

Approved in Open Board Meeting, June 2, 2010

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

May 4, 2010
Tuesday, 9:45 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 9:50 a.m., Tuesday, May 4, 2010, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Jennifer Leonard Gottlieb; Vice Chair Benjamin J. Williams; Members, Robin Bartleman, Maureen S. Dinnen, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Kevin P. Tynan, Esq., Superintendent James F. Notter, and Edward J. Marko, Esq.

Call to Order Mr. Williams, Vice-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 Mr. Tynan, seconded by Mrs. Hope and carried, to approve the official minutes for the following Board Meetings: Mrs. Gottlieb was absent. Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

April 20, 2010 – Special – Student Expulsions

Added Items – 4 Public Speakers

Close Agenda Upon motion by Mr. Tynan, seconded by Mrs. Hope and carried, the Agenda was approved and declared closed. Mrs. Gottlieb was absent. Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

SPECIAL PRESENTATION

Flanagan Winter Guard and West Broward High School Winter Guard

Via video conferencing, Mr. Tynan recognized Flanagan High School Winter Guard for placing 4th in the nation in the Scholastic World Class Finals and West Broward High School Winter Guard for placing 3rd in the nation in the Scholastic A Class Finals at the Color Guard World Championships held at the University of Dayton, Ohio on April 9 -10, 2010.

A video presentation was held that highlighted the participants' performance.

Mr. Tynan recognized and congratulated the staff and students for their achievements.

Mr. Notter congratulated everyone and said the district is very proud of each and every one of the students.

Mrs. Kraft stated, it is understood that the district will not be able to fund as much as in the past for students to attend these types of events. The message should be sent that students will be able to attend these activities and the school district will do whatever it can to help raise funds from the private sector or other sources.

Mrs. Kraft stated these activity opportunities should not be restricted, for students to gain this national recognition.

Mr. Notter agreed, for the record.

Ms. Dinnen stated this is a good opportunity to illustrate what the state is cutting from the budget, what these children are doing. She suggested that these presentations be sent to the Legislature.

REPORTS

Broward County Association of Student Councils and Student Advisor to the Board Council – Itai Raz, Sara Saxner, and Maria Rincon (Incoming Student Advisor)

Itai reported that the national chapter of the National Honor Society submitted their final report, listing their events for the year which raised a lot of money for charity.

The North and South Areas Scholar Athletes Banquet was held; over \$60,000 in scholarships were granted.

Itai and Sara reported this will be their last School Board Meeting. They presented some brownies, in keeping with tradition, in appreciation to the School Board during their “amazing” year.

Sara stated that students in Broward County appreciate having a student voice on the Board.

Mr. Williams, on behalf of the School Board, stated the Board is proud of the Student Advisors, as they presented the student body and the School Board during the school year.

Ms. Dinnen stated that the Student Advisors were invaluable this year, as many times the Board has been in a discussion and they have said exactly what the Board needed to hear. She wished Itai and Sara best of luck and good fortune in their careers.

Mrs. Bartleman thanked the Student Advisors for their tremendous job in advocating for students. She appreciated their suggestions for Early Release Days, to have workshops for students and providing their list of topics.

Dr. Parks appreciated the timely attendance of the Student Advisors to workshops and bringing their attention to detail, knowing the issues, and their follow-through. He stated the legacy of being proactive will be passed on to the new student advisors.

Student Advisors were presented with gifts of a clock and pen set in appreciation for their service to the students of Broward County during the 2009-2010 school year.

Following the committee reports, Mr. Williams recognized and welcomed the 2010-2011 Student Advisor to the School Board, Maria Rincon, Pompano Beach High School.

Employee Unions – Bernie Schultz

Ms. Schultz presented 1,000 pink slips to represent the district's proposed cuts for music, art, physical education and media guidance. She stated, in the face of massive cuts to specials and up to 1,000 proposed layoffs, the BTU in conjunction with the Federation of Teachers is launching the Pink Hearts, Not Pink Slips campaign. She discussed the magnitude of the proposed cuts that would impact the district's education professionals and students.

Ms. Schultz stated that by the end of the school year it is estimated that every school in Broward County will be affected by somebody being laid off. These cuts will erode school safety and classroom discipline, as well as eliminating essential programs. She further stated that the School Board needs to insist on receiving documentation that every budget cut was truly explored and necessary before these programs are cut.

Facilities Task Force – Nick Sakhnovsky

Mr. Sakhnovsky informed that this report concludes his work as Chair for the Task Force. The Task Force met on March 4, 2010 and April 8, 2010.

In March, reports were received by Mr. Omar Shim, Director, Capital Budget, Mr. Paul Falcone, support staff for the Superintendent's Education Excellence Through Integrity, Public Ethics and Transparency Commission; and Mr. Tom Lindner, Acting Deputy Superintendent, Facilities and Construction Management.

Also at the March meeting new officers were nominated and at the April meeting they were elected, effective with this month's meeting. The new Task Force Chair is Charlotte Greenberg and Vice-Chair Donna Green. Mr. Sakhnovsky stated it has been a pleasure to be a Chair during the past two years and thanked all members of the Task Force for their service.

Mr. Sakhnovsky stated that a number of issues that are going to be addressed in the forthcoming report from the Superintendent's Commission were discussed, including QSEC reform, non-interference by Board Members, and nepotism in hiring. Mr. Shim also provided an update on construction financing and said the use of Certificates of Participation is currently exhausted.

Mr. Sakhnovsky stated that over the last two years the Task Force has attempted to better fulfill its responsibilities to provide a forum for community participation in the planning, construction and maintenance and monitoring processes of the School Board, and to make recommendations that will promote excellence in facilities. Remarking that such recommendations have been made, the School Board has not acted. It is hopeful that in the future the Board will act on them.

Ms. Dinnen clarified that the Superintendent's commission was established by the Superintendent and the Board.

Mrs. Hope thanked Mr. Sakhnovsky for his dedication and recommendations.

BOARD MEMBERS

Mrs. Kraft stated that she deferred her Board report from the last meeting due to the lateness of the hour. Due to the lateness of this meeting, Mrs. Kraft stated she will defer her Board report during the time the meeting is broadcast, as she wants to recognize several of her schools.

Ms. Murray acknowledged the tragic loss of Apollo Middle School 7th grade student Daniel Torres, who died on April 28th from a gunshot wound.

Mr. Aaron B. Cosby, Security Specialist, at Attucks Middle School, passed away last week. Mr. Cosby has been a very important part of the Attucks Middle School team for three years and with the School Board for 19 years. His contribution to the safety of our students was greatly appreciated and he will be missed.

A moment of silence was requested, and observed, to honor these individuals and their families.

Ms. Dinnen stated she will not present a report. She reminded everyone to read the Miami Herald editorial today.

Dr. Parks informed that he has not received the Audit Committee report he requested. He stated that the Board should be apprised as to when the Audit Committee reports will be posted. Dr. Parks said he would like staff to respond to Mrs. Kraft's and Ms. Dinnen's e-mail questions in a public forum.

Mrs. Bartleman informed her colleagues that this week is Teacher Appreciation Week. She thanked all the teachers in the district for everything they do.

Mrs. Bartleman stated that she received an e-mail regarding the Gang Prevention position from employees who indicated they were willing to furlough work days so that person could keep their job. She inquired whether this is possible.

Mrs. Bartleman attended the Character of Education ceremony. She thanked the YMCA and Sun-Sentinel, and everyone involved. Mrs. Bartleman praised the outstanding performance, students playing guitars and drums, and other instruments.

Mrs. Bartleman discussed the Vial of Life program for medically needed seniors that list their information for first responders. This is going to be created for students so their medical information is readily available.

Mr. Williams informed his colleagues that test preparation was held for high school students at Nova-Southeastern University sponsored by the Princeton Review. Over 800 students attended for test preparation of SAT and ACT, and over 200 parents attended a seminar/workshop.

Mr. Williams stated that in December 2008 the Board voted to send 95 portables to Haiti but they were not sent, thankfully, because subsequently the earthquake would have destroyed them. Mr. Williams stated this past weekend four portables were sent to Haiti and 31 are going to be sent. He thanked the William J. Clinton Foundation for taking responsibility for sending 13 of those portables to Haiti.

Dr. Parks and Board Members extended credit and gratitude to Mr. Williams for his driving force on the portable mission to Haiti.

Speakers

Michael Gold
Janis Margulis
Michele Gallagher
Billy Davison
Victor Smith
Margaret Giani
Lynda Daher
Peter Epstein
John Lord
Katrina Blanks
Suzanne Atkin
Thieshia Cox
Judy Kemp

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mr. Tynan, seconded by Ms. Dinnen and carried, to approve the Consent Agenda for the remaining items. Mrs. Gottlieb was absent. Mrs. Kraft had not yet assumed her seat on the dais. (7-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

A-1. Resolution in Support of Dr. Heinz-Otto Peitgen (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to adopt Resolution #10-95, in support of Dr. Heinz-Otto Peitgen – May 4, 2010.

Ms. Dinnen stated that the resolution is in recognition of Dr. Heinz-Otto Peitgen who is a full professor of mathematics and biomedical sciences at Florida Atlantic University, since 1981. The following year Dr. Peitgen invited the School Board of Broward County to join FAU in a National Science Foundation Teacher Enhancement Grant, now a 17 year partnership between three entities. Ms. Dinnen, on behalf of the School Board, recognized and praised Dr. Peitgen as a teacher, professor, and his dedication to students and contributions to the School Board.

Mr. Peitgen thanked the School Board, colleagues and friends for the resolution. He says he has received many distinguished awards in the scientific community but this recognition touches his heart. He stated for ten summers he was involved in National Science Foundation Support and Teacher Enhancement program. Currently, a new program has been created at FAU, a master's degree program for middle grade teachers funded by the National Science Foundation, most of them having gone into important leadership positions in the district.

Mr. Peitgen further stated that the district is recognizing the people who have brought forward their devotion and work, and he will share the recognition with them.

A-2. Resolution #10-96, in Lieu of Bonding for Plantation Park Elementary School (Adopted)

Adopted Resolution #10-96, in Lieu of Bonding for Plantation Park Elementary School.

The City of Plantation requires that a maintenance bond be posted in an amount equal to 10% of the total contractor's cost for the proposed fire line within the Right-Of-Way at Plantation Park Elementary School. The City has agreed to accept a resolution from the Board in lieu of bonding.

See Agenda item J-5 for the companion bill of sale for the improvements.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 95. There is no additional financial impact to the school district, therefore this item does not require a Collaboration Form from Capital Budget Department.

- A-3. Resolution in Support of School Impact Fee Waiver for Lots 22 and 23, Block 2, "Washington Park", According to the Plat thereof, as Recorded in Plat Book 19, Page 22 of the Public Records of Broward County, Florida – Located on the North Side of NW 6th Court between NW 24th Avenue and NW 22nd Avenue in the City of Fort Lauderdale – Proposed for Development by Property Owner Storkey Smith (Adopted)

Adopted Resolution #10-97, which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$13,902 in school impact fees due for the construction of two (2) (four or more bedroom) very low-income single-family units on Lots 22 and 23, Block 2, "Washington Park", according to the plat thereof, as recorded in Plat Book 19, Page 22, of the public records of Broward County, Florida.

The proposed development will consist of two (2), (four or more bedroom) very low-income single-family units, which will provide affordable housing for very low-income individuals as defined in Division 6 of the Broward County Land Development Code Definitions. Therefore, as proposed, the two (2) very low-income single-family units are eligible for consideration of a school impact fee waiver as cited under Section 5-184(b)(4), of the Broward County Land Development Code. Under this Section, a school impact fee waiver can be granted based on percentages in the following manner: Very Low Income – 100 percent and Low Income – 100 percent.

The Broward County Housing and Community Development Division certified the proposed development as two (2) very low-income affordable single-family (four or more bedroom) units. Based on the current school impact fee ordinance (Ordinance 97-40, effective June 2, 2009), the total school impact fee due for the project is approximately \$13,902. Based on criteria cited in Section 5-184(b)(4), of the Broward County Land Development Code, the total \$13,902 qualifies for school impact fee waiver. Schools affected in the 2009-10 school year are Dillard Elementary, Arthur Ashe Middle, and Dillard High Schools.

The applicant, Storkey Smith, is not registered as a 501(C)(3) Not for Profit entity, as defined by law.

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

There is a potential loss of approximately \$13,902 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

A-4. Resolution No. 10-98, Certificates of Participation, Series 2010A
(Qualified School Construction Bonds-Federally Taxable-Issuer Subsidy)
(Adopted)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to adopt Resolution No.10-98, Certificates of Participation, Series 2010A (Qualified School Construction Bonds-Federally Taxable-Issuer Subsidy). Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. Mrs. Kraft voted "no." (6-1 vote)

Adopt Resolution No. 10-98 authorizing the execution of Schedule 2010A to the Master Lease Purchase Agreement; authorizing execution of a Series 2010A Ground Lease; approving the form of Series 2010A Supplemental Trust Agreement and a Series 2010A Assignment Agreement; approving the negotiated sale of Certificates of Participation, Series 2010A in an aggregate principal amount of not to exceed \$51,646,000, and authorizing execution of a certificate purchase contract; approving the form of a preliminary offering statement and authorizing its distribution and use in connection with the offering for sale of the Series 2010A certificates; authorizing execution and delivery of a final offering statement; authorizing the execution of a continuing disclosure certificate; providing for incidental action; and providing for an effective date. This is the second financing under the "American Recovery and Reinvestment Act of 2009", which was recently amended by the "Hiring Incentives to Restore Employment Act". The first financing offered investors a federal tax credit; this financing will offer investors taxable current interest payments, subsidized by the Treasury, so that the interest cost to the district will be minimal.

The proceeds of this financing will not exceed \$51,646,000. This financing is included as part of the Five Year District Educational Facilities Plan adopted by the School Board on August 25, 2009.

Mrs. Hope requested a deferment of the item as it is related to the Leasing Corporation agenda item that was discussed earlier today. She stated there was consensus that the Board would like to review other projects, how projects were determined as a priority and possibly have some input before it is taken to market.

Motion to Defer (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Kraft, to defer the agenda item until after the District Educational Facilities Plan meeting in June 2010. Mrs. Gottlieb was absent. Mrs. Hope and Mrs. Kraft voted "yes." Mrs. Bartleman, Ms. Dinnen, Ms. Murray, Dr. Parks, Mr. Tynan and Mr. Williams vote "no." (2-6 vote)

Mrs. Bartleman inquired about the ramifications of deferring the item, not issuing the COPs right away.

Mr. Mike Baldwin, Senior Managing Underwriter, Citigroup, responded that the transaction, Qualified School Construction Bond is a taxable transaction and is subject to the movement of the treasury market. He stated to the extent that the treasury market moves up or down will depend on the efficiency of the transaction. Mr. Baldwin explained that interest rates are going higher which means taxable treasury rates are going higher. He stated that the district executed this item last year in June; if the district would have waited until the fall the transaction would not have been as efficient. The Broward School Board was the only school board throughout the state that was able to realize a zero percent cost to financing. By waiting last year the district would have paid an additional \$14.7 million over the life of the loan. Mr. Baldwin further stated that depending on how long the district waits, the trend is that interest rates are going higher.

Mr. Henry Robinson, Treasurer, concurred that the district would pay back less than what is being borrowed if the rates were obtained today.

Mr. I. Benjamin Leong, Chief Financial Officer, informed the Board that Mr. Tom Lindner, Acting Deputy Superintendent, Facilities and Construction Management, and Capital Budget staff have met with different Board Members and informing them that projects are going to be canceled due to the declining property values for next year.

Mr. Leong stated that in the projects in the Five-Year Plan that was approved in 2009 have funding attached to it.

Mr. Omar Shim, Director, Capital Budget, informed that as the process continues in deciding what projects are or are not going forward staff will adjust the projects that fall under this financing, or going forward, that will be done. Mr. Shim stated that at this moment the financing is being approved for projects that could be on this list; the list can be altered within the next few weeks or in the future to encompass what is the Board's priority. The objective is to go through the process of the Five-Year Plan and this is the financing that is needed in the revenues in order to realize what is needed to fund the plan.

Mr. Tynan stated that now is the time to get in the market and if that is not done the district will be facing a lot of uncertainty.

Mrs. Hope stated the concern from the Board was how to spend the money and have a little bit more control over projects in their districts, or whether to move forward with existing projects.

Mr. Robert Gang, Esq., informed that the district must spend the money within three years under Qualified School Construction Bonds or the bonds must be redeemed with the leftover funds. He stated this is much stricter than regular tax-exempt certificates.

Ms. Dinnen stated that the Board is not locked into these forever and sometime within three years there may be a change. She stated the Board knows what the situation is in the market at a given time, and staff is giving their best judgment based on the unpredictability of the situation. Ms. Dinnen further stated, if there are still problems with some of the projects, alterations can be made as long as it is completed in three years.

Mrs. Kraft voiced concern over taking funding and applying it to different projects. She inquired whether once a project is funded and the COPs are assigned the funding cannot be changed.

Mr. Gang responded that in order to award a contract there must be a funding source in place. He stated the Board has the ability to substitute something else for one of these projects as long as the contract has the Davis-Bacon prevailing wage provisions included, as long as money has not been spent on it before a reimbursement resolution was passed last year for these two years, and spend the money within three years.

Mrs. Kraft stated there were several projects that were awarded and were canceled because there was no funding. She inquired how the contracts were awarded if there was no funding.

Mr. Shim, who informed that the contracts were design contracts, stated that there was funding for these design contracts but there was no funding for the construction portion. Mr. Shim stated that the projects were taken out of the Five-Year Plan prior to that, prior to starting construction, and dollars were allocated for the procurement of the design services which was canceled this year.

Mr. Shim informed that CM projects are structured to pay a portion of the contract in which the district has committed at that time. Mr. Shim explained, there are certain fees which are committed in the contracts as they are signed and the fees are funded. Not all the funds are committed for all construction, as it could be a year later before construction begins.

Mr. Leong stated there may not be a funding source but it has been previously budgeted. He stated that staff reviews the project to ascertain whether it can be funded by PICO funding or from COPs funding. Mr. Leong further stated when the Five-Year Plan is approved there is a budget attached to it but the financing part is not yet completed.

Mr. Gang clarified that a funding source can be any legally available source of money and financing is one method of funding. He informed that some districts do not finance anything, such as Pinellas County who did not go to market, but they funded on a pay-as-you-go basis. Funding source is what Florida law requires.

A vote was taken on the Motion to Defer.

Mr. Gang informed the Board that the lease financing disclosure must indicate what projects are being financed with the Board reserving the right to do another project as long as it qualifies for funding.

Mr. Notter stated it is the intent, if the item is approved, to go to market with the identified four projects. He inquired about a time frame so that a workshop discussion can be held.

Mr. Leong stated that currently staff is working with rating agencies and conference calls will be made on Thursday and Friday of this week. He stated a closing date would be early June 2010. Mr. Leong reminded the Board that the second approval of the DEFP is in September 2010.

Concurring, Mr. Robinson informed that the next step after this approval is talking to the three rating agencies, who have all recalibrated the district's rating which has gone up. Once a resolution is made on this issue a closing date would be within June or early July 2010.

Mr. Notter stated that in early June there will be a closing identifying these four schools; the second and final reading of the DEFP in September 2010 will include the approved projects. Subsequently, the Board can change the project at that time. Mr. Notter informed that a workshop will be scheduled prior to the second week in June to resolve the four projects.

Mr. Tynan called the question. A vote was taken on the item.

B. BOARD MEMBERS

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

E-1. 2010 Opening and Closing School Times (Summer Term) (Approved)

Approved 2010 Opening and Closing Times (Summer Term).

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.

E-2. 2010-2011 Opening and Closing School Times (Regular Term)
(Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to approve the opening and closing school times for 2010-2011. Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 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 an operational cost savings to the district.

Mrs. Bartleman inquired whether the opening and closing times is saving money and what were the original times prior to the change.

Mr. Carter responded that he will provide for the Board a summary re-cap of all the financial implications of time changes, what the requests were, and the original times, revisions, and the cost impact.

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

Motion was made by Dr. Parks, seconded by Mrs. Bartleman and carried, to approve renewal of agreements between The School Board of Broward County, Florida, and the cities of Fort Lauderdale, Lauderdale Lakes, Miramar, and Wilton Manors, and YMCA of Broward County, Florida, Inc., a non-profit organization, to provide school bus transportation for recreational programs for the period of one year. Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 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 cities of Fort Lauderdale, Lauderdale Lakes, Miramar, and Wilton Manors, and YMCA of Broward County, Florida, Inc., 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 stated she serves on the board of the YMCA, does not receive compensation and it is a volunteer, non-profit organization. She inquired whether she can vote on this agreement.

Mr. Marko advised there is no conflict for any Board Member who serves on a non-profit organization and serves in the capacity of a Board Director or Trustee for no compensation.

E-4. Employee Benefit Insurance Consultant Agreement Renewal
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to approve the Second Amendment to the Employee Benefit Insurance Consultant Agreement for Gallagher Benefits Services, Inc., and renewal of contract 24-087N, for an additional year. Mrs. Gottlieb was absent. Mrs. Bartleman and Mrs. Hope were absent for the vote. (6-0 vote)

Request for Proposal (RFP) 24-087N, was awarded to Gallagher Benefit Services (Gallagher) on April 20, 2004. The RFP provides consultant services specializing in employee benefit plans.

Services provided by Gallagher Benefit Services include assistance in the development of RFP's under Florida Statute Section 112.08, analysis and design of benefit plans, including Internal Revenue Code Section 125 plans coupled with assistance in plan document drafting. Gallagher will provide consulting services, as necessary, on matters relating to employee benefits program for The School Board of Broward County, Florida, as described in the RFP 24-087N.

The contract was for five (5) years and expires May 30, 2010, and provisions include extensions for three (3) additional one-year periods in accordance with Special Condition 7.4 of the RFP. This is the second one-year extension of the contract. The RFP for Employee Benefit Insurance Consulting Services allowed for a rate increase for the upcoming year. Gallagher has agreed not to increase their rates; therefore, their fee will remain the same for the term of the contract.

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

It is requested that an additional expenditure of \$200,000 be added to the estimated value of the contract to continue services for another year with Gallagher. This will provide an approximate total expenditure for RFP 24-087N of \$1,800,000 for the contract period. Funding Source: Fringe Benefit Clearing Account.

Ms. Dinnen requested a clarification as to whether there is an increase in the fee.

Mr. Robert Waremburg, Director, Supply Management and Logistics, informed that the contract is being renewed for the first time. Last year's renewal included a reduction in rates and at this renewal opportunity the rates will remain the same. The additional money requested is for additional services for the period from the renewal of the new contract year. The actual per hour rate is the same.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Grant Applications (Approved)

Motion was made by Mr. Tynan, seconded by Ms. Murray and carried, to approve the submission of grant applications to: Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 vote)

- A. Achieving Excellence in Education Grants, \$47,651
- B. Dale Hickam Excellent Teaching Program, \$6,568,803
- C. Dollar General Youth Literacy Grants, \$5,000
- D. Elementary and Secondary School Counseling, \$1,199,054
- E. Florida Department of Education's Fresh Fruit and Vegetable Program, \$875,050
- F. Florida First Start, \$1,582,368
- G. Target Community Giving Grants Program, \$2,500
- H. U.S. Department of Education/Teaching American History, \$998,121
- I. Workforce One – In School Youth Grant Program, \$310,423
- J. Workforce One – Out-of-School Youth Grant Program, \$390,000

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 \$11,978,970 from various sources. There is no additional financial impact to the district.

Ms. Dinnen stated that the Dale Hickam Excellent Teaching Program was supposed to be defeated but when Senate Bill 6 was vetoed the program came back. She stated there was a reduction in the amount paid to National Board teachers but it was not completely defeated.

Ms. Linda Whitehead, Director, Teacher Development and Effective Schools, informed that there will be a \$25 million reduction in the allocation for next year. She stated that teachers will be eligible for a certification bonus in the 2010-11 school year.

Dr. Parks requested staff notify the Board concerning the reduction in the amount paid to National Board teachers and to also provide the figures to Mr. Eddie Arnold, Public Relations & Governmental Affairs, when available.

F-2. Agreement with City of Champion Foundation for High School Football Game (Approved)

Approved agreement with City of Champion Foundation to play a football game in the City of East St. Louis, Illinois, between East St. Louis Senior High and Dillard High on Sunday, September 5, 2010.

City of Champion Foundation is a community Foundation led by former St. Louis Rams professional and Dillard alumni Isaac Bruce. City of Champion Foundation has invited Dillard High to play an interscholastic high school football game on Sunday, September 5, 2010. Permission has been granted by the Florida High School Athletic Association (FHSAA) to schedule this game.

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

This agreement has been reviewed and approved as to form and legal content by the School Board Attorney. City of Champion Foundation has approved and signed the contract.

There is no financial impact to the district.

G. HUMAN RESOURCES

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

Approved the personnel recommendations for the 2009-2010 appointments and leaves as listed on the Executive Summary and respective lists for Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. The teacher approvals on this G-1 item are teachers in subject areas for which there is no surplus and/or layoff teacher in that certification area that could be placed in these positions.

The Personnel Recommendations for Instructional Employees include the following items:

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

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

G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2009-2010 School Year (Approved)

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

The Personnel Recommendations for Instructional Employees include the following items:

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

There will be no financial impact to the school district.

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

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to approve the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees. All recommendations are made pending security clearance and with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. Mrs. Gottlieb was absent. Mrs. Hope voted "no." (7-1 vote)

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

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

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

Mrs. Bartleman inquired about the process/guidelines for re-hiring someone after retirement from the school system, and whether the Board Attorney reviewed the agenda item to ensure the process was followed correctly and according to law.

Mr. Marko responded that there is a process the School Board utilizes and the process by the Florida Retirement System. Mr. Marko stated he does not review every agenda item to recheck whether or not the person responsible for bringing the information forward did or did not adhere to School Board rules, procedures and law. If a staff member indicated they had a concern the item would then be reviewed. Mr. Marko further stated he does not see anything in the item that would indicate that the normal procedures have not been followed.

Mrs. Bartleman inquired about the effective date of the principal's retirement, whether the principal stayed out for 30 days, participated in an interview process after the 30 day period, and whether the process adheres to state and district guidelines.

Mrs. Gracie Diaz, Acting Associate Superintendent, Human Resources, responded that the state guidelines indicates that an individual must sit out 30 days and the district's policies and procedures do not require the individual to sit out 30 days before they can interview for a position; a person can be re-employed after the 30 days out and they no longer have been employed. Mrs. Diaz stated all the policies and procedures in regards to advertising the position, screening the candidates, interviewing and making a selection have been followed within guidelines of Florida law.

Remarking that she does not oppose the practice or process, Mrs. Bartleman stated there needs to be guidelines when re-hiring retired administrators. She inquired why this individual was selected.

The Superintendent responded that Mr. Robert Crawford, Atlantic Technical Center, was the most qualified person to fill a mission-critical position. Mr. Notter informed that Atlantic Technical is the largest technical center in the state that provides extensive union and non-union apprenticeship training throughout all skilled trades, including the district's internal apprenticeship program for employees so they can improve their skills. Mr. Notter stated that the business partnerships – Ford, General Motors and Toyota help to train and upgrade all the mechanics throughout the county and Palm Beach County. In addition, Mr. Crawford has done work in the district's urban core, which is critical so that students can move forward to earn a GED and then articulate into one of the three technical centers and gain skills that are employable.

Mr. Notter further stated that Mr. Crawford oversees WorkForce Development programs which is approximately \$62 million used to develop workforce programs for adults in high skilled/high wage areas, and ESOL programs. Mr. Crawford designs short-term projects for people who are on unemployment to get the shortest, most efficient training so they can re-enter the workforce as quickly as possible. He has significant influence in terms of helping the district set standards for occupational completion points and literacy completion points which are the measures of how the district earns money.

The Superintendent informed that Mr. Crawford left the system at the top step salary level, Step 15, and is coming in at the 0 level, as a brand new principal. In addition, there were 35 names on the BTU list and 17 individuals returned to BTU bargaining positions.

Mr. Notter stated the Board and the Superintendent need to discuss at a workshop regarding individuals coming out of retirement, including military retirements and police and fire academies.

Mrs. Bartleman stated there needs to be a transparent process and the Board needs to decide how to handle individuals when they come back to the system. In addition, if the positions are mission critical there has to be succession planning built in. Mrs. Bartleman suggested that the workshop discussion include review of a plan as to how that person will pass on knowledge to the next person.

Mrs. Kraft inquired whether any succession training has been done with Mr. Crawford's former responsibilities and duties. She inquired about the financial impact if Mr. Crawford was not selected for this position, and the savings to the district by having Mr. Crawford.

Mr. Notter stated there was very limited training done in that regard. He stated that the workforce development portion comes in regarding the business aspect, the funding source that is utilized for the three technical centers, the alternative high schools and community schools. He stated that diversification would need to occur, having others take on the duties and responsibilities. Mr. Notter stated that the financial impact would be one Full-Time Equivalent employee. The savings to the district with bringing back Mr. Crawford is \$17,417.

Responding to Mrs. Kraft's inquiry, Mr. Marko stated if someone is not an employee with the School Board for 30 days they should not have anything personal in their desk. There is a severance of a relationship of an employer/employee for that 30 day period as prescribed by the Florida Retirement System.

Responding to Mrs. Kraft's inquiry about when the retirement was retroactive, Mrs. Diaz stated that the last day of employment was the last day of March, when the paperwork is submitted and the employment ends. The Board may not have acted on it because all the paperwork was not submitted. Mrs. Diaz stated Mr. Crawford sat out during April, which is necessary by law, and his new employment is effective May 5, 2010.

Mrs. Kraft discussed numerous workshop discussions about changing the schedules for principals from 12 months to 11 months. She suggested rehiring Mr. Crawford as a principal for Atlantic Technical effective August 15, 2010, and bring him in or workforce development as a consultant, as has been done in the past with other positions. Mrs. Kraft stated this has been done before, where there has been a principal vacancy and people are brought in on an interim basis from the existing pool to act as a principal to close out the end of the year.

Mr. Notter, who responded that workforce is only a “slice” of the equation, stated that there is a necessary amount of work that needs to be done with all the apprenticeship programs, the intricacies of insuring the budget is balanced, calculating the occupational and performance completion points, and gearing up a special high school and adult education program.

Mrs. Kraft requested a Board workshop to discuss having the Board Attorney’s office review all Board agenda items to ensure that what we are doing is legally appropriate. She stated this will provide checks and balances and it will provide a set of expectations to the new General Counsel.

Ms. Dinnen concurred with succession planning, especially with specialized positions. She stated, if individuals are in the BTU bargaining unit that is a bargainable item and neither the Board nor the Superintendent can state that the rules are different.

Mrs. Hope stated the district must make room for new people who have new ideas and vision, and that administrators should not be rehired as it sends the wrong message that everyone is not treated fairly, especially during these times when teachers and non-instructional staff are being laid off.

Dr. Parks stated that the district re-hires teachers, and the Board needs to look at the value of what this individual brings to the district. He stated that Mr. Crawford during his tenure at Coconut Creek High School brought an innovative program in Environmental Science and Research and built an auto-tech lab, working jointly with Atlantic Technical High School, and the nursing program. Dr. Parks further stated experience is difficult to obtain and the Board should not overlook the human capital that this person brings to the district. He stated these individuals save the district thousands of dollars and the administrators are very capable. Dr. Parks stated he will support the item, as Mr. Crawford brings leadership to the district. He concurred with the workshop discussion.

Mr. Marko advised that personnel is under the auspices of the Superintendent to make a recommendation and his recommendation can only be rejected for good or just cause. If the Superintendent’s recommendation is rejected for cause, a second recommendation would be presented. In most instances the person recommended by the Superintendent fulfills all the requirements of the job. He stated that the recommendation cannot be rejected unless the person is not qualified.

Mrs. Kraft stated that in the past the Board overturned a recommendation of the Superintendent for a psychologist position and the district was sued for a substantial amount by the individual and won. She reminded her colleagues that in a previous workshop setting the Board gave direction that if the Superintendent could show that the person was indispensable and that there were no other candidates that could do the same job, that the Board informally said that it would not oppose a DROP rehire.

Mrs. Kraft, who remarked that her issue deals with the timing of the recommendation, suggested having Mr. Crawford begin his position in August to do the workforce portion.

Mr. Marko advised that the item could be deferred for a period of time, but cautioned that the deferral could result in a denial to fill the position, which he would not advise.

Motion to Separate (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman, to separate the name of Mr. Robert Crawford, from the remaining Agenda G-3 item. A roll-call vote was taken: Mrs. Bartleman, Ms. Dinnen, Mrs. Hope and Mrs. Kraft voted "yes." Ms. Murray, Dr. Parks, Mr. Tynan and Mr. Williams voted "no." Mrs. Gottlieb was absent. (4-4 vote)

A roll-call vote was taken on the Motion to Separate.

Motion to Defer (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman, to defer Agenda Item G-3. Mrs. Gottlieb was absent. Mrs. Bartleman and Mrs. Kraft voted "yes." Ms. Dinnen, Mrs. Hope, Ms. Murray, Dr. Parks, Mr. Tynan and Mr. Williams voted "no." (2-6 vote)

Responding to Mrs. Bartleman's inquiry, Mr. Marko responded that the law indicates the employee shall have no employment connection for 30 days, regardless of whether the employee took his belongings with him.

Mrs. Diaz assured that Mr. Crawford was advised as to the 30 days and how he needed to ensure that he was not at his school and not talking to staff at the school; he was told all the rules. Mrs. Diaz stated it was his responsibility to follow the rules and he understood the ramifications if he did not follow the rules that have been established.

Mr. Tynan stated the issue is why there is a need to defer the item, as there is consensus that Mr. Crawford is a good person. He opined that the Board wants to make a policy and move forward. Mr. Tynan further stated the Board needs to approve the recommendation.

A vote was taken on the Motion to Defer.

Commenting that perception becomes reality and there are perception issues, Mr. Tynan stated if someone is in DROP or any other program they will receive their money regardless of whether the district rehires them. Mr. Tynan further stated if someone is rehired to replace a position at less money than what they were being paid, that is a savings to the district. He informed his colleagues that DROP was formed to save cities and other governmental agencies money, and to encourage new leadership.

The following individual addressed this item:

Bernie Schultz

Mrs. Kraft stated her issue is that further conversation is needed regarding the implications of budget cuts, especially at the school level, and the process that is utilized. She stated that the vote on this recommendation is taken based on the law, as there is no legal basis to turn down the recommendation. For the record, Mrs. Kraft said that she does not support all the cuts being made at the school level and there are savings that could be done to save those positions.

Mrs. Hope stated the Board needs a discussion to develop a policy on this issue, nothing personal against Mr. Crawford.

Following extensive discussion on this issue, Board Members Mrs. Kraft, Ms. Dinnen, Dr. Parks and Mr. Tynan requested Mr. Notter to schedule a comprehensive Board workshop, to have a broad based discussion on developing standard guidelines and policy regarding rehiring retired administrators; the issue of freezing a salary for anyone that comes in after retirement; succession planning; transparent process that is objective and fair; and encourage new leadership.

A vote was taken on the item.

District personnel were recognized by Board Members.

Mrs. Kraft informed that these are Interim Principal positions and not new positions.

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

Motion was made by Ms. Dinnen, seconded by Mr. Tynan 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 State Department of Education and The School Board of Broward County, Florida. Mrs. Gottlieb was absent. (8-0 vote)

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.

Ms. Dinnen recognized long-time employees who are retiring, including Dr. Earlean Smiley, Deputy Superintendent, Curriculum, and Principal David Gordon, Pompano Beach High School.

Mrs. Kraft extended best wishes to Dr. Smiley in her new position as Superintendent in South Carolina.

Mrs. Hope thanked Dr. Smiley for her hard work and dedication to the district.

Employee Lacandy Johnson, West Area Transportation, addressed the Board regarding her disciplinary termination. She requested a suspension rather than termination.

Mrs. Hope inquired whether there is a progression of discipline in this case.

Mrs. Victoria Kaufman, Director, Noninstructional Staffing, responded that the recommendation for first offense is termination, according to the Rules and Penalties for this infraction. Mrs. Kaufman informed that Ms. Johnson is a bus attendant and did not call into work that morning. According to the bus video and audio tape, Ms. Johnson arraigned for the driver to pick her up at a separate stop; her time card was punched in an hour earlier than she was picked up. Both she and the driver's time cards indicate they were punched in at the same time. The other driver will appear on the next School Board agenda for a recommendation of termination.

Mr. Tynan inquired whether the process continues on this matter after the Board's approval.

Responding affirmatively, Mrs. Kaufman stated that she will take Ms. Johnson to Employee Relations to follow the process.

Responding to Dr. Parks' inquiry, Mrs. Kaufman stated that there is a list, Rules and Penalties, that was created collaboratively with the union and the district specifically for Transportation employees.

G-5. Supplemental Pay Positions – List #16 (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Murray and carried, to approve the recommended supplemental pay positions of employees for the 2009-2010 school/fiscal year. Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 vote)

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

The Specific Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2009-2010 school year.

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

Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 200.

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

No discussion was held on this item.

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

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to approve the recommendation(s) for discipline as listed for Instructional/Noninstructional staff. All recommendation(s) are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. This motion was superseded by a Motion to Defer one individual (page 26). Mrs. Gottlieb was absent. (8-0 vote)

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

There is no financial impact to the school district.

Mr. Jason Ramsey informed the Board that he has been under investigation for 13 months and it has cost him \$13,400 deducted from his paycheck since the inception of his investigation. He stated the delay was a computer malfunction at Special Investigative Unit that caused two months to gather paperwork and a principal that was on vacation that could not be reached due to a vacation in order to get a statement. Mr. Ramsey stated he was denied due process during this investigation, as he was threatened that he would be terminated if he made any "waves." He said he lost his apartment, his truck and has taken on two part-time jobs due to the School Board's negligence.

Mr. Ramsey further stated that he was forced by SIU to sign a last-chance agreement so he could keep his job and to keep quiet.

Mrs. Hope voiced concern over the disturbing trends involving the investigation of employees and their mistreatment in the district's process.

Mr. Notter stated that he will meet with the committee on May 7, 2010, and Mr. Marko's office has drafted a policy and he will modify the policy and bring it back to the committee for review and input. He stated that ultimately it will be scheduled for a Board workshop on May 28, 2010.

Mrs. Bartleman expressed concern with the speaker's comment regarding having to keep silent while under investigation. She stated this situation illustrates the breakdown in the district's process.

Motion to Separate (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Kraft and carried, to separate Mr. Jason Ramsey from the item. Mrs. Gottlieb was absent. (8-0 vote)

Dr. Parks stated there is another side to the story.

Mr. Notter recommended the deferral to the May 18, 2010, Board meeting and he will bring all the facts to the Board.

A vote was taken on the Motion to Separate.

Motion to Defer (Carried)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to defer the item to the May 18, 2010 Board meeting. Mrs. Gottlieb was absent. (8-0 vote)

Mrs. Murray inquired who was the SIU investigator on this case and what was the process used. She requested that this include how the steps were made and that this gentleman's rights were also protected as he went through the process. Ms. Murray further requested an investigation of the concerns of speaker, and provide all the facts and recommendations to the Board.

A vote was taken on the Motion to Defer, followed by a vote on the remaining G-6 item.

H. ATTORNEY

H-1. Legal Services – Robert D. Soloff, Esq. – Cadre Attorney Panel – Labor Law Area (Impasse) (Not approved)

Motion was made by Mr. Tynan, seconded by Dr. Parks, to approve the engagement of Robert D. Soloff, Esq., Labor Law Cadre Attorney, for services limited to legal representation upon declared impasse matters rendered at the rate of \$190 per hour during the period of impasse. Mrs. Gottlieb was absent. A roll-call vote was taken on the item: Mrs. Murray, Dr. Parks, Mr. Tynan and Mr. Williams voted "yes." Mrs. Bartleman, Ms. Dinnen, Mrs. Hope and Mrs. Kraft voted "no." (4-4 vote)

The Legal Services Committee met on October 27, 2009, to discuss the rate of compensation for cadre attorneys. Robert D. Soloff, Esq., presently serves as a Cadre Attorney in the specialized area of Labor Law at the rate of \$140 per hour.

Mr. Soloff, a sole practitioner, submitted a request to increase the hourly rate to \$200 per hour for legal representation upon declared impasse matters during the period of impasse. Mr. Soloff's request is predicated upon the complexity of these matters and the substantial amount of time dedicated solely to the representation of The School Board during periods of declared impasse. After negotiation between Mr. Soloff and the Legal Services Committee, it was agreed that the Legal Services Committee would submit to The School Board for its consideration the hourly rate of \$190 for services rendered upon declared impasse matters during the period of impasse.

The Legal Services Committee recommends approval of the engagement of Mr. Soloff upon the terms set forth herein.

The financial impact to the district is a \$50 per hour increase for legal services rendered.

Mrs. Bartleman voiced concern over the timing of the raise.

Remarking that it is an unfortunate timing, Mr. Soloff stated that the rate that has existed since 2001 has been \$140 per hour; in anticipation of the possibility of an impasse proceeding. In October Mr. Soloff indicated he requested a \$200 increase of the Legal Services Committee based upon the experience that he had in the past impasse proceeding which required a substantial amount of time to be dedicated to the preparation for the impasse, attendance at the two-day hearing, preparation for post-hearing brief and continuing the process through the Board. Mr. Soloff said that it required a substantial amount of time for several months. He further stated that the rate that has been in existence since 2001 makes it difficult to maintain economic viability of his practice.

Mr. Soloff further stated that the initial request was for \$200 an hour, calculated by reviewing what the overall employee increases were, about 35 percent. The Legal Services Committee reduced it to \$190.

Mr. Marko stated, to get the quality of lawyers in the district's cadre \$140 an hour is extraordinarily inexpensive; the private sector fee is at least \$200 an hour, someone with four, five or ten years experience, and someone with 10, 15 or 20 years of experience would charge \$300 an hour which is the going rate. Mr. Marko further stated the district has been very fortunate in keeping the current rate and continuing to get the quality of representation in all areas. He noted this is a concentrated effort in a unique specialty.

Ms. Dinnen concurred that not having a raise for nine years is extraordinary and it is understandable that the work would take away from normal working hours. Ms. Dinnen stated the district would not be at impasse if there was not an economic crisis and the timing to ask for a raise, when asking other people to sacrifice, is not something she is willing to go along with. She further stated this not a commentary on Mr. Soloff or the quality of his work. Ms. Dinnen noted that the case is not going to a court proceeding which is different than an impasse hearing.

Mrs. Kraft stated that the Legal Services Committee discussed and approved this in October 2009 and it was not a recent recommendation. Remarking that she was torn about this request, Mrs. Kraft stated the timing is unfortunate. She inquired what the rate would be if Mr. Soloff was not on retainer as a cadre counsel for the district's labor issues and the district had to hire someone to represent the district during impasse.

Mr. Marko acknowledged that sometimes the district has hired other counsel for special issues at a different rate. He stated in the open market the rate is between \$250 and \$300 an hour, or more. A lawyer in a large firm has a beginning billing rate of \$325. Mr. Marko further stated if Mr. Soloff was not willing to represent the district there is other cadre counsel that would represent the district for \$140.

The Board Attorney noted that Mr. Soloff started the representation of the School Board in impasse proceedings about three years ago, along with Mr. Gordon Rogers who became quite ill and subsequently passed away. Mr. Soloff assisted Mr. Rogers during this case. The second impasse hearing was held last year and Mr. Soloff took over the role exclusively and represented the district in an excellent manner.

Responding to Mr. Tynan's inquiry, Mr. Notter stated that the district's dispute with the union is approximately \$36 million.

Mr. Tynan stated that lawyer-type issues require a review as to whether the district is pennywise and pound foolish, and the Board has to look at the scale of what is being represented. Mr. Tynan stated that the case is very complex and during his short tenure on the Board he has developed a comfort level with counsel and feels that Mr. Soloff is very knowledgeable in this area. Mr. Tynan voiced concern over the cost of the learning curve, how much is the district going to spend on new counsel to get that person up to speed and to have that same comfort level. He stated that high-profile lawyers can charge up between \$350 and \$500 an hour. Mr. Tynan said he would be in favor of the agenda item.

Remarking that the \$32 million labor issue has a major cost impact on the district's budget, Dr. Parks stated he would support the raise so the district can fight its battle with talented counsel.

Responding to Mrs. Bartleman's inquiry, Mr. Soloff stated he would not cause any harm to the district regardless of the outcome of the item. Discussing the expenses and overhead of maintaining a law practice, Mr. Soloff stated that focusing on issues for an extensive time of three of four months results in not being able to do private sector work.

Mrs. Bartleman suggested a deferral of the item so she can ascertain what other services and information is available to the district.

Mr. Marko stated he is extremely comfortable with Mr. Soloff as being a representative in the labor arena to the School Board. Mr. Marko stated that he has employed and been involved with lawyers that come with an excellent pedigree but there was not a comfort level. He stated that everyone working with Mr. Soloff is comfortable with his expertise; a known quantity does rise to a different level.

Responding to Mrs. Bartleman's inquiry, Mr. Marko stated that the Legal Services Council has approved the position of Carmen Rodriguez, Esq., and she appeared before the Board in the Duda case. He stated it is unknown whether Ms. Rodriguez could handle impasse hearing issues. Mr. Marko advised it would best serve the district at this time to continue with Mr. Soloff.

Ms. Murray stated that \$140 an hour for the type of work Mr. Soloff does is unrealistic and it should be a higher amount. Ms. Murray stated the impasse needs to be resolved and to the best interest of the parties the fee request is not unreasonable.

Mrs. Kraft stated that since mediation will be held at the end of this week it would be appropriate to defer the agenda item, to provide more clarity as to how much time will be needed in the future on this issue.

Mr. Marko stated that delaying the issue will not solve the problem.

Mrs. Kraft stated if the item passes at the May 18, 2010, Board meeting Mr. Soloff can be paid \$190 retroactively back to May 2, 2010.

Motion to Defer (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman, to defer the agenda item to the May 18, 2010 Regular School Board meeting. Mrs. Gottlieb was absent. A roll-call vote was taken: Mrs. Bartleman, Ms. Dinnen and Mrs. Kraft voted "yes." Mrs. Hope, Ms. Murray, Dr. Parks, Mr. Tynan and Mr. Williams voted "no." (3-5 vote)

Mrs. Kraft noted if the Board would have had a mediation it would have avoided this pay issue. She stated that having this discussion after the mediation will give the Board a better parameter in terms of additional money for the attorney.

A roll-call vote was taken on the Motion to Defer.

The following individuals addressed this issue:

Bernie Schultz
Judy Kemp

A roll-call vote was taken on the item.

I. OFFICE OF THE SUPERINTENDENT

I-1. Waivers for 2010-2011 (Approved)

Approved 5 waivers for the 2010-2011 school year in accordance with Policy 1403.

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). 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:

- Country Hills Elementary School requests a waiver to use an alternate Report Card, utilizing the K-2 report card for students in 3rd grade, and conducting in-person report card conferences.
- Sawgrass Springs Middle School requests a waiver to adopt the Rotator 7 schedule that will allow for a Reading class for all students, in addition to the 4 academic core classes.
- Everglades High School requests an exam exemption waiver.
- Pompano Beach High School requests an instructional waiver to allow the school to continue the 4 X 4 Plus 1 schedule currently in place. This schedule will allow students one day to pursue individual learning, interface with the community and to acquire real world experiences.
- Pompano Beach High School requests a waiver to continue the current practice of opting out of the traditional Early Release Days.

Copies of the full Waivers for 2010-2011 are available at the public stand in the lobby of the KC Wright Building, and at the Board Members' Office on the 14th Floor of the KC Wright Building. Backup documentation for the waivers can be accessed at: <http://www.broward.k12.fl.us/schoolimprove/OnlineWaivers/owhome.asp>

There is no financial impact to the district.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

J-1. Change Orders (Approved)

Motion was made by Mr. Tynan, seconded by Mrs. Bartleman and carried, to approve change orders as listed for various school projects, and approve an additional appropriation of \$21,881 from the Capital Projects Reserve. Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 vote)

<u>Attucks Middle</u>		Change Order 03	\$5,079
Consultant Error	\$1,492		
Unforeseen Condition	\$3,587		
<u>Douglas, Marjorie Stoneman High</u>		Change Order 06	\$38,954
Owner Request	\$38,954		
<u>Falcon Cove Middle</u>		Change Order 02	\$0
Consultant Error	\$0		
<u>Mirror Lake Elementary</u>		Change Order 01	\$22,475
Consultant Error	\$5,728		
Consultant Omission	\$1,463		
Owner Request	\$15,284		
<u>Nova Middle</u>		Change Order 08	\$0
Unforeseen Condition	\$0		
<u>West Hollywood Elementary</u>		Change Order 01	\$21,881
Owner Request	\$21,881		

Financial Impact: West Hollywood Elementary – Project No.: P.000875 \$21,881. An additional financial impact of \$21,881, will come from the Capital Projects Reserve. There is no additional financial impact to the district for the remaining projects.

Ms. Dinnen referred to Mirror Lake Elementary cafeteria project and indicated that the Consultant Error and the Consultant Omission is paid by the Consultant and not by the district. The Owner Request is sometimes placed on the contract on the front end and sometimes placed in the back in; not an unusual occurrence. Ms. Dinnen stated this addition was predictable and not out of the ordinary.

J-2. 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 14, 2010, to review Contractor Pre-Qualification Staff Application Review Executive Summaries received for the following contractors and makes the following recommendations to the Superintendent of Schools:

Balfour Beatty Construction, LLC – Issue Pre-qualification Re-Certification
BDI Construction Company – Issue Pre-qualification Re-Certification
BNB Construction Inc. – Issue Recommendation to Reject Application
DeAngelis Diamond Construction, Inc. – Issue Pre-qualification Re-Certification
Dodec, Inc. (General) – Issue Pre-qualification Re-Certification
Dodec, Inc. (Mechanical) – Issue Pre-qualification Re-Certification
* Edd Helms Group, Inc. – Issue Pre-qualification Certification
Electrical Contracting Service, Inc. – Issue Pre-qualification Re-Certification
** Enco, LLC – Issue Pre-qualification Re-Certification
G.E.C. Associates, Inc.– Issue Pre-qualification Re-Certification
Hedrick Brothers Construction Co., Inc. – Issue Pre-qualification Re-Certification
James B. Pirtle Construction Company, Inc. – Issue Pre-qualification Re-Certification
JCI International, Inc. – Issue Pre-qualification Re-Certification
Kaufman Lynn, Inc., General Contractors – Issue Pre-qualification Re-Certification
** M.V.P. Contractors, Inc. – Issue Pre-qualification Re-Certification
* Quality Roofing of Florida, Inc. – Issue Pre-qualification Certification
Skanska USA Building Inc. – Issue Pre-qualification Re-Certification
Tarheel Corporation – Issue Pre-qualification Re-Certification
Tarheel Roofing, Inc. – Issue Pre-qualification Re-Certification
** Temptrol Air Conditioning, Inc. – Issue Pre-qualification Re-Certification

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

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

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

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

- J-3. License Agreement between The School Board of Broward County, Florida, and Holman Automotive, Inc., dba Lauderdale Imports, Ltd./BMW (Approved)

Motion was made by Mrs. Bartleman, seconded by Dr. Parks and carried, to approve the License Agreement between The School Board of Broward County, Florida, and Holman Automotive, Inc., dba Lauderdale Imports, Ltd./BMW. Mrs. Gottlieb was absent. Mrs. Hope was absent for the vote. (7-0 vote)

The School Board owns property in the City of Fort Lauderdale, Florida, known as South Federal Highway Administration Site (241.1), located at 1440 South Federal Highway. The property is currently an underutilized property and is one of the School Board owned properties under consideration for surplus and sale. The North parking lot consisting of approximately seventy-eight car spaces, is presently not utilized.

Holman Automotive, Inc., dba Lauderdale Imports Ltd/BMW, maintains an automotive dealership in the immediate vicinity and needs a parking lot to provide parking storage accommodations for new vehicles near their dealership.

Staff has negotiated a three-year lease term with an annual rent of \$27,000 per year, which may be terminated by either party upon thirty (30) days written notice to the other party.

The lease of the underutilized north parking lot will bring in revenue to the district on a temporary basis until another use is found for the property or until it is disposed of.

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

There is a positive financial impact to the district of \$27,000 per year over 3 years, therefore this item does not require a collaboration form from the Capital Budget Department.

Mrs. Bartleman inquired whether all other options have been explored other than renting out the space to BMW on a temporary basis. She further inquired whether this item is the best moneymaker and the safest deal for the district.

Mr. Carter responded that he will provide a verification to this request.

J-4. Award of Contract – Intercounty Engineering, Inc. – EHPA
Underground Storage Tank Replacement – Manatee Bay Elementary
School, Weston – Project No. P.001062 (Approved)

Approved award of a construction contract for Manatee Bay Elementary School, Enhanced Hurricane Protected Area (EHPA) Underground Storage Tank Replacement, Project No. P.001062, to Intercounty Engineering, Inc., in the amount of \$141,509.

Consultant: Craven Thompson & Associates, Inc.

Contractor: Intercounty Engineering, Inc.

Scope of Work: The removal of existing EHPA sanitary waste storage tank and the installation of new 4000-gallon fiberglass double wall EHPA sanitary waste storage tank with miscellaneous associated items.

The amount of the contract shall be \$141,509. The project has been budgeted for \$300,000. Based on the Project Funds Allocation, there will be excess funding in the amount of \$103,191, which will be placed in the Capital Projects Reserve.

J-5. Grant of a Bill of Sale to the City of Plantation for Plantation Park
Elementary School Fire Line Fire Line (Approved)

Approved the grant of a bill of sale to the City of Plantation for Plantation Park Elementary School fire line.

The School Board has installed a fire line at Plantation Park Elementary School. The City of Plantation requires a Bill of Sale and a Resolution for the maintenance of the fire line within the City's Right-of-Way. Also see Resolution No. 10-96, Agenda Item A-2, for the companion resolution securing these improvements.

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

The City of Plantation will execute the bill of sale after School Board approval.

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

J-6. 2010 High School Graduation Contract with War Memorial Auditorium
(Approved)

Approved the 2010 High School Graduation contract with War Memorial Auditorium.

The listed high schools in Broward County will hold their graduation rehearsals and graduation exercises from June 3 through June 10, 2010, at War Memorial Auditorium.

It is the policy of the venue that the licensee executes the contract first.

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

There is an estimated financial impact to the school district of \$10,800, which will be paid from the Student Activities Department's budget. This item does not require a collaboration form from the Capital Budget Department.

J-7. Extend Open End Professional Services Agreements – Landscape Architectural, Civil & Traffic Engineering, Engineering Plan Review, Environmental Engineering, Land Surveying, Site Engineering & Environmental Permitting, Building Code Inspection, Building Code Plan Review, Geotechnical Testing, and Material Testing Services – Various Consultants
(Approved)

Approved a one-year extension to the Open End Professional Services Agreements for each consultant listed in Exhibit 1 for the services listed.

The original contract dates, amounts and periods are included in Exhibit 1. Recommendation is being made for an extended period of one year for each open end consultant listed for various services.

This item does not require a collaboration form from the Capital Budget Department.

J-8. Rescind the Second Amendment to the Lease Agreement between the City of Hollywood and The School Board of Broward County, Florida, for School "C" (Lincoln Park), dated December 15, 2009 (Approved)

Rescinded the Second Amendment to the Lease Agreement between the City of Hollywood and The School Board of Broward County, Florida, for School "C" (Lincoln Park), which was approved by the board on December 15, 2009, (Item J-20).

The School Board submitted the Second Amendment to the Lease Agreement to the City of Hollywood City Commission meeting on December 16, 2009. The City did not approve the item. The School Board and the City negotiated a new Second Amendment to the Lease Agreement, which was approved by the City on April 21, 2010, and presented to the School Board for approval on May 4, 2010, (Item J-9).

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

J-9. Second Amendment to the Lease Agreement between the City of Hollywood, and The School Board of Broward County, Florida, for Beachside Montessori Village (School "C" / Lincoln Park) (Approved)

Approved the Second Amendment to the Lease Agreement between the City of Hollywood, and The School Board of Broward County, Florida, for Beachside Montessori Village (School "C" / Lincoln Park), dated April 21, 2010.

The School Board and the City of Hollywood executed a lease agreement in 2007 for the use of approximately 4.7 acres of the City of Hollywood's Lincoln Park.

The School Board and City of Hollywood desire to amend the provisions of the agreement to include placement of an education facility and the establishment of an educational program serving students beginning at the pre-kindergarten level and extending through grade 8. Additionally, the City's engineering department desires to amend the original agreement to address the School Board's construction of a private lift station, rather than a jointly developed lift station which was to be conveyed to the City; and to define construction, maintenance, access and repair responsibilities and access of each party for utilities which cross property lines.

Through negotiations with the City and the School Board, the amended agreement was executed by the City as of April 21, 2010. It is recommended that the School Board execute this Second Amendment to the Lease Agreement.

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

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

K. OFFICE OF CHIEF FINANCIAL OFFICER

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

DD. OFFICE OF THE CHIEF AUDITOR

EE. CHIEF OPERATIONS OFFICER

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

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to approve the Bid recommendations as stated on the award recommendation. Mrs. Gottlieb was absent. (8-0 vote)

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
10-078N	Disposable Fiber Compartment Trays for Cafeterias – Material Logistic – Amount: \$5,000,000
11-002R	Grounds Maintenance Services – Physical Plant Operations – Amount: \$15,000,000

Board approval of this Bid recommendation does not mean the amount shown will be spent. This amount represents the level of estimated contract value and may be spread among the awarded vendors through the term of this contract from available funds already included in various school/department/center budgets.

The financial impact of each Bid Recommendation is indicated on its respective exhibit.

No discussion was held on this item.

EE-2. Continuation of the Lease or Maintenance of District Software and Hardware
(Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to approve the continuation of the lease or maintenance of District software and hardware. Mrs. Gottlieb was absent. (8-0 vote)

The Technology for all District Departments and Schools utilizes business systems of software from various publishers rather than developing such software itself. As a part of the renewal with these publishers and vendors, they agree to provide maintenance and new releases to the School District for an annual fee. Therefore, towards the end of each fiscal year, an agenda item listing each of the major business systems software and hardware is brought to the School Board for approval in order to provide maintenance support for the next fiscal year (2010-2011). Contracts were negotiated with many of the vendors for better pricing. These negotiations saved the district over \$620,000.

This aligns with the District Education Technology Plan for Technology Goal 2 – BUD-1: Maximize the effectiveness and efficiency of all available technology resources.

The total projected expenditure for FY 2010-2011 is a total of ~~\$10,781,794.83~~ \$10,856,794.83. The funding source for this item is the Educational Technology Services (ETS) Department's Operating Budget ~~\$10,139,679.83~~ \$10,214,679.83, Curriculum – \$540,115 and Safety – \$102,000.

Questioning the new releases on the item, Ms. Dinnen inquired what is being purchased.

Ms. Angela Coluzzi, Director, Network Integration, responded that items include hardware/software items for all the mission critical and core systems in the district. Everything is something that the district recently has purchased, owns, or does subscriptions annually to make sure that all the district's software systems are maintained. Ms. Coluzzi, who remarked that nothing new is being added, stated that new releases means that the district currently owns the software system and operating system on current equipment. She stated that the maintenance contracts allows upgrading equipment to the newest version, such as an aged application with new equipment.

Mrs. Bartleman inquired whether the Food and Nutrition Services department will reimburse the district for their expenditures.

Mr. Donnie Carter, Chief of Staff, Office of the Superintendent, responded that instead of having departments with individual contracts which would cost the district more money, over time as many contracts as possible have been consolidated to come into one district heading. This provides negotiating power to reduce the cost and control the maintenance of the contract. Mr. Carter stated that what is before the Board is all district related contracts that are controlled by ETS; money is coming to ETS for control but from another area.

Mrs. Bartleman stated that under the Financial Impact section of this Board item their share is not separated out.

Mr. Carter responded that the Financial Impact indicates these items were paid last year from another budget and they are now becoming part of the district budget, with no increase to the district.

Mrs. Bartleman inquired whether Food and Nutrition Services is going to reimburse for this expenditure.

Ms. Coluzzi responded that the expenditure refers to the annual license maintenance for their point of sales, their equipment. The money that comes into the ETS budget comes from the Budget office and ETS manages all the contracts for them.

Mr. Carter advised that he will review this issue to ascertain whether this should be paid by Food and Nutrition Services and, if not, he will advise the Board of what the process is.

Mrs. Bartleman discussed the Odyssey, Atomic Learning programs and requested whether surveys have been done to make sure schools are utilizing these programs at the same level when the contracts originated; a checks and balance system.

Dr. Jeanine Gendron, Director, Instructional Technology, responded that detailed accounting records are kept as to the usage statistics on each one of the applications. They come in monthly reports and they are continuously reviewed and analyzed to see that there is good usage. As an example, United Streaming, Discovery Education, from July 1, 2010 to the present they have 495,000 videos that have been streamed. The Odyssey is used at 145 schools and the usage information will be subsequently provided to the Board.

Mrs. Bartleman stated that until she receives all the data on usage she will not support the item.

Remarking that the total projected expenditure is \$10,856,794.83, Mrs. Kraft inquired whether the district will be expending this amount.

Ms. Coluzzi responded, this is the spending authority in the expenditure based on all the negotiated contracts for every line item in the agenda item. It is an expenditure, however, staff constantly works to keep bargaining with the companies throughout the year to keep reducing and changing. Ms. Coluzzi stated if it is determined there is less usage in an item staff will ask the company to renegotiate the current contract, which has been successful. These funds come from the Operating budget.

Mrs. Kraft discussed the difficulty in keeping the technology going while there is discussion about laying off teachers and cutting programs.

Dr. Parks stated that the Board is continuously looking for budget cuts and they want to save jobs. He stated there is a balance between providing the necessary resources at a basic cost so that teachers in the classroom can have these tools to teach. Dr. Parks further stated this is the best balance in order to save jobs and students need to prepare for this century. He stated that teachers who do not use technology need to be asked whether they have taken a DETA course, have they taken their own time to be trained for free how to use the software, how to use the free laptop they were provided.

Motion to Table (Carried)

Motion was made by Ms. Dinnen, seconded by Dr. Parks and carried, to table the item momentarily. Mrs. Gottlieb was absent. (8-0 vote)

A vote was taken on the Motion to Table. Following a momentary pause in proceedings, the following discussion continued.

Ms. Gendron informed that the total number of students using Odyssey is 220,546, students who are accessing with an account, and what they are accessing is documented. The second item focuses on professional development and is used for the middle school Course Recovery program. Students using Atomic Learning is 20,681 per month.

Reiterating that this is cost effective, Ms. Gendron stated that the contract will be able to provide single sign-on access for students and placed on the student portal.

The following individual addressed this item:

Bernie Schultz

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

GG. HUMAN RESOURCES

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

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

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to approve SRO Agreement with designated municipality for police officers to serve as School Resource Officers as listed in the Executive Summary. Mrs. Gottlieb was absent. (8-0 vote)

The Agreements provide for police officers to serve as School Resource Officers in seventeen (17) elementary, five (5) middle and three (3) high schools, that are operated by the School Board and located in the designated municipal police jurisdictions. The School Resource Officer Program is one of the most effective, proactive safety and security programs in our schools. This cooperative partnership was initiated by the Broward Sheriff's Office dating back to the 1985-86 school year. Now, in its twenty-fourth year, the SROs concentrate on preventative initiatives such as anti-drug and alcohol programs, conflict mediation and anti-violence, crime initiatives and Stranger Danger. In addition, these officers provide a positive presence and serve as role models for students of all ages, as well as liaisons between schools and law enforcement.

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

The financial impact of the SRO Program is \$524,268. The source of funds is the school and center budgets for the 2009-2010 school year.

Mrs. Kraft requested that staff review this item in light of the current budget crisis. She reminded her colleagues that she did not support the increase two years ago.

Mr. Notter stated there has been criticism in reducing Security Specialists at schools and looking at Assistant Principals that do some of this work.

Mrs. Kraft stated that originally the district was contributing a certain proportion of the SRO budget and the cities and the county were contributing their share. Mrs. Kraft said at this moment the district is struggling to keep Security Specialists in the schools and Gang Prevention Specialists in schools. She said she would prefer to pay what the district was paying two years ago and take other amounts that have been set aside for the SRO positions and use it to replace and replenish Security Specialists and the Gang Prevention Coordinator.

Mrs. Kraft said she supports having SROs in schools but the district should not be increasing its contribution while at the same time cutting back on security staff and Gang Prevention staff.

Ms. Dinnen stated that some cities have canceled SROs and the district has begun to gradually increase its allotment to bring it up to par with what is being done throughout the state. Ms. Dinnen stated that not supporting this will send a bad signal and for the amount the district would save, a push-back on other projects which might cost money might be sizeable.

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Adjournment This meeting was adjourned at 6:37 p.m.

RT