

## MINUTES

### Fairfax County School Board

### Luther Jackson Middle School

Regular Meeting No. 9

December 2, 2010

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

Mrs. Reed moved, and Ms. Evans seconded, that the Board go into closed meeting: (1) to discuss and consider disciplinary matters concerning students pursuant to Section 2.2-3711(A)(2) of the Code of Virginia; (2) to discuss with legal counsel regarding overpaid utility fees, and authorization to initiate legal action to recover such fees, pursuant to Section 2.2-3711(A)(7) of the Code of Virginia; and (3) to discuss and consider the performance of specific public employees, pursuant to Section 2.2-3711(A)(1) of the Code of Virginia. The motion passed 10-0: Ms. Bradsher, Mr. Center, Ms. Evans, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Gibson was not present for the vote; Dr. Raney 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**

Chairman Smith convened the meeting at 7:12 p.m. with the following members present:

Elizabeth T. Bradsher (Springfield)	James L. Raney (At Large; ABSENT)
Brad Center (Lee)	Patricia S. Reed (Providence)
Sandra S. Evans (Mason)	Kathy L. Smith (Sully)
Stuart D. Gibson (Hunter Mill; arr. 6:10)	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 Keegan Cotton was present.

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## **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 December 2, 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, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Dr. Raney was absent.

## **2.03 Announcements (Exhibit B)**

Chairman Smith announced that Dr. Raney was out of town on business. Mr. Cotton announced December 6-10, 2010, as National Inclusive Schools Week.

## **2.04 Resolution Naming the Wrestling Room at Woodson High School (Exhibit C)**

Mrs. Wilson read a resolution naming the Wrestling Room at W. T. Woodson High School "The Paul Labazzetta Wrestling Room."

Mrs. Wilson moved, and Ms. Hone seconded, to adopt the resolution naming the Wrestling Room at W.T. Woodson High School "The Paul Labazzetta Wrestling Room." The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Dr. Raney was absent.

Mrs. Wilson invited Mr. Labazzetta and his family and friends to join the Board for photographs.

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

### **3.01 Student Achievement Goals 1.1.2. Math, 1.1.3., Science, 1.5. Technology (Exhibit D)**

Dr. Dale introduced Dr. Peter Noonan, assistant superintendent for the Instructional Services Department. Dr. Noonan, assisted by Gloria Allen, Mathematics coordinator, Myra Thayer, Science coordinator, and Derek Kelley, Instructional Technology Integration coordinator, presented a PowerPoint and

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video highlighting the progress being made toward Student Achievement Goals 1.1.2. Math, 1.1.3. Science, and 1.5. Technology. The progress in math scores showed double digit increases in grades 6 and 8 at both proficient and pass advanced levels, with a dramatic increase in enrollment and successful completion of Algebra I in grade 8; SOL scores for science were from those students in grade 5 in 2009 and did not measure the inquiry-based process inherent in the science curriculum; more students took and successfully completed chemistry at the proficient or pass advanced level; and technology was used as an instructional tool at all grade levels, such as the Grade 5 Global Awareness Technology Project, which allowed students to demonstrate learning through the use of technology.

Comments and questions included the following: praise for the progress reported in math; the question whether all students had access to compacted or advanced math as a prerequisite for taking Algebra I in grade 7, necessary for Thomas Jefferson High School for Science and Technology (TJHSST) consideration, and the response that a new math sequence would be implemented in 2011-2012 with multiple grade level entry points, curriculum extensions to challenge critical thinking and problem solving, and accelerations available for all elementary students; request for information on methods used by other districts to close the achievement gap for Black students and students in poverty; the question of the effect of TJHSST scores on grade 12 data, and the response that there was a less than two percent change when those scores were removed from the total; concern that anticipated progress in science had not been achieved and that the reported SOL scores were from 2009; the Superintendent would be presenting a revised reasonable interpretation for science to capture the most accurate information; recommendation for continued professional development, development of additional eCART resources, and teacher collaboration to enhance science skills; and the Board would consider the value of SOL scores for science measurement and the appropriate measure of technology progress in a future discussion.

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

Three speakers addressed the Board in the time reserved for public comment. Steven Key addressed Agenda Item No. 4.01, Student Achievement Goal 1.1.1. English Language Arts; Michael Hairston addressed Agenda Item No. 4.03, FY 2011 Midyear Budget Review; and Virginia Fitz Shea addressed Agenda Item No. 6.03, School Board Policy 3415, Length of School Day for Students.

### **3.03 Student Representative Matters**

The Student Representative presented informational items.

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**4. ACTION ITEMS**

- 4.01 Student Achievement Goal 1.1.1. English Language Arts** - Accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.1.1. English Language Arts (IS; presented as new business 11/15/10; Exhibit F)

Mr. Center moved, and Mrs. Strauss seconded, to accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.1.1. English Language Arts.

Comments and questions included: staff to provide a revised reasonable interpretation for reporting progress in writing as SOL scores had not proved to be an effective measurement and the data used was too old; and SOL data that approached 99 percent proficient required development of new measurements to evaluate progress and determine areas for improvement.

The motion to accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.1.1. English Language Arts **passed 10-1**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Hone voted "nay"; Dr. Raney was absent.

- 4.02 2011-2012 Standard School Calendar** - Approve the 2011-2012 standard school calendar, as detailed in the agenda item (HR; presented as new business 11/15/10; Exhibit G)

Mr. Gibson moved, and Mrs. Strauss seconded, to approve the 2011-2012 standard school calendar, as detailed in the agenda item.

Ms. Evans moved, and Mrs. Reed seconded, to postpone action on the 2011-2012 standard school calendar until the December 16, 2010, regular School Board meeting.

Discussion included: postponing the vote to December 16 would provide an opportunity to survey the community's reaction to deleting the Columbus Day holiday and adding December 22, 2011, as a holiday for all students and employees; concern for school staff, for whom Columbus Day was the only break between the start of school and Thanksgiving, and concern that it was too late in the process to make such a change for the next year, but could be discussed as a future calendar option.

The motion to postpone action on the 2011-2012 standard school calendar until the December 16, 2010, regular School Board meeting **failed 3-8**: Ms. Evans, Mrs. Reed, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay"; Dr. Raney was absent.

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Mr. Storck moved, and Mr. Center seconded, to amend the main motion by designating Monday, October 10, 2011, as a student school day (instead of a holiday on Columbus Day) and designating Thursday, December 22, 2011, as a holiday for both students and employees for the 2011-2012 school year.

Discussion included: designating Columbus Day as a regular school day offered additional instruction time during the first quarter; some teachers had expressed that Columbus Day was the only holiday between the start of school and the Thanksgiving holiday and it should be retained.

The motion to amend the main motion by designating Monday, October 10, 2011, as a student school day (instead of a holiday on Columbus Day) and designating Thursday, December 22, 2011, as a holiday for both students and employees for the 2011-2012 school year **failed 2-9**: Mr. Center and Mr. Storck voted "aye"; Ms. Bradsher, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay"; Dr. Raney was absent.

The motion to approve the 2011- 2012 standard school calendar, as detailed in the agenda item, **passed 10-1**: Mr. Center, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Bradsher voted "nay"; Dr. Raney was absent.

- 4.03 FY 2011 Midyear Budget Review** - Approve revenue and expenditure changes reflected in the FY 2011 Midyear Budget Review, as detailed in the agenda item (FS; presented as new business 11/15/10; Exhibit H)

Mrs. Wilson moved, and Mrs. Strauss seconded, to approve revenue and expenditure changes reflected in the FY 2011 Midyear Budget Review, as detailed in the agenda item.

Comments included: the Board was aware that employees had not received any compensation increases in two years and recognized that morale was an issue; in July 2010 the Board had specifically set aside more than \$48 million in carryover funds to the FY 2012 beginning balance; discussion about the possibility of using approximately \$14 million of those carryover funds to provide a one-time \$500 bonus to all employees this fiscal year; concern that **such** a one-time bonus would not increase an employee's salary base or affect retirement benefits as a cost of living adjustment (COLA) or step increase would; and the Board was committed to providing sustainable employee compensation increases in FY 2012.

The motion to approve revenue and expenditure changes reflected in the FY 2011 Midyear Budget Review, as detailed in the agenda item, **passed 10-1**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Mr. Moon, Mrs. Reed, Mrs. Smith,

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Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Hone voted "nay"; Dr. Raney was absent.

#### **4.04 School Board Policy 1345, Modified School Calendar - Rescind Policy 1345, Modified School Calendar (IS; presented as new business 11/15/10; Exhibit I)**

Mr. Center moved, and Mrs. Wilson seconded, to rescind Policy 1345, Modified School Calendar.

Comments included: the state required that each policy be reviewed every five years, and rescinding the policy was a housekeeping matter as FCPS no longer offered a modified calendar; an advocacy to retain the policy in the event of a future modified calendar schedule, and the response that the policy could be resurrected as needed.

The motion to rescind Policy 1345, Modified School Calendar **passed 6-5**: Mr. Center, Mr. Gibson, Mr. Moon, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Bradsher, Ms. Evans, Ms. Hone, Mrs. Reed, and Mr. Storck voted "nay"; Dr. Raney was absent.

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

Mr. Gibson moved, and Mrs. Wilson seconded, to deny the reassignment appeal of a student who was convicted of certain crimes in the community and confirm the disciplinary decision of the Division Superintendent. The motion **passed 10-0-1**: Ms. Bradsher, Mr. Center, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Evans abstained; Dr. Raney was absent.

Having served as chairman of a three-member committee, along with Mr. Moon and Mrs. Wilson, Mrs. Strauss moved, and Mr. Moon seconded, to expel a student for physically assaulting a FCPS employee. The motion **passed unanimously**.

Mr. Center moved, and Ms. Evans seconded, to authorize staff to initiate settlement discussions and, if necessary, litigation to recover overpaid utility fees as discussed in the closed meeting. The motion **passed 11-0**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Dr. Raney was absent.

### **5. CONSENT AGENDA**

**5.01 Minutes** – Approve the minutes of the October 18, 2010, Operational Expectations and Governance work sessions, and the minutes of the November 15, 2010, regular School Board meeting (SB; Exhibit J)

**5.02 Sale of School Bonds** - Approve and adopt the resolution requesting that the Board of Supervisors issue and sell school bonds in the amount of \$131,500,000,

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on behalf of the Fairfax County Public Schools, as detailed in the agenda item (FTS; presented as new business 11/15/10; Exhibit K)

- 5.03 Award of Contract** - Authorize staff to negotiate a contract for the sports field lighting project at Jackson 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 11/15/10; Exhibit L)
- 5.04 Additional Appointments** - Appoint individuals to serve on committees as detailed in the agenda item (SB; Exhibit M)

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

## 6. NEW BUSINESS

- 6.01 Amendment 17 to the Educational Employees of Fairfax County Defined Benefit Plan (ERFC and ERFC 2001)** - Recommendation to approve Amendment 17 to the ERFC and ERFC 2001 for the purposes of (1) incorporating rules required by recent amendments to the Internal Revenue Code, (2) conforming to anticipated administrative changes connected with the completion of PensionGold, and (3) clarifying and conforming to certain administrative rules, with no anticipated material effect on the benefits payable under the Plan, as detailed in the agenda item (HR; action scheduled 12/16/10; Exhibit N)

There was no discussion of this item.

- 6.02 Proposed Restatements of the Educational Employees of Fairfax County Defined Benefit Plan (ERFC and ERFC 2001)** - Recommendation to approve proposed restated plan documents for ERFC and ERFC 2001 for submission to the Internal Revenue Service with the application for a current determination letter, as detailed in the agenda item (HR; action scheduled 12/16/10; Exhibit O)

There was no discussion of this item.

- 6.03 School Board Policy** - Recommendation to adopt Policy 3415, Length of School Day for Students, as detailed in the agenda item (IS; action scheduled 12/16/10; Exhibit P)

Explanation that revision of this policy would permit the Superintendent to make minor schedule adjustments to conform to the Board's adopted calendar and to changes in state regulations, and the confirmation that significant changes would require Board approval.

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- 6.04 School Board Policy** - Recommendation to adopt Policy 8614, Video Surveillance, as detailed in the agenda item (FTS; action scheduled 12/16/10; Exhibit Q)

There was no discussion of this item.

- 6.05 Award of Contract** - Recommendation to award the contract for the locker refinishing, refurbishing, and installation contract to the lowest responsive and responsible bidder(s) and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; action scheduled 12/16/10; Exhibit R)

There was no discussion of this item.

- 6.06 Award of Contract** - Recommendation to award the contract for the carpet and floor tile installation and replacement contract to the lowest responsive and responsible bidder(s) and authorize the Division Superintendent, or his designee, to execute the contract on behalf of the School Board (FTS; action scheduled 12/16/10; Exhibit S)

There was no discussion of this item.

- 6.07 Award of Contracts** - Recommendation to award contracts for the provision of physical examinations, medical evaluations, and alcohol and drug testing, as detailed in the agenda item (HR; action scheduled 12/16/10; Exhibit T)  
There was no discussion of this item.

## 7. SUPERINTENDENT MATTERS

The Superintendent presented informational items.

## 8. REPORTS (Exhibit U)

### December 2, 2010

**Public Engagement** - Dan Storck, Chairman

**Forum on Board Topics** - Kathy Smith, Chairman

## 9. BOARD MATTERS

The Board Members made brief comments.

## 10. ADJOURNMENT

The meeting was adjourned at 11:20 p.m.

## 11. DEBRIEF

The Board debriefed tonight's meeting.