

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 4

September 24, 2009

1. **MEETING OPENING**

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

1.01 **Call to Order/Pledge of Allegiance/Moment of Silence**

Chairman Smith convened the meeting at 8:02 p.m. with the following members present:

Elizabeth T. Bradsher (Springfield)	James L. Raney (At Large)
Brad Center (Lee)	Kathy L. Smith (Sully)
Stuart D. Gibson (Hunter Mill)	Daniel G. Storck (Mt. Vernon; ABSENT)
Martina A. Hone (At Large)	Jane K. Strauss (Dranesville)
Kaye Kory (Mason; arr. 8:10 p.m.)	Tessie Wilson (Braddock)
Ilryong Moon (At Large)	Vacant (Providence)

[Clerk's note: Effective June 18, 2009, Providence district member Phil Niedzielski-Eichner resigned; the seat will remain vacant until the November 2009 special election.]

Also present were Division Superintendent Jack D. Dale; Deputy Superintendent Richard Moniuszko; Executive Assistant and Clerk of the Board Pamela Goddard; Executive Administrative Assistant Andrea Shimer; and certain other members of staff.

Chairman Smith thanked the members of the Woodson High School Select Vocal Ensemble under the direction of Michael Ehrlich for their performance of the national anthem.

1.02 **Announcements (Exhibit A)**

Chairman Smith announced that Mr. Storck was out of town and would not be attending tonight's meeting.

2. **PRESENTATIONS TO SCHOOL BOARD**

2.01 **Spotlight on Learning – Young Scholars iTouch Summer Program (Exhibit B)**

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 4

2

September 24, 2009

2.02 Citizen Participation (Exhibit C)

One speaker addressed the Board in the time reserved for public comment. Megan McLaughlin addressed Parent Advocacy.

2.03 Student Representative Matters

The Student Representative presented informational items.

3. ACTION ITEMS

There were no action items.

4. CONSENT AGENDA

4.01 Minutes – Approve the minutes of September 10, 2009, regular School Board meeting (SB; Exhibit D)

4.02 Monthly Separation Report – Confirm the separations for the period beginning July 1, 2009, and ending July 31, 2009, and for the period beginning August 1, 2009, and ending August 31, 2009, as detailed in the agenda item (HR; Exhibit E)

4.03 Governance Manual – Approve the proposed revisions to the Strategic Governance Manual, Section 4: Board Roles and Responsibilities, Board Liaisons and Board Committees, and the addition of Appendix D Process Guidelines for Board Members as detailed in the agenda item, and update the Strategic Governance Manual accordingly (SB; presented as new business 9/10/09; work session held 9/14/09; Exhibit F)

4.04 School Board Policy – Adopt Policy 2232.3, Student Attendance at School, as detailed in the agenda item (SS; presented as new business 9/10/09; Exhibit G)

4.05 School Board Policy – Adopt Policy 2611.9, Procedures for Hearings and Appeals to the School Board, as detailed in the agenda item (SB; presented as new business 9/10/09; Exhibit H)

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

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

[Clerk's note: After the consent agenda items were read into the record, Ms. Hone requested that Agenda Item 4.05 be removed from the consent agenda. Chairman Smith confirmed that the Board's Strategic Governance Manual permitted an item to be removed from the consent agenda upon the request of a Board member before the meeting was convened, and that any other issues regarding the Agenda Item 4.05 could be brought forward for discussion later. Ms. Hone withdrew her objection to removing the item from the consent agenda.]

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 4

3

September 24, 2009

5. **NEW BUSINESS**

- 5.01 Divisionwide Comprehensive Plan** – Recommendation to approve the Divisionwide Comprehensive Plan, as presented in the agenda item (PLA; public hearing scheduled 10/08/09; action scheduled 10/08/09; Exhibit J)

Chairman Smith noted that this comprehensive plan was a state-mandated report that the Board approved every two years, and was not related to the comprehensive regional planning process that the Board was currently developing that was related to facilities issues. Assistant Superintendent of Professional Learning and Accountability Terri Breeden briefly reviewed a PowerPoint presentation on the Divisionwide Comprehensive Plan and noted that the plan provided information on major initiatives and operational plans, including information on the Board's student achievement goals; a public hearing on the plan, followed by Board action, was scheduled for October 8, 2009.

- 5.02 Award of Contract** – Recommendation to award the contract for custodial services for FCPS to the offeror whose proposal is determined to be the most advantageous, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; action scheduled 10/8/09; Exhibit K)

Comments included: a request to provide the Board with information prior to the October 8, 2009, Board meeting on whether or not the contract included a prevailing wage provision; confirmation that this contract would not apply to custodial support currently provided in school buildings.

- 5.03 Fairfax County Purchasing Resolution** – Recommendation to adopt the newly revised 2009 Fairfax County Purchasing Resolution, previously adopted by the BOS, subject to the two conditions detailed in the agenda item (FS; action scheduled 10/08/09; Exhibit L)

There was no discussion of this item.

6. **SUPERINTENDENT MATTERS**

The Superintendent presented informational items.

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 4

4

September 24, 2009

7. **REPORTS** (Exhibit M)

September 14, 2009 Work Sessions –Tina Hone and Brad Center, Meeting Managers

Operational Expectations – Professional Learning and Training Monitoring Report
Governance – Brad Center, Chairman – Review Professional Learning and Training Operational Expectations; Revised Operational Expectations and Indicator for Instructional Program and Treatment of Students

Budget – Jane Strauss, Budget Liaison – FY 2011 Budget Priorities

Comprehensive Planning Development Committee – Elizabeth Bradsher, Chairman - Southwestern County Community Engagement Process and Ad Hoc Planning Studies; Process Guidelines for School Board Members

Policy – Video Surveillance Pilot Project Update and Policy 8614, Video Surveillance

Legislation – Fairfax County School Board 2010 Draft Legislative Program

Linkage – Update on Community Engagement Plans; Overview of a Comprehensive Community Communications Plan

September 15, 2009 - Smart Services - Kathy Smith

H1N1 Plans and Responses; Food Services/Vending Services; Recycling and Refuse Collection

8. **BOARD MATTERS**

The Board Members made brief comments.

9. **CLOSED MEETING**

Mrs. Wilson moved, and Mr. Gibson seconded, that the Board go into a closed meeting to 1) discuss and consider disciplinary matters concerning students pursuant to the Code of Virginia Section 2.2-3711(A)(2); and 2) consult with legal counsel regarding probable litigation pursuant to the Code of Virginia Section 2.2-3711(A)(7). The motion passed 10-0: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mr. Storck was absent; with the Providence district seat vacant.

Chairman Smith convened the closed meeting at 9:15 p.m.

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 4

5

September 24, 2009

9.01 Certification of Closed Meeting Compliance (Exhibit N)

Mrs. Strauss moved, and Ms. Bradsher 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 September 24, 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 10-0**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Storck was absent; with the Providence district seat vacant.

9.02 Confirmation of Action Taken in Closed Meeting

Mr. Gibson moved, and Ms. Hone seconded, to deny the parents' request for a student's assignment to the base school, but permit attendance in an alternative education program, on the terms recommended by the Division Superintendent. The motion **passed 10-0**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Storck was absent; with the Providence district seat vacant.

Mrs. Wilson moved, and Mr. Raney seconded, to deny the parents' appeal of the reassignment of a student who was convicted of a crime in the community and to confirm the disciplinary decision of the Division Superintendent. The motion **passed 10-0**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Storck was absent; with the Providence district seat vacant.

Having served as chairman of a three-member committee, along with Mrs. Smith and Mrs. Strauss, Ms. Bradsher moved, and Mrs. Strauss seconded, to expel a student for participation in a mob assault on another student. The motion **passed unanimously**.

Mr. Gibson moved, and Mrs. Strauss seconded, to authorize counsel to enter into a tolling agreement on behalf of the School Board. The motion **passed 10-0**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mrs. Kory, Mr. Moon, Mr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Storck was absent; with the Providence district seat vacant.

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 4

6

September 24, 2009

10. ADJOURNMENT

The meeting was adjourned at 9:30 p.m.

11. DEBRIEF

The Board did not debrief tonight's meeting.