

Approved in Open Board Meeting, June 15, 2010

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

May 18, 2010
Tuesday, 9:45 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 9:52 a.m., Tuesday, May 18, 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 Mrs. Gottlieb, 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 Mr. Tynan, seconded by Ms. Murray and carried, to approve the official minutes for the following Board Meetings:

April 20, 2010 – Regular School Board Meeting
May 4, 2009 – Special – Student Expulsions
May 4, 2009 – Special – The Broward School Board Leasing Corporation

Close Agenda Upon motion by Mr. Tynan, seconded by Ms. Dinnen and carried, the Agenda was approved and declared closed.

SPECIAL PRESENTATIONS

Prevention School of Excellence 2010

Through video conferencing, Ms. Murray informed the assembly that Project Bridge creates and implements comprehensive plans to provide students, schools, and families with a network of effective services, supports, and activities that promote positive behaviors - development of emotional resilience skills, positive mental health and social actions - while limiting and/or preventing violent behavior and drug use. Project Bridge is funded by a Federal Safe Schools/Healthy Students grant and is a collaborative effort among the following organizations: Broward County Public Schools, Department of Children and Families, Department of Juvenile Justice, United Way of Broward County Commission on Substance Abuse, Children's Services Council, Broward Sheriff's Office, and Children's Services Board.

Ms. Murray stated that the following Broward County schools (and staff) currently involved in the Project Bridge initiative are being recognized as Prevention Schools of Excellence for their outstanding efforts this school year in providing effective services, support, and activities that promote positive behaviors - development of emotional resilience skills, positive mental health and pro-social actions - while limiting and/or preventing violent behavior and drug use:

Atlantic West Elementary, Dr. Sharon Moffitt, Stacy Havran
Banyan Elementary, Mr. Bruce Voelkel, Myra Brahms
Broadview Elementary, Mr. Donald Lee, Patricia Trick and Laura Dunham
Challenger Elementary, Ms. Maria Bach, Joy Solomon
Coral Glades High School, Mr. Michael Ramirez, Hernan Borja
Coral Springs Middle, Mr. Ian Murray, Nicole Beaney
Horizon Elementary, Ms. Nora Chiet, Ronald Rosenberg
Rickards Middle, Mr. Ronald Forsman, Kim Young
North Andrews Gardens Elem., Ms. Davida Shacter, Brooke Banks
Oriole Elementary, Dr. Ryan Reardon, Nadine Livingstone & Roseta Mighty
Pinewood Elementary, Ms. Marie Goodrum, Donna Steinberg Spellman
Riverside Elementary, Ms. Julianne Connner, Katie Policastro
Tamarac Elementary, Ms. Nancy Seiler, Maureen Murphy Miller
Westchester Elementary, Mr. Raymond LeFevre, Linda D. Myers

Ms. Murray further stated their efforts to support the Project Bridge initiative and to create a safe and secure learning environment for our students is to be commended. Special recognition is given to the administrators and the Prevention Liaisons from each of these schools for their leadership, initiative and proactive efforts to address the whole child.

Ms. Murray extended congratulations to all schools on behalf of the School Board.

Ms. Murray recognized Mr. Amalio Nieves, Title IV Coordinator/ Prevention Curriculum Specialist, for his passion that has been demonstrated throughout the schools, and Mrs. Leah Kelly, Executive Director, Student Support Services and Exceptional Student Education, for the leadership in providing this program.

Mrs. Bartleman announced that a county-wide summit on Youth Violence will be held on Wednesday, May 26, 2010, BankAtlantic Center, 8:30 a.m. to 12:30 p.m.

South Florida Food Bank & Collins Elementary School

Mrs. Bartleman showcased a video focusing on the food bank's new Kids Count Program. Through the program, teachers can shop at the food bank for free school supplies once each quarter. Twenty-nine teachers from Collins Elementary School were the first ones asked to take part, and plans call for the program to expand to more schools.

Ms. Anthea Pennant, Director of Development, Feeding South Florida Food Bank, discussed how the partnership started and said it is hopeful that the products will be offered to more schools. She stated the task at this time is to engage more donors to provide the supplies that can help teachers. Ms. Pennant said it is important to look at how to end poverty, to ensure that the next generation of students are educated.

Ms. Pennant introduced Juli Zeno, Director of Agency Relations, and Ms. Jennifer Westcott, Marketing Manager, who organized the warehouse and the Kids Count Center. She credited the vision of the center's Executive Director and Board under the leadership of Chairman Bruce Berman and Principal Lincoln Pasteur, Collins Elementary School.

Mrs. Bartleman, who thanked everyone at Feeding South Florida and Collins Elementary, said she looks forward to expanding the program and to the partnership with the Broward Education Foundation. She said this was a dream for hers as a Board Member, one of her goals was to make sure that teachers do not have to take money from their pockets.

REPORTS

District Advisory Council – Jeanne Jusevic

Ms. Jusevic reported that DAC held its final meeting on May 12, 2010. Since there was no guest speaker, it gave the membership an opportunity to discuss some outstanding issues: the new attendance policy, cell phones and electronic devices, the budget, and the impact Articles 25 and 26 have on schools and programs.

The following are the DAC officers for the 2010-11 school year: Chair, Jeanne Jusevic; Vice Chair, Jodi Klein; Acting Recording Secretary, Maria Trotto-Mark; Corresponding Secretary, Bob Goldfarb; Communications Chair, Nick Sakhnovsky.

DAC Steering committee met on May 14, 2010 and began the first steps for planning next year. A review was also made on what worked, what should be improved and what to discontinue.

Ms. Jusevic thanked Superintendent Notter and Board Members and staff that work closely with DAC to assist in furthering DAC's goals and programs for the new school year.

A comprehensive written report was submitted to the Board.

ESE Advisory Council – Robert Mayersohn

Mr. Mayersohn reported that the final ESE meeting for the 2009-2010 school year was held last evening, with guest Mrs. Denise Rusnak presenting the 2010-11 IDEA Part B stimulus plan and the 2010-IDEA Part B Entitlement plan, these funding sources being the lifelines of ESE programs and supports.

Several parents expressed concerns over their perception that some ITP team members are basing their decisions on cost. They cited incidents when school based management expressed that alternative placements were being considered. Parents were told that as a vital member of that IEP team they should always request data that would support those recommendations. This will enable parents to understand and evaluate if those decisions are driven by financial considerations or predominately driven as a consideration to provide the necessary support and service for the educational success of the students.

Mr. Mayersohn further reported that ESE Advisory is considering developing a best practice model that could be utilized as a shared tool for both parents and administrators in an easy to use and understanding format.

The Children's Services Council is having success by providing Transition Educational Workshops, and there is discussion about having the ESE Parent Education Task Force address the possibility of developing a collaborative partnership with the Children's Services Council Special Needs Advisory Committee to provide a different model for ESE parent workshops.

New River Middle School held their first ESE transition symposium on May 6, 2010 and Dillard High School will hold a symposium on May 20, 2010.

Gratitude was expressed to Superintendent Notter for joining the Council at their ESE Executive Committee, utilizing technology by participating through Skype.

In conclusion, Mr. Mayersohn said that the School Board has the power to effect change, has responsibility to be accountable to students, parents, teachers and all stakeholders.

Mrs. Bartleman requested that a group of parents form a task force to review the substantial shortfalls that ESE will be facing next year, including the funding and all its implications.

A comprehensive written report was submitted to the Board.

Broward County Association of Student Councils and Student Advisors to the Board – Maria Rincon and Graham Rabinowisch

Ms. Rincon reported that on May 14, 2010 the BCASC held its annual convention at Pompano Beach High School, with over 300 students from the county attending. The 2010-2011 school officers were elected: President, Coral Springs High School; Vice-President, Piper High School; Middle School Vice President, Gulfstream Middle; Treasurer, Stoneman Douglas High School; Secretary, Pompano Beach High School; Parliamentarian, Coral Glades High School.

During the convention the first Speak Up and Speak Out session and the Broward Student Advisors were officially installed for the 2010-2011 school year.

Employee Unions – Angel Welsh

Ms. Walsh reported that a BTU report received from school districts indicate that cuts to student programming has been catastrophic. She stated that the BTU is asking the Board to investigate how some schools have followed instructions by minimizing cuts to programs such as arts, music, physical education, library media and guidance counseling while others have not. District officials have said that these decision were made with teacher and parent input, in some cases true, but in many cases it is not true. She opined that the disparity is due to district officials and principals ignoring the direction of the Board to make student program cuts as a last resort only. Ms. Welsh further stated the cuts being reported don't show the many classes for students that were cut last year in addition to the cuts made this year. The total number of classes that have been cut to date need to be known, and at which schools; many cuts could be stopped by cutting district waste.

Ms. Walsh further reported that BTU believes the summer calendars of administrators should be reduced in an equitable and fair way just as they were for teachers. This would result in a savings of millions of tax dollars and should be used to offset some of the cuts to student programming. She stated the district is making a choice to allow administrators to continue working in empty buildings during the summer or go on vacation, in exchange for important student programming.

Ms. Walsh stated it is not too late to do what is best for students.

Diversity Committee – Roland Foulkes

Mr. Foulkes provided updates on the work of the committee over the past months. On May 17, 2010 the committee held its first Executive Leadership Committee meeting at the KC Wright building, a body comprised of all the chairs and co-chairs of the newly revised subcommittee structure. Six clusters of two to three subcommittees represent each of the nine conditions of the CCC lawsuit settlement as well as some broader issues regarding diversity.

Four site visits were completed that related to the pilot of the newly revised Site Visitation Survey instruments: Nova Middle, Blanche Ely High School, Whispering Pines, and Dillard Elementary.

The second recipient of recognition of the Diversity Committee's Diversity Inclusion Educational Equity Student, Leader and Action Award was presented to student David Gagne, Zion Lutheran Christian School and Church. Garret Mayersohn was the first recipient in March 2010.

Mr. Foulkes reported that three motions were made at this month's meeting: Send subcommittee report forms to select committee on internal policy bylaws and procedures for review; in all cases where advanced placement and honors are referenced, that the International Baccalaureate be included; recommend Diversity Committee request to presentation from Adult Education (CTACE) on the community schools, provide information on demographics, noting emphasis on literacy, ESOL, ABE and GED.

The next Diversity Committee meeting will be held on June 3, 2010, 6:30 p.m., at the KC Wright Administration Building Board Room.

The Executive Leadership Committee passed a motion unanimously: that the School Board adopt Superintendent's recommendation of Ms. Michaelle "Mickey" Valbrun-Pope as the next Director of the Diversity and Cultural Outreach department, and that all future searches include a member of the Diversity Committee on that interview panel. Mr. Foulkes noted that Ms. Valbrun-Pope is taking a pay cut in accepting this position and the district will save some costs until her old position is filled. He recommended that the percentage of this pay cut be applied across the board to every administrator which will save more money and be available for teachers, arts, music and physical education programs.

BOARD MEMBERS

Mrs. Kraft informed her colleagues that she attended the Stars on Parade Arts for the Future scholarship event, and provided a video clip of the jazz band performance at the event. She stated this event emphasizes the importance of the arts and music and if these programs are not offered at the elementary and middle schools it will negatively affect the future of children.

Mrs. Kraft informed that the Cappies Awards will be held this evening, the Critics Arts program award, the high school theater equivalent of the Tony Awards. Mrs. Kraft recognized two schools that had the most nominations, each having 17 nominations: South Plantation High School and J.P. Taravella High School.

Mrs. Kraft discussed the recently released memorandum by Superintendent Notter to all principals, reminding them of Policy 1400.1 – Guidelines for Visits from Dignitaries and Campaign Activities on School Campuses and School Board Facilities. She requested that the memorandum be re-issued, focusing on the campaigning portion that explains the clause of "other paraphernalia (including name badges)" which was inadvertently left off of the memorandum. Mrs. Kraft suggested that staff send the memo to all registered candidates after the June final date and obtain the information from the Supervisor of Elections.

Mrs. Kraft further requested to re-submit a clarifying memorandum.

A video clip was shown to the assembly.

Mrs. Hope congratulated Fox Trail Elementary School who received a \$500 grant from Wachovia to promote environmental awareness and responsible living. Eagle Point Elementary School received a \$1,000 grant award from the FPL Group Foundation to implement the Energetic Eagles Electric Company project.

Mrs. Hope announced that Falcon Cove Middle School celebrated its 10th year anniversary event. 8th grade student Lauren Shatanof had a phone-bridge conversation with First Lady Michelle Obama, talking about childhood obesity and addressed the Let's Move initiative that the First Lady is promoting.

Mrs. Hope expressed gratitude to the Education Advisory Board, SAC teams, ESE Advisory, city advisory groups and all the schools she has visited to discuss the census and the budget. Mrs. Hope stated that community input has been extraordinary, with many ideas submitted on how to save the district money.

Mrs. Hope participated in the Autism Walks event. She reminded her colleagues that on June 18, 2010 the 4th Annual United Family Court Summit will be held. More information can be obtained at Jeannie Potthoff at 954-831-6075.

Mrs. Hope expressed gratitude to Mrs. Nell Johnson, Director, Internal Funds, and her staff, who created the online payment system that allows parents, students and employees the opportunity to go online and pay for school activities, including field trips, software, yearbook, fundraisers or student obligations. Within seven months after initiation, the online sales totaled \$1,560,000 and is expected to reach \$2 million by the end of 2010. Mrs. Hope stated that other districts have called to inquire about the software.

Mrs. Hope attended Piper's Pre-K graduation and visited Children's Harbor, a foster-care agency that keeps children together. Take Stock in Children held their graduation, Futures in Bloom. She thanked all Take Stock in Children family and friends for the hard work they do as mentors to Broward County students. Mrs. Hope said she was one of the speakers at their graduation.

Mrs. Hope stated that enrollment is being taken at Rise Science and Math Camp, a full-day summer camp that is paid for by Family Central, up to \$100 for the first child and up to \$100 for a second child. The camp is located at 3698 N.W. 15th Street in Lauderhill, Florida. Contact person is Tiandra Johnson, 954-404-4875.

Mrs. Hope showcased missing child Jeanette Carrero, last seen March 26, 2009, 16 years old, white female, brown hair and eyes, 5'4, 120 pounds. Anyone with information please contact your local police or the National Center for Missing and Exploited Children.

Ms. Dinnen attended Reading Day at Bennett Elementary School, stating it was a spirited campus and a wonderful day.

Ms. Dinnen attended the Employee Discipline Committee meeting and observed employees commenting on their treatment in various instances, stating how procedures should change. Ms. Dinnen stated that excellent suggestions will result from this meeting.

Ms. Dinnen attended the Broward Education Foundation Scholarship dinner, a worthwhile opportunity to raise money for scholarships.

Ms. Dinnen attended the swearing-in ceremony of newly-elected Congressman Ted Deutch, a great vote in Tallahassee for education.

Ms. Dinnen announced that Ms. Denise Horland was selected as Broward County Public Schools Outstanding Program Organizer Volunteer of the Year, Central Park Elementary School.

Ms. Dinnen informed that Plantation High School qualified four teams for their National Rocketry competition who will compete in Virginia, competing with junior colleges and older students. The school's French students placed second in Florida in a competition for French Culture and Language. South Plantation High School was recently awarded a \$4,000 grand prize from BrandsMart and Univision 23 for students who are interested in implementation of Green activities.

Ms. Dinnen attended the "surprise" 2011 Teacher-of-the-Year award to Mr. Alan Phipps, South Plantation High School teacher, which was attended and supported by several state and local dignitaries, and his class and colleagues.

Mr. Williams thanked Mrs. Kraft for presenting the Parkway Middle School Jazz Band, one of the best in Broward County. Mr. Williams announced that Dillard High School Jazz Band was one of 15 high school jazz bands that performed in New York and came in second of all the jazz bands in the United States. He stated that students are doing a great job throughout the county and the teachers are appreciated.

Mr. Tynan congratulated the Silver Knights Award winners and the honorable mentioned throughout all schools in the county.

Mr. Tynan informed his colleagues that Silver Shores 2nd grader Annie Lamas won a spot in the National Braille Challenge to be held in June 2010 in Los Angeles.

Speakers

Marie Angel Welsh
Adam Cohen
Hector Varas
Sally Flur
Yennie Salinas
Billy Davison
Christopher Kean

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Ms. Murray, seconded by Ms. Dinnen and carried, to approve the Consent Agenda for the remaining items.

CONSENT ITEMS

A. RESOLUTIONS

B. BOARD MEMBERS

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

E-1. 2009-2010 Annual Comprehensive Safety Inspection Reports (Received)

Received the 2009-2010 Annual Comprehensive Safety Inspection Reports.

The Department of Education requires that a certified fire, safety and casualty inspector inspect each facility, owned or leased, within the School District. Exhibits 1 – 3 are the corresponding reports for the facilities located in each of our three (3) administrative areas. Exhibit 4 contains the inspection reports for leased or off-campus sites throughout the District. Exhibit 5 contains the inspection reports for Charter Schools. The Safety Department conducts joint fire inspections with the fire departments in Broward County to maintain compliance with Florida State Statute 1013.12. The fire departments that have participated in our comprehensive inspection program are delineated on Exhibit 6. An instruction sheet describing each column of the inspection report is delineated on Exhibit 7.

Deficiencies cited are noted and corrections are made in the following manner:

1. Emergency items are corrected immediately.
2. Items requiring skilled crafts persons are addressed by Physical Plant Operations (PPO) by work orders issued through the COMPASS system from the inspection reports.
3. Items that require minor corrections are performed by the serviceperson(s) located at the facility.
4. Items with schools scheduled for replacement or renovation are addressed during the construction.
5. Many of the items that are listed have already been corrected. The inspection report delineates the deficiencies and corrections observed at the time of inspection.

Completion of additional corrections will be noted during next year's inspections and cited on the corresponding reports.

The above exhibits are available in the Board Members' office on the 14th Floor of the Kathleen C. Wright Administration Center, at the public stand in the lobby of the Kathleen C. Wright Administration Center, and on eAgenda.

The current general fund and capital projects budgets will address these corrections.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

- F-1. Charter School Agreement – The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Hallandale Campus)
(Approved)

Approved the charter school agreement for The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Hallandale Campus).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Hallandale Campus), was approved at the November 10, 2009, School Board Meeting, Item F-7. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School Hallandale Campus), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-2. Charter School Agreement – The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School North Campus)
(Approved)

Approved the charter school agreement for The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School North Campus).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School North Campus) was approved at the November 10, 2009, School Board Meeting, Item F-8. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The National Ben Gamla Charter School Foundation, Inc., (Ben Gamla Charter School North Campus), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-3. Charter School Agreement with Florida High School for Accelerated Learning – Broward County Campus, Inc., Regarding Lauderhill High School
(Approved)

Approved the updated Charter School Agreement with Florida High School for Accelerated Learning – Broward County Campus, Inc., which includes newly approved statutory language and increases the student enrollment number for Lauderhill High School.

Florida High School for Accelerated Learning – Broward County Campus, Inc., desires to update its charter school agreement to increase student enrollment at Lauderhill High School from 400 to 500 students for the 2010-2011 school year. The updated agreement also includes newly approved statutory language.

The original agreement with Florida High School for Accelerated Learning – Broward County Campus, Inc., (Lauderhill High School), was approved at the May 6, 2008, School Board Meeting, Item I-10. A copy of this agreement is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the updated agreement between The School Board of Broward County, Florida, and Florida High School for Accelerated Learning – Broward County Campus, Inc., (Lauderhill High School), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-4. Charter School Agreement – New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County) (Approved)

Approved the charter school agreement for New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement.

This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County), was approved at the November 10, 2009, School Board Meeting, Item F-14. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and New Alternative High School of Broward County, Inc., (Mavericks High of Central Broward County), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-5. Charter School Agreement – New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County) (Approved)

Approved the charter school agreement for New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County), was approved at the November 10, 2009, School Board Meeting, Item F-15. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and New Alternative High School of Broward County, Inc., (Mavericks High of North Broward County), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-6. Charter School Agreement – New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County) (Approved)

Approved the charter school agreement for New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter.

In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County) was approved at the November 10, 2009, School Board Meeting, Item F-16. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and New Alternative High School of Broward County, Inc., (Mavericks High of South Broward County), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-7. Charter School Agreement – Somerset Academy, Inc., (Somerset Academy Village Charter Middle School) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Academy Village Charter Middle School).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Academy Village Charter Middle School), was approved at the November 10, 2009, School Board Meeting, Item F-21. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Academy Village Charter Middle School), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-8. Charter School Agreement – Somerset Academy, Inc., (Somerset Bay Academy) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Bay Academy).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Bay Academy), was approved at the November 10, 2009, School Board Meeting, Item F-22. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Bay Academy), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-9. Charter School Agreement – Somerset Academy, Inc., (Somerset Pines Academy) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Pines Academy).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Pines Academy), was approved at the November 10, 2009, School Board Meeting, Item F-23. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Pines Academy), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-10. Charter School Agreement – Somerset Academy, Inc., (Somerset Preparatory Charter Middle School) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Preparatory Charter Middle School).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Preparatory Charter Middle School), was approved at the November 10, 2009, School Board Meeting, Item F-25. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Preparatory Charter Middle School), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-11. Charter School Agreement – Somerset Academy, Inc., (Somerset Village Academy) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Village Academy).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Village Academy), was approved at the November 10, 2009, School Board Meeting, Item F-26. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Village Academy), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-12. Charter School Agreement – The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE06 10) (Approved)

Approved the charter school agreement for The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE06_10).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE06_10), was approved at the November 10, 2009, School Board Meeting, Item F-27. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE06_10), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-13. Charter School Agreement – The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE07_10) (Approved)

Approved the charter school agreement for The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE07_10).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE07_10), was approved at the November 10, 2009, School Board Meeting, Item F-28. A copy of this application is available in the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE07_10), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-14. Charter School Agreement – The Charter Schools of Excellence, Inc.,
(The Charter Schools of Excellence CSE08 10) (Approved)

Approved the charter school agreement for The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE08_10).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE08_10), was approved at the November 10, 2009, School Board Meeting, Item F-29. A copy of this application is available in the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE08_10), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-15. Charter School Agreement – The Charter Schools of Excellence, Inc.,
(The Charter Schools of Excellence CSE09 10) (Approved)

Approved the charter school agreement for The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE09_10).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE09_10), was approved at the November 10, 2009, School Board Meeting, Item F-30. A copy of this application is available in the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and The Charter Schools of Excellence, Inc., (The Charter Schools of Excellence CSE09_10), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-16. Charter School Agreement with Renaissance Charter School, Inc.,
Regarding North Broward Academy of Excellence Elementary
(Approved)

Approved the updated Charter School Agreement with Renaissance Charter School, Inc., which includes statutory contract changes and updates the location for North Broward Academy of Excellence Elementary.

Renaissance Charter School, Inc., desires to update its charter school agreement to change the location of North Broward Academy of Excellence Elementary for the 2010-2011 school year, and subsequent years. The updated agreement includes newly approved statutory language.

The original agreement with Renaissance Charter School, Inc., (North Broward Academy of Excellence Elementary), was approved at the July 17, 2001, School Board Meeting, Item I-12. A copy of this agreement is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the updated agreement between The School Board of Broward County, Florida, and Renaissance Charter School, Inc., (North Broward Academy of Excellence Elementary), is available in the Board Members' office on the 14th floor of the KC Wright Building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-17. Charter School Agreement – Florida High School for College and Career Success – Broward County Campus, Inc., (Florida High School for College and Career Success – Broward County Campus) (Approved)

Approved the charter school agreement for Florida High School for College and Career Success – Broward County Campus, Inc., (Florida High School for College and Career Success – Broward County Campus).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter. In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Florida High School for College and Career Success – Broward County Campus, Inc., (Florida High School for College and Career Success – Broward County Campus), was approved at the November 12, 2008, School Board Meeting, Item F-6. A copy of this application is available in the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Florida High School for College and Career Success – Broward County Campus, Inc., (Florida High School for College and Career Success – Broward County Campus), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-18. Charter School Agreement – Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus) (Approved)

Approved the charter school agreement for Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus).

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter.

In accordance with Florida Statutes, The School Board shall monitor and review the charter's revenues, expenditures and progress toward the goals established in the charter.

The application by Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus), was approved at the November 10, 2009, School Board Meeting, Item F-24. A copy of this application is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., (Somerset Preparatory Charter High – Broward Campus), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-19. Charter School Agreement with Florida High School for Accelerated Learning – South Broward County Campus, Inc., Regarding Dolphin Park High School (Approved)

Approved the updated Charter School Agreement with Florida High School for Accelerated Learning – South Broward County Campus, Inc., which includes newly approved statutory language and increases student enrollment number for Dolphin Park High School.

Florida High School for Accelerated Learning – South Broward County Campus, Inc., desires to update its charter school agreement to increase student enrollment at Dolphin High School from 400 to 500 students for the 2010-2011 school year. The updated agreement also includes newly approved statutory language.

The original agreement with and Florida High School for Accelerated Learning – South Broward County Campus, Inc., (Dolphin Park High), was approved at the May 6, 2008, School Board Meeting, Item I-12. A copy of this agreement is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the updated agreement between The School Board of Broward County, Florida, and Florida High School for Accelerated Learning – South Broward County Campus, Inc., (Dolphin Park High), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-20. Charter School Agreement with Florida High School for Accelerated Learning – North Broward County Campus, Inc., Regarding North University High School (Approved)

Approved the updated Charter School Agreement with Florida High School for Accelerated Learning – North Broward County Campus, Inc., which includes newly approved statutory language and increases the student enrollment number for North University High School.

Florida High School for Accelerated Learning – North Broward County Campus, Inc., desires to update its charter school agreement to increase student enrollment at North University High School from 400 to 500 students for the 2010-2011 school year. The updated agreement also includes newly approved statutory language.

The original agreement with Florida High School for Accelerated Learning – North Broward County Campus, Inc., (North University High School) was approved at the May 6, 2008, School Board Meeting, Item I-11. A copy of this agreement is available at the Charter Schools Support office on the 13th floor of the KC Wright Building.

A copy of the updated agreement between The School Board of Broward County, Florida and Florida High School for Accelerated Learning – North Broward County Campus, Inc., (North University High School), is available in the Board Members' office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building

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

There is no financial impact to the district.

- F-21. New Agreement with the City of Sunrise (Approved)

Approved a new agreement with the City of Sunrise.

The agreement from the City of Sunrise will award the following:

\$40,000 to Village Elementary for instructional staff to provide homework and tutorial services to approximately 100 students from low-income families who reside in Sunrise.

Eligible program costs include teacher salaries, a coordinator/ teacher, and program supplies. The staff will include up to ten teachers and one coordinator for a minimum of one hour for three days per week, as scheduled by the school at the beginning of the school year. The coordinator will be responsible for recruiting teachers, scheduling attendance, planning program curriculum, and record keeping.

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

This agreement will be executed after School Board approval.

The positive financial impact is \$40,000. The source of funds is the City of Sunrise. There is no additional financial impact to the school district.

F-22. Continuation Agreements with Various Health Care Facilities
(Approved)

Approved the continuation agreements between The School Board of Broward County, Florida, Westside Regional Medical Center and Boca Raton Community Hospital, Inc.

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

The continuation agreements with Westside Regional Medical Center and Boca Raton Community Hospital, Inc., will provide clinical experiences to Broward County Schools' Health Science Education students. On-site clinical experiences are necessary to meet curriculum frameworks, student performance standards, and requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

The Health Science Education programs that are located at 24 high schools are: Allied Health Assisting, First Responder, Nursing Assistant and Practical Nursing.

The Health Science Education programs that are located at the technical centers are: Central Service Technology, Dental Assisting, Medical Coder/Biller, Electrocardiograph (Cardiovascular) Technology, Health Unit Coordinator, Hemodialysis Technician, Massage Therapy, Medical Assistant, Medical Records Transcribing, Medical Lab Technology, Optometric Technician, Patient Care Technician, Pharmacy Technician, Practical Nursing, Emergency Medical Technician and Surgical Technology.

Currently, The School Board of Broward County, Florida, has 43 School Board approved agreements with various health care facilities.

Westside Regional Medical Center will sign agreement following School Board approval.

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

There is no financial impact to the district.

F-23. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. Enhancing Education Through Technology Grant Program: Charting a Course for Digital Science, Technology, and Engineering (STEM) Classrooms, \$749,984
- B. Foreign Language Assistance Program (FLAP) Local Education Agencies with Institutions of Higher Education, \$1,497,463
- C. FPL Group Foundation, \$2,500
- D. Grants to Reduce Alcohol Abuse, \$1,283,451
- E. Jim Moran Foundation, \$4,973
- F. Partnership to Advance School Success Matching Grant Program, \$200,000
- G. Safe Routes to School Non-Infrastructure Grant, \$107,652

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 \$3,846,023, from various sources. There is no additional financial impact to the district.

F-24. Approval of Requests to Defer the Opening of Charter Schools (Approved)

Approved the Requests to Defer the Opening of Charter Schools submitted by: Florida Charter Foundation, Inc. – Franklin Academy A and Franklin Academy B; Somerset Academy, Inc. – Somerset Academy Charter High School – Miramar Campus; The Charter School of Excellence, Inc. – CSE010-10, CSE10-11; The National Ben Gamla Foundation, Inc. – Ben Gamla Charter High School; Renaissance Charter School, Inc. – Renaissance Charter High School of South Broward, Renaissance Charter School of North Broward, Renaissance Charter School of South Broward, Hollywood Academy of Arts & Science High School, Renaissance Charter High School of Weston.

On November 10, 2009, The School Board of Broward County, Florida ("SBBC"), approved charter school applications enabling approved charter applicants listed above to open charter schools the 2010-2011 school year. Pursuant to School Board Policy 1163, at the written request of the approved applicant and for good cause shown, the school district may allow the approved applicant to defer the opening of its charter school for a period not to exceed the second year following the approval of its charter application. The decision whether to approve the delayed opening of the charter school shall be within the sole discretion of The School Board.

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

There is no financial impact to the district.

- F-25. Provider Agreement between the Early Learning Coalition (ELC) of Broward County, Florida, and The School Board of Broward County, Florida (Approved)

Approved the provider agreement between The Early Learning Coalition (ELC) of Broward County, Florida, and The School Board of Broward County (SBBC), Florida, to implement the 2010-2011 Voluntary Pre-Kindergarten (VPK) Education Program.

During the 2010-2011 school year, SBBC agrees to implement the VPK Program at twenty-one (21) elementary schools. The following nine (9) schools will enroll a maximum of nine (9) VPK and nine (9) Preschool Exceptional Student Education (ESE) students per classroom: A.C. Perry, Bennett, Broadview, Croissant Park, Larkdale, Lloyd Estates, Norcrest, Tamarac, and Tedder. These elementary schools were selected to provide a high quality instructional inclusion opportunity in the ESE classrooms.

The remaining twelve (12) schools are: Broward Estates, Castle Hill, Cypress, Deerfield Park, Dillard, Fairway, Lauderdale Manors, North Lauderdale, Quiet Waters, Sanders Park, Walker, and Westwood Heights.

These schools will provide a VPK/Extended Day Option for Head Start (HS) eligible students, which is an additional three hours of instruction beyond the school day.

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

The positive financial impact to the district is \$440,664. The source of funds is the ELC. There is no additional financial impact to the district.

F-26. Second Amendment to the Quality Improvement Supports Contract with the Early Learning Coalition of Broward County, Inc. (Approved)

Approved amendment #002 to the existing Quality Improvement Support (QIS) Contract with the Early Learning Coalition (ELC) of Broward County, Inc.

The contract amendment from the Early Learning Coalition (ELC) of Broward County, Inc., will decrease the total contracted amount by \$81,437 from \$923,116 to \$841,679, due to a salary adjustment in the personnel line item. The original contract (SBBC-QIS-10-ELC3) was approved by the School Board on June 16, 2009.

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

The ELC will sign this contract amendment following School Board approval.

The financial impact to the district is \$81,437. The source of funds is the ELC Grant. There is no additional financial impact to the district.

F-27. Continuation Contract of the Florida First Start Program with the Early Learning Coalition of Broward County, Inc. (Approved)

Motion was made by Mr. Tynan, seconded by Ms. Dinnen and carried, to approve the continuation contract of the Florida First Start (FFS) Program between The School Board of Broward County, Florida (SBBC), and the Early Learning Coalition (ELC) of Broward County, Inc. Dr. Parks was absent for the vote. (8-0 vote)

For the tenth year, the Early Learning Coalition (ELC) of Broward County, Inc., will provide the funding for the FFS Program. Approval of this contract will allow the School Board to continue to implement the FFS home visitation and school based instructional activities program for 210 low-income eligible families, their infants, toddlers, and young children below the age of five. Families are taught developmentally appropriate learning activities to engage their children through the implementation of the Parents as Teachers (PAT) curriculum. The social services needs of the families are also addressed.

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

The ELC will sign this contract following the School Board approval.

The positive financial impact to the district is \$504,790. The source of funds is the ELC. There is no additional financial impact to the district.

Mr. Tynan discussed the provision on page 11 of 15 regarding payment, if the program does not get funded by the state they did not have to pay the district.

Mr. Marko requested that the item be deferred pending a review of whether there is any obligation of the school district to continue to perform those services regardless of whether or not the recipient is receiving the funds.

Mrs. Gottlieb suggested deferring the item until after the lunch recess.

Motion to Defer (Carried)

Motion was made by Mr. Tynan, seconded by Mrs. Hope and carried, to defer the item until after the luncheon recess.

Following the action of Agenda Item G-6, a motion was made by Ms. Dinnen and seconded by Ms. Murray, to re-open the item for discussion.

Mr. Marko informed that the services that the district is providing is a Birth through K program which under the state statute is not a part of the state system. The district is providing this as a "provider" and if the money is not received the district will not need to provide that service.

F-28. Race to the Top Fund Phase 2 (Approved)

Motion was made by Mrs. Kraft, seconded by Mr. Williams and carried, to approve the submission of the Memorandum of Understanding with the Florida Department of Education.

The Race to the Top Fund is a competitive grant program designed to encourage and reward States that are creating the conditions for education innovation and reform. The State's plan must include four core education reform areas: Adopting internationally benchmarked standards and assessments that prepare students for success in college and the workplace; Increasing teacher effectiveness and achieving equity in teacher distribution; Building data systems that measure student success and inform teachers and principals how they can improve their practices; and Turning around our lowest-performing schools.

The Florida Department of Education's application for funding must give priority to high need local education agencies (LEAs). Fifty percent of the funds will be awarded to participating LEAs based on their relative shares of funding under Part A of Title I of ESEA.

The Memorandum of Understanding (MOU) was developed by the Governor's Working Group, which included a representation from superintendents, board members, and unions representing teachers, as well as teachers, parents, and the business community. Participating LEAs must agree to work toward implementation of the elements of the State's reform plan, as evidenced by this MOU; however, if the District is unable to implement any of the mandatory terms of the MOU despite making a good faith effort to do so, the District can terminate the agreement without prejudice from the Florida Department of Education. The MOU is requesting the signatures of the Superintendent of Schools, the Chair of the School Board, and the President of the Broward Teachers Union.

The potential positive financial impact will be determined based on the District's relative share of funding under Part A of Title I of ESEA. If the State receives their maximum amount of \$700 million, then Broward's share would be approximately \$8.5 million per year for each of the four years. There is no additional financial impact to the district.

Ms. Dinnen stated that she was one of the originators of bringing attention to this issue, Phase I, beginning with a memorandum to the Superintendent and speaking against it when it was presented for a vote, including writing letters to the Miami Herald and Sun-Sentinel, which were both published. Additional letters were sent to Secretary of Education Arnie Duncan, and three other leaders at the federal level, and State Legislature members who are involved in education, as well as the President of the Senate and the Speaker of the House.

Ms. Dinnen stated that the Board's opposition to Race to the Top brought a large message to the issue, less than 8 percent of the unions of the state were in favor of the program, and it helped with the opposition to Senate Bill 6. Ms. Dinnen stated she has never supported merit pay and it does not work in business or in the academic world. She voiced concern over the amount of money that will go to the Florida Department of Education, who will take an immediate half of the amount, and voiced concern about the cost and its sustainability.

Ms. Dinnen stated that Phase II recognizes collaboration, the committee will serve as a "watchdog" on the proceedings, advanced degrees and experience is recognized; flexibility is in place, with a phase-in for the evaluation portion, providing a year. Ms. Dinnen stated that merit pay is still included but it can be developed collaboratively and she likes the oversight feature and a year of development. Remarking that she is cautious at this time, Ms. Dinnen stated that she sees the state moving away from the end-of-course test and hopefully it will be an improvement over FCAT.

Superintendent Notter stated that a committee was formed specifically for the Memorandum of Understanding and there is discussion about a commission staying in place for oversight.

Mrs. Kraft stated that she and Ms. Dinnen attended a lecture by Diane Ravitch, education historian, who makes a compelling case for the demise of public education. Mrs. Kraft said the Race to the Top seems to be part of an overall drive to destroy public education but to increase charter schools, increase voucher and increase choice. She said a student's accomplishments cannot be based on one test nor can it base judging the quality of a teacher on how a student performs.

Remarking that there are many comments regarding opposition to Race to the Top, Mrs. Kraft voiced concern over how the district can turn down a potential \$8.5 million during this critical economic time of need, especially since the state has based the district's budget on the assumption that the millage will be raised. She inquired about BTU's opinion on this issue and whether they have indicated agreement with the state's Memorandum of Understanding. Mrs. Kraft inquired how much potentially will it cost the district to comply with the requirements of state law and how much of the \$8.5 million will go toward helping the district comply with that requirement. Mrs. Kraft further inquired whether there is leeway in spending the money.

Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support Services, stated as Race to the Top changed to Phase II the strategies and requirements for Differentiated Accountability has also changed. Dr. Harrison stated those changes have not gone to the state board as yet but there was an alignment between what is required out of the Differentiated Accountability, the School Improvement Grant, and Race to the Top. She said there is not a finite cost at this time, but there are certain responsibilities as a district that there will be a financial impact, whether these dollars will be used to offset those expenses.

Dr. Harrison further stated that the state's Executive Order addresses the task force finishing their objectives June 1, 2010; the parties recommending to the Governor the creation of a task force to monitor the implementation of the grant and the Memorandum of Understanding. It is not definite as to what the implementation for the task force will look like.

The following individual addressed this item:

Ronney Virgillito, BTU

Ms. Murray expressed gratitude to Ms. Dinnen for her leadership on this issue. Ms. Murray stated that Race to the Top is an opportunity for the district even though there are some issues she does not agree with, such as the teacher evaluation. She concurred with having a committee, stating this is opening an opportunity for the district.

Mr. Tynan stated that even though he previously disagreed with some of the things like "top-down regulation," it is important to look at what the district is trying to accomplish. Mr. Tynan stated he has some disagreements over some ideas that are going to be imposed on the district, but it is irresponsible for the Board not to continue to seek this funding.

Responding to Mrs. Bartleman's inquiry, Dr. Harrison stated that core standards will be rolled out and it is part of the end-of-the-course fees and the core; the common planning time will bring groups of teachers together so they can begin their lesson study processes, a problem solving process to provide a better lesson, and how to move forward so the teachers have time to collaborate and think together.

Mrs. Bartleman stated that the district has to develop the merit pay, with the district having 10 percent and the state having 40 percent; the incentive pay; common standards which the state is already developing with the end-of-course exams; and implementation of the high school career tech portion of the program. Mrs. Bartleman opined that \$8.5 million is not enough funding to implement everything the state has prescribed. In addition, there is a Memorandum of Understanding indicating that the district can back out at any time.

Concurring, Mr. Notter stated that termination shall be without prejudice to the Local Education agencies (LEA).

Mrs. Bartleman stated that a lot of the components are being implemented by the state under Differentiated Accountability and if the district does not enter into the Memorandum of Understanding the district will be doing this without the \$8.5 million. Mrs. Bartleman discussed standardized testing, stating the state should use the money for what they think is right for the children in this district, working collaboratively with the teachers union and other groups to develop a plan. She further stated the federal government should be held accountable as they are placing this issue in the state's hands to do whatever they want. Mrs. Bartleman further stated she would support the item, knowing that the district can get out of it at any time.

Responding to Mrs. Hope's inquiry, Dr. Harrison stated that the state will receive notice in September 2010, 90 days thereafter a final scope of plan will be developed in collaboration with all the groups, and if the plan is approved the funds should be sent to the district in December 2010 or January 2011.

Mr. Williams agreed there are some things that the Board does not like about the program but said the district needs to work with the teachers union and other groups in order to move to the next level to follow the process.

Mrs. Gottlieb stated that the Board showed leadership in voting down Phase I because it resulted in the improved version of the program, Phase II, which includes the formation of the oversight committee. She said she would support the item.

Dr. Parks stated that the district needs to focus on what is in the best interests of the overall district despite the differences. Dr. Parks stated that money is very crucial for the district.

Remarking that he has supported Race to the Top, Mr. Notter stated that what this district develops will come back to a workshop with a complete vetting of the process; the district and Board will work in collaboration with the teachers union to work collectively on what is in the best interests of students.

The Superintendent stated there is a checks and balance system, collaboration with BTU leadership and the Board, and the Board will sign off on the district's final plan, agreeing on the needs of the district's teachers, students and administrators.

- F-29. Charter School Renewal Agreement and Renewal Application – Messianique Training Center and Institute, Inc., (“Charter School Institute and Training Center”) (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Messianique Training Center and Institute, Inc., (“Charter School Institute and Training Center”).

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(7)(b), a school's charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the renewal application from Messianique Training Center and Institute, Inc., (“Charter School Institute and Training Center”).

It is requested that SBBC approve the renewal of the charter agreement and application for Messianique Training Center and Institute, Inc., (“Charter School Institute and Training Center”) for a one-year period. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Messianique Training Center and Institute, Inc., (“Charter School Institute and Training Center”), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-30. Charter School Renewal Agreement and Renewal Application – Smart School, Inc., (“Smart School Charter Middle”) (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Smart School, Inc., (“Smart School Charter Middle”).

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school’s charter. Pursuant to Section 1002.33(7)(b), a school’s charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent’s Charter School Review Committee reviewed and analyzed the renewal application from Smart School, Inc., (“Smart School Charter Middle”).

It is requested that SBBC approve the renewal of the charter agreement and application for Smart School, Inc., (“Smart School Charter Middle”), for a one-year period. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Smart School, Inc., (“Smart School Charter Middle”), and the charter school renewal application is available in the Board Members office and the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-31. Charter School Renewal Agreement and Renewal Application – Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale”) (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale”).

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school’s charter. Pursuant to Section 1002.33(7)(b), a school’s charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent’s Charter School Review Committee reviewed and analyzed the renewal application from Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale”).

It is requested that SBBC approve the renewal of the charter agreement and application for Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale”), for a one-year period.

An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale”), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-32. Charter School Renewal Agreement and Renewal Application – Learning Excellence of East Broward, Inc. (“Imagine at North Lauderdale Middle School Campus”) (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale Middle School Campus”).

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school’s charter. Pursuant to Section 1002.33(7)(b), a school’s charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent’s Charter School Review Committee reviewed and analyzed the renewal application from Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale Middle School Campus”).

It is requested that SBBC approve the renewal of the charter agreement and application for Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale Middle School Campus”), for a one-year period. An Executive Summary specifies the grounds for the one-year renewal and the remedial measures that will be implemented and monitored during the one-year renewal term.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Learning Excellence of East Broward, Inc., (“Imagine at North Lauderdale Middle School Campus”), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

- F-33. Charter School Renewal Agreement and Renewal Application – Somerset Academy, Inc., (“Somerset Academy”) (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Somerset Academy, Inc., (“Somerset Academy”).

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school’s charter.

Pursuant to Section 1002.33(7)(b), a school's charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the renewal application from Somerset Academy, Inc., ("Somerset Academy").

It is requested that SBBC approve the renewal of the charter agreement and application for Somerset Academy, Inc., ("Somerset Academy"), for a fifteen-year period. An Executive Summary specifies the grounds for the fifteen-year renewal.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Somerset Academy, Inc., ("Somerset Academy"), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-34. Charter School Renewal Agreement and Renewal Application – Charter School of Excellence, Inc., ("Charter School of Excellence") (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Charter School of Excellence, Inc., ("Charter School of Excellence").

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(7)(b), a school's charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the renewal application from Charter School of Excellence, Inc., ("Charter School of Excellence").

It is requested that SBBC approve the renewal of the charter agreement and application for Charter School of Excellence, Inc., ("Charter School of Excellence"), for a fifteen-year period. An Executive Summary specifies the grounds for the fifteen-year renewal.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Charter School of Excellence, Inc., ("Charter School of Excellence"), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

There is no financial impact to the district.

F-35. Charter School Renewal Agreement and Renewal Application – Assistance Unlimited, Inc., ("Central Charter School") (Approved)

Approved the Charter School Renewal Agreement and Renewal Application for Assistance Unlimited, Inc., ("Central Charter School").

The terms and conditions for operation of a charter school are set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(7)(b), a school's charter school agreement may be renewed subject to review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee reviewed and analyzed the renewal application from Assistance Unlimited, Inc., ("Central Charter School").

It is requested that SBBC approve the renewal of the charter agreement and application for Assistance Unlimited, Inc., ("Central Charter School"), for a fifteen-year period. An Executive Summary specifies the grounds for the fifteen-year renewal.

A copy of the renewal agreement between The School Board of Broward County, Florida, and Assistance Unlimited, Inc., ("Central Charter School"), and the charter school renewal application is available in the Board Members office on the 14th floor of the KC Wright building and on the public stand in the lobby of the KC Wright Building.

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

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

There will be no financial impact to the school district.

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

Approved the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees. All recommendations are made pending security clearance and with the understanding that these individuals will comply with regulations, policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

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

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

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

Mrs. Gottlieb announced and congratulated Mrs. Valbrun-Pope on her appointment.

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

Motion was made by Mrs. Bartleman, seconded by Mr. Tynan, to approve the personnel recommendations for separation of employment or discipline as listed on the respective lists for Non-Instructional staff. This motion was superseded by a Motion to Defer one name (page 41). Dr. Parks was absent for the vote. (8-0 vote)

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

The Personnel Recommendations include the following items:

Non-Instructional Resignation(s)/Retirement(s)
Non-Instructional Suspension(s)/Termination(s)
Managerial and Professional/Technical Resignation(s)/Retirement(s)
Managerial and Professional/Technical Suspension(s)/Termination(s)

There is no financial impact to the school district.

Mrs. Bartleman expressed gratitude to Mr. Rayfield Henderson, Interim Principal, Boyd Anderson High School, for his service to the district and praised his work with the students.

Employee Ms. Yvonne Watson, North Area Transportation, informed the Board that she is alleged to have punched a time card for another employee, which did not happen. She informed that she has been a bus driver for Miami-Dade and Broward County for 33 years and she would not do anything to jeopardize her job for another person.

Mrs. Victoria Kaufman, Director, Noninstructional Staffing, informed that the employee is a probationary bus driver, starting her employment in November 9, 2009 and is currently is in her probationary period. Mrs. Kaufman stated that audio and video tapes indicate Ms. Watson and the bus attendant arranging to pick the bus attendant up on the route. Both employees' time cards were punched in at 5:28 a.m. and the attendant was picked up at approximately 6:25 a.m. Indicating there is no video of Ms. Watson punching in the time cards, Mrs. Kaufman stated that based on all the remaining investigation a determination was made that she punched in for both employees.

Mrs. Hope reminded that the bus attendant was before the Board at the last meeting and a request was made that more information be submitted to the Board.

Mrs. Kaufman stated that the Board approved the termination and staff assisted in pursuing the grievance process through the Employee Relations department.

Ms. Murray stated there is no evidence that she punched both time cards, and there are rules and penalties for an unscheduled bus stop which would seem more equitable in this situation. Ms. Murray suggested that this issue be revisited.

Mrs. Kaufman stated the audio indicates, through extensive conversation, they pre-arranged where to meet and pick up the attendant.

Motion to Separate (Carried)

Motion was made by Mrs. Hope, seconded by Mrs. Kraft and carried, to separate the name of Yvonne Watson from the agenda item. (9-0 vote)

A vote was taken on the Motion to Separate.

Motion to Defer (Carried)

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to defer the name of Yvonne Watson to the June 2, 2010 Regular School Board meeting. (9-0 vote)

Mr. Tynan said he would agree to the deferral but the Board needs to resist to constantly try and second guess staff's recommendation.

Mrs. Hope inquired whether a progression of discipline has been issued.

Mrs. Kaufman responded that falsification of time cards was the charge against both employees and the penalty is a recommendation for termination. There is not a progression of discipline for that particular instance. Mrs. Kaufman stated that the employee is a probationary employee and she could have been released during probation without cause but staff followed the process and allowed the employee her due process. The bus attendant was not a probationary employee.

Mrs. Bartleman stated she has no objection to the deferral but there needs to be consistency as to the process.

Ms. Murray stated that the previous case was evident there was a falsification of a time card but there is no evidence in Ms. Watson's case to substantiate her act other than the fact that she would pick her up at a stop.

Dr. Parks stated that staff can review and prepare the results of the reinvestigation to the Board Members.

Ms. Dinnen voiced concern over the lack of evidence regarding the falsification of the time card on the part of Ms. Watson. She concurred there is no dispute as to the unscheduled bus stop.

A vote was taken on the Motion to Defer.

Employee Sarina Folorunsho, West Area Transportation, informed the Board that she has been employed for Broward Schools for nine years and she received two tickets, for speeding and no seat belt, and an illegal U-turn. The speeding ticket was due to hearing news that her son was shot and she unbuckled her belt to get her documentation for the officer, and the illegal turn was thrown out in court.

Mrs. Bartleman inquired about the policy for tickets.

Mrs. Kaufman responded that Policy 5300.1, Pupil Transportation Safe Driver Plan, requires that a bus operator who has accumulated nine or more points within one school year will be recommended for termination. The employee's tickets resulted in 3 points for speeding and 3 points for seat belt violation, and subsequently she received 5 points for failing to obey a traffic signal/device. Mrs. Kaufman stated that although the courts withhold adjudication, the district assesses points based on the plan approved under the policy, and is also approved by the state.

Mrs. Kaufman concurred with Mr. Tynan's inquiry, if someone has a ticket and they successfully defend it they do not get adjudicated and are assessed points; it does not go on their record with the School Board. If the employee's ticket is resolved through trial or a plea, even if it is not an adjudication, no contest, the district assesses points under the policy.

Mrs. Bartleman questioned the fairness of the policy.

Mrs. Kaufman responded that the district can have a higher level and more serious consequences than the state requires; the plan is submitted to the state to indicate the district has very safe drivers on the road. She stated that Policy 5300.1 indicates how many points is assessed for each infraction and these points are used to determine the suspensions and terminations.

Ms. Murray stated the emphasis is to ensure that the safest persons are behind the wheel everyday.

Mrs. Kraft inquired whether the requirement of putting points on the employment record is a state policy or a school district policy. In addition, if the charges were dismissed or if the employee prevailed in court, would those points still show up on their employment record.

Mrs. Kaufman responded that she will research and provide this information to the Board.

Mrs. Gottlieb stated she could not provide any flexibility when it comes to transporting children safely, and would support staff's recommendation.

A vote was taken on the agenda item.

G-5. Supplemental Pay Positions – List #17 (Approved)

Approved the recommended supplemental pay positions of employees for the 2009-2010 school/ fiscal year.

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

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

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

Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 32. Funding has been budgeted in 09-10 school/ fiscal year for all supplements through June 30, 2010.

G-6. Recommendation(s) for Instructional/Noninstructional Discipline for the 2009-2010 School Year (Not approved)

Motion was made by Ms. Murray, seconded by Ms. Dinnen, 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. Dr. Parks was absent for the vote. (0-8 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.

Mrs. Gottlieb informed that a Memorandum has been submitted requesting the Board to vote down the item.

Mr. Notter reminded the Board that Jason Ramsey, West Area Transportation Bus Driver, appeared before the Board at the May 4, 2010 Board Meeting, pleading his case and asking that he not be terminated from employment.

Mr. David Golt, Executive Director, Special Investigative Unit, informed the Board that based on the time the employee spent out of work and some of his loss, a determination was made to give the employee a Letter of Reprimand in lieu of a suspension.

H. ATTORNEY

H-1. General Release between The School Board of Broward County, Florida, and The City of Dania Beach/ After School Programs, Inc. (Approved)

Approved the General Release between The School Board of Broward County, Florida, and The City of Dania Beach/ After School Programs, Inc.

This matter arose following a classroom fire at Dania Elementary School. The City of Dania Beach ("City") entered into a lease agreement with The School Board of Broward County, Florida, to use the school facility during the Summer of 2008. Subsequently, the City leased the facility to After School Programs, Inc., ("ASP"), wherein a fire arose in a classroom. Property damages resulting from this fire totaled \$42,000.

The Risk Management Department, in conjunction with Johns Eastern Company, (the District's Third Party Administrator), have reached a tentative settlement with the insurance carrier representing ASP. The General Release provides for the payment of \$38,000 by ASP to The School Board in full and final settlement of this matter.

The School Board attorney and District staff recommend approval of this item as a fair, reasonable, and cost-effective resolution of this matter.

There is no financial impact to the district. This settlement serves as a subrogation recovery in favor of the district.

I. OFFICE OF THE SUPERINTENDENT

I-1. Central Area, North Area, and South Area Advisory Council Bylaws
(Approved)

Approved the Central Area, North Area, and South Area Advisory Council Bylaws.

School Board Policy 1.2, establishes the District Advisory council (DAC) to review and address the educational needs of the Broward County School System. It acts as a forum for Area Advisory Councils and promotes communication among School Advisory Forums, the Superintendent of Schools, the School Board and the DAC.

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

There is no fiscal impact to the district budget.

I-2. Naming of the Athletic Facilities at Coconut Creek High School
(Approved)

Motion was made by Mr. Williams, seconded by Ms. Dinnen and carried, to approve the naming of the new field, track and press box at Coconut Creek High School.

Dr. Parks abstained from voting and filed Form 8B Memorandum of Voting Conflict for County, Municipal, and other Local Public Officers with Official School Board Records. A roll-call vote was taken: Mrs. Bartleman, Ms. Dinnen, Mrs. Gottlieb, Mrs. Hope and Mr. Williams voted "yes." Mrs. Kraft, Ms. Murray and Mr. Tynan voted "no." (5-3 vote)

The Stadium Naming Committee met on March 25, April 8 and April 21, 2010. These are the names recommended by the committee at the meeting as the top choices for people to represent the support and dedication shown to Coconut Creek High School.

Fred Pinkston – former administrator and track coach
Dr. Robert D. Parks – current Board Member and CCHS supporter
Cleatus Cagle – former administrator and supporter

There is no financial impact to the district.

Mr. Tynan voiced concern over the process and the systemic problem of one of the proposed honorees' name referenced on something for prosperity is an active Board Member which does not set a good policy. He acknowledged that every board and governmental entity has its own criteria for naming, and opined it is not a good policy to be naming anything for someone who is currently on the government panel or board, or to anyone that is a current employee. Mr. Tynan stated, with due respect to someone he respects and likes, it does not make sense to support this item.

Concurring, Ms. Murray stated that Dr. Parks has done many good things in the school system but naming a facility should be after a deceased person which eliminates a lot of issues. Ms. Murray also voiced concern about the panel of the individuals that selected the names, as there are specific guidelines and it is uncertain whether the process was followed to the best interest of the City of Coconut Creek. The community may not have had the full participation of the community.

Mrs. Kraft stated that in addition to the process she had a question as to whether the school committee or the school attempted to use this as a revenue producing opportunity. She stated that the district's policy on naming facilities was that naming a total facility after someone not deceased was not allowed. The policy was changed to allow naming portions of facilities after live individuals specifically for the purpose of trying to raise revenue. Mrs. Kraft further stated that Dr. Parks has another track named after him, at Deerfield High School, and whether that will cause confusion. She said it did not look like there were other community people, other than the one alumni individual, on the committee and it was mostly school based personnel.

Mr. David Jones, Principal, Coconut Creek High School, informed that the revenue raising initiative was never considered and the idea came about to honor individuals that had been involved in the school.

Mrs. Kraft requested a deferral of the item to consider whether the school community might want to seek active alumni who want to purchase naming rights to parts of the stadium facility. She said this might be an opportunity for the district to raise funds.

Ms. Dinnen stated that the committee is the best judge of picking names, people who mean the most to them, based on their judgment. She said she would support what the school wants and does not want to change the rules. Ms. Dinnen stated if the policy is to be changed it should be changed during a time when there are no names attached to it and it is an issue all by itself.

Responding to Mrs. Hope's inquiry, Mr. Jones stated that Mr. Pinkston was a track coach at Coconut Creek and now retired in Georgia, and is a storied name in track in Coconut Creek and Broward County. Mr. Cagle was an assistant principal for many years at the school.

Remarking that Dr. Parks has served the Board for many years, Mrs. Gottlieb stated that the process is allowed by the policy and she supports the choice of the school and community.

Dr. Parks clarified that he was not aware of the naming until he received an invitation to the dedication on May 26, 2010. He stated he has filed a Conflict of Interest with the Board Attorney. Dr. Parks stated that Coconut Creek High School followed the policy and adhered to all requirements. Dr. Parks said he was honored and privileged to be included with the other respected individuals.

Mrs. Bartleman requested that a workshop discussion be scheduled on the naming of facilities, Policy 1401 – Naming/Renaming School Board-Owned Facilities. She stated the discussion should include one facility named after someone as opposed to multiple names, and adding additional community members or the composition of the committee.

Concurring, Mr. Williams stated that the committee has gone through the process based upon the policy. Mr. Williams said he would approve the item and the Board needs to further discuss the process used under this policy.

Remarking that he was not on the Board when the policy was adopted, Mr. Tynan stated he is reluctant to approve a name for someone currently sitting on the Board.

Motion to Separate (Failed)

Motion was made by Mr. Tynan, seconded by Mrs. Kraft, to separate the names of Mr. Pinkston and Mr. Cagle for consideration. (Dr. Parks abstained from the vote). A roll-call vote was taken: Mrs. Bartleman, Mrs. Kraft, Ms. Murray and Mr. Tynan voted "yes." Ms. Dinnen, Mrs. Gottlieb, Mrs. Hope and Mr. Williams voted "no." (4-4 vote)

A vote was taken on the Motion to Separate.

Mrs. Kraft stated she would vote "no" because she would prefer that it go back to the committee to review the naming rights for a fee.

Responding to Mrs. Hope's inquiry, Mrs. Kraft informed that there is a policy and a precedence for naming rights in the district; Stoneman Douglas High School stadium field being named for Mr. Cumber, who is alive, and his son was an alumni had paid for the rights to name the field after him. Mrs. Kraft stated that the policy indicates that portions of "things" can be named after people for different fees.

Mr. Jones informed that there was no collection or offer of any monetary value from Mr. Pinkston, Mr. Cagle or Dr. Parks.

Mr. Williams stated there has never been a monetary exchange for the naming of facilities in his district.

Mrs. Hope and Mr. Williams cautioned that a price tag should not be placed on district facilities for the naming of facilities.

Motion to Defer (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman, to defer the agenda item to a workshop. (Dr. Parks abstained from the vote). A roll-call vote was taken: Mrs. Bartleman, Mrs. Kraft and Ms. Murray voted "yes." Ms. Dinnen, Mrs. Gottlieb, Mrs. Hope, Mr. Tynan and Mr. Williams and voted "no." (3-5 vote)

The following individuals addressed the issue:

Mary Helen Rossi

A vote was taken on the Motion to Defer.

A vote was taken on the agenda item.

Dr. Parks stated that he understands and appreciates the difficulty over this issue. He reiterated that he was not involved in the selection process and appreciated the Board's support.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

J-1. Change Orders (Approved)

Motion was made by Ms. Dinnen, seconded by Mr. Tynan and carried, to approve change orders as listed for various school projects, and approve a positive increase of \$1,317,540 to the Capital Projects Reserve.

<u>Anderson, Boyd H. High</u>	Change Order 20	\$306
Owner Request	\$431 (CREDIT)	
Unforeseen Condition	\$737	

<u>Attucks Middle</u>	Change Order 04	\$9,974 (CREDIT)
Consultant Error	\$2,247	
Owner Request	\$12,221 (CREDIT)	
<u>Country Hills Elementary</u>	Change Order 06	\$7,632
Consultant Error	\$7,098	
Unforeseen Condition	\$534	
<u>Douglas, Marjorie Stoneman High</u>	Change Order 07	\$5,438
Owner Request	\$5,438	
<u>New Elementary C (G-1)</u>	Change Order 06	\$799
Owner Request	\$799	
<u>Hallandale High</u>	Change Order 01	\$39,681
Owner Request	\$39,681	
<u>Hawkes Bluff Elementary</u>	Change Order 05	\$84,508
Unforeseen Condition	\$84,508	
<u>Hollywood Hills High</u>	Change Order 01	\$16,584
Consultant Error	\$6,165	
Owner Request	\$3,495	
Unforeseen Condition	\$6,924	
<u>Meadowbrook Elementary</u>	Change Order 02	\$971
Owner Request	\$971	
<u>Pines Lakes Elementary</u>	Change Order 02	\$28,506
Consultant Error	\$8,263	
Unforeseen Condition	\$20,243	
<u>Plantation Middle</u>	Change Order 03	\$5,455
Unforeseen Condition	\$5,455	
<u>Walker Elementary</u>	Change Order 01	\$646,016 (CREDIT)
Owner Request	\$646,016 (CREDIT)	
<u>Watkins Elementary</u>	Change Order 02	\$7,278
Owner Request	\$7,278	
<u>Western High</u>	Change Order 03	\$740,998 (CREDIT)
Owner Request	\$740,998 (CREDIT)	

Financial Impact: Anderson, Boyd H. High – Project No.: P.000326 \$306; Country Hills Elementary – Project No.: P.000566 \$7,632; Douglas, Marjorie Stoneman High – Project No.: P.001029 \$5,438; Hawkes Bluff Elementary – Project No.: P.000572 \$56,098; Walker Elementary – Project No.: P.000051 \$646,016 CREDIT; Western High – Project No.: P.000891 \$740,998 CREDIT. The resulting positive financial impact will increase the Capital Projects Reserve by \$1,317,540. There is no additional financial impact to the district for the remaining projects.

Ms. Murray discussed the credit to the Capital Projects Reserves of \$1,317,540, and inquired how this money will be spent in the future. She stated the Board needs to set priorities on projects, and be vigilant and vocal.

Mr. Tom Lindner, Acting Deputy Superintendent, Facilities and Construction Management, responded that the funds are placed in Capital Reserves and any money spent is approved by the Board for projects, or the funds may remain in reserves.

Remarking that last year's money was approved for projects promised to move forward but did not move forward, Ms. Murray stated that any time money is recaptured and there is the ability to move projects forward it should be brought back to the Board for discussion.

Mr. Lindner responded that funds cannot be obligated in excess of \$50,000, once they are brought to Capital, without Board approval.

Concurring, Mrs. Kraft stated there were projects that were not fully funded and there is a difference between money going into the reserve and then the Facilities department bringing forth items with money that is in the reserve; using this money to go forward on items that have been shelved. She stated at some point the Board needs to have a conversation at a workshop to look at various projects that were on hold, keep it in reserve, or use it to fund maintenance projects.

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 28, 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:

Charland Rurey Construction, Inc. – Issue Pre-qualification Re-Certification
G.T. McDonald Enterprises, Inc. – Issue Recommendation for Revision
**Grace & Naeem Uddin, Inc. – Issue Pre-qualification Re-Certification
Hart Mechanical Contractors, Inc. – Issue Recommendation for Revision
*J. Duke Construction, LLC – Issue Pre-qualification Certification
Dodec, Inc. (Mechanical) – Issue Pre-qualification Certification
KM/Plaza – Approve Appeal – Issue Pre-qualification Re-Certification
Mobile Modular Management Corporation – Approve Appeal – Issue Pre-qualification Re-Certification

Phillips and Jordan, Incorporated – Issue Pre-qualification Re-Certification

**Pure Air Control Services, Inc. – Issue Pre-qualification Re-Certification

Tropic Fence, 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. Authorize Rejection of Responses – Architectural & Engineering Consulting Services – Bennett Elementary School, Fort Lauderdale – Project No. P.000839 (f.k.a. 0201-25-02) (Approved)

Approved the rejection of all responses received for Bennett Elementary School, Project No. P.000839.

Article V.A of the RFQ, authorizes the Board to reject all responses at any time prior to Board approval of the negotiated agreement. The reason for rejecting the proposals is due to lack of funding.

Responses 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.

There is no financial impact to the district.

J-4. Educational Mitigation Agreement between The School Board of Broward County, Florida, Broward County and the City of Dania Beach Regarding Land Use Plan Amendment PC 09-5 (Approved)

Motion was made by Ms. Dinnen, seconded by Mr. Tynan and carried, to approve the Educational Mitigation Agreement between The School Board of Broward County, Florida, Broward County and the City of Dania Beach regarding Land Use Plan Amendment PC 09-5 which includes the residential units contained in the previously approved Land Use Plan Amendment PC 03-6 into a proposed Regional Activity Center land use designation and to include an additional 5,353 residential units into the proposed Regional Activity Center land use designation.

In 2003, the City of Dania Beach via Land Use Plan Amendment (LUPA) 03-6 application to Broward County proposed to establish a Local Activity Center (LAC) land use designation to enable the development of 2,465 residential units (consisting of 100 townhouse, 200 garden apartment and 2,165 high rise units).

In the development review report issued by the District, staff determined that the units would generate 277 (161 elementary, 57 middle and 59 high school) students into Broward County Public Schools (BCPS) and affect the then overcrowded Dania Elementary, Olsen Middle and South Broward High Schools.

To mitigate the anticipated student impact, the City voluntarily agreed to require the payment of cost per student station regarding development of the units. Subsequently, the Broward County Commission approved and adopted the proposed land use designation, made the City's voluntary mitigation commitment a condition for approval of the City's application, and required the execution and recordation of the Educational Mitigation Agreement set forth in Exhibit 1 to enable legal enforcement of the voluntary commitment.

In 2009, the City of Dania Beach via LUPA PC 09-5 application to Broward County proposed a change from various land use designations (which included the previously approved LAC land use designation), to a Regional Activity Center (RAC) land use designation to enable the development of a total of 7,818 residential units (that consisted of the previously approved 2,465 units and a total of 5,353 residential units that were already permitted in the various residential land use categories) in the RAC. In the era of public school concurrency and consistent with the provisions of the current Amended ILA, the City did not proffer any voluntary mitigation regarding the 5,353 residential units, since the units were already permitted by the various existing residential land use categories, and thus, were determined not to generate any new additional students into BCPS.

However, in the District's "School Consistency Review" Report dated August 5, 2009, District staff recommended that as a condition for approval of the application, the Educational Mitigation Agreement regarding the existing approved 2,465 residential units must be amended to enable the continued legal enforcement of the City's voluntary mitigation commitment regarding the units, and to address the incorporation of the 5,353 residential units into the RAC land use designation. Subsequently, the Broward County Commission approved the proposed land use designation, and required the amendment of the Educational Mitigation Agreement set forth in Exhibit 1 as a condition for approval of the application consistent with the District's recommendation. The Educational Mitigation Agreement regarding LUPA PC 09-5 as set forth in Exhibit 2 has been reviewed by the School Board's legal counsel and approved as to form and legal content. Therefore, it is recommended that the School Board should approve the Educational Mitigation Agreement.

Currently, there is no financial impact to the school district. At the minimum, school impact fees would be due for the additional 5,353 residential units, and in the future, during public school concurrency review, further mitigation may be required, if deemed necessary.

Ms. Murray informed that the Olsen Middle School project was shelved after a determination was made that rebuilding was not warranted. She stated that due to the economy and the location of the property, in the future this property could be a prime location for individuals which expands the probability of the school expanding.

- J-5. Reduction of Retainage – Balfour Beatty Construction, Inc. – Temporary Serving Kitchen/Dining Room Phase I – Northeast High School, Oakland Park – Project No. P.000230 (f.k.a.1241-25-02) (Approved)

Approved the recommendation to reduce retainage now being held on Northeast High School, Temporary Kitchen/Dining Room Phase I, Project No. P.000230 for the Balfour Beatty Construction, Inc., from \$9,168 to \$1,000.

In accordance with School Board Policy 7005, the Facilities and Construction Management Department is recommending that the retainage be reduced from \$9,168 to \$1,000. The amount of \$1,000 is being withheld pending final completion of the project. This project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$8,168 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 159.

- J-6. Grant of Easement and Bill of Sale for Facility Utility Improvements at Sandpiper Elementary to the City of Sunrise (Approved)

Approved the Grant of Easement and Bill of Sale for Facility Utility Improvements at Sandpiper Elementary to the City of Sunrise.

The proposed 15' Utility Easement and Bill of Sale was requested by the City of Sunrise to provide installation of a water main at Sandpiper Elementary.

This item 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-7. Final Acceptance and Release of Retainage – Turner Construction Company Inc. – Science Classroom Renovations - Coral Springs High School – Project No. 1151-28-01 (P.001087) (Approved)

Approved the Final Acceptance of the Coral Springs High School Science Classroom Renovations, Project No. P001087, and release the balance of retainage in the amount of \$27,648.

The contractor, Turner Construction Company Inc., has completed the project within the contract limits.

The funds being released totaling \$27,648, are included in the Adopted District Educational Facilities Plan, Years 2008-2009 to 2012-2011, page 177.

K. OFFICE OF CHIEF FINANCIAL OFFICER

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

Motion was made by Mr. Tynan, seconded by Ms. Murray and carried, to approve the General Fund Amendment I-7 for Fiscal Year 2009-10.

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 3/31/10.

Recognize changes in Revenues and Appropriations through 3/31/10.

Ms. Murray, who informed that she spoke to staff regarding this issue, stated that an explanation is needed as to what the funding is for, how it came about, and where it is going.

Ms. Jane Turner, Director, Budget, informed that most of the additional revenue that is coming into the district are fees from the Before and After School program and Vocational Educational programs; it goes back into the schools and they use it for those programs. She stated the district does not have an advantage of the funds but the schools do use those funds to develop those programs.

Mr. I. Benjamin Leong, Chief Financial Officer, stated that the funds are not new moneys. Mr. Leong stated that a conservative approach was taken for After School Care and Vocational programs, and staff did not want to recognize the revenue at the beginning of the year until it is known when that revenue will be coming in. He stated that as the revenue is collected it is recognized on a monthly basis.

Mrs. Hope inquired when the schools were told to cut 6 percent were these revenues part of the cuts they were asked to reduced.

Mrs. Turner responded that the 6 percent cut was on the amount of funds that they have currently in their budgets projected for next year, based on the student projections. These funds before the Board are not a part of that. Ms. Turner stated the schools will get additional revenue once they generate it.

Mr. Leong added that most of the After School Care programs also have expenses attached to it.

Responding to Mrs. Bartleman's inquiry, Ms. Turner stated there is a certain percentage of revenue that goes into a fund so that scholarships can be provided to those students who can afford the after care.

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

Approved the Special Revenue (Other) Amendment IV-7B for Fiscal Year 2009-10.

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 3/31/10.

Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 3/31/10.

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

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

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

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

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

K-4. Interim Financial Statements for the Period Ended February 28, 2010
(Approved)

Motion was made by Mr. Tynan, seconded by Ms. Dinnen and carried, to approve the Interim Financial Statement for the period ended February 28, 2010. Dr. Parks was absent for the vote. (8-0 vote)

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

There is no financial impact to the district.

Mr. Tynan inquired about the status of the district's financial statements.

Mr. Leong responded that staff is going to expedite providing the financial statements to the Board. He stated that the financial performance of the district is "on target" and the fund balance indicated in the February Interim Financial Statements is 3.31 percent and March has dropped to 3.20 percent, which is a minor fluctuation. Mr. Leong stated by monitoring on a weekly basis a year-end projection will be a little bit above 3 percent. The Commissioner of Education and the School Board must be notified if it falls below 3 percent and if the Commissioner is not comfortable with the plan he has an option to appoint an oversight committee.

Responding to Mrs. Hope's inquiry about the district's financial stability, Mr. Leong stated that the market is good for the Build America Bonds (BAB) and since it is newly-enacted the district has been timely with the market, but it is unknown what will happen in the market in the future.

Mr. Leong further stated that Broward County is enjoying very good financial ratings, though the rating agencies have expressed concern about media releases about the district. He noted the rating agencies use a different standard to rate government from the private sector and they have recalibrated the district's standard a bit.

Mr. Leong concurred with Ms. Dinnen's comments that the Capital Budget cannot be used for salaries or programs. He stated that bonds cannot be issued to solve budget shortfalls.

K-5. Interim Financial Statements for the Period Ended March 31, 2010
(Approved)

Motion was made by Mr. Tynan, seconded by Ms. Dinnen and carried, to approve the Interim Financial Statement for the period ended March 31, 2010. Dr. Parks was absent for the vote. (8-0 vote)

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

There is no financial impact to the district.

Mr. Tynan stated that Mr. Leong has given a presentation on this issue under Agenda Item K-4, and urged his colleagues to vote on the item.

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Revision to Policy #5306 – School and District Technology Usage
(Approved)

Motion was made by Mr. Tynan, seconded by Ms. Dinnen and carried, to approve revision to Policy #5306, at this first reading.

- 1) The Technology Advisory Committee (TAC) was extracted from Board Policy 5306 (School and District Technology Use).
- 2) A new policy (5306.1) will be approved to re-establish and govern TAC, which follows the protocol and format of other similar standing District committees (District Advisory Council, Facilities Task Force, Diversity Committee, etc.) Under the new policy, the Committee's operational procedures will be addressed through the Committee's Bylaws.

There is no financial impact to the district.

Mrs. Kraft inquired whether any information has been provided by the TAC committee regarding this policy.

Mr. Donnie Carter, Chief of Staff, Office of the Superintendent, responded that the policy revision and bylaws (another agenda item) was done in collaboration with the TAC committee and has full committee approval. Mr. Carter stated he will provide the Board with a memorandum from TAC regarding their response to this policy. He stated that item 1 is being removed from the general technology policy and making it a separate TAC policy.

Concurring, Dr. Parks stated there has been extensive discussion about the bylaws (Agenda item CC-2), the TAC committee and its restructure, and it has been vetted appropriately.

CC-2. New Policy 5306.1 – Technology Advisory Committee (TAC) Policy and Bylaws (Deferred)

Motion was made by Mr. Tynan, seconded by Mrs. Bartleman, to approve the new policy 5306.1 to re-establish and govern the Technology Advisory Committee (TAC), at this first reading. This motion was superseded by a Motion to Defer (page 59).

- 1) The Technology Advisory Committee (TAC) was extracted from Board Policy 5306 (School and District Technology Use).
- 2) A new policy will be approved to re-establish and govern TAC, which follows the protocol and format of other similar standing District committees (District Advisory Council, Facilities Task Force, Diversity Committee, etc.). Under the new policy, the Committee's operational procedures will be addressed through the Committee's Bylaws.

There is no financial impact to the district.

Responding to Mrs. Kraft's inquiry regarding the tracking of the bylaws of other committees, Mr. Carter stated that the same format was used as the other committees in developing this set of bylaws, and the TAC committee led this process.

The following individuals addressed this issue:

Roland Foulkes
Maria Rincon

Dr. Parks stated there has always been one student in the bylaws, someone with a strong technological knowledge.

Graham Rabinowitsch, Alternate Student Advisor, informed that the bylaws have the capability of including two students.

Mrs. Gottlieb requested that a review of the bylaws be made and ensure that if there are two student representatives there is language that reflects that in the bylaws; provide the language and rationale to the Board and Student Advisors.

Mrs. Bartleman suggested a deferral of the item pending clarifying language.

Motion to Defer (Carried)

Motion was made by Dr. Parks, seconded by Mrs. Bartleman and carried, to defer the agenda item to the June 2, 2010, Regular School Board meeting.

Mrs. Kraft requested staff to review and clarify the language in the bylaws on page 2 of 8, which states: Student with a strong technological background from one of the technical schools or programs chosen by Student Government. Mrs. Kraft stated it should be open to any student as long as they have the appropriate technological knowledge. She said the intent is obvious, but it might be too restrictive in the future given the way it is worded.

The following individual further addressed this item:

Roland Foulkes

Mrs. Kraft further stated when the TAC committee meets they should take a survey as to what time frame would be convenient for the most members. She said it is difficult for working people, teachers to attend a 2:00 meeting.

CC-3. Policy 5.5: Attendance (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to adopt the proposed revision to Policy 5.5: Attendance at this final reading, for 2010-11 implementation.

Policy 5.5 was revised by the District Attendance Committee. The Legal Department provided direction on the shaping of the language for the proposed changes.

Changes include: efforts to request current demographic information from parents; and as directed by the Board, the issue of 18 year olds independently signing in and out of school.

The revised section of the policy was presented at the School Board Workshop on March 9, 2010, as a part of the Code of Student Conduct presentation.

This Policy was approved at the School Board meeting on April 20, 2010.

There is no financial impact to the district.

The following individual addressed this item:

Jeanne Jusevic

Mrs. Leah Kelly, Executive Director, Student Support Services and Exceptional Student Education, informed that a revision has been included in the Code of Student Conduct that will come to the Board for final approval in June 2010 (regarding parental involvement on this issue). She stated that the Suspension and Expulsion policy does not address this issue but the code addresses it specifically.

CC-4. Policy 6000.1: Student Progression Plan (Adopted)

Motion was made by Mrs. Bartleman, seconded by Ms. Dinnen and carried, to adopt revisions to Policy 6000.1: Student Progression Plan, at this final reading.

At the Board Workshop on February 9, 2010, staff provided Board members with recommended changes from the Policy 6000.1 workgroup. At the direction of the Board, those changes are reflected in these policy revisions except for the recommendation regarding exam exemptions/waivers for student taking high school courses.

A workgroup has been convened to address exam exemptions and will include teachers, students and parents as the Board directed. Recommendations from this workgroup will be brought forward to a Board workshop, as directed. The Chart of Substantive Changes addresses the major changes made.

There is no financial impact.

Mrs. Bartleman, referring to page 2 - the district should have regularly scheduled instruction in health, physical education, art, music and computer education for elementary curriculum, stated it is hopeful that the district will continue to meet, during these budget cuts, and discuss what is outlined in this policy.

Mrs. Bartleman, who referred to ePEP on page 17, informed staff there is no mandatory language in Policy 6000.1 that every year there will be a review of the ePEP for high school graduation requirements with students. Mrs. Bartleman requested a reference to the ePEP for high school graduation requirements in Policy 6000.1, and to also add language to the high school pupil progression plan section next year.

Mrs. Kelly informed that when the policy comes back to the Board in the fall, with legislative changes, the requirement for a major interest has been discontinued and deleted. The ePEP assessment or evaluation is to be reviewed every year and updated as needed.

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

Following the action of Agenda Item K-5, the following Attorney-Client Session commenced at 11:45 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 18, 2010, 11:45 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: Great American Insurance company vs. The School Board of Broward County, Florida, Case No. 09-CV-61636-WJZ before the United States District Court for the Southern District of Florida. A certified court reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: 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 was absent), Kevin P. Tynan, Esq., Superintendent James F. Notter; Oscar E. Soto, Esq.; Thomas C. Cooney, Esq.; and Edward J. Marko, Esq.

"Telephone conferencing or other telecommunications technology may be used in the conduct of these attorney client sessions to permit absent board members to participate and to be heard by other school board members and counsel."

Adjournment This meeting was adjourned at 4:15 p.m.

RT