

COUNTY COUNCIL OF ANNE ARUNDEL COUNTY, MARYLAND

Legislative Session 2021, Legislative Day No. 6

Resolution No. 21-21

Introduced by Ms. Lacey, Chair

and Ms. Pickard, Ms. Lacey, Mr. Pruski, and Ms. Rodvien

By the County Council, March 15, 2021

1 RESOLUTION expressing the need for land located in Severn, Maryland and owned
2 by the Anne Arundel County Board of Education for the Severn Intergenerational Center

3
4 WHEREAS, the Anne Arundel County Board of Education (the “Board”) owns
5 approximately 10.6 acres of land along Reece Road in Severn, Maryland, adjacent
6 to Van Bokkelen Elementary School; and

7
8 WHEREAS, the Board is authorized by § 4-115 of the Education Article of the
9 State Code to transfer real property owned by it only to the county in which such
10 property is located; and

11
12 WHEREAS, § 4-115 further provides, that, if the Board determines that certain real
13 property it owns is no longer required for school purposes, the Board must inform
14 the County Council; and

15
16 WHEREAS, the County Council is then required to notify the Board of the need to
17 transfer the property to the County because the property is an integral part of an
18 existing economic development plan that will, in the judgment of the County
19 Council, significantly benefit the County; and

20
21 WHEREAS, by a letter dated March 5, 2021, from George Arlotto, Ed.D.,
22 Superintendent of Anne Arundel County Public Schools, to the Chair and Members
23 of the County Council, a copy of which is attached as Exhibit A, the Council was
24 notified of the Board’s intent to declare the approximately 10.6 acres of land that it
25 owns, located along Reece Road in Severn, Maryland, and as shown in Exhibit A,
26 as no longer needed for school purposes; and

27
28 WHEREAS, Anne Arundel County (the “County”) has long planned for a facility in
29 Severn to serve the youth and older population in that area, to be known as the
30 “Severn Intergenerational Center” (the “Severn IGC”), and has provided funding
31 for the development and construction of the Severn IGC in the fiscal year 2021
32 Annual Budget and Appropriation Ordinance; and

33
34 WHEREAS, on October 30, 2020, the County and the Board entered into an
35 agreement resolving certain concerns raised by the Board regarding future use of
36 other Board property in the area; and

1 WHEREAS, the County has existing economic development plans that will benefit
2 from the Property, namely, the Anne Arundel County Consolidated Plan for Fiscal
3 Years 2021-2025, approved by Bill 40-20, the 2009 General Development Plan,
4 approved by Bill 64-09, and the Severn IGC project; and
5


6 WHEREAS, the Property is an integral part of agreements related to and plans for
7 the Severn IGC project, and the County and the Board will benefit in various ways
8 from property acquisitions and transfers that are part of the project; now, therefore,
9 be it
10

11 *Resolved by the County Council of Anne Arundel County, Maryland,* That it finds
12 there is a need for the Property, described in Exhibit A attached hereto, to be transferred
13 to the County from the Board of Education because the Property is an integral part of
14 existing economic development plans that will significantly benefit Anne Arundel
15 County; and be it further
16

17 *Resolved,* That a copy of this Resolution be sent to Melissa K. Ellis, President of
18 the Anne Arundel County Board of Education; Dr. George Arlotto, Superintendent of
19 Schools; and County Executive Steuart Pittman.

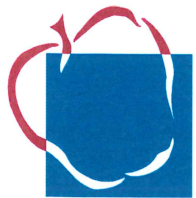
READ AND PASSED this 15th day of March, 2021.

By Order:


Laura Corby
Administrative Officer

I HEREBY CERTIFY THAT RESOLUTION NO. 21-21 IS TRUE AND CORRECT AND DULY
ADOPTED BY THE COUNTY COUNCIL OF ANNE ARUNDEL COUNTY.


Sarah F. Lacey
Chair



March 5, 2021

The Honorable Sarah Lacey, Chairman
and Members of the Anne Arundel County Council
Arundel Center
44 Calvert Street
Annapolis, MD 21401

Dear Ms. Lacey, and Members of the Council:

This communiqué serves as the transmittal of documents supporting the Board of Education of Anne Arundel County's ("Board") intent and actions taken on March 3, 2021, to declare a specified property as no longer needed for school purposes and thereby declared as surplus. The disposition of real property is regulated under the Maryland Education Article §4-115.

As you are aware, Anne Arundel County Government ("County") is working to facilitate the planning, design, and construction of the Severn Intergenerational Center ("Center"). As contemplated, the Center would be constructed on approximately 10.6 acres of land owned by the Board. The land is located at 1140 Reece Road in Severn, Maryland, and is adjacent to the existing Van Bokkelen Elementary School.

The attached documents confirm the Board's unanimous action by recorded vote on March 3, 2021, approving the disposition of said real property and the transfer of same to Anne Arundel County for the stated purpose in support of the Severn Intergenerational Center Project. The Board Attorney and the County Attorney have reviewed the Deed and Reservation of Easements Agreement and other supporting materials and have approved them for form and legal sufficiency. In accordance with Maryland Education Article §4-115, Anne Arundel County Public Schools staff stands ready to work with the County and the State Superintendent of Schools to facilitate and finalize the declaration of surplus, formal acceptance and recordation of the Deed and Reservation of Easement Agreement, and the official transfer of the property.

We look forward to the successful completion of the long-awaited Severn Intergenerational Center Project and are happy that AACPS could partner with the County to help make it possible. Please continue to work collaboratively with the school system's Chief Operating Officer, Alex L. Szachnowicz, on any remaining logistics or technical matters.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "G. Arlotto".

George Arlotto, Ed.D.
Superintendent of Schools

Severn Intergenerational Center Property
March 5, 2021
Page 2

GA/ALS/kmc
Enclosure

cc: Steuart L. Pittman, Jr,
Matthew Power
Gregory J. Swain, Esq.
Chris Trumbauer
Board of Education Members
B. Darren Burns, Esq.
Alex L. Szachnowicz

Anne Arundel County Public Schools

Agenda for: March 3, 2021Exhibit Attached Y N**AGENDA ITEM FOR THE BOARD OF EDUCATION**

<u> </u>	Information	<u>March 3, 2021</u>
<u> X </u>	Action	(Preferred Date)
<u> </u>	Review	<u>March 17, 2021</u>
		(Absolute Date)

STAFF PRESENTATION: YES NOFISCAL IMPACT: YES NO BUDGETED: YES NODOLLAR AMOUNT: N/A BUDGET SOURCE: N/ASUBJECT:

Disposition of Real Property- Transfer to Anne Arundel County for Severn Intergenerational Center Project

BACKGROUND:

Anne Arundel County Government is planning for the construction of the Severn Intergenerational Center. The proposed project consists of approximately 27,000 square foot structure that will include a 13,500 square foot Senior Center. As contemplated, the Center would be constructed on 10.6 AC of land owned by the Board of Education of Anne Arundel County located at 1140 Reece Road in Severn, Maryland, and is adjacent to the Van Bokkelen Elementary School. The Board had a presentation on this project on September 16, 2020 and an Agreement was approved on October 21, 2020.

DISCUSSION:

The disposition of real property is regulated under the Maryland Education Article 4-115. The Board attorney and the County attorney have reviewed the proposed Deed and Reservation of Easements Agreement between the parties ("Deed") and have approved it for form and legal sufficiency. The property is no longer needed for school purposes and is hereby declared surplus. The Deed and supporting exhibits will be forwarded to the State Superintendent for final approval.

SUPERINTENDENT'S RECOMMENDATION:

The Superintendent of Schools recommends that the Board of Education approve the conveyance to Anne Arundel County Government and the associated Deed and Reservation of Easements Agreement to promote the construction of the Severn Intergenerational Center.

DEED AND RESERVATION OF EASEMENTS AGREEMENT

THIS DEED AND RESERVATION OF EASEMENTS AGREEMENT (this “Deed”) is made this ____ day of _____, 2021, by and between the BOARD OF EDUCATION OF ANNE ARUNDEL COUNTY, a body corporate and politic of the State of Maryland (the “Board” or “Grantor”) and ANNE ARUNDEL COUNTY, MARYLAND, a body corporate and politic of the State of Maryland (the “County” or “Grantee”)

WHEREAS, the Board has determined that it desires to dispose of certain property located in the Fourth Assessment District of Anne Arundel County, Maryland, and more particularly described on Exhibit A hereto, attached hereto and incorporated herein (the “Property”); and

WHEREAS, the Board has reserved certain easements in the Property; and

WHEREAS, the County has agreed to acquire the Property, subject to such reserved easements and the terms herein; and

WHEREAS, the Maryland State Superintendent of Schools has approved the conveyance of the Property from the Board to the County.

NOW, THEREFORE, WTINESSETH, that for and in consideration of the sum of One and 00/100 Dollar (\$1.00), and other good and valuable considerations, the value, sufficiency, and receipt of which are hereby acknowledged, the Board does hereby grant and convey the Property to the County, its successors, legal representatives, and assigns, in fee simple, subject to any easements, encumbrances, or other rights reserved herein

BEING part of the same property conveyed to the Board by deed dated December 29, 1972 and recorded among the Land Records of Anne Arundel County in Liber 2551, folio 258.

TOGETHER with the buildings thereupon, and the rights, alleys, ways, waters, privileges, appurtenances and advantages belonging or anywise appertaining thereto.

RESERVING, HOWEVER, to the Board, its successors and assigns, a perpetual easement, described in Exhibit A as a 60’ wide Access Easement for the Board of Education of Anne Arundel County,” the boundaries of which are shown on Exhibit B, for use of the Board and its invitees to access the Board’s existing or remaining property, including without limitation ingress and egress by heavy construction vehicles and equipment, school transportation vehicles, and other Board invitees; and for the right to lay, construct and maintain sewers, drains, water pipes, water vaults, street lighting, and other public or private utilities, services and appurtenances, in and through said

easement, in connection with any future development of the Board's existing or remaining property.

RESERVING ALSO to the Board, its successors and assigns, a 15-foot pedestrian easement for ingress and egress, described in Exhibit A as "15'wide Board of Education of Anne Arundel County Sidewalk Easement," the boundaries of which are shown on Exhibit B.

RESERVING ALSO to the Board, its successors and assigns, the perpetual right to discharge storm water to any storm drain system (whether existing as of the date hereof, replacements thereof, or future such system) that conveys storm water over or beneath the surface of the Property and discharges to a storm water management pond or other acceptable outfall that will be constructed by the County on the Property and will serve the Board's property;

RESERVING ALSO to the Board, its successors and assigns, the perpetual right to discharge the flow of water from such necessary drainage facilities and appurtenances and to adequately drain the natural watershed and adjacent properties, including the Board's adjacent property, into existing waterways natural drainage courses and/or upon existing ground as indicated on Exhibit A.

TO HAVE AND TO HOLD the said described parcels of ground and premises, above described and mentioned, and hereby intended to be conveyed together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said County, in fee simple, subject, however, to the easements reserved herein and the following terms of agreement:

1. The Board shall use and maintain the easements, or perform any construction activities in the easements, in a manner that shall not unduly interfere with the operation of any County facility on the Property. The County shall use and maintain the Property, including the reserved easements, in a manner that shall not unduly interfere with the Board's easement rights or the Board's activities on its adjacent properties.

2. The parties agree that in the event of the Board's future development of any adjacent property, they will have shared responsibility for the use and maintenance of the easement consistent with their use in common and pursuant to mutually agreed terms.

3. These terms of agreement within this Deed may not be altered, changed or amended except by an instrument in writing, executed by the parties hereto.

4. These terms of agreement within this Deed shall be governed, construed and enforced according to the laws of the State of Maryland, without regard to principles of conflicts of law.

5. The parties agree that this Deed shall be recorded among the Land Records of Anne Arundel County at the County's expense.

6. If any one or more of the provisions in these terms of agreement within this Deed shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision hereof, and the terms shall be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

7. The covenants, conditions and agreement set forth herein shall run with the land and be binding on and benefit the parties hereto and their respective successors and assigns. Neither this Deed nor the terms of agreement herein, nor any grant or use and enjoyment of any easements hereunder shall be deemed in any way to create or confer on any member of the public any estate therein, or any right to use or enjoy the same.

AND the parties hereby covenant that no buildings or similar structures of any kind shall be erected in, on or over the said easements by any of the parties hereto, their successors or assigns, as applicable, and that these easements shall run with and bind the land of the County's Property in perpetuity.

AND the County hereby covenants to execute, acknowledge and deliver to or for the Board such further instruments and take such further actions as may be reasonably required to carry out and effectuate the intent and purpose of this Deed, or to confirm or perfect any rights created hereunder.

AND the Board hereby covenants that it has neither done, nor suffered to be done, anything to encumber the Property hereby conveyed, except as noted herein, and that it will execute such other and further assurances of the same as may be requisite.

WITNESS the hands and seals of the parties hereto.

BOARD OF EDUCATION OF
ANNE ARUNDEL COUNTY

George Arlotto, Superintendent of Schools

Melissa K. Ellis, President

(SEAL)

APPROVED FOR FORM AND
LEGAL SUFFICIENCY:

B. Darren Burns, Esq. Date
Attorney for Board of Education
of Anne Arundel County

STATE OF MARYLAND, COUNTY OF ANNE ARUNDEL, TO WIT:

I HEREBY CERTIFY that on this _____ day of _____ in the year 2021, before me, the subscriber, a Notary Public of the State of Maryland, in and for Anne Arundel County, personally appeared Melissa K. Ellis, President of the Board of Education of Anne Arundel County, a party to the within Deed, and she acknowledged the same to be the act of the Board.

WITNESS my Hand and Notary Seal

Notary Public
My Commission Expires:

NOTARY SEAL

EXHIBIT A

LEGAL DESCRIPTION
Portion of the Lands of
Board of Education of Anne Arundel County
1140 Reece Road
Tax Map 014, Grid 022, Parcel 631
Anne Arundel County, Maryland

BEGINNING at a Concrete Monument found at the beginning of a conveyance from Elva Boyer to the Board of Education of Anne Arundel County dated 24 December 1970 and recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2382, folio 501; thence leaving said point and crossing the Lands of said Board of Education of Anne Arundel County, referring the courses to the North American Datum (83)

1. North 65 degrees 07 minutes 47 seconds East a distance of 189.14 feet; thence
2. North 63 degrees 12 minutes 51 seconds East a distance of 295.15 feet; thence
3. South 25 degrees 18 minutes 43 seconds East a distance of 744.08 feet to the northerly right-of-way line of Maryland Route No. 554 as shown on State Roads Commission of Maryland Plats Nos. 11864 & 11865; thence running with and binding on the northerly side of said Maryland Route No. 554
4. by a curve to the right with a Radius of 2,824.81 feet, an Arc Length of 126.81' and being subtended by a Chord Bearing and Distance of South 69 degrees 27 minutes 39 seconds West 126.80 feet to a point of tangency; thence
5. South 70 degrees 44 minutes 49 seconds West a distance of 575.52 feet to a Pin & Cap found (LCS 149); thence leaving said Maryland Route No. 554 and running with and binding on the Lands of Marion Mathews as recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 30200, folio 490, the Lands of John & Dorothy Brothers as recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2256, folio 456, the Lands of John & Dorothy Brothers as recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2528, folio 468 and on the 100-year Flood Plain as shown on the Plat of Riviera Heights Addition the three following courses
6. North 24 degrees 17 minutes 28 seconds West a distance of 500.23 feet to a 1" pipe found; thence
7. North 41 degrees 02 minutes 12 seconds East a distance of 216.56 feet to a Pin & Cap found (LCS 149); thence

8. North 20 degrees 09 minutes 04 seconds West a distance of 79.94 feet to the place of beginning.

CONTAINING 463,691 square feet or 10.645 acres of land, more or less.

SUBJECT TO an Easement and Agreement as recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2379, folio 423.

SUBJECT ALSO TO a 60' wide Access Easement for the Board of Education of Anne Arundel County and is described as follows:

BEGINNING at the beginning of the third (3rd.) line of the above described lands and binding on a portion of said third line

1. South 25 degrees 18 minutes 43 seconds East a distance of 172.44 feet; thence leaving said third line and running over and across the Lands of the Board of Education of Anne Arundel County which is recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2551, folio 258 the nine (9) following courses
2. South 09 degrees 30 minutes 12 seconds West a distance of 383.86 feet; thence
3. by a curve to the left with a Radius of 984.50 feet, an Arc Length of 167.53 feet and being subtended by a Chord Bearing and Distance of South 14 degrees 22 minutes 42 seconds East 167.33 feet; thence
4. South 19 degrees 15 minutes 11 seconds East a distance of 26.26 feet to the northerly side of Reece Road, 80' public right-of-way, said point also being on the fifth (5th.) line of the above described lands 12.79' from the beginning of said fifth line; thence running with and binding on a portion of said fifth line and on the northerly right-of-way of said Reece Road
5. South 70 degrees 44 minutes 49 seconds West a distance of 60.00 feet; thence leaving said right-of-way and said fifth line
6. North 19 degrees 15 minutes 11 seconds West a distance of 26.26 feet; thence
7. by a curve to the right with a Radius of 1,044.50 feet, an Arc Length of 177.74 feet and being subtended by a Chord Bearing and Distance of North 14 degrees 22 minutes 42 seconds East 177.52 feet; thence
8. North 09 degrees 30 minutes 12 seconds West a distance of 236.69 feet; thence
9. by a curve to the left with a Radius of 1,000.00 feet, an Arc Length of 275.91 feet and being subtended by a Chord Bearing and Distance of North 17 degrees 24 minutes 28 seconds West 275.04 feet; thence
10. North 25 degrees 18 minutes 43 seconds West a distance of 23.72 feet to a point on the third (3rd.) line of the above described Lands; thence running with and binding on a portion of said third line

11. North 63 degrees 12 minutes 51 seconds East a distance of 60.02 feet to the place of beginning.

CONTAINING 45,647 square feet or 1.048 acres of land, more or less.

SUBJECT ALSO TO a 15 foot wide Board of Education of Anne Arundel County Sidewalk Easement and is described as follows:

BEGINNING at a point on the northerly right-of-way line of Reece Road, 80' wide public right-of-way said point being 95.91 feet from the beginning of the 4th. line of the above-described lands; thence running with and binding on a portion of said 4th. line and on the northerly side of said Reese Road

1. by a curve to the right with a Radius of 2,824.81 feet, an Arc Length of 19.68 feet and being subtended by a Chord Bearing and Distance of South 70 degrees 19 minutes 11 seconds West 19.68 feet; thence crossing over and across the said Lands of the Board of Education of Anne Arundel County the three (3) following courses
2. North 20 degrees 39 minutes 10 seconds East a distance of 160.24 feet to a point on the 3rd. line of the above described Lands; thence running with and binging on a portion of said 3rd. line
3. South 25 degrees 18 minutes 43 seconds a distance of 20.86 feet; thence leaving said 3rd. line and crossing over and across the said Lands of the Board of Education of Anne Arundel County
4. South 20 degrees 39 minutes 10 seconds West a distance of 133.00 feet to the place of beginning.

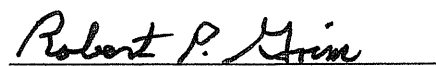
CONTAINING 2,199 square feet or 0.050 acres of land, more or less.

BEING a portion of the Lands of the Board of Education of Anne Arundel County as recorded among the Land Records of Anne Arundel County, Maryland in Deed Liber No. 2551, folio 258.

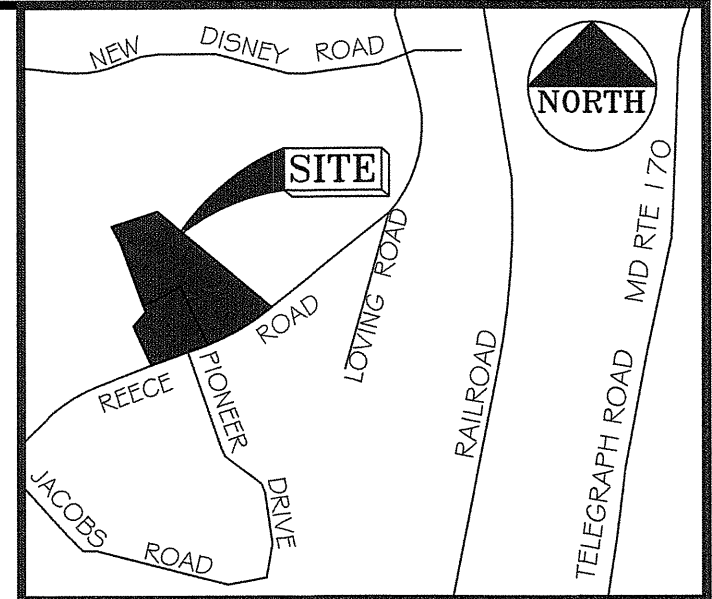
The above described lands and easements are as shown on a Plat of Survey entitled, Plan To Accompany Legal Description, Board of Education of Anne Arundel County, which Plat is intended to be recorded along with this description.

This description was prepared without the benefit of a Title Report.

This description was prepared by me or under my direct supervision.


 Robert P. Grim
 Reg. Property Line Surveyor
 MD. Reg. No. 354





VICINITY MAP
1" = 2,000'

SURVEYOR CONTROL
A.A. County Station: 396
Horizontal: N 531,391.88 E 1,394,166.241 (NAD 83)
Vertical: 169.15' (NAVD 88)

A.A. County Station: 457
Horizontal: N 530,061.965 E 1,395,463.525 (NAD 83)

NOTE
THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT

SYMBOLS
→ : RIGHT TO DISCHARGE

LANDS OF
BOARD OF EDUCATION OF
ANNE ARUNDEL COUNTY
LIBER 2382, PAGE 501

SURVEYOR'S CERTIFICATION
ROBERT P. GRIM, A REGISTERED PROPERTY LINE SURVEYOR, No. 354, OF THE STATE OF MARYLAND, EITHER PERSONALLY PREPARED THIS PLAT OR WAS IN RESPONSIBLE CHARGE OVER ITS PREPARATION AND THE SURVEY WORK REFLECTED IN IT. THIS DRAWING WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT.

Robert P. Grim 24 Feb. '01
DATE

ROBERT P. GRIM
REG. PROPERTY LINE SURVEY
MARYLAND REGISTRATION No. 354
LICENSE EXPIRATION / RENEWS 18 OCT. 2022



Access Easement Parcel Line and Curve Table					
Line/Curve	Bearing/Delta	Length	Radius	Chd Bearing	Chd Distance
L32	S70° 44' 49"W	60.00'			
L33	N19° 15' 11"W	26.26'			
C9	9° 44' 59"	177.74'	1044.50'	N14° 22' 42"W	177.52'
L34	N9° 30' 12"W	236.69'			
C10	15° 48' 31"	275.91'	1000.00'	N17° 24' 28"W	275.04'
L35	N25° 18' 43"W	23.72'			
L36	N63° 12' 51"E	60.02'			
L37	S25° 18' 43"E	172.44'			
L38	S9° 30' 12"E	383.86'			
C11	9° 44' 59"	167.53'	984.50'	S14° 22' 42"E	167.33'
L39	S19° 15' 11"E	26.26'			

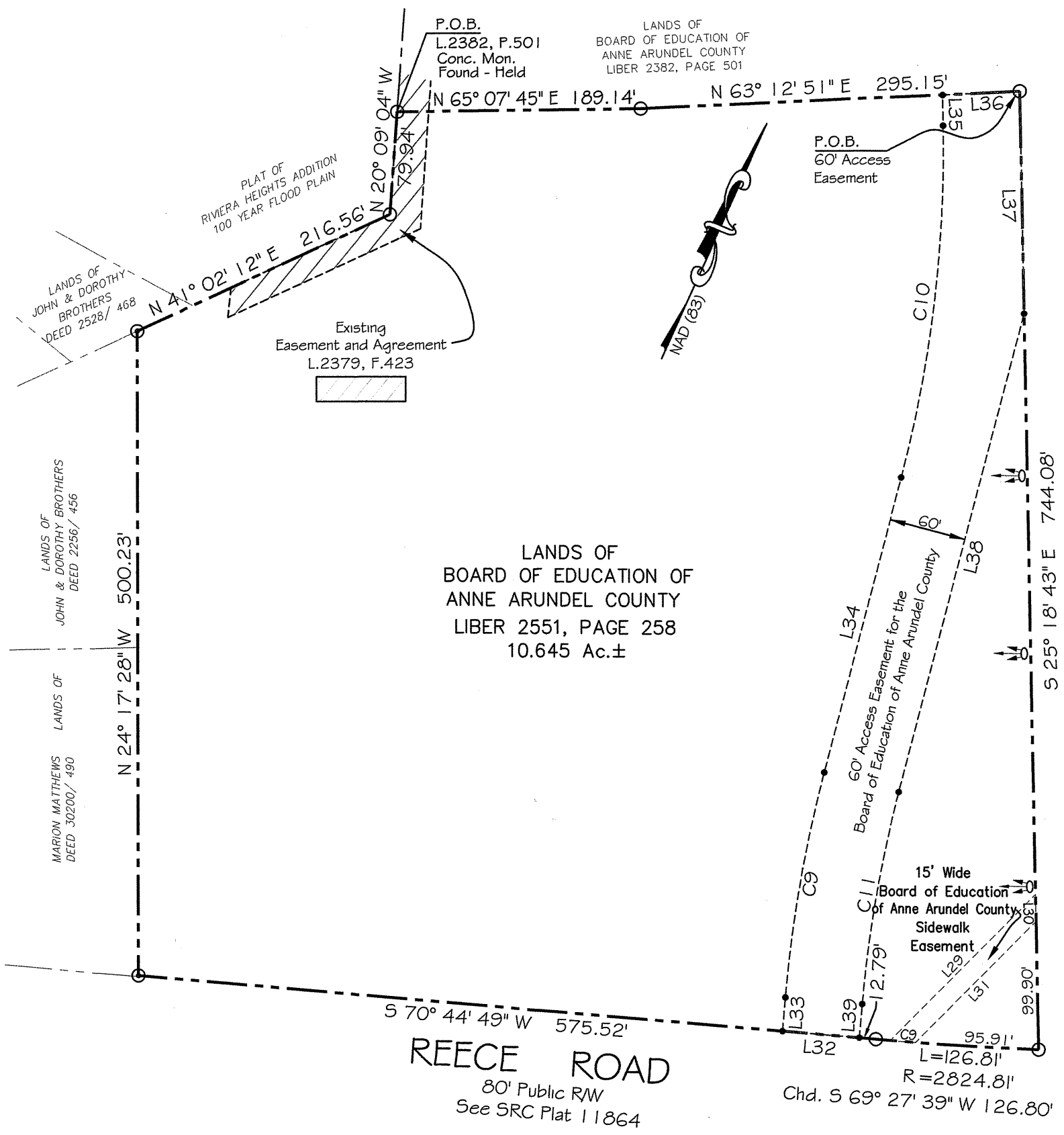
Area = 45,647 Sq. Ft. or 1.048 Ac. ±

15' Sidewalk Easement Board of Education of Anne Arundel County			
C9	S70° 19' 12"W	19.68	2824.81
Chord	S70° 19' 11"W	19.68	
L29	N20° 39' 10"E	160.24	
L30	S25° 18' 43"W	20.86	
L31	S20° 39' 10"W	133.00	

Area = 2,199 Sq. Ft. or 0.050 Ac. ±

PREPARED BY
MAI, LLC
SURVEYORS
16951 YORK ROAD
MONKTON, MD 21111
P (410) 357-8839
F (410) 357-8727

EXHIBIT B
PLAT TO ACCOMPANY LEGAL DESCRIPTION
BOARD OF EDUCATION OF
ANNE ARUNDEL COUNTY
1140 REECE ROAD
TAX MAP 014, GRID 022, PARCEL 631
ANNE ARUNDEL COUNTY, MARYLAND
SCALE: 1" = 100' MAI JOB No. 20-023



BOARD OF EDUCATION OF ANNE ARUNDEL COUNTY
MINUTES OF MARCH 3, 2021
UNAPPROVED

The Board of Education of Anne Arundel County met at 12:00 p.m. on the above date by teleconference and in person. This public meeting was preceded by a closed session meeting of the Board, a summary of which can be found at the end of these public meeting minutes.

Members present for the public meeting were, Melissa Ellis, Dana Schallheim Candace Antwine, Robert Silkworth, Corine Frank, Joanna Tobin, Michelle Corkadel, and Drake Smith. Also present was Dr. George Arlotto, Superintendent of Schools. Ms. Ellis opened the meeting with the Invocation, followed by the Pledge of Allegiance.

APPROVAL OF THE MINUTES: Ms. Corkadel moved to approve the minutes of February 16, 2021; Dr. Tobin seconded. The Board approved by consensus.

ESTABLISH AGENDA ORDER: Ms. Schallheim moved to amend the agenda and hear item 7.06, Disposition of Real Property – Transfer to Anne Arundel County for Severn Intergenerational Center Project after item 3.01, Presentation by Anne Arundel County Chief of Police Amal Awad; Dr. Tobin seconded. The Board approved by consensus. Ms. Schallheim moved to approve the agenda as amended; Dr. Tobin seconded. The Board approved by consensus.

RECOGNITIONS: The Board had no recognitions.

EDUCATOR OF THE MONTH: The Board awarded the Educator of the Month Sarah Down, Literacy Teacher, South Shore Elementary School.

EMPLOYEE OF THE MONTH: The Board awarded the Employee of the Month Annette Amos, Media Assistant, Hebron Harman Elementary School.

VOLUNTEER OF THE MONTH: The Board awarded the Volunteer of the Month Kari Benoit, Tyler Heights Elementary School.

Presentation

PRESENTATION FROM THE CHIEF OF POLICE AMAL AWAD: In this introductory presentation, Chief Amal Awad along with Capt. Fred Plitt, Cpl. Lee Williams, and Ms. Timmekka Perkins discussed her vision for the Police Department's ongoing relationship with Anne Arundel County Public Schools, inclusive of the School Resource Officer program.

DISPOSITION OF REAL PROPERTY – TRANSFER TO ANNE ARUNDEL COUNTY FOR SEVERN INTERGENERATIONAL CENTER PROJECT: The disposition of real property is regulated under the Maryland Education Article 4-115. The subject property, located

on Reece Road adjacent to Van Bokkelen Elementary School, is no longer needed for school purposes and is hereby declared surplus. The Board attorney and the County attorney have reviewed the proposed Deed and Reservation of Easements Agreement between the parties (“Deed”) and have approved it for form and legal sufficiency. The Deed and supporting exhibits will be forwarded to the State Superintendent for final approval.

Ms. Schallheim moved to approve the Superintendent’s recommendation to approve the Deed; Mr. Smith seconded. The Board voted to approve 8-0.

Public Comment

PUBLIC COMMENT: The Board received two written public comments for item 8.01. There was no public comment.

Departmental Reports

SAFETY AND SECURITY REPORT: provided during the presentation section.

BULLYING PREVENTION REPORT: Monique Jackson, Deputy Superintendent for Student and School Support updated the Board on Bullying Prevention.

DIVERSITY AND INCLUSION REPORT: Dr. Maisha Gillins, Executive Director of Equity and Accelerated Student Achievement, updated the Board on Diversity and Inclusion.

TRANSPORTATION REPORT: Alex Szachnowicz, Chief Operating Officer, updated the Board on Transportation.

Consent Items – Award of Contracts

Mr. Smith moved to bundle items 6.01 – 6.13; Ms. Frank seconded. The Board approved by consensus.

ELECTRICAL SUPPLIES: Award of Contract #21-228, Electrical Supplies and Associated Materials (Cooperative Agreement through Baltimore County Public Schools Contract #JME-506-21), to C.N. Robinson Lighting Supply Company, Inc., Graybar Electric Company, and Shepherd Electric, in the total amount of \$360,000.

ENERGY MANAGEMENT AND MAINTENANCE, AND CONTROL SYSTEM PROGRAMMING: Award of Contract #21SC-089, Energy Management Maintenance and Control System Programming, to Electrical Automation Services and Johnson Controls, in the total amount of \$2,500,000.

MEADE HS MODERNIZATION - MECHANICAL: Award of Contract #21CN-110 15A, Mechanical, Plumbing, Fire Protection, and Kitchen Equipment for the Meade High School Modernization, to Fresh Air Concepts, LLC, in the total amount of \$23,973,603.

OLD MILL HS WEST - CONCRETE: Award of Contract # 21CN-164 3A, Concrete for the New Old Mill West High School, to Sody Concrete Construction, Inc., in the total amount of \$4,345,000.

OLD MILL HS WEST - FLOORING: Award of Contract # 21CN-171 9C, Flooring for the New Old Mill West High School, to Atlascopco Construction Company, Inc. DBA Atlasconco General, in the total amount of \$1,977,000.

OLD MILL HS WEST – GENERAL WORKS AND CASEWORK: Award of Contract # 21CN-167 6A, General Works and Casework for the New Old Mill West High School, to William F. Klingensmith, Inc., in the total amount of \$9,094,000.

OLD MILL HS WEST – GYPSUM WALLS, CEILING, AND PAINTING: Award of Contract # 21CN-170 9A, Gypsum Walls, Ceilings, and Painting for the New Old Mill West High School, to M3 Contracting, Inc., in the total amount of \$5,530,000.

OLD MILL HS WEST- MASONRY: Award of Contract # 21CN-165 4A, Masonry for the New Old Mill West High School, to KaRon Masonry of Maryland, Inc., in the total amount of \$9,283,000

OLD MILL HS WEST - MECHANICAL: Award of Contract # 21CN-172 15A, Mechanical, Plumbing, Fire Protection, and Kitchen for the New Old Mill West High School, to Denver-Elek, Inc., in the total amount of \$25,665,000.

OLD MILL HS WEST - ROOFING: Award of Contract # 21CN-168 7A, Roofing for the New Old Mill West High School, to Autumn Contracting, Inc., in the total amount of \$3,497,960.

OLD MILL HS WEST - SITEWORK: Award of Contract # 21CN-163 2A, Sitework for the New Old Mill West High School, to Urban N. Zink Contractor, Inc., in the total amount of \$15,347,699.

OLD MILL HS WEST - STEEL: Award of Contract # 21CN-166 5A, Steel for the New Old Mill West High School, to Kinsley Construction, Inc., in the total amount of \$9,572,000.

OLD MILL HS WEST - WINDOWS: Award of Contract # 21CN-169 8A, Windows, Storefront, and Curtainwall for the New Old Mill West High School, to Glass Industries, LLC, in the total amount of \$7,855,100.

Mr. Smith moved to approve the Superintendent's recommendation; Ms. Antwine seconded. The Board voted 7-0 to approve. Ms. Schallheim was not present for the vote.

Action Items

ADMINISTRATIVE PERSONNEL APPOINTMENTS: NO APPOINTMENTS

PERSONNEL: Mr. Smith moved to approve the Superintendent's recommendation; Ms. Corkadel seconded. The Board voted to approve 7-0. Ms. Schallheim was not present for the vote.

ITEMS OF LEGISLATION: Jeanette Ortiz, Policy and Legislative Counsel was on hand to discuss items of legislation.

Ms. Ellis moved that the Board of Education oppose House Bill 1014/Senate Bill 840; Ms. Schallheim seconded. The Board voted 6 (Schallheim, Tobin, Antwine, Silkworth, Smith, Ellis – in favor) – 2 (Frank, Corkadel – opposed), motion passes.

OLD MILL WEST HIGH SCHOOL – STORMWATER MANAGEMENT INSPECTION AND MAINTENANCE AGREEMENT: The agreement is for the inspection and maintenance of stormwater management facilities. It allows for access and inspection by Anne Arundel County to ensure that each facility is properly constructed and maintained. This agreement is based on the county standard form.

Mr. Smith moved to approve the Superintendent's recommendation; Ms. Schallheim seconded. The Board voted to approve.

REMEMBERANCE DAY: At its January 6, 2021 meeting Dr. Tobin made the following statement, "The occasion of considering and reflecting upon Mo's contributions and the life he lived presents us with the opportunity to consider and remember all those we've lost in the AACPS family. I would like to support the possible development of an annual "in memoriam" day with a request that the topic be reviewed and be advised by staff and be included on a further Board meeting agenda."

The Board discussed the development of an annual "in memoriam" day.

Dr. Tobin moved that an annual Day of Remembrance and Resilience be established to be observed in the spring of each year throughout AACPS in honor of all those whom AACPS has lost in the previous year, including students, teachers and staff, and in honor of those who continue to face significant struggles. This would be a day not only to remember those who are gone, but to celebrate strength and resilience individually and as a community, and to recognize that many are struggling with numerous challenges which can often be invisible to others; and that, in addition to a system-wide time of recognition and remembrance, each school have the opportunity, as appropriate, to create a program for their students, teachers and staff on that day specific to their needs and reflective of the experiences of their own community; Mr. Smith seconded. The Board voted 8-0 to approve.

RESCISSION OF DEED OF EASMENT AND AGREEMENT (FOREST CONSERVATION EASMENT) – SHADY SIDE ELEMENTARY SCHOOL:

The Board attorney reviewed the history of this matter. On May 20, 2020, the Board approved a deed of a forest conservation easement (FCE) to the County per state and county requirement associated with the grading permit approval process for Milestone’s cell tower project at Shady Side Elementary School. The County’s Office of Planning and Zoning subsequently withdrew the FCE requirement, instead requiring reforestation by Milestone, and the County returned the original deed to AACPS unrecorded. The Board attorney noted while the deed was never recorded, the FCE approval remains an action of record. Therefore, counsel advised that the Board’s prior action be formally rescinded, so the record is clear that no easement has been granted to the County in regard to the Board’s Shady Side property.

Mr. Smith moved to approve the recommendation of the Superintendent to approve the rescission; Dr. Tobin seconded. The Board voted 8-0 to approve.

Review Items

2020-2021 REOPENING UPDATE: Dr. Arlotto provided the board with an update on the 2020-2021 reopening plan.

ACADEMIC TESTING: Staff discussed the decision by the Maryland State Board of Education and the plan still being developed by Anne Arundel County Public Schools to meet the state mandate.

Ms. Frank moved that the Board of Education of Anne Arundel County adopt the following resolution addressing the decision of the Maryland State Board of Education to implement standardized testing for all Maryland Students; Mr. Smith seconded. The Board voted 7-0 to approve. Ms. Corkadel was absent for the vote.

WHEREAS the COVID-19 pandemic has disrupted student education in Anne Arundel County Public Schools (hereinafter referred to as “AACPS”) for more than 11 months;

WHEREAS many parents have contacted the Board of Education and AACPS to report their child struggling as a result of a virtual learning environment, their change in family circumstances, or increased stressors as a result of isolation;

WHEREAS, even as the Board, the Superintendent, and our staff are fighting hard to bring back in-person learning, there are still obstacles ahead, as it is not an option for every family, and we anticipate that will take significant time, effort, and resources to make up for the learning loss that some children may have experienced;

WHEREAS, many teachers have categorized their current workload as nearing a breaking point, and testing will create additional responsibilities;

WHEREAS, in light of all of our challenges, this Board sent a letter to the Maryland State Department of Education imploring them to waive state testing requirements for the 2020-2021 school year;

WHEREAS the Maryland State Board of Education nevertheless voted to adopt the State Superintendent's recommendations to approve the revised spring 2021 Maryland State assessment schedule.

Now, therefore, be it RESOLVED:

THAT the Board of Education of Anne Arundel County disagrees with the decision of the State Board of Education to impose standardized testing on the local school systems for the 2020-2021 school year during a national pandemic and state of emergency; and

THAT we encourage the Maryland State Department of Education to consider local testing practices already implemented and that if AACPS is able to demonstrate that we are assessing students in Math and English sufficiently, we urge the State Board to permit these current practices be utilized to fulfill our obligations for the 2020-2021 school year; and

THAT we request the greatest flexibility allowable by law in implementing standardized tests for all local school districts if waivers are not granted, and that valuable in-person instruction not be disrupted; and

THAT we understand the State Board has been reported as having stated that "the results won't carry any consequences for students or schools" and we now affirm that we support this statement; and

THAT we request a statement from MSDE confirming the report is accurate; and

THAT the AACPS will post a copy of this resolution on the school system's website front page, and transmit a copy of this resolution to the State Superintendent, the State Board, the President of the Senate, the Speaker of the House of the General Assembly, the Anne Arundel County delegations and all Federal Senators and Congressmen;

AWARD OF CONTRACTS: In accordance with Board Policy DEA, all contracts valued at greater than \$25,000 to \$100,000, inclusive, and all contract modifications greater than \$100,000 will be approved by the Supervisor of Purchasing and reported to the Board for review. The contracts listed are in compliance with this policy and have been approved by the Supervisor of Purchasing.

Adjourned: Ms. Schallheim moved to adjourn; Ms. Frank seconded. The Board approved by consensus. The meeting adjourned at 7:11 PM on Wednesday, March 3, 2021.

Approved:

*Attachment #1
March 3, 2021*

EXECUTIVE CLOSED SESSION
BOARD OF EDUCATION
MARCH 3, 2021
MINUTES

The Board of Education met in executive session on the above date at 10:00 a.m. in the Board Room of the Parham building. While in public session a motion was made by Ms. Schallheim and seconded by Ms. Antwine to go into closed session pursuant to Section 3-305(b)(1)(7) & (9) of the General Provisions Article of the Open Meetings Act to:

- (1) To discuss public security, if the public body determines that public discussion would constitute a risk to the public to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
- (7) To consult with counsel to obtain legal advice on a legal matter.
- (9) To conduct collective bargaining negotiations or consider matters that relate to the negotiations.

Persons present to vote were Ms. Ellis, Ms. Antwine, Mr. Silkworth, Ms. Frank, Ms. Schallheim, Dr. Tobin, Ms. Corkadel and Mr. Smith. The vote was 8-0. Staff members present were Dr. George Arlotto, Superintendent; Darren Burns, Esq, Board Counsel; Alex Szachnowicz, Chief Operating Officer; Melisa Rawles, Chief Negotiator; Angie Auth, Employee Relations Specialist; and Diane Howell, Executive Assistant.

ITEMS CONSIDERED, ACTION TAKEN AND RECORDED VOTES:

1. President's Update
2. Legal Update – Burns
3. Dr. Arlotto update – Personnel/Substitute Administrators
4. Negotiations

Adjourn: 11:34AM