

Approved in Open Board Meeting, February 18, 2009

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

February 3, 2009
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:20 a.m., Tuesday, February 3, 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 was absent); Vice Chair Jennifer Leonard Gottlieb; Members, (Robin Bartleman was absent), (Beverly A. Gallagher was absent), Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Benjamin J. Williams, (Superintendent James F. Notter was absent), Donnie Carter, Deputy Superintendent, and Edward J. Marko, Esq.

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

Mrs. Gottlieb announced that Mrs. Bartleman and Ms. Gallagher are attending the National School Boards Association's 36th Annual Federal Relations Network Conference in Washington, D.C. Attendance by Board Members at this conference will help to carry the public education message to the new President and members of Congress.

Also, Ms. Dinnen, Superintendent Notter and Mr. Ben Leong, Chief Financial Officer, are in Tallahassee for scheduled meetings with the Tri-County Regional Business Council, along with Governor Crist and members of the Legislature.

Minutes for Approval Motion was made by Mrs. Hope, seconded by Mr. Williams and carried, to approve the official minutes for the following Board Meetings, as amended: Ms. Dinnen, Mrs. Bartleman, Ms. Gallagher were absent. Mrs. Kraft had not yet assumed her seat on the dais. (5-0 vote)

December 16, 2008 – Regular School Board Meeting
January 13, 2009 – Special – Student Expulsions
January 13, 2009 – Regular School Board Meeting
January 13, 2009 – Special – The Broward School Board Leasing Corporation

Mrs. Hope referred to the January 13, 2009 Regular School Board Meeting, page 7 of 42, first paragraph, second sentence, to reflect correction of ~~Knob~~ to Nob Hill.

Mrs. Hope, who informed her colleagues that she must leave the meeting early, stated that she was unaware there was a 4:00 p.m. time certain of Agenda Item F-1, Immediate Termination of Charter School Agreement with Community Education Alliance, Inc. (d/b/a "Sunrise Community Charter School"). Mrs. Hope requested a deferral of the item, as the school is in her district and she would like to participate in the discussion.

Mr. Carter informed that representatives intend to be present at the meeting and the attorney representing the school asked for the time certain.

Mr. Williams stated this is a sensitive item and the community has been notified of the time certain.

Mrs. Hope stated the community should know that their Board Member would like to discuss and hear responses concerning the issues, including the community's concerns and the district's interaction with the city.

Concurring that representatives have requested a 4:00 p.m. time certain, Mrs. Gottlieb suggested that Mrs. Hope speak with Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support, to get information and answer any questions.

Mrs. Hope stated she would have appreciated a phone call informing her of the added time certain, prior to today's meeting, without her having input or prior knowledge that the item was going to be placed on the agenda.

Close Agenda Upon motion by Mrs. Murray, seconded by Mr. Williams and carried, the Agenda was approved and declared closed. Ms. Dinnen, Mrs. Bartleman, Ms. Gallagher were absent. Mrs. Kraft had not yet assumed her seat on the dais. (5-0 vote)

SPECIAL PRESENTATION

Proclamation for Vera Ginn for her Years of Service to Broward County Public Schools

Mr. Williams read and presented a proclamation recognizing Mrs. Vera Ginn, Director, Special Programs, Title I. Ms. Ginn has devoted 35 years in the field of public education as a teacher at various schools, and certified as a reading specialist, was listed in Who's Who in American Education in 1996 and 1997, and was chosen Teacher of the Year in 1999. Ms. Ginn served as Teacher on Special Assignment for the Title I program for two years, Specialist for the Title I Secondary department for three years, Coordinator for Title I Migrant and Special Programs, and became Director of Title I Special Programs in 2003.

Mr. Williams stated that the School Board proudly honors Ms. Ginn for her many years of dedicated service and promoting superior programs, and meeting the educational needs of all students.

Dr. Harrison informed the Board that she attended the Title I Parent Involvement event on Saturday, with over 600 parents in attendance which Mrs. Ginn could not attend due to a death on the family. She said that Saturday's event exemplified her true leadership, in her absence. Dr. Harrison stated that the Title I department helps to ensure that the district is providing the best for the most needy children.

Mrs. Ginn stated she was deeply honored and greatly humbled by the Board's recognition. She stated she has tried very hard for 35 years to make Broward County proud and she did it for the betterment of the children and parents, and staff that she serves. Mrs. Ginn thanked the School Board and her staff.

Mrs. Ginn received congratulations by the School Board Members.

"A Child is Missing"

Mrs. Hope stated that two missing children she showcased, Chandra Henry and Caylee Anthony, have been tragically found.

Mrs. Hope stated that the A Child is Missing alert program is headquartered in Fort Lauderdale and they are visible in every state across the United States. The organization is credited with finding over 450 children safely with the assistance of law enforcement. Mrs. Hope said that A Child is Missing also provides assistance to the elderly who might be suffering from Alzheimer's and children with Autism and other cognitive impairments. In addition, a free service is offered, whereby a phone number can be placed online that becomes a part of the network. Approximately 1,000 calls can be distributed per minute to alert the community about a missing child.

Mrs. Hope presented a seven minute-dramatization video from A Child is Missing, one of five videos that have been produced. Mrs. Hope noted that she attended an event that showcased four videos. (A video presentation was made.)

Following the presentation, Mrs. Hope stated the program's website is: www.achildismissing.org, and President Sherry Friedlander and Vice-President Claudia Corrigan are present at today's meeting.

Mrs. Hope informed her colleagues that she will resume showcasing a missing child at the next School Board meeting.

Mrs. Gottlieb thanked Mrs. Hope for a moving presentation.

The following individuals addressed this item:

Beth Yowell (Leadership Broward Group, Class XXVII)

Dr. Parks praised Leadership Broward for taking on A Missing Child program as their project. He suggested that Leadership Broward may consider as a project the Anti-Bullying program.

Mrs. Hope thanked Ms. Yowell and Leadership Broward for bringing these issues out into the community. She indicated that at the recent event at the Paradiso Theater she discussed with Sheriff Al Lamberti his assistance in providing more strength to the district's cyberbullying policy.

REPORTS

District Advisory Council – Jeanne Jusevic

Mrs. Jusevic reported that the DAC met on January 14, 2009, with legislative training provided to members. Legislative Sub-Committee Chair Alana Mersinger led a discussion on legislative issues and how to use the newly-developed Legislative Handbook. A small toolkit has been developed to assist staff chairs, and at the February DAC meeting there will be a distribution of pre-paid postcards and address labels for the use of members to communicate to various legislators on issues of importance on public education. Members have been told to contact their senators to ask them to make sure that Florida's public education is not left out of the economic stimulus package.

DAC members discussed many issues, such as the attendance policy regarding suspensions and make-up work, the computer competency requirements, which will be discussed at today's board meeting, and the ESE issue regarding matriculation conferences from elementary to middle school, and middle school to high school. Gratitude was extended to Mrs. Leah Kelly, Executive Director, Student Support Services, and Mrs. Denise Rusnak, Director, Exceptional Student Education, who have agreed to meet with the parents who initiated this motion on Thursday, February 5, 2009.

Mrs. Jusevic further reported that DAC will be partnering with the Broward County Council of PTAs and Floridians for Quality Education in the community rally scheduled later this month. DAC has extended an invitation of involvement to those parents who are not involved in DAC and PTA.

Mrs. Jusevic thanked Board Members for their appointments to DAC. The next DAC meeting will be held on February 11, 2009, 6:30 p.m., at the K.C. Wright Board Room. Guest speakers will be Mr. Leong to discuss the current budget, and Ms. Gallagher will provide a legislative update.

Diversity Committee – Roland Foulkes

Mr. Foulkes thanked the School Board for further acknowledging Black History Month this year on its web site and throughout the schools. Various schools are scheduling events and initiatives throughout the month, and it is hopeful that by year 2010 there will be 100 percent participating schools. Mr. Foulkes stated that he spoke with Dr. Phyllis Schiffer-Simon regarding BECON's programming during Black History Month.

Mr. Foulkes discussed Agenda Item A-6. Resolution in Support of Designating February as Hindu Heritage Month, and stated that historically the month of February has been devoted to Black History concerns. He requested that the School Board review other months whereby the Hindu culture could be observed and recognized.

Mr. Foulkes announced that the Diversity Committee will hold its meeting on February 6, 2009, at the K.C. Wright Board Room, beginning at 6:30 p.m. Guest speaker will be Ms. Mary Fertig and attorneys from the Fertig and Grambling Law Firm, the firm that litigated the CCC lawsuit settlement agreement. There will also be a formal installation of officers and members of the Diversity Committee, with Board Chair Maureen Dinnen conducting the installation.

On Friday, February 6, 2009, Broward County will be celebrating the National Black HIV/AIDS Awareness Day at the Mount Olive Ministerial Center, 401 N.W. 9th Avenue. The theme is Black Life is Worth Saving. The 12th Annual Impact to Idea Summit will be convened at Nova Southeastern University on Saturday, February 7, 2009, sponsored by the Broward Education Foundation. Over 400 teachers will be in attendance at various workshops on new teaching techniques. Mr. Foulkes stated he will conduct a workshop on the Peace Corps Building Bridges Across Cultures and a workshop on the Annie E. Casey Foundation's Race Matters Toolkit.

Mr. Foulkes further reported that on February 9 and 10, 2009, the Broward County Health Department, along with other partners, will be convening a nationwide Indian Country Anti-Methamphetamine training, as Methamphetamine use at crisis levels is very high in many rural communities and Native American communities. This event will be held in Hollywood, the Crowne Plaza Hollywood Beach Hotel, and attendance is free of charge with registration.

Charter School Task Force - Ruth Lynch

Ms. Lynch, Mr. Williams' appointee to the Charter School Task Force, reported that a quorum was not available to hold a Task Force meeting. She requested that Board Members ask their appointees to the Task Force to attend the meetings, as work is unable to be completed. Ms. Lynch reminded that the meetings are held the third Thursday of every month.

Ms. Lynch informed that discussion was held on the Charter renewal application timeline and the required District Committee Training that will be held on February 4, 2009, 6:30 to 8:30 p.m. Ms. Lynch stated that Board Members appointees should attend this training at some point.

In closing, Ms. Lynch stated that everyone on the committee is to have the same agenda, to make sure that children are getting the best education possible.

BOARD MEMBERS

Ms. Murray discussed the incident at South Broward High School. Commending staff on their quick action to prevent any harm, Ms. Murray stated that the Miami Herald reported the incident out of proportion and insinuated that incidents were happening at the school that did not exist. She stated there is a good relationship with the community and the Hollywood Police Department prevented any harm to students. In addition, the principal and staff are working with parents and the community to ensure that everyone is on the same page. Ms. Murray informed that there are no gangs in Hollywood and there are no recognized gangs at any of the area schools. She stated the news article was detrimental to all the positive things going on at the school.

Dr. Parks informed his colleagues that Tedder Elementary's website is www.broward.k12.fl.us./Tedderelem/index.html.

Dr. Parks attended the FETC Conference in Orlando. Dr. Jeanine Gendron, Director, Instructional Technology, was honored for the Make It Happen award, the International Florida Council of Instructional Technology Leadership. Mr. Chuck McCanna, Principal, Nova Blanche Forman Elementary made a presentation on the use of iPods with parent conferences.

Dr. Parks stated that the Policy Council of the Broward County Educational Consortium will host the Next Generation Symposium – Preparing Prospective Educators - Supporting Continuing Educators on Friday, February 27, 2009, at the K.C. Wright Administration Center. The purpose of the symposium is to introduce the new standards that are being developed by the Florida Department of Education and to help education departments at institutions of higher education and K-12 providers to envision the application of these standards. Key speakers will be Dr. Eric Smith, Florida Commissioner of Education; Dr. Frances Haithcock, Chancellor of Education, and Mr. Will Holcombe, Community College Chancellor. The symposium will be broadcast to 12 statewide sites, be streamed live over the internet and broadcast live to all Broward County schools.

Dr. Parks highlighted the discussion at the Wellness Policy Committee; the high number of referrals of individuals seeking the Employee Assistance Program, for issues such as credit consolidation and home foreclosures. The Committee is updating the Wellness Strategic Plan, the Technology Report, and the Environmental Strategic Plan.

Dr. Parks reported that the Wellness Committee is conducting research regarding a high school's relationship of meal benefit status in the FCAT scores. Research has indicated a significant role that students' nutrition plays in the increase of FCAT scores.

Dr. Parks informed his colleagues that high school students using the Free and Reduced Lunch program are entitled a waiver of fees on SAT and ACT tests for juniors and seniors, including SAT II fees, admission applications for up to four college applications per test, four for SAT, and four for ACT.

In addition, fees paid by the district are reduced for students enrolled in AP Advanced Placement courses; for AP exams, scholarship opportunities and financial aid programs use Free and Reduced Lunch status as an indicator, and some colleges and universities use Free and Reduced Lunch status as indicators for the admission process.

Dr. Parks requested the Chief of Staff to inform the Superintendent to send a memorandum to the BRACE advisors that these financial benefits exist.

Mrs. Gottlieb informed her colleagues that she attended the Presidential Inauguration of the nation's 44th President. She stated it was exciting for her family to witness this event and she had the pleasure of speaking with the J.P. Taravella Band students as they were preparing to march.

Mrs. Gottlieb stated that she attended the Broward Education Foundation's 25th Anniversary celebration at Laffing Matterz. She thanked BEF and Mr. Scott Jordan, Tripp, Scott, for this fun event.

Congratulations was extended to Mr. Tony Dutra, 2010 Teacher of the Year winner, Hallandale Adult Center. Dr. Linda Lopez, the Principal, was in attendance. She stated that Dr. Parks hosted this successful event that recognized finalists and every Teacher-of-the-Year winners.

Mrs. Gottlieb stated that on January 30, 2009 she participated in the Nova High School Basketball Court dedication ceremony for Coach McNamara.

Mrs. Gottlieb discussed the recent incident at South Broward High School. She recognized Chief Wagner and the quick response of the Hollywood Police Department, as there were no injuries or weapons involved.

Mr. Williams attended a breakfast at Dillard High School with Mr. Notter and district staff on January 20, 2009, with the Government Delegation of the Middle East nation of Dubai. The delegation visited two programs in the United States and they chose to model Dillard's Performing Arts and Visual Arts Magnet program in their country. Also, they would like to establish a global partnership with this country.

Mr. Williams announced that Dillard High School Technology Magnet program held a successful Open House on January 28, 2009. Attending partners were Motorola, Apple Computers, Dell Computers, and DeVry University.

Mrs. Kraft informed her colleagues that she attended the Stoneman Douglas Safety Night event on January 28, 2009, led by parent activist and coordinator Shelly Heller. The event involved middle and high schools in the zone, Coral Springs, Westglades middle schools and Stoneman Douglas. A welcome speech was made by Sheriff Al Lamberti and keynote speaker Joe Solachi (sic), who talked about a Silence Hurts type of program. An anti-bullying unit made a presentation and a Broward Sheriff's unit presented internet safety tips, including parents spying on their children. The message for parents is to be aware of what children are doing on the computer and there are many items available to parents to help them become more aware.

Dr. Joseph Melita, Executive Director, Professional Standards and Special Investigative Unit, made a presentation on safety and security.

Mrs. Kraft announced that Broward County ROTC is participating in the Drill Team Championships on Saturday, February 7, 2009, with 1,200 Broward County ROTC student cadets. The event will be held at J.P. Taravella High School, 7:00 a.m. to 4:00 p.m.

Along with a picture slide presentation, Mrs. Kraft informed her colleagues that the Broward County Cultural Division, in partnership with the school district and the Broward Education Foundation, presented an Arts in Education Cultural Arts Grant. J.P. Taravella High School Art teachers Susan Anderson and Donna Haynes submitted a grant request to make a Butterfly Garden Mosaic mural. Other Art Teachers involved in the project were Art Teachers Ann Langer and Pat Taback, and Environmental Science Teacher Pamela McMahon and English Teacher Maureen Daffner.

An Artist in Residence, Beth Ravitz, public artist and mosaic muralist was brought in and worked with the teachers and students on this project. Ms. Ravitz has created murals with arts students throughout the district and she also worked on community projects which include mosaic tile murals and large metal sculptures.

Mrs. Kraft congratulated the students and faculty who worked hard on this project.

Speakers

Roland Foulkes
Shelly Heller

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. Hope, seconded by Mrs. Kraft and carried, to approve the Consent Agenda for the remaining items. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. (6-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support of Women's History Month – March 2009
(Adopted)

Adopted Resolution #09-63, in support of Women's History Month – March 2009.

- A-2. Resolution in Support of Music in Our Schools Month – March 2009
(Adopted)

Adopted Resolution #09-64, in support of Music in Our Schools Month – March 2009.

- A-3. Resolution in Support of World Languages Month – March 2009
(Adopted)

Adopted Resolution #09-65, in support of World Languages Month – March 2009.

- A-4. Resolution #09-66, Adopting SBBC Guidelines for Urban Concepts
(Adopted)

Adopted Resolution #09-66, which states that The School Board of Broward County, Florida, resolves to utilize the SBBC Guidelines for Urban Concepts for existing and future school sites.

- A-5. Resolution Recognizing National Teen Dating Violence Awareness and Prevention Week – February 2-6, 2009
(Adopted)

Motion was made by Mrs. Kraft, seconded by Dr. Parks and carried, to adopt Resolution #09-67, recognizing National Teen Dating Violence Awareness and Prevention Week – February 2-6, 2009. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

Mrs. Gottlieb read the resolution into the record.

No discussion was held on this item.

- A-6. Resolution in Support of Designating February as Hindu Heritage Month
(Adopted)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to adopt Resolution #09-68, in support of Designating February as Hindu Heritage Month. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

Following the reading of the resolution into the record by Mrs. Gottlieb, Mrs. Rita das Mittal thanked the Board for supporting the Hindu culture and heritage. Mrs. Das Mittal introduced her husband, Dr. Rakesh Mittal, Pediatric Emergency Room Physician, Director in four hospitals, and Chairperson of Pediatrics in two hospitals; Palmetto General Hospital, Boca Medical, St. Mary's Hospital and Bethesda.

B. BOARD MEMBERS

D. OFFICE OF THE CHIEF AUDITOR

D-1. Audit Reports for Internal Funds at 6 Schools in the North Area
(Received)

Received Audit Reports for Internal Funds at 6 Schools in the North Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2007 and 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year(s)</u>
Blanche Ely High School	2007
Coconut Creek High School	2007 and 2008
*Lyons Creek Middle School	2007 and 2008
*Pompano Beach High School	2007 and 2008
*Ramblewood Middle School	2007
*Winston Park Elementary School	2007 and 2008

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-2. Audit Reports for Internal Funds at 3 Schools in the North Central Area
(Received)

Received Audit Reports for Internal Funds at 3 Schools in the North Central Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2007 and 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year(s)</u>
*Castle Hill Elementary School	2008
*Larkdale Elementary School	2008
Sheridan Technical Center	2007

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal

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to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-3. Audit Reports for Internal Funds at 4 Schools in the South Area
(Received)

Received Audit Reports for Internal Funds at 4 Schools in the South Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2007 and 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year(s)</u>
Bethune Elementary School	2007
*Driftwood Middle School	2007 and 2008
Henry D. Perry Middle School	2007 and 2008
Pines Lakes Elementary School	2007

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-4. Audit Reports for Internal Funds at 7 Schools in the South Central Area
(Received)

Received Audit Reports for Internal Funds at 7 Schools in the South Central Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2007 and 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year(s)</u>
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*Arthur Robert Ashe, Jr. Middle School	2008
*Bennett Elementary School	2008
*Broward Estates Elementary School	2008
Eagle Point Elementary School	2008
*Martin Luther King Elementary School	2008
*Sunrise Middle School	2008
Wilton Manors Elementary School	2007 and 2008

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee’s December 11, 2008 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-5. Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2008-2009 (Received)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to receive Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2008-2009. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

Property and Inventory Audits of Selected Locations were performed, as authorized by the Florida Statute 2740.02(2), School Board Policy 1002.1 and School Board Policy 3204. The Audit report represents 33 locations in which a total of 16 locations had no exceptions and 17 locations had exceptions.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee’s December 11, 2008 meeting.

The source of funds to perform the Internal Property Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Mrs. Kraft requested that staff provide an explanation regarding missing items at the schools, as not all of the items that was reported missing was actually a missing item. Mrs. Kraft stated that after discussion at the Audit Committee and a subsequent report, it appeared there was sloppy bookkeeping than people taking equipment.

Mr. Patrick Reilly, Chief Auditor, Office of the Chief Auditor, informed the Board that the report indicates “unaccounted for” terminology for a

combination of events that occurred, such as a transfer made and the paperwork is not done. Mr. Reilly stated that it is a process of identifying the location the items went to and making the correction. Regarding physical inventory, Mr. Reilly stated the items remain on the inventory, there are items that are obsolete, and transfer items that have been removed and the paperwork is not "clean," or there is a serial number that is not identified. Mr. Reilly said it is a process of looking at what is on the inventory first and breaking down what happened to the item.

Mrs. Kraft stated that there are surplus items that may not have been documented, old items that would not have been worth anything but may show on the inventory with a different price. She stated there is an impression that new computers are being taken when in some situations it may be an old item that was surplus and did not go through the right paperwork.

Concurring, Mr. Reilly stated that in conjunction with the Area Superintendent, the Area Directors, and departments, everyone is downloading their inventory and checking for serial numbers, to keep better track of their inventory. Mr. Reilly discussed a couple of cases whereby equipment has been stolen and cases have been prosecuted. He stated the process includes the equipment and a serial number is disseminated in case the equipment is found, and the item is removed from the inventory. Mr. Reilly said that new procedures will be implemented in a new manual for these types of cases.

Mr. Carter informed the Board that the Superintendent has a committee that is working with Mr. Reilly and staff under the direction of Mr. Thomas Getz, Director, Capital Planning and Programs, to standardize the inventory-taking process. He stated this must be done at the time of purchase and delivery of the product, therefore, each phase is being discussed with schools and departments to see what happened and who is accountable for the equipment.

Mr. Carter stated that through these meetings the district will be able to develop a district-wide process, with a flow chart that identifies responsibilities and functions that tracks a piece of merchandise through delivery and its surplus.

D-6. Internal Audit Report – Audit of the Physical Plant Operations Division
(Received)

Motion was made by Dr. Parks, seconded by Mrs. Kraft and carried, to receive Internal Audit Report – Audit of the Physical Plant Operations Division. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

In accordance with the 2008-2009 Audit Plan, the Office of the Chief

Auditor has performed an audit of the Physical Plant Operations (PPO) Division.

The objective of this audit was to review PPO operations. However, during our audit of the PPO Division operations, we identified irregularities in the procurement process and administration of RFP 23-182N – Assessment of Maintenance Operations, which was awarded to a consulting firm.

The audit scope changes incorporated objectives intended to determine whether terms and conditions and the intent of RFP 23-182N were complied with; review the RFP procurement process; identify root causes for variances and irregularities, as noted; analyze the procurement practices associated with RFP 23-182N and compare them to applicable criteria; verify and reconcile total payments associated with RFP 23-182N, totaling \$919,184; report the current status of the associated recommendations for RFP 23-182N; ascertain whether internal controls were adhered to, and; report recommendations to the administration, if needed.

In our opinion, the purchasing practices and administration of the contract that was issued as a result of RFP 23-182N require strengthened internal controls and compliance with all applicable purchasing rules. We identified instances in which an oversight committee made recommendations that were not in compliance with procurement rules or RFP language, but were presented to the School Board for approval. We recommend those practices be reviewed and strengthened to safeguard the District's assets. Also, we identified several opportunities for the PPO Division to strengthen its operations through review and strengthening of internal controls, specifically regarding the segregation of duties within their division.

The eleven detailed audit observations/recommendations were discussed with the Chief Operations Officer and PPO Division staff. Five observations/recommendations were associated with purchasing and administration/compliance with terms and conditions of RFP 23-182N.

Six observations/recommendations were associated with operational and efficiency issues within the PPO Division, with a potential savings of \$2.5 million if recommendations are implemented.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Mrs. Kraft, who voiced concern over the detailed Audit Report, stated she would like to have an in-depth study at a workshop. Mrs. Kraft stated that sometimes the agenda item appears to be received but there is a lot of information that does not go forward.

Dr. Parks further requested that staff review the recommendations that were made in this Board item and develop a matrix of what the recommendation is and how it will be handled. In addition, to provide the Board with a report in relationship with this Audit and bring it to a workshop.

Mrs. Kraft requested that staff identify in this Board item several recommendations and, if implemented could result in a \$2.5 million savings. Mrs. Kraft stated that anything that would give the district savings would definitely need a follow-up to ensure that this is being implemented.

Opining that there is a lack of communication between divisions and departments, Dr. Parks stated it was evident in this audit that some of the work orders were arbitrarily done without any communication with anyone. Dr. Parks further stated this is an expensive contract and it needs to be taken to another level, look into the entire Physical Plant Operations (PPO) division and establish a flow chart of communication.

D-7. Moore Stephens Lovelace, P.A.'s Management Letter for the Year-Ended June 30, 2008 (Received)

Received Moore Stephens Lovelace, P.A.'s Management Letter for the Year-Ended June 30, 2008.

The School Board's external auditor, Moore Stephens Lovelace, P.A., completed their Management Letter ("the Report") for the year ended June 30, 2008. The Report notes certain matters involving the District's internal control structure and its operations and contains recommendations relative to those matters. Management's responses to the six audit observations/recommendations (three current year and three prior year) are included in the Report.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Management Letter was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the School District. The Management

Letter is a requirement of the Independent Annual Auditing services performed by Moore Stephens Lovelace, P.A.

- D-8. Moore Stephens Lovelace, P.A.'s Auditors' Reports Required by the Office of Management and Budget (OMB) Circular A-133 (Single Audit Report) for the Year Ended June 30, 2008 (Received)

Received Moore Stephens Lovelace, P.A.'s Auditors' Reports Required by the Office of Management and Budget (OMB) Circular A-133 (Single Audit Report) for the Year Ended June 30, 2008.

The School Board's external auditor, Moore Stephens Lovelace, P.A. completed their Single Audit report in accordance with OMB Circular A-133 for the Year Ended June 30, 2008. The Schedule of Expenditures of Federal Awards (the Schedule) presents the activity of all federal award programs for The School Board of Broward County, Florida, for the year ended June 30, 2008. Federal awards received directly from federal agencies, as well as federal awards passed through other governmental agencies are included in the schedule. Federal financial assistance expenditures are reported in the general purpose financial statements as expenditures in the Special Revenue Fund. The total expenditures of federal awards amounted to \$241,690,772. There were no findings or questionable costs reported for the fiscal year ended June 30, 2008.

This report is intended to be used as a resource for management and staff. The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's December 11, 2008 meeting.

The source of funds to perform the Single Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no financial impact to the school district. The Single Audit Report is a requirement of the Independent Annual Auditing services performed by Moore Stephens Lovelace, P.A.

E. CHIEF OPERATIONS OFFICER

- E-1. Authorization to Direct Negotiate in Accordance with RFI 29-086V – Property Insurance Services (Approved)

Motion was made by Dr. Parks, seconded by Mrs. Kraft and carried, to authorize direct negotiations with Arthur J. Gallagher Risk Management Services, Inc., for the placement of the District's property and casualty insurance policies. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

In November 2007, an analysis of potential alternatives to traditional property insurance was presented at a Board workshop. The recommendation of the analysis was to renew the District's current

property insurance program effective May 2008, while continuing to explore the feasibility of several alternatives. The School Board of Broward County, Florida, (SBBC) released RFI 29-086V – Property Insurance Services on October 8, 2008. The RFI was intended to solicit information and conceptual programs from interested and qualified organizations that would provide the District with either property insurance or alternatives to insurance.

Prior to the release of the RFI, a cross-functional group, the Property Insurance Services Review Committee (Committee), was assembled to review the RFI submissions and recommend a long-term strategy for financing the District's property risk. *(Please see Exhibit 2, communication dated September 17, 2008, concerning Risk Financing Alternatives)*. On November 12, 2008, the district received six proposals in response to the RFI.

Following the receipt of these proposals, a meeting was held on December 1, 2008, by the Committee in conjunction with the District's Insurance Consultant, (Siver Insurance Consultants) to review each of the proposals. Following this review, a shortlist of the proposals was made in order to interview selected individual proposers. The shortlist of proposers was Arthur J. Gallagher Risk Management Services, Inc., (AJG), Marsha USA, Inc., and Risk Management Associates Inc., d/b/a Public Risk Insurance Agency (Brown & Brown). The shortlist of proposers was selected on the basis of their recommended proposals and their experience/ qualifications to implement such a proposal. On December 11, 2008, the Committee interviewed and heard presentations of the shortlisted proposers. All of the shortlisted proposers recommended traditional insurance models with varying program structures. Ultimately, it was the consensus of the Committee for staff to meet with Arthur J. Gallagher Risk Management Services, Inc., (AJG) to conduct direct negotiations for property insurance services. AJG's proposal best satisfied the four major objectives of the RFI: *financing the property risk at the most reasonable long-term costs, minimizing future variations of the property insurance market, maximizing financial recoveries in the event of a loss, and maximizing eligibility for and access to FEMA public assistance disaster funds.*

RFI 29-086V, Property Insurance Services, outlined the ability for the district to initiate direct negotiations with one or more respondents to eventually establish contract(s) for services for property insurance or alternate risk financing services. Further, such negotiations are authorized by the State Board of Education Administrative Rules, Board Rule 6A-1.012(11) and School Board Purchasing Policy 3320.

The district has authorized such negotiations in the past. Most recently, the School Board provided authorization to renew its 2008-09 property and casualty insurance policies. *(Please see Exhibit 3, Board Agenda Request*

EE-2)

Additionally, it was recommended by the Committee to modify the structure of the District's current program consistent with the recommendations identified in AJG's proposal. It is anticipated this modification to the program's structure will result in reduced premiums, maximize financial recoveries in more catastrophic losses, and maintain eligibility for, and access to FEMA public assistance disaster funds.

Upon successful negotiations, staff will present the resulting contract for approval at the March 3, 2009 School Board Meeting.

There is no financial impact to the district at this time. The financial impact will be presented as an estimated spending authority in conjunction with the request to approve the negotiated contract.

Ms. Virginia Delago, Senior Vice President, Marsh USA, spoke in opposition of the selection of Arthur J. Gallagher to provide property and casualty insurance coverage for the district. Ms. Delago stated that in December of 2007, the consultant recommended that separate negotiations be conducted with the broker about their compensation. She stated the revenue is \$ 2.1 million and the next highest RFI is \$800,000, a difference of \$1.3 million which could go to the district. In addition, Marsh offered two-year, five-year, and ten-year plans; the district requesting maximization of financial recovery after a loss, and Marsh was the only bidder that has a forensic accounting unit that helps with claim preparation, including a FEMA specialist.

Remarking that Marsh USA, Inc. has raised legitimate concerns today, Dr. Parks stated that for the comfort level of the Board, he is requesting that staff independently look at each of Marsh's concerns and provide a response to those concerns.

Mr. Carter responded that Siver, the district's insurance consultant, will review the written concerns as part of the negotiations and a separate response will be provided to the Board, as to how each of the concerns were addressed, to see whether or not there is an advantage to the district. In addition, what the ancillary considerations may be as it relates to each of the concerns.

Mr. Carter indicated that with an RFP or an RFI related to certain services, it is common to have one proposer provide a lower price than another proposer. However, the price cannot be taken out of context when considered with the other factors of the RFP.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Immediate Termination of Charter School Agreement with Community Education Alliance, Inc. (d/b/a "Sunrise Community Charter School")
(Approved)

Motion was made by Mrs. Kraft, seconded by Mr. Williams and carried, to immediately terminate the Charter School Agreement with Community Education Alliance, Inc., (d/b/a "Sunrise Community Charter School") pursuant to Section 1002.33(8)(d), Florida Statutes, for good cause and due to the threat to the health, safety and welfare of the charter school's students in that the charter school ceased its delivery of educational services on January 6, 2009; lacks a facility possessing the certificates of occupancy necessary to conduct an educational program; and has disrupted the education programs of its enrolled students. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

On May 2, 2006, The School Board of Broward County, Florida ("SBBC") approved a Charter School Agreement permitting Community Education Alliance, Inc., to operate Sunrise Community Charter School ("School") at 7100 West Oakland Park Boulevard, Sunrise, Florida 33351 ("7100 Facility"). The charter school opened in the fall of the 2006-07 School Year. Due to numerous life safety violations, the City of Sunrise acted on December 19, 2008 to rescind the certificate of occupancy that had previously permitted an educational program to be offered at the 7100 Facility. A new certificate of occupancy was issued which only permitted the 7100 Facility to be used for assembly purposes. As a result of this change in the certificate of occupancy, it was no longer possible for the School to operate a public educational program at the 7100 Facility.

The School relocated to a new facility at 2099 West Prospect Road, Tamarac, Florida 33309, but was unable to obtain from the City of Tamarac a certificate of occupancy necessary to utilize that site for a public educational program in accordance with Section 14.3 of the Charter School Agreement.

After delivering educational services to students the first two days following Winter Break, at a facility that lacked an appropriate certificate of occupancy, the School ceased its delivery of educational services and assisted its students to enroll in other schools.

The School's cessation of the delivery of educational services, lack of an adequate facility that possessed the certificates of occupancy and the total disruption to the educational programs of its students constitutes a threat to the health, safety and welfare of its students and is good cause for the immediate termination of the School's Charter School Agreement.

There is no financial impact to the district if this item is approved.

Mr. Marko informed that the Attorney's office has been in communication with the school's attorney, who will provide a presentation to the Board.

Mr. Franklin Zemel, Esq., informed the Board that he is present on behalf of the Sunrise Community Charter School, along with Pastor G. Oliver Barnes, President of the charter school.

Referring to Section 20.2 of the Charter School Agreement, Interference with Performance, Mr. Zemel indicated that the provision provides if the school is not able to provide service for a cause beyond their control, it would not be a breach or cause for termination under this particular charter. Mr. Zemel informed the Board that his firm was retained by the school two years ago to handle what was perceived as unusually harsh enforcement by the City of Sunrise Fire officials and, as a result, clearance was given in August 2008 for the temporary headquarters of the school. This resulted in diminished capital for the completion of permanent improvements. Mr. Zemel stated that in December 2008 officials presented the school with alleged violations.

Mr. Zemel further stated that the school was never in a position that it would not comply with the enforcement, as the inspection report provided the school a minimum of 30 to 90 days to cure the violations which did not include any serious life/safety issues. He stated the Board of Rules and Appeals directed the City of Sunrise to terminate the school's occupational license after many years and money has been spent.

Mr. Zemel stated that one day the school is told they have a clean bill of health and the next day they are told they have 37 non-serious fire issues that were already in the process of being fixed. Mr. Zemel opined that this constitutes an interference with performance, which is an issue beyond the school's control.

Mr. Marko responded that the provision indicates that provision 20.2 relates to catastrophic events, not the fact that somebody changed the occupational license. In addition, the charter school does not have the occupational license; it is the owner of the property that gets the license, the church, who had not put its facility in good order to lease the facility to the school. Mr. Marko stated that the City of Sunrise felt it was important to address the issues more stringently, therefore, the city revoked the certificate for school purposes and allowed the church to worship.

Mr. Marko further stated that the school is aware that they missed the deadline to apply for the 2009-2010 school year, but the school did not cause the problem that transpired.

Mr. Marko informed the Board that during the Winter school recess, Dr. Harrison and staff worked with the school to resolve the issue so that the children and parents could be notified of alternative schools that were available.

Concurring, Ms. Luwando Wright-Hines, Director, Charter Schools Support, stated that staff worked with the school to ensure that the students' transition went smoothly.

Mr. Marko advised that the school's contract is for the students to be educated within 180 days but they are not providing a service, therefore, the contract is not viable. Mr. Marko stated that the school has the legal obligation to house students safely, and that the building does not pass the requirements of the violations.

Mr. Zemel responded that "any other cause beyond either parties' control" is not limiting language, but it is broadening language. If there is any cause beyond the parties' control, then it is not a default under this particular agreement. Remarking that there is not a fire issue or children at risk, Mr. Zemel requested that the proceedings be adjourned 30 days to further discuss the issue and to remedy the situation.

Mr. Vignola advised that one of the more stringent requirements for a certificate of occupancy is for one that will house a public educational facility. Mr. Vignola stated the basis by which any school district grants a charter agreement to an applicant is to authorize that applicant to deliver an educational program, to be a charter school operator. He said the school has ceased operating the educational program and delivering it to its enrolled students because the facility is unable to have a facility that holds the proper occupational license to house that educational program.

Responding to Dr. Park's inquiry, Mr. Marko stated that the city performed the inspections and they have the sole jurisdiction and authorization regarding the certificate of occupancy.

Mrs. Kraft stated that the children are currently in other schools and there is no facility, so there is no longer discretion with the Board.

Mr. Marko stated that the facts are not going to change, as the school elected to stop the education for students because they did not have an acceptable legal facility to house the students.

Mrs. Kraft stated that a delay will not change the fact that the students are not being served at this time in this facility, which is the basis for the termination.

Mr. Marko stated he does not know of a solution to extend services when those services are not being provided.

Responding to Mrs. Kraft's inquiry, Mr. Vignola stated that the school has the ability to re-apply for a charter school for the 2010-2011 school year. The August 2009 deadline has expired for the 2009-2010 school year.

Mrs. Gottlieb, who discussed the welfare of the students, stated that the students began their year at the charter school and then were placed at other facilities in January. She said it would be too disruptive if the students were to return to this facility again, if all corrections were made.

A motion was made by Dr. Parks, seconded by Mrs. Kraft, to accept the Superintendent's recommendation, as noted in the Requested Action.

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 as amended)

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. This item was amended to reflect the withdrawal of one name.

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 page 19 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.

Newly appointed district personnel were recognized by Board Members.

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 #12 (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 303.

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

G-6. Approval of Teachers Out-of-Field (Approved)

Approved the list of teachers to teach out-of-field in the Broward County Public Schools.

This recommendation is made with the understanding that the individuals indicated will comply with all regulations of the State Board of Education and The School Board of Broward County, Florida. A total of 348 teachers were identified as out-of-field; however, 176 of them were previously Board-approved out-of-field and are in the process of completing mandated training requirements. The remaining 172 teachers are being placed out-of-field for the first time in their respective subject areas.

SBER 6A-1.0503 Definition of Qualified Instructional Personnel requires out-of-field teachers to take at least six (6) semester hours towards certification or take and pass the appropriate subject area exam. Teachers out-of-field due to the English for Speakers of Other Languages (ESOL)/Multicultural Education Training Advocacy (META) Agreement are required to follow the established timeline.

There is no additional financial impact to the school district. Funding is allocated in the budget.

G-7. Recommendation(s) for Instructional / Noninstructional Discipline for the 2008-2009 School Year (Approved)

Approved the recommendation(s) for discipline as listed 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

I. OFFICE OF THE SUPERINTENDENT

- I-1. Name Change for The College Academy at Broward Community College (Approved)

Approved name change for The College Academy at Broward Community College to The College Academy at Broward College.

On July 1, 2008, Broward community College officially became Broward College. This name reflects the college's new status as a four-year baccalaureate degree-granting institution.

Due to this change, I am requesting that The College Academy at Broward Community College formally changes its name to The College Academy at Broward College. This name change will not affect any other business changes.

There is no financial impact to the district.

- I-2. Petition for Formal Proceedings (Received)

Received the Petition for Formal Proceedings submitted by the Superintendent in reference to this teacher, and that teacher be suspended immediately without pay pending final action on these charges.

The Professional Standards Committee found probable cause of inappropriate conduct and inappropriate contact with students.

There is no financial impact to the school district.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- J-1. Pre-Qualification of Contractors – Approval of Application and Issuance of Certificates (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on January 7, 2009, to review Contractor Pre-Qualification Staff Application Review Executive Summaries received for the following contractors and makes the following recommendations to the Superintendent of Schools:

* ** Acecon Construction, Corp. – Issue Pre-Qualification Certification
Bergeron Land Development, Inc. – Issue Recommendation to Approve Request
Complete Building Maintenance Co., LLC – Issue Pre-Qualification Re-Certification

Enviroca Corporation – Issue Recommendation to Deny Application
* ** Florida Electric Contracting Service, Inc. – Issue Pre-Qualification Certification
* KVC Constructors, Inc. – Issue Pre-Qualification Certification
Recreational Design & Construction, Inc. – Issue Pre-Qualification Re-Certification

** Sal’s Abatement Corporation – Issue Pre-Qualification Re-Certification
TCS Contracting Corp. – Issue Recommendation to Deny Application
* Therma Seal Roof Systems, Inc. – Issue Pre-Qualification Certification

*New Certification **Certified M/WBE and/or SBE

The Pre-Qualification Application reviews were conducted and the recommendations were determined in accordance with F.S. 1013.46, State Requirements for Educational Facilities and Board Policy 7003.

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

J-2. Approve Request for Qualifications and Authorization to Advertise – Continuing Contracts for Cost Estimator Services (Approved)

Approved the Request for Qualifications (RFQ), Selection Criteria, and Selection Criteria Scoresheet for Continuing Contracts for Cost Estimator Services; and authorize advertising the Public Announcement.

The Request for Qualifications (RFQ) is intended to procure Cost Estimator Services for construction projects.

Selection for the services shall be in accordance with Board Policy 7003, and the criteria in the Request for Qualifications (RFQ) as indicated in the Exhibits. The Qualification Selection Evaluation Committee shall shortlist, interview, and select. The Board will award contract to the Consultant.

A complete copy of the RFQ is available for review 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-3. Authorize Rejection of Responses – Construction Management at Risk Services – Coral Springs Middle School, Project No. P.001167, Coral Springs (Withdrawn)

- J-4. Grant of Utility Easement to Florida Power and Light (FPL) for Electrical Service at Boyd Anderson High School (Approved)

Approved the grant of a utility easement to Florida Power and Light (FPL) for electrical service at Boyd Anderson High School.

The proposed 10' utility easement was requested by FPL due to the construction of the new cafeteria building located directly on top of the existing FPL lines, which will be relocated to the easement area.

The School Board Attorney has approved the easement 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.

- J-5. License Agreement between Greater Fort Lauderdale/Broward County Convention Center and The School Board of Broward County, Florida, to Hold the 2009 Broward National College Fair (Approved)

Approved the License Agreement between Greater Fort Lauderdale/Broward County Convention Center and The School Board of Broward County, Florida, to hold the 2009 Broward National College Fair.

The School Board of Broward County, Florida, in conjunction with the National Association of College Admission Counseling (NACAC), will hold the 2009 Broward National College Fair at the Greater Fort Lauderdale/Broward County Convention Center, November 5 and 6, 2009.

It is the policy of the Convention Center for the licensee to execute the agreement first.

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

There is no financial impact to the school district; therefore, this item does not require a collaboration form from the Capital Budget Department. All costs will be paid by the National Association for College Admission Counseling (NACAC).

- J-6. Grant of Utility Easement to Florida Power and Light (FPL) for Electrical Service at Elementary School "A" (Approved)

Approved the grant of a utility easement to Florida Power and Light (FPL) for electrical service at Elementary School "A".

The proposed 10' utility easement was requested by FPL to provide service to the new school.

The School Board Attorney has approved the easement 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.

- J-7. Grant of Utility Easement to Florida Power and Light (FPL) for Electrical Service at Nova Middle School (Approved)

Approved the grant of a utility easement to Florida Power and Light (FPL) for electrical service at Nova Middle School.

The proposed 17' utility easement was requested by FPL to provide for a new transformer to be installed to provide power to the new classroom building.

The School Board Attorney has approved the easement 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.

- J-8. Contingency Use Directive No.2 – Skanska USA Building, Inc. – Elementary School “Z”, Parkland, Florida – Project No. P. 000847 (f.k.a. 3961-25-01) (Approved)

Approved an increase in the Contingency account in the amount of \$424,459, as provided for in the agreement between The School Board of Broward County, Florida, and the contractor, Skanska USA Building, Inc.

This Contingency Use Directive is to transfer the Buy-Out Savings obtained thus far at the request of the owner.

This item adjusts the contract allocations and represents a cost savings to the district. This item does not require a collaboration form from the Capital Budget Department.

- J-9. Pre-Qualification of Contractors – Approval of Application and Issuance of Certificates – January 21, 2009 (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on January 21, 2009, to review Contractor Pre-Qualification Staff Application Review Executive Summaries received for the following contractors and makes the following recommendations to the Superintendent of Schools:

Decon Environmental & Engineering, Inc. – Issue Pre-Qualification Re-Certification

* Edwards Electric Corp. – Issue Pre-Qualification Certification

** Francis Uriel Electric ADT, Inc. – Issue Recommendation to Accept Staff Recommendation

Hunter Construction Services, Inc. – Issue Recommendation to Reject Increase Request and Retain Current Level

* Lodge Construction, Inc. – Issue Pre-Qualification Certification

** Miami Skyline Construction Corp. – Issue Pre-Qualification Re-Certification

* TCS Group, Inc. – Issue Pre-Qualification Certification

Weiss & Woolrich Southern Enterprises, Inc. – Issue Pre-Qualification Re-Certification

*New Certification **Certified M/WBE and/or SBE

The Pre-Qualification Application reviews were conducted and the recommendations were determined in accordance with F.S. 1013.46, State Requirements for Educational Facilities and Board Policy 7003.

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

- J-10. Final Acceptance and Release of Retainage – Weiss and Woolrich Contractors – Hurricane Wilma Emergency Roof Replacement – Attucks Middle School, Hollywood – Project No. P.000059 (f.k.a. 0343-8-0624)
(Approved)

Approved the Final Acceptance of the Attucks Middle School, Hurricane Wilma Emergency Roof Replacement, Project No. P.000059, and release the balance of retainage in the amount of \$65,329.

The contractor, Weiss and Woolrich Contractors, has completed the project within the adjusted contract limits.

The funds being released totaling \$65,329, are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 30 of Appendix E.

- J-11. Final Acceptance and Release of Retainage – Weiss and Woolrich Contractors – Hurricane Wilma Emergency Roof Replacement – Crystal Lake Middle School, Pompano Beach – Project No. P.000365 (f.k.a. 1871-8-0624)
(Approved)

Approved the Final Acceptance of the Crystal Lake Middle School, Hurricane Wilma Emergency Roof Replacement, Project No. P.000365, and release the balance of retainage in the amount of \$80,005.

The contractor, Weiss and Woolrich Contractors, has completed the project within the adjusted contract limits.

The funds being released totaling \$80,005, are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 30 of Appendix E.

J-12. Contingency Use Directive No. 22 – The Weitz Company LLC, Inc. – New Kitchen/Cafeteria/Multi-Purpose Bldg. – Village Elementary School – Project No. P.000288 (f.k.a. 1621-21-01)q (Approved)

Approved a decrease in the Contingency account in the amount of \$65,487, as provided for in the agreement with The Weitz Company LLC, Inc., and The School Board of Broward County, Florida, for Village Elementary School. This amount is required for removal of muck in the bus loop area.

This Contingency Use Directive represents the cost of a muck removal in the bus loop area beneath the existing parking lot. The total amount necessary to accomplish this required action is a reduction to the contract contingency account of \$65,487, from the original contract contingency of \$394,594.

The funds being released totaling \$65,487, are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 129. 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-13. Change Orders (Approved)

Approved change orders as listed for various school projects, and an additional appropriation of \$65,807 from the Capital Projects Reserve. This item was amended to withdraw one name.

<u>Anderson, Boyd H. High</u>		Change Order 04	\$6,299
Consultant Error	\$6,299		
<u>Atlantic Technical Center</u>		Change Order 01	\$65,807
Unforeseen Condition	\$65,807		
<u>Banyan Elementary</u>		Change Order 02	\$23,645
Unforeseen Condition	\$23,645		

<u>Boulevard Heights Elementary</u>		Change Order 02	\$0
Unforeseen Condition	\$0		
<u>Coral Park Elementary</u>		Change Order 03	\$35,984
Owner Request	\$23,528		
Unforeseen Condition	\$12,456		
<u>Crystal Lake Middle</u>		Change Order 03	\$1,087
Owner Request	\$1,087		
<u>New Elementary C (f.k.a. G-1)</u>		Change Order 02	\$759,729
Unforeseen Condition	\$759,729		
<u>Hollywood Hills Elementary</u>		Change Order 09	\$14,959
Consultant Error	\$14,959		
<u>Hollywood Park Elementary</u>		Change Order 05	\$1,500
Unforeseen Condition	\$1,500		
<u>Horizon Elementary</u>		Change Order 03	\$7,915
Unforeseen Condition	\$7,915		
<u>Margate Elementary</u>		Change Order 14	\$7,018
Unforeseen Condition	\$7,018		
<u>Pembroke Pines Elementary</u>		Change Order 02	\$23,889
Owner Request	\$12,581		
Unforeseen Condition	\$11,308		
<u>Ramblewood Elementary</u>		Change Order 03	\$12,869
Unforeseen Condition	\$12,869		
<u>Riverland Elementary</u>		Change Order 03	\$-114,883 (CREDIT)
Unforeseen Condition	\$-114,883 (CREDIT)		
<u>Royal Palm Elementary</u>		Change Order 33	\$25,314
Consultant Error	\$22,012		
Owner Request	\$3,302		
<u>Sandpiper Elementary</u>		Change Order 02	\$8,846
Unforeseen Condition	\$8,846		
<u>Sheridan Park Elementary</u>		Change Order 28	\$1,437
Unforeseen Condition	\$1,437		
<u>Village Elementary</u>		Change Order 05	\$36,794
Consultant Error	\$810		
Owner Request	\$35,984		
<u>Westwood Heights Elementary</u>		Change Order 02	\$2,623
Unforeseen Condition	\$2,623		

Financial Impact: Atlantic Technical Center – Project No.: P.000732
\$65,807. An additional financial impact of \$65,807 will come from the
Capital Projects Reserve. There is no additional financial impact to the
district for the remaining projects.

- J-14. Final Construction Documents which include Authorization to Advertise for Bids – ADA General Renovations – Attucks Middle School, Hollywood – Project No.P000061 (f.k.a.0343-24-01) (Approved)

Approved Final Construction Documents, which include Authorization to Advertise for Bids for Attucks Middle Schools, ADA General Renovations, Project No. P.000061.

Project Consultant: Forbes Architects
Scope of Work: Renovate 15 Rest Rooms for ADA compliance, renovate Auditorium to include carpet, isle lighting, sound system acoustical ceiling tile and seating replacement and installation of a wheelchair lift. Renovation of existing Broadcast Studio to include replacement of acoustical wall & ceiling panels. Replace lockers in both girls & boys locker rooms and install washer/dryer. Replace interior signage. Replace curb cuts and sidewalks for building access. Install new playfield bleachers and construct an accessible route to playfields. Install batting cages in playfield.
Contract Estimate: \$1,789,424.

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 140.

- J-15. Award of Contract – Cedars Electro-Mechanical, Inc. – HVAC Additions & Alterations – Deerfield Beach Middle School – Project No. P.000894 (f.k.a.0911-99-05) (Approved)

Approved Award of Construction Contract for Deerfield Beach Middle School, HVAC Additions & Alterations, Project No. P.000894 to the low bidder meeting the bid specifications, Cedars Electro-Mechanical, Inc., in the amount of \$867,375.

Contractor: Cedars Electro-Mechanical, Inc.
Consultant: Dyanki, Inc.
Scope of Work: HVAC replacement of 10 air handling units, dehumidification controls, testing, balancing, and HVAC repairs.

The amount of the contract shall be \$867,375. The sources of funds are identified in Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 145.

- J-16. Award of Contract – HYVAC, Inc. – HVAC Additions & Alterations – Plantation Middle School – Project No. P.000104 (f.k.a.0551-21-05)
(Approved)

Approved Award of Construction Contract for Plantation Middle School, Project No. P.000104 to the low bidder meeting the bid specifications, HYVAC, Inc., in the amount of \$878,333.

Contractor: HYVAC, Inc.
Consultant: Dyanki, Inc.
Scope of Work: Includes replacing – 6 air handlers, 1 new cafeteria air handler, 1 new computer room unit, 1 new media center rooftop unit, 6 new exhaust fans, new chilled water control valves on all units, new return duct. Scope also includes new outside air fans, duct and dampers, 4 new electric duct heaters, new Direct Digital Controls throughout the campus, complete test and balance of air and chilled water systems.

The amount of the contract shall be \$878,333. The sources of funds are identified in Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, Pg. 157.

- J-17. Final Construction Documents which include Authorization to Advertise for Bids – Renovations, Remodeling, and Addition – Western High School, Davie - Project No. P.000505 (f.k.a. 2831-99-02) (Approved)

Approved Final Construction Documents, which include Authorization to Advertise for Bids for Western High School, Renovations, Remodeling, and Additions, Project No. P.000505.

Project Consultant: Zelch & McMahon Architects
Scope of Work: Replace air handlers as per construction documents and remodel two administrative restrooms in building one for ADA compliance.
Contract Estimate: \$1,900,000

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 160.

J-18. Fourth Amendment to Lease and Funding Agreement for Lease of Recreational Facilities (Approved)

Approved the Fourth Amendment with the City of Hallandale Beach for the joint use and funding of the athletic stadium located on the grounds of Hallandale High School. The Fourth Amendment funds a School Board requested change order in the amount of \$66,023.

On February 18, 2003, The School Board of Broward County, Florida, approved an agreement with the City of Hallandale Beach to fund and construct an athletic stadium at Hallandale High. During the construction of the stadium, the parties amended the contract on January 20, 2004, September 21, 2004, and July 26, 2005. The amendments reflected additional funding by both parties to complete the project and designate the City of Hallandale Beach as the project manager.

The stadium complex is complete and in use by Hallandale High. The new stadium opened in 2006 and the first full year of use was during the 2007-08 school year. The stadium includes bleacher system with capacity of 2,500, press box, 8 lane polyurethane track and field events, sound system, new field, goal posts, drainage system and Musco stadium field lighting system.

The City of Hallandale Beach served as the contract manager for the project and hired Recreational Design and Construction Company to serve as the design build contractor. There remains a balance of \$66,023 owed to the City of Hallandale Beach/Recreational Design and Construction. This balance is the result of a School Board requested change order. The change order was approved by the project manager. The change order resulted in a savings to the district of approximately \$80,000.

The change order dealt with the development of design plans and framing for an elevator/lift for the stadium press box. Originally, DOE informed us that the press box required a lift/elevator. The City of Hallandale Beach was advised to proceed with the design drawings. DOE later reversed their position and advised the district that an elevator was not necessary for ADA press box access.

The change order includes the design fees for the press box. The estimated cost of the elevator/lift was \$150,000. Pursuant to DOE's ruling, an elevator/lift was not installed, saving the district approximately \$80,000.

Included in the \$66,023 change order is a second means of egress to the press box (2 doors) satisfying the Building Department's request.

There is no further financial requirement to The School Board of Broward County, Florida. Under the terms of the contract, The School Board of Broward County, Florida, spent \$1,565,403 and the City of Hallandale Beach \$450,000. All amendments to the Master Reciprocal agreement are attached.

This agenda item is the Fourth Amendment to the Agreement. The previous amendments approved by the School Board and City of Hallandale Beach are:

- First Amendment, J-17, 1/20/04 – Designating the City of Hallandale Beach as the construction manager for the athletic field stadium project. Agenda item had no financial impact.
- Second Amendment, J-24, 9/21/04 – Increased School Board funding in the amount of \$450,000 from the 2004-05 – 2008-09 DEFP track renovations account. Financial impact to the School Board was \$450,000.
- Third Amendment, J-2, 7/26/05 – Due to unforeseen circumstances, garbage dump found under playing field and additional catch basins and national standards for lighting off track and field runways, additional funding was necessary to complete stadium project. The financial impact to the School Board was \$309,984; source of funding was the capital projects reserve fund.

This amendment has been approved by the City of Hallandale Beach. This agreement has been reviewed and approved as to form and legal content by the School Board Attorney.

The financial impact to The School Board of Broward County, Florida, is a change order in the amount of \$66,023. The source of funding is the Department of Athletics Track and Equipment Capital fund account.

J-19. Award of Contract and Rejection of Bids – Padula & Wadsworth Construction Company, Inc. – IAQ Renovations – Cross Creek School, Pompano Beach – Project No.P.000587 (f.k.a.3222-99-05) (Approved)

Approved award of construction contract for Cross Creek School, IAQ Renovations, Project No. P.000587 to Padula & Wadsworth Construction Company, Inc., in the amount of \$857,127 and rejection of bids received from Miami Skyline Construction Corporation, Zurqui Construction Services, Inc., and MCO Environmental, Inc.

Consultant: GLE Associates, Inc.

Reject the bids from: Miami Skyline Construction Corporation

Zurqui Construction Services, Inc.
For including errors in calculation on Document 00436, Document 00410, and inclusion of those errors in the base bid, as per Document 00410, (3). MCO Environmental, Inc. For failure to submit the original Document 00420, 00433, 00450, 00457, and 00460.

Contractor to be awarded: Padula & Wadsworth Construction Company, Inc.
Scope of Work: Building 1A, 1B, and 2: complete window, clerestory and storefront replacement. Building 4, 5, & 6: window and clerestory replacement and repair of windows and hollow metal doors. All buildings: replacement of diffusers, return air grilles, damaged ceiling tiles, damaged and/or stained light fixtures, cabinets and shelves at all areas of drywall replacement portions of movable partitions (to match existing), and portions of partitions as noted. Also repair all plumbing leaks at all sinks. Remove and replace all delaminated, non-bonded, cracked, or otherwise damaged stucco throughout the facility. Replace all control joints and repair all expansion joints throughout the facility. Paint entire exterior of facility. General contractor shall provide complete inspection and report by authorized fire barrier subcontractor of all existing fire rated walls and recommended corrective measures to ensure compliance.

The amount of the contract shall be \$857,127. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 207.

J-20. Appointment of School Board Representative to the Broward County Housing Council (Approved)

Approved the appointment of School Board Member Phyllis C. Hope, as the School Board's representative to the Broward County Housing Council.

On November 4, 2008, a majority of Broward County voters approved an amendment to Section 11.07 of the Charter of Broward County, Florida that authorized the creation of the Broward County Housing Council. The purpose of the Council is to serve in a non-taxing advisory capacity and facilitate coordination between Broward County, its municipalities, the business community and non-profit entities to address housing issues, including but not limited to affordable and workforce housing and homelessness in Broward County. Also, the Council is required to make regular recommendations to the Broward County Commission, and all the organizations represented on the Council on issues such as streamlining of the affordable housing development processes, housing related governmental regulations and enhancing the stability of housing in the County. In addition, the Council is also required to submit an annual report to the Broward County Commission and all the organizations represented on the Council.

The Council is made up of at least 17 members consisting generally of representatives from local governments, the School Board, the housing community, academia, and the private sector.

However, the County Commission may at its discretion appoint two additional members to the Council to bring membership on the Council to a maximum of 19 members. Exhibit 2 lists the specific entities that make up the membership of the Council.

To activate the School Board's membership on the Council, Mayor Stacy Ritter of Broward County in a letter dated December 28, 2008, requested that the School Board should appoint its representative to the Council in advance of the Council's first meeting which must be scheduled prior to March 1, 2009. Therefore, it is recommended that the School Board appoint School Board Member Phyllis C. Hope as its representative to the Broward County Housing Council.

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

K. OFFICE OF CHIEF FINANCIAL OFFICER

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Student Progression Plan, Policy 6000.1 (Adopted)

Motion was made by Mrs. Kraft, seconded by Mr. Williams and carried, to adopt revisions to Policy 6000.1, at this final reading.

Policy 6000.1, Student Progression Plan, revisions were brought to a School Board Workshop on September 16, 2008. The revisions shared at the workshop and included here, reflect legislated changes as well as School Board requested changes and cosmetic changes.

All changes are reflected with underlines and strikethroughs. At the request of a Board member at the workshop, the section on Graduation (pages 40-77) shows language that was moved and deleted from another section with underlines and new language added with underlines and italics. This is noted at the beginning of that section.

This revision reflects additional amendments made at the first reading of the policy on December 16, 2008 regarding exam exemptions.

There is no financial impact to the district.

Mrs. Gottlieb informed that Ms. Gallagher had requested a deferral of the policy.

Remarking that she has spoken with Dr. Harrison and Mrs. Kelly about the computer competency issue, Mrs. Kraft stated there is a workshop on Tuesday, February 10, 2009 on this policy. She suggested that the item be passed as presented so that the Board could address the concerns at the workshop and make changes. Mrs. Kraft stated that the examination exemption requirements portion of the policy needs to be passed today. If the policy is approved on second reading, it would eliminate the need for a school-wide vote on a SAC waiver because the schools' SAC waiver is, essentially, the policy.

Dr. Parks stated he would support the deferral, but would prefer to have a full discussion at a workshop, as computer competency skills should be integrated in all courses.

The following individual addressed this item:

Jeanne Jusevic

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 Dr. Parks, seconded by Mr. Williams and carried, to approve the following Bid/RFP and other financial recommendations \$500,000 or greater: Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
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29-065X	Industrial Education Equipment and Supplies – Various – Amount: \$4,000,000
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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. RFP-29-015N: Telecommunications, Internal Connections and Internet
(Approved)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to approve the Bid/RFP recommendations as stated on the award recommendation. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
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29-015N	Telecommunications, Internal Connections and Internet – Various – Amount: \$80,000,000
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Board approval of this RFP recommendation does not mean the amount 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 schools, departments and center budgets.

The RFP was released to procure a broad range of telecommunications goods and services for a five-year term. One of the key goals in the development of the RFP is to maximize the E-Rate eligibility of pertinent goods and services that will be procured within the scope of the RFP. The competitive bid opportunity created by the award of this RFP brought costs down for the goods and services it encompasses an

average of 17.5 percent over previous price levels. E-Rate reimbursements are also a derivative of the unique way this RFP is structured and awarded.

The RFP does not, by virtue of its conceptual structure nor its technical specifications, adhere to any one particular technology roadmap or strategic design. Rather, it provides a purchasing vehicle to responsibly procure goods and services in seven key telecommunications market sectors in ways that will support the daily “business-as-usual” demands of the District, and accommodate the needs of the District as it moves forward in developing new long-range technology solutions.

The financial impact of the RFP Recommendation is indicated on its respective exhibit.

No discussion was held on this item.

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

GG. HUMAN RESOURCES

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

JJ-1. Agreement with Broward County – Building Code Services –
Emergency / Non Guaranteed Supplemental Support (Approved)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to approve the agreement with Broward County Board of Commissioners for Building Code Services, Emergency / Non Guaranteed Supplemental Support and authorize spending authority of \$3,000,000. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

This is a new agreement with Broward County Board of Commissioners for Building Code Services, Emergency / Non Guaranteed Supplemental Support. The School Board Attorney has reviewed this agreement and has approved it as to form and legal content.

The scope of the agreement consists of building code services including building official services, plan review, permit inspection, code compliance and other services on an as-needed basis until September 30, 2011. Costs will be as per Article 3 of the agreement.

The agreement will be executed by the Broward County Board of

Commissioners after Board approval.

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

No discussion was held on this item.

- JJ-2. Award of Contract – Coltec Engineering, Inc. – HVAC Replacement – Silver Palms Elementary, Pembroke Pines – Project No. P.000619 (f.k.a.3491-24-05) (Approved)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to approve of Construction Contract for Silver Palms Elementary School, HVAC Replacement, Project No. P.000619 to the low bidder meeting the bid specifications, Coltec Engineering, Inc., in the amount of \$2,075,000. Approve an additional financial impact of \$1,526,830, which will come from the District Wide IAQ. Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

Contractor: Coltec Engineering, Inc.
Consultant: S.G.M. Engineering, Inc.
Scope of Work: Replace the existing heat pumps with a dx-split system. Provide dedicated dx-split systems for the media center, electrical rooms, and telecom data rooms. Conduct cooling and heating load calculations to add/revise the air distribution throughout the school.

The amount of the contract shall be \$2,075,000. The sources of funds are identified in Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, Pg. 118. There is a financial impact in the amount of \$1,526,830, which will come from the District Wide IAQ.

No discussion was held on this item.

- JJ-3. Guaranteed Maximum Price – The Weitz Company, LLC – Kitchen/Cafeteria – Walker Elementary School, Fort Lauderdale – Project No. P. 000051 (f.k.a. 0321-23-01) (Approved)

Motion was made by Dr. Parks, seconded by Mr. Williams and carried, to approve the Final Guaranteed Maximum Price (GMP) in the amount of \$9,866,382 submitted by The Weitz Company, LLC, for Walker

Elementary School, Kitchen/Cafeteria, Project No. P. 000051. Approve an additional financial impact in the amount of \$645,175, which will come from the Certificates of Participation (COPs). Mrs. Bartleman, Ms. Dinnen, and Ms. Gallagher were absent. Mrs. Hope was absent for the vote. (5-0 vote)

Project Consultant: Zelch & McMahon Architects
Scope: Construct new cafeteria that includes a chiller plant, cooling tower yard, electrical vault, electrical distribution system to feed the existing campus, and emergency generator. Demolish existing Cafeteria building and construct new parent drop off and remodel existing bus drop off. Re-roof existing building 1 to address the IAQ concerns identified in the ADEFP 2008-2009 to 2012-2013 line item for that work.

The Board previously approved CM fees of \$2,003,247 and Construction Budget of \$10,542,682.

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

The financial impact is \$7,863,135, which is the Cost of Work. This item results in Cost of Work of \$7,863,135 and Construction Manager's Fee of \$2,003,247. Funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 131. There is an additional financial impact in the amount of \$645,175, which will come from the Certificates of Participation (COPs).

No discussion was held on this item.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Adjournment This meeting was adjourned at 4:45 p.m.

RT