation expressed for a comprehensive report; Goal 2. had been made attainable and measurable; concern expressed that the County had reduced funds for the annual youth survey; response that the County had confirmed the funds would be available; several Board members complimented staff on the Smart Goal concept because students who were actively engaged were more effective learners; request to share with the Board in future reports what type of goals high school students were setting for themselves.

4. **ACTION ITEMS**

4.01 **FY 2009 Third-Quarter Budget Review** - Approve revenue and expenditure changes in the FY 2009 Third Quarter Budget Review, as detailed in the agenda item (FS; presented as new business 3/5/09; Exhibit H)

Mr. Niedzielski-Eichner moved, and Mr. Moon seconded, to approve revenue and expenditure changes in the FY 2009 Third Quarter Budget Review, as detailed in the agenda item.

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Mr. Gibson moved, and Mrs. Strauss seconded, to amend the main motion to (a) defer consideration of items II.B. Global Positioning System (GPS) and II.C. Vehicle Fuel (relating to recognizing savings in the vehicle fuel budget, and applying those savings to purchase and install GPS devices in 500 buses) until the FY 2009 Final Budget Review scheduled for action on July 23, 2009; and (b) direct the Superintendent to provide to the School Board, before the adoption of the FY 2009 Final Budget Review, an analysis of potential cost savings in FY 2010 and future years which can be reasonably expected as a result of equipping our buses with GPS devices.

Comments included: the proposal to use recognized savings of \$500,000 in vehicle fuel to purchase GPS for 500 buses might be a good business plan but the Board should wait until the FY 2009 Final Budget Review to make that decision; it was important to defer as many budgetary decisions until future expenditures were known.

The motion to amend the main motion to (a) defer consideration of items II.B. Global Positioning System (GPS) and II.C. Vehicle Fuel (relating to recognizing savings in the vehicle fuel budget, and applying those savings to purchase and install GPS devices in 500 buses) until the FY 2009 Final Budget Review scheduled for action on July 23, 2009; and (b) direct the Superintendent to provide to the School Board, before the adoption of the FY 2009 Final Budget Review, an analysis of potential cost savings in FY 2010 and future years which can be reasonably expected as a result of equipping our buses with GPS devices **passed unanimously.**

The motion to approve revenue and expenditure changes in the FY 2009 Third Quarter Budget Review, as detailed in the agenda item and as amended to (a) defer consideration of items II.B. Global Positioning System (GPS) and II.C. Vehicle Fuel (relating to recognizing savings in the vehicle fuel budget, and applying those savings to purchase and install GPS devices in 500 buses) until the FY 2009 Final Budget Review scheduled for action on July 23, 2009; and (b) direct the Superintendent to provide to the School Board, before the adoption of the FY 2009 Final Budget Review, an analysis of potential cost savings in FY 2010 and future years which can be reasonably expected as a result of equipping our buses with GPS devices **passed unanimously.**

- 4.02 Proposed Bell Schedule** - Reject the proposed bell schedule change (known as Iteration 3) and confirm the existing structure (SB; presented as new business 3/5/09; work session held 3/9/09; Exhibit I)

Mrs. Smith moved, and Mr. Raney seconded, to reject the proposed bell schedule change (known as Iteration 3) and confirm the existing structure.

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Comments included: the Board had spent nearly \$500,000 over the past five years considering the issue of later start times for high school students; had hired an outside consultant to study the options and appointed a 67 member task force to study and make recommendations to the Board; Iteration 3 had been presented to the public through study circles, an online survey, and seven community dialogue meetings, and the Board had also received thousands of e-mails, and they had heard overwhelmingly that the afternoon was important to families, that changes to family schedules would be too disruptive, and the impact would be too great; the school system was in the worst budget crisis in years and this was the wrong time to invest any additional resources on this issue; support of the motion would not limit the ability of the transportation staff to deliver students in a safe manner.

Mr. Niedzielski-Eichner moved, and Ms. Hone seconded, to amend the motion in the form of a substitute motion: A) that the draft bell schedule known as Iteration 3 is rejected; B) that the School Board's Transportation Operational Expectation is revised as follows: The Superintendent will provide safe and cost-effective student transportation services to instructional programs for which they are eligible or that meet their needs and are a "best fit" solution to the following requirements: (1) maintains reasonable student pick-up and drop-off times and sensible ride times; (2) enables age-appropriate school start times to the extent practicable, while ensuring that quality supplementary academic programming and extracurricular student activities are not diminished; and (3) implements any changes, as may be needed, to avoid abrupt disruptions to family, employee, and community daily schedules and patterns; C) that the Superintendent present to the School Board his reasonable interpretation of this revised operational expectation for School Board review no later than June 30, 2009; D) that the Superintendent prepare, if needed, a proposed resource plan, for inclusion in the final FY 2010 Approved Budget, which (1) identifies the staffing, consultant support, hardware and software acquisition he believes is required to design transportation routing to meet the School Board's amended operational expectation; and (2) is funded through efficiencies gained through transportation system reengineering and optimization; E) that future transportation implementation costs will not grow beyond FY 2009 levels, which represents the base year against which costs will be evaluated, while accounting for inflation and fluctuations in the cost of equipment, fuels, and personnel, and student growth.

Comments included: the substitute motion challenged the Board to improve the status quo and to establish a formal statement that some start times were more age appropriate than others; although many appeared to be in agreement that later start times would be beneficial, their interest had decreased after they considered the impacts of Iteration 3; the revised Transportation operational expectation accounted for community feedback and required the Superintendent to define age appropriate start times using research and best professional judgment; concern expressed regarding the validity of the survey questions; the

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Board should develop consensus of the lessons learned and consider alternatives for the future, as the process had resulted in more transportation efficiencies; the amendment gave the Board an opportunity to consider this issue more carefully.

The motion in the form of a substitute motion: A) that the draft bell schedule known as Iteration 3 is rejected; B) that the School Board's Transportation Operational Expectation is revised as follows: The Superintendent will provide safe and cost-effective student transportation services to instructional programs for which they are eligible or that meet their needs and are a "best fit" solution to the following requirements: (1) maintains reasonable student pick-up and drop-off times and sensible ride times; (2) enables age-appropriate school start times to the extent practicable, while ensuring that quality supplementary academic programming and extracurricular student activities are not diminished; and (3) implements any changes, as may be needed, to avoid abrupt disruptions to family, employee, and community daily schedules and patterns; C) that the Superintendent present to the School Board his reasonable interpretation of this revised operational expectation for School Board review no later than June 30, 2009; D) that the Superintendent prepare, if needed, a proposed resource plan, for inclusion in the final FY 2010 Approved Budget, which (1) identifies the staffing, consultant support, hardware and software acquisition he believes is required to design transportation routing to meet the School Board's amended operational expectation; and (2) is funded through efficiencies gained through transportation system reengineering and optimization; E) that future transportation implementation costs will not grow beyond FY 2009 levels, which represents the base year against which costs will be evaluated, while accounting for inflation and fluctuations in the cost of equipment, fuels, and personnel, and student growth **failed 5-7:** Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Center, Mr. Gibson, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

Mr. Center moved, and Ms. Hone seconded, to amend the main motion by adding the words "...for the 2009-2010 school year" at the end of the sentence.

Comment that this amendment would let the community know that the bell schedule would not be changed for the next school year but did not mean that the Board would not revisit the issue in the future.

The motion to amend the main motion by adding the words "...for the 2009-1020 school year" at the end of the sentence **failed 6-6:** Mr. Center, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Niedzielski-Eichner, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Gibson, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

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Mr. Center moved, and Mrs. Kory seconded, to amend the main motion to direct the Superintendent to report to the School Board no later than January 31, 2010, with an analysis of the issues related to the sleep needs of our high school students and the potential impacts related for high school families, students, and staff if a future change to the bell schedule were made. The Superintendent's analysis would: 1) examine alternate strategies (those not related to changing bell schedules) to help students affected by sleep issues; 2) identify the most important issues for families, students, and staff related to a change in a bell schedule (to move high schools later) based upon the feedback received from the Study Circles, Survey, Community Dialogues, and e-mails to FCPS; these include such issues as sports and other after-school programs, availability of community use facilities, issues related to traffic and others; a) determine the impacts to families, students, and staff; b) identify possible solutions or mitigation strategies; c) identify costs of solutions and mitigations (if applicable); and d) provide an assessment of the viability of the solutions or mitigation strategies.

Comments included: the amendment provided time for the staff to analyze and determine next steps; the Board had been provided a great deal of analysis from staff as a result of the community input; concern that the proposed study would be resource intensive and a reluctance to commit to a study due to the uncertain budget situation.

The motion to amend the main motion to direct the Superintendent to report to the School Board no later than January 31, 2010, with an analysis of the issues related to the sleep needs of our high school students and the potential impacts related for high school families, students, and staff if a future change to the bell schedule were made. The Superintendent's analysis would: 1) examine alternate strategies (those not related to changing bell schedules) to help students affected by sleep issues; 2) identify the most important issues for families, students, and staff related to a change in a bell schedule (to move high schools later) based upon the feedback received from the Study Circles, Survey, Community Dialogues, and e-mails to FCPS; these include such issues as sports and other after-school programs, availability of community use facilities, issues related to traffic and others; a) determine the impacts to families, students, and staff; b) identify possible solutions or mitigation strategies; c) identify costs of solutions and mitigations (if applicable); and d) provide an assessment of the viability of the solutions or mitigation strategies **failed 5-7**: Mr. Center, Ms. Hone, Mrs. Kory, Mr. Moon, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Gibson, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

Comments included: concern expressed about the sleep-cycle of high school students and would request that the Board explore ways to help these students have a better experience in the morning; the Board should continue to explore possible solutions that don't affect budget or transportation.

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The motion to reject the proposed bell schedule change (known as Iteration 3) and confirm the existing structure **passed 10-2**: Ms. Bradsher, Mr. Center, Mr. Gibson, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Hone and Mrs. Kory voted "nay."

4.03 Confirmation of Action Taken in Closed Meeting

Mrs. Smith moved, and Mr. Center seconded, to expel a student for violation of the probationary conditions of school assignment. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mrs. Wilson moved, and Mr. Gibson seconded, to expel a student for destruction of school property. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mrs. Strauss moved, and Mr. Niedzielski-Eichner seconded, to expel a student for assaulting another student at school. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mr. Center moved, and Mr. Niedzielski-Eichner seconded, to expel a student for possession of weapons at school. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mr. Gibson moved, and Mrs. Smith seconded, to expel a student for possession of a weapon at school. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mr. Niedzielski-Eichner moved, and Ms. Hone seconded, to expel a student for possession of multiple weapons at school. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mrs. Kory abstained.

Mr. Gibson moved, and Mrs. Smith seconded, to deny the suspension appeal of a student who violated school rules, and to confirm the disciplinary decision of the Division Superintendent. The motion **passed 11-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney,

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Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mrs. Kory abstained.

Having served as chairman of a three-member committee, along with Mr. Gibson and Mr. Raney, Mr. Center moved, and Mr. Gibson seconded, to expel three students—one for inappropriately touching another student at school, one for possession of illegal drugs, drug paraphernalia, and a weapon at school, and one for assaulting a staff member at school. The motion **passed unanimously.**

Mr. Raney moved, and Mrs. Strauss 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 11-0-1:** Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mr. Niedzielski-Eichner, Mr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mrs. Kory abstained.

5. CONSENT AGENDA

- 5.01 **Minutes** – Approve the minutes of March 5, 2009, regular School Board meeting and March 9, 2009, Operational Expectations work session (SB; Exhibit J)
- 5.02 **Monthly Separation Report** - Confirm the separations for the period beginning February 1, 2009, and ending February 28, 2009, as detailed in the agenda item (HR5.03; Exhibit K)
- 5.03 **Appointment of Deputy Clerk** - Appoint C. Timothy Parker as Deputy Clerk of the School Board for the limited purpose of signing titles to School Board vehicles (SB; presented as new business 3/05/09; Exhibit L)
- 5.04 **Appointment of Agent** - Appoint Susan Quinn as an Agent of the School Board to approve disbursements made from all petty cash funds (SB; presented as new business 3/5/09; Exhibit M)
- 5.05 **School Board Policy** - Adopt Policy 5790.1, Field Trips (FS; presented as new business 3/5/09; Exhibit N)
- 5.06 **School Board Policy** - Adopt Policy 8410.1, Leasing of School Facilities (FTS; presented as new business 3/5/09; Exhibit O)
- 5.07 **Additional Appointments** – Appoint individuals to serve on committees as detailed in the agenda item (SB: Exhibit P)

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

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6. NEW BUSINESS

- 6.01 Naming of School** - Recommendation to name the new elementary school to be opened in September 2009 at the Coppermine site "Lutie Lewis Coates Elementary School." (Cluster VIII; action scheduled 4/2/09; Exhibit Q)

There was no discussion of this item.

- 6.02 Naming of School** - Recommendation to name the new elementary school to be opened in September 2009 at the Laurel Hill site "Laurel Hill Elementary School." (Cluster V; action scheduled 4/2/09; Exhibit R)

There was no discussion of this item.

- 6.03 Scope of Boundary Study** - Recommendation to approve the spring 2009 scope of boundary study for Fort Belvoir and Woodlawn Elementary Schools based on a critical need to alleviate existing and projected over enrollment, pursuant to Policy 8130, Local School Boundaries, Program Assignments and School Closing (FTS; work session held 3/9/09; action scheduled 4/2/09; Exhibit S)

There was no discussion of this item.

- 6.04 Scope of Boundary Study** - Recommendation to approve the spring 2009 scope of boundary study for Annandale, Lake Braddock, and Falls Church High Schools and Poe, Glasgow and Lake Braddock Middle Schools, based on a critical need to alleviate existing and projected over-enrollment at Annandale High and Poe Middle Schools, pursuant to Policy 8130, Local School Boundaries, Program Assignments and School Closing. (FTS; work session held 3/9/09; action scheduled 4/2/09; Exhibit T)

Concern expressed about the compressed proposed timeline.

7. SUPERINTENDENT MATTERS

The Superintendent presented informational items.

8. REPORTS (Exhibit U)

March 19, 2009 – Audit – James Raney, Chairman

Carson Middle School Procurement Card Audit Draft Report; Planning for FY 2010 annual audit plan

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March 19, 2009 – Forum – Dan Storck, Chairman

Personnel practices during reductions-in-force (RIF)

March 18, 2009 – Comprehensive Planning Development Committee – Liz Bradsher, Chairman

Discussion of a timeline and discussion on how to proceed as a committee

March 16, 2009 – Budget Meeting with Board of Supervisors – Dan Storck, Chairman

Dr. Dale presented his revised transfer request to the Board of Supervisors.

March 16, 2009 – Governance – Kathy Smith, Chairman

Review Aspen Group's analysis of July 24 and December 18, 2008, School Board meetings; Review School Board meeting agendas; Policy 5010, Procurement of Goods and Services Except Construction; Planning for July 17-18, 2009, School Board retreat

March 9, 2009 – Governance – Kathy Smith, Chairman

School Board Meeting Agendas

March 9, 2009 – Tessie Wilson and Brad Center, Meeting Managers

Operational Expectations - Budget and Financial Management Monitoring Report; Budget Update

Governance - Review of Budget and Financial Management Operational Expectations

Facilities - Debrief of Fall Boundary Process (Coppermine and Laurel Hill sites); Recommended Scope for Spring Boundary Study - Annandale High and Fort Belvoir Elementary Schools

Linkage - Results of Online Survey Proposed Bell Schedule Change; Results from the Community Dialogues on Proposed Changes to the FCPS Bell Schedule

Facilities - Bell Schedule Change Proposal

State Legislative Update – Kaye Kory, Liaison

Michael Molloy, director for Government Relations, had suggested that the Board oppose Governor Kaine's proposed cap on support staff.

9. BOARD MATTERS

The Board Members made brief comments.

10. ADJOURNMENT

The meeting was adjourned at 11:47 p.m.

11. DEBRIEF

The Board debriefed tonight's meeting.