

# MINUTES

## Fairfax County School Board

### Luther Jackson Middle School

Regular Meeting No. 13

February 3, 2011

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

Mr. Gibson moved, and Mr. Moon seconded, that the Board go into closed meeting to: 1) discuss and consider disciplinary matters concerning students pursuant to Section 2.2-3711(A)(2) of the Code of Virginia; and 2) consult with legal counsel for the provision of legal advice pertaining to (a) permissible fees and charges for students and (b) nondiscrimination policy, pursuant to Section 2.2-3711(A)(7) of the Code of Virginia. The motion passed 8-0: Ms. Evans, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, and Mrs. Wilson voted "aye"; Ms. Bradsher, Mr. Center, Ms. Hone, and Mrs. Strauss were not present for the vote.

Chairman Smith convened the closed meeting at 5:35 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 – The Lanier Middle School "Bradee Pride Time"**

Chairman Smith convened the meeting at 7:00 p.m. with the following members present:

Elizabeth T. Bradsher (Springfield; arr. 5:40)	James L. Raney (At Large)
Brad Center (Lee; arr. 6:25)	Patricia S. Reed (Providence)
Sandra S. Evans (Mason)	Kathy L. Smith (Sully)
Stuart D. Gibson (Hunter Mill)	Daniel G. Storck (Mt. Vernon)
Martina A. Hone (At Large; arr. 5:42)	Jane K. Strauss (Dranesville; arr. 5:36)
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 Yvette Rhodes; and certain other members of staff. Student Representative Keegan Cotton was not present.

Chairman Smith thanked the members of the Lanier Middle School "Bradee Pride Time" under the direction of Dee Bradee for their performance of the national anthem.

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### **2.02 Certification of Closed Meeting Compliance (Exhibit A)**

Mrs. Wilson moved, and Mr. Storck 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 February 3, 2011, 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)**

Dr. Dale announced that Governor McDonnell had proclaimed February 2011 as School Board Appreciation Month, and, on behalf of Fairfax County citizens, he thanked Board members for their dedicated service before he presented each member with certificates. Chairman Smith announced that Mr. Cotton was absent because of illness.

### **2.04 Resolution Naming the Track at Virginia Run Elementary School (Exhibit C)**

*[Clerk's note: Chairman Smith handed the gavel to Vice Chairman Center.]*

Mrs. Smith read a resolution naming the track at Virginia Run Elementary School "The Teresa Hicks Track."

Mrs. Smith moved, and Mr. Moon seconded, to adopt the resolution naming the track at Virginia Run Elementary School "The Teresa Hicks Track." The motion **passed unanimously.**

Mrs. Smith invited Dr. Hicks and her family and friends to join the Board for photographs.

*[Clerk's note: Vice Chairman Center handed the gavel back to Chairman Smith.]*

### **2.05 Resolution Naming the U.S. Army JROTC Room at Hayfield Secondary School (Exhibit D)**

Mr. Center read a resolution naming the JROTC Room at Hayfield Secondary School "The Lieutenant Colonel Joseph G. Spicer, Jr., Room".

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Mr. Center moved, and Mr. Storck seconded, to adopt the resolution naming the JROTC Room at Hayfield Secondary School "The Lieutenant Colonel Joseph G. Spicer, Jr., Room". The motion **passed unanimously.**

Mr. Center invited the family and friends of Lieutenant Colonel Spicer to join the Board for photographs.

### 3. PRESENTATIONS TO SCHOOL BOARD

#### 3.01 **Spotlight on Learning: Online Textbook Pilot** (Exhibit E)

#### 3.02 **Citizen Participation**

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

#### 3.03 **Student Representative Matters**

There were no Student Representative matters.

### 4. ACTION ITEMS

#### 4.01 **FY 2012 Advertised Budget** - Adopt the FY 2012 Advertised Budget, as detailed in the Superintendent's FY 2012 Proposed Budget and as detailed in the agenda item (FS; presented as new business 1/6/11; work session held 1/10/11; public hearing held 1/24/11; work session held 1/31/11; Exhibit F)

Mrs. Wilson moved, and Mrs. Strauss seconded, to adopt the FY 2012 Advertised Budget, as detailed in the Superintendent's FY 2012 Proposed Budget and as detailed in the agenda item.

Comments included: the budget reflected the priorities that had been set by the Board, including a two-percent market scale adjustment for all employees and a step increase for all eligible employees; the budget included nearly \$18 million for projected student enrollment growth, over \$33 million for increased benefits and pension costs, and over \$8 million in unfunded mandates; there was an overall reduction in federal aid in FY 2012; in the past two years, an enrollment growth of nearly 7,000 students had cost the school system over \$50 million; the budget requested an increase in the transfer from the Board of Supervisors of \$48.8 million.

Mrs. Bradsher moved, and Mr. Gibson and Mrs. Strauss seconded, to amend the main motion by (a) directing the Superintendent to develop a plan to complete the implementation of full-day kindergarten in all Fairfax County elementary schools, beginning in the 2011-2012 school year, and completing implementation no later than the 2013-2014 school year; and (b) directing the Superintendent to identify the funding source for the implementation plan in FY 2012 (without

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increasing the county transfer request) and to present the plan to implement full-day kindergarten in the remaining 37 schools to the Board no later than the scheduled May 2, 2011, Budget work session.

Comments included the following: the Board appreciated the community's positive advocacy for the expansion of the full-day kindergarten program; the kindergarten curriculum had changed dramatically over the past few years and provided a critical foundation for five year olds to learn skills that would enhance lifelong learning; the expansion of the full-day kindergarten program supported the student achievement goals and would provide the remaining schools and communities with the same educational opportunities as those schools with a full-day program; concern about the \$8.1 million cost for the Virginia Department of Education requirement that all Virginia Standards of Learning (SOL) tests be administered online for grades 3 to 12 starting in the spring of 2013; and the importance of county residents' continued advocacy with state legislators and the Board of Supervisors.

The motion to amend the main motion by (a) directing the Superintendent to develop a plan to complete the implementation of full-day kindergarten in all Fairfax County elementary schools, beginning in the 2011-2012 school year, and completing implementation no later than the 2013-2014 school year; and (b) directing the Superintendent to identify the funding source for the implementation plan in FY 2012 (without increasing the county transfer request) and to present the plan to implement full-day kindergarten in the remaining 37 schools to the Board no later than the scheduled May 2, 2011, Budget work session **passed unanimously.**

Mr. Raney moved, and Mrs. Wilson seconded, to amend the main motion by increasing the student parking fee from \$200 to \$250, maintaining the sliding scale based on a student's eligibility for free and reduced-price meals, and by allocating the projected increased revenue of \$0.2 million to the staffing reserve to fund an increase of 3.3 teacher positions.

Comments and discussion included: fewer students driving personal vehicles to school would positively impact several areas, including increased road safety and reduced environmental pollution; concerns expressed about increased costs to high school parents who were already required to pay testing and athletic fees; future consideration would depend on reduction or elimination of existing fees.

The motion to amend the main motion by increasing the student parking fee from \$200 to \$250, maintaining the sliding scale based on a student's eligibility for free and reduced-price meals, and by allocating the projected increased revenue of \$0.2 million to the staffing reserve to fund an increase of 3.3 teacher positions **failed 1-11**: Dr. Raney voted "aye"; Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "nay."

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Mrs. Hone moved, and Mr. Storck seconded, to amend the main motion by (a) directing the Superintendent to develop a plan to restore the Elementary Early Intervention Program (summer school), beginning in the summer of 2011; and (b) directing the Superintendent to identify the funding source for the implementation plan in FY 2012 (without increasing the county transfer request) and to present the implementation plan to the Board no later than the scheduled May 2, 2011, Budget work session.

Comments and discussion included: the elimination of summer school for the neediest and most challenged students contributed to the achievement gap; summer school was a worthwhile investment particularly at the elementary level; it had cost approximately \$3.3 million in 2009 to execute a program that invited underperforming students to start school in August; current year data was required to determine the impact from eliminating summer school in 2010; concern that a budget decision in May 2011 would not provide sufficient time to implement a summer school program in July 2011; targeted intervention and extension of teacher contracts was a less costly solution to providing services for the neediest students; the Board was committed to its first priority to increase employee compensation; there may be Board support in May 2011 to fund staff resources for intervention programs that would occur during the school year.

Ms. Hone moved, and Ms. Evans seconded, to amend the amendment by striking the words "to restore the elementary early intervention program (summer school), beginning in the summer of 2011" and inserting the words "for elementary school intervention". The motion **passed 9-3**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Dr. Raney, Mrs. Reed, and Mr. Storck voted "aye"; Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

The motion to amend the main motion as amended by (a) directing the Superintendent to develop a plan for elementary school intervention; and (b) directing the Superintendent to identify the funding source for the implementation plan in FY 2012 (without increasing the county transfer request) and to present the implementation plan to the Board no later than the scheduled May 2, 2011, Budget work session **failed 5-7**: Mr. Center, Ms. Evans, Ms. Hone, Mrs. Reed, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

Ms. Hone moved, and Mrs. Reed seconded, to amend the main motion by (a) directing the Superintendent to develop a plan to undertake a detailed analysis of all data relevant to discipline processes and procedures; and (b) directing the Superintendent to identify the funding source for the plan in FY 2012 (without increasing the county transfer request) and to present the plan to the Board no later than the scheduled May 2, 2011, Budget work session.

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Discussion and comments included: this amendment requested a plan to conduct a comprehensive review of the FCPS discipline process that encompassed an analysis of students who were currently involved in the discipline process, data that identified risk factors for students, follow-up data on students who had been assigned to alternative instructional programs, and a study of possible impacts of discipline actions on students who were permitted to return to their base school; concerns that the amendment was too broad and there was no available data on risk factors for students; possible analysis of discipline process had been discussed at the Board forum on October 21, 2010; concern whether current discipline process was consistent and effective and costs were justified; Superintendent had provided the Board data on discipline cases in December 2010; the school system was focused on graduation rates and, therefore, analyses of dropout rates yielded important data to student success; request for a work session to discuss the discipline process and determine whether further analysis was warranted.

The motion to amend the main motion by (a) directing the Superintendent to develop a plan to undertake a detailed analysis of all data relevant to discipline processes and procedures; and (b) directing the Superintendent to identify the funding source for the plan in FY 2012 (without increasing the county transfer request) and to present the plan to the Board no later than the scheduled May 2, 2011, Budget work session failed 5-7: Ms. Evans, Ms. Hone, Mr. Moon, Mrs. Reed, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Center, Mr. Gibson, Dr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

Chairman Smith noted that the Board would decide on the next steps.

Ms. Hone moved, and Ms. Evans, seconded to amend the main motion by (a) directing the Superintendent to develop a plan for providing additional services to students who are subject to out-of-school suspensions; and (b) directing the Superintendent to identify the funding source for the plan in FY 2012 (without increasing the county transfer request) and to present the plan to the Board no later than the scheduled May 2, 2011, Budget work session.

Comments and discussion included: school system had responsibility to provide support to students at home on suspension; concern whether there was sufficient staffing resources for in-school suspensions; academic support was provided to students on out-of-school suspension through online courses and home-based instruction; the topic of instructional support for students on out-of-school suspensions could be addressed along with the discipline process.

The motion to amend the main motion by (a) directing the Superintendent to develop a plan for providing additional services to students who are subject to out-of-school suspensions; and (b) directing the Superintendent to identify the funding source for the plan in FY 2012 (without increasing the county transfer request) and to present the plan to the Board no later than the scheduled May 2,

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2011, Budget work session **failed 4-8**: Ms. Evans, Ms. Hone, Mrs. Reed, and Mr. Storck voted "aye"; Ms. Bradsher, Mr. Center, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Smith, Mrs. Strauss, and Mrs. Wilson voted "nay."

Ms. Hone moved, and Dr. Raney seconded, to amend the main motion by eliminating the Foreign Language in the Elementary Schools (FLES) program in all schools starting in the 2011-2012 school year and by allocating the \$3.1 million funding to the staffing reserve.

Comments and discussion included: concern expressed that the Board's support of FLES program could be viewed as duplicitous; resources currently funding the FLES program should be used to support programs for the neediest students; the Board had made a commitment to the parent community in FY 2011 to support the FLES program; concerns expressed that the Board and the community had not been provided adequate notice of the proposed amendment.

The motion to amend the main motion by eliminating the Foreign Language in the Elementary Schools (FLES) program in all schools starting in the 2011-2012 school year and by allocating the \$3.1 million funding to the staffing reserve **failed unanimously.**

Ms. Evans moved, and Mr. Raney seconded, to amend the main motion by directing the Superintendent to develop options to deal with the recent Attorney General's opinion on AP/IB fees and to present the plan to the Board at the March 14 Budget work session. The motion **passed unanimously.**

The motion to adopt the FY 2012 Advertised Budget, as detailed in the Superintendent's FY 2012 Proposed Budget and as detailed in the agenda item, and as amended: (1) by (a) directing the Superintendent to develop a plan to complete the implementation of full-day kindergarten in all Fairfax County elementary schools, beginning in the 2011-2012 school year, and completing implementation no later than the 2013-2014 school year; and (b) directing the Superintendent to identify the funding source for the implementation plan in FY 2012 (without increasing the county transfer request) and to present the plan to implement full-day kindergarten in the remaining 37 schools to the Board no later than the scheduled May 2, 2011, Budget work session; and (2) by directing the Superintendent to develop options to deal with the recent Attorney General's opinion on AP/IB fees and to present the plan to the Board at the March 14 Budget work session, **passed 10-2**: Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voting "aye"; Ms. Hone and Mrs. Reed voting "nay."

Mrs. Wilson moved, and Mrs. Strauss seconded, that the Division Superintendent is granted authority to make necessary minor changes to comply with the intent of the School Board and is further directed to prepare fund statements reflecting all School Board approved changes, together with the estimate of funds required

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by Fairfax County Public Schools during FY 2012 in the format prescribed in Section 22.1-92 of the Code of Virginia, for submission to the County Board of Supervisors. Submission of these approved documents to the County Board of Supervisors fulfills the responsibilities of the School Board under Title 22, Chapter 8 (Section 22.1-92) of the Code of Virginia. The motion **passed unanimously.**

*[Clerk's note: The Board took a short recess.]*

- 4.02 Suspension of Policy 4680, Salary Redlining Procedure** - Suspend Policy 4680, as described in the agenda item, for budgetary reasons for the period beginning July 1, 2011, and ending June 30, 2013; further direct the Superintendent to suspend the redlining provisions of any implementing regulations, for the same period; the School Board must approve the continued suspension of the Policy and implementing regulations beyond June 30, 2013 (HR; work session held 1/10/11; presented as new business 1/20/11; Exhibit G)

Mrs. Strauss moved, and Mr. Center seconded, to suspend Policy 4680, as described in the agenda item, for budgetary reasons for the period beginning July 1, 2011, and ending June 30, 2013; further direct the Superintendent to suspend the redlining provisions of any implementing regulations, for the same period; the School Board must approve the continued suspension of the Policy and implementing regulations beyond June 30, 2013. The motion **passed 11-0:** Ms. Bradsher, Mr. Center, Ms. Evans, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Hone was not present for the vote.

- 4.03 Confirmation of Action Taken in Closed Meeting**

Mrs. Strauss moved, and Mr. Storck seconded, to expel a student for a crime in the community. The motion **passed 9-0-3:** Ms. Evans, Mr. Gibson, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Bradsher, Mr. Center, and Ms. Hone abstained.

Mrs. Wilson moved, and Mr. Moon seconded, to expel a student for physically assaulting two staff members at school. The motion **passed 10-0-2:** Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Ms. Bradsher and Mr. Center abstained.

Having served as chairman of a three-member committee, along with Ms. Bradsher and Mrs. Smith, Mrs. Reed moved, and Mrs. Smith seconded, to expel a student for physically assaulting another student at school. The motion **passed unanimously.**

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Having served as chairman of a three-member committee, along with Mr. Center and Mr. Storck, Ms. Hone moved, and Mr. Storck seconded, to expel a student for threatening other students with a weapon. The motion passed unanimously.

### 5. CONSENT AGENDA

- 5.01 **Minutes** – Approve the minutes of January 20, 2011, regular School Board meeting (SB; Exhibit H)
- 5.02 **Title I, District Advisory Council Board Confirmation** - Confirm the membership of the Title I District Advisory Council, as detailed in the agenda item (IS; presented as new business 1/20/11; Exhibit I)
- 5.03 **Early Head Start, Family and Early Childhood Education Program, and Head Start Policy Committee** - Confirm the elected members of the Fairfax County Public Schools Early Head Start, Family and Early Childhood Education Program, and Head Start Policy Committee, as detailed in the agenda item (IS; presented as new business 1/20/11; Exhibit J)

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

### 6. NEW BUSINESS

- 6.01 **Award of Contract** - Recommendation to award the contract for the playground equipment, related components, and playground site work 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 for 2/24/11; Exhibit K)

There was no discussion of this item.

- 6.02 **Award of Contract** - Recommendation to award the contract for the hazardous materials removal services 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 2/24/11; Exhibit L)

There was no discussion of this item.

- 6.03 **Award of Contract** - Recommendation to award the contract for the rooftop unit replacements at Falls Church High School 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 2/24/11; Exhibit M)

There was no discussion of this item.

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- 6.04 Appointment to Advisory Committee for Students with Disabilities (ASCD) -** Recommendation to take action on the FCCPTA's appointee to the School Board's Advisory Committee for Students with Disabilities (SB; action scheduled for 2/24/11; Exhibit N)

There was no discussion of this item.

**7. SUPERINTENDENT MATTERS**

The Superintendent presented informational items.

**8. REPORTS (Exhibit O)**

**January 31, 2011**

**Budget** - Tessie Wilson, Chairman

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**Public Engagement** - Dan Storck, Chairman

**General Assembly Update** - James Raney, Legislative Liaison (State)

**9. BOARD MATTERS**

The Board Members made brief comments.

**10. ADJOURNMENT**

The meeting was adjourned at 11:00 p.m.

**11. DEBRIEF**

The Board debriefed tonight's meeting.