

Approved in Open Board Meeting, February 3, 2009

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA
OFFICE OF THE SUPERINTENDENT

January 13, 2009
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:15 a.m., Tuesday, January 13, 2009, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Maureen S. Dinnen; Vice Chair Jennifer Leonard Gottlieb; Members, Robin Bartleman, Beverly A. Gallagher, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Benjamin J. Williams, Superintendent James F. Notter, and Edward J. Marko, Esq.

Call to Order Ms. Dinnen, Board Chair, called the meeting to order and led the Pledge of Allegiance to the Flag of the United States of America.

Minutes for Approval Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to approve the official minutes for the following Board Meetings: Mrs. Kraft and Dr. Parks had not yet assumed their seats on the dais. (7-0 vote)

December 9, 2008 – Regular School Board Meeting
December 16, 2008 – Special – Student Expulsions

Close Agenda Upon motion by Mrs. Hope, seconded by Ms. Gallagher and carried, the Agenda was approved and declared closed. Mrs. Kraft and Dr. Parks had not yet assumed their seats on the dais. (7-0 vote)

SPECIAL PRESENTATION

Congressman Ron Klein – Legislative Update

Congressman Klein congratulated the School Board on the district's continued growth and success. Mr. Klein reported that the new Congress was sworn in last week and the new administration will be sworn in on January 20, 2009, and the most important issue will be to work on the economy which has the most impact on people's lives, including funding schools, revenues and property taxes.

Congressman Klein discussed two areas of focus: Troubled Asset Recovery Plan (TARP) and the Economic Stimulus Plan.

Remarking that TARP has not accomplished what it was suppose to do, Congressman Klein opined that banks who receive this money should start lending or return the money to be spent in a better place.

Congressman Klein stated that the key is to get money and credit into the system. The second stimulus amount is being redeveloped that will help mortgage foreclosures and things that are affecting the economy.

Congressman Klein further stated there are a few primary areas and goals – short term job creation and having a tangible benefit to the community in the future, such as infrastructure comprised of roads, sewers, bridges, and school buildings. He stated that economists are reviewing the New Deal which created new jobs, and roads and bridges were built. Congressman Klein said that Florida is a prime opportunity to create projects, including school projects. The Congressman discussed Medicaid dollars, unemployment insurance, and items that have an impact in the short-term.

Congressman Klein, in discussing No Child Left Behind, stated that this program was never properly funded and is not working in its current form, under the current administration. Congressman Klein requested the Board's collective opinion on this program.

Ms. Dinnen expressed gratitude to Congressman Klein, stating he is a champion for education and many times on the Senate floor he has "saved the day."

Mrs. Bartleman requested of the Congressman that a moratorium be placed on the sanctions for next year. She stated the district has set aside \$20 million of the Title I budget for sanctions; the FTE is down approximately \$300 per student, and \$20 million is needed for transporting successful students to their schools and tutoring for students who do not have degrees in education. Mrs. Bartleman noted that the bill has been put forward in the past and if it is re-authorized, that it not be punitive. She requested that a moratorium also be placed on Differentiated Accountability if the bill is not able to be re-authorized. Mrs. Bartleman stated that the current plan adds an extra layer of bureaucracy and adds regional offices to monitor schools.

Mrs. Bartleman thanked the Congressman for his efforts.

Ms. Gallagher, who thanked the Congressman for all his help for public education, stated that she is the Chairperson of the Federal Relations Network for the Florida School Boards Association, and in two weeks school board members from throughout the U.S. will be going to Washington to discuss education issues.

Ms. Gallagher requested that the stimulus funds go directly to the school district and to the projects, to renovate older schools and bring them up to date.

Responding, Congressman Klein stated that a portion of the economic stimulus for infrastructure is being discussed in terms of energy and the construction portion will go into making buildings energy efficient; energy alternatives and conservation. He stated that the money will be invested in order to get a tangible benefit. The Congressman further stated there is some concern about ensuring that the states spend the money specifically.

Dr. Parks stated that locally the district is discussing environmental issues, including energy alternatives, and conducting assessments of the district's energy needs. He requested that staff showcase what the district is doing locally regarding the stimulus package. Dr. Parks thanked Congressman Klein for his efforts on behalf of education.

Congressman Klein stated that subsequent to the stimulus there will be an ongoing discussion regarding buildings, energy and other pilot projects, as the incoming administration is very focused on education, health care, and energy issues.

Mrs. Gottlieb stated that the district is excited about the change, hoping that it is a positive change and focusing on public education. She thanked the Congressman for his tremendous outreach and open communication with the district and Washington.

On behalf of the school district and J.P. Taravella High School, Mrs. Kraft thanked the Congressman for his supportive letter that helped the school reach their goal of performing at the Presidential Inauguration. Mrs. Kraft thanked the Congressman for his efforts in No Child Left Behind, so that it becomes a workable document.

Mr. Williams informed the Congressman that the community is very concerned about No Child Left Behind, and has requested that a change be made so that it can help minority students.

Mr. Williams noted that in addition to J.P. Taravella performing at the Inauguration, Florida A & M University will be the only other Florida band that will be representing Florida.

The Congressman requested that a meeting be held to discuss issues that he can take back to Washington.

Mrs. Hope expressed appreciation to the Congressman for his voice in Washington, bringing forward bills that help education, missing children, and outreach to the community. She stated it is hopeful there will be a change in No Child Left Behind under the new administration.

Ms. Murray stated that society needs to compete globally, education needs to be at a forefront, and children need to be educated to compete in the world. She said this message needs to be brought forward when discussing funding.

Concurring, Congressman Klein stated that the rest of the world countries are emerging, such as India and China, which will prepare these countries and economies for future economic growth and development. The Congressman stated that the United States has lost focus on understanding that education is a long-term investment and this is the moment in time to make education the forefront to build the economy and the future for children.

Mr. Notter stated that the School Board was the first school board in the state of Florida to issue a directive to the Superintendent of Schools, through a board approved item that developed a plan that meets the tenets of the incoming President's economic development stimulus plan.

Mr. Notter outlined the district's proposed stimulus plan, stating that a guarantee can be made on a 4 to 1 return on investment for any dollar that comes to Broward County through job creation in the areas of electricians, carpenters and the residual industry that supports educational facilities. Remarking that all the supplies and materials that go into building today's educational facilities, because of economics it takes six to seven years to re-build a school. This results in six or seven generations of children that do not have the opportunity to have a new school with the technological infrastructure that they need to be successful in college.

The Superintendent stated that new development and construction will include digital technology classrooms that will give teachers the tools to prepare students for competition in the work force and secondary education. Mr. Notter further stated that the district's Strategic Plan has a goal of environmental stewardship – conservation of water, energy, and electrical components. The Superintendent said that Broward County will be the model for urban education in the economic stimulus package.

Mr. Notter informed that the School Board has an independent Oversight Committee of community members and Facilities Task Force that oversees the construction program. They work diligently with Capital Planning and scrutinize and provide insight into the latest and most effective and efficient building techniques. In addition, an independent Audit Committee audits the district's construction program. Mr. Notter stated that these two established committees provide accountability for the district.

Ms. Dinnen noted that many Board Members represent areas that have older schools and these schools need energy conservation more than schools that were built recently.

Ms. Dinnen thanked Congressman Klein for attending today's meeting.

Congressman Klein stated that the district's recommendations will be submitted to Florida members of Congress and Senators representing Broward County.

REPORTS

District Advisory Council – Jeanne Jusevic

Ms. Jusevic reported that DAC met and discussed training on how to be an effective advocate for DAC representatives. A Sunshine Rules and Robert's Rules seminar will be held on February 4, 2009 at Piper High School.

Broward County Council PTAs/PTSAs

A report was submitted by Shirley Lewis, PTA Chair, in lieu of a live report.

Employee Unions – Bernie Schultz

Ms. Schultz reported that the contract for the Technical Support Professionals will be coming before the Board for approval.

Ms. Schultz informed the Board that Mr. Patrick Santeramo, President, Broward Teachers Union, is attending a national and state conference regarding the economic crisis in the state and the effects upon Miami-Dade and Broward counties. The Florida Education Association, in conjunction with the county affiliates, is planning a state-wide rally on February 28, 2009 in Orlando. The FEA is moving a number of coalitions together, parents, teachers, and school boards in an effort to educate the citizens of Florida as to the financial crisis.

Ms. Schultz urged the Board to be unified in the district's message to Tallahassee during the upcoming Legislative Session, and that the district settle the teachers' salary contract. She stated that teachers need to concentrate on their classrooms knowing that their financial situations are resolved and that children be taught the basics and not teaching for a test. Ms. Schultz stated that the district and the union need to get back to the collaboration they held in the past and that next year's contract be settled before teachers return to the classroom in the fall.

Diversity Committee – Roland Foulkes

Mr. Foulkes informed the Board that Mr. Jawhar (Joe) Sadallah Badran, former Diversity Committee member and Dr. Parks' appointee to the Diversity Committee, passed away on December 29, 2008. Gratitude was extended to Mr. Notter and Ms. Murray for attending the tribute held on January 8, 2009 for Mr. Badran, and to Dr. Parks for sending a condolence letter.

Mr. Foulkes reported that a motion was made, and passed, that the Diversity Committee CCC response report be adopted with the necessary amendments, changes, including the listing of names as well as the inclusion of the minutes stipulating the changes. A second motion was made, and passed unanimously, that in the wake of the murder of Dillard High School student Amanda Collette on November 12, 2008, that the school district explore ways to employ the "Emotional Intelligence" approach to problem solving and conflict resolution.

Elections were held for Diversity Chair and Vice Chair, with Mr. Foulkes being elected as Chair and Mr. Bapthol Joseph elected Vice Chair.

Mr. Foulkes requested that Board Members meet with the Diversity Committee and hold a workshop discussion to discuss the committee's observations.

A comprehensive written report was submitted to the Board which included a program tribute by the Diversity Committee held for Mr. Badran.

BOARD MEMBERS

Dr. Parks praised the partnership between Nova-Southeastern Law School and Mr. Marko's office.

Mrs. Bartleman informed her colleagues that she participated in a tour of Project Search at Memorial Hospital Miramar, where ESE students are trained to work in the hospital. Mrs. Bartleman praised Mr. Lou Ruccolo, Program Specialist, ESE, who put this project together, and discussed student Nacho who was showcased on BECON for coordinating all deliveries for the hospital, including other students who hold real jobs. She said that once a student ages out of the program at age 22, the student is gainfully employed. Mrs. Bartleman stated that this year's data indicates that 55 percent of the district's students are in competitive employment or continuing education.

Mrs. Bartleman, who discussed the district's after-care programs, requested that the level of service be reviewed to ascertain whether the program is working effectively. She stated that due to today's economy it is important not to take away any existing level of service from parents.

Mrs. Bartleman thanked Ms. Dinnen for going to Tallahassee and representing the school district.

Ms. Gallagher extended New Year's greetings to everyone. She thanked Ms. Dinnen and Ms. Georgia Slack, Lobbyist, for bringing a voice to Tallahassee this past week.

Ms. Gallagher requested that Ms. Maggie Zalamea, Director, Government Relations, to schedule another meeting for the Broward Education Foundation (BEC) so that activities can be planned before the start of the regular Legislative Session on March 3, 2009.

Ms. Gallagher thanked Ms. Dinnen for attending the South Area Advisory Council meeting on Friday, January 9, 2009.

Mrs. Kraft thanked everyone who helped in the initiative to raise money to send the J.P. Taravella band to Washington, D.C. She stated that donations are still being accepted, and any donations made through Neighbors for Neighbors will be matched by the Knight Foundation. Donations can be made directly to the band's website www.jptmusic.org.

Mrs. Kraft discussed the importance of the district's business partners who help financially and spend time with mentoring students, and help in school projects such as DECA.

Mrs. Kraft requested that the J.P. Taravella High School Band be placed as a video conference at the Board meeting on February 18, 2009, to listen to the students' Inauguration experience.

Mrs. Hope extended New Year's greeting to everyone in the district. She congratulated J.P. Taravella Band for their representation at the Presidential Inauguration. She informed her colleagues that Heat basketball player, Dwayne Wade donated \$10,000 to the band and Beef O'Grady's restaurant at 10079 West Oakland Park Boulevard will donate 15 percent of their sales on January 15, 16 and 29.

In the new year Mrs. Hope has met with parents, teachers and administrators, and staff at Falcon Cove, Gator Run, Nob Hill, Tequesta Trace, and other schools. Congratulations was extended to Falcon Cove who won and was named for the third time the best soccer team in the county, and Westglades Middle School for ending their season with a 10-2 season.

Mrs. Hope discussed her tour at a business in Broward County, A Missing Child, and said she will be showcasing them at the next School Board meeting. She showcased missing child Stella Camella, and urged everyone to call their local police or the National Center for Missing and Exploited Children if they have seen her.

Mrs. Gottlieb reported on the partnership between the National Education Association (NEA) and the American Federation of Teachers (AFT) with the Presidential Inaugural Committee to bring the inauguration to the classroom. Mrs. Gottlieb stated that lesson plans have been developed by the NEA and the AFT to teach students about the history of Inauguration Day which include background about this history. She urged everyone to turn this important and historic occasion into a civics lesson and help students feel a part of this momentous time in our country. Additional information can be obtained at www.pic2009.org/page/content/lessonplan.

Mrs. Gottlieb discussed the public comments of Ernestine Price and her concerns and needs of the underserved communities in Broward County. She informed her colleagues that she has appointed Ms. Stephanie Desir-Jean as her designee to the School Board's Diversity Committee.

Mrs. Gottlieb discussed the email from the Communications department regarding the anonymous tip via text messaging program the district is implementing. She stated that this method is a good way for students and others to report dangerous or threatening situations to individuals and authorities. The messages can originate from any cell phone and are handled in a confidential manner and routed through several servers.

Mrs. Gottlieb congratulated Dillard Center for the Performing Arts kickoff for the holidays with song and dance from the Frog and the Toad performance.

Mrs. Gottlieb thanked the Boundaries department for their efforts during their recent informative community meetings.

Ms. Murray informed her colleagues that Hollywood Park Elementary students collected 587 pounds of food for the Pantry of Broward, Inc. This provides food and support services this past holiday season for seniors on low, fixed incomes and grandparents raising their grandchildren.

Ms. Murray announced that Ms. Nancy Adams, Hollywood Park's Speech and Language Pathologist, received a \$4,894 Lowe's Tool Box for Education grant to implement a sensory room for the Intellectual Disabled cluster children.

Hollywood Central Elementary received a \$500 Fins Frenzy grant from the Miami Dolphins.

Ms. Murray stated that the College Academy at Broward Community College (Davie Campus) Recruitment Open Houses will be held on January 27 and 28, 2009, 7:00 p.m., at Bailey Hall. Over the past four years, 97 percent of the College Academy at BCC graduates earned an AA degree and High School diploma concurrently.

Ms. Murray announced that Hollywood Hills High School Senior Kayla O'Brien won the State of Florida Department Media Award for a homeless education public service announcement that she produced, the only student in the Florida to earn this honor.

Ms. Murray stated that the Nova Schools 2009-2010 window opened on January 5, 2009 and will close on March 31, 2009, for parents who want their children to attend Nova schools.

Ms. Murray reported that McArthur High School Young Inventor Club was named one of four semi-finalists in the state's National Engineer and Design competition.

Ms. Murray announced that Driftwood Middle School's 5th grade magnet Open House will be held this evening, 7:00 p.m., for anyone wishing to attend the school next year.

Ms. Murray informed that Boulevard Heights Elementary is proud to participate in the Pennies for Patients fundraiser to support the Leukemia Lymphoma Society, to raise awareness of leukemia, lymphoma, Hodgkin's disease and Melanoma conditions. Last year Boulevard Heights contributed \$1,000. This year their goal is \$1,500.

Ms. Dinnen announced that BECON is airing the School Board meetings and other broadcasts on satellite TV, on Channel 63.

Ms. Dinnen discussed Agenda Item F-5. New Agreement with the City of Plantation, the Provider Pals program, which will award \$3,500 in grant funds to Seminole and Plantation Middle schools. Ms. Dinnen thanked the city for being a good partner in this program.

Ms. Dinnen expressed gratitude to Ms. Georgia Slack, Lobbyist, for her efforts in Tallahassee. She said that Ms. Slack is very well respected and many individuals from other counties seek her advice.

Ms. Dinnen stated that she testified three times in Tallahassee regarding the economy and budget cuts, before the Senate Appropriations Committee and the House Committee. Ms. Dinnen also discussed the district's budget issues with Nick Bogart, NBC 6 Reporter and was on Public Radio in Miami, WLRN. In addition, she discussed the district's concerns with Senator Jeff Atwater and Senator J.D. Alexander. Ms. Dinnen further stated there is discussion that the Legislature will look at new sources of revenue.

Ms. Dinnen attended a meeting in Orlando, the Central Florida School Boards Coalition, who are proactive on these issues. She stated that all areas are speaking to different groups to inform the community about school funding and what is occurring in Tallahassee.

Ms. Dinnen announced that several rallies are scheduled at the Miami-Dade County School Board building, joined by Board Members, Superintendent, teachers and PTA members to support the recommendation that no more cuts be made for education. She stated that a similar meeting is being planned in Broward County by PTA on February 26, 2009. A meeting is planned by the FEA at the University of Central Florida in Orlando on February 28, 2009. In addition, in conjunction with PTA's Legislative Days, the FSBA's Legislative Days will hold an education rally on March 18, 2009 in Tallahassee.

Mr. Williams expressed gratitude to Ms. Dinnen for representing the School Board in Tallahassee.

Mr. Williams informed his colleagues that Mr. Julio Torres, President of DeVry University's Florida Operations, recently made special presentations to two Broward County schools – Dillard High School and Larkdale Elementary School. Representatives from the university presented Dillard High with a \$5,000 check to purchase new books and Larkdale Elementary received 15 refurbished Gateway computers. During the last four years, DeVry University's partnership with district schools has included sponsorship of several student conferences, college and career workshops for high school juniors and seniors and scholarships for educators. The university has also donated one laptop to a deserving senior at 10 partner high schools throughout the district.

Mr. Williams stated that the Emerging Computer Technology Magnet Program at Dillard High School will host an Open House for prospective students on Wednesday, January 28, 2009. Representatives from Apple Computer and DeVry University are being invited to the Open House to give information on partnership activities and programs which will enhance the technology programs for the students.

Mr. Williams informed that a meeting was held last evening, January 12, 2009, at Larkdale Elementary School which was attended by over 100 parents and community members. Mr. Williams thanked Dr. Leontine Butler, North Area Superintendent; Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support; Mrs. Leah Kelly, Executive Director, Student Support Services; and district staff for sharing with the community the latest information from the state on the plan requirements and developments as requested by the state. Mr. Williams stated that another meeting was held in the community regarding No Child Left Behind.

Mr. Williams reported that schools in the Boyd Anderson zone are holding monthly meetings with Ms. Anita Taylor, City Manager of Lauderdale Lakes, regarding partnerships between the school and community. Mr. Williams stated that currently she is working on establishing such partnerships with the City Manager of Pompano Beach, Mr. Keith Chadwell. In addition, Mr. George Gretsas, City Manager of Fort Lauderdale, has been meeting monthly with the principals of schools in Fort Lauderdale and has shown much interest and support for these schools.

Mr. Williams further stated that as a group, the City Managers of Broward County have worked hand-in-hand with communities in providing much support to the Million Dollar March efforts, which have been very successful.

SUPERINTENDENT

Mr. Notter discussed the Special Legislative Session and stated it is their intent to not review new revenue streams. He voiced concern that individuals are expending time and money to fly to Tallahassee and they will not take the opportunity to put some ideas that the Legislature can work on between now and the start of the session. The Superintendent informed that last year the Legislative Session began with a \$1.5 billion deficit and this year it is projected to be \$4 billion going into the session. In addition, the educational trust funds have been used.

Mr. Notter further stated that currently the district serves the highest number of homeless children, a historical number of approximately 1,200 students, and food, clothing and social support is being provided through the district's partnerships.

The Superintendent informed that he and Ms. Dinnen will be representing the district with the Regional Business Alliance "fly-in" in February, a combined fly-in with the Tampa Bay partnership. Mr. Notter stated this is a quality benchmark of the district, to travel to Tallahassee with one of the most powerful and influential business groups to discuss funding flexibility for education.

Mr. Notter stated that any new revenue streams are two years into the future; i.e., if a new tax is placed on cigarettes and alcohol the revenue will not be available immediately.

Mr. Notter informed that the Inauguration plan for the district will be submitted to schools and employees to view the Presidential Inauguration ceremony on January 20, 2009. He stated that the Sawgrass Center, North Area Administrative Center, and the KC Wright Board Room, and media centers at the schools will be open for employees who travel throughout the day so they can stop and view the ceremony. With assistance by BECON and video-conferencing departments, two national stations will be video-streaming the information for individuals who want to hook-up and view the event.

Speakers

Judy Smith
Roland Foulkes
Ernestine Price

Ms. Dinnen informed Mrs. Smith that staff will meet with her to discuss bullying issues at her daughter's school, Pompano Beach Middle School.

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mrs. Gottlieb, seconded by Mrs. Kraft and carried, to approve the Consent Agenda for the remaining items.

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support of Black History Month – February, 2009
(Adopted)

Motion was made by Mr. Williams, seconded by Mrs. Hope and carried, to adopt Resolution #09-59, in support of Black History Month, February 2009.

Following the reading of the resolution into the record, Mr. Williams requested that the Resolution be approved.

Mrs. Gottlieb stated when Black History Month is observed it is also the National Black HIV Awareness Day. She urged the School Board and district administration to continue to advance the efforts of age-appropriate and comprehensive sex education, as recent studies have evidenced that youthful minority individuals are disproportionately at risk for STD and HIV infection. Mrs. Gottlieb stated that the Healthy Teens Act works to develop new state standards to advance age-appropriate comprehensive sex education in the state of Florida.

Mrs. Gottlieb informed that she served as a panelist in September, along with Senator Jeremy Ring and Representative Evan Jenne at the United States Conference on AIDS to discuss the issue of HIV / AIDS and STDs, and the impact it has had on all youths. Legislation has been sponsored to remove these barriers so these students are afforded the same access and opportunity to protect themselves and all students in Broward County.

- A-2. Resolution in Support of Groundhog Job Shadow Week, January 26-30, 2009
(Adopted)

Adopted Resolution #09-60, in support of Groundhog Job Shadow Week, January 26-30, 2009.

- A-3. Resolution in Support of January 2009 as Broward County Diversity and Inclusive Community Month
(Adopted)

Adopted Resolution #09-61, in support of Broward County Diversity and Inclusive Community Month, January 2009.

- A-4. Resolution #09-62 Certificates of Participation, Series 2009A (Adopted)

Adopted Resolution #09-62, Certificates of Participation, Series 2009A.

Adopt Resolution #09-62, authorizing the execution of Schedules 2009A-1 and 2009A-2 to the Master Lease Purchase Agreement; authorizing execution of a Series 2009A-1 Ground Lease; approving the form of Series 2009A Supplemental Trust Agreement and a Series 2009A Assignment Agreement; approving the negotiated sale of Certificates of Participation, Series 2009A in an aggregate principal amount of not to exceed \$135 million and authorizing execution of a certificate purchase contract; approving the form of a preliminary offering statement and authorizing its distribution and use in connection with the offering for sale of the Series 2009A certificates; authorizing execution and delivery of a final offering statement; authorizing the execution of a continuing disclosure certificate; authorizing the acceptance of a commitment for the issuance of a municipal bond insurance policy securing the Series 2009A certificates; providing for incidental action; and providing for an effective date.

The proceeds of this financing will not exceed \$135 million. This financing is included as part of the Five Year District Educational Facilities Plan adopted by the School Board on August 6, 2008.

B. BOARD MEMBERS

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Continuation Agreement with the Broward Sheriff's Office (Approved)

Approved the continuation agreement between The School Board of Broward County (SBBC), Florida, and the Broward Sheriff's Office.

Health Science Education programs provide secondary and postsecondary career and technical students with clinical learning experiences through contractual agreements with hospitals, nursing homes, and other facilities.

The continuation agreement with the Broward Sheriff's Office will provide Emergency Medical Technician (EMT)/Paramedic clinical experiences to McFatter Technical Center students in the EMT program. On-site/ride time clinical experiences are necessary to meet curriculum frameworks, student performance standards, and requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

The following Health Science Education programs are located at 21 high schools: Allied Health Assisting, Patient Care Assistant and Practical Nursing.

The following Health Science Education programs are located at the technical centers: Central Service Technology, Medical Coder/Biller, Electrocardiograph (Cardiovascular) Technology, Health Unit Coordinator, Hemodialysis Technician, Massage Therapy, Medical Assistant, Medical Records Transcribing, Medical Lab Technology, Optometric Technician, Patient Care Technician, Pharmacy Technician, Practical Nursing, First Responder, Emergency Medical Technician and Surgical Technology. Currently, SBBC has 38 School Board approved agreements with various health care facilities.

The Broward Sheriff's Office will sign off after School Board approval.

This agreement has been reviewed and approved as to form and legal content by the School Board Attorney.

There is no financial impact to the district.

F-2. Annual Report of Grant Activities 2007-08 (Received)

Received the Annual Report of Grant Activities 2007-08.

The Grants Administration and Government Programs Department, Educational Programs and Student Support Division, has compiled the Annual Report of Grant Activities 2007-08. The report documents the success of schools and district departments in securing over \$176 million in grant funding in the 2007-08 Fiscal Year and provides detailed information on each of the grant projects funded during that period.

In 2007-08, grant funds supported direct services to tens of thousands of Broward County students and their families, the development and implementation of new methods of instructional delivery, staff development efforts and school improvement initiatives in numerous schools throughout the district.

A copy of the Annual Report of Grant Activities 2007-08 will be placed at the public stand in the lobby of the KC Wright Building and at the Board Members' Office on the 14th Floor of the KC Wright Building.

The positive financial impact to the district for 2007-08 was \$176,529,010. The source of funds was various federal, state, local and private sources of grant funding.

F-3. Auditory Consultant Resource Network (ACRN) Agreement
(Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to approve agreement between The School Board of Broward County, Florida and the Auditory Consultant Resource Network (ACRN).

For the past 5 years, the Exceptional Student Education Department has been collecting information regarding the progress of students who are deaf or hard of hearing (DHH). Traditionally, students who are DHH have a difficult time learning to read. Nationally, the reading average for adults who are DHH is equivalent to the third grade level.

Over the years, there has been a steady improvement in scores on the Diagnostic Assessment of Reading (DAR) for students who are DHH in Broward County Public Schools in every area except comprehension. In addition to reading, students who are DHH often have language delays, which are difficult to bridge. Expressive and receptive language skills are directly linked to a student's ability to comprehend print. In an effort to be proactive in this area, staff is recommending the use of consultants from Boys Town National Research Hospital, which is known nationally for its research into the issues of language development with students who are DHH.

The Auditory Consultant Resource Network (ACRN) group from Boys Town will come to Broward County three times for 3-4 day visits to observe in the classrooms and provide the professional development needed to create a specific language remediation program to fit the needs of the students who are DHH in Broward. They will also provide distance-learning education in between site visits.

The benefits include the following: assistance in analyzing the strengths, needs, opportunities and challenges faced by the students in the DHH program; creation of a program profile; creation of a strategic plan to increase student achievement; increase the adequate yearly progress for students in the DHH clusters.

This agreement has been approved as to form and legal content by the School Board Attorney.

The financial impact is \$23,000. The source of funding is the IDEA grant. There is no other financial impact to the district.

Mrs. Hope stated that her questions were answered by staff.

Mrs. Bartleman thanked staff for meeting the state average, that 55 percent of ESE students are finding gainful employment or entering a post-secondary university or institution.

F-4. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. Captain Planet Foundation, \$2,490
- B. Commercial Motor Vehicle Operator Safety Training Grant Program, \$200,000
- C. Florida Agriculture in the Classroom Teacher Grants, \$1,150
- D. GreenWorks! Butterfly Garden Grants Program, \$1,000
- E. NEA's Books Across America Library Books Awards Program, \$6,000
- F. Target Community Giving Grants Program, \$210
- G. 2008-2009 Title I School Improvement, \$2,360,580

Copies of the full grant applications are available at the public stand in the lobby of the KC Wright Building and at the Board Members' Office on the 14th Floor of the KC Wright Building.

The positive financial impact is \$2,571,430 from various sources. There is no additional financial impact to the school district.

F-5. New Agreement with the City of Plantation (Approved)

Approved a new agreement with the City of Plantation.

The agreement from the Provider Pals program, will award \$3,500 in grant funds to Seminole and Plantation Middle schools to establish a common ground bridge of understanding between the culture of inner city urban youth and the culture of rural resource providing environmental stewards.

Specifically, Provider Pals project funds will allow teachers to adopt a Provider from the farming, ranching, logging, mining, fishing or other resource providing professions. The Provider will be introduced to the students via video, letters, photo albums, and the Internet. Once, during the year of the project, the Provider will travel to Seminole and Plantation to meet their new Pals, have students pose for photos in resource work attire, and answer final questions about their culture.

The School Board Attorney has approved this contract as to form and legal content.

This agreement will be executed after School Board approval.

The positive financial impact is \$3,500. The source of funds is the City of Plantation. There is no additional financial impact to the school district.

F-6. New Agreement with HHC Focus Florida, Inc. (Approved)

Approved the Agreement with HHC Focus Florida, Inc., for the provision of educational services for at-risk youth.

Community-based agencies, such as The Starting Place have been in contract with The School Board of Broward County, Florida, for the provision of educational services for many years.

The original School Board approved Agreement was terminated, so that it could be re-written to add language in the event that the program was not at capacity (10 beds) during FTE survey weeks in order to eliminate any funding impact beyond the FTE generated through the Florida Education Finance Program (FEFP). The new Agreement has added this language, as well as issues related to HIPAA and FERPA compliance.

The State Department of Children and Families enforced an emergency closing of The Starting Place on February 8, 2008. Since that time, the youth that were in residential therapeutic care there have been relocated to various smaller agencies throughout the county and to treatment centers in other counties. In order to meet the needs of this fragile population and to bring some of the youth back to Broward County, the State Department of Children and Families is opening a new residential program operated by HHC Focus Florida, Inc., called High Point on September 1, 2008. The original School Board approved Agreement was terminated, so that it could be re-written to add language in the event that the program was not at capacity (10 beds) during FTE survey weeks in order to eliminate any funding impact beyond the FTE generated through the Florida Education Finance Program (FEFP).

The South Area Office and Whispering Pines will provide the educational services and support at the location, which already oversees Lighthouse Care, a DJJ residential program on the same premises. The classroom areas have been reviewed and approved by the District Safety Department.

The Agreement has been reviewed and approved as to form and legal content by the School Board Attorney.

There is a financial impact of \$118,766 to the district. The source of these funds is the Florida Education Finance Program (FEFP). There is no additional financial impact on the district.

G. HUMAN RESOURCES

G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2008-2009 School Year (Approved)

Approved the personnel recommendations for the 2008-2009 appointments and leaves as listed on the Executive Summary and respective lists for Instructional staff.

All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Substitute Teacher Approvals
3. Interim Substitute Teachers
4. Temporary Hourly Teacher Approvals
5. Teacher Extension of Calendar
6. Instructional Leaves

There will be no financial impact to the school district. Funding for the positions has been allocated in the school and department budgets.

G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2008-2009 School Year (Approved)

Approved the personnel recommendations for separation of employment or discipline as listed in the respective lists for instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

The Personnel Recommendations for Instructional Employees include the following items:

1. Instructional Resignations/Retirements/Layoffs
2. Instructional Suspensions/Terminations

There will be no financial impact to the school district.

G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2008-2009 School Year (Approved as amended)

Approved the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees. All recommendations are made pending security clearance and with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. This item was amended to add pages 19-23 to Section 8.

The Personnel Recommendations for Non-Instructional Employees include the following sections:

1. Non-Instructional Approval(s)
2. Non-Instructional Reassignment(s) – Promotion(s)
3. Non-Instructional Reassignment(s) – Demotion(s)
4. Non-Instructional Substitutes/Temporaries
5. Non-Instructional Leave(s)-Layoff(s)
6. District Managerial/Professional/Technical
7. Reassignment of Current School-Based/District Managerial/Professional Technical Personnel
8. School-Based Managerial
9. School-Based/District Managerial Acting/Special/Task Assignment(s)
10. School-Based/District Managerial/Professional/Technical Leave(s)
11. Salary Adjustment

Funding has been budgeted in 08-09 fiscal year for all appointments through June 30, 2009.

Board Members Mrs. Bartleman, Mrs. Gottlieb, Ms. Dinnen, Ms. Gallagher, Mrs. Hope and Mrs. Kraft introduced and congratulated newly-appointed district personnel.

G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2008-2009 School Year (Approved)

Approved the personnel recommendations for separation of employment or discipline as listed on the respective lists for Non-Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

The Personnel Recommendations include the following items:

Non-Instructional Resignation(s)/Retirement(s)
Non-Instructional Suspension(s)/Termination(s)
Managerial and Professional/Technical Resignation(s)/Retirement(s)
Managerial and Professional/Technical Suspension(s)/Termination(s)

There is no financial impact to the school district.

G-5. Supplemental Pay Positions – List #11 (Approved)

Approved the recommended supplemental pay positions of employees for the 2008-2009 school/fiscal year.

Employees are recommended for supplemental pay positions by Principals or Department Supervisors and approved by the Area Superintendent or appropriate Division Head. Supplemental positions are listed alphabetically by last name, with location and supplement type.

The Specific Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2008-2009 school year.

Individuals may be recommended for task assignments that improve the school's/department's programs and/or operations. A computer-generated list of those names is printed and reveals all individuals recommended for Non-Specific (SPL). Non-Specific Supplements are additional Task Assignments performed beyond the employee's regular day based on the recommendations of the direct supervisor. Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 288.

Funding has been budgeted in 08-09 fiscal year for all supplements through June 30, 2009.

G-6. Recommendation(s) for Instructional/Noninstructional Discipline for the 2008-2009 School Year (Approved)

Approved the recommendation(s) for discipline as listed on the list for Instructional / Noninstructional staff. All recommendation(s) are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

This disciplinary action recommendation is a result of an investigation by the Office of Professional Standards & Special Investigative Unit. The individual(s) involved have been provided the opportunity to appear and participate, with representation, before the Professional Standards Committee and in a pre-disciplinary hearing prior to submission of this recommendation. We have followed the School Board processes for disciplinary action. The requested action(s) is listed.

There is no financial impact to the school district.

H. ATTORNEY

H-1. James F. Notter, as Superintendent of Schools vs. Barry Silver (Adopted)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to adopt (1) to conduct a Hearing, pursuant to Section 120.57(2) Fla. Stat., to determine whether to sustain the Superintendent's recommendation to terminate the employee's employment contract, effective April 12, 2005, and (2) to enter a Final Order: (a) adopting the findings of undisputed facts set forth in the Order rendered on July 28, 2008 by Administrative Law Judge Claude B. Arrington; (b) terminating Mr. Silver's employment contract effective April 12, 2005, pursuant to §1012.33(6)(a), Fla. Stat.; and (c) overruling objections filed by Respondent, if any, based on the evidence presented.

Pursuant to a Professional Service Contract, Barry Silver ("SILVER") was employed as a teacher prior to April 12, 2005. Following an investigation by SIU concerning inappropriate conduct while on vacation in Hawaii, the Superintendent transmitted a Notice of Administrative Charges to SILVER on March 28, 2005. Mr. Silver had been arrested and was under investigation for alleged sexual assault on a minor child.

On April 12, 2005, based on the sexual assault charges, The School Board suspended and took action to terminate Mr. Silver's employment, without pay or benefits, subject to any administrative proceedings Mr. Silver may pursue. Pursuant to Florida Statutes 120.569 and 120.57(1), Mr. Silver requested a formal hearing before the Florida Division of Administrative Hearings (DOAH) to dispute the material facts surrounding the charges.

Thereafter, Mr. Silver was indicted by a Grand Jury in Hawaii and charged with five (5) counts of sexual assault in the third degree. The Superintendent's administrative charges were amended to reflect the change in factual circumstances.

The administrative hearing process was abated or continued at the request of Mr. Silver on a number of occasions to permit him an opportunity to defend the criminal charges in Hawaii. On January 19, 2007, a jury in his criminal case found Mr. Silver guilty on four (4) counts of sexual assault. On March 6, 2008, Mr. Silver was adjudicated guilty by the court and sentenced to five (5) years imprisonment. A Judgment of conviction was entered against Mr. Silver by Hawaii Circuit Court on March 7, 2008.

In the absence of any disputed material facts concerning the sexual assault charges, a Second Amended Administrative Complaint, along with supporting documents, were filed with DOAH. Subsequently, in the absence of any disputed material facts, a Motion to Relinquish Jurisdiction to the Agency (The School Board of Broward County, Florida) was filed. On June 11, 2008, the Administrative Law Judge granted the Motion to file a Second Amended Administrative Complaint and provided Mr. Silver until June 30, 2008, to respond to the Motion to Relinquish Jurisdiction. Mr. Silver filed several motions, all of which were denied by the Administrative Law Judge. On July 28, 2008, the Administrative Law Judge made findings of undisputed material facts and granted the Motion to Relinquish Jurisdiction to The School Board of Broward County, Florida, for the purpose of conducting further proceedings as the Board deems necessary and appropriate.

The School Board is requested to: (1) Conduct a Hearing, pursuant to Section 120.57(2) Fla. Stat., to determine whether to sustain the Superintendent's recommendation to terminate the employee's employment contract, effective April 12, 2005, and (2) Enter a Final Order: (a) Adopting the findings of undisputed facts set forth in the Order rendered on July 28, 2008 by Administrative Law Judge Claude B. Arrington; (b) Terminating Mr. Silver's employment contract effective April 12, 2005, pursuant to § 1012.33(6) (a), Fla. Stat., and (c) Overruling objections filed by Respondent, if any, based on the evidence presented.

There is no financial impact to the district.

Mr. Marko explained the process to be followed at this meeting, stating that an official record is being made by a court reporter because the Board will determine what penalty would be appropriate. Mr. Marko stated that Mr. Charles Whitelock, Esq., is representing to Mr. Notter on behalf of the School Board in these proceedings.

Mr. Charles Whitelock, Esq. provided an overview of the case, as summarized in the agenda item, and subsequent trial and imposition of a guilty verdict on four counts of sexual assault. Following post-trial motions which were denied, and on March 6, 2008 the judge adjudicated the employee guilty on four counts and sentenced to five years incarceration.

Mr. Whitelock stated that today's undisputed facts and the conclusions of law are not in dispute, as that was rendered by the Administrative Law Judge. Mr. Whitelock, who reminded the Board that they already ruled on the employee's termination of employment, stated that this informal hearing today is to determine the appropriate penalty. He requested that the termination of employment becomes effective April 12, 2005, the date the Board initially took the action.

Responding to Mrs. Kraft's inquiry, Mr. Whitelock stated that Mr. Silver is not in custody, as the state of Hawaii released him on parole and allowed him to come to the state of Florida to serve his parole. The conditions of parole include that Mr. Silver not have any contact with children, and he is required to register as a sexual predator.

Mr. Whitelock further stated that Mr. Silver was terminated in April 12, 2005 without pay during the pendency of the administrative hearing. He stated the request of the Board today is to impose the termination of the employment contract back to April 12, 2005, without back pay.

Mr. Marko informed the Board that an attempt has been made to contact Mr. Silver at two different addresses regarding what the statute permits him to do, being represented by counsel and to provide any evidence he deems appropriate. Mr. Marko stated that Mr. Silver's picture and address is posted on the sexual predator site but when the material was sent for service the address was incorrect. He stated that the district has done everything possible to put Mr. Silver on notice as to today's hearing. Mr. Marko further stated that the state agency has been notified regarding attempts made by the school district to locate Mr. Silver, as it is a requirement of his parole that he keep the state notified as to his whereabouts.

Mr. Marko requested that the Board adopt the findings of undisputed facts and the conclusions of law as set forth in the Administrative Judge's Order of July 28, 2008. In addition, a request is made of the Board as to whether or not it would be appropriate for the Board to terminate employment, effective April 12, 2005.

Motion (Carried)

Motion was made by Mrs. Kraft, seconded by Ms. Dinnen and carried, to adopt the findings of undisputed facts set forth by the Administrative Law Judge, Claude B. Arrington, as set forth in his order of July 28, 2008.

A unanimous vote was taken on the Motion.

Second Motion (Carried)

Motion was made by Mrs. Kraft, seconded by Ms. Dinnen and carried, to adopt the undisputed conclusions of law set forth by the Order rendered on July 28, 2008, by Administrative Law Judge, Claude B. Arrington.

A unanimous vote was taken on the Second Motion.

Third Motion (Carried)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to adopt that the Respondent, Mr. Silver, is terminated from employment with The School Board of Broward County, Florida, effective April 12, 2005.

A vote was taken on the Third Motion.

I. OFFICE OF THE SUPERINTENDENT

I-1. Proposed School Board of Broward County, Florida 2009-2010 School Calendars and Work Calendars (Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Kraft and carried, to approve proposed School Board of Broward County, Florida, 2009-2010 School Calendar, student start date August 24, 2009. This item was revised to correct scrivener's error.

Approved the proposed school calendar for Year Round Schools with varied start and end dates.

Approved the amended 2009 and proposed 2010 Summer Term Calendars for Community Schools and Technical Centers.

Approved the 2009-2010 Work Calendars.

The Calendar Committee, comprised of area representatives from the various bargaining units, PTA, District Advisory Council, teachers, principals, and selected District departments, established a proposed school calendar. The school calendar reflects six paid holidays, ten employee planning days, and six early release days beginning in August and ending in June. Students will begin school on August 24, 2009 and end on June 9, 2010. The purpose of this calendar is to establish the starting and ending dates for students, including students that attend year-round schools. The accompanying work calendars are also included as well as the 2009 and 2010 Summer Term Calendars for Community Schools and Technical Centers.

There is no financial impact to the district.

Mrs. Kraft stated that her discussions on the calendar will be used as a dialogue for the next school year. Referring to the issue of trying to fit in the finals before winter break, Mrs. Kraft stated that as the district goes forward and works on next year's school calendars, she would like to renew the conversation about the entire Block Schedule issue. She stated when looking at the overall picture and what is best for students, it would be better to finish the second marking period, first semester, before winter break and not have to worry about completing a whole academic year in one semester.

Mrs. Kraft stated, to eliminate unnecessary dialog from the people in the community, she suggesting adding a Frequently Asked Questions (FAQs) link to the school calendars page on the website; for example, why do we have so many Teacher Planning days; why do we have certain Jewish holidays off and not for Columbus Day; why do we have Veterans Day and Election Day off. Mrs. Kraft noted that Palm Beach County School District does not take off on Veterans Day even though it is a federal holiday.

Concurring with having a conversation on Block Scheduling, Mrs. Hope stated she favors Block Scheduling and would like to have the pros and cons regarding this issue. Mrs. Hope referred to "days off" on the next calendar year and requested that staff seriously consider having off the Wednesday before Thanksgiving Day.

Ms. Gallagher suggested moving this semester prior to the winter break and allow the first day back as a Teacher workday.

Mrs. Bartleman spoke about a school district in Florida who was very creative with their school calendars and closed their schools for two weeks, one week for Thanksgiving. Mrs. Bartleman requested that staff be creative with the district's calendar in order to cut energy and transportation costs to the district, such as an emergency calendar process next year.

Mrs. Bartleman further stated that although the calendar is not approved it is important to provide the community with an idea regarding the future calendar. She requested that a draft calendar be attached on the district's website.

Mr. Notter noted a scrivener's error regarding hurricane make-up days, 10.22.09 versus .29, on all calendars.

Mr. Williams, who inquired whether staff is aware of the direction the Board has given them, stated if more than one workshop on Board items is required then the Board needs to have it. He also reiterated the fact that there are an enormous amount of students that are not in school the Wednesday before Thanksgiving Day. Mr. Williams requested that more conversation be held on this issue at a workshop.

Mrs. Gottlieb stated that many students are out of school the day before Thanksgiving. She inquired about the rationale in determining hurricane make-up days.

Dr. Harrison responded that the calculations are determined by hours, for example, on a Block Schedule a half a year is 135 hours. She stated that the district has more hours allocated than the state requires, and this is the reason students have not had to make up these hours.

- I-2. Renaming Martin Luther King Elementary School. Add the Title "Dr." and "Jr." to the Name of Martin Luther King Elementary School
(Approved)

Motion was made by Mr. Williams, seconded by Mrs. Hope and carried, to approve the name of Martin Luther King Elementary School to be amended. The stakeholders are requesting the addition of the title "Dr." and "Jr.", to the school name. If approved, the name will be: Dr. Martin Luther King Jr. Elementary School.

Our school was formerly renamed from Sabal Palm Elementary to Martin Luther King Elementary School. We believe that included in this name change should have taken into consideration his prestigious title "Dr." This measure is of great importance to our school by enhancing us with the symbolic reference that our school memorializes. As we reflect upon history, Dr. Martin Luther King, Jr., was and continues to be a leader of all time as a man who served as a primary catalyst and voice of America's Civil Rights Movement.

Financial Impact: The cost of signage on school building.

Mr. Williams extended gratitude to the community for making this project a reality.

Ms. Juliet Gray-Williams, SAC Chairperson expressed gratitude to the Board and their support.

Ms. Marvis Ward, Principal, discussed her vision of the importance of having the correct name of Dr. Martin Luther King, Jr., and thanked the Board for their support. Ms. Ward invited the Board to the formal celebration on Thursday, January 15, 2008, celebrating Dr. King's birthday.

Ms. Ward commended Ms. Juliet Gray-Williams, SAC Chairperson, for her efforts in representing the school in the community.

Ms. Gray-Williams thanked the School Board and the community homeowners associations for their support.

Mr. Foulkes, who said he supported the renaming of the school, stated that the name should include the reference of Reverend, as Dr. King received his PhD. in theology, and was President of the Southern Christian Leadership Conference and Co-Pastor with his father of the Ebenezer Baptist Church, Atlanta, Georgia, January 1960. Mr. Foulkes suggested an amendment that the full name be represented, the Reverend Dr. Martin Luther King, Jr. Elementary School.

Ms. Gray-Williams acknowledged the following individuals: Cheyenne Isom, Business Partner; Shavawn Hicks; Monique Corker; Ms Cora Allen, PTA President; Ms LeVern Arnold, Community Partner; Audrey Sinclair, SAF Representative.

Ms. Dinnen stated this is an example of a wonderful partnership between the school and the community.

A motion was made by Mr. Williams and seconded by Mrs. Hope to vote on the item.

I-3. 2009 Federal Legislative Program (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Gottlieb and carried, to approve the 2009 Federal Legislative Program.

The School Board adopts a Federal Legislative Program to inform the members of the Broward Congressional Delegation and other members of U.S. Congress, of the District's views on important federal education issues. Since the Congress meets for a two-year period, in two sessions, the Federal Legislative Program is developed every two years to coincide with the beginning of each new Congress. The information in the 2009 Federal Legislative Program was discussed by the School Board at a December Workshop meeting and is now being formally approved.

There is no financial impact to the district.

Mrs. Bartleman stated that Mr. Frank Mandley, Director, Grants Administration/Government Programs, for his efforts and extraordinary job on the Federal Legislative package and keeping the Board updated. She said the district's program is very comprehensive and breaks down the technical information in an understandable manner.

Mr. Mandley informed the Board that the annual report for last year's total grant moneys was \$176,529.10. He stated that for the first time in ten years, since 1989, there was a decrease overall from the preceding year due to an appropriations change at the federal level and there was some rescissions and across-the-board cuts in formula grants.

Mr. Mandley explained there was a change in population because a lot of formula grants are sensitive to the updates of the census, such as school-aged children in the county and the number of school-aged children in poverty. Mr. Mandley stated it also impacts in some ways the formula and competitive grants. He noted that he has a great staff and people in the school district are proactive and have new ideas and are working on formula grants.

Mrs. Hope, who thanked Mr. Mandley for doing a great job in the Grants department and in the district's Legislative program, requested that information regarding Green projects and Capital Projects be provided to Congressman Klein.

Mr. Mandley responded that there are many proposals regarding the economic stimulus package, and the Superintendent directed him to develop a "white" paper that will talk about job creation, retrofitting schools with broadband technology, renovating old schools and job creation, to make schools energy efficient.

Mrs. Hope stated there are many departments that can benefit from the stimulus package. She said she would provide to staff a list that she acquired at the FSBA meeting from schools who get grants for projects.

Mr. Notter stated that the new administration is looking at providing funding to areas where there will be the most return on investment. The Superintendent discussed completing the retrofitting of wireless connectivity to remaining schools. Mr. Notter stated that \$9.2 million puts wireless capability in every one of the 12,500 classrooms.

I-4. Agreement with The City of Fort Lauderdale for Use of Drug Sniffing Dogs (Approved)

Approved the Agreement between The School Board of Broward County, Florida, and the City of Fort Lauderdale to use Drug Sniffing Dogs adhering to SBBC procedures.

The School Board of Broward County, Florida has requested that the City of Fort Lauderdale provide the use of Drug Sniffing Dogs to ensure student safety and well-being. This is an on-going agreement that has been in effect since July 2004.

This Agreement has been approved as to form and legal content by the School Board Attorney.

There is no financial impact to the school district.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- J-1. Authorize Negotiations of Total Program Management Services for Bair Middle School, Project No. P001143, Sunrise – Hallandale High School, Project No. P000889, Hallandale – Rickards Middle School, Project No. P001149, Oakland Park – Riverglades Elementary School, Project No. P001153, Parkland (Approved)

Approved the selection and authorize negotiations for Total Program Management Services for Various Projects.

In accordance with Board Policy 7003 and RFQ No. 2008-35-FC, the Qualification Selection Evaluation Committee shortlisted, interviewed and has selected for Total Program Management Services, for approval by the Board, for Various Projects as follows:

- **Bair Middle School** – Weiss & Woolrich Southern Enterprises, Inc.
- **Hallandale High School** – National Roofing of South Florida, Inc.
- **Rickards Middle School** – National Roofing of South Florida, Inc.
- **Riverglades Elementary School** – Advanced Roofing, Inc.

The Superintendent's designees will negotiate the selected Architectural Services fees for the projects and recommend award of contracts at a future School Board Meeting.

Proposal documents submitted by the proposers, staff evaluation documents and the Qualification Selection Evaluation Committee's score sheets are available at the Facilities and Construction Management Division.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013. There is no additional impact; therefore, a collaboration form is not required from the Capital Budget Department.

- J-2. Final Acceptance and Release of Retainage – Jag Air Mechanical, Inc. – HVAC Additions and Alterations – Morrow Elementary School, North Lauderdale – Project No P.000474 (f.k.a.2691-99-05) (Approved)

Approved the Final Acceptance for Morrow Elementary School, HVAC Additions and Alterations, Project No. P.000474, and release the balance of retainage in the amount of \$36,577.

The contractor, Jag Air Mechanical, Inc., has completed the project within the contract limits.

The funds being released totaling \$36,577, are included in the Adopted District Educational Facilities Plan, Fiscal Years 2007-2008 to 2011 to 2012 Indoor Air Quality, Appendix E, page 65.

J-3. License Agreement between The School Board of Broward County, Florida, and Coral Ridge Mall for the Annual Science Fair (Approved)

Approved the license agreement between The School Board of Broward County, Florida, and Coral Ridge Mall for the annual Science Fair.

The School Board's Department of Student Activities is holding their annual Science Fair at Coral Ridge Mall beginning February 12, through February 18, 2009. The event is to highlight the science projects of over 515 students from over 57 schools.

The Coral Ridge Mall has requested the School Board execute this agreement first.

The School Board Attorney has approved this agreement as to form and legal content.

There is no financial impact to the district; therefore, this item does not require a collaboration form from the Capital Budget Department. The Coral Ridge Mall allows the School Board to utilize their facility at no cost for the annual Science Fair as part of their Community Outreach Program.

J-4. Final Construction Documents which include Authorization to Advertise for Bids – Replacement Facility – Lanier-James Educational Center, Hallandale – Project No. P.000077 (f.k.a. 0405-99-01) (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Kraft and carried, to approve Final Construction Documents, which include Authorization to Advertise for Bids for Lanier-James Educational Center, Replacement Facility, Project No. P.000077.

Project Consultant:	Zyscovich, Inc.
Scope of Work:	Replacement of existing buildings with a new prototype building.
Contract Estimate:	Staff has reviewed the Project Consultant's cost estimate of \$17,698,298 and has determined the estimate to be excessive and estimates a construction contract may be awarded at approximately \$15,685,143.

Final Construction Documents, which include the advertisement for bids are available for review at the Facilities and Construction Management Division.

There is no financial impact. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 210.

Mrs. Bartleman thanked staff for ensuring that Center schools are always included in the Capital Plan, and said she was excited for Lanier-James Education Center.

Mr. Garretson informed the Board that Lanier-James is the last Center, and all Centers have been replaced with new schools within the last four years.

J-5. Demolition of Portable Classrooms at Larkdale Elementary and Whiddon Rogers Education Center Annex (Approved)

Approved the demolition of three (3) portables located at Larkdale Elementary School #1027PK and #1028PK, and Whiddon Rogers Education Center Annex #173. Amend the School Plant Survey to reflect the removal of these portables from the district's inventory.

The requested action is to ensure student and employee safety. Portables #1027PK and #1028PK at Larkdale Elementary School are nineteen (19) years old and Portable #173 at Whiddon Rogers Annex is fifty (50) years old and are beyond the threshold of economic repair. The \$45,000 cost for loading, hauling, and disposal fees will be allocated utilizing the Portable Department's District Wide Relocatable Buildings and Site Adaptation Contract.

The funds to demolish the portables are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, Appendix E, page 102. There is no additional financial impact; therefore, this item does not require a collaboration form from the Capital Budget Department.

J-6. Final Construction Documents which include Authorization to Advertise for Bids – Remodeling/Renovations/IAQ/HSS/Maintenance – Hollywood Hills High School – Project No. P. 000299 (f.k.a.1661-22-01) (Approved)

Approved Final Construction Documents, which include Authorization to Advertise for Bids for Hollywood Hills High School, Remodeling/Renovations/IAQ/HSS/ Maintenance, Project No. P. 000299.

Project Consultant: ACAI Associates, Inc.

Scope of Work: Auditorium Building 5 – upgrade fire alarm system, replace 2 air handlers, in kind, and associated controls and ductwork, upgrade sounds system, add dimmer system for stage lighting, and acoustical wall panels, replace seating, floor, and wall finishes; provide designs for altering projection booth, seating, dressing room restrooms, and ingress/ egress to the building to comply with Florida Accessibility Code. Group restrooms “rotunda” Building 2 – renovate group restrooms, including new plumbing fixtures, lighting, toilet partitions, finishes, and ADA accessibility. Gym Building 1 – upgrade fire alarm system, replace 2 air handlers, in kind, and associated controls and ductwork, as necessary for the installation. New floor finishes and lighting for exterior corridor between the gym, group restroom building, and auditorium. Provide water service for fire sprinkler system and install fire sprinkler system in auditorium, gym, and group restrooms; connect sprinkler system to upgraded fire alarm system. Re-roof the auditorium Building 5, “rotunda,” and gym (replacement of approximately 45,000 square feet of roof).

Contract Estimate: \$2,114,213

Final Construction Documents, which include the advertisement for bids are available for review at the Facilities and Construction Management Division.

There is no financial impact. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, pages 190-191.

J-7. Contingency Use Directive No. 7 – James B. Pirtle Construction Co., Inc. – New Prototypical High School – “LLL” High School – Project No. P.000660 (f.k.a. 3971-25-03) (Approved)

Approved a decrease in the Contingency account in the amount of \$50,683 as provided for in our agreement with James B. Pirtle Construction Co., Inc.

This Contingency Use Directive represents the cost of a domestic water pump to increase City water pressure to account for fluctuations in City controlled pressure in drought conditions.

The total amount necessary to accomplish this required action is a reduction to the contract contingency account of \$50,683 from the original contract contingency of \$3,000,000.

The funds being released totaling \$50,683 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013. This amount will come from the contingency line of the CM contract. Since this item adjusts the contract allocations and does not affect the project budget, a collaboration form is not required from the Capital Budget Department.

J-8. Professional Services Agreement – Vincent Pope Architects, Inc. –
Renovate Outdoor Dining – Blanche Ely High School/Pompano Beach –
Project No. P.000811 (f.k.a. 0361-26-02) (Approved)

Approved the agreement with Vincent Pope Architects, Inc., for Renovate Outdoor Dining, Blanche Ely High School, Project No. P.000811, in the form of the Professional Services Agreement, and authorize the Deputy Superintendent to reimburse the Project Consultant for costs pursuant to the Professional Services Agreement.

Scope of Work: Renovate approximately 9,147 square feet of outdoor dining area to include new drainage system, new lighting and fans throughout the area; refinish floor; remove and restore planter and replace picnic tables.

The Qualification Selection Evaluation Committee selected Vincent Pope Architects, Inc., The School Board of Broward County, Florida, approved the selection June 17, 2008, and the Superintendent's Negotiating Committee met with Vincent Pope Architects, Inc., and negotiated a fixed fee in accordance with Article 5 of the Professional Services Agreement.

The Architectural/Professional Liability Insurance has been agreed upon pursuant to Article 9 of the Professional Services Agreement based upon the Project Contract Cost. The Office of the Chief Auditor and Risk Management departments have reviewed this agreement, and the School Board Attorney has approved it as to Form and Legal Content.

The agreement form for Architectural/Engineering services was approved by the Board on February 26, 2008.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 171. The total fees included in this item are \$145,650. They include a Fixed Design Fee of \$115,650 and Supplemental/ Reimbursable Services of \$30,000.

K. OFFICE OF CHIEF FINANCIAL OFFICER

K-1. Revision to Capital Projects Funds Budget Amendments (Approved)

Approved the Capital Projects Funds Amendments for Fiscal Year 2009. These amendments are as of November 2008.

These amendments are being submitted to reflect additional revenues and appropriations of the Capital Projects Funds in order to:

- 1) Recognize an increase in estimated revenue
- 2) Adjust appropriations
- 3) Reallocate budgeted funds
- 4) Allocate time and travel to projects

The financial impact of this agenda item is adjusting Revenue and Appropriation as indicated on schedules A and B for Capital Budget activities as of November 2008.

K-2. Revision to Special Revenue (Other) Amendment (Approved)

Approved the Special Revenue (Other) Amendment IV-3B for Fiscal Year 2008-09.

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 11/30/08.

Financial Impact: Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 11/30/08.

K-3. Comprehensive Annual Financial Report for Year Ended June 30, 2008 (Approved)

Approved the audited Comprehensive Annual Financial Report for the year ended June 30, 2008.

The audited Comprehensive Annual Financial Report (CAFR) is prepared in accordance with Generally Accepted Accounting Principles. The CAFR will be submitted to both the Association of School Business Officials International (ASBO) and the Government Finance Officers Association (GFOA) for consideration of the Certificate of Excellence and the Certificate of Achievement for Excellence in Financial Reporting awards. In order to be awarded these respective Certificates, the district must publish an easily readable and efficiently organized report. The district has received the Certificate of Excellence for the preceding twenty-five years from ASBO and has received the Certificate of Achievement for Excellence for the preceding twelve years from GFOA.

The CAFR was reviewed and approved by the Audit Committee on December 11, 2008. In addition, our external auditors have audited the financial statements and have rendered an unqualified opinion.

There is no financial impact to the district.

- K-4. Interim Financial Statements for the Period Ended October 31, 2008
(Approved)

Approved the Interim Financial Statement for the period ended October 31, 2008.

Financial Statements are required to be submitted to the School Board, pursuant to State Board Administrative Rule 6A-1.008.

There is no financial impact to the district.

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

- CC-1. Revisions to School Board Growth Management Policy 1161 (Adopted)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, to adopt the proposed revisions to School Board Growth Management Policy 1161, at this final reading.

On January 15, 2008, The School Board of Broward County, Florida (SBBC), adopted the existing School Board Policy 1161 to incorporate School Board obligations contained in the Amended Interlocal Agreement for Public School Facility Planning (ILA) and establish the SBBC's public school concurrency management system and other related growth management processes to enable the SBBC implementation of public school concurrency in Broward County.

On February 1, 2008, staff commenced the implementation of public school concurrency. However, since commencement of the SBBC review process, differences arose between the SBBC, Broward County and several Municipal staff members in their respective interpretation of certain provisions of the Amended ILA. In addition to these differences, it was realized that additional provisions were needed in the Policy to better clarify the review processes and ensure the effective implementation of public school concurrency. As such, it became necessary to propose revisions to the Policy. A Summary of proposed revisions to the Policy is articulated in Exhibit 2.

The revisions before the Board were approved as to form and legal content by the School Board Attorney. Also, the School Board approved the Policy at first reading on December 16, 2008. Therefore, it is recommended that the School Board should approve the revisions to the Policy, at this final reading.

There is no financial impact to the school district. This item does not require a collaboration form from the Capital Budget Department.

No discussion was held on this item.

CC-2. Revisions to Policy 6306: Homework Policy (Approved)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to approve the revisions to Homework Policy #6306, at this first reading.

The School Board recognizes the importance of assigning meaningful and quality homework to students. Research indicates that schools in which homework is routinely assigned and assessed tend to have higher achieving students. Homework fosters student achievement, independence, and responsibility and serves as a vital link between school and home. Therefore, it is the policy of Broward County Schools that meaningful and quality homework is required at all grade levels in all schools.

Policy 6306 was brought to the Board at a Workshop on December 11, 2008. The newly revised policy reflects the direction of the Board.

There is no financial impact to the district.

Mrs. Kraft, who reminded that a previous workshop discussion was held on this policy, stated she has questions for staff's response regarding the guidelines to the policy.

Motion to Postpone (Carried)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to postpone the item momentarily.

Following the action of Agenda Item EE-1, the following motion was made:

Motion to Remove Item from the Table (Carried)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman and carried, to remove the agenda item from the table for discussion.

Mrs. Kraft voiced concern that the guidelines have not been posted on the website. She stated that previously the Board indicated when adopting a policy the guidelines need to be before the Board so that a comparison can be made, side by side, between the guidelines and the policy.

Ms. Diane Carr, Executive Director, Core Curriculum, responded that historically the procedural guide has not been brought forward as part of the board item and it is posted once the policy is approved.

Responding to Mrs. Kraft's inquiry, Dr. Earlean Smiley, Deputy Superintendent, stated that the guidelines can be posted as a draft until the Board approves the policy.

Mrs. Kraft requested that the Procedural Manual for Homework Policy 6306 be posted as a draft copy on the School Board's Policies website.

Referring to standard school projects, Mrs. Kraft stated most school projects are being graded by the quality of the work; for example, the better it looks the higher the grade. She stated the cost of materials create an economic burden for parents. Mrs. Kraft requested that this issue be included in the policy or the guidelines between the first and second reading.

Mrs. Kraft further stated that students need to be able to access homework assignments at home. She requested that staff keep in mind the district's Technology Strategic Plan, as the goal is to ensure that every teacher have a website.

DD. OFFICE OF THE CHIEF AUDITOR

EE. CHIEF OPERATIONS OFFICER

**EE-1. Bid/RFP and Other Financial Recommendations \$500,000 or Greater
(Approved)**

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to approve the following Bid/RFP and other financial recommendations \$500,000 or greater:

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
29-088B	Ream Wrapped Paper – Various – Amount: \$500,000

Board approval of these Bid/RFP recommendations does not mean the amounts shown will be spent. These amounts represent the spending authority, which may be spread among the awarded vendors through the term of this contract from available funds already included in various school/department/center budgets.

There is no additional financial impact due to the award of these Bid /RFP recommendations. Funding is included in various school/ department/ center budgets.

No discussion was held on this item.

EE-2. Additional Recommendations on Existing Contract \$500,000 or Greater
(Approved)

Motion was made by Mrs. Hope, seconded by Mr. Williams and carried, to approve additional expenditures on previously approved term contracts as shown below. The recommendations are requests for additional expenditures only and do not require any changes to the district budget.

A. APPROVAL FOR AN ADDITIONAL EXPENDITURE ON THE FOLLOWING CONTRACT:

1. 24-034N – Temporary Trades People Services (\$4,500,000 requested; \$2,200,000 previously approved on 11/14/07; \$750,000 previously approved on 7/24/07; \$2,700,000 previously approved on 4/18/06; \$2,300,000 previously approved on 3/1/05; \$2,500,000 originally approved on 9/16/03)

It is recommended the School Board authorize an additional expenditure of \$4,500,000 to the subject contract. The amount of the recommended spending authority is available from funds already included in the District's budget. This recommendation will allow the Physical Plant Operations Department to continue purchasing the services of temporary trades people as required until a new RFP has been awarded. The current bid has been extended on a month-to-month basis and will provide for an approximate total expenditure of \$14,950,000.

Items submitted for renewal approval have been evaluated by user departments and schools. It has been determined satisfactory service is being provided and the contract prices are currently the best value based on current vendor prices, comparable prices from other agencies and/or the Consumer Price Index (CPI) data. Recommendations are being made for additional expenditures on previously approved term contracts. These recommendations are requests for additional expenditures only, and the amount is available from funds already included in the district's budget. These recommendations authorize additional expenditures until the expiration date of each contract. At that time the contract will be re-bid according to Board Policy, unless the contract is renewed per the terms and conditions of the bidding documents.

These recommendations for additional spending authority will be funded from available funds already included in various school/department/center budgets or as described in the Summary Explanation and Background. This does not increase the existing budget.

No discussion was held on this item.

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

GG. HUMAN RESOURCES

GG-1. Re-Opener of the Collective Bargaining Agreement between The School Board of Broward County, Florida, and the Broward Teachers Union – Technical Support Professionals (BTU-TSP) for 2008-2009 (Adopted)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Bartleman and carried, to adopt the amendments of the Collective Bargaining Agreement between The School Board of Broward County, Florida and the Broward Teachers Union – Technical Support Professionals (BTU-TSP) July 1, 2008 – June 30, 2010.

The Agreement provides for an average 3.25% increase for the 2008-2009 school year.

The salary adjustments of 3.25% for this bargaining unit will generate a total payroll increase of approximately \$1,629,649 for 2008-2009 including fringe benefits.

The increase in funds required for this Agreement is in reserve in the General Fund established for salary increases.

Mrs. Lynn Strong, Associate Superintendent, Human Resources, thanked the School Board for their assistance, support and dedication to the district employees, by allowing a generous increase in these hard economic times. Mrs. Strong stated this was made possible by implementing strategic measures to save money so that employees could be given a raise.

Mrs. Strong introduced staff who were instrumental in these negotiations: Mrs. Sue Damala, Director, Employee Relations; Mr. Lorenzo Calhoun, Specialist, Employee Relations, Co-Chief Negotiator; Ms. Marcia Bynoe, Director, Health Education Services; Sylvester Davis, Director, Physical Plant Operations; Mrs. Vicki Kaufman, Director, Noninstructional Staffing; Mr. Ruben Parker, Director, Transportation Services; Mr. Rick Ragland, Executive Director, Facilities Project Management; Mrs. Phyllis Schiffer-Simon, Director, BECON; Mr. Chuck Stanley, Director, Technical Support Services, ETS; and Mrs. Jennifer Hodder, Clerk Specialist, Employee Relations.

Additional gratitude was extended to the TSP Team for bringing this contract to resolution.

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

JJ-1. Change Orders (Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to approve change orders as listed for various school projects. Approve an additional appropriation \$62,483 from the Capital Projects Reserve. Approve an additional appropriation of \$9,038 from District Wide Playgrounds.

<u>Atlantic West Elementary</u>		Change Order 02	\$5,964
Owner Request	\$-1,299 (CREDIT)		
Unforeseen Condition	\$7,263		
<u>Banyan Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Bennett Elementary</u>		Change Order 01	\$28,793
Consultant Error	\$3,119		
Owner Request	\$20,754		
Unforeseen Condition	\$4,920		
<u>Coconut Creek Elementary</u>		Change Order 01	\$14,916
Unforeseen Condition	\$14,916		
<u>Coral Park Elementary</u>		Change Order 02	\$17,930
Unforeseen Condition	\$17,930		
<u>Cresthaven Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Cypress Run Education Center</u>		Change Order 12	\$-2,473,030 (CREDIT)
Owner Request	\$-2,473,030 (CREDIT)		
<u>Drew, Charles Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Driftwood Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Forest Hills Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Horizon Elementary</u>		Change Order 02	\$2,170
Unforeseen Condition	\$2,170		

<u>North Lauderdale Elementary</u>		Change Order 02	\$11,276
Unforeseen Condition	\$11,276		
<u>Forman, Blanche (Nova) Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Orange Brook Elementary</u>		Change Order 10	\$6,376
Owner Request	\$6,376		
<u>Palm Cove Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Park Ridge Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Pines Middle</u>		Change Order 15	\$28,928
Unforeseen Condition	\$28,928		
<u>Piper High</u>		Change Order 16	\$3,290
Consultant Error	\$3,290		
<u>Riverglades Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Sea Castle Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Village Elementary</u>		Change Order 04	\$-270,502 (CREDIT)
Consultant Error	\$11,805		
Owner Request	\$-282,307 (CREDIT)		
<u>West Broward High</u>		Change Order 05	\$30,265
Consultant Error	\$33,128		
Owner Request	\$-2,863 (CREDIT)		
<u>Westchester Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		
<u>Winston Park Elementary</u>		Change Order 01	\$4,375
Owner Request	\$4,375		

Financial Impact: Banyan Elementary - Project No.: P.000398 \$1,470; Cresthaven Elementary – Project No.: P.000164 \$928; Palm Cove Elementary – Project No.: P.000592 \$4,375; Park Ridge Elementary – Project No.: P.000391 \$1,361; Pines Middle – Project No.: P.000370 \$28,928; Piper High – Project No.: P.000380 \$3,290; West Broward High School – Project No.: P.000660 \$30,265; Westchester Elementary – Project No.: P.000468 \$904.

An additional financial impact of \$62,483 will come from the Capital Projects Reserve. An additional financial impact of \$9,038 will come from District Wide Playgrounds. There is no additional financial impact to the district for the remaining projects.

Mrs. Bartleman thanked staff for the memorandum providing the information she requested.

- JJ-2. Professional Services Agreement – Construction Management at Risk Project –Harvard Jolly, Inc. – Concurrent Replacement (2 story) TV/Radio Studio – BECON, Davie – Project No. P.000808 (f.k.a. 9129-99-51) (Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Kraft and carried, to approve the agreement with Harvard Jolly, Inc., for Concurrent Replacement (2 story) TV/Radio Studio, BECON, Project No. P.000808, in the form of the Professional Services Agreement, and authorize the Deputy Superintendent to reimburse the Project Consultant for costs pursuant to the Professional Services Agreement.

Scope of Work: Construct a new two story TV/Radio Production facility to replace the existing BECON/Instructional Television facility. The new two story building will consist of approximately 52,000 gross square feet in addition to any required site improvements, such as, parking, ingress and egress, drives and landscaping. The building program will include facilities graphics, video graphics, school services, administration, traffic (program scheduling), distance learning, program development production, engineering, custodial, and radio to include secondary/post-secondary tv/radio production, public, staff and student restrooms. Construct new parking, new generator building to include appropriately sized generator, new transmitter tower and related structural support; demolish existing facility upon completion of new building.

The Qualification Selection Evaluation Committee selected Harvard Jolly, Inc., The School Board of Broward County, Florida, approved the selection March 18, 2008, and the Superintendent's Negotiating Committee met with Harvard Jolly, Inc., and negotiated a fixed fee in accordance with Article 5 of the Professional Services Agreement.

The Architectural/Professional Liability Insurance has been agreed upon pursuant to Article 9 of the Professional Services Agreement based upon the Project Contract Cost. The Office of the Chief Auditor and Risk Management departments have reviewed this agreement, and the School Board Attorney has approved it as to form and legal content.

The agreement form for Architectural/Engineering services was approved by the Board on April 10, 2007.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, Appendix E, Page 3. The total fees included in this item are \$1,330,000. They include a Fixed Design Fee of \$1,230,000 and Supplemental/ Reimbursable Services of \$100,000.

No discussion was held on this item.

- JJ-3. Guaranteed Maximum Price – Stiles Construction Co. – New Food Service Multipurpose Building, Renovations, and Site Improvements – Tropical Elementary School, Plantation – Project No. P. 000138 (f.k.a. 0731-24-01) (Approved)

Motion was made by Mrs. Hope, seconded by Ms. Gallagher and carried, to approve the Final Guaranteed Maximum Price (GMP) in the amount of \$11,383,389, submitted by Stiles Construction Co., for Tropical Elementary School, Kitchen/ Cafeteria, Project No. P. 000138.

Project Consultant: Zelch & McMahon Architects
Scope: Construct new stand-alone kitchen/ cafeteria in new location and renovate/ remodel old kitchen/ cafeteria into three (3) classrooms, upon completion of new facility. Correct drainage, parent-drive, relocate play courts, and IAQ.

The Board previously approved CM fees of \$1,880,000, and Construction Budget (FLCC) of \$11,400,750.

The Final GMP Manual is available for review at the Facilities and Construction Management Division.

The financial impact is \$9,503,389, which is the Cost of Work. This item results in Cost of Work of \$9,503,389 and Construction Manager's fee of \$1,880,000. This project is included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013 for \$14,767,284 on page 127.

No discussion was held on this item.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Adjournment This meeting was adjourned at 3:35 p.m.

RT