

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 15

March 10, 2011

1. **CLOSED MEETING**

Mr. Gibson moved, and Mrs. Strauss 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 protect the privacy of individuals in personal matters not related to public business pursuant to Section 2.2-3711(A)(4) of the Code of Virginia; (3) to consult with legal counsel regarding a specific employee's request for School Board action, pursuant to Section 2.2-3711(A)(7) of the Code of Virginia, and discussion of the employee's performance pursuant to Section 2.2-3711(A)(1) of the Code of Virginia; and (4) to consult with legal counsel regarding the Family Educational Rights and Privacy Act (FERPA), 20 U.S.C., Section 1232g. The motion **passed 11-0**: Ms. Bradsher, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Center was 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 –**

Chairman Smith convened the meeting at 7:03 p.m. with the following members present:

Elizabeth T. Bradsher (Springfield)
Brad Center (Lee; arr. 8:00)
Sandra S. Evans (Mason)
Stuart D. Gibson (Hunter Mill)
Martina A. Hone (At Large)
Ilryong Moon (At Large)

James L. Raney (At Large)
Patricia S. Reed (Providence)
Kathy L. Smith (Sully)
Daniel G. Storck (Mt. Vernon)
Jane K. Strauss (Dranesville)
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.

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

Mr. Storck moved, and Ms. Hone 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 10,

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

2

March 10, 2011

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 11-0**: Ms. Bradsher, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Center was not present for the vote.

2.03 Announcements (Exhibit B)

Chairman Smith announced that Mr. Center was at a community meeting and would be arriving late. Ms. Evans declared that National Sleep Awareness Week was March 7 -13, 2011. Mr. Cotton announced that March 2011 was Youth Art Month and Theater in Our Schools Month.

2.04 National Board Certified Teacher Recognition (Exhibit C)

Chairman Smith noted that the success of our school system was based on teachers and their commitment to children; Dr. Dale recognized the hard work required to achieve National Board Certification; each cluster assistant superintendent and Dr. Dockery introduced those newly National Board Certified teachers from their cluster or department, and Dr. Moniuszko introduced those teachers who renewed their certification; 41 teachers were recognized, and photographs were taken.

3. PRESENTATIONS TO SCHOOL BOARD

3.01 Spotlight on Learning – EDSL eCart and Data Driven Instruction at Woodley Hills Elementary School (Exhibit D)

3.02 Citizen Participation

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

3.03 Student Representative Matters

The Student Representative presented informational items.

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

3

March 10, 2011

4. ACTION ITEMS

- 4.01 Strategic Governance Manual Revisions** - Approve the proposed revisions to the Strategic Governance Manual in Section 4: Board Roles and Responsibilities, Board Liaisons and Board Committees, and Section 5: Appendices, as detailed in the agenda item, and update the Strategic Governance Manual accordingly (SB; work session discussion 2/14/11; presented as new business 2/24/11; Exhibit E)

Mrs. Reed moved, and Mr. Moon seconded, that the Board approve the proposed revisions to the Strategic Governance Manual in Section 4: Board Roles and Responsibilities, Board Liaisons and Board Committees, and Section 5: Appendices, as detailed in the agenda item, and update the Strategic Governance Manual accordingly.

Chairman Smith noted that the Governance Committee had recommended revisions to the Strategic Governance Manual to update pertinent information, including department reorganizations and job title changes, revised Virginia Code citations, professional development requirements for Board members, and additional committees (Comprehensive Planning Development Committee and Facilities Planning Advisory Council).

[Clerk's note: During Board Matters, Mr. Center noted that he had not offered an amendment to the manual because he had not had an opportunity to discuss his proposed amendment with all Board members, and he might consider offering the amendment at some future time.]

The motion to approve the proposed revisions to the Strategic Governance Manual in Section 4: Board Roles and Responsibilities, Board Liaisons and Board Committees, and Section 5: Appendices, as detailed in the agenda item, and update the Strategic Governance Manual accordingly **passed unanimously.**

4.02 Confirmation of Action Taken in Closed Meeting

Mrs. Reed moved, and Mrs. Strauss seconded, to expel a student for engaging in numerous acts of misconduct at school. The motion **passed 11-0-1:** Ms. Bradsher, Ms. Evans, Mr. Gibson, Ms. Hone, Mr. Moon, Dr. Raney, Mrs. Reed, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mrs. Wilson voted "aye"; Mr. Center abstained.

Having served as chairman of a three-member committee, along with Ms. Hone and Mr. Center, Mr. Storck moved, and Ms. Hone seconded, to expel a student for distributing illegal drugs at school. The motion **passed unanimously.**

Having served as chairman of a three-member committee, along with Mr. Moon and Dr. Raney, Mrs. Strauss moved, and Mr. Moon seconded, to expel two

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

4

March 10, 2011

students—one for inappropriately touching another student at school and one for committing a robbery, fighting and being under the influence of illegal drugs at school. The motion **passed unanimously.**

Having served as chairman of a three-member committee, along with Ms. Bradsher and Mrs. Reed, Mrs. Smith moved, and Ms. Bradsher seconded, to expel two students for violating the probationary conditions of school assignments. The motion **passed unanimously.**

Mr. Gibson moved, and Mr. Moon seconded, to excuse from attendance at school certain students identified in closed meeting, pursuant to Section 22.1-254(B)(1) of the *Code of Virginia*. The motion **passed unanimously.**

5. **CONSENT AGENDA**

5.01 Minutes – Approve the minutes of the January 10, 2011, Governance work session and the minutes of the February 24, 2011, regular School Board meeting (SB; Exhibit F)

5.02 Award of Contract – Award contracts for the Gunston Elementary School re-roofing project to R.D. Bean, Inc., in the amount of \$723,130, and the Rolling Valley Elementary School re-roofing project to R.D. Bean, Inc., in the amount of \$497,182, and authorize the Division Superintendent, or his designee, to execute the contracts on behalf of the School Board (FTS; presented as new business 2/24/11; Exhibit G)

5.03 Instructional Programs Support Center (IPSC) Warehouse Lease – Authorize the Division Superintendent or Chief Operating Officer, in consultation with legal counsel for the school system, to negotiate, execute and administer, on behalf of the School Board, a lease for the Instructional Programs Support Center for warehouse space located at 6732 Industrial Drive, Springfield, VA 22151, including: (a) a letter of intent on substantially the same terms as described in the agenda item, and (b) any and all related lease documentation, as reviewed and approved by legal counsel for the school system (FTS; presented as new business 2/24/11; Exhibit H)

5.04 Termination of Agreement for Construction of Road – Authorize the Division Superintendent or Chief Operating Officer to negotiate, execute, and deliver, on behalf of the School Board, to the Park Authority a Roadway Termination Agreement in the area of Mason District Park, which Agreement shall be substantially in the form detailed in the agenda item, or with such modifications as may be approved by counsel for the school division (FTS; presented as new business 2/24/11; Exhibit I)

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**

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

5

March 10, 2011

- 6.01 FY 2011 Third Quarter Budget Review** - Recommendation to approve revenue and expenditure adjustments as reflected in the FY 2011 Third Quarter Budget Review and as detailed in the agenda item (FS; work session 3/14/11; action scheduled 3/24/11; Exhibit J)

Chief Financial Officer Susan Quinn reviewed the third-quarter budget review agenda item, which included a recommendation to set aside for the FY 2013 beginning balance the \$5 million net revenue adjustments; sales tax revenue had increased \$3 million from last year; revised state code requirements for funding school nurses had resulted in a loss of funding to the school system because the county government actually employed the school nurses; the Superintendent and the County Executive had arranged a plan whereby the state funding would be shared by FCPS and the county; the Superintendent was recommending eliminating fees for Advanced Placement (AP) and International Baccalaureate (IB) tests for this school year, based on a recent Attorney General's opinion that if the test was required, the school system had to pay the test fee; and the Board would discuss the options in more detail at the March 14 budget work session.

Discussion and comments included: question whether any funds had been set aside for FY 2012 during the FY 2010 third-quarter review, and a negative response; confirmation that the \$5 million being set aside for FY 2013 beginning balance was the first amount designated for FY 2013; \$2 million in compensation adjustments reflected an increase in personnel retirements as the economy continued to improve; request for information on the costs for AP and IB tests to be provided at the March 14 work session.

- 6.02 Alternative Accreditation Plan Requests** - Recommendation to approve the Alternative Accreditation Plan requests for five schools for submission to the Virginia Board of Education, as detailed in the agenda item (PLA; action scheduled 3/24/11; Exhibit K)

Deputy Superintendent Richard Moniuszko gave a brief overview of the agenda item, noting that the graduation completion index (GCI) was used to determine accreditation based on a four-year cohort of students, and new benchmarks would be effective in the fall of 2011; the Virginia Department of Education offered an option of submitting an alternative accreditation plan for those schools that met the definition of a "special purpose" school serving a unique population of students and staff was recommending an alternative plan for five schools; two schools, Key and Kilmer Centers, served special needs students, used the Virginia Alternate Assessment Program (VAAP), and had previously been approved for an alternative accreditation plan; the three other schools—Bryant and Mountain View Alternative High Schools, and Woodson Adult High School—served students who were behind their cohort for graduation due to special life circumstances; staff members from the five schools had developed the alternative accreditation plans with staff members from the Department of Professional Learning & Accountability and the Virginia Department of Education.

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

6

March 10, 2011

Discussion and comments included: question about the timeframe in which to submit the plans, and response that deadline information would be provided; these alternative plans acknowledged the uniqueness of the students that these schools served and would allow fair assessments; some students came to FCPS with very little formal education, and the alternative plans would still hold students accountable for graduation standards but would allow more time for them to graduate; request for information about Woodson and Mountain View students, using the new, more restrictive measures; Board members would submit any additional questions after reviewing the agenda item and related documents.

- 6.03 School Board Policy** - Recommendation to rescind Policy 1202, Legal Authority From the Code of Virginia (SB; action scheduled 3/24/11; Exhibit L)

There was no discussion of this item.

- 6.04 Award of Contract** - Recommendation to award the contract for the rooftop unit replacements at Herndon 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 3/24/11; Exhibit M)

There was no discussion of this item.

- 6.05 Award of Contract** - Recommendation to award the contract for the automatic temperature control system replacement at Bren Mar Park Elementary 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 3/24/11; Exhibit N)

There was no discussion of this item.

- 6.06 Award of Contract** - Recommendation to award a contract for the Oakton High School re-roofing project 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 3/24/11; Exhibit O)

There was no discussion of this item.

- 6.07 Award of Contract** - Recommendation to award the contract to the Atlas Tracks, Inc. in the amount of \$787,916 for the installation of a synthetic turf field at Luther Jackson Middle School and authorize the Division Superintendent or his designee to execute the contract on behalf of the School Board; and, further, that the School Board enter into an Agreement with the Contributing Parties memorializing the rights and responsibilities of the parties to the Agreement and authorize the Division Superintendent or his designee to execute the Agreement on behalf of the School Board (FTS; action scheduled 3/24/11; Exhibit P)

FAIRFAX COUNTY SCHOOL BOARD

Regular Meeting No. 15

7

March 10, 2011

There was no discussion of this item.

7. SUPERINTENDENT MATTERS

The Superintendent presented informational items.

8. REPORTS (Exhibit Q)

March 10, 2011

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 9:35 p.m.

11. DEBRIEF

The Board debriefed tonight's meeting.