

**Approved in Open Board Meeting, April 5, 2011**

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

**March 1, 2011  
Tuesday, 9:45 a.m.**

**MINUTES OF REGULAR MEETING**

The School Board of Broward County, Florida, met in regular session at 9:56 a.m., Tuesday, March 1, 2011, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, Robin Bartleman, Maureen S. Dinnen, Patricia Good, Jennifer Leonard Gottlieb, Laurie Rich Levinson, Nora Rupert, David Thomas; Superintendent James F. Notter, and Marilyn Batista-McNamara, Esq.

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

**Minutes for Approval** Motion was made by Mrs. Good, seconded by Ms. Murray and carried, to approve the official minutes for the following Board Meetings: Mrs. Rupert had not yet assumed her seat on the dais. (8-0 vote)

February 1, 2011 – Regular School Board Meeting  
February 15, 2011 – Special – Student Expulsions  
February 15, 2011 – Special – School Board Leasing Corporation

**Added Items** – Two speakers

**Close Agenda** Upon motion by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, the Agenda was approved and declared closed. Mrs. Rupert had not yet assumed her seat on the dais. (8-0 vote)

**SPECIAL PRESENTATIONS**

**Mrs. Marcia Pinder, Dillard High School Basketball Coach**

Mr. Williams presented the Outstanding Dillard High School Girls' District and State Champions for the 2010-2011 school year. Mr. Williams introduced Mrs. Merceda Stanley, Principal; Mrs. Tracie Latimer, Athletic Director; Mr. Darryl Burrows, Boys Basketball Coach; Mr. Herman Pittman, former Boys' Basketball Coach; Mr. Bob Green, former Track Coach and former Athletic Director; Mr. Frank Robinson, former Football Coach; Mr. Harold Simmons, former Athletic Director; and Assistant Coaches: George Adams, Tonia Adams, Tania Miller, Evelyn Powers, Enewetok Ramsey and Chanell Washington.

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Mr. Williams introduced Mr. Damian Huttenhoff, Director of Athletics and Student Support, who introduced and presented Mrs. Marcia Pinder, outstanding Head Coach of the Girls Basketball Team. Mr. Huttenhoff stated that Mrs. Pinder is the winningest coach in the history of Florida sports, with over 778 wins, has served the district for over 34 years, and is viewed as an icon in the coaching community. Mrs. Pinder has won more games than any other coach in basketball, baseball, soccer or any other sport, and has done it in a non-traditional way, in a female sport. Coach Pinder was awarded a glass dish inscribed, "Marcia Pinder, Winningest Coach in Florida History."

Mrs. Pinder introduced the school's personnel and parents who were instrumental in the teams' back-to-back championships.

### City of Fort Lauderdale Centennial Trunk

Ms. Dinnen introduced Mr. E. Clay Shaw, former Mayor of Fort Lauderdale and former U.S. Congressman. Mr. Shaw is the Chairman of the Fort Lauderdale Centennial Committee. A celebration of the city's 100<sup>th</sup> anniversary which will take place all year long.

Ms. Dinnen introduced Ms. Wingate Paine, an invaluable member of the committee who has been working on many topics – the education of students, circulation of artifacts "trunks." Ms. Paine is a former member of the Miami Herald reporting staff and editorial opinion staff.

Also attending today's meeting is Ms. Susan Gillis, Centennial Historian and author of books on Fort Lauderdale and other historical topics, and Ms. Shannon Vezina, Public Information Specialist, City of Fort Lauderdale, who has been guiding the Centennial Committee.

Ms. Dinnen further stated that the highlight of the event will be the Centennial Celebration on March 27, 2011, from Noon to 8:00 p.m. in the City of Fort Lauderdale. As a former history teacher and having lived in Fort Lauderdale for over 60 years, Ms. Dinnen said she has enjoyed serving on the committee.

Mr. Shaw stated that the purpose of the event is to celebrate and to educate. He said that going into the schools will educate younger people as to all the problems in life 100 years ago in this area.

Ms. Gillis relayed the trunks that will be going to the schools, showing the replicas of artifacts on two different themes: viewing life in Fort Lauderdale 100 years ago and Fort Lauderdale, a Brief History.

Ms. Paine extended gratitude to Community Partnerships and Curriculum staff for working closely with the committee. The trunks will be available to teachers who want them, Teachers of Florida Education or American History, accompanied by a trained speaker. The Speakers Bureau comprises of retired teachers, tour guides of historic museums and others who have a great deal of interest in history.

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Ms. Dinnen thanked Government Relations and Public Relations staff, and Ms. Fran Klauber who has worked extensively with Shannon from the City of Fort Lauderdale and all the participants of the committee.

### REPORTS

#### ESE Advisory Council – Robert Mayersohn

Mr. Mayersohn expressed gratitude to Mrs. Bartleman and Mr. Thomas for attending the meeting, along with Ms. Kathrine Francis, Director, Student Support Services and ESE, and Mr. Scott Jarvis, Assistant Director Administration, North Area.

The meeting opened with a report from the Deaf and Hard of Hearing (DHH) Task Force. The Task Force will be focusing on interpreters, mainstreaming and teacher's qualifications. Since the state does not impose any requirements for interpreters it is proposed that the district adopt minimum standards. One standard would require that interpreters score a level 4 or higher on an Educational Interpreter Performance Assessment. Currently, only 10 percent of the district's interpreters have achieved this level or higher. More recommendations will be coming forward from the committee.

The main speaker at the meeting was Mr. Lou Ruccolo, Transition Services Specialist. Mr. Ruccolo emphasized that transition is a collaborative process that coordinates a set of activities that is based upon the student's needs, taking into account the student's preferences and interests. Mr. Ruccolo also shared with the group how the implementation of the district's Strategic Plan has been an integral piece in changing the dynamic of the district's transition services. The district now has benchmarks that are constantly aligned across the country. There is concern from parents that when their child reaches the age of 14 and begins the transition process that the coordination between the school district and community agencies is not always implemented with fidelity.

Mr. Mayersohn further reported that a discussion was held with reference to Policy 5006, specifically addressing expulsion for possession of a projectile device. The group was in favor of incorporating the language to include grade specific as opposed to age specific. There was also discussion about how Policy 5006 zero tolerance regulations does not align itself with the relaxed state guidelines nor within the four corners of the policy. The consensus of the group was that it does not condone possession of projectile devices but feels the intent of the legislation was to allow common sense and flexibility to prevail.

Mr. Mayersohn informed that on Saturday, March 26, 2011, Broward Schools and the Children's Services Council is inviting parents to attend a seminar, Exploring Post-Secondary Options for Young Adults with Special Needs, 9:00 a.m. to 12:00 Noon, at the Signature Grand.

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A comprehensive written report was submitted to the Board, including a Multiple Intelligence questionnaire and an informal survey of the Ten Things Parents Wish Teachers Would Do, including other informative information for parents.

Ms. Dinnen requested that the ESE questionnaire and informative packet be sent to the schools to be sent to parents.

Mrs. Bartleman applauded Mr. Ruccolo's contribution to ESE and stated that staff has created a great model for accountability with the PASS program. She stated that a similar model should be created for ESE Specialists. Mrs. Bartleman stated that the current structure does not lend itself for a checks and balance system.

Mr. Notter stated that this is the first year of a significant radical change in the governance of ESE, from a de-centralized model (whereby the Areas ran the day-to-day operations of the schools) so there could be higher level of accountability. Mr. Notter concurred there needs to be more of a checks and balance in that model. The structure has changed to a centralized structure.

### Broward County Association of Student Councils and Student Advisor to the Board – Maria Rincon and Graham Rabinowitsch

Maria reported that the Outstanding Senior Leaders Banquet will be held tomorrow evening, March 2, 2011, at the Signature Grand. On Saturday, March 5, 2011, the Broward County National Honor Society will sponsor a dodge ball tournament that will raise funds for the Special Olympics project.

On Monday, March 7, 2011, the Broward Student Leaders Day will be held at Nova-Southeastern University to train rising leaders of Broward County. Also, in the upcoming meeting of the BCASC the new Student Advisors for the 2011-2012 school year will be elected. They will start in their positions when the current Student Advisors' term ends.

Maria further reported that the Board will receive a written report of the accomplishments of the local chapter of the Florida Association of Student Councils' Annual Convention, which was held on February 18-20, 2011.

### District Advisory Council – Jeanne Jusevic

Mrs. Jusevic reported that DAC will sponsor a joint advocacy workshop on March 5, 2011 with Broward County PTA. This training was developed by the National PTA through a grant from the Gates Foundation.

PTA will also participate in Senator Eleanor Sobel's forum, The State of Education on March 3, 2011.

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DAC met on February 9, 2011 at the South Area Office. Gratitude was extended to Ms. Dinnen for being a guest speaker. She gave the membership an indication of the issues that are being dealt with in the committee and what will make it to the Legislative Session.

A motion was unanimously passed, that formal education and practice time be implemented into the curriculum of courses that have end-of-course exams by the 2011-2012 school year, to assure that students have appropriate knowledge of the skills needed to take a computer based test. A second motion passed unanimously: That the School Board direct the Transportation department to conduct a pilot program, as recommended by the Facilities Task Force Transportation Subcommittee, to centralize fleet dispatch in one or two most western schools.

Mrs. Jusevic further reported that discussion was held on the use of technology in the classrooms and the need for guidelines on the use of any device that has educational applications.

The next DAC meeting will be held on March 9, 2011 at the KC Wright Board room, beginning at 6:00 p.m. The Board Members and the Superintendent were invited to attend.

A comprehensive written report was submitted to the Board.

Mrs. Bartleman supports the idea of end-of-course testing. Remarking that the BEEP portal is not enough, Mrs. Bartleman stated that not every child has access to a computer and some students need direct instruction. She stated that staff needs to ensure that these students during class time have time to prepare for this exam.

Mrs. Rich Levinson informed that a letter was sent to one of the state senators that the data will be compared between students who took Algebra I in the first block versus the second block. She stated that staff needs to ensure that it is offered more than once a year.

Mrs. Rich Levinson concurred that district committees need more area representation, as the areas are very different and there are many things happening.

Mrs. Bartleman, Mrs. Good and Mrs. Rich Levinson discussed the transportation depot stops and requested that staff provide a follow-up again on why it would not work. In addition, to extend the courtesy to the Facilities Task Force and District Advisory Council.

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### BOARD MEMBERS

**Mrs. Rich Levinson** informed her colleagues that she has visited several schools in District 6. Gratitude was expressed to Griffin Elementary and Principal Cynthia Novotny; Sawgrass Elementary and Principal Charles Radkowski; Eagle Point Elementary and Linda Chuckman; Indian Trace Elementary and Principal Wanda Ross; Manatee Bay Elementary and Interim Principal Mayra Hernandez; and Falcon Cove Middle and Principal Mark Kaplan for spending their time going through the schools and seeing the exciting teaching and learning that is happening at the schools.

Mrs. Rich Levinson spoke of her attendance at the Teacher of the Year event, a thrilling event that gathered everyone to celebrate the amazing teachers in the district. She congratulated Mr. Alvin Davis, Miramar High School, and finalists.

Mrs. Rich Levinson congratulated Cypress Bay High School Boys Soccer Team who won the state's Boys State Championship game. Congratulations was also extended to Falcon Cove Middle School for being named Soccer Champions in Broward County.

Mrs. Rich Levinson informed her colleagues that she had the privilege of attending Village Elementary's Black History program on February 23, 2011. Mrs. Rich Levinson praised all arts programs, stating that they are as important as tested areas.

**Mrs. Rupert** informed her colleagues that pictures and events that she attends are captured in [www.norarupert.com](http://www.norarupert.com). Mrs. Rupert stated that Lyons Creek Middle School Principal Washington Collado informed her through an email that 7 students won the right to participate in the National Academic Games and these students had the greatest number of students placing at a national level with 7 out of 20. They will be attending a conference in Orlando on April 29, 2011 through May 2, 2011.

On February 19, 2011, Coconut Creek High School competed in Broward County's World Language competition, winning 41 medals. Spanish (3), French (2), Chinese (8), German (4), and others. Mrs. Rupert introduced visiting students.

**Mrs. Bartleman** congratulated all Teacher of the Year finalists, thanked the Broward Teachers Union for hosting summit meetings, whereby an action plan was presented for Tallahassee and bringing the community together.

Mrs. Bartleman attended the Silver Trail Middle School Art Showcase, illustrating the importance of an art curriculum. Mrs. Bartleman attended the Charter School Principals Breakfast. She requested that Charter School principals should be allowed to attend public meetings when policies are discussed, since some of the charters choose to implement the district's policies.

Mrs. Bartleman discussed the overlapping issues with the charter schools, working on issues that are important to the district and charter schools. Mrs. Bartleman visited the Charter School of Excellence; read to students along with Mrs. Becky Williams, Pines Glades Middle School.

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Mrs. Bartleman attended the Taravella Zone Partner Education meeting. She stated that Ms. Glenda McMurray, Challenger Elementary's Key Club is collecting food for Family Central and participating in community service.

Mrs. Bartleman stated that she will be visiting along with her colleagues Bright Horizons, focusing on the budget of the center schools and how different they are.

Mrs. Bartleman presented Ms. Margaret Burch, retired Principal, a Community Service Award from the Broward Black Elected Officials for her service to the community.

Mrs. Bartleman attended the Dillard event at Hollybrook and spoke of the young man in the Dillard Jazz Band who has been asked twice to perform at the Grammy Awards. She requested that he be acknowledged at a board meeting.

**Ms. Murray** announced that Oakridge Elementary teacher Mary Flynn, 5<sup>th</sup> grade was selected as one of five finalists for this year's honor of Broward County Council for the Teachers of Mathematics Elementary Teacher of the Year. She will be recognized with other deserving awardees and finalists at the Annual Dinner on March 31, 2011 at the Pine Island Ridge Country Club.

Ms. Murray informed her colleagues that she will continue reading to the elementary schools in District 1 as part of Reading Across Broward. During the month of February the students and staff at Hollywood Hills Elementary School raised over \$3,900 for The Leukemia and Lymphoma Society as part of the Pennies for Pasta Program.

Ms. Murray congratulated Olsen Middle School on being selected as a finalist in the Samsung Solve for Tomorrow Contest. Their video was ranked in the top 25 of those who were semi-finalists in the contest. Due to their hard work, the school will be receiving a prize package from Samsung and Microsoft worth \$15,000. The student's creativity and ingenuity helped to produce an amazing video that was truly impressive. The goal at Samsung was to show that Science, Technology, Engineering, and Mathematics (STEM) subjects can address a wide array of topics and have a positive and lasting effect on our environment.

The school will be awarded a Samsung technology package that will include: (4) Samsung Notebooks; (4) 20" LCD Monitors; (1) Samsung 30 Max ANSI Lumens Ultra Portable LCD Projector; (2) Samsung Color Laser Printers; (1) Samsung 40" LCD TV; (100) Copies of Microsoft Office Pro; and (25) Copies of Microsoft Office Mac Standard ERP.

Ms. Murray reported that McNicol Middle School Science and Pre-Engineering Magnet students recently participated in Florida Atlantic University's Engineering Week. Twenty-two (22) McNicol students went along with their principal, Mr. Horace Hamm, to FAU where they designed, built, and competed with their very own creations. Students at McNicol also participated in FAU's STEM banner-making contest where they walked away with a first place trophy for the second year in a row.

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Ms. Murray informed her colleagues that McArthur High School School's senior class is playing an important role with Feeding South Florida. On January 26, 2011 and February 2, 2011, McArthur High School students worked in conjunction with this agency sorting, packaging, labeling, and stacking boxes of nonperishable foods as well as non-food items. Students used an assembly line format to effectively package these items. The students at McArthur High School are committed to volunteering at this facility. Four groups of students will continue volunteering at Feeding South Florida throughout the remainder of their senior year. At the conclusion of this year, the junior class will pick up the torch and continue with this service project for the 2011/2012 school year. This extraordinary initiative shows the moral fiber of our seniors and how involved they are when it comes to character education.

McArthur High School received a \$5,000 check for student incentives from one of the district's partners in education, Dade Medical College. Two of the 24 students representing Broward County in the State Science Fair are from McArthur High School. One of those students, Afeefa Abdool-Gany, received first place in her category of chemistry in the county science fair. Congratulations to the two students and their Science Teacher, Ms. Jessica Kilfoyle for her outstanding job in motivating her students to participate in the research process.

Congratulations to the Hollywood Hills High School Band for their performance in the recent Broward Music Performance Assessment Solo and Ensemble Contest with Jazz Band. The Band received one superior and two excellent ratings. The following students received individual superior ratings: Ezequiel Beltramo, David Cohen, Victoria Faircloth and Luis Sarmiento. These students will be attending the Florida State Music Festival in April.

**Mrs. Good** congratulated all the finalists for Teacher of the Year and Mr. Alvin Davis, Miramar High School Band Director, for being named 2012 Teacher of the Year. The event was an incredible day to acknowledge all teachers of the year. Congratulations was extended to Mr. Daniel Traeger, Principal, West Broward High School, who was named Principal of the Year by the Florida Association of Student Councils.

Mrs. Good acknowledged and congratulated four West Broward Teachers - Dean Calmer, Band Director - Annette Goldstein, English Teacher and Yearbook Advisor, Maria Muniz, Anatomy and Physiology Teacher, and Tara Daub, Fine Arts Teacher. Each were awarded \$500 to be used for educational materials as part of the RBC Bank's Tribute to Teacher Program. Special thanks to Mr. Gaspar Garcia, Vice President of RBC Bank in Fort Lauderdale. Mrs. Good noted that Mr. Gaspar's daughter was part of West Broward's first graduating class.

Mrs. Good attended the League of Cities Dinner. Four high school juniors were recognized as Student Ambassadors and will be provided opportunities to participate within the League of Cities. Students and their schools were highlighted: Feyaaad Allie, Coral Springs High; Chad Klitzman, Cypress Bay High; Alex Weiner, College Academy (through Stoneman Douglas) and Kimberly Willoughby, Pembroke Pines Charter High school.

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Mrs. Good attended the South Area Advisory and thanked Dr. Joel Herbst, South Area Superintendent, and Dr. Valerie Wanza, Director, Area Director, School Improvement, for providing input at these meetings to provide additional information to parents and teachers.

Mrs. Good stated that she attended a BTU Education Forum which was very informational and an excellent opportunity to share ideas. She applauded BTU for providing this type of forum.

Mrs. Good informed that the senior community Caribbean Club of the Hollybrook Community in Pembroke Pines held an event on Saturday to help raise funds for the Dillard High Jazz Band.

Mrs. Good informed her colleagues that she attended a SAF meeting at Chapel Trail Elementary with Principal Teresa Lipkins. There was a supportive group of parents, teachers.

Mrs. Good stated that Silver Trail Middle School and Principal Steve Frazier hosted a Grape Juice and Cheese Art Reception showcasing the arts at the school. Silver Trail Middle received an Arts in Education Grant that was funded 50/50 between the School Board and Broward Cultural Council. Silver Trail received \$8,873 and was one of six schools to receive these grant dollars that enabled them to have this amazing program showcasing the school's visual and performing artists.

Mrs. Good had the opportunity to visit Panther Run Elementary and Principal Elaine Saef, an amazing woman who is passionate about her school. There are several autistic clusters in the school and parents seek this school for their children.

Mrs. Good attended the Pines Lakes Elementary annual Read In and read her favorite book Where the Wild Things Are to kindergarteners, a most enjoyable personal time for her.

Mrs. Good also attended the Cooper City High School SAC meeting and had an opportunity to share information with the parents.

Mrs. Good stated that she reviewed the recent Grand Jury report and voiced her concern of the report findings, especially those related to unethical behavior, mismanagement and lack of accountability.

Applauding the implementation of certain measures by the district, Mrs. Good stated she was concerned about the findings that may not have been addressed. Noting the public's lack of confidence in the School Board and the Superintendent, Mrs. Good stated that a shadow has been cast over Broward County Schools as a whole.

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Remarking that the Superintendent has indicated a need to have approximately 30 to 45 days to conduct a thorough review of the Grand Jury's findings, Mrs. Good stated she would like a comprehensive review on the recent Grand Jury report and also of the Grand Jury reports from 1997 and 2002.

Mrs. Good requested assistance of the Board Attorney in an effort to present an item at the next Board meeting, requesting authorization from the Board to conduct an interim evaluation of the Superintendent at the conclusion of his comprehensive review of the referenced reports.

Ms. Dinnen thanked her colleagues for their support regarding the Fort Lauderdale Centennial event. She attended the 40<sup>th</sup> Anniversary at South Plantation High School, an all-day event featuring the drama department's presentation of each decade that the school has been opened. Alumni were in attendance and various community members, including the Mayor and Commissioners. The athletic field, which opened last year, was named for Sandra Darr, who was a coach and athletic director for approximately 35 years.

Ms. Dinnen attended the Broward Teachers Union Educational Forum. She stated that sample letters have been put out to be sent to the Governor and to several leadership members of the Legislature.

Ms. Dinnen discussed the Cambridge Program at Fort Lauderdale High School. This test is given to Cambridge people everywhere in the world and a Fort Lauderdale valedictorian student Norah Ashoura emerged as the world winner, achieving the highest score than anyone who took the test in the entire world. Norah is currently majoring in a biology and chemistry, and is considering going into pre-med. Ms. Dinnen stated that it is a tribute to the district to have an academic winner that is the best in the world.

Ms. Dinnen spoke of a group, Awake the Fate, which represents teachers, policemen, firefighters, environmental, health care activists and social workers is instituting a day of rallies around the state of Florida on March 8, 2011.

Ms. Dinnen informed her colleagues that educator, Ms. Diane Ravitch will appear on the Jon Stewart Daily Show, on Thursday, March 17, 2011. It is hopeful that she can give testimony before the Legislature regarding the Pay for Performance bill.

Regarding the Grant Jury Report findings, Ms. Dinnen stated it is a serious report that the Board ought to take very seriously. She stated that she agrees with nine different recommendations, some that were discussed at today's meeting. She objected to two of the six recommendations, out of the 9 recommendations the Board is already implementing. Ms. Dinnen opined that reducing the size of the Board for a large district would not be efficient and Broward County has had an elected Superintendent model that has since moved to an appointed model.

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Ms. Dinnen stated that one of the recommendation was that no one who does business with the district would be allowed to donate to a candidate's campaign. Ms. Dinnen stated that the Legislature and the Governor are allowed to receive contributions from anyone who deals with the state of Florida. She stated that unless there is a decent public financing system in place it makes it very difficult not to accept campaign donations. Ms. Dinnen stated that the key is your own honesty, stating that she never accepted a donation thinking that she would pay that person back.

Ms. Dinnen further stated that she has provided 25 questions to Mr. Notter for his response to the Grand Jury Report.

Ms. Dinnen said she was disturbed over the 17 references to "the" School Board, none of the 17 issues that she has ever done in her life and has never done as a School Board Member. Ms. Dinnen noted that she was not interviewed for the report, though some current Board Members and former Board Members were interviewed. She felt she was not given an opportunity to give her particular insights on the findings.

Ms. Dinnen further stated that many portions of the findings were serious and the Board should be concerned and do something about. Parts of the findings bordered on gossip and unfounded, hearsay. She noted that a Grand Jury is presented from a prosecutor's viewpoint and there is no defense attorney, no countervailing viewpoint. Ms. Dinnen stated that she does not dispute the importance of the proceedings because people worked earnestly and hard for one year to try to decipher information.

Ms. Dinnen stated that she has lived in Fort Lauderdale for a long time, has family in Fort Lauderdale, and disputes the fact that she is a corrupt individual, as she has never done anything dishonest.

**Mr. Thomas** informed his colleagues that he visited Coral Park Elementary School and their Play Pals program, which brings kids together to promote friendship and to diminish bullying due to differences. This successful program was highlighted recently in the media.

Mr. Thomas stated that Coral Springs High School has received the honor of being named one of the NASA Explorer schools which provides a unique opportunity for learning space exploration, through virtual learning and emphasizes mathematics, science and engineering. This program goes along with the STEM program. Mr. Thomas said that he spoke with the principal at Coral Springs High School and requested that the Cambridge Program be "married" along with the NASA program to make Coral Springs a truly competitive school. Mr. Thomas stated this would be a great promotion of public schools, as there is a strong charter school presence in the area.

Mr. Thomas informed that Coral Springs High School's National Honor Society's Brain Brawl took 2<sup>nd</sup> place qualifying for nationals. Eagle Ridge Middle School's Chorus is performing at the Coral Springs Commission meeting this evening, at 6:15 p.m.

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Also, Forest Glen Middle School recently had former and current Dolphin players talk to students about the importance of staying in school, importance of respect for one self and others.

Park Springs Elementary School held a Go Green initiative and raised funds. He noted that pencils were made from newspapers.

Mr. Thomas spotlighted Eagle Ridge, Country Hills and Riverglades elementary schools who collectively raised \$22,000 for the Jump Rope for Hearts event, to support the American Heart Association.

**Mr. Williams** stated that although there might be some concerns regarding the Grand Jury report, this Board is a fantastic board and deals with process. He stated that the Board will accomplish what needs to be accomplished if the Board deals with process.

### **Speakers**

Billy Davison  
Sharon Graham  
Mary Fertig  
Charles Palmer  
Alan Levy  
Mason Jackson  
Steve Hickman  
Nick Sakhnovsky

**CONSENT AGENDA** Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Ms. Murray, seconded by Mrs. Rich Levinson and carried, to approve the Consent Agenda for the remaining items (**identified by \***). Mrs. Rupert had not yet assumed her seat on the dais. (8-0 vote)

Mrs. Bartleman stated that based on the findings of the Grand Jury and the need to possibly not have a Consent Agenda, it is important to discuss making changes to the current policy. Mrs. Bartleman stated she would pull all the J agenda items on the Consent Agenda and also pull E agenda items that are above a certain threshold.

Ms. Dinnen informed that because items are on the Consent Agenda does not mean it cannot be discussed. Any Board Members has the right to pull any items, including the audience, and every governmental organization has a Consent Agenda. Ms. Dinnen stated that the definition of a Consent Agenda is to extract those particular items that an individual wishes to discuss and to put into a "package" those items that, upon the judgment of the Board, can go without discussion.

Mr. Notter clarified that Policy 1100A addresses the Board meeting agenda and to change the policy requires two readings. Mr. Notter stated that he will be making a recommendation to make changes on this policy at a Board Workshop.

Ms. Dinnen requested that the Policy 1100A discussion be placed as a priority.

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Ms. Murray stated that the Board meets with the Superintendent to discuss issues and the direction the Board wants to proceed. She encouraged the community to share their viewpoints with the Board.

### CONSENT ITEMS

#### A. RESOLUTIONS

- A-1. Resolution in Support of High School Voter Registration Week, March 21-25, 2011 (Adopted)

Motion was made by Mrs. Gottlieb, seconded by Ms. Dinnen and carried, to adopt Resolution #11-82, in support of High School Voter Registration Week, March 21-25, 2011. (9-0 vote)

Dr. Brenda Snipes, Supervisor of Elections, acknowledged her staff: Mr. Gino Herring, who conducts the High School Voter Registration Drive, now in its 8<sup>th</sup> year. Dr. Snipes presented the Board with a picture of the 2008 Early Voting site at the Hollywood Public Library, as a memento for the involvement of students in this process.

Dr. Snipes spoke on the success of closing schools on major elections, and stated that the elections offices in Miami-Dade and Palm Beach are petitioning their school boards to do the same as Broward schools.

Mr. Herring informed the Board that over 50,000 students have registered to vote and this past spring at the Distance Learning center over 6,000 students were registered. Mr. Herring recognized BECON for being instrumental in that training and Ms. Joy Veasey who assisted with this training. He said that the PowerPoint presentation was viewed by other elections offices from throughout the state.

Dr. Snipes also introduced Tanya Edwards, Coordinator, Voter Education Outreach Program and Haley Summers, Administrative Assistant; McEddy Masson, Creole Coordinator who recently won community recognitions; and Ana Romagosa. The Supervisor of Elections has also partnered with the Immigration Office, going to their site every Wednesday, as new citizens are registered to vote.

Dr. Brenda Snipes recognized Mr. Fred Bellis, her Executive Assistant.

Ms. Dinnen noted the low voter turnout during the November Gubernatorial election in Broward County. She thanked Dr. Snipes for working with the school system to bring awareness of voting to children which they will carry into adulthood.

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Mrs. Good stated it is very important that youths understand the importance of voting and democracy. Mrs. Good inquired about the Student Poll Worker Program.

Dr. Snipes responded that this active program works with high schools, with Boyd Anderson High School being the first high school to become involved. The students are paid money but it goes directly to their schools and the schools use this money to help the students participate with their senior packages. Dr. Snipes stated that Pembroke Pines Charter School is now getting involved. Students come to work at 5:30 a.m., and they are regularly praised for their work and cooperation when they are involved in the polling locations.

Maria Rincon, Student Advisor, informed that she participated in the Poll Worker program through the National Honor Society and the organization raised \$5,000. She stated that students participated in the process of Election Day and prior to that attended a training day.

Ms. Murray praised Dr. Snipes for bringing credit to the Supervisor of Elections Office and to Broward County.

Mrs. Bartleman thanked Dr. Snipes for her leadership and partnership. She stated that all the programs and partnerships for students began with Dr. Snipes.

Responding to Mrs. Rupert's inquiry, Dr. Snipes stated that when a student turns 18 the student will be sent a birthday greeting and their voter information card. Any student who is 16 or 17 can pre-register during the Voter Registration Drive.

Mr. Williams expressed appreciation to Dr. Snipes and her staff, noting that Dr. Snipes was a part of the school district for 39 years.

- \*A-2. Resolution in Support of National Youth Violence Prevention Week – March 28 – April 1, 2011 (Adopted)

Adopted Resolution #11-83, in support of National Youth Violence Prevention Week – March 28 – April 1, 2011.

- A-3. Resolution in Support of Administrative Professionals' Day – April 27, 2011 (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mrs. Murray and carried, to adopt Resolution #11-84, in support of Administrative Professionals' Day, April 27, 2011. Mrs. Gottlieb was absent for the vote. (8-0 vote)

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Ms. Dinnen praised her personal assistant, Mrs. Denise Usefop, for her professionalism.

Mrs. Rich Levinson stated that collectively the assistants in the School Board Members' office are phenomenal and make the job of the School Board Member easier.

Concurring, Mrs. Bartleman stated that the assistants are part of a team.

Mrs. Good noted that the resolution is in support of all district administrative support staff. She stated that as a new Board Member her assistant, Ms. Linda Torlone is her "lifesaver."

Ms. Murray stated that every Board Member's secretary has assisted her in some manner and that the team takes care of all Board Members.

Concurring, Mrs. Rupert stated that she was without a secretary when she was first elected and everyone assisted her with patience and professionalism.

Mr. Thomas recognized Mrs. Marcia Simmons, his personal assistant, for all she does.

- \*A-4. Resolution in Support of National Student Leadership Week – April 17-23, 2011 (Adopted)

Adopt Resolution #11-85, in support of National Student Leadership Week, April 17-23, 2011.

- A-5. Resolution in Support of School Social Work Week, March 6-12, 2011 (Adopted)

Motion was made by Ms. Murray, seconded by Mrs. Bartleman and carried, to adopt Resolution #11-86, in support of School Social Work Week, March 6-12, 2011. Mrs. Gottlieb was absent for the vote. (8-0 vote)

Mrs. Bartleman read portions of the resolution into the record. She stated that social workers go over and above the call of duty, link families to agencies to make sure their needs are met. Gratitude was expressed to all social workers.

Mrs. Rupert praised all social workers, including the social workers who assisted her adopted son at his elementary school.

**Approved in Open Board Meeting, April 5, 2011**

A-6. Resolution in Support of National Library Week /School Library Month – April 2011 (Adopted)

Motion was made by Mr. Thomas, seconded by Mrs. Bartleman and carried, to adopt Resolution #11-87, in support of National Library Week/School Library Month – April. (9-0 vote)

This item was discussed concurrently with Agenda Item A-7.

Ms. Michele Rivera, Director, Learning Resources & Instructional Materials, and Ms. Lynn Oakvit, Specialist for Media & Instructional Material appeared before the Board.

Ms. Rivera spotlighted the role School Library Media Specialists play in facilitating library programs that promote literacy and foster a love of reading and life-long learning. Ms. Rivera recognized and congratulated West Broward High School for their award-winning public service announcement based on the theme, Champions Read, Leaders Lead, that recently won 3<sup>rd</sup> Place in a statewide contest associated with Celebrate Literacy Week. The goal of the contest was to create public awareness regarding the importance of literacy.

(A video was presented to the Board and viewing audience).

Ms. Rivera introduced Principal Daniel Traeger, who introduced the team that worked collaboratively to create this award-winning PSA (through video conferencing): Judy Terboss, Media Director; Chuck Rivera; students Jairo Leal, Daniel Simone, and Nicholas Diaz.

Ms. Oakvit stated that the Broward County Association of Media Specialists, a professional organization for public, private and charter media specialists, has also sponsored a contest for students to create illustrated stories depicting library media centers. A compilation booklet, It Happened in Our Media Centers was presented to School Board Members and the Superintendent.

Mrs. Rupert stated that this is collaboration at its best.

Mrs. Good praised Principal Traeger, school staff and students for their leadership and phenomenal program Mrs. Good congratulated the students for their public service announcement which is an excellent idea. Mrs. Good read the resolution into the record.

**Approved in Open Board Meeting, April 5, 2011**

- A-7. Resolution in Support of READ-IN WEEK, READING ACROSS BROWARD – April 25-29, 2011 (Adopted)

Motion was made by Mr. Thomas, seconded by Mrs. Bartleman and carried, to adopt Resolution #11-88, in support of READ-IN WEEK, READING ACROSS BROWARD – April 25-29, 2011. (9-0 vote)

This item was discussed concurrently with Agenda Item A-6.

**B. BOARD MEMBERS**

- B-1. Immediate Establishment of a Parent/Community Involvement Task Force to Energize and Increase Parent/Community Involvement in Broward County Public Schools (Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Bartleman and carried, to adopt the immediate establishment of a Parent/Community Involvement Task Force. (9-0 vote)

It is requested that The School Board of Broward County, Florida, immediately establish a Parent/Community Task Force to energize and increase parent/community involvement in the District to align with Goal 6 of the Strategic Plan 2008-2011. The goals, composition, action plan and proposed timeline are in Exhibit 1.

There is no financial impact to the district.

Mrs. Rich Levinson requested the formation of a Parent/Community Task Force with goals, composition, action plan and proposed timeline to energize and increase parent and community involvement in the district. Mrs. Rich Levinson stated that prior to her election to the School Board in November 2010 she has been a parent activist for more than 15 years at the school area and district level by serving as the Central Area Advisory Chair, School Advisory Forum (SAF) Chair, School Advisory Forum SAF Chair, member of the District Advisory Council and a member of SAC at all three levels – elementary, middle and high school. Under her tenure as Central Area Advisory Chair a Parent Involvement Survey was initiated, with more than 50 questions that approximately 1,500 people responded to. This information will be sent to the newly formed task force. The task force will be reaching out to all schools, parents and respective communities to solicit input and analysis.

Mrs. Rich Levinson stated that the task force will bring forward meaningful opportunities and ways to engage and enhance parent/community involvement in schools and at the area and district level.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Rupert commended her colleague for bringing this forward. She stated that an aspect of parental involvement is the Board's ability to meet parents in their location, such as meeting parents at a sports event.

Concurring, Mrs. Good stated that she is always hopeful for increased parental and community involvement. Mrs. Good stated that currently there is a Parental Involvement Council and Ms. Jusevic and others from DAC are a part of the council. She inquired whether the council's goals and objectives are different than those set by the proposed task force. Mrs. Good stated that the task force is needed because it is important to target parents and give them goals and objectives. She said that sensitivity needs to be considered for others who have done certain aspects of this parental involvement piece, and maybe they can partner in some fashion with the task force to provide input and further enhance what the task force will be doing.

Ms. Merrie Meyers, Director, Parents, Business & Community Partnerships, responded that a Parent Involvement Communications Council was established five years ago and its purpose is to create an open forum for sharing ideas. Strategy is discussed about how to engage parents and those attending the meeting are provided with information about community resources that they can take back to the different organizations that they represent. Ms. Meyers stated that parents often do not know how to navigate the services outside the school system.

Mrs. Rich Levinson stated that the proposed task force is to have parents delve into parent/community involvement models that are elsewhere, that they could research and look at gaps and deficiencies. This would involve going to schools, talk to the communities and develop a research element, get feedback and provide identifiable ways to increase involvement in the schools. Mrs. Levinson stated that the point of the task force is to find the average parent who does not have a lot of time to get into the school and find out how to get them involved in the process.

Applauding the proposed task force, Mr. Thomas stated that he spoke with several parent activists regarding the strengths and weaknesses of community involvement, and the current models in place need to be reviewed to see where they can be strengthened.

Ms. Murray informed that she visited the Hepburn Center with 60 attendees, including students from Hallandale High School. She stated that the Board has struggled to get community involvement and the proposed task force is another avenue to reach out to the community and to the ministries.

Mrs. Bartleman praised the proposed task force and stated that it is time to think out of the box and get everybody involved.

**Approved in Open Board Meeting, April 5, 2011**

Concurring, Ms. Dinnen stated that the task force would be a complement to what already exists. Ms. Dinnen stated that effort has to be made to engage parents who have the desire but who cannot come to a meeting due to work conflicts.

The following individuals addressed this item:

Jeanne Jusevic  
Mary Fertig  
Billy Davison  
Cynthia Oliver

Mrs. Rich Levinson thanked her colleagues for their support. She stated that the initiative will re-engage the community, and focus on the issues at hand and try and strengthen the school system.

**D. OFFICE OF THE CHIEF AUDITOR**

D-1. Audit of the Internal Funds of Selected Schools in the North, Central and South Areas (Received)

Motion was made by Mrs. Bartleman, seconded by Mrs. Good and carried, to receive Audit of the Internal Funds of Selected Schools in the North, Central and South Areas. (9-0 vote)

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2009 and 2010, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

Cypress Run School, \*Margate Middle School, \*Monarch High School, North Lauderdale Elementary School, \*Westchester High School, Arthur Ashe Middle School, \*Atlantic Technical Center, \*Bair Middle School, \*Banyan Elementary School, \*Bennett Elementary School, \*College Academy School, \*Dillard Elementary School, \*Flamingo Elementary School, \*Hallandale Adult School, \*Harbordale Elementary School, \*Lauderdale Lakes Middle School, \*Lauderhill Elementary School, \*Nob Hill Elementary School, \*North Fork Elementary School, \*Plantation Elementary School, \*Village Elementary School, Western High School, \*Dania Elementary School.

\*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 10, 2011 meeting.

## Approved in Open Board Meeting, April 5, 2011

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.

Mrs. Good inquired whether there are any recommendations being provided to assist the district in eliminating most, if not all, those exceptions.

Mr. Reilly responded that the recommendations are based on the standard practices bulletins that are in place that require additional training or review, responses from the principals and the responses to the audit findings that are attached to each audit finding. Additionally, the response from the Area Superintendent dictates what action will be taken to correct those issues.

Mrs. Good stated that there is a common thread, in some of these situations, where there is a lack of knowledge on the procedures in place. Mrs. Good said she wants assurance that some effort is done in following up on the matter with the principals and with staff to ensure they are made aware of any recent changes in employment or if there are procedural matters that need to take place.

Mr. Reilly concurred that there is a new employee in two instances, but there is an emphasis that training needs to occur. Most of the items related to depositing disbursements and how to handle a specific activity of the school relating to the internal funds. Mr. Reilly stated that the standardized procedures must be uniform and in place to prevent the risk of loss of funds and assets.

Mrs. Rich Levinson commended the 19 out of 23 schools that did not have exceptions. Thanking Mr. Reilly for adding the prior audit period, Mrs. Rich Levinson stated that this audit indicates that progressive action has been taken.

Mrs. Rupert suggested a bookkeeper, principal payroll from an exemplary school as a best practice.

Responding to Ms. Dinnen's observations, Mr. Reilly stated that the repeat findings are not occurring and the audit reports in the last two years have much improved.

Ms. Dinnen noted that out of 23 exceptions, 19 schools did very well.

Ms. Murray stated that as the team looks at the audit a review should be made as to the lack in training, if any, and are the employees too inexperienced for the burden that is put on them at that particular location.

**Approved in Open Board Meeting, April 5, 2011**

- D-2. Moore Stephens Lovelace, P.A.'s Management Letter for the Year-Ended June 30, 2010 (Received)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to receive Moore Stephens Lovelace, P.A.'s Management Letter for the Year-Ended June 30, 2010. Mrs. Gottlieb was absent for the vote. (8-0 vote)

In accordance with the provisions of Chapter 10.800, Rules of the Auditor General, the School Board's external auditor, Moore Stephens Lovelace, P.A., completed their Management Letter ("the Report"), for the year ended June 30, 2010. 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 nine audit observations/recommendations are included in the Report.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 10, 2011 meeting. The source of funds to perform the Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Board Member would like to know that the projected completion of the audit will be corrected by August 2011, as stated in the management's response. Where is the breakdown in getting these items corrected? Staff is requested to follow-up.

Mrs. Bartleman discussed the technology observations in the report. She inquired whether the audit was done at the same time as other audits or whether a long time was taken to correct the measures. Mrs. Bartleman voiced concern that the items have not been corrected in over a two-year period.

Mr. Reilly responded that the external auditor reviews the IT systems and procedures so they can rely on the financial data. Mr. Reilly stated that the report indicates how old the item is, with three items requiring some completion. A lot of the items are enhancements and improvements to systems that are in place but due to the high risk with data and access in security, they strongly recommended that some things be done.

Mr. Reilly responded that it is management's responsibility to put in the policies, procedures and controls in place to make sure that they are safeguarding their assets and they have reliable data.

Mrs. Bartleman requested that a follow-up be provided that all the issues have been corrected.

**Approved in Open Board Meeting, April 5, 2011**

Mr. Reilly informed that a follow-up was done on the Auditor General's report, which was presented after June 30, 2009.

Referring to 2010-1 System Needed to Monitor and Track Level 2 FBI Screenings, Mrs. Good stated there was a notation regarding the tracking of employees that are past due. She inquired about the process in place to ensure that all employees are tracked and whether all past-due employees have been re-screened.

Mr. David Golt, Executive Director, Professional Standards and Special Investigative Unit, responded that the procedure in place includes re-submitting employees that are currently due but not all the employees have been re-screened. Regarding the employees working near students, Mr. Golt stated that the re-screening is done by the date the employee is due; the ones close to being due for re-screening are the ones that are re-screened first.

Mrs. Good requested that priority be given to re-screening for employees that are near students.

Concurring, Mr. Golt stated that an attempt is being made to get everyone done quickly, resubmit the fingerprints for the screening.

Mrs. Good inquired whether other districts have been contacted to see what tools they are utilizing to flag employees that are due to re-screening.

Mr. Golt stated that some of the larger school districts have been contacted and staff is in the process as to how they handle these issues.

Remarking that Miami-Dade County has a process whereby they flag employees routinely, Mrs. Good requested that staff ascertain what they utilize so that this district can piggyback on.

Responding to Mrs. Good's inquiry, Mr. Notter stated that it is ultimately the Superintendent's recommendation to ensure that the recommendations will be implemented in a timely manner.

Mrs. Rich Levinson inquired when the three items from the 2009 report will be completed. She stated that Payroll Processing Support at Schools and Departments should have been completed on February 4, 2011.

Mr. Reilly responded that this inquiry was made of the Audit Committee and Mr. Donnie Carter, Chief Operations Officer, Office of the Chief Operations Office, indicated that the memorandum had been submitted.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Rich Levinson inquired whether audit numbers 3 and 4 will be on course to be completed in June 2011.

Mr. Notter responded that a response will be provided by the division head.

Mrs. Rich Levinson requested a follow-up on these items and, in the future, to have the appropriate staff present at the meetings to answer the Board's inquiries.

Ms. Murray discussed the mass fingerprinting that was conducted of all district employees. She stated that the district also has self-reporting, if an employee has a violation they are responsible to report the incident. In addition, there is a tracking system with law enforcement that is reported to the Special Investigative Unit.

Concurring, Mr. Golt stated that when employees are due to be fingerprinted the fingerprints are submitted on the date that they are due. Mr. Golt stated that staff is currently waiting on the Florida Department of Law Enforcement (FDLE) for their disks in order to conduct a large-scale re-check. He noted that when the employee's expiration dates arrive their fingerprints are resubmitted on those days.

Referring to page 3, 2010-1 System Needed to Monitor and Track Level 2 FBI Screenings, Mrs. Rupert requested that this be implemented as soon as possible. She discussed Senate Bill SB 906 that would require fingerprinting checking be done through the Department of Agriculture rather than the FDLE.

Mrs. Rupert inquired whether the FileMaker Pro database is standard software to use for entering more specific information pertaining to employee screenings, and whether more browser based systems are needed to accommodate the load.

Mr. Reilly responded that the district's SAP system does identify as one of the screening tools to determine when the last time fingerprinting was done. Mr. Reilly stated that creating a report off this line item can be done. He further stated that five years ago there was a major program to update the fingerprinting, beginning with the North Area first and conducted in a staggered process to be completed in a five-year period. First priority was given to employees who had contact with students.

Mrs. Rupert inquired whether Payroll Processing can be done online with an online signature, to reduce paperwork and do leave requests online via Employee Self Service.

## Approved in Open Board Meeting, April 5, 2011

Mr. Reilly stated that this issue is one of his enhancement recommendations. He stated that at the current time the system is paper driven because the key control over the two-week payroll by every director or principal of the school is the ZTIM report that details what will generate the payroll check for the period.

Referring to page 6, Mrs. Rupert inquired whether the District can centralize Antivirus and consider moving it into a virtual desktop environment.

Mr. Reilly responded that this was the recommendation of the IT auditor, which is a key thing to be centralized to isolate the virus and correct the situation in a quick manner.

Referring to Page 7, Mrs. Rupert inquired whether web-based companies can be utilized to upload the Data Backup Controls.

Mr. Reilly responded that this inquiry should be referred to the Technical Support Services department.

Referring to Page 8, Mrs. Rupert voiced concern with the Overall Comment on Status of Open Comments, Corrective Action Not Yet Complete. Mrs. Rupert stated that the district has made limited progress in these security issues, which is unacceptable and must be stopped.

Remarking that staff conducted their due diligence by responding to the re-screening sampling (14 employees), Mrs. Good requested that the department facilitate their process in ensuring that employees obtain the necessary re-screening.

Mr. Golt responded that he has placed and assigned a full-time Investigator to a security clearance to ensure that this is accomplished each day.

Ms. Dinnen inquired why re-fingerprinting is necessary, as fingerprints do not change over time.

Mr. Craig Kowalski, Investigator, Professional Standards & Special Investigative Unit, responded that these are standards set by the FBI as a national check. Mr. Kowalski informed that fingerprints change over time, as they may not be legible. He stated that notices of arrests are forward to the district.

Responding to Ms. Dinnen's inquiry, Mr. Reilly stated that an update will be provided to the Board by September 2011, including the original report to show a comparison.

**Approved in Open Board Meeting, April 5, 2011**

- D-3. 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, 2010 (Received)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to receive 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, 2010. Mrs. Gottlieb was absent for the vote. (8-0 vote)

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, 2010. 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, 2010. 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 \$418,073,008. There were no findings or questionable costs reported for the fiscal year ended June 30, 2010.

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 February 10, 2011 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 additional financial impact to the school district.

Ms. Dinnen requested an explanation as to why there are unfavorable comments, yet there were no findings or questionable costs reported in this fiscal year.

Mr. Reilly responded that there were no audit findings in this report.

**Approved in Open Board Meeting, April 5, 2011**

- D-4. State of Florida Auditor General Report No. 2011-005 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 30, 2009, and Internal Audit Report – 2009 State FTE Audit Advisory (Received)

Motion was made by Ms. Dinnen, seconded by Mrs. Levinson and carried, to receive State of Florida Auditor General Report No. 2011-005 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 30, 2009 and Internal Audit Report – 2009 State FTE Audit Advisory. Mrs. Gottlieb was absent for the vote. (8-0 vote)

As part of the continued effort to improve accountability, the Auditor General, State of Florida performed the Broward County District School Board – Florida Education Finance Program (FEFP), Full-Time Equivalent (FTE) Students and Student Transportation Audit for the Fiscal Year Ended June 30, 2009.

Except for the material noncompliance mentioned below involving teachers and the reporting of, and preparation and maintenance of supporting documentation for, students in ESOL, ESE Support Levels 4 and 5, and Career Education 9-12 (OJT), and student transportation, the Broward County District School Board complied, in all material respects, with State requirements regarding the determination and reporting of full-time equivalent (FTE) students under the Florida Education Finance Program (FEFP) and the number of students transported for the fiscal year ended June 30, 2009. Of the 775 teachers sampled, 136 did not meet State requirements governing certification, School Board approval of out-of-field teacher assignments, notification of parents regarding out-of-field teachers, or the earning of required in-service training points in ESOL strategies. Exceptions were noted involving 808 of the 2,786 students in the ESOL sample, 194 of the 885 students in the ESE Support Levels 4 and 5 sample, and 58 of the 338 students in the Career Education 9-12 (OJT) sample. These exceptions involved reporting errors or records that were not properly and accurately prepared or were missing and could not be located. Of the 748 transported students sampled, 194 had exceptions involving their reported ridership category or eligibility for State transportation funding.

Noncompliance related to FTE resulted in 315 findings. The resulting audit adjustments to the District's reported, Unweighted FTE totaled a negative 962.5581 FTE, but have a potential impact on the District's weighted FTE of a negative 1,470.7387 FTE.

## Approved in Open Board Meeting, April 5, 2011

Noncompliance related to student transportation resulted in 18 findings and a net audit adjustment of a negative 202 students. We estimate this represents a potential negative financial impact to the District of approximately \$5.8 million.

The ultimate resolution of the FTE and student transportation audit adjustments and the computation of their financial impact is the responsibility of FDOE.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 10, 2011 meeting.

A copy of the full Audit Report is available at the Board Members' Office on the 14th floor of the KC Wright Building.

The source of funds to perform the FTE Audit Report is the Auditor General, State of Florida's Budget Allocation.

Mrs. Good voiced concern over the audit findings that were as a result of deficiencies in documentation of services since FTE is vital to what the district does and how funding is obtained. Mrs. Good stated the fact that it is becoming severe with each audit is troublesome.

Mr. Reilly responded that a lot of the findings were documentation issues; the work was done but it was not documented. Mr. Reilly stated that there has to be compliance with certification items, maintaining those records, and each department has set up a data base to make sure that teachers are in compliance once they get their certification. He concurred with Mrs. Good that the Area Offices need to be more involved with the schools to ensure that there is a checks and balances process, i.e., that end-of-the-year records must be complete.

Mrs. Rich Levinson stated that the most important thing is that the district is aware that failure to comply with FDOE documentation rules and teacher certification requirements in any school year would result in funding losses. Mrs. Rich Levinson, who remarked that 2/3rds of this amount was the Drop Back In, inquired whether the district is still contracting with this agency.

Mr. Notter stated that the district is not contracting with the agency.

Mrs. Rich Levinson referred to the ESE student documentation being 15 percent of the \$6 million, that the funding matrix needs to be reviewed and updated at the time the relevant IEP is prepared. She inquired whether this is occurring at all schools.

## Approved in Open Board Meeting, April 5, 2011

Mr. Reilly responded that each department and responsible staff is aware of the audit findings and they provided responses on how the deficiencies would be corrected. Mr. Reilly stated that occasionally a site visit is made to ensure compliance and they are prepared if an audit occurs.

Mrs. Rich Levinson commended staff for the marked improvement in teacher certification findings when compared to the previous audit. She inquired whether there is an opportunity for a reversal of an audit finding with proper documentation in the informal appeals process.

Mr. Reilly responded that there is historical data in the 2006 and 2009 audit, issues that were contested on appeal, and approximately \$60,000 was received back. Mr. Reilly stated that this is done now through video conferencing rather than traveling to Tallahassee. This method will be utilized regarding the discussion with the Drop Out Prevention issue.

Remarking that the district is not in a position to give away \$5.87 million, Mrs. Rupert stated that the district will have to go teacher by teacher in order to get accountability.

Ms. Dinnen stated that someone from the Technical Services department needs to meet individually with Board Members to discuss these issues.

Mr. Reilly stated that anyone who has any audit exceptions related to their departments attends the Audit Committee and the findings are discussed thoroughly. The Board Members' Audit Committee representatives can provide the Board with information of what was discussed.

### E. CHIEF OPERATIONS OFFICER

\*E-1. Recommendation on the Ms. Willie Ann Glenn Act, Florida House Bill #227 – (Summer Nutrition Program) (Approved)

- Renew disapproval of participation in the Ms. Willie Ann Glenn Act for the Summer of 2011
- Vote to be exempt from the Summer Feeding Program per Chapter 2005-73, Section 1, (3)
- Notify the Commissioner of Education within 10 days of the decision not to participate and be exempt
- Notify the Commissioner of Education within 10 days of each subsequent year's decision to continue the exemption

## Approved in Open Board Meeting, April 5, 2011

The request for approval from the Board not to participate in the Ms. Willie Ann Glenn Act is a standard item presented annually since 2006. Chapter 2005-73, General Laws, further explains that House Bill 227 is, "An act relating to children's summer nutrition programs; providing a popular name; requiring each district school board to develop a plan to sponsor a summer nutrition program; providing criteria for operating summer nutrition program sites; **authorizing exemption from sponsoring a summer nutrition program and providing procedures thereafter; requiring a district school board to annually reconsider its decision to be exempt;** authorizing district school boards to encourage not-for-profit entities to sponsor a summer nutrition program under certain circumstances; authorizing a superintendent of schools to collaborate with specified agencies and private, not-for-profit leaders to implement a summer nutrition program; providing reporting; directing the Department of Education to provide each district school board with a list of organizations intending to participate; providing an effective date." **Participation in the Ms. Willie Ann Glenn Act by Broward County Public Schools is not necessary to ensure adequate Summer Feeding sites within the District since additional resources are not available, since the District already has a Summer Feeding Program, and approximately 45 - 55 schools with 50% or more students eligible for free/reduced meals will open for the Summer of 2011. The final number depends upon the number of schools hosting summer school, Voluntary Pre-K, and summer programs not related to District activities that use the schools in the summer.** Providers and vendors will be identified after the Department of Education's Summer Feeding training. The District initially notified the Commissioner of Education in 2006, and each year thereafter, of its decision not to participate, and is required to do so on an annual basis.

There is no financial impact to the District for not participating in the Ms. Willie Ann Glenn Act.

### F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

- \*F-1. Amendment to Full and Basic School Health Services Funding Agreement for 2010-2013 (Approved)

Approved the amendment to contract BW104 #0001, change of contract manager information and contract updates to reflect the process of reporting of schools and reports/deliverables to the funding entity, Broward County Health Department (BCHD).

## Approved in Open Board Meeting, April 5, 2011

The Full and Basic School Health Services Funding Agreement for 2010-2013, with the BCHD was approved by the Board on June 15, 2010. The BCHD has requested the following amendments to the current Board approved contract. Changes are noted in the BW104 Amendment #0001, Explanation Matrix.

Contract revisions are updates and outline responsibilities for reporting and recording.

State of Florida Department of Health will execute after School Board approval.

The amendment has been received and approved as to form and legal content by the School Board Attorney.  
There is no financial impact to the district.

- F-2. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Broward) – Total Grant Funds Requested: \$375,000 (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to approve the Project Application for The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Broward), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014. Mrs. Gottlieb was absent for the vote. (8-0 vote)

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

Ms. Dinnen stated that agenda items F-2 to F-17 involve a particular grant that is granted by the United States Department of Education to the district's charter schools. Ms. Dinnen discussed the Evaluation Plan, stating that staff is not compensated for time, even though that request has been made. Ms. Dinnen stated that the state-allocated 5 percent is not adequate to cover all the services that the district is suppose to offer.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Good stated that regardless of the district's input in the process the state is ultimately responsible for reviewing these grants to ensure that they meet all the various requirements.

Mrs. Jody Perry, Director, Charter Schools Support, informed that there is a separate section in the application for the grant that stipulates that if they choose to they can sign off for up to 5 percent of the grant to the district. To date that has not been the case with any of the applications. Once the applications come to the district they are forwarded to the state, and the state ultimately decides it meets the requirements.

Mrs. Good stated that staff takes great effort in ensuring the best application possible leaves the district as a sponsor.

Ms. Dinnen voiced concern that the district is involved in the process, asking for the 5 percent that the district does not receive. She stated the 5 percent that is allocated by the state is suppose to cover the services and it does not entirely cover all the services that the district is suppose to provide.

Mrs. Rich Levinson stated that the 5 percent is only on the first 250 students in the school.

Mr. Robert Vignola, Esq., informed that when the Superintendent is asked to execute this application he is asked to make a certification, the Superintendent must certify that all facts, figures and representations are true. This requires something more than mere transmittal. Mr. Vignola stated that maybe in the future they will revise how this is done and eliminate this function, where it is a matter of transmittal and being a fiscal agent.

Mrs. Good inquired whether verification has been made whether the applicants in the grant process are all non-for-profit, Agenda Items F-2 through F-17.

Mrs. Leslie Brown, Executive Director, Educational Programs, responded that legal counsel determined that Sunbiz was an acceptable arena to double-check for non-for-profit status.

Mr. Vignola stated that the DOE has a Q & A format on their website setting forth the grant process and what to look for in non-for-profits.

Mrs. Good stated it would be helpful that every applicant who is receiving a grant through the district via the state has a non-for-profit status. She requested that this document be a part of the district's application process.

**Approved in Open Board Meeting, April 5, 2011**

Mrs. Bartleman stated that Differentiated Accountability is extremely costly and it requires going in and monitoring curriculum. Mrs. Bartleman concurred that schools need an opportunity to improve with assistance and the 5 percent is not covering everything.

Board Members Ms. Dinnen, Mrs. Good and Mrs. Rich Levinson requested information on what exactly the 5% is covering now; how do you go above and beyond to provide services to all schools to ensure that they receive the resources they need; what support does the district provide; how much does it cost and how much funding does the district receive.

- \*F-3. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014, Advantage Academy of Broward, Inc., (Broward Advantage Academy) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Advantage Academy of Broward, Inc., (Broward Advantage Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-4. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Riverside Science, Inc., (Broward Math and Science Schools) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Riverside Science, Inc., (Broward Math and Science Schools), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-5. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Florida Intercultural Academy K-8th--West, Inc., (Florida Intercultural Academy K-8th--West) – Total Grant Funds Requested: \$224,744.05 (Approved)

Approved the Project Application for Florida Intercultural Academy K-8th--West, Inc., (Florida Intercultural Academy K-8th--West), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-6. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Florida Charter Foundation, Inc., (Franklin Academy C) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Florida Charter Foundation, Inc., (Franklin Academy C), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-7. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Florida Charter Foundation, Inc., (Franklin Academy D) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Florida Charter Foundation, Inc., (Franklin Academy D), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-8. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Imagine – West Broward, Inc., (Imagine Middle School – West) – Total Grant Funds Requested: \$325,000 (Approved)

Approved the Project Application for Imagine-West Broward, Inc., (Imagine Middle School – West), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-9. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Imagine – Central Broward, Inc., (Imagine Schools – Central Campus) – Total Grant Funds Requested: \$375,000  
(Approved)

Approved the Project Application for Imagine – Central Broward, Inc., (Imagine Schools – Central Campus), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-10. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Imagine – South Broward, Inc., (Imagine Schools – South Campus) – Total Grant Funds Requested: \$375,000  
(Approved)

Approved the Project Application for Imagine – South Broward, Inc., (Imagine Schools – South Campus), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-11. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy) – Total Grant Funds Requested: \$375,000  
(Approved)

Approved the Project Application for Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-12. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 The Charter School of Excellence, Inc., (Charter School of Excellence @ Riverland 2) – Total Grant Funds Requested: \$350,000  
(Approved)

Approved the Project Application for The Charter School of Excellence, Inc., (Charter School of Excellence @ Riverland 2), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-13. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Kaizen Education Foundation, Inc., (PBL Academy High School) – Total Grant Funds Requested: \$325,000  
(Approved)

Approved the Project Application for Kaizen Education Foundation, Inc., (PBL Academy High School), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-14. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Renaissance Charter School, Inc., (Renaissance Charter School of Broward – North) – Total Grant Funds Requested: \$375,000  
(Approved)

Approved the Project Application for Renaissance Charter School, Inc., (Renaissance Charter School of Broward – North), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-15. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Renaissance Charter School, Inc., (Renaissance Charter School of Broward – South) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Renaissance Charter School, Inc., (Renaissance Charter School of Broward – South), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-16. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Renaissance Charter School, Inc., (Renaissance Charter School of Broward – West) – Total Grant Funds Requested: \$375,000 (Approved)

Approved the Project Application for Renaissance Charter School, Inc., (Renaissance Charter School of Broward – West), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

**Approved in Open Board Meeting, April 5, 2011**

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-17. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014 Advantage Academy of Broward, Inc., (West Broward Academy) – Total Grant Funds Requested: \$375,000  
(Approved)

Approved the Project Application for Advantage Academy of Broward, Inc., (West Broward Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2011-2014.

The purpose of the Public Charter Schools Federal Grant Program is to increase the number of high quality charter schools and to improve student achievement by providing financial assistance for the planning, program design and implementation costs for charter schools. Priority is to first-year charter schools approved to open during the 2011-2012 school year.

The full application is available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-18. Approval to Notify Renaissance Charter School, Inc., (North Broward Academy of Excellence), of the Proposed Renewal of their Charter School Agreement  
(Approved)

Authorized the Superintendent to notify Renaissance Charter School, Inc., (North Broward Academy of Excellence), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented.

**Approved in Open Board Meeting, April 5, 2011**

The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Renaissance Charter School, Inc., (North Broward Academy of Excellence), and has recommended the renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Renaissance Charter School, Inc., (North Broward Academy of Excellence), of the approval of the Charter Renewal Application and of the proposed fifteen-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed fifteen-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- \*F-19. Approval to Notify Somerset Academy Middle, Inc., (Somerset Academy Middle School), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Somerset Academy Middle, Inc., (Somerset Academy Middle School), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Somerset Academy Middle, Inc., (Somerset Academy Middle School), and has recommended the renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Somerset Academy Middle, Inc., (Somerset Academy Middle School), of the approval of the Charter Renewal Application and of the proposed fifteen-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed fifteen-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

**Approved in Open Board Meeting, April 5, 2011**

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

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

- \*F-20. Approval to Notify Somerset Academy, Inc., (Somerset Academy Elementary School Miramar), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Somerset Academy, Inc., (Somerset Academy Elementary School Miramar), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Somerset Academy, Inc., (Somerset Academy Elementary School Miramar), and has recommended the renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Somerset Academy, Inc., (Somerset Academy Elementary School Miramar), of the approval of the Charter Renewal Application and of the proposed fifteen-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed fifteen-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- F-21. Approval to Notify Excelsior Charter of Broward, Inc., (Excelsior Charter of Broward), of the Proposed Renewal of their Charter School Agreement (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Good and carried, to authorize the Superintendent to notify Excelsior Charter of Broward, Inc., (Excelsior Charter of Broward), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application. Mrs. Gottlieb was absent for the vote. (8-0 vote)

## Approved in Open Board Meeting, April 5, 2011

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Excelsior Charter of Broward, Inc., (Excelsior Charter of Broward), and has recommended approval of the application and a five-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Excelsior Charter of Broward, Inc., (Excelsior Charter of Broward), of the approval of the Charter Renewal Application and of the proposed five-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed five-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

Mrs. Bartleman stated that this charter school, including Sunshine Elementary Charter School (F-25) do not get school grades because their enrollment numbers are low. She stated that with the expansion of charters it must be noted that there needs to be accountability with these schools and everyone needs to be held with similar standards.

Mrs. Brown responded that in the contract a numerical response is being used to what the potential grade would be, and legal counsel is helping staff to ensure that each of the contracts include a point value structure that is dependent on the state's point value structure for school grade, even if they do not have enough children enrolled.

Ms. Dinnen inquired whether there is a state rationale for why they don't get a grade.

Mrs. Brown responded it is the actual size of the sub-groups within the school and of the tested grade, a state criteria for how a school actually earns a grade.

**Approved in Open Board Meeting, April 5, 2011**

Responding to Mrs. Good's inquiry about the impact of not having a letter grade, Mrs. Brown stated that if a school does not have a letter grade the district would be reporting to the state on whether or not they are eligible for capital outlay. A school cannot have a D or an F grade for two years in a row and then they are no longer eligible for capital outlay.

- \*F-22. Approval to Notify Pompano Charter Middle School, Inc., (Pompano Charter Middle School), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Pompano Charter Middle School, Inc., (Pompano Charter Middle School), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Pompano Charter Middle School, Inc., (Pompano Charter Middle School), and has recommended approval of the application and a five-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Pompano Charter Middle School, Inc., (Pompano Charter Middle School), of the approval of the Charter Renewal Application and of the proposed five-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed five-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

- \*F-23. Approval to Notify Somerset Academy, Inc., (Somerset Academy Arts Conservatory), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Somerset Academy, Inc., (Somerset Academy Arts Conservatory), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

## Approved in Open Board Meeting, April 5, 2011

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Somerset Academy, Inc., (Somerset Academy Arts Conservatory), and has recommended approval of the application and a five-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Somerset Academy, Inc., (Somerset Academy Arts Conservatory), of the approval of the Charter Renewal Application and of the proposed five-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed five-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- \*F-24. Approval to Notify Somerset Academy, Inc., (Somerset Academy Middle School Miramar), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Somerset Academy, Inc., (Somerset Academy Middle School Miramar), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Somerset Academy, Inc., (Somerset Academy Middle School Miramar), and has recommended approval of the application and a five-year renewal of the charter agreement.

## Approved in Open Board Meeting, April 5, 2011

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Somerset Academy, Inc., (Somerset Academy Middle School Miramar), of the approval of the Charter Renewal Application and of the proposed five-year renewal of the charter agreement. An Executive Summary specifies the grounds for the proposed five-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- \*F-25. Approval to Notify Sunshine Elementary Charter School, Inc., (Sunshine Elementary Charter School), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Sunshine Elementary Charter School, Inc., (Sunshine Elementary Charter School), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Sunshine Elementary Charter School, Inc., (Sunshine Elementary Charter School), and has recommended approval of the application and a five-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Sunshine Elementary Charter School, Inc., (Sunshine Elementary Charter School), of the approval of the Charter Renewal Application and of the proposed five-year renewal of the charter agreement. An Executive Summary is attached, which specifies the grounds for the proposed five-year renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

**Approved in Open Board Meeting, April 5, 2011**

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

- F-26. Approval to Notify Broward Community Charter Middle, Inc., (Broward Community Charter Middle), of the Proposed Renewal of their Charter School Agreement (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to authorize the Superintendent to notify Broward Community Charter Middle, Inc., (Broward Community Charter Middle), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application. Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Broward Community Charter Middle, Inc., (Broward Community Charter Middle), and has recommended a one-year renewal of the charter agreement. Mrs. Gottlieb was absent for the vote. (8-0 vote)

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Broward Community Charter Middle, Inc., (Broward Community Charter Middle), of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

Mrs. Good requested that staff discuss some of the remedial measures that the district is requiring of the school and what measures the district is requiring to get the school back on track.

Mrs. Brown stated that as an F school the district must give the school one year to cure their deficiencies, as required by the state. As a Differentiated Accountability school staff goes into the school and provides instructional review team visits, conducting classroom walk-throughs and district support is sent in to help each of those classroom teachers to meet the rigor that is required by a state monitored school.

**Approved in Open Board Meeting, April 5, 2011**

Mrs. Brown stated that after the year, their data will be reviewed and the one-year corrective action plan will be developed.

Additionally, Mrs. Brown stated that the ESE and the English for Speakers of Other Languages (ELL) team goes into the schools to ascertain whether the ESE needs for special needs children are being met. District staff determined that ELL students were not getting the support services they needed. Subsequently, district staff went back in and trained staff in how to do ELL folders. Mrs. Brown informed that charter schools are invited to all district training that is funded through any of the district's Title grants.

The following individuals addressed this item:

Billy Davison

- \*F-27. Approval to Notify Broward Community Charter School West, Inc., (Broward Community Charter West), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Broward Community Charter School West, Inc., (Broward Community Charter West), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Broward Community Charter School West, Inc., (Broward Community Charter West), and has recommended a one-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Broward Community Charter School West, Inc., (Broward Community Charter West), of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

**Approved in Open Board Meeting, April 5, 2011**

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

- \*F-28. Approval to Notify Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Elementary), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Elementary), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Elementary), and has recommended a one-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Elementary), of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- \*F-29. Approval to Notify Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Middle), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Middle), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

## Approved in Open Board Meeting, April 5, 2011

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Learning Excellence Foundation of East Broward, Inc., (Imagine Schools @ North Lauderdale Middle), and has recommended a one-year renewal of the charter agreement.

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Learning Excellence Foundation of East Broward, Inc. (Imagine Schools @ North Lauderdale Middle) of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary is attached which specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

F-30. Approval to Notify The Automotive Technical Charter High School of South Florida, Inc (Parkway Academy @ Broward College) of the Proposed Renewal of their Charter School Agreement (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to authorize the Superintendent to notify The Automotive Technical Charter High School of South Florida, Inc., (Parkway Academy @ Broward College), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application. Mrs. Gottlieb was absent for the vote. (8-0 vote)

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from The Automotive Technical Charter High School of South Florida, Inc., (Parkway Academy @ Broward College), and has recommended a one-year renewal of the charter agreement.

**Approved in Open Board Meeting, April 5, 2011**

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying The Automotive Technical Charter High School of South Florida, Inc., (Parkway Academy @ Broward College) of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>

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

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

Mrs. Good voiced concern over the D school's one-year renewal, their financial recovery plan issues and ESE and ELL problems. She stated it is important to note that the district reviews these applications and provides great support with minimal staff.

Mrs. Brown informed that the school is now in their first year of a one-year renewal, similar to a corrective action year. Once the data is received, staff will meet with the school to set up a plan for next year. District staff has visited the school this year and provided support and instructional review team processes. Mrs. Brown stated that their contract specifies what the school has to meet within that one year or a non-renewal will be given to the school.

- \*F-31. Approval to Notify Smart School, Inc., (Smart School Middle), of the Proposed Renewal of their Charter School Agreement (Approved)

Authorized the Superintendent to notify Smart School, Inc., (Smart School Middle), of the proposed renewal of the Charter School Agreement and approval of the Charter Renewal Application.

Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the Renewal Charter Application from Smart School, Inc., (Smart School Middle), and has recommended a one-year renewal of the charter agreement.

**Approved in Open Board Meeting, April 5, 2011**

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit B), notifying Smart School, Inc., (Smart School Middle), of the approval of the Charter Renewal Application and of the proposed one-year renewal of the charter agreement. An Executive Summary is attached which specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

- F-32. Approval to Notify Messianique Training Center and Institute, Inc., of the Proposed Non-renewal of their Charter School Agreement  
(Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to authorize the Superintendent to notify Messianique Training Center and Institute, Inc., ("Charter School Institute and Training Center"), of the proposed non-renewal of the Charter School Agreement and Renewal Application. Mrs. Gottlieb was absent for the vote.  
(8-0 vote)

The terms and conditions for the operation of a charter school are set forth by the governing board of the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(8)(b), a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the renewal application from Messianique Training Center and Institute, Inc., ("Charter School Institute and Training Center"), and has recommended the non-renewal of the charter agreement.

## Approved in Open Board Meeting, April 5, 2011

It is requested that SBBC authorize the Superintendent to send the letter (Exhibit Y), notifying Messianique Training Center and Institute, Inc. ("Charter School Institute and Training Center") of the proposed non-renewal of the charter agreement. Messianique Training Center and Institute, Inc., (Charter School Institute and Training Center), agreed in Section 5.0, of the current Charter School Agreement that good cause would exist for its non-renewal, if the school did not meet contractual or statutory requirements. An Executive Summary specifies the grounds for the non-renewal.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:  
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

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

Mrs. Good stated that the non-renewal is quite extensive in all the serious issues of the school, such as the financial, educational and organizational performances. Remarking that the district would not recommend a non-renewal if the issues were not serious, Mrs. Good stated that the school was provided remedial measures and they did not meet up to those measures.

Concurring, Mrs. Rupert stated that the school was provided modeling programs to do their reading classes, professional development and they were non-compliant with ESOL issues. Mrs. Rupert commended staff for taking this action.

Responding to Ms. Dinnen's inquiry, Mrs. Brown stated that the items on the renewal/non-renewal is a request from the Board to be able to send a letter, by action of the School Board. Subsequently, letters will be sent out and the school has 14 days to appeal the issues in the letter. Within 30 days the district has to hold a quasi-judicial hearing with the board and a certified court reporter. Subsequently, the Board will make a recommendation and subsequently a Board item will be presented as to whether to renew or non-renew.

Mr. Vignola stated that the thorough information is provided should the charter school wish to appeal the Board's action. This will enable the school to proceed and they have been given due process.

**Approved in Open Board Meeting, April 5, 2011**

- \*F-33. Superintendent's Environmental Technical Advisory Committee Bylaws (SETAC) (Approved)

Approved the Superintendent's Environmental Technical Advisory Committee Bylaws.

School Board Policy 7014, established a Superintendent's Environmental Technical Advisory Committee (SETAC). The purpose of the Committee is to provide technical information, status and timelines; make recommendations on environmental strategies, educational programs, and pilot projects; recommend processes and procedures; develop evaluation guidelines for the Superintendent's District Environmental Oversight Committee's (SDEOC) approval and recommendation to the Board.

At the May 17, 2010 meeting, the members voted unanimously to request the School Board to approve Bylaws for the Superintendent's Environmental Technical Advisory Committee (SETAC).

This item is based on the approval of the district bylaws template (11/8/05 RSBM, Item I-5), for use by all committees/councils that have School Board Member appointees and Exceptional Student Education, English for Speakers of Other Languages, Area Advisories, and School Advisory Forums.

There is no financial impact to the district.

- F-34. Grant Applications (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Good and carried, to approve the submission of grant applications to: Mrs. Gottlieb was absent for the vote. (8-0 vote)

- A. Kids in Need Teacher Grants, \$500
- B. Lowe's Charitable and Educational Foundation, \$4,500
- C. Lowe's Toolbox for Education, \$5,000
- D. NEA Foundation Learning and Leadership Grants, \$5,000
- E. National Science Teachers Association's Shell Science Lab Challenge Program, \$3,000
- F. Support for Haitian Displaced Students Grant Agreement, \$23,616
- G. Target Community Giving Grants Program, \$2,000
- H. The Wal-Mart Foundation, \$2,000
- I. Welch's Garden Harvest Grant, \$500

Copies of the full grant applications are available at the Board Members' Office on the 14th floor of the KC Wright Building.

**Approved in Open Board Meeting, April 5, 2011**

The positive financial impact is \$46,116 from various sources. There is no additional financial impact to the school district.

Ms. Dinnen stated that the NEA Foundation Learning and Leadership Grant is a positive and significant amount to the district.

\*F-35. Agreement with Broward College to Share Responsibilities of the Administration of the College Placement Test (Approved)

Approved the agreement between The School Board of Broward County, Florida, (SBBC), and Broward College to share responsibilities of the administration of the College Placement Test.

Broward College has a Memorandum of Understanding, (MOU), with the Florida Department of Education, (FLDOE) regarding administration of the College Placement Test (CPT). Page four (4) of the Request for Application allows Broward College to share these responsibilities with the Broward School District. The agreement will allow Broward's high schools to become a satellite location for the administration of the computer-based and/or paper-based Accuplacer, (CPT), assessment. This assessment is required under Senate Bill 1908 (F.S. 1008.30) to determine the college readiness of statutorily identified 11th grade students. Students who do not meet the minimum college readiness scores will have the opportunity to take remediation courses during their senior year. All testing must be completed prior to June 1, 2011, in order to meet the FLDOE's reporting timeline. This agreement will provide schools with the flexibility to administer the test at their discretion at their respective site.

In addition, this agreement will allow schools to purchase additional testing units and materials directly from The College Board for students who do not fall within the statutorily funded eligibility requirements. This is optional and schools will be required to provide their own funding for students not identified in the statute. These additional units will allow schools to measure the college readiness of any student at their school and count their performance toward the new high school grading formula.

This agreement was approved as to form and legal content by the School Board Attorney's office.

There is no financial impact for statutorily eligible students. If schools choose to administer to non-eligible students the cost is; \$2.50 per subject: Elementary Algebra, Sentence Skills, Reading Comprehension, one answer sheet is required per student at a cost of \$1.75, plus shipping cost. The source of these funds would be the individual school's budget. There is no additional financial impact to the district.

**Approved in Open Board Meeting, April 5, 2011**

- F-36. Agreement with ScholarCentric to provide services under the US Department of Education High School Graduation Initiative Grant (USDOE HSGI) (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Bartleman and carried, to approve the Agreement between ScholarCentric and The School Board of Broward County, Florida, (SBBC). Mrs. Gottlieb was absent for the vote. (8-0 vote)

The School Board of Broward County, Florida, (SBBC), is the recipient of a five-year grant from the U.S. Department of Education, entitled High School Graduation Initiative. The Mentoring Tomorrow's Leaders (MTL) project is being funded through this grant. The USDOE will provide in excess of \$4.5 million over five years to re-engage students who have dropped, reduce the dropout rate and improve the graduation rate in two targeted schools – Boyd H. Anderson High and Plantation High School. A portion of these funds is being used to implement ScholarCentric's Success Highways dropout prevention program. The intend of the initiative is to prepare students to successfully manage the challenges of high school by building self-esteem and remaining focused, thus resulting in improved attendance, academic progress, and increased understanding of the importance of a high school diploma.

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

There is no financial impact to the district.

Mrs. Rupert inquired about the success rate and whether a program in Florida could be used.

Dr. Laurel Thompson, Student Services, responded that ScholarCentric has been affiliated with the district and is within their third year of a cycle with another grant. Because they have been a partner of the district who has done great work, staff felt it was best to continue working with them. Dr. Thompson stated that the individual working with the district is local and understands the school system, and has worked with the school system extensively in the past. She further stated that the corporation is based in Denver, Colorado but they are staffed throughout the country.

Ms. Dinnen stated this is one of the district's many efforts to improve graduation rates and applauded staff for obtaining this grant.

Responding to Mrs. Good's inquiry, Dr. Thompson stated that the district had an established relationship with ScholarCentric and they have been in several Broward County schools with great success.

**Approved in Open Board Meeting, April 5, 2011**

- F-37. Agreement with Florida Student Tours/Black History Tours, Inc.  
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to approve the Agreement with Florida Student Tours/Black History Tours to provide services under the US Department of Education High School Graduation Initiative Grant, (USDOE HSGI). Mrs. Gottlieb was absent for the vote. (8-0 vote)

The School Board of Broward County, Florida, (SBBC), is the recipient of a five-year grant from the U.S. Department of Education, entitled High School Graduation Initiative. The Mentoring Tomorrow's Leaders (MTL) project is being funded through this grant. The USDOE will provide in excess of \$4.5 million over five years to re-engage students who have dropped out and to ensure that at-risk students at two SBBC schools with the highest dropout rates, (Boyd H. Anderson and Plantation High Schools), successfully complete high school and go on to post secondary educational institutions. A portion of these funds is being used to send at-risk students and their peer mentors from these schools on a Teen College Tour. The target population is 10th graders who have been enrolled in Mentoring Tomorrow's Leaders and shown significant academic progress, as well as their peer mentors, (11th and 12th graders). The intent of the initiative is to create a college-going culture at these schools through inspiring at-risk students and their peers to successfully complete high school and go on to post secondary educational institutions.

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

There is no financial impact to the district.

Ms. Dinnen stated that this is a valuable and inspiring opportunity for students and it is a sizeable grant. Ms. Dinnen stated that many of these at-risk students would never get this opportunity.

Dr. Thompson informed that the tour includes 10 or 11 different colleges in Florida, University of Florida, Florida Atlantic University, Florida State University, Bethune Cookman College, Clark College in Atlanta, Spellman, Morehouse, Georgia Tech and a few others. This tour is balanced with the historically black schools and the non-black schools.

Discussing the graduation rates, Dr. Harrison informed that a meeting will be held on March 9, 2011 to discuss mentoring, parent involvement and community. The work that began with the black male graduation rate is being continued on this date.

G. HUMAN RESOURCES

- \*G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2010-2011 School Year (Approved)

Approved the personnel recommendations for the 2010-2011 appointments and leaves as listed in 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 teacher approvals on this G-1 item are teachers in subject areas for which there is no surplus and/or layoff teacher in that certification area that could be placed in these positions.

The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Substitute Teachers
3. Interim Substitute Teachers
4. Temporary Hourly Teacher Approvals
5. 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 2010-2011 School Year (Approved)

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

The Personnel Recommendations for Instructional Employees include the following items:

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

There will be no financial impact to the school district.

**Approved in Open Board Meeting, April 5, 2011**

G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2010-2011 School Year (Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Bartleman and carried, to approve 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. Mrs. Gottlieb was absent for the vote. (8-0 vote)

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/Temporary Employees
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) – Layoff(s)
11. Salary Adjustment

Funding has been budgeted in 2010-2011 fiscal year for all appointments through June 30, 2011.

Mrs. Rich Levinson approved the appointment of the Grants Specialist and approves hiring additional grant writers so that the district can produce more revenue.

Mrs. Bartleman and Mr. Williams introduced and congratulated newly-appointed district personnel.

**Approved in Open Board Meeting, April 5, 2011**

- \*G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2010-2011 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 #14 (Approved)

Approved the recommended supplemental pay positions of employees for the 2010-2011 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 2010-2011 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 lists all individuals recommended for Non-Specific Supplements. Non-Specific Supplements are additional task assignments performed beyond the employee's regular day based on the recommendation of the direct supervisor. Individuals listed meet the requirements for the supplemental positions.

Funding has been budgeted in the 2010-2011 school/fiscal year for all supplements through June 30, 2011.

H. ATTORNEY

I. OFFICE OF THE SUPERINTENDENT

I-1. Petition for Formal Proceedings (SI)

(Received)

Motion was made by Mrs. Gottlieb, seconded by Ms. Dinnen and carried, to receive 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. Mrs. Gottlieb was absent for the vote. (8-0 vote)

The teacher, Sally Jezdimir, committed gross insubordination by repeatedly failing to comply with the directives given by and with proper authority from her supervisor, Gladys Donovan. The teacher received a written reprimand on April 17, 2009, for failure to follow her regularly scheduled speech/language services. The teacher received a second written reprimand on January 29, 2010, regarding failure to follow multiple directives to maintain updated, accurate and complete data logs. A pre-disciplinary conference was held with the teacher, Assistant Principal, and Principal. The cadre attorney prepared the Petition for Formal Proceedings and notice was sent to the employee that a recommendation for a three-day suspension without pay would be presented to the School Board on March 1, 2011.

There is no financial impact to the school district.

The following individual addressed this issue:

Sally Jezdimir

Ms. Gracie Diaz, Associate Superintendent, Human Resources, informed that the principal of Driftwood Elementary has documented, beginning in 2008, instances where she has met with Ms. Jezbimir to review procedures, taking attendance and the impact of failing to take attendance when she does meet with students. She stated that minimal record keeping, how students are doing, progressing, what they are working on can impact FTE funding, Medicaid funding and it has impacted being able to report to parents how well their students are doing and progressing. Ms. Diaz stated that the documentation has reached the level that the principal had to recommend a three-day suspension.

**Approved in Open Board Meeting, April 5, 2011**

Responding to Mrs. Rupert's inquiry, Ms. Diaz has advised that the teacher was offered frequent support and a Program Specialist from the Area Offices came out to assist Ms. Jezdimir with organizational skills and follow up with how to handle paperwork better, and comparing with other individuals who have a similar casework and how they are able to handle it. Ms. Diaz further stated that the ESE department is looking at the case load for Speech Therapists in the future and there are efforts in place to assist speech therapists in handling the paperwork and documentation.

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

Motion was made by Ms. Murray, seconded by Ms. Dinnen and carried, to receive 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. Mrs. Gottlieb was absent for the vote. (8-0 vote)

The Professional Standards/Special Investigative Unit (PS/SIU) completed an investigation into allegations of inappropriate conduct, including text messages with two female students. The allegation was thoroughly investigated and the results were presented to the Professional Standards Committee (PSC). PSC found probable cause and recommended termination.

A pre-disciplinary meeting was held with the employee, a BTU Representative, a School Board cadre attorney, and a representative from PS/SIU. The cadre attorney prepared the Petition for Formal Proceedings and notice was hand delivered to the employee that a recommendation for termination would be presented to the School Board on March 1, 2011.

There is no financial impact to the school district.

Mrs. Rupert inquired whether the individual would lose his teaching license.

Mrs. Batista-McNamara, who responded affirmatively, stated that the School Board staff has a duty to report the incident to the Department of Education who conducted their own investigation.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- J-1. Final Construction Documents and Authorization to Bid Under Construction Services Minor Projects Contract – Fire Sprinkler Installation – Coral Springs High School – Project No. P.000813 (f.k.a.1151-28-02) (Approved)

Motion was made by Ms. Murray, seconded by Ms. Dinnen and carried Final Construction Documents and Authorization to Bid under Construction Services Minor Projects Contract for Coral Springs High School, Fire Sprinkler Installation, Project No. P.000813. Mrs. Gottlieb was absent for the vote. Mrs. Good, Mrs. Rich Levinson and Mrs. Rupert voted “no.” (5-3 vote)

**Project Consultant:**

Facilities & Construction Management Division.

**Scope of Work:**

Install complete fire protection system for Building #1, 2, 3 and 4. The work of this project will be performed utilizing the Construction Services Minor Projects term contract for projects that cost less than \$1,000,000.

Funds are included in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015. It is anticipated that the cost of this project will be \$872,000.

Final Construction Documents are available for review at the Facilities and Construction Management Division. It is anticipated that the total cost of this project will be \$872,000. The source of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015, page 90.

Mrs. Rupert stated that she would not support the item because the work at Coconut Creek High School has been delayed, a bid that is under \$1 million for fire hydrants. Mrs. Rupert stated that she has spoken with the fire marshal who voiced concern over the safety issues.

Mrs. Bartleman inquired whether the school needs fire sprinklers.

Mr. Thomas Lindner, Acting Deputy Superintendent, Facilities and Construction Management, responded affirmatively and stated that the district is not in violation of any fire safety codes if the fire sprinklers are not installed. Mr. Lindner informed that the project has been in the District’s Educational Facilities Plan (DEFP) for several years, approved by the Board, and is in the queue for execution. He explained that there was a reluctance to spend money for fire sprinklers in portable classrooms that are slated to be taken out of service.

## Approved in Open Board Meeting, April 5, 2011

Mr. Lindner stated that staff will meet with the fire marshals this week to discuss the issue. He noted that portables will be taken out of service at the end of the school year, after the FCAT testing.

Ms. Dinnen stated that each school and each project needs to be handled individually. She inquired whether these items are needed for Coral Springs.

Mr. Lindner responded affirmatively.

Mrs. Rich Levinson inquired when the Workshop discussion will be held regarding possibly lowering the thresholds on the facilities items.

Mr. Notter responded that the thresholds topic will be discussed under Policy 1100A which is scheduled at the next available workshop.

Mrs. Good inquired whether the project is a life-safety issue.

Mr. Lindner responded that several of the projects funded over two years are slated for installing fire sprinkler systems in schools that did not have them, as they are a life-safety issue. Mr. Lindner stated that the school is a multi-story building that does not have fire sprinklers.

Mrs. Good requested that any future School Board agenda items clearly indicate whether or not it is a life safety requirement or a requirement to meet the needs of the school. Mrs. Good said she needs a comfort level that this project is a requirement for life safety and said she would have difficulty supporting the item without that verbiage.

Mr. Lindner informed that the schools are still safe and in the event of a fire, fire hydrants and the fire department would handle the problem. In addition, the schools pass the semi-annual safety inspection every year.

Mrs. Good inquired how the cost of the project was derived.

Mr. Lindner responded that staff construction estimators utilized the RS Means against the multiplier in the contract. Mr. Linder stated that the project will not be more than \$1 million and the project was scoped for all four buildings at this cost.

Mrs. Good stated that during these budget times it is important to count every penny that is spent on capital projects.

Responding to Ms. Murray's inquiry, Mr. Lindner stated that if the school was built today the codes would require fire sprinklers. The schools are being retrofitted to meet today's standards.

## Approved in Open Board Meeting, April 5, 2011

Ms. Murray stated that the same safety features should be offered to another school that was built 25 -30 years ago.

Remarking that Taravella High School was retrofitted for fire sprinklers, Mr. Thomas inquired about any problems that they encountered that can be eliminated on the scope of this work.

Mr. Lindner responded that after a project a Project management meets with Design Services and reviews any issues that came up with the project. He stated he was not aware of any specific problems on the Taravella project.

Mr. Thomas said, it stands to reason that any problems that they encountered on the Taravella project might also be encountered with Coral Springs.

The following individual addressed this item:

Billy Davison

Ms. Dinnen requested information on the type of bid for the project and whether or not the fact that it was originally planned years before would affect the price today.

Mr. Lindner responded that the estimate was recently prepared at today's price and this is the funding that is asked for, the actual project scope and entrance in the DEFP. Mr. Lindner stated that the project falls under minor contracts and is put out for bid to the pre-qualified contractors that have previously been selected as part of the construction cadre (approximately 3 companies), similar to a low bid. Explaining the pre-qualification process, Mr. Lindner stated that these projects were put out for bid again in order to acquire more than one cadre. Mr. Lindner further stated that the multipliers that the district uses on its contracts are good, within industry standards, and the estimate is reasonable.

- J-2. Reduction of Retainage – Stiles Construction Company – New Multipurpose Building, Renovation and Site Improvements – Meadowbrook Elementary School, Plantation – Project No. P.000141 (f.k.a 0761-24-01) (Deferred)

Motion was made by Mrs. Bartleman, seconded by Mrs. Good, to approve the recommendation to reduce retainage now being held on Meadowbrook Elementary School, New Multipurpose Building, Renovation and Site Improvements, Project No. P.000141, for the contractor, Stiles Construction Company, from \$395,733 to \$158,293. This motion was superseded by a Motion to Defer (page 65). Mrs. Gottlieb was absent for the vote. (8-0 vote)

## Approved in Open Board Meeting, April 5, 2011

In accordance with School Board Policy 7005, the Facilities and Construction Management Department is recommending that the retainage be reduced from \$395,733 to \$158,293. The amount of \$158,293 is being withheld pending final closeout of the project.

This project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$237,440 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015.

Ms. Dinnen concurred that all the J agenda items, retainage items, be placed on the regular agenda rather than on the Consent Agenda. Referring to Policy 7005 – Payments to Contractor During Construction, Ms. Dinnen requested that the policy be affixed to all retainage board items in the future. Ms. Dinnen inquired whether this item fulfills all the qualifications as set by Policy 7005.

Mr. Lindner responded affirmatively, stating that he signed the items and they have been personally verified. All the appropriate documentation and signatures are attached to the agenda item.

Mrs. Bartleman requested that staff meet with her to educate her on the difference between the Final Inspection and Certificate of Completion.

Mrs. Good stated it is her preference that the agenda item indicate that the head of the department, the Superintendent or Deputy Superintendent, has reviewed the item instead of the Construction Management Department. That the verbiage be aligned with Policy 7005. In addition, Mrs. Good requested that the Collaboration Sign-Off form indicate that the Capital Budget is certifying that the Reduction in Retainage is within the 5%.

Mrs. Rich Levinson requested the inclusion of a tally of what the punch list items total.

Mr. Lindner stated there is a 10-day window to make it part of the board agenda item.

Mrs. Rich Levinson requested a deferral of the item until the punch list amount can be obtained, for agenda items J-2 and J-3.

Motion to Defer (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Good and carried, to defer the agenda item to the March 21, 2011 Regular School Board meeting, so that the requested information can be obtained. Mrs. Gottlieb was absent. (8-0 vote)

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**Approved in Open Board Meeting, April 5, 2011**

Mrs. Rupert expressed gratitude to Mr. Lindner for his accessibility to the Board Members.

Mrs. Rich Levinson thanked Mr. Lindner for addressing all the Board Members' concerns and requests.

Mrs. Bartleman stated that in the process the checks and balance system should continue to be shown, which was not there in the past.

Mrs. Batista-McNamara advised that the item will come back in the same manner and an amendment can be made at the next meeting.

A vote was taken on the Motion to Defer.

- J-3. Reduction of Retainage – James A. Cummings, Inc. – 16-Classroom Addition – Harbordale Elementary School, Fort Lauderdale – Project No. P.000093 (f.k.a. 0491-24-01) (Deferred)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray, to approve the recommendation to reduce retainage now being held on Harbordale Elementary School, 16-Classroom Addition, Project No. P.000093, James A. Cummings, Inc., from \$121,930 to \$24,386. This motion was superseded by a Motion to Defer (below). Mrs. Gottlieb was absent. (8-0 vote)

In accordance with School Board Policy 7005, the Facilities and Construction Management Department is recommending that the retainage be reduced from \$121,930 to \$24,386.

This project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$97,544 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015.

Motion to Defer (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Good and carried, to defer the agenda item to the March 21, 2011 Regular School Board meeting, so that the requested information can be obtained. Mrs. Gottlieb was absent. (8-0 vote)

A vote was taken on the Motion to Defer.

**Approved in Open Board Meeting, April 5, 2011**

J-4. Final Acceptance and Release of Retainage – Balfour Beatty Construction, Inc. – 24-Classroom Addition – Park Trails Elementary School, Parkland – Project No. P.000652 (f.k.a. 3781-25-46) (Deferred)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert, to approve the Final Acceptance of the Park Trails Elementary School, 24-Classroom Addition, Project No. P.000652, and release the balance of retainage in the amount of \$10,000. This motion was superseded by a Motion to Defer (below). Mrs. Gottlieb was absent for the vote. (8-0 vote)

The contractor, Balfour Beatty Construction, Inc., has completed the scope of their contract within the contract limits.

The funds being released totaling \$10,000 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2010-2011 to 2014-2015.

Mrs. Rich Levinson stated that the Final Acceptance does include the punch list completion date. She requested an explanation as to why there is no Certificate of Occupancy and there is a Certificate of Final Inspection.

Mr. Lindner responded that there was a 110-B Certificate of Occupancy for this project but it was not attached to the agenda item.

Mrs. Good requested that a final certificate be attached, before she will vote on the item.

Mr. Lindner stated that this project may be in litigation with the engineer.

Motion to Defer (Carried)

Motion was made by Mrs. Good, seconded by Ms. Dinnen and carried, to defer the agenda item to the March 21, 2011 Regular School Board meeting, so that the requested information can be obtained. Mrs. Gottlieb was absent. (8-0 vote)

A vote was taken on the Motion to Defer.

**Approved in Open Board Meeting, April 5, 2011**

- J-5. Increase Supplemental/Reimbursable Fees for Services/Professional Services Agreement – ACAI & Associates, Inc. – Repair & Maintenance Building – Southwest Bus Facility, Pembroke Pines – Project No. P.000673 (f.k.a. 9335-91-01) (Approved)

Motion was made by Ms. Murray, seconded by Ms. Dinnen and carried, to approve the increase to the Supplemental/Reimbursable Fees from \$347,733 to \$402,598, for the Professional Services Agreement dated October 17, 2000, between The School Board of Broward County, Florida, and ACAI and Associates, Inc. Mrs. Gottlieb was absent for the vote. (8-0 vote)

This increase of \$54,865 will be required to cover both the Architect's review of the General Contractor's claim for additional general conditions and development of bid documents.

Funds for the requested increase of \$54,865 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015, page 5, Appendix E. Funds for the increase to the Supplemental/Reimbursable Fee (Line 3), in the amount of \$54,865 will be taken from the Project Contingency (Line 5), decreasing from \$90,838 to \$35,973.

Ms. Dinnen requested an explanation of the item for the benefit of the public.

Responding that the project dates back ten years, Mr. Lindner stated that a contract was awarded to a site-work contractor to perform site work. When the work was completed change orders were issued to the contractor to put buildings on that site. Years later, the final building work was put out for bid and was awarded to a different contractor. The original contractor filed multiple claims against the district, stating that he would not guarantee his previous work if he was not allowed to continue and finish the project. The work was continued with the new contractor and the same architect was used.

Mr. Lindner further stated that part of the supplemental fees that the architect was due was for the bid of the original project and after a review of the claim, the fees were not part of the original contract to design this site. They involve supplemental fees, or reimbursable fees, to which he is entitled. Mr. Lindner noted that the project is almost complete, with construction beginning in 2004.

Responding to Mrs. Good's inquiry, Mr. Lindner stated that the increase for professional liability was a previous item that was approved last year, showing the audit trail, the increase in supplemental fees. The contractor was asked to increase his liability insurance during that time frame. This is a reimbursable fee for his liability insurance.

**Approved in Open Board Meeting, April 5, 2011**

Responding to Ms. Murray's inquiry, Mr. Lindner stated that this has been audited already.

J-6. Change Orders (Approved as amended)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve change orders as listed for various school projects, and approve an increase of \$5,247 to the Capital Projects Reserve. This motion was superseded by a Motion to Amend (page 70). Mrs. Gottlieb was absent for the vote. (8-0 vote)

<b><u>Anderson, Boyd H. High</u></b>		Change Order 10	\$15,266
Consultant Omission	\$15,266		
<b><u>Cypress Elementary</u></b>		Change Order 04	\$0
Consultant Omission	\$0		
<b><u>Flanagan, Charles W. High</u></b> (CREDIT)		Change Order 02	\$355,759
Owner Request	\$355,759 (CREDIT)		
<b><u>Hallandale Elementary (New Site)</u></b>		Change Order 01	\$14,890
Consultant Omission	\$10,462		
Unforeseen Condition	\$4,428		
<b><u>Mirror Lake Elementary</u></b>		Change Order 04	\$515
Consultant Omission	\$515		
<b><u>North Lauderdale Elementary</u></b>		Change Order 02	\$0
Owner Request	\$0		
<b><u>Nova Middle</u></b> (CREDIT)		Change Order 12	\$12,638
Consultant Error	\$2,638 (CREDIT)		
Owner Request	\$10,000 (CREDIT)		
Unforeseen Condition	\$0		
<b><u>Plantation Middle</u></b>		Change Order 04	\$0
Unforeseen Condition	\$0		

Change Orders issuing a credit relating to Direct Owner Purchases will utilize a portion of the credit for equipment purchased directly by the School District for a tax savings. See the Financial Impact.

Financial Impact: Change Orders issuing a credit relating to Direct Owner Purchases will utilize a portion of the credit for equipment purchased directly by the School District for a tax savings. See collaboration form for explanation of the full financial impact. The resulting financial impact shown on the collaboration form will increase the Capital Projects Reserve by \$5,247.

**Approved in Open Board Meeting, April 5, 2011**

Responding to Mrs. Rupert's inquiry, Mr. Lindner stated that the consultant is responsible for the remaining cost of the change order. He stated if the consultant makes an error it is required by the code to pay the contractor. Mr. Lindner further stated that the architect has to pay the contractor's overhead and profit; the district is only responsible for the cost of the betterment, which is determined in negotiations at project closeout.

Referring to Hallandale Elementary School, Mrs. Good inquired about the removal work by the City of Hallandale, Consultant Omission and the invoice of \$4,428.

Responding that the City will be invoiced for the \$4,428, Mr. Lindner stated that there are two separate pumps; the pump was put in and the conduit and connections were put in.

Ms. Murray requested a review of the issues concerning the ground leverage of the Hallandale project.

Motion to Amend (Carried)

Motion was made by Ms. Murray, seconded by Ms. Dinnen and carried, to amend to remove Hallandale Elementary (New Site) change order for further review. Mrs. Gottlieb was absent. (8-0 vote)

A vote was taken on the Motion to Amend.

The following individual addressed this item:

Billy Davison

A vote was taken on the item as amended.

**K. OFFICE OF CHIEF FINANCIAL OFFICER**

**OPEN ITEMS**

**AA. RESOLUTIONS**

**BB. BOARD MEMBERS**

CC. BOARD POLICIES

CC-1. Policy 4001.1 – Non-discrimination Policy Statement (Adopted)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Good and carried, to adopt the recommended revisions to Policy 4001.1, Non-discrimination Policy Statement, at this final reading. Mrs. Rupert had not yet assumed her seat on the dais. (8-0 vote)

Policy 4001.1, Non-discrimination Policy Statement was established in order to provide an education and work environment free from discrimination and harassment. Revisions to the policy align with federal and state guidelines for non-discrimination. Moreover, several sections of this policy have been revised to align with changes made to the Diversity Committee Policy, 1.5. The proposed amendment of the current policy is being brought forward for final reading.

There is no financial impact to the district.

Mrs. Gottlieb stated that there are members of the audience who wish to speak.

The following individuals addressed this item:

Paul Hyman, Pride Center

Mark Ketcham, Sun Serves

Unidentified mother (Submitted a letter to the Board from her 9 year-old transgender child).

Michael Rajner

Speakers thanked the Board for their support of equality for students regardless of sexual orientation and gender identity.

Mrs. Good stated that recently at Pines Middle School the Honorable Thomas Perez, Assistant Attorney General, visited the school and Principal Mr. Carlton Campbell. They spoke of this issue, anti-bullying, Project Safe Childhood, a Distance-Learning presentation of various individuals who were bullied at school, the Internet or Facebook. Gratitude was expressed to Mr. Perez for enlightening the students for not tolerating the bullying of any child, do not stay silent when you see bullying and protect others as you can.

Mrs. Gottlieb thanked the Board for supporting this policy, to ensure that all students have the opportunity to pursue an education in a safe learning environment. Mrs. Gottlieb informed that national data indicates that transgender and gender non-conforming people are currently not able to access equal educational opportunities because of harassment, discrimination and violence.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Gottlieb stated that the district has a commitment for transgender and gender non-conforming students, and all students; a commitment to create a supportive environment for all students to remain in school. The policy will ensure that transgender and gender non-conforming students are not expelled because of their gender identity or expression.

Mrs. Bartleman applauded the mother who spoke about her transgender child, to take a stand to do what is right, and she thanked everyone for speaking on television and bringing this issue to light. Mrs. Bartleman recommended that everyone attend a Transgender Day of Remembrance.

Mrs. Murray informed that the Attorney General previously made visits to McNicol and Gulfstream middle schools.

Mr. Thomas, who thanked everyone for appearing before the Board and for the services they provide, stated that discrimination has no place in the workplace or school. Mr. Thomas referred to page 5 of the policy, quoting, "A violation of any part of this policy shall be grounds for discipline, up to and including termination of employment."

Ms. Dinnen thanked everyone who appeared today and for repeatedly bringing this issue to the attention of the Board. Ms. Dinnen stated that Broward County Schools has started working on this issue years ago and when the state formulated its anti-bullying statute they looked at Broward County Schools as an example. She thanked Mrs. Gottlieb and her colleagues for taking the lead on this issue.

### CC-2. Revisions to Policy 5.8: Student Code of Conduct (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Good and carried, revisions to Policy 5.8: Student Code of Conduct 2011-12, at this first reading. (9-0 vote)

At two previous School Board Workshops (December 14, 2010 and February 8, 2011), staff provided Board members with recommended changes based on recommendations from Board members, Executive Leadership Team, Policy Review Committee and the Student Code of Conduct workgroup. Revisions to Policy 5.8 (Code of Student Conduct) align with Policy 5006 (Suspension and Expulsion) revisions as well.

These changes are being proposed for the 2011-12 school year.

The Chart of Substantive Changes reflects policy revisions.

There is no financial impact to the district.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Good stated that the comments she made under Agenda Item CC-3 will apply to this policy.

Referring to Section I, Mr. Thomas inquired how this policy aligns with state statute about the minimum number of days required for instruction in order to graduate.

Ms. Randi Burger, Program Specialist, Educational Programs & Student Support, informed that the school attendance statute addresses the particular days of absence but it does not go to the number of hours of instruction; it reverts to the number of days.

Mr. Thomas stated that the five absences are allowed under the policy and after five days an absence is excused with a doctor's note. He noted that several absences are possible with a doctor's note and the student is missing a large part of the educational process.

Mrs. Good stated that students can be out due to surgery or a serious illness, with a doctor's note they are excused absences. She stated that the needs to be looked at globally.

Mr. Thomas stated that under the current policy a child with a prolonged illness is provided instruction at home. He voiced concern over the idea of non-attendance and the policy regarding excused absences.

Ms. Burger stated that state statute indicates that with an excused absence, after the five days the student is given the makeup work without academic penalty. She stated that the legal department will review whether the policy is in alignment.

Mrs. Bartleman requested that the 2-1-1 information still be included in the Code of Student Conduct and that the videos continue to highlight sexting and related topics, such as the incidents at Deerfield Beach Middle and Dillard High School. Mrs. Bartleman stated it is important to highlight and report bullying incidents.

Mrs. Rupert stated that students can get involved in making these real-life videos.

Ms. Burger informed that students at Coral Glades High School are creating the videos.

Mrs. Rich Levinson referred to page 18, section 12, and stated that the footnote remains regarding the \*Principal may only deny an application if the application is received on the 11th school day after enrollment, and it is not part of the actual text. She stated that it should state, "On or after the 11<sup>th</sup> day."

## Approved in Open Board Meeting, April 5, 2011

Ms. Burger stated that it was moved from a footnote closer to the actual language and the policy change would need to occur in Policy 5309. What has already been done in the Procedural Manual of Policy 5309 is to amend the language.

Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support Services, informed that the language comes from a different policy, the wording is taken out of that policy and put into this policy. Dr. Harrison stated that the footnote was included because the footnote is not in the policy that drove that language. The first policy would be changed and subsequently the verbiage would be able to be written one way. Dr. Harrison further stated that the Code of Student Conduct is not the "driver" of that language.

Mrs. Batista-McNamara, in response to Mrs. Good's inquiry, stated that the Code of Student Code is a summary of many policies; Policy 5309 relates to uniforms. Mrs. Batista-McNamara stated that a change in language cannot be placed in Policy 5309 until the main policy is changed. The footnote referenced alerts the parent and the principal as to what the proper conduct would be; the footnote is a procedure and not a policy, and it alerts the principal how to interpret the language in the policy.

Mrs. Good stated that procedures change all the time in an effort to meet policy. Mrs. Good discussed the anti-bullying video that was shown at Pines Middle School, with BECON assisting in having the students view this excellent video that should be utilized in every effort throughout the district to ensure that children understand anti-bullying; what you should not do and how to avoid it and to be part of the process.

Mrs. Bartleman requested that this video be shown throughout the county.

The following individual addressed this item:

Jeanne Jusevic

Remarking that he has a concern about a directive to view the video at every school, Mr. Notter stated that a staffing perspective will be reviewed prior to making a decision.

CC-3. Revisions to Policy 5006: Suspension and Expulsion (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Good and carried, to approve revisions to Policy 5006: Suspension and Expulsion, at this first reading. This motion was superseded by three motions (pages 77-78). Mrs. Bartleman voted "no." (8-1 vote)

## Approved in Open Board Meeting, April 5, 2011

At the Board Workshops on December 14, 2010 and February 8, 2011, staff provided Board members with recommended changes from the Policy 5006 workgroup and additional staff work. Based on recommendations of the Board members, Executive Leadership Team, Policy Review Committee and the Student Code of Conduct workgroup, those changes are reflected in this policy's revisions.

Revisions to Policy 5006 (Suspension and Expulsion) have been made to provide clarifications and more information for all stakeholders in understanding and implementing the policy. These changes are also reflected in the Code of Student Conduct (Policy 5.8) revisions for 2011-12.

These changes are being proposed for the 2011-12 school year.

The Chart of Substantive Changes reflects policy revisions.

There is no additional financial impact.

Remarking that the district recently amended the policy, Mrs. Bartleman stated that expulsions should be reviewed on a case-by-case basis; toy guns and Nerf guns should not be brought in school. She stated when a child bring a Nerf gun into school and it is left in the child's backpack there should be an opportunity to give a fair consequence, based on the individual child and the circumstances of the situation. Mrs. Bartleman stated that allowing the Workback option is a step in the right direction.

Mrs. Bartleman stated that she attended two advisory meetings and the ESE Advisory Forum and overwhelmingly parents agreed cases should be based on an individual basis. Many parents indicated that 90 days is too long for a Workback program for an elementary school student, and suggested that the time frame be shortened to 45 days. Mrs. Bartleman further stated there were concerns about ESE students, that someone may hand their child a projectile and put it in their backpack, since they want to please people, and what would happen to their child if there is zero tolerance.

Mrs. Bartleman opined that there needs to be more work on the policy to meet the state law, requiring reviewing the consequences on a case-by-case basis. Quoting from page 1 of the policy, Mrs. Bartleman stated, "In all instances, school discipline should be reasonable, timely, fair, age-appropriate and should match the severity of the student's misbehavior. Any disciplinary or prosecutorial action taken against a student who violates this policy must be based on particular circumstances of the student's misconduct." Mrs. Bartleman stated that zero tolerance does not allow the Board to look at the particular circumstances of the student's misconduct.

## Approved in Open Board Meeting, April 5, 2011

Discussing zero tolerance, Mrs. Bartleman stated that moving any items into category A ties the hands of the Board, they cannot consider the child and the individual circumstances and the child must be expelled for 360 days, without a Workback.

Mrs. Good voiced concern over the Class B category and the issue of knives. She stated that regardless of the district's policy and whether or not a student can be arrested, law enforcement has two categories regarding knives, knives smaller than 4 inches or longer than 4 inches, the deciding factor in whether or not an individual is arrested. Remarking that there is room for a compromise, Mrs. Good stated that she would not tolerate any child to bring a weapon, such as a knife longer than 4 inches, to school. She concurred that situations should be viewed on a case-by-case basis, especially in light of excellent students who accidentally happen to make a mistake.

Mrs. Rich Levinson stated that she previously requested information as to how many injuries occur in elementary school from projectile devices. She voiced concern over certain types of projectile devices brought by elementary school students.

Dr. Joel Herbst, South Area Superintendent, responded that the data is being pulled with Risk Management to match it with incident or accident reports to ensure that the data request is filled. He stated that this is paper and not data-based intensive, and accident reports are pulled one by one.

Concurring that weapons of any type have no place in schools, Mr. Thomas stated that the zero tolerance concept does not allow for common sense and a cautionary approach should be taken. Mr. Thomas noted the potential pitfalls that the policy presents; if the policy is loosened and someone gets hurt, the district will be blamed and if the policy is too strict a child may get expelled because of the lack of flexibility.

Ms. Dinnen stated that guidelines should be set to help principals on the school site, to help teachers and to make determinations. She concurred that the Board should back away from a complete zero tolerance attitude or stance.

Responding to Mrs. Good's inquiry, Dr. Herbst stated that there are programmatic needs that require instruments, such as culinary arts students who need knives, Color Guard using rifles to drill with and the JROTC.

## Approved in Open Board Meeting, April 5, 2011

Mrs. Bartleman noted that there are issues with the district's policy regarding state law, that the district is going against state law. The district's cases do not occur in a timely fashion, such as a student having to sit out ten months before appearing before the Board.

Addressing the due process and timeliness issues, Mrs. Batista-McNamara stated that there are two sections of the School Code that relate to expulsions and suspension but also the ability for students to appeal minor offenses through the process in the Student Code of Conduct, which has a time limitation. Mrs. Batista-McNamara assured the Board that the district is in compliance with state law and the Student Code. She stated that the legal department is working with staff to develop a time frame that would be sufficient to incorporate and take into consideration the factors over which the school district has no control, such as scheduling counseling for the child and scheduling the hearing officer, et cetera.

Mrs. Good requested staff to provide the Board Member additional information on the portion of ESE students prior to the second reading; whether ESE students are viewed differently in regards to this policy.

### Motion to Amend (Died)

Motion was made by Mrs. Bartleman to amend the Workback for elementary school students who bring a toy projectile to 45 days.

Mr. Williams stated that the Motion to Amend died for lack of a second.

Ms. Dinnen suggested that staff meet with the Board on an individual basis or talk about it at the end of a workshop, between now and the second reading of this policy.

Concurring, Mr. Thomas suggested that staff solicit from interested parties, particularly the community, their input and feelings about this policy so it can be incorporated prior to the second reading.

Remarking that an extensive Workshop discussion was held on this issue, Ms. Murray stated that the Board should vote on this issue today and that staff address any concerns prior to a final reading.

The following individuals addressed this item:

Alfreda Coward, Esq.  
Michelle Dessimo  
Jeanne Jusevic  
Billy Davison  
Robert Mayersohn  
Jack Shifrel

**Approved in Open Board Meeting, April 5, 2011**

Mrs. Bartleman stated she is supporting the changes to the policy but not the overall policy. She offered a Motion to Separate.

Motion to Separate (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to separate all the policy changes. A roll call vote was taken: Mrs. Bartleman, Ms. Dinnen, Mrs. Good, Mrs. Rich Levinson, Mrs. Rupert and Mr. Thomas voted "yes." Mrs. Gottlieb, Ms. Murray and Mr. Williams voted "no." (6-3 vote)

A vote was taken on the Motion to Separate.

Motion to Vote on Changes (Carried)

Motion was made by Mr. Thomas, seconded by Ms. Dinnen, to vote on the policy changes. (9-0 vote)

A vote was taken on the policy changes.

A vote was taken on the policy (on the table), by way of motion by Mr. Thomas and seconded by Mrs. Good. Mrs. Bartleman voted "no." (8-1 vote)

CC-4. Proposed Revised Job Description, Minimum Qualifications and Job Title for the Associate Superintendent, Research Development & Assessment Position for The School Board of Broward County, Florida  
(Withdrawn)

- DD. OFFICE OF THE CHIEF AUDITOR
- EE. CHIEF OPERATIONS OFFICER
- FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT
- GG. HUMAN RESOURCES
- HH. ATTORNEY
- II. OFFICE OF THE SUPERINTENDENT
- JJ. FACILITIES AND CONSTRUCTION MANAGEMENT
- KK. OFFICE OF CHIEF FINANCIAL OFFICER

Following the action of Special Presentation, the following Attorney-Client Session commenced at 12:05 p.m.

## Approved in Open Board Meeting, April 5, 2011

### Announcement by Chair

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today March 1, 2011, 11:30 a.m. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: The School Board of Broward County vs. Perkins & Will Southeast, Inc., Case No. 08-033508, before the Circuit Court of the 17<sup>th</sup> Judicial Circuit in and for Broward County, Florida. A certified court reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, Robin Bartleman, Maureen S. Dinnen, Patricia Good, Jennifer Leonard Gottlieb, Laurie Rich Levinson, Nora Rupert, David Thomas; Superintendent James F. Notter; F. Malcolm Cunningham, Jr., Esq.; Thomas C. Cooney, Esq.; Robert Paul Vignola, Esq.; and Marylin Batista-McNamara, Esq.

"Telephone conferencing or other telecommunications technology may be used in the conduct of this Attorney-Client Session to permit absent Board Members to participate and to be heard by other School Board Members and Counsel."

### Second Session

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today March 1, 2011, at the conclusion of the First Session. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: DiPompeo Construction Corporation vs. The School Board of Broward County, Florida, Case No.: 10-31869 (02) before the Circuit Court of the 17<sup>th</sup> Judicial Circuit in and for Broward County, Florida. A certified court reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, Robin Bartleman, Maureen S. Dinnen, Patricia Good, Jennifer Leonard Gottlieb, (Laurie Rich Levinson was absent), Nora Rupert, David Thomas; Superintendent James F. Notter; Steven B. Lesser, Esq.; Neil H. Levinson, Esq.; Thomas C. Cooney, Esq.; Robert Paul Vignola, Esq., and Marylin Batista-McNamara, Esq.

**Approved in Open Board Meeting, April 5, 2011**

“Telephone conferencing or other telecommunications technology may be used in the conduct of this Attorney-Client Session to permit absent Board Members to participate and to be heard by other School Board Members and Counsel.”

Mrs. Rich Levinson read into the record: “My spouse is an attorney employed in the law firm of the cadre counsel assigned by the School Board to represent it in the matter of DiPompeo Construction Corporation vs. The School Board of Broward County, Florida, Case No.: 10-31869 (02), Before The Circuit Court of The 17<sup>th</sup> Judicial Circuit. During the course of the litigation my spouse has rendered legal services to the School Board. Acting in an abundance of caution and in accordance with guidance I have received from the Florida Commission on Ethics, I shall not attend the Attorney-Client Session regarding that case. Thank you.”

The Attorney-Client Session recessed at 1:00 p.m. The Regular School Board meeting reconvened at 1:15 p.m.

**Adjournment** This meeting was adjourned at 6:45 p.m.

RT