

MINUTES

Fairfax County School Board

Luther Jackson Middle School

Regular Meeting No. 6

October 25, 2012

1. **CLOSED MEETING**

Mrs. Reed moved, and Mrs. Strauss 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; 2) receive a briefing by staff members regarding, and to discuss plans for, security of FCPS administrative and school facilities as well as the safety of persons using such facilities in accordance with Section 2.2-3711(A)(19) of the Code of Virginia and; 3) discuss and consider the performance and employment of a specific public employee pursuant to Section 2.2-3711(A)(1) of the Code of Virginia. The motion **passed 8-0**: Mr. McElveen, Ms. McLaughlin, Mr. Moon, Mrs. Reed, Ms. Schultz, Mrs. Smith, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. Derenak Kaufax, Ms. Evans, Ms. Hynes, and Mr. Storck were not present for the vote.

Chairman Moon convened the closed meeting at 5:05 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>]

2.01 Call to Order/Pledge of Allegiance/Moment of Silence/National Anthem – Franklin Middle School Chorus

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

Tamara Derenak Kaufax (Lee; arr: 5:08)	Patricia S. Reed (Providence)
Sandra S. Evans (Mason; arr: 5:10)	Elizabeth L. Schultz (Springfield)
Patricia M. Hynes (Hunter Mill; arr: 5:07)	Kathy L. Smith (Sully)
Ryan L. McElveen (At Large)	Daniel G. Storck (Mt. Vernon; arr: 5:33)
Megan O. McLaughlin (Braddock)	Jane K. Strauss (Dranesville)
Ilryong Moon (At Large)	Theodore J. Velkoff (At Large)

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. The Student Representative to the School Board Lucy A. Gunter was present.

Chairman Moon thanked the members of the Franklin Middle School Chorus under the direction of Naomi Schick for their performance of the national anthem.

2.02 Certification of Closed Meeting Compliance (Exhibit A)

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Mrs. Strauss moved, and Mr. McElveen 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 October 25, 2012, 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. Derenak Kaufax, Ms. Evans, Ms. Hynes, Mr. McElveen, Mr. Moon, Mrs. Reed, Ms. Schultz, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. McLaughlin was not present for the vote.

2.03 Announcements (Exhibit B)

Miss Gunter announced that National Red Ribbon Week was October 23-31, 2012, and Native American Heritage Month was November 2012; Chairman Moon stated that the Forum work session had not been held earlier tonight, but, if the regular meeting ended by 10:00 p.m., the Board would hold a 30-minute Forum work session.

2.04 Recognition of National Career Development Month (Exhibit C)

Mr. Velkoff recognized November as National Career Development Month and invited career development specialists present to join the Board for photographs.

3. PRESENTATIONS TO SCHOOL BOARD

3.01 Citizen Participation (Exhibit D)

One speaker addressed the Board in the time reserved for public comment. Steven Greenburg addressed Agenda Item No. 6.01 2013 Fairfax County School Board Legislative Program.

3.02 Student Achievement Goal 1.2 – Recommendation to accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.2. Communicate in at least two languages (IS; action scheduled 11/8/12; Exhibit E)

Assistant Superintendent Sloan Presidio reviewed a PowerPoint presentation and video to highlight current progress on the goal; Teddi Predaris, director of Office of Language Acquisition and Title I, Gregory Jones, coordinator of World

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Languages, and Samuel Klien, coordinator of English for Speakers of other Languages (ESOL) also joined Dr. Presidio in the presentation; students who had continuous world language instruction since the first grade were already meeting aspirational expectations; students who entered FCPS with limited English proficiency and successfully completed the ESOL program had pass rates on the 2011-2012 reading, math, social studies, science, and writing Standards of Learning tests that were comparable to or higher than their English proficient peers; over 45 percent of FCPS students came from a home where a language other than (or in addition to) English was spoken; one in five students was a limited English proficient (LEP) student and one in six students was currently receiving ESOL services; during the 2011-2012 school year, 77 percent of LEP students advanced two or more levels within three years, based on calculations of individual performance on state-approved English proficiency assessments, and 76 percent of LEP students exited ESOL services within four years; currently 39 percent of the 139 elementary schools offered world languages instruction (Immersion, Two-Way Immersion, and Foreign Language Elementary School (FLES) programs); during the 2011-2012 school year, 84 percent of grade 6 students and 79 percent of grade 8 students met or exceeded aspirational goals; in 2011-2012, 39 percent of grade 12 students were communicatively competent in at least two languages; many challenges existed in attaining the aspirational goal of language proficiency in at least two languages since not all elementary schools offered world languages instruction and additional funding was needed if the program was to be expanded.

Discussion and comments included: concerns expressed about students sustaining language proficiency and question on what the language requirements were for college admissions; response that college language requirements varied but continued studies in a foreign language showed that students had a diverse, global perspective and unique skills to contribute to the business world; explanation of the global language programs offered at some elementary schools; students who were proficient in their home language could take an exam to earn two world language credits; currently, languages studied included Spanish, Korean, Mandarin, Chinese, Arabic, and soon Vietnamese; comment that there was minimal progress shown in language proficiency at the middle school and high school levels, and response that as program offerings were expanded at the elementary school level, increased language proficiency at the middle and high school levels was expected; comment that the standard Virginia diploma did not require completion of world language courses; discussion on the new requirements from the Virginia Department of Education (VDOE) that all elementary immersion teachers must have general education elementary certification; FCPS had advocated that existing qualified, experienced teachers be grandfathered in to meet the new requirements, but the VDOE denied the request; a plan was being developed based on the criteria necessary for compliance with the new state requirements; concern expressed that although the immersion program benefitted some students, it was costly and only available to a limited number of students.

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3.03 Student Representative Matters

The Student Representative presented informational items.

4. ACTION ITEMS

- 4.01 Fairfax Leadership Academy Charter School Application** – Express appreciation for the Fairfax Leadership Academy (FLA) concept and defer further consideration of the FLA application until such time as FLA submits a revised application to the Board to substantially address concerns identified by the FCPS Charter School Review Committee (S; presented as new business 9/20/12; public hearing held 10/9/12; work session held 10/15/12; Exhibit F)

Ms. Evans moved, and Mrs. Reed seconded, that the School Board to express appreciation for the Fairfax Leadership Academy (FLA) concept and defer further consideration of the FLA application until such time as FLA submits a revised application to the Board to substantially address concerns identified by the FCPS Charter School Review Committee.

Comments included the following: appreciation expressed to everyone for the work done on the FLA application; many constituents supported this approach to help at-risk students while some expressed concern over the proposed location; the FLA had requested the Board defer action as many issues had been identified that needed to be addressed, and tonight's motion was neither a denial nor acceptance of the charter school application, but a postponement of consideration.

Mrs. Reed moved, and Ms. Evans seconded, to amend the main motion by deleting the phrase "express its appreciation for the Fairfax Leadership Academy (FLA) concept" and replacing it with "affirm its interest in the Fairfax Leadership Academy (FLA) concept and in targeted efforts to address the educational needs of our most at-risk students".

Comments included: the amendment affirmed the Board's shared interest in the FLA concept that targeted best practices and focused on at-risk students who needed smaller environments and different services to achieve academic success; concern expressed that the Board was setting unrealistic expectations; comment that it was important the Board conveyed to the public that it remained interested in providing alternative learning environments for students.

Mr. Velkoff moved, and Mrs. Smith seconded, to amend the amendment by striking the "Fairfax Leadership Academy (FLA)" and replacing "and in" with "of".

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Comments on the amendment to the amendment: the amendment was not specific to the proposal; this concept, created by teachers, was unique and innovative and Board support needed to be reflective of that work.

The motion to amend the amendment by striking the "Fairfax Leadership Academy (FLA)" and replacing "and in" with "of" **failed 2-10:** Mr. McElveen and Mr. Velkoff voted "aye"; Ms. Derenak Kaufax, Ms. Evans, Ms. Hynes, Ms. McLaughlin, Mr. Moon, Mrs. Reed, Ms. Schultz, Mrs. Smith, Mr. Storck, and Mrs. Strauss voted "nay."

The motion to amend the main motion by deleting the phrase "express its appreciation for the Fairfax Leadership Academy (FLA) concept" and replacing it with "affirm its interest in the Fairfax Leadership Academy (FLA) concept and in targeted efforts to address the educational needs of our most at-risk students" **passed 10-2:** Ms. Derenak Kaufax, Ms. Evans, Mr. McElveen, Ms. McLaughlin, Mrs. Reed, Ms. Schultz, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. Hynes and Mr. Moon voted "nay."

Mrs. Reed moved, and Ms. Evans seconded, to amend the main motion by adding the phrase "and School Board members" to the end of the sentence.

Comments on the amendment included: several concerns had been raised during the October 15, 2012, work session discussion of the FLA application; a comprehensive list of the Board's concerns had not been agreed upon at the work session and the Board should not ask the charter school to react to a discussion that lacked specific language.

The motion to amend the main motion by adding the phrase "and School Board members" to the end of the sentence **passed 8-4:** Ms. Derenak Kaufax, Ms. Evans, Ms. McLaughlin, Mrs. Reed, Ms. Schultz, Mr. Storck, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. Hynes, Mr. McElveen, Mr. Moon, and Mrs. Smith voted "nay."

Mrs. Reed moved, and Ms. Evans seconded, to amend the main motion by including the following phrase at the end of the sentence: "further move that the School Board eliminate the former Graham Road Elementary School property as a possible site for the proposed FLA charter school and that the revised FLA application considers an alternative location."

Comments on the amendment included: the Graham Road community did not support the current proposed charter school location and staff concerns had been raised about the issues with the Graham Road property and why it was not a suitable location for the charter school; in May 2008, when the Board had unanimously voted to relocate students from Graham Road Elementary School to the Devonshire site, it had envisioned that the former school would be used as a community center; eliminating Graham Road school from the FLA charter school

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proposal would allow the property to be used by the county; concerns that it was premature to remove Graham Road as a possible site for a charter school and more information was needed; neighborhoods near any future proposed locations of the charter school could have similar complaints as those expressed by the Falls Church High School community; the Board was setting a precedent by eliminating a location without providing the FLA founders an opportunity to address the issues; the Graham Road community disagreed with the proposed location and the Board should consider other neighborhoods that might welcome the charter school.

The motion to amend the main motion by including the following phrase at the end of the sentence: "further move that the School Board eliminate the former Graham Road Elementary School property as a possible site for the proposed FLA charter school and that the revised FLA application considers an alternative location." **passed 8-3-1:** Ms. Evans, Mr. McElveen, Ms. McLaughlin, Mr. Moon, Mrs. Reed, Ms. Schultz, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. Hynes, Mrs. Smith, and Mr. Storck voted "nay"; Ms. Derenak Kaufax abstained.

Comments on the main motion, as amended, included: commendation to the teachers who had created the concept and submitted the charter school application; concern expressed that the Board had hindered the application before fully discussing the concept; the challenge was finding a suitable location and many communities would not want a competing program in their neighborhoods.

The main motion, as amended, that the School Board affirm its interest in the Fairfax Leadership Academy (FLA) concept and in targeted efforts to address the educational needs of our most at-risk students, and defer further consideration of the FLA application until such time as FLA submits a revised application to the Board to substantially address concerns identified by the FCPS Charter School Review Committee and School Board members; further move that the School Board eliminate the former Graham Road Elementary School property as a possible site for the proposed FLA charter school and that the revised FLA application considers an alternative location **passed unanimously.**

4.02 Student Achievement Goal 1.3. Explore, understand, and value the fine and practical arts – Accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.3. Explore, understand, and value the fine and practical arts (IS; presentation on 10/1/12; Exhibit G)

Mr. Storck moved, and Mrs. Strauss seconded, to accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.3. Explore, understand, and value the fine and practical arts.

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Comments included: Fairfax County was a leader in its support of the fine and practical arts and in setting targets and assessing achievement goals; it was an important area for development of students.

The motion to accept the monitoring report on the current progress toward attaining Student Achievement Goal 1.3. Explore, understand, and value the fine and practical arts **passed unanimously**.

4.03 Confirmation of Action Taken in Closed Meeting

Ms. Schultz moved, and Mrs. Reed seconded, to grant, in part, the school reassignment appeal of a student who possessed and used illegal drugs at school, and modify the disciplinary decision of the Division Superintendent. The motion **passed 8-4**: Ms. Derenak Kaufax, Ms. Evans, Ms. Hynes, Mr. McElveen, Mr. Moon, Mrs. Reed, Ms. Schultz, and Mrs. Strauss voted "aye"; Ms. McLaughlin, Mrs. Smith, Mr. Storck, and Mr. Velkoff voted "nay."

Ms. Evans moved, and Mr. Velkoff seconded, to deny the school reassignment appeal of a student for offensively touching a female student at school and to confirm the disciplinary decision of the Division Superintendent. The motion **passed 11-0-1**: Ms. Derenak Kaufax, Ms. Evans, Ms. Hynes, Mr. McElveen, Mr. Moon, Mrs. Reed, Ms. Schultz, Mrs. Smith, Mr. Storck, Mrs. Strauss, and Mr. Velkoff voted "aye"; Ms. McLaughlin abstained.

Having served as chairman of a three-member committee, along with Mr. McElveen and Mr. Storck, Ms. Schultz moved, and Mr. McElveen seconded, to expel a student for bringing a controlled substance to school with the intention of distributing it. The motion **passed unanimously**.

Mrs. Smith moved, and Mr. Storck seconded, that the teacher identified in closed meeting be dismissed from employment. The motion **passed unanimously**.

5. CONSENT AGENDA

- 5.01 **Minutes** – Approve the minutes of the October 11, 2012, regular School Board meeting (SB; Exhibit H)
- 5.02 **Monthly Report on Employee Separations** – Confirm the separations for the period beginning September 1, 2012, and ending September 30, 2012, as detailed in the agenda item (HR; Exhibit I)
- 5.03 **Award of Contract** – Award a contract for the renovation project at Sandburg Middle School to Grunley Construction Company, Incorporated, in the amount of \$35,840,000, and authorize the Division Superintendent, or the Chief Operating Officer, to execute and administer the contract on behalf of the School Board (FTS; presented as new business 10/11/12; Exhibit J)
- 5.04 **Award of Contract** – Award a contract for the modular project at Frost Middle School to Pinnacle Construction, Incorporated, in the amount of \$834,000, and

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authorize the Division Superintendent, or the Chief Operating Officer, to execute and administer the contract on behalf of the School Board (FTS; presented as new business 10/11/12; Exhibit K)

- 5.05 Additional Appointments** – Appoint individuals to serve on committees, as detailed in the agenda item (SB; Exhibit L)

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

6. **NEW BUSINESS**

- 6.01 2013 Fairfax County School Board Legislative Program** – Recommendation to adopt the 2013 Fairfax County School Board Legislative Program, as detailed in the agenda item (work session held 10/15/12; action scheduled 11/8/12; Exhibit M)

Chairman Moon announced that any amendments to the 2013 legislative program should be submitted by noon, November 6, 2012.

- 6.02 Fairfax County School Board Resolution regarding the Federal Budget Sequestration** – Recommendation to adopt a resolution regarding the federal budget sequestration (SB; action scheduled 11/8/12; Exhibit N)

There was no discussion of this item.

- 6.03 Strategic Governance Manual** – Recommendation to approve the proposed revisions to the Strategic Governance Manual in Sections 1, 2, 3, 4, and 5, as detailed in the agenda item, and update the Strategic Governance Manual accordingly (SB; action scheduled 11/8/12; Exhibit O)

There was no discussion of this item.

- 6.04 School Board Policy** – Recommendation to rescind Policy 8541, Recycling Requirements for all Fairfax County Public Schools Facilities (FTS; action scheduled 11/8/12; Exhibit P)

There was no discussion of this item.

- 6.05 Award of Contract** – Recommendation to award the contract to conduct a search for Division Superintendent candidates to Hazard, Young, Attea & Associates, in the amount of \$35,000, plus reimbursement of approved expenses (SB; action scheduled 11/8/12; Exhibit Q)

There was no discussion of this item.

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- 6.06 Award of Contract** – Recommendation to award the contract for the chiller replacements at Bryant Alternative High School to the lowest responsive and responsible bidder and authorize the Division Superintendent, or the Chief Operating Officer, to execute and administer the contract on behalf of the School Board (FTS; action scheduled 11/8/12; Exhibit R)

There was no discussion of this item.

7. SUPERINTENDENT MATTERS

The Superintendent presented informational items.

8. REPORTS (Exhibit S)

October 15, 2012 - Pat Hynes and Ryan McElveen, Meeting Managers

Budget - Sandy Evans, Committee Chairman

Instruction

Legislation

Budget - Ilryong Moon, Chairman

October 17, 2012

Public Engagement - Tammy Derenak Kaufax, Committee Chairman

October 22, 2012

Streamline and Focus Ad Hoc Committee - Tammy Derenak Kaufax, Committee Chairman

October 25, 2012

Audit - Jane Strauss, Committee Chairman

9. BOARD MATTERS

The Board Members made brief comments.

10. ADJOURNMENT

The meeting was adjourned at 10:31 p.m.

11. DEBRIEF

The Board debriefed tonight's meeting.