

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 19

May 6, 2010

1. **CLOSED MEETING**

Ms. Evans moved, and Mr. Center seconded, that the Board go into closed meeting to (1) to discuss and consider disciplinary matters concerning students pursuant to VA 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); (3) to discuss and consider the salary reduction, reassignment, and layoff of particular employees through a budget-related reduction-in-force pursuant to VA Code Section 2.2-3711(A)(1); and (4) to discuss and consider the employment and appointment of a specific public employee, pursuant to Virginia Code Section 2.2-3711(A)(1). The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mrs. Strauss, Mr. Storck, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

Chairman Smith convened the closed meeting at 6:10 p.m.

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/National Anthem – Halley Elementary School Singers

Chairman Smith convened the meeting at 7:08 p.m. with the following members present:

Elizabeth T. Bradsher (Springfield)	James L. Raney (At Large)
Brad Center (Lee)	Patricia S. Reed (Providence)
Sandra S. Evans (Mason)	Kathy L. Smith (Sully)
Stuart D. Gibson (Hunter Mill; ABSENT)	Daniel G. Storck (Mt. Vernon)
Martina A. Hone (At Large)	Jane K. Strauss (Dranesville)
Ilryong Moon (At Large)	Tessie Wilson (Braddock)

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 Pat Charbonneau; and certain other members of staff. Student Representative Shawn Ghuman was present.

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Chairman Smith thanked the members of the Halley Elementary School Singers under the direction of Gwen Ward for their performance of the national anthem.

2.02 Certification of Closed Meeting Compliance (Exhibit A)

Mrs. Wilson moved, and Ms. Evans 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 May 6, 2010, 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 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

2.03 Announcements (Exhibit B)

Chairman Smith announced that Mr. Gibson was out of town and would not be attending tonight's meeting. Mr. Ghuman introduced Keegan Cotton, the recently-elected student representative whose one-year term would begin July 1, 2010. Mr. Ghuman announced School Nurse Day was May 12, 2010.

2.04 Resolution Naming Whitman Middle School Cafeteria (Exhibit C)

Mr. Storck read a resolution naming the cafeteria at Whitman Middle School "The William J. Randall Cafeteria."

Mr. Storck moved, and Ms. Hone seconded, to adopt the resolution naming the cafeteria at Whitman Middle School "The William J. Randall Cafeteria." The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

Mr. Storck invited family and friends of William Randall to join the Board for photographs.

2.05 Resolution Naming Sprague Center Production Workshop (Exhibit D)

Mrs. Wilson read a resolution naming the production workshop at Sprague Technology Center "The Bob Boughton Workshop."

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Mrs. Wilson moved, and Mrs. Strauss seconded, to adopt the resolution naming the production workshop at Sprague Technology Center "The Bob Boughton Workshop." The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

Mrs. Wilson invited family and friends of Bob Boughton to join the Board for photographs.

2.06 Recognition of 2010 School Resource Officer (Exhibit E)

Chairman Smith recognized members of the Fairfax County Police Department, including Chief David Rohrer, who were in attendance. Chairman Smith presented a certificate to each of the six nominees. Mrs. Strauss presented a plaque to the 2010 Distinguished School Resource Officer, MPO John Morris, Longfellow Middle School. Photographs of each officer were taken with the Board members and Police Department officers.

3. PRESENTATIONS TO SCHOOL BOARD

3.01 Spotlight on Learning – Socratic Seminar (Exhibit F)

3.02 Citizen Participation (Exhibit G)

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

3.03 Student Representative Matters

The Student Representative presented information items.

4. ACTION ITEMS

4.01 Regulation 2601, Student Responsibilities and Rights - Adopt Regulation 2601.24P. Student Responsibilities and Rights (SS; work session held 4/5/10, presented for new business 4/22/10; Exhibit H)

Ms. Bradsher moved, and Mrs. Wilson seconded, to adopt Regulation 2601.24P, Student Responsibilities and Rights. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

4.02 School Board Policy – Adopt Policy 8335.2, Wireless Telecommunications Facilities, as reviewed and discussed at the Policy work session (FTS; work session 4/5/10, presented as new business 4/22/10; Exhibit I)

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Mrs. Wilson moved, and Ms. Bradsher seconded, to adopt Policy 8335.2, Wireless Telecommunications Facilities, as reviewed and discussed at the Policy work session.

Discussion and questions included: the increased use of technology and data transmission required construction of additional cell towers to provide service to the community; many middle and elementary schools would provide locations for inconspicuous tower construction; the towers would be owned and maintained by a private contracted company with fees paid to the local school; input would be provided on tower placement from the community and Board members prior to the final decision on placement, in conjunction with the Department of Planning and Zoning and the County Planning Commission, in accordance with Regulation 8335; concerns that the Board, as the governing body for the school system, should have final approval for each tower placement; there were revenue benefits that would be generated for schools that had cell towers; and the question about health concerns associated with cell towers, and the response that FCPS had done extensive research to assure the safety of placing cell towers on school grounds.

Mrs. Wilson moved, and Ms. Bradsher seconded, to call the question. The motion **failed 3-8**. Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, and Mr. Storck voted "nay"; Mr. Gibson was absent.

Continued discussion included: concern about the lack of opportunity for at-large members to provide input during monopole consideration in a specific district.

The motion to adopt Policy 8335.2, Wireless Telecommunications Facilities, as reviewed and discussed at the Policy work session, **passed 6-5**: Ms. Bradsher, Mr. Center, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Evans, Ms. Hone, Mr. Raney, Mrs. Reed, and Mr. Storck voted "nay"; Mr. Gibson was absent.

4.03 Confirmation of Action Taken in Closed Meeting

Mrs. Strauss moved, and Mrs. Reed seconded, to deny the school assignment appeal of a student who violated school rules, and to confirm the disciplinary decision of the Division Superintendent. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

Mrs. Wilson moved, and Mr. Raney seconded, to deny the school assignment appeal of a student who violated school rules, and to confirm the disciplinary decision of the Division Superintendent. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed,

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Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mr. Gibson was absent.

Having served as chairman of a three-member committee, along with Mrs. Reed and Mrs. Wilson, Mr. Storck moved, and Mrs. Reed seconded, to expel five students—one for possession of illegal drugs and a controlled substance at school, one for possession and distribution of a controlled substance at school, one for assaulting and threatening a student at school, one for offensive sexual contact with a student at school, and one for violation of the probationary conditions of a school assignment. The motion **passed unanimously**.

Having served as chairman of a three-member committee, along with Ms. Bradsher and Mrs. Strauss, Mrs. Smith moved, and Ms. Bradsher seconded, to expel a student for possession with intent to distribute of controlled substances at school. The motion **passed unanimously**.

Having served as chairman of a three-member committee, along with Ms. Evans and Mr. Moon, Mr. Center moved, and Ms. Evans seconded, to expel four students—one for making a bomb threat against a school, one for possession and distribution of illegal drugs at school, one for conviction of certain crimes in the community, and one for assaulting another student at school. The motion **passed unanimously**.

Having served as chairman of a three-member committee, along with Mr. Gibson and Mr. Raney, Ms. Hone moved, and Mr. Raney seconded, to expel a student for violation of probationary conditions of a school assignment. The motion **passed unanimously**. *[Clerk’s note: Although Mr. Gibson was absent for the public vote, he voted affirmatively when the three-member committee rendered their decision.]*

Mr. Raney moved, and Mrs. Wilson 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**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mr. Gibson was absent.

Mr. Raney moved, and Mr. Storck seconded, that, due to budget reductions, the personnel identified in closed meeting be notified that they will be subject to a reduction in force action, and that certain instructional personnel who were discussed in closed meeting be notified that their contract length will be reduced. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted “aye”; Mr. Gibson was absent.

Mr. Center moved, and Mrs. Strauss seconded, that the School Board approve and ratify the employment contract between Jeanne Carr and the ERFC Board of

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Trustees, dated December 1, 2009, to which the School Board is also a party. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was absent.

5. CONSENT AGENDA

- 5.01 **Minutes** – Approve the minutes of the April 22, 2010, regular School Board meeting (SB; Exhibit J)
- 5.02 **FLECAC Recommendations** - Approve recommended lesson objectives and instructional materials as detailed in the agenda item and as reviewed and recommended by the Family Life Education Curriculum Advisory Committee (SS; work session 4/5/10, presented as new business 4/7/10; Exhibit K)
- 5.03 **Award of Contract** - Award the contract for the exterior wall replacement at Burke School to Keys Ridge Construction Co., Inc., in the amount of \$277,000, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; presented as new business 4/22/10; Exhibit L)
- 5.04 **Award of Contract** - Award the contract for the running track replacement at Centreville High School to Beynon Sports Surfaces, Inc., in the amount of \$335,150, and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; presented as new business 4/22/10; Exhibit M)
- 5.05 **Award of Contract** - Authorize staff to negotiate a contract for the baseball field lighting replacement project at Sandburg Middle School with the top-ranked offeror and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; presented as new business 4/22/10; Exhibit N)
- 5.06 **Conveyance of Drainage Easement** - Accept compensation in the amount of \$6,717 for conveyance of the easement at George C. Marshall High School to the Commonwealth of Virginia, Department of Transportation ("VDOT"), and authorize the Chief Operating Officer to execute on behalf of the School Board and deliver to VDOT, in exchange for such compensation, the deed and any necessary related documents, all as approved by the School Board counsel, to accomplish such conveyances (FTS; presented as new business 4/22/10; Exhibit O)

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

6. NEW BUSINESS

- 6.01 **FY 2011 Approved Budget** - Recommendation to adopt the FY 2011 Approved Budget as detailed in the agenda item (FS; work session held 4/29/10; work

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sessions scheduled 5/10/10 and 5/13/10; public hearing scheduled 5/11/10; action scheduled 5/20/10; Exhibit P)

Chief Financial Officer Susan Quinn reviewed a PowerPoint presentation, updating the Board on the highlights of the recommended FY 2011 Approved Budget; the \$2.2 billion School Operating Fund budget was \$34.5 million less than the FY 2010 budget, which included a one percent decrease in the county transfer of \$16.3 million; while the actions by the General Assembly to unfreeze the Local Composite Index and lower Virginia Retirement System (VRS) contribution rates alleviated the immediate budget pressure, the FY 2011 Approved Budget still includes nearly \$200 million in budget reductions and cost avoidances including eliminating over 204 positions, nearly half from the central office; the budget accounts for educating an estimated 1,723 additional students and the significant shift in demographics which resulted in increases in needs-based staffing; \$4.3 million will be set aside to fund the Schools Initiative; for a second year in a row there would be no compensation increases for employees; this budget establishes a VRS reserve of \$48 million for future VRS payments; and future challenges for FY 2012 and beyond were identified and included requirements for VRS payment, student membership growth, loss of stimulus funds, and the issue of employee compensation increases.

Discussion and questions included: the question about a Board of Supervisors motion passed on April 27 and possible \$7 million available for distribution, and the response that the parameters and request requirements for the amount were not clear; a question as to why the list of future challenges did not include programs such as full-day kindergarten, foreign language in elementary schools (FLES), foreign language immersion, and facilities and equipment maintenance, and the response that this would be addressed in July when the FY 2012 fiscal forecast was presented; the question whether teachers whose contracts were being reduced were applying through Transfair to leave schools that were currently Excel or Focus schools, and the response that preliminary results would be available at the May 10 work session; the question whether the amount placed in reserve for future VRS payments would be adequate, and the response that additional information would be provided at the May 10 work session; the question about staffing for student membership increases, and the response that the projected amount needed took into consideration need-based staffing; and the reminder that the Board would have two budget work sessions and a public hearing prior to the May 20 vote on the approved budget.

- 6.02 Special Education Annual Plan** - Recommendation to approve the 2010-2011 Annual Special Education plan, Section 611, Part B funding application and Section 619, Part B Preschool Grant Application as detailed in the agenda item (SS; action scheduled 5/20/10; Exhibit Q)

There was no discussion of this item.

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- 6.03 CTEMS Annual Plan** - Recommendation to approve the CTEMS Annual Plan and the 2009-2010 Application for Career and Technical Education Funds as detailed in the agenda item (IS; action scheduled 5/20/10; Exhibit R)

There was no discussion of this item.

- 6.04 Award of Contract** - Recommendation to award a contract for the renovation of the culinary kitchen and classroom at Chantilly High 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; action scheduled 5/20/10; Exhibit S)

There was no discussion of this item.

- 6.05 Award of Contract** - Recommendation to authorize staff to negotiate a contract for the sports field lighting replacement project at Herndon High School with the top-ranked offeror and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; action scheduled 5/20/10; Exhibit T)

There was no discussion of this item.

- 6.06 Award of Contract** - Recommendation to award the contract for the automatic temperature control system replacements at Oakton High 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; action scheduled 5/2/10; Exhibit)

There was no discussion of this item.

- 6.07 Facilities Planning Advisory Council (FPAC)** - Recommendation to approve the establishment of a Facilities Planning Advisory Council, as proposed by the Comprehensive Planning Development Committee and as detailed in the agenda item (FTS; work sessions held 4/5/10 and 4/29/10, action scheduled 5/20/10; Exhibit V)

There was no discussion of this item.

7. SUPERINTENDENT MATTERS

The Superintendent presented informational items.

8. REPORTS (Exhibit W)

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Governance - Brad Center, Chairman

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Comprehensive Planning Development Committee - Elizabeth Bradsher, Chairman

Facilities - Kathy Smith, Chairman

Budget - Jane Strauss, Chairman

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Forum on Board Topics - Kathy Smith, Chairman

9. **BOARD MATTERS**

The Board Members made brief comments.

10. **ADJOURNMENT**

The meeting was adjourned at 9:44 p.m.

11. **DEBRIEF**

The Board debriefed tonight's meeting.

Chairman of the Board

Clerk of the Board