

Approved in Open Board Meeting, June 7, 2011

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

May 3, 2011
Tuesday, 9:45 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 9:54 a.m., Tuesday, May 3, 2011, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, Robin Bartleman, Maureen S. Dinnen, Patricia Good, Jennifer Leonard Gottlieb, Laurie Rich Levinson, Nora Rupert, David Thomas; Superintendent James F. Notter, and Marilyn Batista-McNamara, Esq.

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

Minutes for Approval Motion was made by Mrs. Bartleman, seconded by Mr. Thomas and carried, to approve the official minutes for the following Board Meetings, as amended: (9-0 vote)

March 30, 2011 – Special – Response to 2011 Statewide Grand Jury Report

March 31, 2011 – Special – General Counsel Semi-Finalist Interviews

April 19, 2011 – Special – Student Expulsions

Referring to the March 30, 2011 Special Meeting, Grand Jury Report, Mrs. Bartleman requested an amendment by adding additional verbiage to page 12, first paragraph:

“Mrs. Bartleman stated that the Grand Jury recommended ending the influence of the Board over the Building Department by turning over inspections to local building departments. She stated that the Board has to acknowledge their recommendation to end the influence of the Board over this department in the Grand Jury Response. The Board must find a solution, look at processes and show independence from the building department. Mrs. Bartleman stated she could not vote for the amendment unless this issue is addressed. She suggested putting policies in place that separate us (the Board) from any of the processes.”

A vote was taken on the amendment, followed by a vote on the minutes as amended.

Added Mr. Notter informed that Agenda Item B-1 is withdrawn and item B-2 has been added to the agenda.

Close Agenda Upon motion by Mrs. Rupert, seconded by Ms. Murray and carried, the Agenda was approved and declared closed. (9-0 vote)

May 3, 2011

Minutes of Regular Meeting
Page 1 of 44

SPECIAL PRESENTATIONS

Student Advisor and Alternate Student Advisor

Mr. Williams and Ms. Murray presented outgoing Student Advisor Maria Rincon and Alternate Student Advisor Graham Rabinowitsch with plaques in appreciation for their service to the students of Broward County during the 2010-11 school year. The Board extended appreciation for the feedback and suggestions from the student body on the many issues facing the School Board.

Maria and Graham thanked the Board for the opportunity and privilege to have students participate in the school system. Maria will be attending Harvard University and Graham will be attending George Washington University in the fall.

Maria and Graham met with individual Board Members.

Silver Trail Middle School

Mrs. Good recognized the girls at Silver Trail Middle School, via teleconferencing, for having accomplished a feat that may have never been done in Broward County. The girls athletic teams won three county championships in the same year.

The Mustangs Soccer team's record was 7-1, led by Coaches Bryan Lucena, Bernie Kraemer, John Galvez, and Carlos Gutierrez. The 18 girls combined for a final score of 3-0 at the county championships.

The girls' Flag Football team's record was 8-2, led by Coaches Ms. Olivia Davis, Fred Davis, and Cliff Mayers.

The girls' Basketball team achieved a 12-0 record, their second back-to-back county championship, winning 24 straight games. Coaches were Ms. Olivia Davis, Sabrina Turner, Karen Green, and Clifton Mayers.

On behalf of the School Board, Mrs. Good congratulated the girls on their championships and their dedicated staff for their commitment to prepare these athletes to compete at such a high level.

Principal Stephen Frazier and the coaches thanked the School Board for their recognition.

REPORTS

ESE Advisory Council – Robert Mayersohn

Mr. Mayersohn reported that at the ESE meeting on April 25, 2011, the main focus was to generate recommendations to provide district staff guidance on how to proceed with Parent Education trainings. These recommendations stemmed from a selection of topics, presenters, locations and times, as well as frequency. Discussion was held on what topics should be included at the workshops, such as addressing the needs of parents with children at center schools, topics related to Spina Bifida and Hydrocephalus, and incorporating the use of webinars, DVDs, and web stream presentations (to be archived).

The consensus of the group was to recommend that the district provide ESE Advisory with a proposed plan for Parent Education for the 2011-2012 school year. Advisory recommends that the district consider and evaluate the data from surveys, and frequently attended workshops, as well as respect the need for the diverse population. The district should also consider developing strategic partnerships and collaborating with other agencies that provide training. This strategy might mitigate cost, as well as duplication of services.

Mr. Mayersohn further reported that Advisory was updated on two of the motions brought forward to the Board. Regarding the first motion on Restraint and Seclusion, Mr. Mayersohn met with Mr. Steve Moyer and district staff. School Board Attorney Barbara Myrick agreed to reach out to other school districts to see how they structured their policy on this issue. There is also pending legislation.

The second motion dealt with ESE's recommendation to create an ESE specific tab on each school's website dashboard. Mr. Mayersohn shared with the membership his conversation with Debbie Popkin, Website Solutions. Ms. Popkin suggested the placement of an ESE specific tab, with placement on the left-side bar.

Other highlights of the ESE meeting included a discussion regarding Policy 6000.1. The group was informed that Special Diploma Option 1 would be aligned with the Regular High School Diploma requirements, including obtaining a minimum GPA of 2.0 for graduation. It was suggested that a waiver be developed with guidelines whereby the IEP team could request that the 2.0 GPA graduation requirements and course credit be waived.

ESE announced its slate of officers for the 2011-12 school year. Nominations will be taken from the floor at the May 16, 2011 ESE meetings, followed by election of new officers.

Mr. Mayersohn reminded the Board that the National Education Association recognizes this week as Teacher Appreciation Week and today as Teacher Appreciation Day.

A comprehensive written report was submitted to the Board.

Approved in Open Board Meeting, June 7, 2011

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

Board Members were invited to the District Elementary Academic Showcase that is co-sponsored by the Broward chapter of Future Educators, which began May 2, 2011, at the Coral Ridge Mall and runs through Friday, May 6, 2011. On May 20, 2011, the BCASC Convention will take place at Pompano Beach High School. Board Members are invited to speak to over 500 delegates from throughout the county.

Maria reported that the Ethics Forum Committee for the 2011-2012 school year will hold their first forum in two weeks. The Scholar Athletes Banquet was held for the past two weeks; over 225 students were recognized this year for receiving over \$75,000 in scholarships. The Stars on Parade provided over \$57,000 in scholarships.

Employee Unions – Patrick Santeramo

Mr. Santeramo informed that the employees for the City of Pembroke Pines settled their contract with a salary increase in addition to some money at the top of the salary schedule, despite these difficult economic times.

Noting that the district has just declared impasse on the teacher contract, Mr. Santeramo stated that Technical Support and Educational Support continue to meet on a daily basis trying to resolve their contracts. He stated it is still possible for both sides to come together and settle the contract; the cone of silence does not take effect until after the magistrate has rendered a decision. Mr. Santeramo encouraged the Board to look at other ways in which to proceed to enter into negotiations and attend mediation. He requested a marathon bargaining session, asking the Board to authorize the bargaining team to make that determination. Mr. Santeramo urged the Board to do what is right for employees.

Supplier Diversity & Outreach Program Advisory Committee – Dodie Keith-Lazowick

Ms. Keith Lazowick reported that the Board appointed two additional committee members and welcomed additional appointments or individuals to join a full committee. Changes for the Purchasing Policy 3320 include expediting the procurement and purchasing processes, a positive change to help move projects forward in an expeditious process. Also, the policy changed some of the value amounts on how minority and women businesses are included, which strengthens the ability for minority and women businesses to be able to participate in the programs. Concerns on the policy dealt with regulation, compliance, checks and balance, and to ensure that M/WBEs are included in the expedited process.

Ms. Keith Lazowick stated that the chartered position eliminations have identified the head of the Supplier Diversity and Coordinator as eliminated positions and there is no indication how those duties would be covered. There was concern over why these positions are being eliminated when Supplier Diversity has been successful during these economic times.

Approved in Open Board Meeting, June 7, 2011

On behalf of the committee, a request was made that other reductions be made within the department without the elimination of the coordinator position.

Gratitude was expressed to the Board Members for all they do during these challenging times.

Police Benevolent Association Union – Kathleen Anderson

Ms. Anderson reported that contract negotiations have begun for this current school year. Members have shown good faith on concessions the district has had to make in the past to meet budgetary shortfalls. Members of the Special Investigative Unit continue to complete all tasks bestowed upon the unit; there is passion and strength in providing the best police service to the school system. Without safety and security a quality education would not be possible.

District Advisory Council – Jeanne Jusevic

Ms. Jusevic reported that DAC will meet on May 11, 2011, for the final time during this school year. A legislative wrap-up and DAC's annual election will be held. The slate of officers for the 2011-2012 school year will include Chairperson Jody Klein; Vice-Chair Ron Bell; Communication Chair Jim Canfield; Recording Secretary Maria Trotto-Mark; Corresponding Secretary, Robert Mayersohn.

DAC has serious concerns over this year's budget process. DAC calls on schools to separate the School Advisory Forum from School Advisory Council and use the SAF meetings as a way to bring parents and community members together to discuss the budget, what cuts will be made, and what programs will be preserved in the community. Ms. Jusevic stated that using the SAFs is a natural fit and schools should use them as they were intended.

Ms. Jusevic stated that a motion was presented that failed regarding the online payment system for parents to pay and monitor lunch accounts. Remarking that less than one-third of schools currently use this online payment system, Ms. Jusevic stated that DAC has been asking for five years about the deadline for all schools participating in the online payments for school lunches.

DAC requested sensitivity in light of current events for Muslim students during this time of heightened emotions.

Ms. Jusevic echoed the School Board Members' concerns that the budget cuts will have on services provided by the Central Administrative offices, Area offices, and schools. DAC is asking for School Board leadership to get through the budget crisis.

Mrs. Rich Levinson requested the Superintendent to review the online access to school lunch payments.

BOARD MEMBERS

Mrs. Bartleman reported that she and Mr. Frank Mandley met with Congressman Ted Deutsch at a town hall meeting to discuss the issues with No Child Left Behind, now known as the Elementary and Secondary Education Act. She stated that the district has a problem with over-enrolled and under-enrolled schools. NCLB impacts this because if a school does not meet Adequate Yearly Progress two years in a row, the students enrolled in that school will have the choice to attend another school in the district that meets the criteria. This impacts boundaries because once students are re-bounded into a NCLB "Choice" school, they are afforded the opportunity of school choice even though they never attended the school.

Mrs. Bartleman informed her colleagues that she attended the Pre-K sensory room at Maplewood Elementary School. This portable is for students with disabilities, autism, and provides sensory stimulation.

Mrs. Bartleman thanked Dr. Joel Herbst, South Area Superintendent, and staff, for attending the Hallandale High community meeting, which was organized by Ms. Murray.

Mrs. Bartleman congratulated Mr. Gary Grigull, Exceptional Student Education, for being honored with a Community Service Award for Outstanding Educator by the Center for Autism and Related Disabilities. Mrs. Bartleman stated that Gary is an expert in his field and people look to him for advice. She noted that Gary is not in the classroom but he directly impacts the classroom that helps to ensure the success of the students.

Mrs. Bartleman announced that Coral Cove Elementary was the top fundraising school in the Tri-County area for the Dan Marino Foundation Autism Walk which raised over \$13,000. Broward Schools was recognized as raising the most funds, over \$70,000 for the autism walks.

Mrs. Bartleman noted that this week is Teacher Appreciation Week and thanked teachers for all they do, including her daughters' teachers.

Mrs. Bartleman announced that the Breath of Life event was held at Atlantic West Elementary in Margate. Students created magnets that have a poem on them related to rescuing pets from fires, which will be sold to raise money to buy pet oxygen masks for rescue vehicles. Gratitude was extended to teachers Joanne Simone and Mindy Agress for organizing this event.

Ms. Murray attended the Scholar Athlete Banquet on April 25, 2011, for the Southern Division of the Broward County Athletic Association. Congratulations was extended to all the students who were selected as a 2010-2011 Scholar Athlete. Ms. Murray stated that it takes special dedication and perseverance to get through such a demanding course of study and participate in extracurricular activities.

Approved in Open Board Meeting, June 7, 2011

Ms. Murray informed her colleagues about the Miami Herald article on School Duel, an academic quiz show for high school students created by BECON. The show debuted February 28, 2011, and features 16 high school teams from Broward, Palm Beach and Miami-Dade counties. The four-person teams compete in a single elimination tournament that will end in a championship game on June 6, 2011.

The competition tests students' knowledge of topics ranging from politics to science to music. Teams gather on production days, when several matches are played and recorded, one after the other, similar to Jeopardy. Each member of the final winning team will receive a \$1,000 scholarship from Chick-Fil-A, two round-trip tickets from Spirit Airlines, and other prizes. The winning school also will receive a trophy. The series can be seen on Comcast Channel 19 or DirectTV, DISH and AT&T U-Verse Channel 63 at 7:00 p.m. on Mondays. Repeat episodes can be seen several times during the week at www.becon.tv. Ms. Murray noted that out of the 16 participating schools and the 9 schools representing Broward, two schools are from District 1, College Academy and Nova High.

Ms. Murray presented a slide presentation of her attendance at the Broward League of Cities Scholarship Award dinner on April 21, 2011, where four of the district's high school students were awarded scholarships. The scholarships are offered to Broward County high school seniors who are residents of Broward County and attending any Broward County school or charter school. The scholarships will provide valuable financial support to students who plan to attend a college or university and pursue a major in public administration, political science or other government-related field. The scholarships are made possible thanks to the generous personal contributions of elected officials and several League of Cities Associate Members. Congratulations was extended to Carolina Echeverri, Danielle Lehrer, Courtney Librizzi, and Graham Rabinowitsch on being selected as recipients of this prestigious award.

Ms. Murray informed her colleagues that the Cleveland Browns selected Jabaal Sheard, Hollywood Hills High School student who graduated in 2006, in the second round of the 2011 NFL draft this past weekend. Jabaal played his college football career at the University of Pittsburgh, and this year he was selected the Big East Defensive Player of the Year. He will graduate from the University of Pittsburgh with a degree in Administration of Justice. Congratulations and best wishes were extended to Jabaal on his continued success.

Ms. Murray congratulated the 4th grade students of Orangebrook Elementary who participated in the district math competition. They placed fourth in the individual competition and placed second in the team competition that also included several private schools. The students were Michael German, Jamze Sabdul, Luke Samuel, and Armando Miller. They will be recognized at a ceremony at Plantation High School this month. Gratitude was extended to their 4th grade teacher, Mrs. Monika Moorman who coached, coordinated and prepared the students for the competition.

Approved in Open Board Meeting, June 7, 2011

Ms. Murray announced that the graduating class of 171 students at the College Academy at Broward College have scholarships offered of over \$9.6 million and 100% of the senior class is eligible for the Florida Academic or Florida Medallion Bright Futures scholarship. Eight College Academy students who are political science or international relations majors are participating in TEENTALK with former Senator and former Governor Bob Graham and commentator Stephen Goldstein on May 6, 2011.

Congratulations was extended to Mr. Jeffrey Guild, a College Academy adjunct math professor, for being selected as the 2011 SunTrust Bank Endowed Teaching Chair.

Congratulations was extended to the following students who received full-tuition and full-ride scholarships: Luis Villa will be attending Rice University in Houston, Texas, and he is a recipient of the Questbridge Scholar Award; Noah Shaikh will be attending the University of Miami, and he is a recipient of the Gates Millennium Scholar Award and will be attending the University of Miami; Nehemie Cesar, Taniqua Gillyard, Shanakay Linton and Dillon Richards are all recipients of the University of Florida Opportunity Scholarship.

In addition, Nehemie Cesar also is the winner of the Florida Retired Educators Scholarship. She won both local and state level awards. Ben Carberry and Mishael Cetoute will also be attending the University of Miami. Both are recipients of the Ronald Hammond Scholarship and will receive full tuition. Congratulations was extended to the students for all their accomplishments and best wishes were extended for their continued success at the university level.

Mrs. Good attended a town hall meeting with Congresswoman Debbie Wasserman Schultz in Pembroke Pines. Several issues were discussed along with education issues.

Mrs. Good attended the Cooper City Elementary PTO. Gratitude was extended to district staff, teachers, and parents for contributing to this well-attended event. Gratitude was also extended to Commissioner Lisa Mallozzi, who is a parent and very active in the PTO.

Mrs. Good met with Principal Carlton Campbell and Pembroke Pines City Commissioner Jack McCluskey at Pines Middle School due to concerns by residents. Gratitude was extended to district staff for addressing some of the issues at the school and to Commissioner McCluskey for looking into the issues regarding traffic and police surveillance within the area.

Mrs. Good attended the League of Cities Scholarship Awards Dinner. Special congratulations was extended to Graham Rabinowitsch, one of the scholarship recipients, as well as Cooper City student Carolina Echeverri.

Approved in Open Board Meeting, June 7, 2011

Mrs. Good congratulated the Scholar Athlete Award winners, especially Chalir Segarra, Cooper City High, who was named Athlete of the Year, and Leandria Ates, Everglades High, who was the recipient of the Courage and Inspiration Award and Special Award Scholarship.

Mrs. Good also attended the Miramar High School Band Program – A Night at the Movies – a spectacular program which highlighted movies, along with Miramar Band Director Alvin Davis, who is the 2012 Broward County Teacher of the Year. Gratitude was extended to everyone for a memorable evening.

Mrs. Good attended the Take Stock in Children Graduation and Signing Ceremony. She noted that Student Advisor Maria Rincon was one of the recipients for the 2011 Take Stock in Children Leaders Life Fellowship Scholarship, valued at over \$40,000.

Other events and discussions within District 2 included the Broward County Land Use/Trafficways Committee, the Broward County Planning Council Meeting, Pembroke Pines Relay for Life at Walter C. Young, and participation in Cooper City's Founders Day Parade.

Congratulations was extended to Elaine Saef, Principal, Panther Run Elementary, for being selected a finalist for the 2011 ACCLAIM Awards.

Congratulations was extended to Everglades High School History teacher Bruce Klasner, the 2011 recipient of the Pola and Ludwik Bordzki Family Holocaust Public Education Award.

Congratulations was extended to all the Kids of Character top winners: Grace O'Malley, Cooper City Elementary; Catalin Grant, Hawkes Bluff Elementary; Austin Scrima, Lakeside Elementary; Kristian Crespo, Whispering Pines Center; Staff Character Awards – Nicole Harriott, Miramar Elementary.

Ms. Dinnen informed her colleagues that she spoke to the Democratic Women's Club of Northwest Broward. She said that even though the educational issues are in the newspaper, it means a lot when someone asks a lot of questions and discusses these issues.

Ms. Dinnen attended a town hall meeting hosted by Congressman Ted Deutsch in Boca Raton, centering on education. Diane Ravitch, educational policy analyst, was Skyped into the meeting. Ms. Ravitch spoke about the correlation between poverty and low student scores and international scores. She stated that Finland has a 3 percent poverty level for children and 20 percent of children in the United States are living below the poverty line, and it is climbing to 25 percent. Ms. Dinnen stated that Ms. Ravitch also stated that certification, advanced degrees and experience are not honored and promoted. The event was attended by approximately 200 individuals – teachers, senior citizens and others from the education field.

Approved in Open Board Meeting, June 7, 2011

Ms. Dinnen visited Tropical Elementary to honor their 40th year and met with Principal Erik Anderson, a former student of Tropical and whose father was a former School Board Member, and his mother.

Ms. Dinnen attended the Greater Fort Lauderdale Alliance, formerly known as the Broward Alliance. They sent to all their members complete information on the Broad Award, their criteria, indicating that the recognition was awarded and not applied for. They also sent notice about Allan Phipps receiving the Albert Einstein Fellowship.

Ms. Dinnen informed her colleagues that Plantation High School has a rocket class, an after-school activity, and also a Science class subject. The Aerospace Engineering class is taught by Mr. Joe Vallone. The class team went to Huntsville, Alabama, the Marshall Space Flight Center, launched two rockets that go a mile high and break the sound barrier, and the rockets landed safely. Mr. Vallone has been accepted as a participant in a beginning Wallops Rocket Academy for Teachers and Students and he will teach at the National Aeronautics and Space Administration (NASA) in New Mexico during the summer.

Plantation High School is also recognized because of the Health Occupations Student Association, a national student organization which promotes career opportunities in health care. All three officers were selected from Plantation High: Charisse Allen, President-Elect; Devindra Persad, re-elected Southern Vice-President; and Ashley Ivy, Parliamentarian.

Ms. Dinnen discussed the World Language County Competition held at Plantation High School. Students competed and won 32 – 1st Place awards.

Ms. Dinnen reminded her colleagues that the ACCLAIM awards will be held; out of 4 principals and 4 assistant principals, 50 percent were from District 3. Principal finalists were: Erik Anderson, Tropical Elementary; Dr. David Basile, South Plantation High School; Dr. Marie Wright, Fort Lauderdale High School; and Ms. Melissa Holtz, Bennett Elementary. Congratulations to District 3 principals.

Ms. Dinnen recognized Teacher Appreciation Week, acknowledging and praising the hard work of teachers. Ms. Dinnen, a teacher for 35 years, spoke of the time-consuming nature of being a teacher and the rewards which sometimes do not show up for a long time.

Mr. Thomas informed his colleagues that he has attended parent education committees and the meeting with Congressman Ted Deutsch.

Mr. Thomas stated that at the District 4 Language Academic competition, Forest Glen Middle School's Spanish II team took 1st place in their category and the Spanish I team took 2nd place in their category. The school also participated with many schools, including Coral Springs, in the Relay for Life event on April 15, 2011. Gratitude was

Approved in Open Board Meeting, June 7, 2011

extended to all schools in the North Area that participated in this important event to raise funds for cancer research.

Mr. Thomas acknowledged Teacher Appreciation Week, expressing gratitude to his fellow teachers. Mr. Thomas said that although he is no longer in the classroom he is still connected.

Mr. Thomas recognized Ms. Nicole Marsala, Social Science teacher at Coral Springs Middle School and Broward County School's 2009 Teacher of the Year. She was recognized by the National Society of the Daughters of the American Revolution as one of the top outstanding teachers of American History. She will be formally recognized in Washington, D.C. in July.

Mr. Thomas visited Pines Middle School in response to recent concerns. He praised the campus and their facilities, and what has been done at the school. Gratitude was expressed to Principal McCluskey, district staff and maintenance that have gone above and beyond to try and address some of those issues.

Extending congratulations to all the Scholar Athletes in the North Area, Mr. Thomas stated that Coral Park Elementary has a mentoring program that is part of the Special Olympics Young Athletes program which was created from their Play Pals and has gotten local and state recognition. The program mentors younger kids in team work and inclusion, and students with disabilities learn coordination skills as well as team work. Mr. Thomas commended them on this successful program.

Speaking on the Autism Walk, Mr. Thomas recognized Parkside Elementary School, the Panther Paws, as the top fundraiser, raising \$7,180.27, over their goal of \$5,000. The amount raised won them \$1,000 that will be used to help their autism program at the school.

Mr. Thomas stated that he was invited to Riverside Elementary School by Principal Julianne Connor to view the Demonstration of Mastery. A former student of his at Deerfield Middle School, now the current teacher at Riverside, Katherine (Torres) Ryan, stated that he made a difference in her life by inspiring her to become a teacher.

Mrs. Rich Levinson informed her colleagues that she toured Education Technology Services (ETS), and said it is important to visit departments during budget discussions. Gratitude was expressed to district staff - Angela Coluzzi, Director, Network Integration; Edward Hine, Director, Facilities Information Systems; Winston Pierre, Finance Manager, Financial Services Unit; Chuck Stanley, Director, Technical Support Services; Jeff Stanley, Director, School Applications / Distance Learning; and Brian Sullivan, Director, Computer Operations, for their time and informative tour of the facility.

Mrs. Rich Levinson visited Hallandale High School with Mr. James Sparks, community activist, and stated she was pleased there was work being done at the school. She said the Board will work together to ensure that the work continues at the school.

Approved in Open Board Meeting, June 7, 2011

Mrs. Rich Levinson attended the Broward League of Cities Scholarship dinner and the Education Showcase on April 24, 2011. Mrs. Rich Levinson stated that she also purchased a pin that was created by students at Margate to raise funds to provide oxygen masks for pets. Congratulations to Ms. Simone and Atlantic West Elementary School for their efforts.

Mrs. Rich Levinson stated that she attended the Take Stock In Children graduation and contract signing on April 27, 2011. As Board Representative on Take Stock in Children, Mrs. Rich Levinson congratulated the 79 seniors who were honored for graduating and the 108 new contract signings. She stated if students maintain their grades and have good attendance, they will receive two-year scholarships for tuition at Broward College. This partnership helps low-income children succeed by providing college and vocational scholarships, and has a proven record of helping these children graduate high school, attend college, and become productive citizens.

Mrs. Rich Levinson stated that on April 29, 2011, she attended a Falcon Cove Student Advisory Forum (SAF) meeting. Gratitude was expressed to Leslie Brown, Executive Director, Educational Programs; Jill Young, School Boundaries; and Joe Beck, Specialist Demographer/Statistician, for attending and doing a boundary presentation.

Also on that date, Mrs. Rich Levinson organized a meeting with Sunrise principals, Mayor Michael Ryan and the City Manager to form a partnership to create opportunities and meeting challenges in the city of Sunrise. Mrs. Rich Levinson also attended the JROTC Superintendent's Cadet of the Year awards, an event highlighting the caliber of young men and women attending district schools, community service and leadership skills they possess.

Mrs. Rich Levinson attended the Boys to Men program at Lauderhill Middle School, a program designed by Mr. Thomas Johnson, a social worker in the district, to instruct, guide and mentor boys in the development of mature, responsible, productive qualities and behaviors, and to provide exposure to a variety of life-enhancing individual experiences. Gratitude was extended to all the mentors for spending their time and effort with these students.

Mrs. Rich Levinson participated in the Gator Run Elementary School PTA meeting and book fair, Country Isles Elementary spaghetti dinner and bingo night, and Cooper City's Founders Day Parade. Mrs. Rich Levinson attended Embassy Creek Elementary School's impressive and elaborate production of Stuart Little. She thanked Principal Robert Becker, Director Idalmy Sanchez, Assistant Director Lee Elias, and Musical Director Dina Becker for a fabulous production.

Mr. Bruce Klasner, Everglades High School teacher, was congratulated for being selected as the 2011 recipient of the Pola and Ludwik Brodzki Family Holocaust Public Education Award. Mr. Klasner has worked with students in his History of Holocaust class. A permanent Holocaust Museum will be unveiled, filled with projects and exhibits.

Approved in Open Board Meeting, June 7, 2011

Mrs. Rich Levinson congratulated the 2011 National Scholastic Art and Writing Award winners, the country's oldest and most prestigious awards and recognition program for creative teenagers. Student Kaylee Oberfield, Cooper City High School, was a National Gold Key winner for her photography. Nearly 1,500 of the most talented students in grades 7-12 representing 45 states in the United States, as well as students in American schools abroad, were also chosen to receive national medals.

Winning national medals were: Jonathan Gorr, Dillard Center for the Arts, Gold Medal for Digital Art and Silver Medal Art Portfolio; Cypress Bay High School Seniors – Isabella Dos Santos, Gold Medal Film and Animation, and Junyol Baik, Silver Medal Drawing. The non-profit Alliance for Young Artists and Writers, which administers the awards, will honor national winners at a special ceremony, Gold Key Gala at the world-famous Carnegie Hall in New York City on May 31, 2011.

Mrs. Rich Levinson praised the wonderful teachers in the district during Teacher Appreciation Week.

Mrs. Rupert informed her colleagues that she spoke at the Coconut Creek Democratic Club and answered questions about the city's schools.

Mrs. Rupert addressed the incoming class for Alternative Certification, a very competitive program which she was a part of five years ago. Mrs. Rupert stated that this is an opportunity for students to work hard in this program. She thanked Dr. Robert Parks, former School Board Member, for creating this program years ago, the STAR program which she participated in.

Mrs. Rupert attended Coconut Creek and Pompano Blanche-Ely Innovation zones and spoke with parents and students.

Mrs. Rupert attended the Athletic Scholars Banquet and had the privilege of hearing Seitu Smith, graduate of Deerfield Beach High School who will be attending Harvard and will be playing football.

Mrs. Rupert stated that she spoke with the Broward Commission Transportation Department regarding a concern with children crossing the road at Monarch at an inappropriate time and location. The department checked on the concern the next day and gave a review on the situation.

Mrs. Rupert had the privilege and honor to visit Wingate Oaks for their Community Resource Fair. In honor of Fort Lauderdale's 100th year celebration, Wingate Oaks made a Disabilities through the Years notebook and presented it to the School Board. The notebook, which illustrates disabilities and how it has changed in 100 years, will be taken to the committee by Ms. Dinnen.

Mrs. Gottlieb congratulated all the Athletic Scholars winners; ACCLAIM finalists; and the JROTC Cadet of the Year and finalists. This year's cadet winner was the youngest ever, a sophomore, who set the bar very high and will lead the Pass In Review ceremony on May 20, 2011.

Approved in Open Board Meeting, June 7, 2011

Recognizing Teacher Appreciation Week, Mrs. Gottlieb, who stated that her family includes many educators, praised teachers for taking care of all students.

Mr. Williams informed his colleagues that Dillard High School Jazz Band will be performing at Lincoln Center to compete in the Ellington High School Jazz Competition and Festival. Last year, the jazz band placed second in the competition and their Band Director, Mr. Christopher Dorsey said they will place 1st in this year's competition.

Speakers

Marty Jacobsen

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. Dinnen, seconded by Ms. Murray and carried, to approve the Consent Agenda for the remaining items (**identified by ***). (9-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support of May as Teen Pregnancy Prevention Month
(Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, to adopt Resolution #11-103, in support of May as Teen Pregnancy Prevention Month. (9-0 vote)

Ms. Betty Wershoven, Teen Leader, Teen/Parent Social Workers, North Area, who provide daily support for the students who need additional support to ensure they leave their schools with a high school diploma. Ms. Wershoven provided the Board with statistics on teen pregnancy and spoke of its effects on test performance, graduation, and future opportunities.

Thanking community partners for working with the district, Ms. Wershoven stated that partnerships provide intervention services for the almost 1,000 pregnant students and parenting students that the district serves each year.

Ms. Wershoven thanked the various community partners who work with the district on a regular basis to provide intervention services for the almost 1,000 pregnant students and parenting students that the district serves each year. Walk Aware, a teen pregnancy prevention activity and teen health movement, where approximately 600 middle and high school students are educated about making wise personal and health decisions, will be held on Friday, May 6, 2011, at the African-American Research Library and Cultural Center.

Approved in Open Board Meeting, June 7, 2011

Gratitude was expressed to the School Board for the resolution and support.

Mrs. Bartleman thanked all social workers who help these students on a daily basis.

A-2. Resolution in Support of Florida Charter Schools Week, May 1 – 7, 2011
(Adopted)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to adopt Resolution #11-104, in support of Florida Charter Schools Week, May 1 – 7, 2011. (9-0 vote)

Mrs. Bartleman introduced Ms. Lynn Norman-Teck, Director of Communications, Florida Consortium of Public Charter Schools, and Ms. Tracy Nessel, Deputy Superintendent, Charter Schools of Excellence. She also introduced and thanked Mrs. Jody Perry, Director, Charter Schools Support, and Mrs. Leslie Brown, Executive Director, Educational Programs, for all they do.

Following the reading of the resolution into the record by Mrs. Bartleman, Ms. Lynn Norman-Teck thanked the School Board for their recognition and stated that the consortium has worked very hard and is very proud of its efforts. She praised the support from the district's Charter Schools office.

Mrs. Brown recognized the Florida Consortium of Public Charter Schools, a very active group who work very hard and cooperatively with the district.

Mrs. Bartleman noted that the Charter Schools office is a small department that handles 68 charter schools.

Mrs. Good praised the Charter Schools staff for being a true team, working with the consortium to ensure there are quality charter schools throughout the county.

B. BOARD MEMBERS

B-1. Agreement with Your Brand Here Productions, LLC (Withdrawn)

Approved in Open Board Meeting, June 7, 2011

- B-2. Approval of Christopher F. Kurtz, Esq., to Assist the Chair as Attorney in Conducting Contract Negotiations with Selected General Counsel Candidate (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Christopher F. Kurtz, Esq., to assist the Chair as attorney in conducting contract negotiations with the candidate selected by The School Board for the position of General Counsel at no cost to the District. (9-0 vote)

At its Special School Board meeting conducted on April 25, 2011, The School Board selected J. Paul Carland, II, Esq., for the position of General Counsel and authorized the Chair to conduct contract negotiations with that candidate on its behalf. In order to further the transparency of the selection process and to avoid any appearance of conflict, the Interim General Counsel has recommended the use of outside counsel to assist the Chair during such negotiations.

Christopher F. Kurtz, Esq., is employed by the Miami-Dade County Public Schools as a labor attorney and has experience in the area of employment law and contract negotiations. Mr. Kurtz has agreed to provide his legal services to the District at no charge.

Mrs. Marylin Batista-McNamara, Esq. informed the Board that the agenda item is seeking approval of Mr. Kurtz to assist the Chair as the attorney in conducting contract negotiations with the selected candidate for the position of General Counsel. This process is being done in an effort to be more transparent and to avoid any type of suggestion that there may be a conflict of interest coming from the office of the Interim General Counsel if in fact she was to assist with negotiations with the new General Counsel. Ms. Batista-McNamara stated that Mr. Kurtz has agreed to work at no cost to the district; he is labor counsel for the Miami-Dade School Board and has served in that capacity for the last seven years.

Commending staff for this excellent initiative, Mrs. Good stated that Mr. Kurtz is an excellent attorney who works with labor issues.

Mr. Notter stated that the first negotiation session will be held on May 16, 2011; the Board and the public will be properly noticed.

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

E-1. 2011 Opening and Closing School Times (Summer Term) (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Gottlieb and carried, to approve the 2011 Opening and Closing Times (Summer Term). (9-0 vote)

Schools are scheduled to open and close at times that will best utilize existing resources to provide required pupil transportation services and compensate for student and program growth.

There is no financial impact to the district.

Mrs. Rupert inquired whether Broward Virtual, Florida Virtual, and APEX is available for the middle and high schools during the summertime for course recovery or for AP classes.

Dr. Joel Herbst, South Area Superintendent, stated that he will check the availability of Broward Virtual and APEX at the schools and also check on the parameters for the summer.

Mrs. Rich Levinson informed that she has spoken with some schools who have indicated to her that over the summer the buses are not full when arriving and suggested having depots for summer school. She suggested that staff look into the cost efficiency.

Mr. Donnie Carter responded that everything will be done to ensure maximizing the capacity and the use of the buses to reduce costs.

Remarking that elementary, middle and center locations are throughout the district but two high schools are in the south, Mrs. Rich Levinson inquired how this affects efficiency.

Mr. Carter responded that information will be provided to the Board on how their schedule is impacted by the location and the service from the south terminal.

E-2. istation.com, Inc.'s istation Software Program (Approved)

Motion was made by Mrs. Gottlieb, seconded by Ms. Murray and carried, to approve the renewal purchase of istation.com, Inc.'s istation Software Program for 14 elementary schools for a two-year period beginning September 2011 through September 2013. (9-0 vote)

Approved in Open Board Meeting, June 7, 2011

istation Reading is a data-driven Reading Intervention Program for English Language Learners in Pre-K through Grade 5. istation Reading promotes reading acceleration and progress through a high-interest online interactive curriculum. ISIP™ assessment results automatically place students in the appropriate reading intervention level.

The curriculum systematically teaches students as they learn developmentally appropriate skills in the essential reading areas of phonological and phonemic awareness, phonics, vocabulary, fluency, and comprehension. The following elementary schools will implement istation Reading through 2013: Broadview, Coral Cove, Cypress, Eagle Point, Hallandale, Horizon, James Hunt, Lakeside, Meadowbrook, Miramar, Park Lakes, Tedder, Tradewinds, and Quiet Waters.

Purchasing Policy 3320, Part II H, authorizes the purchase of any type of copyrighted materials, instructional materials, and computer software without competitive solicitations. Purchases in excess of \$50,000, for commodities or services, which competitive solicitations have been waived, require School Board Approval.

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

There is a financial impact of \$182,000. The source of funds is Title III, Part A, English Language Acquisition.

Mrs. Good inquired why the item was not competitively bid. She stated that the agenda refers to a two-year period beginning September 2011 through September 2013, but the agreement commences in August 2011 and ends in July 2013.

Ms. Vicky Saldala, Coordinator, Title III, English for Speakers of Other Languages, responded that this company is a sole source, the only company that has this particular program. The reading intervention program is unique because it serves the Pre-K-5 student population, which is the English language learners.

Mrs. Good requested that future board items be consistent when delineating the item to coincide with the agreement.

Mrs. Rich Levinson inquired whether there is a similar type program that exists in the marketplace. Mrs. Rich Levinson inquired how the schools were selected.

Responding that research has been made on this particular program, Ms. Saldala stated that gains have resulted from the schools that have utilized this program from Title I and staff felt that this program better met the needs of district students.

Approved in Open Board Meeting, June 7, 2011

Mrs. Rich Levinson inquired how the schools were selected and whether the schools using the program were the same schools that were on the previous purchase.

Ms. Saldala responded that there are 14 schools in Cadre I, a renewal for their third year, having implemented in school year 2008-2009. There is also a Cadre II of schools comprised of 20 schools. Ms. Saldala stated that schools were selected by looking at numerous things, including the ELL population at each school, and staff wanted to spread the services throughout the district so there could be a similar number of schools for each area. The recommendation is provided to the area offices for their feedback, and agreement on the number of schools and the selection of schools.

Mrs. Rich Levinson requested that in the future the agenda item include information as to whether there are companies that offer similar products and why the district is recommending a particular company.

Dr. Leontine Butler, Deputy Superintendent, Curriculum, informed that the district is looking for research-proven materials. Remarking that the program should be implemented districtwide, Dr. Butler stated that although the program was purchased for the English Language Learners, it is being utilized throughout the schools.

Mrs. Rupert inquired which classification of the ELL students was the program targeted for, such as B1 students.

Ms. Saldala responded that the program is targeted for all ELL students and is available for all students. An assessment is taken within the program which automatically places the student in the appropriate level. Informing that there are companies with similar programs, Ms. Saldala stated that a process is followed with Education Technology Services (ETS) to ensure that the software that is being proposed meets the standards of the district.

Mr. Carter informed that with regard to the competitive bidding requirements, this item is exempt from bidding from the state and through Board policy based on the copyrighting nature of the software, as long as the cost of the software is under \$50,000. Mr. Carter stated that once the cost of the software exceeds \$50,000, it must come to the Board for approval and staff will look for competitive bids.

Approved in Open Board Meeting, June 7, 2011

E-3. Transportation Agreements for City and Non-Profit Organization Recreational Programs (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to approve renewal of agreements between The School Board of Broward County, Florida, the YMCA of Broward County, Florida, Inc., a non-profit organization, and the cities of Fort Lauderdale, Lauderdale Lakes, and Wilton Manors to provide school bus transportation for recreational programs for the period of one year. (9-0 vote)

The transportation agreements allow the cities and non-profit organizations to utilize District school buses for city/organization sponsored recreation programs and events that are dependent on transportation. The city/organization recreation programs provide activities and supervision for many District students during the summer and other days when school is not in session. City/organization sponsored recreation programs provide a valuable service to their respective communities.

The transportation service will be provided during the times school buses are not being utilized for service to Broward County Public Schools. The YMCA of Broward County, Florida, Inc., and the cities of Fort Lauderdale, Lauderdale Lakes, and Wilton Manors, will reimburse the District for the cost of this service.

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

The cities and non-profit organization will reimburse the district for the cost of this service as invoiced.

Mrs. Bartleman disclosed that she is a volunteer board member of the YMCA, receives no money, and she is not required to abstain from the vote under the law.

E-4. Destination Knowledge (Deferred)

Motion was made by Ms. Dinnen, seconded by Ms. Murray, to approve the purchase of intervention programs for Private Schools from Destination Knowledge. This motion was superseded by a Motion to Defer (page 23). (9-0 vote)

Destination Knowledge (DK) has extensive experience and effective programs for the IDEA Private School Obligations project. Their software provides K-12 diagnostics, on-going progress monitoring, phonics via a video emulated Speech Pathologist, reading comprehension, grammar fluency, and mathematics instruction via a video emulated teacher and simulations.

Approved in Open Board Meeting, June 7, 2011

They currently service Miami-Dade, Palm Beach, Putnam and Osceola Counties with their services for fulfillment of the private schools project and the district and school level administrators are very satisfied with the results and service by Destination Knowledge. Their solution is research based and proven effective, and is on the Florida Department of Education's State Adoption list for supplemental reading intervention.

At the conclusion of the three-year subscription, our district would actually own the reading suite at no additional cost. This is a unique purchasing option that makes the total cost of ownership very low. Destination Knowledge is a distributor of multiple companies' products, carefully chosen for each product's unique qualities that no other programs provide. By selecting Destination Knowledge as our solution for this project, we are actually giving four companies the opportunity: MindPlay, Ascend Education, Symphony Math and Destination Knowledge. Destination Knowledge is a certified M/WBE company based here in Florida. All programs maintain a mature student interface regardless of academic level of each student. This is a crucial feature when working with our population of students with disabilities.

The Agreement(s) have been approved as to form and legal content by the School Board Attorney.

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

There is a financial impact of \$549,999. The source of funds is ARRA stimulus funds under IDEA.

Mrs. Rich Levinson requested clarification as to why the term indicates two years but refers to a three-year subscription term in other portions of the contract.

Mrs. Denise Rusnak, Director, Exceptional Student Education, informed that the initial loading of software is over a two-year time period, and they will provide staff development and support on the use of the software up to three years.

Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support Services, stated that the contract is for the private schools. The district must spend part of its money for private schools; they determine their needs, with the district facilitating that process for the private schools. Dr. Harrison further stated that every year they get part of the district's IDEA funds that they spend. They may choose to continue that contract out of additional dollars as their IDEA allocation continues.

Approved in Open Board Meeting, June 7, 2011

Dr. Harrison further explained that this funding is similar to Title I dollars; the district has to give Title I dollars to private schools for them to spend on their students that qualify for Title I. Part of IDEA dollars have to go to private schools who have students with disabilities and they develop a plan through a formula to spend the money that is allocated to them, based on the IEPs and the guidelines for their students. Dr. Harrison further stated that research was made to ensure that the state uses and approves this process.

Mr. Thomas inquired whether there is an audit accountability that the private schools are subject to because the district is giving them money.

Mrs. Rusnak responded that the district is not permitted to directly give them the money but the district is required to provide service. In an audit, the district would be audited through the IDEA grant on the appropriate use of those funds.

Voicing concern over the lack of data attached to the item, Mrs. Rupert inquired about what learning gains are available for review.

Mrs. Rusnak stated that Miami-Dade and Palm Beach counties have been using this program longer than Broward County schools, and the gains will be reviewed by the district after the first year of the program. She stated that measurements are different because private schools do not have the same Sunshine State standard obligation as public schools. Mrs. Rusnak further stated that private schools have different levels of achievements; students with disabilities in private schools do not have IEPs, they have Private School Service Plans which is difficult to ascertain whether a goal is being achieved through the types of services the district is giving. She stated that staff meets with private schools on an annual basis to consult and get feedback on the services the district is providing.

Mrs. Rupert stated that she does not see the data that supports the financial impact for the program, even though the schools and administrators are very satisfied. She requested information on the expected learning gains (approximate).

Remarking that there is not a clear understanding of the success of this program, Mrs. Good requested further explanation as to why the agreement does not state a three-year subscription.

Mrs. Rusnak responded that two years of the agreement is for payment of the software for two years; the third year is an additional year for professional development that might be needed for the individuals using that software.

Approved in Open Board Meeting, June 7, 2011

Mrs. Good noted that at the conclusion of the three-year subscription the district would actually own the reading suite at no additional cost. She stated this is not delineated in the amended agreement. Mrs. Good requested that the agreement coincide with the discussions between staff and vendors. She said if there is a three-year subscription of which two years is something else, the agreement should say that.

Mrs. Bartleman inquired whether there is a time frame as to when the ARRA stimulus funds is spent.

Mrs. Rupert stated that the district is in a very tight time line for ARRA funds; if the funds are not used because they are set aside only for private schools, the schools have indicated to the district this was something they wanted for their students.

Mrs. Bartleman stated that it is also on the Florida Department of Education state adoption list. Remarking that the district is in a pass-through and there is no accountability, Mrs. Bartleman stated that the contract can be fixed to meet specifications, but this is a bigger issue for everyone and it should be brought up at the federal level and state level.

Dr. Harrison stated that the district can ask the state for their data so that it can be placed on their list; they do not put it on their list without having data to determine that this is valid.

Mr. Notter suggested that the item be deferred to the May 17, 2011 Board meeting so that concerns over the language in the contract can be addressed and to provide Destination Knowledge an opportunity to amend the agreement.

Motion to Defer (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Gottlieb and carried, to defer the agenda item to the May 17, 2011 Regular Board meeting. (9-0 vote)

Responding to Mrs. Bartleman's inquiry, Dr. Harrison stated that the money will still be available.

Mrs. Good stated that the agreement speaks to a maximum of two additional 1-year renewal periods. She inquired whether the renewal periods will be presented to the Board for renewal purposes or whether it is an automatic renewal. Mrs. Good requested that this be described in the amended agreement.

Approved in Open Board Meeting, June 7, 2011

Ms. Dinnen requested that this be brought to the attention of the federal Legislative Delegation. She stated the district is required to have this agreement and being held accountable, and yet it is not to the benefit of the students of the district.

Dr. Harrison stated that the state is not judging the quality of the service, only that the service is being provided.

Mrs. Bartleman stated that the program is credible because they are a state-approved vendor.

A vote was taken on the Motion to Defer.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

- F-1. First Amendment to the Agreement with the Broward Sheriff's Office for Delivery of Education Services to Incarcerated Youth and Adults
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, to approve the First Amendment to the Agreement with the Broward County Sheriff's Office for Delivery of Education Services to Incarcerated Youth and Adults. (9-0 vote)

The Direct Service Agreement provides required education services to youth and adults under the supervision of the Broward County Sheriff's Office and was approved at the School Board meeting held on 10/19/10. Based on legal recommendation, the Amendment is designed to align and provide clarifying language with Florida Statutes 1006.07(5), and 951.23. This includes requiring the Broward Sheriff's Office to notify The School Board of Broward County, Florida, upon assignment of a student under the age of 22 and defining "Educational Services" as related to the referenced statute.

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

There is no additional financial impact to the district.

Ms. Dinnen requested an explanation of what the agreement is and what the amendment will do.

Ms. Deanna Greist, Curriculum Specialist, stated that the district is required by state statute to deliver educational services for juveniles that are direct filed in the main jail. Those juveniles do not belong to the Department of Juvenile Justice and belong in the custody of the Broward Sheriff's Office. The district has an agreement with the Sheriff's Office to provide teachers for these services.

Approved in Open Board Meeting, June 7, 2011

Ms. Greist stated that the agreement has been amended to align with state statute, which requires the Sheriff's Office to notify the school district of all inmates under the age of 22.

Ms. Dinnen inquired about the number of students participating.

Ms. Greist responded that there are students from K-12 and students from WorkForce Development. Any inmate can opt to participate in the GED program, but the average at the main jail can be between 50 and 75 students.

F-2. Grant Applications (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Good and carried, to approve the submission of grant applications to: (9-0 vote)

- A. Career Pathways Innovation Fund System, \$3,022,834
- B. Florida Department of Education's Fresh Fruit and Vegetable Program, \$552,550
- C. Safe Routes to School Infrastructure Grants, \$973,979
- D. Target Field Trip Grant, \$700
- E. Teaching American History Grant, \$999,998
- F. The Wal-Mart Foundation, \$500

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 \$5,550,561 from various sources. There is no additional financial impact to the school district.

Ms. Dinnen praised the Teaching American History Grant, stating that the grant is an example of teaching a valuable subject and that the district is reaching out to grants. Ms. Dinnen noted that this is the second time the district has received this three-year grant.

Noting the \$5.5 million in total grants to the district, Mrs. Rich Levinson extended gratitude to staff for the great work.

Approved in Open Board Meeting, June 7, 2011

- F-3. Interagency Agreement with The School Board of Broward County, Florida, The Department of Juvenile Justice, The Chiefs of Police Association, The Judicial Circuit Court, Florida, Department of Children and Families, The State Attorney Office and The Sheriff (Approved)

Motion was made by Ms. Murray, seconded by Ms. Dinnen and carried, to approve the Interagency Agreement with The School Board of Broward County, Florida, The Department of Juvenile Justice, The Chiefs of Police Association, The Judicial Circuit Court, Florida Department of Children and Families, State Attorney Office and The Sheriff for the purpose of sharing information. (9-0 vote)

The initial Interagency Agreement was approved by the School Board on the March 19, 2002. Revisions have been made as specified by statute. The Department of Juvenile Justice, Sheriff and Chiefs of Police are required by FS 985.04(1), to enter into an interagency agreement with the School Board for the purpose of sharing information about juvenile offenders. Locally, the agreement was expanded to include additional stakeholders: the State Attorney's Office, Florida, Department of Children and Families and The Judicial Circuit Court to increase the effectiveness of the sharing of information and the intent of the statute. The District shall provide student information as per statute and rule and as defined by this agreement. The intent of all the parties is the reduction of juvenile crime in Broward County.

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 school district.

Ms. Dinnen inquired how this agreement assists the school district.

Dr. Laurel Thompson, Director, Student Services, responded that the agreement allows the sharing of information about students who are involved in the juvenile justice system. The specified information helps to move the process along for children who are being tried in the system. Also included in the agreement is notifying the teacher if the student is in their classroom and they are on probation.

Ms. Dinnen stated that these services are provided by the district that the public does not know about.

G. HUMAN RESOURCES

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

Approved the personnel recommendations for the 2010-2011 appointments and leaves as listed in the Executive Summary and respective lists for Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida Department of Education and The School Board of Broward County, Florida. The teacher approvals on this G-1 item are teachers in subject areas for which there is no surplus and/or layoff teacher in that certification area that could be placed in these positions.

The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Substitute Teachers
3. Interim Substitute Teachers
4. Temporary Hourly Teacher Approvals
5. Instructional Leaves

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

- *G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2010-2011 School Year (Approved)

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

The Personnel Recommendations for Instructional Employees include the following items:

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

There will be no financial impact to the school district.

Approved in Open Board Meeting, June 7, 2011

- *G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2010-2011 and 2011-2012 School Years (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 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/Temporary Employees
5. Non-Instructional Leave(s) – Layoff(s)
6. District Managerial/Professional/Technical
7. Reassignment of Current School-Based/District Managerial/Professional Technical Personnel
8. School-Based Managerial
9. School-Based/District Managerial Acting/Special/Task Assignment(s)
10. School-Based/District Managerial/Professional/Technical Leave(s) – Layoff(s)
11. Salary Adjustment

Funding has been budgeted in the 2010-2011 and 2011-2012 school/fiscal years for all appointments through June 30, 2012.

Newly-appointed district personnel were recognized by Mr. Williams, Mrs. Bartleman, Ms. Dinnen, Mrs. Good, Mrs. Gottlieb, Mrs. Rich Levinson, Mrs. Rupert, and Mr. Thomas.

- G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline for the 2010-2011 School Year (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Good and carried, to approve 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 Department of Education and The School Board of Broward County, Florida. (9-0 vote)

Approved in Open Board Meeting, June 7, 2011

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.

Mrs. Rupert recognized the retirement of Dr. Susan Whiting, Principal, Tradewinds Elementary School, and Ms. Eileen Bankowski, Assistant Principal, Winston Park Elementary, noting their loss to the district and wishing them well in retirement.

Concurring, Ms. Murray stated that Dr. Whiting used to be the principal at Bethune Elementary many years ago. She stated that Mr. Moses Barnes at Flanagan High School is retiring, an outstanding district employee for 40 years who has focused on the needs of the children.

*G-5. Supplemental Pay Positions - List #18 (Approved)

Approved the recommended supplemental pay positions of employees for the 2010-2011 school/fiscal year.

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

The Specific Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2010-2011 school year.

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

Individuals listed meet the requirements for the supplemental positions.

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

H. ATTORNEY

- *H-1. Final Release and Assignment – Developers Surety and Indemnity Company – Dania Elementary School Fire Sprinkler & Fire Alarm (Project No. P.000012, f/k/a 0101-25-25) (Approved)

Approved the Final Release and Assignment in Favor of Developers Surety and Indemnity Company.

The School Board of Broward County, Florida (the "School Board"), entered into a Contract, dated October 21, 2008, with Grace and Naeem Uddin, Inc., ("GNU"), to replace the existing fire sprinkler protection system and existing fire alarm system at Dania Elementary School (Project No. P.000012), (the "Project").

During construction of the Project, GNU's electrical subcontractor, Hugh's Electric, Inc., ("Hugh's"), abandoned the Project. To facilitate completion of the Project with a replacement electrical subcontractor, GNU sought coverage under Hugh's performance bond (the "Original Bond"), issued by Developers Surety and Indemnity Company ("Surety"). As a condition to release funds under the Original Bond, the Surety seeks a final release and assignment of claims to be executed by both GNU and the SBBC.

GNU has provided documentation including, but not limited to new payment and performance bonds for the proposed replacement electrical subcontractor.

District staff and the School Board Attorney's Office recommend approval of the Final Release and Assignment.

There is no financial impact to the district for this item.

I. OFFICE OF THE SUPERINTENDENT

- I-1. Waivers for 2011-2012 School Year (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Gottlieb and carried, to approve 5 waivers for the 2011-2012 school year in accordance with Policy 1403. (9-0 vote)

Broward School Board Policy 1403, provides a procedure whereby schools can request waivers to School Board Policy and/or the BTU contract to remove barriers to school improvement. All waivers must be approved by 66-2/3 percent of the faculty and be shared with the school community at a public meeting(s).

Approved in Open Board Meeting, June 7, 2011

Each waiver was reviewed and recommended by the District Review Panel, appropriate level Executive Principals' Committees, and the Area Superintendents. Approval is requested for a five-year period for each waiver.

The following waiver requests are submitted for approval:

- Quiet Waters Elementary School requests a waiver to modify the use of time during the six early release days as described in Article Five, Section V of the BTU Contract. The school would like to use two hours on each early release day during the school year to conduct professional development that aligns with the School Improvement Plan.
- Quiet Waters Elementary is requesting a waiver to Article Five, Section L (3), of the BTU Contract to extend the work day by 3 hours on the day prior to the planning days at the end of each marking period to provide time to conduct parent/teacher conferences after school; these staff will shorten their work day by 3 hours on the following day, which is a planning day.
- Northeast High School is requesting a waiver to the Attendance Policy 5.5. The waiver will require students to make up missed class time (more than 5 excused or unexcused absences per quarter) after-school.
- Northeast High School is requesting a waiver to Article V of the BTU Contract to conduct four (4) Professional Study Days.
- Plantation High School is requesting a waiver to Article V of the BTU Contract to conduct four (4) Professional Study Days.

The waivers are available online via the Broward County Public Schools eAgenda at:

<http://www.broward.k12.fl.us/schoolimprove/OnlineWaivers/owhome.asp>

There is no financial impact to the district.

Mrs. Rich Levinson inquired about the Northeast High School waiver with regard to attendance and making up missed class time. She inquired about excused absences, why students would not be able to make up the work and why they would have to go after school.

Dr. Thompson responded that attendance this year at Northeast has been very poor. They have had a waiver in place for the past three years and their attendance was good at the higher rate; for the last year, they no longer had the waiver and their attendance plummeted.

Dr. Thompson stated that even though the attendance policy indicates the marker for early intervention is five days of absences, there is an assumption that if the absence is excused the child is okay. She stated that staff is looking for a pattern of non-attendance.

Approved in Open Board Meeting, June 7, 2011

Dr. Thompson said that children who start to have many absences, even though they might be excused, is a marker for staff to see what is occurring with the child and what intervention can be put in place to assist them.

Responding to Mrs. Rich Levinson's inquiry, Mrs. Brown stated that in the years the absences were at 88.4 percent the waiver was not in place.

Ms. Dinnen informed that she spoke with the principal of Northeast who indicated he was in favor of the proposal, noting that the increase is not a huge amount but in that school it was helping student achievement a lot, as a result of the rise of Northeast's grade levels and their overall student achievement. The principal is in favor of the proposal, as it has been working well, and she will support the school.

Mrs. Rupert stated that during the time there was not a waiver the school pushed the issue of tardiness; if a student is 5 minutes late for class the student cannot go to class, which a lot of students do not attend their first block. Mrs. Rupert stated this has a lot to do with the decrease almost more than the waiver does. She further stated if a student is going to receive the five days as an excuse, they could have a medical waiver and continue to do this. Mrs. Rupert said she will support the item because school attendance needs to increase.

Dr. Thompson stated that attendance is taken during the second period; they are missing the first period which will not affect their attendance reporting for the day.

Mrs. Rich Levinson commented that she supports what the principal is trying to do, but her concern is for students who have legitimate excused absences and have to stay after school instead of making up their work.

I-2. Petition For Formal Proceedings (Received)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to receive the Petition for Formal Proceedings submitted by the Superintendent in reference to this teacher and that teacher be suspended immediately without pay. (9-0 vote)

The Professional Standards/Special Investigative Unit (PS/SIU), completed an investigation into allegations of inappropriate classroom management techniques. The allegation was thoroughly investigated and the results were presented to the Professional Standards Committee (PSC). PSC found probable cause and recommended suspension. A pre-disciplinary meeting was held with the employee, a BTU Representative, a School Board cadre attorney, and a representative from PS/SIU.

Approved in Open Board Meeting, June 7, 2011

A Disciplinary Agreement was prepared for a five day suspension, however the employee refused to sign. Subsequently, the cadre attorney prepared the Petition for Formal Proceedings and notice was sent to the employee that the Petition would be presented to the School Board on May 3, 2011.

There is no financial impact to the school district.

Mrs. Bartleman stated that the employee will address the Board on this issue prior to her concerns.

Mr. Dyke Stabler discussed the administrative complaint filed against him. He informed the Board that he has been teaching autism students for 10 years and discussed an incident whereby a student started throwing objects at him and others in the classroom; he took the student's hand and set him down by his desk, and later his grandmother came and the student was taken to the office. The following day the student told his grandmother that his teacher grabbed his arm and pulled his shoulder.

Mr. Stabler indicated that SIU came and took him out of the classroom, without an opportunity to talk to the principal about the situation. He stated that this situation has occurred twice in the 26 years of his teaching career, and the last nine years it occurred in Broward County. He stated that his character has been questioned twice, both times have been trying to protect other students and trying to take control over a situation.

Mr. Stabler questioned the investigation and said that all of the adults that he works with have indicated there has not been any abuse. In addition, no follow-up was used on the statements of the witnesses; no dates given and hearsay statements. Mr. Stabler stated that the 5-day suspension is harsh considering his ideal to help someone else.

Mrs. Bartleman stated that the five-days was not enough, based on the facts provided to the Board. She stated that the Board Attorney has informed her that the case now goes into the hearing phase process.

Mrs. Batista-McNamara advised that if the Board believes the allegations of the administrative complaint, there is a possibility or a necessity for some sort of discipline, the Board would approve the item and let it move forward. She stated the employee will receive his due process rights; bring witnesses and an administrative law judge will make a recommendation to the district and brought back to the Board in a recommended order for appropriate discipline.

Mrs. Bartleman stated that the employee presented another point of view and he should move forward with his due process.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

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

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC), convened on April 13, 2011, 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:

DeAngelis Diamond Construction, Inc. – Issue Pre-qualification Re-Certification

Dodec, Inc. – Issue Recommendation to Not Re-Certify

Electrical Contracting Service, Inc. – Issue Pre-qualification Re-Certification

G.E.C. Associates, Inc. – Issue Pre-qualification Re-Certification

Gilbane Building Company – Issue Pre-qualification Re-Certification

**Jag Air Mechanical, Inc., dba Penn Air Mechanical Inc. – Recommend that the Superintendent declare Jag Air Mechanical, Inc., to no longer be delinquent and that the Superintendent recommend the Board reverse its action to revoke the pre-qualification certificate for Jag Air Mechanical, Inc.

**MBR Construction, Inc. – Issue Pre-qualification Re-Certification

Tarheel Corporation (Building) – Issue Recommendation to Not Re-Certify

Tarheel Roofing, Inc., (Roofing) – Issue Recommendation to Not Re-Certify

*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. Although the number of construction projects has been reduced in the Capital Plan, there is an appropriation of approximately \$18,500,000 in various categories including Additions (such as Media Centers and Kitchen/Cafeterias), Remodeling & Renovations, Indoor Air Quality, Safety and ADA for fiscal year 2010-11. Budgeted for fiscal year 2011-12 is \$9,893,000 and for fiscal year 2012-13 is \$14,000,000.

Approved in Open Board Meeting, June 7, 2011

There is no financial impact. This item is not affecting the overall budget; therefore, it does not require a collaboration form from the Capital Budget Department.

- *J-2. Reciprocal Use Agreement between the City of Lauderhill and The School Board of Broward County, Florida (Approved)

Approved the Reciprocal Use Agreement between the City of Lauderhill and The School Board of Broward County, Florida.

This Agreement will allow the City to use school board facilities and allow the various schools within the City to use city facilities. Without this Agreement, each party would be required to provide proof of insurance and indemnification on a case-by-case basis. This Agreement provides these items and eliminates the need for this continuing repetitive documentation. The City will also be able to utilize school facilities for summer programs and other activities on non-school days.

The term of the Agreement is for five years at no cost to the School Board.

The City of Lauderhill will execute this Agreement after School Board approval.

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

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

- J-3. 2011 High School Graduation Use License Agreement with SMG for the Arena at Don Taft University Center at Nova Southeastern University (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve the 2011 High School Graduation Use License Agreement with SMG for the Arena at Don Taft University Center at Nova Southeastern University. (9-0 vote)

Certain high schools in Broward County will hold their graduation rehearsals and graduation exercises from June 2, through June 9, 2011, for the following schools: Western High School, South Plantation High School, Miramar High School, West Broward High School, Charles W. Flanagan High School, J.P. Taravella High School, Marjorie Stoneman Douglas High School, Piper High School, and Everglades High School.

Approved in Open Board Meeting, June 7, 2011

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

The estimated financial impact to the school district is approximately \$132,518, which includes \$131,318 for leasing the venue, plus an estimated \$1,200 in additional charges for reimbursable services as incurred. The costs will be paid from the Student Activity Department's budget. This item does not require a collaboration form from the Capital Budget Department.

Mrs. Rich Levinson stated that due to the recent agenda items regarding graduations, staff has agreed that the graduations will be done differently next year; there will be no rehearsals and the district will be using more inexpensive venues for the ceremonies.

Dr. Harrison stated that the Board Follow-Up outlines everything that was discussed and agreed upon with the Board in order to reduce the cost of graduations.

- *J-4. Authorize Negotiations of Professional Services Contracts for Continuing Contracts for Engineering and Miscellaneous Services
(Approved)

Approved the selection and authorize negotiations for Professional Services for Continuing Contracts for Engineering and Miscellaneous Services.

In accordance with Board Policy 7003, and RFQ No. 2010-33-FC, the Qualification Selection Evaluation Committee shortlisted, interviewed and has selected for Continuing Contracts Engineering and Miscellaneous Services for approval by the Board as follows:

- **Building Code Inspections –**
 1. **TRIANGLE ASSOCIATES, INC.**
 2. **R.J. Behar & Company, Inc.**
- **Building Code Plan Review –**
 1. **Gartek Engineering Corporation**
 2. **TRIANGLE ASSOCIATES, INC.**
- **Construction Testing –**
 1. **Nodarse & Associates, Inc.**
 2. **MACTEC Engineering and Consulting, Inc.**

The Division will process the Contracts and recommend award for the continuing contracts at a future School Board Meeting.

Approved in Open Board Meeting, June 7, 2011

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

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2010-2011 to 2014-2015. There is no additional impact; therefore, a collaboration form is not required from the Capital Budget Department.

J-5. Performing Arts Center Authority Broward Center for the Performing Arts License Agreement (Approved)

Motion was made by Mrs. Gottlieb, seconded by Ms. Murray and carried, to approve the 2011 Bethune Annual Theater Production License Agreement with the Performing Arts Center Authority at the Broward Center for the Performing Arts Amaturo Theater. (9-0 vote)

Bethune Elementary School of Visual and Performing Arts has had an educational Partnership with the Broward Center for Performing Arts Center for the past 11 years. The annual theater production which involves student performances and art displays will be held from May 16-18, 2011. The Center prints tickets for Bethune Elementary School free of charge to sell to the students, parents and school staff.

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

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

The estimated financial impact to the School District is approximately \$2,500, which includes backstage production costs. The costs will be paid from the Bethune Elementary School's Magnet budget. This item does not require a collaboration form from the Capital Budget Department.

No discussion was held on this item.

K. OFFICE OF CHIEF FINANCIAL OFFICER

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Policy 1100A, Rules for the Scheduling of Meetings and Establishment and Disposition of Agendas (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to adopt the revisions to Policy 1100A, Rules for the Scheduling of Meetings and Establishment and Disposition of Agendas, at this final reading, to: (9-0 vote)

- 1) add language that official action by the School Board shall be taken only at Regular and Special School Board Meetings;
- 2) add language that except for added speakers, all items added to an agenda for good cause to be part of the open agenda;
- 3) add the language that all items with a financial impact will be considered in an open agenda;
- 4) add language that items for reduction of retainage and receipt of audits are to be placed on the open agenda;
- 5) add language for public participation that topics are to pertain to the School District and issues presented may not be acted upon by the School Board unless otherwise indicated on the agenda;
- 6) revise language that any member of the public desiring to obtain a public record (removed, "or a piece of information") should contact the Public Relations and Governmental Affairs Office;
- 7) add language that communications media technology may be used as long as a quorum of Board members are "physically" present, as well as several smaller clerical edits.

The above action is requested in order to rebuild public trust and increase transparency in the day-to-day operations of the district.

There is no financial impact for this proposed revision.

No discussion was held on this item.

CC-2. Policy 1001 – Rule Adoption and Rulemaking (Adopted)

Motion was made by Ms. Dinnen, seconded by Ms. Murray and carried, to adopt revisions to Policy 1001 – Rule Adoption and Rulemaking, at this final reading. (9-0 vote)

The proposed changes to Policy 1001, provide an update of the rulemaking processes of the District school board to more fully delineate the steps of the school district's rulemaking process and incorporate opportunities for Board member and public input at various states of the rulemaking process.

Approved in Open Board Meeting, June 7, 2011

The recommended changes to Policy 1001, were discussed at Board Workshops on March 23, 2010, and January 18, 2011. Subsequent to the January 18th Workshop, the District reconvened its Policy Review Committee pending the final approval of the revision to Policy 1001. Additionally, it was determined to utilize Policy 1001, as a case study for the Public Rule Development Workshop as outlined within the new rule-making process, incorporated within this policy revision. The Public Rule Development Workshop for Policy 1001, was conducted on February 18, 2011, and served to garner feedback from the public regarding the proposed policy changes. There were no further recommended revisions resulting from the Public Rule Development Workshop.

This policy was approved, with amendments to the Summary of Proposed Rulemaking Process, at the March 21, 2011, Regular School Board Meeting. The amendments have been made to the summary.

The Office of the School Board Attorney has approved this policy as to form and legal content.

There is no financial impact to the district.

No discussion was held on this item.

CC-3. Policy 1007 – Ethics Code for School Board Members (Adopted)

Motion was made by Mrs. Good, seconded by Ms. Murray and carried, to adopt new Policy 1007 – Ethics Code for School Board members, at this final reading. (9-0 vote)

Policy 1007, sets forth an Ethics code to regulate the conduct of School Board members in a transparent and honest manner.

This policy was approved with amendments at the March 21, 2011, Regular School Board Meeting. The amendments have been made to the policy.

The Office of the School Board Attorney has approved this policy as to form and legal content.

There is no financial impact to the district.

No discussion was held on this item.

Approved in Open Board Meeting, June 7, 2011

CC-4. Policy 5202 – Gifts: Solicitation and Receipt (Adopted)

Motion was made by Ms. Murray, seconded by Mrs. Rupert and carried, to adopt revisions to Policy 5202 – Gifts: Solicitation and Receipt, at this final reading. (9-0 vote)

The proposed changes to Policy 5202, provide an update of the rule governing the circumstances under which a school district employee may receive gifts.

The Office of the School Board Attorney has approved this policy as to form and legal content.

There is no financial impact to the district.

No discussion was held on this item.

CC-5. Policy 4002.10 – Nepotism/ Employment and Assignment of Relatives (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Rich Levinson and carried, to approve new School Board Policy 4002.10- Nepotism, Employment and Assignment of Relatives, at this first reading. (9-0 vote)

The Ethics Commission findings included a recommendation for the establishment of a Nepotism Policy.

Currently, in Policy 4002, Hiring Procedures and Security Background / Screening and Photo Identification Badge Requirements, Page 4, #14- Employment of Relatives, we have language precluding employees from supervising a relative. This new policy expands the requirements and provides processes for handling occurrences of nepotism.

Policy 4002.10 – Nepotism/ Employment and Assignment of Relatives was reviewed and approved at the February 2, 2011 Policy Review Committee meeting, and presented to the School Board for their review at the February 8, 2011 School Board Workshop.

There is no financial impact to the district.

No discussion was held on this item.

DD. OFFICE OF THE CHIEF AUDITOR

EE. CHIEF OPERATIONS OFFICER

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

FF-1. Continuation of Cooperative Agreements and Calendars with Preschool Providers for Exceptional Students (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Good and carried, to approve the continuation of the Cooperative Agreements and Calendars between The School Board of Broward County, Florida (SBBC), and Preschool Providers for Exceptional Students. (9-0 vote)

SBBC is required under federal legislation to educate all identified preschool children with disabilities. The SBBC has entered into agreements with Ann Storck Center, Inc., ARC Broward, Inc., Broward Children's Center, Inc., Nova Southeastern University, Inc., and United Cerebral Palsy of Broward County, Inc., for more than twenty-three years. Since federal legislation supports the inclusion of preschool children with disabilities with their typical peers for more than eight years, preschool exceptional students have participated in an instructional program with typical developing preschoolers at North Lauderdale Educational Center, Inc., (Alphabetland). In 2007-2008 Baby Boomers, Inc., included preschool children with disabilities in their classrooms with typical four-year-old children.

In 2009-2010, Prodigy Center for Youth Development and Academic Excellence, Inc., included preschool children with disabilities in their classrooms with typical four-year-old children. These community sites have the commitment and the expertise needed to educate eligible preschool exceptional students as defined by State Board of Education Rules. The students may be emotional behavioral disabled, intellectually disabled, autistic spectrum disabled, physically impaired, other health impaired, speech impaired, language impaired, deaf and hard of hearing, visually impaired and /or developmentally delayed. The continuation contracts reflect a funding structure based on per student allocation. Transportation will continue as a required support service for preschoolers served in these contracts.

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

The source of \$10,242,980 is the IDEA federal grant. There is a financial impact of \$635,313 to the district for transportation. The source of these funds are included in the transportation budget. There is no additional financial impact to the district.

No discussion was held on this item.

GG. HUMAN RESOURCES

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

- JJ-1. Final Acceptance and Release of Retainage – The Weitz Company, LLC – New Food Service Multipurpose Building & Campus Renovations – Village Elementary School, Sunrise – Project No. P.000288 (f.k.a. 1621-21-01) (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Good and carried, to approve the Final Acceptance of the Village Elementary School, New Food Service Multipurpose Building & Campus Renovations, Project No. P.000288, and release the balance of retainage in the amount of \$353,204. (9-0 vote)

The contractor, The Weitz Company, LLC, has completed the scope of their contract within the contract limits.

The funds being released totaling \$353,204 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2010-2011 to 2014-2015, page 70.

Mrs. Good stated that she saw the Collaboration Sign-Off Form for Capital but not from the Superintendent or the Deputy Superintendent. Mrs. Good said that with the new reduction/ release of retainage piece a new form was used with the Superintendent's signature, similar to the process as with the Capital sign-off.

Concurring, Mr. Thomas Lindner, Acting Deputy Superintendent, Facilities and Construction, stated that the item was prepared based on the template that was used.

Ms. Dinnen thanked staff for including Policy 7005 with all the retainage items.

- JJ-2. Change Orders (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve change orders as listed for various school projects, and approve an increase of \$26,197 to the Capital Projects Reserve. (9-0 vote)

Approved in Open Board Meeting, June 7, 2011

Hallandale Elementary (New Site)	Change Order 02	\$14,890
Consultant Omission	\$10,462	
Unforeseen Condition	\$4,428	
Pembroke Pines Elementary (CREDIT)	Change Order 05	\$462,818
Owner Request	\$462,818 (CREDIT)	

Financial Impact: Pembroke Pines Elementary – Project No.: P.000227 \$26,197. The resulting financial impact shown will increase the Capital Projects Reserve by \$26,197. There is no additional financial impact to the district for the remaining projects.

Referring to Hallandale Elementary, Mrs. Good stated there was reference to the City of Hallandale Beach and the damage caused by the changing of the trees.

Mr. Lindner stated that the City of Hallandale will reimburse the district on those costs and any damages will be handled by the city as per the contract.

Ms. Murray stated there was an issue with the elevation.

Mr. Lindner informed that the issue has been resolved.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Following the action of Agenda Item G-4, the following Attorney-Client Session commenced at 11:30 p.m.

Announcement by Chair

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today May 3, 2011, 11:30 a.m. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: Hilda Gotay, Individually, and as parent and natural guardian for Jose Ratley vs. The School Board of Broward County, Case No.: 11-002150 (03), before the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. A Certified Court Reporter will record the entire session.

Approved in Open Board Meeting, June 7, 2011

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

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

The Attorney-Client Session recessed at 12:45 p.m. The Regular School Board meeting reconvened at 1:15 p.m.

Adjournment This meeting was adjourned at 2:45 p.m.

RT