

Approved in Open School Board Meeting, April 20, 2010

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

March 16, 2010  
Tuesday, 9:45 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 9:48 a.m., Tuesday, March 16, 2010, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Jennifer Leonard Gottlieb; Vice Chair Benjamin J. Williams; Members, Robin Bartleman, (Maureen S. Dinnen was absent), Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Kevin P. Tynan, Esq., Superintendent James F. Notter, and Edward J. Marko, Esq.

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

Mr. Notter introduced Ms. Lynette Tannis, an intern in the Harvard Urban Superintendent program. Lynette, a former teacher and principal, has selected Broward County Public Schools to do her internship. Interns are required to do a six-month internship which begins next year. Remarking that Lynette picked the best school system in America given the district's academic achievement, Mr. Notter stated that Lynette will attend the morning session of the Board meeting and after lunch will visit Rock Island and Larkdale elementary schools.

On behalf of the School Board, Mrs. Gottlieb welcomed Ms. Tannis to the district.

Ms. Tannis stated she is honored to be in Broward County and to spend the day with Mr. Notter and the community of Broward County Public Schools. She said she was impressed with the passion that employees and the community have for excellence for all children.

**Minutes for Approval** Motion was made by Mr. Williams, seconded by Mr. Tynan and carried, to approve the official minutes for the following Board Meetings: Ms. Dinnen was absent. Mrs. Hope, Mrs. Kraft and Dr. Parks had not yet assumed their seats on the dais. (5-0 vote) A re-vote was taken on the February 17, 2010 Regular School Board Meeting, as amended (see below): Ms. Dinnen was absent. (8-0 vote)

Following the action for Agenda Item Agenda Item A-3, the following motion was made:

**Motion to Re-Open Agenda** (Carried)

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to reopen the agenda. Ms. Dinnen was absent. (8-0 vote)

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Mrs. Hope pulled Agenda Item A-5 and requested an amendment to the February 17, 2010 Regular School Board Meeting minutes.

Agenda Item F-31 was pulled by an audience member.

Motion to Close Agenda (Carried)

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to close the agenda. Ms. Dinnen was absent. (8-0 vote)

Motion to Amend (Carried)

Motion was made by Mrs. Hope, seconded by Ms. Murray and carried, to amend the February 17, 2010 Regular School Board Meeting, page 8/75, first paragraph, change "founding" to founder; and 8<sup>th</sup> paragraph, change "Dr. Martin Luther King, Jr." to Black History Month. Ms. Dinnen was absent. (8-0 vote)

February 17, 2010 – Regular School Board Meeting

February 24, 2010 – 2nd Public Hearing – School Boundaries for 2009-2010 School Year

March 2, 2010 – Special Meeting – Student Expulsions

**Added Items** - 4 speakers and J-9

**Close Agenda** Upon motion by Mrs. Bartleman, seconded by Mr. Williams and carried, the Agenda was approved and declared closed. Ms. Dinnen was absent. Mrs. Hope, Mrs. Kraft and Dr. Parks had not yet assumed their seats on the dais. (5-0 vote)

### **SPECIAL PRESENTATIONS**

Ms. Priscilla Ribeiro was recognized by the Florida Department of Education 2009-10 Outstanding Assistant Principal of the Year (Video Conference).

Mr. Notter introduced Ms. Ribeiro as the 2009-2010 Acclaim Assistant Principal of the Year while she was the Assistant Principal at Cypress Bay High School. She is now the New River Middle School principal. The 2009-2010 Outstanding Assistant Principal Achievement Award by the Florida Department of Education will be presented by Dr. Eric Smith, Florida Education Commissioner. To be eligible for the state recognition school leaders must possess the abilities and skills necessary to perform their designated tasks in a highly effective manner. School leaders, commensurate with their job responsibilities and delegated authority, must demonstrate high competence in instructional leadership, including the demonstration of a quality learning environment and learning accountability along with the requisite assessments.

The Superintendent said he was proud to have Ms. Ribeiro lead New River Middle School.

Ms. Ribeiro thanked the School Board and Mr. Notter for giving her the opportunity to be a part of Team Broward, an exciting and fortunate opportunity that she enjoys every day, as she has a passion for education and students. She also thanked all the leaders that have helped get her where she is today, including teachers who she has worked with.

Mrs. Hope congratulated Ms. Ribeiro on a well-deserved recognition.

Mrs. Gottlieb congratulated Ms. Ribeiro on the great job she is doing.

Following the action of Agenda Item A-4, the following Special Presentation was held:

Pompano Beach Apple School (Video Conference)

Dr. Parks recognized Pompano Beach High School as one of 54 schools in the nation to be recognized as an Apple School of Distinction. He introduced Mr. David Gordon, Principal, and staff.

Mark, Apple School of Distinction, recognized the accomplishments of Principal Gordon and staff at Pompano Beach High School. The Apple Distinguished School award recognizes just a few schools across the nation that are doing amazing things with Apple technology as it relates to teaching, learning and administration. This is the third year in a row that Pompano Beach has been designated, just one of 16 schools across America that have received this award.

Mr. Gordon stated that Pompano Beach High has a great staff and students, and will continue to be Apple Distinguished as long as possible.

Dr. Parks stated that the district is proud of the school and the remarkable things they are doing with technology.

**REPORTS**

Broward County Association of Student Councils and Student Advisor to the Board – Itai Raz and Sara Saxner

Itai reported that Annual Student Leaders Day was held at Nova-Southeastern University where 320 students attended workshops and seminars on how to become productive school leaders. Every traditional high school was in attendance, except Hallandale High School, and Coral Springs Charter School was also in attendance.

Broward County Outstanding Senior Leaders Night was held and over 100 students were recognized and many received scholarships. (Itai and Sara won the award for the Outstanding Senior Leaders.)

Donations are still being accepted for the Rally in Tally. Gratitude was extended to Board Members who donated to this cause.

Itai further reported that a meeting has been scheduled with Dr. Earlean Smiley, Deputy Superintendent, Curriculum, and students to discuss and answer questions regarding the new scheduling policy. The meeting will be held on March 24, 2010.

The elections for the 2010-2011 School Board Student Advisor will be held on March 24, 2010, at Boyd Anderson High School, at 4:30 p.m.

#### Employee Unions – Dane Ransom and Ralph Eckhardt

Ms. Dane Ransom, Chief Negotiator, reported that Ms. Bernie Schultz is in Tallahassee to speak on funding and fair legislation. She urged the Board to look at every possible solution before considering the layoff of more employees and diminishing the quality of education that children receive. She requested that the suggestions forwarded to the Board be reviewed regarding the cutting of waste before reducing curriculum, including arts, music and physical education.

Ms. Ransom acknowledged that the country is experiencing an economic crisis and the Board must make difficult decisions. She stated that BTU would like to compromise, share and rebuild the trust and its relationships. The BTU is asking that the adverse economic impact does not diminish the quality of education provided to children.

#### BOARD MEMBERS

**Mrs. Hope** thanked Mrs. Leighton's class at Piper High School for participating in a Black History Month door-decorating contest, coming in first place. The contest was organized by the Student Government Association (SGA) teacher Miss Archer, who treated Mrs. Leighton's students to a pizza party.

Mrs. Hope attended the Teacher of the Year luncheon and congratulated Mr. Allan Phipps, South Plantation High School. Gratitude was extended to Dr. Parks for doing a great job at the event, and all sponsors that helped to make this event possible.

Mrs. Hope informed that she was a judge at a fashion event by the Career and Community Leaders of America (FCCLA), judging fashions created by students.

Mrs. Hope stated that civil rights leader Congressman John Lewis called into Bair Middle School through live teleconference to the students, relating his walk with Dr. Martin Luther King, Jr. Congressman Lewis provided advice to Mrs. Hope and indicated, "It is not about you, it's about the children and the people you represent."

Mrs. Hope reminded everyone that the great program, Take Stock in Children is about mentoring students and following mentoring for many years they are provided a free college education. She expressed gratitude to the Take Stock in Children family and her mentee Katrina.

Mrs. Hope who informed that she was invited to Nova High School during Black History Month, held a Civil Rights Café event whereby students dressed up like a famous person and related the history of that person, such as Malcolm X and Rosa Parks.

Gator Run Elementary School received an award from the Weston Commission for going Green; three classes of 3<sup>rd</sup> graders, calling themselves Earth Rangers who concentrate on the environment and improving the environment. Mrs. Hope met students Miles Berger and sister Addison Berger, and wished them well.

Mrs. Hope informed that a free Teen Health Summit will be held on March 20, 2010, at North Regional Library, Broward College, Coconut Creek, Florida, 10:00 a.m. to 2:30 p.m. This event is open to the public and students attending this event will receive six hours of community service.

Mrs. Hope provided an update on the Census 2010. Factoids will be sent through the CAB system as a pop-up and these pop-ups will be shown for a month, providing information on the census. A parent link will also go out to every student to remind their parents that the census is coming and how important it is to fill out the census. The Public Service Announcement celebrity is Dwight Stephenson, former Miami Dolphin, and through a commercial he will talk about the census and a community PSA will be presented by people of different races, ages and cultures talking about the importance of the census. Every student will receive a flyer containing four language: English, Portuguese, Creole and Spanish, and all community and technical schools will be open as Q & A centers in Broward County, staffed by federal employees, to assist people in the community with reading and understanding a form, or to access the form in another language or a Braille language guide.

Highlighted this week is Adrian Clark, missing January 15, 2010, 17 years old, black male, brown eyes and hair, 5'4, 125 pounds. Anyone with information please contact your local police or the National Center for Missing and Exploited Children.

**Mr. Tynan** shared a limerick with his colleagues in honor of St. Patrick's Day.

Mr. Tynan thanked West Broward High School students for inviting him to chat with their Student Government Association.

Mr. Tynan announced that student Mark Sieger, 5<sup>th</sup> grader at Pasadena Lakes Elementary School, placed 10<sup>th</sup> in the 70<sup>th</sup> Annual Miami Herald Spelling Bee.

Cooper City High School Cowboy TV won the National Excellence Award for a weekly documentary show at the Student Television Network held recently in Anaheim, California. Individual competition winners included: Second place, Broadcast News Writing, Maxine Shepard; Second Place, Tell the Story Editing, Jessica Alpern and Lauren Lopilato; and First Place in Short Documentary, Angela Robiedo and Nicole Payton.

Mr. Tynan announced that Flanagan High School student Brett Nemeroff is the fourth best yo-yoist in the state, having recently competed in the Florida State Yo-Yo Contest in Melbourne.

**Mrs. Kraft** announced that Glenn Medina, student at Ramblewood Middle School, won first place in the middle school competition in the Broward County Spelling Bee sponsored by the Miami Herald. Glenn is the brother of Vincent Medina, former student at Ramblewood, who won the Broward County Spelling Bee two or three years in a row and participated in the National Spelling Bee in Washington, D.C. as a quarter finalist. She stated that his mother sent her an e-mail indicating that she was thrilled with the amount of support her family has received from the School Board with the spelling bee. A CBS-4 and Miami Herald news interview with Glenn can be seen on the district's website link.

Mrs. Kraft informed that Taravella High School DECA students did very well in the state competition, returning with 17 trophy winners, with four 1<sup>st</sup> place awards. There were 1,500 students from across the state that competed in the four-day event and 40 competitors in each event. Many of the students that competed will be traveling to Louisville, Kentucky for the International DECA competition in late April.

Taravella's 52 member Wind Orchestra just returned from Indianapolis in the National Band Concert Festival. The school was invited along with 19 other bands in the country based on audition tapes that were submitted. Taravella and Miami-Dade school Michael M. Krop were the only two Florida schools represented in the national concert band event. She indicated that band director Neil Jenkins said he hoped the rumors he was hearing about the cuts to elementary music programs will not take place, as this will have a snowball effect and will ultimately bring doom to middle school as well as the high school music programs across the country.

Mrs. Kraft invited her district schools to submit good school news to her so she can share them with the Board and the county.

**Ms. Murray** informed her colleagues that on March 10, 2010 she, Mr. Notter, Mrs. Gottlieb and Mrs. Bartleman attended the Senior Leadership Banquet, showcasing the leadership of students in their schools. Four students are nominated for maintaining a 3.0 GPA, must hold a major elected or appointed leadership position in their senior year and must be recommended by their principal. A committee of retired educators choose the students who receive scholarships. This year, 20 scholarships were awarded, seventeen \$500 scholarships and three \$1,000 scholarships.

Ms. Murray stated that Hollywood Hills Spartan's literary magazine The Knot has been selected to receive a rank of excellence in the 2000 National Council of Teachers (NCTE) program to recognize excellence in student literacy magazines. A total of 425 schools entered the 2009 program. The NCTE of English congratulated the school and the students who produced this exemplary literary magazine. Congratulations was extended to Principal Chip Osborn and the students.

Ms. Murray announced that Apollo Middle School has received a \$1,000 grant to purchase technology to enhance children's writing skills.

Ms. Murray discussed the programs at Driftwood Middle School and the challenge made by herself to Principal Steven Williams to make sure that he continues with the agricultural program. A \$1,290 grant was received by the Florida Agriculture and the Classroom to cultivate minds with the agricultural program. Funds will be used to support the expansion of the existing garden program.

Ms. Murray and Mrs. Gottlieb were co-chairs at Oak Ridge Elementary School's Relay for Life event, raising a lot of money.

Ms. Murray stated that Winterfest Fantasy Boat Art held their annual event on March 25, 2010. Kyle Wilson, 5<sup>th</sup> grader, won the 2010 AT&T Reading Yellow Pages Hollywood directory, and Kyle's art work will be featured.

**Mrs. Bartleman** announced that South Plantation High School is presenting The Wiz on March 11 – 13, 2010, 7:00 p.m., March 19 -20, 2010, 7:00p.m., and March 21, 2010, 2:00 p.m. Information on tickets can be obtained on [www.fott.org](http://www.fott.org).

Mrs. Bartleman requested that consulting fees be reduced by having Dr. Bill Mathis conduct workshops with the Board via phone conference. She stated during these economic times the district should try to save dollars on travel costs.

Discussing the importance of the arts curriculum, Mrs. Bartleman shared her daughter Sarah's artwork, a bowl, that she made in art class, and stated that art makes school fun and it is a priceless experience. She stated her daughter Emma, a 5<sup>th</sup> grader, participates in a drama workshop which occurs after school and in the evenings. Mrs. Bartleman thanked teachers Ms. Berry and Ms. Sandra Goldglantz for their dedication. She stated she received an e-mail from a teacher who is willing to surplus some days to save the arts program and saving money by changing the high school schedule.

Mrs. Bartleman informed that Diane Soerry, Cooper City, sent in an e-mail that in 2006-2007 California faced a similar situation with reduced arts funds and parents created endowment foundations to preserve the arts. A teacher at the Ethics Panel meeting spoke about Leadership in Energy and Environmental Design (LEED) money, which comes from the state, and said she would be willing to give this up to save the arts. Mrs. Bartleman stated that many individuals are providing ideas to the district on how to save money and they are being reviewed. Remarking that some schools have already eliminated the arts and music for this school year, Mrs. Bartleman requested that information be provided as to which school is eliminating which curriculum. She said for those schools who have eliminated those specials, some of those models may work for those schools. In addition, she received an e-mail from a parent who stated that principals were already being told to pick an option about the specials.

Mr. Notter informed that staff heard from the Board at the workshop and the only model that could be used is the apportionment piece, where the programs are actually being saved. The other three models were not acceptable to the Board and there was no need to consider them. Mr. Notter stated an "other" category should be included, as new ideas will be submitted that staff may not have thought about. The Superintendent reiterated his previous response to this issue (see below).

Mrs. Bartleman wished everyone a happy and safe Spring Break.

**Mr. Williams** announced that the district has been working with Princeton Review and last year's high school graduates with a diploma of attendance, who did not pass FCAT, are requested to register with the community school for ACT/SAT preparation. Students who pass ACT/SAT can obtain their high school diploma. Also, students today who are seniors in high school who have not passed FCAT can also contact the community school so they can register for the ACT/SAT preparation.

\* \* \*

Prior to the delegation of Speakers and after the luncheon recess, Mr. Williams requested a moment of silence to honor Mrs. Courtney Beneby, English/Language Arts teacher at Dillard High School, related to a well-known Dania family who were retired teachers from the Broward County School District. (A moment of silence was observed).

Mr. Notter discussed the arts issue, stating that the School Board has always supported the arts. Due to the current economic climate and the state's lack of funding, Florida ranking between 45<sup>th</sup> and 50<sup>th</sup> in the nation, illustrates that the state does not value public education. Mr. Notter stated that in the past three years over \$135 million has been reduced in revenues from the state and another \$150 - \$200 million in operational increases. The Superintendent stated there are very few areas to be able to reduce to meet the projected shortfall that is occurring in Tallahassee. The state is looking at an additional 6 percent reduction to public school funding, and from an administrative standpoint the district must continue to provide core subject areas – reading, math, science.

Discussing administrative cuts, Mr. Notter informed that last year there were \$10 million in reductions from the Central Office, and an Area office was closed, previously governed by four area offices down to three Area offices. The district is ranked 6<sup>th</sup> lowest in the state in administrative costs out of the state's 67 counties. Mr. Notter stated that the district is an 80 percent people business, 80 cents on a dollar goes to fund people between salaries and benefits. He stated it is not this School Board or the administration that is advocating a reduction in the arts. The Legislature and many other delegations need to know that the district supports the arts and there is little left to cut in public schools throughout Florida without having to make cuts to personnel.

The Superintendent expressed his gratitude for the feedback provided at the last a Board Workshop, including the presentation of several models that the Board is opposed to. Mr. Notter requested support from the community to inform the Legislature to support the arts and other electives that will be in jeopardy if they do not live up to the constitution of the state of Florida, which says it is the state's responsibility to adequately fund public education.

Mrs. Kraft inquired whether there is a time frame in moving forward with this issue.

Mr. Notter responded that the budgets are brought to the schools this week and the Central office was brought forward last week so they can review their budgets with the target of 6 percent, the target the Legislature has given the district.

Mr. I. Benjamin Leong, Chief Financial Officer, informed that following the Spring Break, schools will begin their budget conferences, April 19 – 29, 2010, and a compilation will be made to ascertain the budget effects to individual schools. A budget impact summary report will be presented for the schools. Mr. Leong stated that staff will share the impact of the 12.7 percent cuts of individual departments' budgets at the April 27, 2010 Board Workshop.

Mrs. Kraft voiced concern that while the School Board votes on the budget, typically the end of July when a lot of decisions are already made, by the time a vote is taken the cuts have already been made at the direction of the Superintendent and cuts have already been made at the school level. She stated she would like some decision-making over this issue. Mrs. Kraft inquired whether the Board will be presented with information to get direction and answers raised at the Workshop, and give some additional information as to the models that the Board rejected.

Mr. Notter stated that he will get input from the Board as a review is made of the "tougher" cuts this year as compared to last year. He intends to bring those kinds of issues back to the Board and he is expecting the data to ascertain what those numbers will be. It is unknown where those cuts are necessarily going to come from until the data is provided. Those decisions will be made with Board input once the schools have reviewed their budgets. Mr. Notter reiterated that a Board discussion will be held at a workshop before he brings forward reductions in human capital to the Board for a vote.

### **Speakers**

Kevin Walton

Lolli McLeroy

Dania Melendez

Elizabeth Aiello

Raymond David

Laurie Rich Levinson

Elizabeth Jenkins

**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 Mr. Tynan and carried, to approve the Consent Agenda for the remaining items. Ms. Dinnen was absent. Mrs. Hope and Dr. Parks had not yet assumed their seats on the dais. (6-0 vote)

Following the vote on the Consent Agenda, Mrs. Kraft noted her objection on the record to having Agenda Item J-9 as an added item.

**CONSENT ITEMS**

**A. RESOLUTIONS**

- A-1. Resolution in Support of School Library Media Week and National Library Week – April 11-17, 2010 (Adopted)

Adopted Resolution #10-71, in support of School Library Media Week and National Library Week – April 11-17, 2010

- A-2. Resolution in Support of READ-IN WEEK, READING ACROSS BROWARD – April 11-17, 2010 (Adopted)

Adopted Resolution #10-72, in support of READ-IN WEEK, READING ACROSS BROWARD – April 11-17, 2010.

- A-3. Resolution for Recognition in Support of Take Our Daughters and Sons to Work Day, April 22, 2010 (Adopted)

Motion was made by Mrs. Kraft, seconded by Mr. Williams and carried, to adopt Resolution #10-73, in support of Take Our Daughters and Sons to Work Day, April 22, 2010. Ms. Dinnen was absent. (8-0 vote)

Mrs. Kraft stated that over the years the district has moved this day so that it coincided with an Early Release Day and there are concerns raised by parents over a high absentee rate on this day. She stated that in the past she has requested that the district have a Career Day held at the schools. Mrs. Kraft requested that a review be made as to whether this event is being helpful to students. She said some companies have a good set-up with a lot of activities for the students and there are other places that are unable to have any activities. She stated there should be a more meaningful manner for students to spend this day, such as having students go to a business in a field that they might be interested in, if a parent would want their child to have the experience at another place of business, which would not create liability on the district.

Remarking that this event is not always a meaningful experience for every child, Mrs. Kraft requested that more creative ways be submitted, by asking schools to make this day more meaningful, as this should not be a wasted day for students.

Mrs. Bartleman inquired whether there is an age-appropriate prompt whereby students can write their experiences that day. She stated that students should be able to write about their experience at every school.

The following individual addressed this item:

Arianna Sidberry

A-4. Resolution in Support of High School Voter Registration Week, April 19-23, 2010 (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mr. Williams and carried, to adopt Resolution #10-74, in support of High School Voter Registration Week, April 19-23, 2010. Ms. Dinnen was absent. (8-0 vote)

Mr. Fred Bellis, representing Dr. Brenda Snipes, Supervisor of Elections, Broward County Supervisor of Elections, thanked the Superintendent of Schools, Board Members, Mr. Israel Canales, Manager, Administrative Site Operations, for his efforts in working with the Supervisor of Elections office, and Mr. Charles Webster, Coordinator, and Ms. Francine Klauber, Coordinator, working for the best efforts of education.

Mr. Gino Herring, Director, Voter Education, expressed gratitude to the School Board for their partnership, being viewed as the most dynamic because the partnership is recognized nationally. He recognized Ms. Louise Ball and Ms. Sherry Glory for being innovative in their outreach with students. He stated that in 2009 the Pew Foundation has recognized the Supervisor of Elections Office for an outstanding partnership and voter registration drives. Mr. Herring further stated that efforts are being made to ensure that students participate and gain awareness of the meaning of registering to vote and the meaning of voting. He recognized the Supervisor of Elections staff.

Responding to Mrs. Gottlieb's inquiry, Mr. Herring stated that since 2003 there has been 35,000 students registered through the registration drive efforts.

Mrs. Kraft thanked the recruiting efforts of the Supervisor of Elections Office. She stated there was a representative from the Elections Office when the Teen Political Forum was held in Coral Springs that recruited many students to register to vote. She noted the pre-registration process that her daughter went through, stating that students receive their voter registration card automatically when they turn 18 years old.

Mr. Herring informed that the law recently changed to allow 16 year olds to pre-register to vote.

A-5. Resolution in Support of the Decennial Census 2010 (Adopted)

Motion was made by Mr. Williams, seconded by Dr. Parks and carried, to adopt Resolution #10-75, in support of the Decennial Census 2010. Ms. Dinnen was absent. (8-0 vote)

Mrs. Hope read the resolution into the record.

A-6. Resolution in Support of Autism Awareness Month – April 2010 (Adopted)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to adopt Resolution #10-76, in support of Autism Awareness Month, April 2010. Ms. Dinnen was absent. (8-0 vote)

Mrs. Bartleman stated that Autism Awareness Month will be held in April 2010. She introduced Ms. Stacy Hoagland, Autism Society of America.

Ms. Hoagland stated that Autism Month is April 2010, April 2, 2010 is World Autism Year, and Autism Awareness Day will be held at the Florida Capitol on April 15, 2010. Pre-school children from the Baudhuin school, with their director Nancy Lieberman, are going to present their project, Hanging of the Hands, a state initiative where pre-schoolers send their paper hands to the Capitol and they are hung in the rotunda. When the Governor does his presentation on Autism Awareness Day he identifies Broward County preschoolers and the projects that they do during the presentation.

Ms. Hoagland presented pre-schoolers Justin and Casandra, and Sara McNally who read the resolution into the record.

Mrs. Bartleman recognized and expressed gratitude to Mr. Gary Griegull, Terri Shermett and staff at Exceptional Student Education, who are true advocates for students.

Mrs. Bartleman reminded that the Autism Walk will be held on April 17, 2010. More information can be obtained at [www.walknowforautismspeaks.org/broward](http://www.walknowforautismspeaks.org/broward).

Ms. Jacqueline Merens, South Florida Regional Director, Autism Speaks, asked for help and support from the School Board in raising autism awareness in schools and getting involved in Autism Speaks and the Broward Walk Now for Autism Speaks being held on Saturday, April 17, 2010, at the Sherman Library Green at Nova Southeastern University. Additional information can be obtained at [www.walknowforautismspeaks.org/broward](http://www.walknowforautismspeaks.org/broward). Mrs. Bartleman will be Honorary Chair for this year's walk. Chairs will be Diane Orr and Rachel Baldesara, both parents of children with autism who attend Broward County schools.

Mrs. Bartleman urged everyone to support this important event.

A-7. Resolution in Support of Teenage Safe Driving Awareness Week, April 18-25, 2010 (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to adopt Resolution #10-77, in support of Teenage Safe Driving Awareness Week, April 18-25, 2010. Ms. Dinnen was absent. (8-0 vote)

Mr. Irv Schlossberg, Dory Schlossberg Foundation, stated that the foundation is in honor of his daughter who died in a traffic accident, with an emphasis in keeping teenagers safe. Mr. Schlossberg spoke of the high accident rate among teenagers, the lack of funding for education and the need to have driver education programs in schools.

Mrs. Gottlieb thanked Mr. Schlossberg for his legislation and foundation which has made drivers education curriculum possible in Broward County.

Mr. Kyle Dailey, Curriculum Specialist, Educational Programs and Drivers Education, read the resolution into the record.

Mrs. Kraft thanked Mr. Schlossberg and Mr. Dailey for their efforts in bringing drivers education awareness in Broward County. She informed that for the past two years State Representative Ari Porth has held a Democracy in Action contest, asking local teenage high school students to present ideas for bills. Mrs. Kraft stated there has been a number of suggestions from high school students that have focused on teenage driving issues. She stated that proposals have been made to restrict the amount of teenagers that can be allowed to drive in a car due to the high amount of distractions, and the recommendation that the driving age be raised from 16 to 18.

Mrs. Kraft further stated this year a recommendation was made to have a bumper sticker to alert other drivers that the driver is a student, as is being done in some states. She said that there is a lot of awareness from Broward County students about the importance of teenage safe-driving initiatives.

A-8. Resolution in Support of Water Conservation Month (Adopted)

Adopted Resolution #10-78, in support of Water Conservation Month.

**B. BOARD MEMBERS**

**D. OFFICE OF THE CHIEF AUDITOR**

**E. CHIEF OPERATIONS OFFICER**

E-1. Cirpass, LLC, Consultant Agreement (Approved)

Approved the Cirpass, LLC, Consultant Agreement.

On April 22, 2009, a RFP was released for the Lease of Excess Educational Broadband Services (EBS) Capacity, in order to enter into a contractual agreement for maximizing the value of Educational Broadband Service licenses granted by the Federal Communications Commission. Only one proposal was received from Clearwire Spectrum Holdings III, LLC, on June 3, 2009. The School Board of Broward County, Florida (SBBC), is currently in the negotiating phase with this proposer. SBBC is in the process of negotiating a lease for the use of EBS channels included under FCC license call signs KTZ22 and KLC80. These licenses have not been previously leased, so SBBC is free to lease them to any qualified operator or retain them for use by the district. Cirpass, LLC, is qualified to help SBBC achieve a better deal than the last offer received. Unfortunately, the unit rate of Clearwire's offer to SBBC is about half of what they are paying to Miami-Dade Schools and Florida Atlantic University (FAU).

Clearwire recently raised \$4.3 billion in new debt and equity financing and is well positioned to pay similar compensation for Broward's spectrum; however, competition of EBS leases dropped off after Clearwire acquired the spectrum assets of its only competitor, Sprint, in 2008. Despite our best efforts, SBBC has not been able to negotiate an improved financial offer. Under this proposed Agreement, Cirpass, LLC, shall only be due a fee if the value of the lease has a greater value than the best offer for channels received as of 12/17/2009. Cirpass, LLC, will bear all its own costs and risks. The maximum fee will be limited to 10% of the actual improvement in lease value or 1% of the total value of the lease, whichever is less. If the Net Present Value (NPV) of the executed lease is equal or less than the NPV, then the success fee shall be zero.

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

The financial impact cannot be determined at this time, but will be paid from lease proceeds and not from district budgeted funds.

E-2. Education To Go (ED2GO) Agreement (Approved)

Approved the Agreement for Education To Go (ED2GO).

Request the approval of the Agreement between The School Board of Broward County, Florida (SBBC), and Education To Go (ED2GO) to make available, for SBBC students, online education courses available through ED2GO, including course materials, online instructors, course hosting and evaluation. ED2GO is a provider of turnkey online continuing education programs. Access will be through a portal available through SBBC's own website.

The contract is for five (5) years and will expire June 30, 2015.

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

There is no additional financial impact to the district.

E-3. Authorization to Release RFP 11-013V – Construction and Operational Auditing Services (Approved)

Authorized the release of the following RFP: 11-013V

<u>RFP#</u>	<u>Title</u>	<u>Department</u>
11-013V	Construction and Operational	Office of the Chief Auditor Auditing Services

The School Board of Broward County, Florida, desires to receive proposals for Construction and Operational Auditing Services as described within. The RFP listed above seeks licensed public accounting firm(s), with at least five-years experience providing Construction and Operational Auditing Services, to assist the Office of the Chief Auditor with construction auditing services as described herein. The firm(s) may be requested to perform services, including but not limited to, facility audits, general contractor, sub-contractor payment audits, program oversight, site safety and security audits, facility-related Education Technology Services (ETS) Department reviews and operational audits of business/service departments, as requested.

There is no financial impact to the district at this time.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Continuation Agreement between WorkForce One Employment Solutions and The School Board of Broward County, Florida (Approved)

Approved the continuation of the three year Summer Youth Employment Program Agreement between The School Board of Broward County, Florida, and WorkForce One Employment Solutions.

WorkForce One Employment Solutions is once again partnering with the Children's Services Council to provide more than 650 economically disadvantaged youth, between the ages of 16 – 18, subsidized summer employment opportunities for a 30-hour work week for up to a period of eight weeks. This summer employment opportunity will begin on June 1, 2010, and will end on August 30, 2013.

The program provides an opportunity for various departments and schools to provide supervised, safe and meaningful summer employment opportunities for qualified youth from low-income families. The Career, Technical, Adult and Community Education Department will coordinate the summer program and provide assistance to departments and schools that elect to participate in the program. The participating departments and schools will identify the employment needs and opportunities for students to work part time during the summer. WorkForce One Employment Solutions and the Children's Services Council will identify the students and pay the wages for participants.

WorkForce One will sign agreement following School Board approval.

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

There is no financial impact to the district.

F-2. Contract Amendment with District 10, Department of Children and Families, Substance Abuse and Mental Health Program Office (SAMHPO) (Approved)

Approved amendment #0004, to contract with District 10, Department of Children and Families, Substance Abuse and Mental Health Program Office.

On August 5, 2008, the School Board approved a contract with the Department of Children and Families (DCF), for a three-year award totaling \$1,603,983.

The funding was provided to support specific suicide prevention activities, to fund a behavioral specialist at Wilton Manors Elementary due to the large number of shelter and foster care students served at the school, and to provide family counselors to work with students attending the alternative to external suspension sites.

The amendment to the contract provides for:

- Change in name, address and phone number of Florida Department of Children Families contract manager.

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

This agreement will be executed by the Department of Children and Families after School Board approval.

There is no financial impact to the district.

F-3. Amendment to Supplemental Educational Services (SES) Agreements  
(Approved)

Approved the Amendment to the Supplemental Educational Services (SES) Agreements.

The SES agreements are amended to add the following provision:

“The School Board of Broward County, Florida, agrees to be fully responsible for its acts of negligence or its agent’s acts of negligence when acting within the scope of their employment and agrees to be liable for any damages resulting from said negligence. Nothing herein shall be construed as a waiver of rights or limits to liability existing under Section 768.28, Florida Statutes.”

The current amendments to the SES Agreements are for the following SES providers: 1. Empowering Youth, Inc., 2. Florida Group Learning Center, L.L.C., DBA, Sylvan Learning Centers, 3. Ivy League Tutoring, and 4. The Princeton Review, Inc.

These agreements have been reviewed and approved as to form and legal content by the School Board Attorney.

The financial impact for this amendment will remain the \$1,494 per approximately 6,041 students. The source of funds is the District’s Title I SES set aside which has recently been revised by the state to \$9,025,260. There is no additional financial impact to the district.

F-4. Terminate the Charter Agreement with Downtown Elementary Charter School, Inc., (Downtown Elementary Charter School) (Approved)

Approved the termination of the charter agreement with Downtown Elementary Charter School, Inc., (Downtown Elementary Charter School).

The termination of this charter agreement is required due to the fact that Downtown Elementary Charter School, Inc., (Downtown Elementary Charter School), did not open within the timeline designated by Section 1002.33, Florida Statutes. Pursuant to Section 1002.33(6)(b)(5), Florida Statutes, "Upon approval of a charter application, the initial startup shall commence with the beginning of the public school calendar for the district in which the charter is granted unless the sponsor allows a waiver of this subparagraph for good cause."

On November 14, 2006, The School Board of Broward County, Florida, approved the charter application for Downtown Elementary Charter School, Inc., (Downtown Elementary Charter School), to open a charter school serving grades K-5, for the 2008-2009 school year.

On May 6, 2008, The School Board of Broward County, Florida, approved a charter agreement with Downtown Elementary Charter School, Inc., (Downtown Elementary Charter School). However, Downtown Elementary Charter School, Inc., did not open for the 2008-2009 school year as required, which constitutes good cause for termination pursuant to Section 1002.33(8), Florida Statutes.

In addition, School Board Policy 1163(5)(D) states: "Even if contract negotiations are suspended or the charter school's opening date is initially postponed, the approved applicant must enter into an approved charter school agreement and open its charter school no later than the beginning of the school district's second school year following the approval of its charter school application. If an approved applicant fails to enter into a charter school agreement or open its charter school by the beginning of the second school year following the approval of its application, The Board shall take action to rescind the approval of the approved applicant's charter school application or terminate its charter school agreement if one has been executed."

A copy of the full charter application is available in the Board Members' office on the 14th floor of the KC Wright Building, the public stand in the lobby of the KCW Building.

There is no financial impact to the district.

F-5. Terminate the Charter Agreement with West Broward Elementary Charter School, Inc., (West Broward Elementary Charter School)  
(Approved)

Approved the termination of the charter agreement with West Broward Elementary Charter School, Inc., (West Broward Elementary Charter School).

The termination of this charter agreement is required due to the fact that West Broward Elementary Charter School, Inc., (West Broward Elementary Charter School) did not open within the timeline designated by Section 1002.33, Florida Statutes. Pursuant to Section 1002.33(6)(b)(5), Florida Statutes, "Upon approval of a charter application, the initial startup shall commence with the beginning of the public school calendar for the district in which the charter is granted unless the sponsor allows a waiver of this subparagraph for good cause."

On November 14, 2006, The School Board of Broward County, Florida, approved the charter application for West Broward Elementary Charter School, Inc., (West Broward Elementary Charter School), to open a charter school serving grades K-5, for the 2008-2009 school year.

On May 6, 2008, The School Board of Broward County, Florida, approved a charter agreement with West Broward Elementary Charter School, Inc., (West Broward Elementary Charter School). However, West Broward Elementary Charter School, Inc., did not open for the 2008-2009 school year as required, which constitutes good cause for termination pursuant to Section 1002.33(8), Florida Statutes.

In addition, School Board Policy 1163 (5) (D) states: "Even if contract negotiations are suspended or the charter school's opening date is initially postponed, the approved applicant must enter into an approved charter school agreement and open its charter school no later than the beginning of the school district's second school year following the approval of its charter school application. If an approved applicant fails to enter into a charter school agreement or open its charter school by the beginning of the second school year following the approval of its application, The Board shall take action to rescind the approval of the approved applicant's charter school application or terminate its charter school agreement if one has been executed."

A copy of the full charter application is available in the Board Members' office on the 14th floor of the KC Wright Building, the public stand in the lobby of the KCW Building.

There is no financial impact to the district.

- F-6. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, The Charter School of Excellence, Inc., (CSE06\_10) (Approved)

Approved the Project Application for The Charter School of Excellence, Inc., (CSE06\_10), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Charter School of Excellence, Inc., (CSE07\_10) (Approved)

Approved the Project Application for The Charter School of Excellence, Inc., (CSE07\_10), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Charter School of Excellence, Inc., (CSE08\_10) (Approved)

Approved the Project Application for The Charter School of Excellence, Inc., (CSE08\_10), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, Imagine – Broward County, LLC., (Imagine Middle School at Broward) (Approved)

Approved the Project Application for Imagine – Broward County, LLC., (Imagine Middle School at Broward), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County) (Approved)

Approved the Project Application for New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County) (Approved)

Approved the Project Application for New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County) (Approved)

Approved the Project Application for New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Renaissance Charter School, Inc., (Renaissance Charter of North Broward) (Approved)

Approved the Project Application for The Renaissance Charter School, Inc., (Renaissance Charter of North Broward), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Renaissance Charter School, Inc., (Renaissance Charter of South Broward) (Approved)

Approved the Project Application for The Renaissance Charter School, Inc., (Renaissance Charter of South Broward), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Florida Charter Foundation, Inc., (Franklin Academy A) (Approved)

Approved the Project Application for The Florida Charter Foundation, Inc., (Franklin Academy A), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The Florida Charter Foundation, Inc., (Franklin Academy B) (Approved)

Approved the Project Application for The Florida Charter Foundation, Inc., (Franklin Academy B), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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 2010-2013, The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter High) (Approved)

Approved the Project Application for The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter High), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-18. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter North Campus) (Approved)

Approved the Project Application for The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter North Campus), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-19. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Village Academy) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Village Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-20. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Academy Charter High School – Miramar Campus) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Academy Charter High School – Miramar Campus), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-21. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Academy Village Charter Middle School) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Academy Village Charter Middle School), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-22. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Bay Academy) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Bay Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-23. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Pines Academy) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Pines Academy), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-24. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-25. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Somerset Academy, Inc., (Somerset Preparatory Charter Middle School) (Approved)

Approved the Project Application for Somerset Academy, Inc., (Somerset Preparatory Charter Middle School), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-26. Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013, Advanced Academics, Inc., (Pivot Charter School) (Approved)

Approved the Project Application for Advanced Academics, Inc., (Pivot Charter School), Public Charter Schools Federal Grant Program Planning, Design and Implementation 2010-2013.

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 2010-2011 school year.

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

- F-27. New Agreement with Springtree Rehabilitation & Health Care Center, LLC (Approved)

Approved the new agreement between The School Board of Broward County, Florida, and Springtree Rehabilitation & Health Care Center, LLC.

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

The new agreement with Springtree Rehabilitation & Health Care Center, LLC, will provide clinical experiences to Broward County Schools' Health Science Education students. On-site clinical experiences are necessary to meet curriculum frameworks, student performance standards, and requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

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

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

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

There is no financial impact to the district.

F-28. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. Broward County Farm Bureau School Garden Awards, \$250
- B. Lowe's Charitable and Educational Foundation, \$49,500
- C. Sprint Character Education Grant Program, \$5,000
- D. Target Field Trips, \$2,400

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

The positive financial impact is \$57,150 from various sources. There is no additional financial impact to the district.

F-29. Amendment 1 to Contract with the Early Learning Coalition of Broward County (Approved)

Approved Amendment 1 to the existing contract with the Early Learning Coalition of Broward County.

The contract amendment from the Early Learning Coalition of Broward County will amend Exhibit D of the original contract, which provides the service provision requirements for "Child Care Resource & Referral (CCR&R) providers. The original contract was approved by the Board on June 16, 2009 (F-10). This amendment shall be retroactive to August 19, 2009.

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

The Early Learning Coalition will sign this contract amendment following School Board approval.

There is no financial impact to the school district.

F-30. New Agreement with the State of Florida Department of Transportation (Approved)

Motion was made by Dr. Parks, seconded by Ms. Murray and carried, to adopt a new agreement with the State of Florida Department of Transportation. Ms. Dinnen was absent. (8-0 vote)

The agreement from the State of Florida Department of Transportation will award \$64,446 to the District for the purposes of increasing the number of State-certification and bicycle training sessions provided to accommodate more schools in the bicycle safety program, infusing new walking and bicycling programs into the existing Commit 2B Fit™ campaign, and expanding the training program for "walking school bus" and "bike train" programs.

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

The State of Florida Department of Transportation will execute this agreement after School Board approval.

The positive financial impact is \$64,446 from the State of Florida Department of Transportation. There is no additional financial impact to the district.

Dr. Parks informed that the grant was written by Elly Zanin, founder of Commit 2B Fit and former district employee, and Mr. Thomas Campbell, Grants Specialist, Grants Administration, Governmental Programs. The grant, written in two parts, consists of the construction of sidewalks and the reason it falls under the Commit 2B Fit campaign, and the training for students to ride their bikes to school. Gratitude was extended to Elly and Tom, and the Grants department for their hard work in obtaining this grant.

F-31. Auditory Consultant Resource Network (ACRN) Agreement  
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Kraft and carried, to adopt agreement between The School Board of Broward County, Florida, and the Auditory Consultant Resource Network (ACRN). Ms. Dinnen was absent. Mrs. Hope voted "no." (7-1 vote)

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

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

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

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

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

The financial impact is \$54,273. The source of funding is the IDEA grant. There is no other financial impact to the district.

Ms. Jennifer Jones discussed her concerns over the agreement between The School Board of Broward County, Florida and the Auditory Consultant Resource Network (ACRN). Ms. Jones discussed the instructional methods and resources in Broward schools for deaf and hard of hearing students, and said the contract leaves out a huge group of these students. She stated there are many other resources and groups that are research based, that are nationally recognized, that could help the teachers to work with deaf and hard of hearing students but have not had the opportunity to do so. Ms. Jones requested that the item not be passed until further research is done as to who is the best consultant for these students.

Mrs. Leah Kelly, Executive Director, Student Support Services and Exceptional Student Education, responded that the contract was not put out to bid because of the nature of the items in the contract. She stated the company does a comprehensive review of the program and it is not designed to focus on any one area. She stated that the issues raised at the March 2, 2010 School Board meeting by concerned parents who spoke at the meeting were considered. This conversation was held immediately following the Board meeting with the parents and staff. Mrs. Kelly stated with confidence that the organization can provide the district with a global look. The district is looking for their evaluation of the whole program.

Responding to Mr. Tynan's inquiry, Mr. Marko stated that a bid is not needed for professional services, it is not required by law.

Mrs. Hope stated that two weeks ago parents requested the Board to respect the American Sign Language (ASL) as the primary language for deaf and hard of hearing students, and the contract before the Board does not address the issue raised by parents.

Mrs. Kelley stated that the contract was already being prepared prior to meeting with the parents and their concerns are being taken into consideration. The contract was to look at the entire program comprehensively, taking a proactive approach in evaluating the DHH's services and programs.

Mrs. Hope, who commended the proactive approach, stated that the program needs to include what parents asked for, American Sign Language. She stated a comprehensive approach will better serve children than to have one linear approach.

Mrs. Hope stated she will not support the item because the parents' concerns were not incorporated in the contract.

Mrs. Bartleman stated that parents need to make an appointment to meet with Mrs. Kelly and staff or visit the school that was addressed at the last workshop. She further stated there are two sides in the DHH arena, as far as ASL and non-ASL. She said it is not fair to delay the item that is a comprehensive, proactive item to help students.

Ms. Gottlieb concurred that resources should not stop and steps are being taken in the right direction.

Mrs. Kraft inquired whether the agreement precludes the Board from continuing to have dialogue regarding the methods of educating DHH children.

Mrs. Kelly, who responded that it does not preclude the Board, concurred that staff can continue to go forward and try to resolve the conflicts between the two issues.

## **G. HUMAN RESOURCES**

### **G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2009-2010 School Year (Approved)**

Approved the personnel recommendations for the 2009-2010 appointments and leaves as listed on the Executive Summary and respective lists for Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. The 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 Teacher Approvals
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 2009-2010 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

There will be no financial impact to the school district.

G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2009-2010 School Year (Approved)

Approved the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees.

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

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

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

Funding has been budgeted in 09-10 fiscal year for all appointments through June 30, 2010.

Newly appointed district personnel were recognized and congratulated by Mrs. Gottlieb and Mrs. Bartleman.

G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2009-2010 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 2009-2010 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 2009-2010 school year.

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

Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 35.

Funding has been budgeted in 09-10 school/ fiscal year for all supplements through June 30, 2010.

G-6. Recommendation(s) for Instructional/ Noninstructional Discipline for the 2009-2010 School Year (Approved)

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

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

There is no financial impact to the school district.

H. ATTORNEY

I. OFFICE OF THE SUPERINTENDENT

I-1. Petition For Formal Proceedings (Withdrawn)

I-2. Change Name of the Charter School Task Force to the Charter School Advisory Committee (Deferred)

Motion was made by Mr. Tynan, seconded by Dr. Parks, to approve the name change from Charter School Task Force to Charter School Advisory Committee. This motion was superseded by a Motion to Defer (see page 36). Ms. Dinnen was absent. (8-0 vote)

The Charter School Advisory Committee shall make recommendations to The School Board of Broward County, Florida, on matters associated with the ever-increasing number of charter schools in Broward County. The responsibility of the Charter School Advisory Committee is to advise the Board on programmatic, operational, legislative and financial matters specific to charter school issues. The Charter School Advisory Committee will make recommendations to The School Board of Broward County, Florida, that will promote excellence in the Broward County charter schools.

The Charter School Advisory Committee is comprised of School Board member appointees, community members and District-level staff.

There is no financial impact to the district.

Mrs. Bartleman stated that a name change would change the Task Force into an advisory committee. She stated that advisory committees are given district policies to loop, suggestions, provide feedback to the Board and have a set of bylaws; there is clear definition as to what they do. Mrs. Bartleman further stated that charter schools do not operate under all district policies. She inquired whether the Task Force could be treated as an advisory.

Mr. Notter, who noted that task force has been traditionally time defined in the district, stated there are 54 charter schools, with 27 additionally approved charter schools, resulting in a phasing in of over 20,000 students in charter schools. He opined there needs to be an advisory committee to assist and keep this partnership between the charter school community in this district.

Mrs. Gottlieb reminded the Board that the Chair of the Charter School Task Force Committee brought forth this request.

Mrs. Bartleman stated there should have been a Board discussion prior to submission as a Board item.

Mrs. Gottlieb suggested tabling the item for further discussion.

Motion to Table (Carried)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to table the agenda item to 3:00 p.m. time certain. (7-0 vote)

Following the action of Agenda Item K-4, Mrs. Bartleman stated that the DAC bylaws indicate that one charter school representative shall be the North Central Area Advisory Council and this representative must have a student in the charter school system. She requested that the item be deferred in order to investigate the issue because there are implications.

Motion to Defer (Carried)

Motion was made by Mrs. Bartleman, seconded by Mr. Williams and carried, to defer the agenda item to the April 20, 2010 Regular School Board meeting. Ms. Dinnen was absent. (8-0 vote)

I-3. Administrative Complaint

(Received)

Motion was made by Mr. Williams, seconded by Mrs. Hope and carried, to receive the Administrative Complaint submitted by the Superintendent to immediately suspend without pay Diane Hothan, pending the termination of Diane Hothan's Professional Service Contract. Ms. Dinnen was absent. (8-0 vote)

Ms. Diane Hothan, a Professional Service Contract teacher, received two unsatisfactory IPAS evaluations dated April 9, 2008 and May 5, 2009, for failure to correct noted performance deficiencies within two ninety-day (90) calendar day performance probationary periods during two consecutive school years, 2007-2008 and 2008-2009. In between the 2007-2008 and 2008-2009 school year, she requested and was granted a transfer to a new school in another position with a different supervising administrator. Ms. Hothan received formal assistance, support and feedback in compliance with provisions contained within The School Board of Broward County, Florida, and the Broward Teachers Union Collective Bargaining Agreement. This action is being taken in accordance with Section 1001.51, 1012.27(5), 1012.33 and 1012.34, Florida Statutes.

The cadre attorney prepared the Administrative Complaint, and notice was sent to the employee that a recommendation for suspension without pay and termination of employment would be presented to the School Board on March 16, 2010.

There is no financial impact to the school district.

Mr. Matthew Haynes, Esq. informed the Board that he represents Ms. Hothan, who is present before the Board as part of a petition for termination. Mr. Haynes stated that the school district placed Ms. Hothan on a plan and then is moving to terminate her for failing to remediate. The application of the teacher remediation process was faulty in this case, there is an illusion of trying to help the teacher but without any real assistance. Mr. Haynes discussed Ms. Hothan's absence on medical leave for a significant portion of the time where she was supposedly being assisted and remediated by the school district; she had no opportunity to show that she could remediate or do better. This unfair process was evident when Mr. Notter suspended and terminated Ms. Hothan without School Board approval. Following a court proceeding, the court determined that the employee had a right to present her case before the School Board.

Ms. Hothan informed that she has taught for almost 28 years, has had perfect evaluations and nominated for Teacher of the Year in 2001. She stated that in 2002 she broke up a fight with two students and was injured and subsequently she fought for teacher safety and, as a result, she was targeted.

Mr. Marko informed that the Board is to review the allegations in the complaint and if the Board believes it is appropriate to impose some discipline, the complaint is accepted and the employee thereafter is entitled to a 120 hearing with an administrative law judge. The attorney explained that the employee is not entitled to challenge the allegations of the complaint.

Dr. Parks stated that the item before the Board is to receive the recommendation and the subsequent action is to give Ms. Hothan the opportunity to appear before an administrative hearing with her attorney. The School Board is not a judge and jury.

Ms. Hothan stated that since the day of the injury in 2002 her career and her credibility as a teacher has been destroyed. She informed that she received two letters stating that she would be paid during the process and would receive benefits. Subsequently, she received a letter indicating that she would no longer be receiving a paycheck or benefits.

Remarking that the item was requested to be pulled for discussion by an audience member, Mrs. Kraft stated, for the record, that the employee is entitled to a 3-minute presentation and then the Board can have a discussion.

In conclusion, Ms. Hothan stated she does not know why she is appearing before the Board. She worked at two of the best schools and, this year she brought forth a recommendation that is currently being implemented. She stated many of her former students keep in written contact with her, some who have become lawyers. Ms. Hothan said the two most wonderful things in her life are her daughter and teaching.

Mrs. Kraft stated that the Board does not have a choice and the process in place has to be followed; receiving the recommendation and the process set up by the state, through the 120 hearing. At that hearing the employee will receive her due process and will be able to present any challenges to the recommendation.

Remarking that this event began in 2001, Mrs. Bartleman inquired about the length of time for the process and what occurs administratively in these type of cases.

Mr. Notter stated there is a national movement now in terms of a timeline and the process taken to document poor instructional performance. He stated this is a similar kind of issue, and there is a state and national debate in terms of the process and the timeliness of that process. Mr. Notter further stated that the Florida Legislature is reviewing to radically modify how teachers are hired which includes the issue of the documentation process, the ability for that person to rehabilitate themselves in the instructional process for children, which can become a longer process if the teacher falls back into a poor instructional process.

Mrs. Bartleman requested that when the legislative bill is presented the Board can offer some balanced suggestions.

**J. FACILITIES AND CONSTRUCTION MANAGEMENT**

J-1. Change Orders (Approved)

Approved change orders as listed for various school projects, and approve an additional appropriation of \$55,338 from the Capital Projects Reserve.

<b><u>Anderson, Boyd H. High</u></b>		Change Order 19	\$2,688
Owner Request	\$2,688		
<b><u>Broward Fire Academy</u></b>		Change Order 01	\$57,955
Consultant Error	\$53,623		
Unforeseen Condition	\$4,332		
<b><u>Douglas, Marjorie Stoneman High</u></b>		Change Order 05	\$6,695
Owner Request	\$6,695		
<b><u>Plantation Park Elementary</u></b>		Change Order 02	\$1,536
Unforeseen Condition	\$1,536		

Financial Impact: Anderson, Boyd H. High – Project No.: P.000326 \$2,688; Broward Fire Academy – Project No.: P000491 \$45,955; Douglas, Marjorie Stoneman High – Project No.: P.001029 \$6,695. An additional financial impact of \$55,338 will come from the Capital Projects Reserve. There is no additional financial impact to the district for the remaining project.

J-2. Extend and Increase Open End Professional Services Agreements – Architectural Miscellaneous, Architectural Plan Review, Master Planning, Roofing Design, Environmental Engineering, Landscape Design Management, Landscape Architectural, Moisture Intrusion Detection, Material Testing, and Geotechnical Testing Services – Various Consultants (Approved)

Approved a one-year extension to the Open End Professional Services Agreements for each consultant listed in Exhibit 1, for the services listed and an increase to the spending authority by a one-time amount of \$300,000 for Nutting Engineers of Florida, Inc., for Material Testing services.

The original contract dates, amounts and periods are included in Exhibit 1. Recommendation is being made for an extended period of one year for each open end consultant listed for various services and an additional one-time amount of \$300,000 for Nutting Engineers of Florida, Inc., for Material Testing Services. It has been determined that this consultant's contract has reached 70% or more of their spending authority limit and satisfactory service is being provided.

The recommendation for the increases in spending authority will be funded from available funds already included in the Capital Budget for the Facilities and Construction Management Division. This item does not require a collaboration form from the Capital Budget Department.

J-3. Authorization to Advertise for Bids – Miscellaneous Asbestos and Mold Abatement – Various Locations – Bid No. 2010-01-FC (Approved)

Approved Authorization to Advertise for Bids for Various Locations, Miscellaneous Asbestos and Mold Abatement, Bid No. 2010-01-FC.

Project Consultant: GLE Associates, Inc.

Scope of Work: Term contract for a three-year period with provision for two one-year renewal periods to provide services for the removal of asbestos, lead and mold at various locations.

The contract amount is \$2,000,000 per contract. Five contracts of \$2,000,000 each are expected to be awarded.

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

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

J-4. Reduction of Retainage – Bergeron Land Development, Inc. – New Bus Facility – Southwest Area Bus Facility, Pembroke Pines – Project No. P.000673 (f.k.a.9335-91-01) (Approved)

Motion was made by Dr. Parks, seconded by Mrs. Hope and carried, to approve the recommendation to reduce retainage now being held on Southwest Area Bus Facility, New Bus Facility, Project No. P.000673 for the Contractor, Bergeron Land Development, Inc., from \$540,174 to \$85,336. Ms. Dinnen 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 \$540,174 to \$85,336. The amount of \$85,336 is being withheld pending final completion of this project.

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

The funds being released totaling \$454,838 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, Appendix E, page 6.

Mr. Tynan inquired whether the whole project needs to come back to the Board for a full accounting.

Mr. Tom Lindner, Acting Deputy Superintendent, Facilities and Construction Management, when the building is finished the retainage will be reduced and it will come back to the Board for approval to close out the project.

Mr. Tynan stated he will meet with Mr. Lindner to further discuss the project.

Responding to Mrs. Hope's inquiry, Mr. Lindner stated that the facility is almost completed and the facility will move buses out west so that staff does not have to drive from the Nova area to the Weston, Pembroke Pines area. He stated this is an example of a project with a payback, because fuel costs will be reduced. Mr. Lindner further stated that a Plant Operations/Maintenance facility is going to be adjacent to the new facility. He informed that staff drives from Dixie and Sheridan out to Weston and Pembroke Pines every morning to work at the schools, and there will be a savings for gas, transportation and time.

Mrs. Bartleman discussed the cancellation of contracts, and the safety issues at Cooper City High School.

Mr. Lindner informed that projects cannot be canceled without Board approval. There are projects that have been removed from the District Educational Facilities Plan and the Cooper City project was a change in scope. Based upon a recent audit, the project was originally \$60 million and it was reduced in scope to \$23 million. He stated the project will be completed, the issues with the rebar will be done.

J-5. 2010 High School Graduation Lease with Nova Southeastern University Arena (SMG) (Approved)

Approved the 2010 High School Graduation Lease with Nova Southeastern University Arena (SMG).

The high schools in Broward County will hold their graduation rehearsals and graduation exercises from June 3, through June 24, 2010. A list of the exact dates and location for each high school is on pages 16 and 17.

It is the policy of this venue, that the licensee executes the agreement first.

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

There is an estimated financial impact to the school district of approximately \$133,301, which will be paid from the Student Activity Department's budget. This amount will cover the cost of leasing the venue, paying for custodial, equipment transport and stagehand services. This item does not require a collaboration form from the Capital Budget Department.

J-6. Contracts for Use of Facilities between Coral Springs Center for the Arts and The School Board of Broward County, Florida, to Hold Spring Concerts by Sawgrass Springs Middle School and Parkside Elementary School (Approved)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to approve the contracts for the use of the facilities between Coral Springs Center for the Arts and The School Board of Broward County, Florida, to hold Spring Concerts by Sawgrass Springs Middle School and Parkside Elementary School. Ms. Dinnen was absent. (8-0 vote)

The School Board will use the Coral Springs Center for the Arts to hold a concert by Sawgrass Middle School on May 19, 2010, and by Parkside Elementary School on April 7, 2010.

The contracts for use of the facilities have been approved as to form and legal content by the School Board Attorney.

The financial impact to the school district is \$1,500 for Sawgrass Springs Middle School, and \$1,500 for Parkside Elementary School. The source of funding is the school budget for Parkside and Sawgrass Springs Band Parent Associations through ticket sales for their concerts.

Mrs. Kraft applauded Sawgrass Springs Middle School and Parkside Elementary School for their efforts in retaining their arts programs in their school and to hold a concert at the Coral Springs City Center. Students have raised the money through their PTA and the agenda item is a contract for use of the City Center.

Mrs. Kraft stated that the model used by these schools should be used for the All County Music Program, as they found a way to fund their concerts without funding by the school district. She urged the Superintendent to allow the All County Music Program next year and that funds be raised as illustrated by these schools.

Board Members concurred that raising funds can help schools maintain their programs, and stressed the importance of arts and music.

Mrs. Gottlieb informed that the All County Music has an elementary performance.

- J-7. Reduction of Retainage – Padula & Wadsworth Construction, Inc. – Kitchen/Cafeteria – Pembroke Pines Elementary School – Project No. P.000227 (f.k.a.1221-23-01) (Approved)

Approved the recommendation to reduce retainage now being held on Pembroke Pines Elementary School, Kitchen/Cafeteria, Project No. P.000227 for the Contractor Padula & Wadsworth Construction, Inc., from \$571,620 to \$143,130.

In accordance with School Board Policy 7005, the Facilities and Construction Management Department is recommending that the retainage be reduced from \$571,620 to \$143,130. The amount of \$143,130 is being withheld pending final completion of the project.

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

The funds being released totaling \$428,490 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 92.

J-8. Pre-Qualification of Contractors – Approval of Application and Issuance of Certificates (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on March 3, 2010, to review Contractor Pre-Qualification Staff Application Review Executive Summaries received for the following contractors and makes the following recommendations to the Superintendent of Schools:

Bay To Bay Balancing, Inc. – Issue Pre-qualification Re-Certification  
Community Asphalt Corp. – Issue Pre-qualification Re-Certification  
Construct Two Construction Managers, Inc. – Issue Recommendation to Not Re-Certify

Daktronics, Inc. – Issue Pre-qualification Re-Certification  
Davco Electrical Contractors Corp. – Issue Pre-qualification Re-Certification

Edwards Electric Corp. – Issue Pre-qualification Re-Certification

Florida Blacktop, Inc. – Issue Pre-qualification Re-Certification

G.T. McDonald Enterprises, Inc. – Issue Pre-qualification Re-Certification

Hewett-Kier Construction, Inc. – Issue Pre-qualification Re-Certification

\* James Hartley Contractor, Inc. – Issue Pre-qualification Certification

\*\* MCO Environmental, Inc. – Issue Pre-qualification Re-Certification

Padula and Wadsworth Construction, Inc. – Issue Pre-qualification Re-Certification

Roth Bros., Inc. – Issue Pre-qualification Re-Certification

Royal Concrete Concepts, Inc. – Issue Pre-qualification Re-Certification

\*\* Tomasiou Enterprises, Inc. – Issue Pre-qualification Re-Certification

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

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

Contractor Pre-Qualification Staff Application Review Executive Summaries are available for review at the Design & Construction Contracts Department.

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

J-9. Second Amended Interlocal Agreement for Public School Facility Planning, Broward County, Florida (Deferred)

Motion was made by Mr. Tynan, seconded by Mrs. Hope, to approve the amendment to the Second Amended Interlocal Agreement for Public School Facility Planning, Broward County, Florida. This motion was superseded by a Motion to Defer (page 48). Ms. Dinnen was absent. (8-0 vote)

The purpose of this Board Item is to request that the School Board amend the Second Amended Interlocal Agreement for Public School Facility Planning, Broward County (ILA) to include the following phrase "...when it reverts to back to 110% permanent FISH capacity for each CSA,...into Line No. 11 of Subsection 8.10(a), on Page 8 of the Second Amended ILA. The basis for the requested action is that during the Board's approval of the Second Amended ILA (Agenda Item No. J-6), on February 2, 2010, staff did not realize that the phrase was left off the final version of the Second Amended ILA that was approved by the Board.

This is no financial impact to the School District. However, the Amended ILA requires the Superintendent to organize and staff the meetings of the Oversight Committee and the Staff Working Group. This item does not require a collaboration form from the Capital Budget Department.

Mrs. Kraft opined that this item should not have been an added item, as added items are only suppose to be for emergency purposes and not at the last minute. This information in this item resulted from a Board meeting on February 2, 2010. Subsequently, several conversations were held with Official School Board Records and staff culminating in a conversation held at a Board Workshop where this issue was discussed. She stated this item should have been brought up a week ago so that Board Members would have had time to review the information.

Mrs. Kraft informed that on February 2, 2010 an amendment was made to the Amended ILA, the language derived from a January 15, 2010 memorandum from Mr. Lindner, and approved by the Board; the amendment verbiage, the second paragraph, to retain what the Oversight Committee had requested. "The committee voted to oppose the suggested changes to the following language, which included, 'to maintain the adopted LOS when it reverts back to 110 percent permanent FISH capacity for each CSA.'"

Temporary basis was also struck out. "Rather, the committee insisted that the language should remain unchanged and read as follows: "To maintain the adopted LOS the School Board may, if necessary, utilize relocatable classrooms (portables) on a temporary basis as an operational solution during the replacement or expansion of district school facilities, or at Exceptional Student Education cluster sites, or in the case of a disaster or emergency.'"

Mrs. Kraft stated she proposed this amendment on February 2, 2010 to ensure that the language that the Oversight Committee had recommended was incorporated into the LOS; the amendment and the agenda item passed unanimously. Subsequently Mrs. Kraft said she was approached by Official School Board Records who was approached by staff who believed that the amendment was in error, that the amendment should have been the language in the first paragraph of the memorandum, which is the language that the Oversight Committee had opposed. Mrs. Kraft indicated to Official School Board Records that the verbiage in the amendment reflected the verbiage from the second paragraph of the memorandum. Subsequently Mr. Coates called Mrs. Kraft who indicated the amendment language was incorrect, and Mrs. Kraft reiterated that the amendment language was correct and she was following the language in the memorandum. Subsequently, Mrs. Kraft had a conversation with Mr. Lindner and he requested that the conversation at the Board meeting be reviewed to get a clarification of the language. Mr. Coates indicated that everything was resolved.

Mrs. Kraft indicated that approximately a week later an added item was submitted to indicate that during Board approval staff did not realize that the phrase was left off the final version. She indicated this is incorrect, as staff knew that the language in the amendment was verbatim from the memorandum. Mrs. Kraft opined that staff did not agree with the amendment language that was approved, then took the language that they wanted to the cities because it was subsequently approved by the cities of Parkland, Cooper City, Town of Pembroke Park, and Broward County Commission after approval of the amended agenda item on February 2, 2010.

Mrs. Kraft voiced her objection to the added agenda item and urged the Board to keep in the amendment that was approved on February 2, 2010. She requested a deferral of the item to get clarification from the Oversight Committee who has not been notified of the added item. She noted that she spoke with Mrs. Latha Krishnaiyer, PTA, prior to the February 2, 2010 meeting who confirmed that the language in the memorandum did accurately reflect the Oversight Committee's recommendations.

Mr. Notter stated he felt the added item reflected an emergency based on the fact that the next Board meeting is on April 20, 2010. If there were changes, there would be a problem with not having an ILA change. He stated that whether or not ultimately the ILA passes or fails is not an issue, as the district must work with the municipalities. He stated he would support Mrs. Kraft's recommended action and asked the Board to consider a modification, and recommended holding a Special School Board Meeting on March 23, 2010 specifically for this agenda item. This would provide the Superintendent an opportunity to talk with some of the Oversight Committee members who could provide some clarity on the language.

Mr. Marko advised that the item could be deferred to the March 23, 2010 meeting, and advertised with a time certain to 9:30 a.m.

Noting no objection, Mrs. Gottlieb stated the meeting could be held prior to the Board Workshop.

Responding to Mrs. Hope's inquiry, Mr. Lindner stated the memorandum was in error and the actual language presented to the cities is correct. He agreed that the Oversight Committee Members should be contacted to ascertain the correct record.

Mr. Alan Gabriel, Esq., stated that he prepared the original ILA document that the Board originally had which was accurate and correct. The memorandum in question provided a mis-guidance, giving the Board the belief that something was missing or lacking which was not the intent or the expectation.

Mr. Tynan stated it is an important topic that needs to be handled accurately and concurred that the Board should take the extra week to get it done right

Mrs. Kraft stated that as of a week ago staff knew there was a conflict on this issue and it could have been brought to the Board's attention. She voiced concern over the procedural process, making a amendment based on a memorandum, in good faith believing that Mr. Lindner's memorandum accurately reflected what happened at the Oversight Committee. Mrs. Kraft further stated that Mr. Lindner and staff stood by the memorandum as accurate. She said the Board took a vote and inserted the language in the ILA and staff went to the municipalities and got other language approved. She stated that time to resolve the mistake was at the February 2, 2010 or February 17, 2010 Board meetings, prior to going to the cities and the county. Mrs. Kraft requested that the Superintendent address how staff can go to the municipalities and obtain approval on language that was contrary to what the Board voted on at a meeting.

Mrs. Kraft concurred with the deferral to March 23, 2010 and have members of the Oversight Committee present, if possible, or provide information in writing for clarification.

Following discussion on the confusion of the language, Mr. Notter stated that the March 23, 2010 meeting will be advertised, beginning at 9:30 a.m., to confirm the issue of the intent of the Oversight Committee and review the language to see if it is redundant.

Motion to Defer (Carried)

Motion was made by Mr. Williams, seconded by Mr. Tynan and carried, to defer the agenda item to March 23, 2010, 9:30 a.m., Special School Board Meeting, prior to the beginning of the Board Workshop. Ms. Dinnen was absent. (8-0 vote)

**K. OFFICE OF CHIEF FINANCIAL OFFICER**

K-1. Revision to General Fund Amendment (Approved)

Approved the General Fund Amendment I-5 for Fiscal Year 2009-10.

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 1/31/10.

Financial Impact: Recognize changes in Revenues and Appropriations through 1/31/10.

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

Approved the Special Revenue (Other) Amendment IV-5B for Fiscal Year 2009-10.

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 1/31/10.

Financial Impact: Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 1/31/10.

K-3. Revision to Capital Projects Funds Budget Amendments (Approved)

Approved the Capital Projects Funds Amendments for Fiscal Year 2009-2010. These amendments are as of January, 2010.

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

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

The financial impact of this agenda item is adjusting Revenue and Appropriation as indicated on schedules A and B for Capital Budget activities as of January, 2010.

K-4. Interim Financial Statements for the Period Ended December 31, 2009  
(Approved)

Motion was made by Mrs. Bartleman, seconded by Dr. Parks and carried, to approve the Interim Financial Statement for the period ended December 31, 2009. Ms. Dinnen was absent. (8-0 vote)

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

There is no financial impact to the district.

Mr. Tynan stated one of the most important things to do is to look at the district's finances. He voiced concern that the available financial information is not as current as it should be, just now receiving the ending financials of December 2009. Mr. Tynan requested that financial information be presented more often and that the information be fresher.

Mr. Leong responded that state law requires the Superintendent's Annual Report and Financial Statements. The Comprehensive Annual Financial Report (CAFR) is not required by the state but the district participates in order to get an excellent financial award. This must be audited by the auditor which is not completed until the end of November or December time frame. Mr. Leong stated the most expeditious way to submit this report is in January. The Interim Financial Statements item has a lag time of two weeks to compile the financial statements in January, adhering to general accounting principles and it is not audited.

Remarking that the Board is provided a one-page synopsis, Mr. Tynan stated if further information is needed regarding where things are doing poorly or where things are doing well, whether that information is provided to the Board.

Mr. Leong responded that the accounting system is structured to roll out the individual departments and schools financial statements. He stated that he and staff would be happy to assist Mr. Tynan, or any Board Member, upon request to look at individual schools' and departments' financial statements.

Mrs. Bartleman thanked Mr. Leong, Mr. Oleg Gorokhovskiy, Director, Accounting and Financial Reporting and Mrs. Jane Turner, Director, Budget, for meeting with her on a regular basis to discuss the K-agenda items. She stated the district's reserves are 3.3 percent and if they go lower they must be reported to the Commission of Education.

Mr. Leong stated that this is being monitored on a weekly basis with staff, in terms of expenditures to make sure the reserves do not go below the threshold. He stated every effort is being made to prevent the reserves dipping below 3.0 percent between now and June 30.

## **OPEN ITEMS**

### **AA. RESOLUTIONS**

### **BB. BOARD MEMBERS**

### **CC. BOARD POLICIES**

#### **CC-1. Policy 6000.1: Student Progression Plan (Adopted)**

Motion was made by Mr. Williams, seconded by Ms. Murray and carried, to adopt revisions to Policy 6000.1: Student Progression Plan, at this final reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

At the School Board Workshop on September 8, 2009, information on two areas of legislated change were shared for policy revision:

- The waiver requirements for elementary physical education
- Providing open access to Florida Virtual School at all levels

A memo, dated November 12, 2009, alerted Board Members to these changes coming forward. Based on direction given at the February 9th Board Workshop on Policy 6000.1, non-state mandated changes will be brought forward on April 20, 2010. This will not include policy changes on exam exemptions as staff was asked to work on those further.

There is no financial impact to the district.

Mrs. Kraft stated that the two changes were statutory and they are not the changes that the Board discussed at its workshop. Noting that the state is now requiring elementary physical education, Mrs. Kraft stated that the district needs to review their budget before “cutting out” elementary physical education teachers.

Mrs. Bartleman requested the results of the 1<sup>st</sup> and 2<sup>nd</sup> grades end-of-year results when they come in, and the cost. She stated the Board decided to eliminate the SAT test because of funding constraints. She inquired whether this test matches the Next Generation Standards curriculum. She inquired, if the teachers have not started teaching the Next Generation Standards curriculum this year, how will the data be used to set a criterion for retention.

Responding to the concerns of the Student Advisor, Mrs. Bartleman stated that the Pupil Progression Plan is referred to on page 11, under H. Third Grade Mandatory Retention, and page 7, indicating that the new test is being used.

Itai stated if the new chart is being adopted for a grade level, this does not need to be discussed at this time. The meeting with Dr. Smiley will be held next week and the vote should be waived; no students were involved in the decision-making on the chart. Itai further stated there have been problems at his school, Marjory Stoneman Douglas High School, students being locked into classes they do not want to take or do not need to take.

Mrs. Kelly responded that the concerns of the student advisor is not included in the policy. The concerns of the student advisor involves the Master Scheduling Initiative, which is not part of this policy reading.

Mrs. Bartleman further requested doing a field test next year because teachers will be teaching this curriculum for the first time and the proficiency level will not be determined because it is a new curriculum and a new test.

CC-2. Amendments to Policy 1403: School Accountability and Improvement  
(Adopted)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to adopt revisions to Policy 1403: School Accountability and Improvement. This is the final reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

Policy 1403: School Accountability and Improvement was last amended in March, 2008. A revised Policy 1403 is being brought forward in order to align the policy to changes in State Statute regarding Differentiated Accountability and in response to revisions requested by Board members during Board Workshops on 9/22/09 and 10/27/09 and the Regular School Board Meetings on 12/15/09 and 1/12/10. These revisions are defined on the Summary of Recommended Changes matrix in Exhibit (1).

Guidelines for implementation of Policy 1403 have been developed and will be posted with the final policy on the District policies website.

There is no financial impact to the district.

No discussion was held on this item.

CC-3. Revisions to Policy 5.9: Anti-Bullying (Approved)

Motion was made by Mr. Tynan, seconded by Mr. Williams and carried, to approve revisions to Policy 5.9: Anti-Bullying at this first reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The School Board of Broward County, Florida, approved the Anti-Bullying Policy on July 22, 2008. An update was provided at a School Board workshop on January 19, 2010. Based on the direction from the Board at that time, the revisions provided here were made.

These revisions are intended to clarify definitions and policy requirements.

There is no financial impact to the district.

No discussion was held on this item.

Following the vote on Agenda Item CC-4, Mrs. Bartleman requested that the schools set up the websites regarding parents being able to go online and report bullying, and make sure there is a mechanism within the website to ensure that the administrator receives the information.

CC-4. Proposed Revised Job Description and Minimum Qualifications for the Supervisor, Transportation Operations Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mr. Tynan and carried, to adopt the proposed revised job description and minimum qualifications for the Supervisor, Transportation Operations position in the Operations division, Transportations Services department, for The School Board of Broward County, Florida. This is the final reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

This job description was originally approved at first reading November 12, 2008. The revisions to this job description are of a substantial nature which requires School Board approval and adoption. Due to issues related to contract bargaining, the second reading to adopt the proposal was delayed. A grievance has since been filed by the BTU-TSP bargaining unit, on behalf of the employee performing the responsibilities documented in the job description, to finalize the School Board's adoption of the job description and appropriately compensate the employee. See the Grievance Settlement Letter and Executive Summary.

The total financial impact to the district for 2009-2010 is \$3,870. The source of funding is the department budget.

No discussion was held on this item.

(See comments by Mrs. Kraft under Agenda Item CC-5).

CC-5. Proposed New Job Description and Minimum Qualifications for the County Athletic Director Positions for The School Board of Broward County, Florida (Adopted)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to adopt the proposed new job description and minimum qualifications for the County Athletic Director positions for The School Board of Broward County, Florida. This is the final reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The job description for County Athletic Director has been created to complete a job study of TSA positions and formally establish this as a permanent, full-time position which ensures that interscholastic athletic activities are operated in accordance with School Board, promote excellence and fair play, in a safe environment. See Executive Summary.

There is no additional financial impact to the district budget.

Remarking that her comments apply to all job descriptions, Mrs. Kraft stated that clarification is being made to all job descriptions and the district is not adding any new positions.

Concurring, Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support Services, stated that the job descriptions were formerly TSA positions; instead of being called temporary, the job descriptions establish a permanent, full-time position. No new positions.

Mrs. Kraft inquired whether there is a need to advertise to fill the positions since the positions are currently filled.

Mr. Marko responded that if a new position is created per policy the item is a new position. If someone has been performing that function without a position, there is a need to advertise because the position did not exist, it was an assigned position of fulfilling an obligation. The attorney stated he has not discussed this issue with staff or the Superintendent.

Mrs. Kraft requested that Mr. Notter, Mr. Marko and Dr. Harrison meet to discuss this issue and ensure it is being done correctly. She stated this procedure has been done with a lot of TSA positions lately and the intent of the Board was to formalize the positions that they had, keep the individuals in those positions but actually create a job description in an effort to move away from TSAs.

CC-6. Proposed New Job Description and Minimum Qualifications for the Student Activities Liaison Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to adopt the proposed new job description and minimum qualifications for the Student Activities Liaison position for The School Board of Broward County, Florida. This is the final reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The job description for Student Activities Liaison has been created to complete a job study of TSA positions and to formally establish this as a permanent, full-time position which oversees, coordinates and provides guidance to student activities across the district. See Executive Summary.

There is no additional financial impact to the district budget.

No discussion was held on this item.

(See comments by Mrs. Kraft under Agenda Item CC-5).

CC-7. Revision of Purchasing Policy 3320 as Amended (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Bartleman and carried, to approve Revision of Purchasing Policy 3320, at the first reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The following recommended changes are requested to more closely align The School Board of Broward County, Florida (SBBC) Purchasing Policies, with the Florida Administrative Code 6A-1.012(F.A.C.).

The changes to the Florida Administrative Code were revised in 2009, based on a proposal submitted for consideration by SBBC's legal department with assistance from the Director of Supply Management & Logistics. The revision provides corrections to issues experienced as a result of a bid specification protest in 2006. The revised policy provides clarification by adopting definitions and more clearly defines various procurement options. The previous rule did not take into account some of the modern best practices in use to achieve maximum value in public procurement. The rule changes allow for awarding to multiple suppliers on bids as primary and alternate awardees, allowing for multiple awardees for RFPs, increases the competitive solicitation threshold from \$25,000 to \$50,000, grants authority to use contracts issued by governmental agencies such as cities, counties, and school boards from any state, and federal agencies, and more clearly defines commodities and services that are exempt from competitive purchases.

(See e-Agenda for continuation of Summary Explanation and Background.)

There is no financial impact to the district.

Mrs. Kraft requested that staff direct the Board to the paragraph that was changed in the policy pursuant to a Board Workshop. She stated the Board wanted to have a distinction between those items that were pro forma and those purchasing items where there is actually a selection process. The Board wanted to retain the ability to have a say and a vote on a purchase that was being done by competitive solicitation as opposed to a low bid.

Mr. Jeff Moquin, Executive Director, Support Operations, stated a recommendation was made to raise the post-approval bid threshold from \$500,000 to \$1 million.

Remarking there some Board Members had concern over this, Mr. Moquin stated that subsequently the section in the policy has been revised to indicate that a pure bid, where the determination is solely based on costs, the post-approval is raised to \$1 million. All other solicitations that require a qualitative analysis, such as RFPs, the post-approval threshold has been retained at \$500,000. The changes are reflected on page 8, Section T. Mr. Moquin reiterated that the only change for the existing policy would be for bids where the determination is based on price.

Mrs. Kraft, who discussed the competitive solicitations, Sections G and H, inquired whether there was a need to place the threshold in these sections.

Concurring, Mr. Moquin responded that Section D deals with the threshold of \$50,000 where you go out for competitive solicitations and it would not be appropriate to include it in this section. He stated the net effect is no change from existing practice other than for hard bids.

- CC-8. Proposed New Job Description and Minimum Qualifications for the On-Line Course Designer Positions for The School Board of Broward County, Florida (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to approve the proposed new job description and minimum qualifications for the On-Line Course Designer positions for The School Board of Broward County, Florida. This is the first reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The job description for On-Line Course Designer has been created to complete a job study of TSA positions and to formally establish this as a permanent, full-time position which designs staff development material which is delivered online through Broward Virtual University. See Executive Summary.

There is no additional financial impact to the district budget.

Mrs. Kraft stated that the comments she made previously on job descriptions (see Agenda Item CC-5) would also apply to agenda items CC-8 and CC-9.

CC-9. Proposed New Job Description and Minimum Qualifications for the Instructional Facilitator – Innovative Programs Position for The School Board of Broward County, Florida (Approved)

Motion was made by Mrs. Bartleman, seconded by Mr. Tynan and carried, to approve the proposed new job description and minimum qualifications for the Instructional Facilitator – Innovative Programs position for The School Board of Broward County, Florida. This is the first reading. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The job description for Instructional Facilitator – Innovative Programs has been created to complete a job study of TSA positions and to formally establish this as a permanent, full-time position which serves as the curriculum and program facilitator for all magnet and innovative programs. See Executive Summary.

There is no additional financial impact to the district budget.

Mrs. Kraft requested that the comments she made previously on job descriptions (see Agenda Item CC-5) would also apply to agenda items CC-8 and CC-9.

No additional discussion was made on this item.

**DD. OFFICE OF THE CHIEF AUDITOR**

**EE. CHIEF OPERATIONS OFFICER**

EE-1. Additional Recommendations on Existing Contracts \$500,000 or Greater (Approved)

Motion was made by Mr. Tynan, seconded by Ms. Murray and carried, to approve additional expenditure(s). Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

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

1. 29-129N – Paper and Plastic Items for Cafeterias

It is recommended that the School Board authorize an additional expenditure of \$600,000 to the subject contract. The amount of the recommended spending authority is available from funds already included in the District budget. This recommendation will allow the Food and Nutrition Services Department to continue purchasing paper and plastic items for cafeterias as required through June 30, 2010 and will provide for an approximate total expenditure of \$1,000,000 for the contract period.

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

No discussion was held on this item.

**FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT**

**GG. HUMAN RESOURCES**

**HH. ATTORNEY**

**II. OFFICE OF THE SUPERINTENDENT**

II-1. School Resource Officer (SRO) Program Agreements – (2009-2010)  
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to approve the SRO Agreements with the Broward Sheriff's Office for Deputies to serve as School Resource Officers as listed in the Executive Summary. Ms. Dinnen was absent. Dr. Parks had not yet assumed his seat on the dais. (7-0 vote)

The Agreements provide for Deputies to serve as School Resource Officers in fourteen (14) elementary, twelve (12) middle, eight (8) high schools and three (3) centers that are operated by the School Board and located in the designated municipal police jurisdictions. The School Resource Officer Program is one of the most effective, proactive safety and security programs in our schools. This cooperative partnership was initiated by the Broward Sheriff's Office dating back to the 1985-86 school year. Now, in its twenty-fourth year, the SROs concentrate on preventative initiatives such as anti-drug and alcohol programs, conflict mediation and anti-violence, crime initiatives and Stranger Danger. In addition, these Deputies provide a positive presence and serve as role models for students of all ages, as well as liaisons between schools and law enforcement.

The three (3) remaining SRO Agreements will be submitted to the Board upon receipt from the municipalities. These Agreements have been approved as to form and legal content by the School Board Attorney.

The financial impact of the SRO Program is \$ 1,077,662. The source of funds is the school and center budgets for the 2009-2010 school year.

Mrs. Bartleman thanked Mr. Craig Kowalski, Professional Standards and Special Investigative Unit, for doing an excellent job as Acting Executive Director.

On behalf of the School Board, Mrs. Gottlieb extended thanks and appreciation to Mr. Kowalski.

**JJ. FACILITIES AND CONSTRUCTION MANAGEMENT**

**KK. OFFICE OF CHIEF FINANCIAL OFFICER**

**Adjournment** This meeting was adjourned at 3:32 p.m.

RT