

OFFICIAL MINUTES OF THE
BOARD OF EDUCATION OF HOWARD COUNTY
CLOSED MEETING

May 10, 2007

The Board of Education of Howard County met in closed session on May 10, 2007, at 3:08 p.m., in the Board Planning Room of the Department of Education, 10910 Route 108, Ellicott City, MD. A motion was made in public in the Board Room by Patricia S. Gordon that the Board go into closed session pursuant to 10-508(a) of the State Government Article of the Annotated Code of Maryland to discuss a personnel issue and to obtain legal advice. The motion was seconded by Lawrence Cohen and approved (6/0). Persons present: Board members Diane B. Mikulis, Chairman; Frank J. Aquino, Vice Chairman; Lawrence H. Cohen; Sandra H. French (arrived 3:10 p.m.); Ellen Flynn Giles; Janet N. Siddiqui; and Patricia S. Gordon.

ITEMS CONSIDERED, ACTION TAKEN, AND RECORDED VOTES:

1. Appeal by Teacher's Secretary – Is the content of an employee's evaluation a legal matter of appeal?

Also present: Judy S. Bresler, Esquire

Ms. Bresler presented background on COMAR re certificated employee performance evaluations and previous appeal by teacher on classroom observations as part of performance evaluation.

Ms. Bresler concurred with Superintendent's counsel that there is no due process right for other than an unsatisfactory evaluation.

If there is any discrimination leading to negative comments on an evaluation, there are due process rights. Employee made no claims of discrimination based on being in any protected group. It was noted that employee declined mediation.

The Board unanimously agreed that this is not a matter for Board appeal.

Adjourned: 3:22 p.m.

Submitted by: _____
Diane B. Mikulis, Chairman