

APPROVED IN OPEN BOARD MEETING, JULY 21, 2009

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

June 16, 2009
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:22 a.m., Tuesday, June 16, 2009, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Maureen S. Dinnen; (Vice Chair Jennifer Leonard Gottlieb was absent); Members, Robin Bartleman, Beverly A. Gallagher, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Benjamin J. Williams, Superintendent James F. Notter, and Edward J. Marko, Esq.

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

Minutes for Approval Motion was made by Mrs. Bartleman, seconded by Ms. Gallagher and carried, to approve the official minutes for the following Board Meetings: Mrs. Gottlieb was absent. Mrs. Hope, Mrs. Kraft and Mr. Williams had not yet assumed their seats on the dais. (5-0 vote)

May 19, 2009 – Regular School Board Meeting
June 2, 2009 – Special – Student Expulsions

Added Items – Three speakers

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

SPECIAL PRESENTATION

Vincent Medina, Ramblewood Middle School

The School Board congratulated Ramblewood Middle School 8th grader Vincent Medina for his performance in the 82nd Scripps National Spelling Bee competition, held on May 28, 2009 in Washington, D.C. Vincent advanced to the semi-final round, finishing 17th place overall. He also participated in the 2008 spelling bee and tied for 25th place.

Mrs. Kraft introduced Vincent and his parents, and individual Board Members congratulated and praised him for his achievements and honor.

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Mrs. Medina spoke on the importance of students to set and achieve their goals, and said she was proud of her son's discipline and accomplishments.

Vincent's Language Arts Teacher, Laura Arguello, stated she coordinates the spelling bee at the school and the school has never had a student make it to the National Spelling Bee before Vincent. She described her student as being very dedicated to studying and worked very hard to accomplish his goals. Mrs. Arguello stated that the school is very proud of Vincent.

REPORTS

Broward County Council PTAs/PTSAs – Bernie Kemp and Latha Krishnaiyer

Mr. Kemp stated that PTA will defer the BCC report in lieu of the Florida PTA report by Ms. Krishnaiyer, Florida PTA Chair.

Ms. Krishnaiyer, who reported that the PTA National Convention will be held on June 26, 2009, in Fort Lauderdale, thanked the School Board and Superintendent for the warm welcome to National PTA. She stated that approximately 1,200 members will be attending the convention. Ms. Krishnaiyer stated that Broward schools will be showcased; Dillard and Blanche Ely high schools, Lauderdale Manors Elementary and Parkway Middle School, will be providing entertainment.

Ms. Krishnaiyer extended an invitation to the School Board Members and Superintendent to the General Session business meetings.

Broward County Association of Student Councils and Student Advisor to the Board- Eli Raz and Sara Saxner

Eli reported that 30 students from throughout Florida met at Advanced Leadership Camp for students who have attended the South Florida Leadership Training Camp. The emphasis this year is to involve students who tend to be less involved in school activities.

Best summer wishes were extended to the School Board Members.

Diversity Committee – Roland Foulkes

Mr. Foulkes reported that four motions were made and approved at the June 4, 2009 Diversity meeting. The motions included (1) to accept e-books as an equivalent to hard copy textbooks for the site visit and purposes only; (2) to reject definition of equity and parity provided by School Board Attorney and to reconsider definitions provided by Diversity Committee's Ad Hoc Committee; to accept the revised instrument for site visitations to send to the School Board departments for review; and to invite the Fort Lauderdale High Community School to appear and perform at the August 12, 2009 Diversity Committee meeting at 6:00 p.m.

Mr. Foulkes informed that there have been series of workshops sponsored by the Juvenile Justice Department, looking at the disproportionate minority content and the focus on area 33311, and to address and reverse those trends. Mr. Foulkes made a presentation on Cultural Competence to the Broward Children's Budget Summit, participated in the Broward Sheriff's Office National Day of Prayer on May 7, 2009; attended the Kick-Off celebration for the Haitian Heritage Month and Flag Day; attended the Mass of Remembrance at the Little Flower Church in Hollywood recreating the great hunger of Ireland. In addition, Mr. Foulkes participated in the Broad Foundation interview process.

A comprehensive written report, with packet, was submitted to the Board.

Dr. Parks requested that staff provide information in the form of a matrix regarding the issue of textbooks; the cost, safety/security, look at different devices that could be utilized, and where the district stands on e-books. In addition, that it be included in the Legislative package.

Ms. Dinnen stated when parents fill out information forms at the beginning of the school year, questions should be asked regarding whether students have computers at home.

Mrs. Kraft stated that the Code of Student Conduct could be accessed on the web which would save costs.

Ms. Gallagher stated that books could be downloaded to a Flash drive.

Dr. Parks stated that many high schools are already placing their newspapers online.

Charter School Task Force - Ruth Lynch

Ms. Lynch, who informed that this will be her last report as Chair, stated that this past year has been extremely educational and a lot of work has been accomplished. She stated the laws, rules and regulations have been discussed and how they function within the system in conjunction with the school district. Ms. Lynch further stated that many things were accomplished, despite the most difficult task of getting individuals to come to the meetings, since there was no quorum for three months to hold a meeting.

Ms. Lynch stated that the last Charter School Board meeting will be held on Thursday, June 18, 2009. She requested that going forward, efforts be made to have greater attendance at meetings. Ms. Lynch praised and expressed gratitude to the Charter School department for doing a phenomenal job, especially with limited staff.

BOARD MEMBERS

Dr. Parks informed his colleagues that he spoke with Mr. Ben Leong, Chief Financial Officer, and asked him to update the Unfunded Mandates document that is used, particularly in light of the \$25 million accountability issue that the Legislature has passed, which is in addition to the \$24 million in transportation that local taxpayers will have to pay.

Dr. Park opined that a Public Relations division is needed in the district, as it is critical to become proactive rather than reactive, with no action at all.

Dr. Parks recognized Mrs. Gracie Diaz, Assistant Superintendent, Human Resource Development, and her parents, Vilma Diaz and Luis Diaz. Gracie has received the prestigious Excellence in Education Leadership Award from the University Council for Education Administration. This national award recognizes professional contributions of practicing school administrators to the improvement and support of school administration preparation programs.

Dr. Parks stated that Gracie was nominated by Florida Atlantic University when she was a Director at the Teaching and Leadership Center. Gracie established a pilot internship program that she designed, which is a partnership between Florida Atlantic University (FAU) and the district's Teaching and Leadership Center that prepares teachers to become assistant principals. Dr. Parks further stated that Gracie also developed a methodology of characteristics of individuals, an assessment based on good business practices in other industries that was tailored for leadership of future assistant principals.

Thanking Dr. Parks and the School Board, Mrs. Diaz stated that the internship pilot program was developed with the collaboration of Dr. Elise Calabrese and some high-performing principals, and with FAU. She stated that Dr. Parks lead the way at the Teaching and Leadership Center, and the School Board and the Superintendent allowed staff to be creative and innovative, and empower them to do good work.

Dr. Parks introduced Dr. Elise Calabrese, and thanked her and Gracie for their efforts.

Mrs. Bartleman expressed concern with the guidance counseling plan. She inquired how the district is implementing those plans with students when they enter 9th grade, and whether this is being done in a consistent manner. She further requested that staff look into Fidelity of Implementation of this issue.

Mrs. Bartleman congratulated Ms. Gallagher for being appointed Treasurer of the Florida School Boards Association. Mrs. Bartleman reported on the Florida School Boards Association Conference in Tampa; discussion on growth management and the laws on impact fees and how they can be collected.

Mrs. Bartleman attended the Center for Independent Living in Broward County Leadership Conference for students with disabilities at Nova-Southeastern University. She stated that Mrs. Karen Dickerhoof is associated with this group; students learn about community and academic resources, transition, advocacy, money, smart training, career options, healthy relationships, family, friends, all skills that every child needs.

Mrs. Bartleman wished everyone a healthy and safe summer.

Ms. Gallagher congratulated the top Broward high schools in her district who made the Top 1,500 High Schools list in Newsweek Magazine; Miramar, Cooper City, Flannigan, and Pembroke Pines Charter high schools.

Ms. Gallagher thanked the Davie/Cooper City Chamber of Commerce for their emphasis on education; asking that businesses bring in supplies for schools at their council meetings.

Ms. Gallagher reported on the events at the Florida School Boards Association Conference, discussion centering on the state of the economy in Florida, and cuts in school districts and programs. Mrs. Gallagher requested a conversation concerning Class-size at the next Boundary workshop.

Mrs. Kraft informed her colleagues that Taravella, who was recognized by the Florida Alliance for the Arts Education, is having one of the premier art programs in Florida for a non-magnet school. Pictures of the event were showcased, showing the event, with Principal Mr. Sean Sera and Arts staff, Susan Anderson, Laurie Sessions, and Sheldon Williams. Mrs. Kraft attended the Arts Achieve awards event in Orlando, where Mr. Sera accepted the prestigious award from the Florida Alliance for the Arts Leadership Summit Luncheon. She stated that the district, since it is chosen as one of five model schools, enters a three-year period to assist school officials, teachers and other interested people in the state to look at the quality of fine-arts programs so that other schools can emulate the program.

Mrs. Kraft requested staff to begin preparing the community with regards to the Capital Plan, continue the communication with the Educational Advisory Boards (EAB) and the governmental entities to ensure that they are made aware of the items that were funded but are no longer funded due to the 2 mills that have gone down to the 1.5 mills. In addition, that parents be informed that they can speak at a public hearing, and that the information be provided toward the beginning of the school year.

Mrs. Hope stated that she and Ms. Dinnen were guest speakers at the Seagull School, and congratulated the largest graduating class in their school's history.

Mrs. Hope related events of the Lauderhill Chamber of Commerce Breakfast on June 5, 2009. She thanked Commissioner Dale Holness and Mayor Richard Kaplan for their engagement with their business leaders in their city.

Mrs. Hope was guest speaker at the Black Caucus event and the Latin Chamber of Commerce. She thanked Pepe Lopez for inviting her to speak to the Latin community. \$20,000 in scholarships were given to well-deserved students.

Mrs. Hope toured Discovery Elementary and said there is excitement in getting the school prepared for their opening in August. She also toured Western High School's additions which will be up and running for the new school year.

Mrs. Hope spoke about the qualities and professionalism of Dr. Verda Farrow, South Central Area Superintendent, who will be retiring this month. She thanked Dr. Farrow for her contributions to the district and to students, and thanked her for all she has taught her.

Mrs. Hope showcased missing student Nicholas Finno, age 13. Anyone with information, please call local police or the National Center for Missing and Exploited Children.

Mrs. Murray reported that the City of Hollywood has awarded to various schools over \$18,000 in aid, by means of books and services for parents. Last year the city provided \$25,000 in grants to various schools in the south area. Mrs. Murray stated that Hallandale City Vice Mayor Bill Julian has formed an outreach program to help the schools in the area. She stated that the district should let politicians know that they can help students a lot in moving them forward to compete in the future.

She wished everyone a nice and safe summer.

Mr. Williams announced the retirement of Attorney William Gunn, Air Force Colonel, who took the oath of office as General Counsel of the Department of Veteran Affairs following a recent Senate confirmation. Attorney Gunn is a native Floridian, graduate of Piper High School and graduate of Harvard Law School. He is the son of a retired administrator of Broward County Schools and both his parents were retired teachers.

Mr. Williams shared with his colleagues a copy of an original pencil drawing of President Obama that was created and given to him by Kenneth Salee, a member of the 2009 graduating class at Stranahan High School. Kenneth did this drawing during the Presidential campaign and the school entered it in a nationwide Congressional Art Contest held this spring. Florida's contest was sponsored by Congressman Alcee Hastings. Kenneth's piece won for the state of Florida.

Kenneth and the winners from all 50 states will be flown to Washington, DC this summer for a ceremony where their artwork will be hung in one of the tunnels in the nation's Capital. The artwork will remain there for a year until replaced by next year's winners.

Ms. Dinnen attended many graduation events; highlighting the Seagull, Sunset and Whiddon-Rodgers schools. She praised these special-needs students who work very hard to get a diploma.

Ms. Dinnen reported that Fort Lauderdale and Plantation high schools are included in Newsweek Magazine's Top High Schools in America.

Ms. Dinnen attended Bayview Elementary School Awards Day, celebrating all the awards of their graduating 5th graders. A video presentation was made by these students highlighting their time at the school.

Ms. Dinnen attended the End of School news conference at Larkdale Elementary School, attended the Retirement Breakfast in celebration of district retirees.

Ms. Dinnen, who reminded her colleagues that she sits on the Board for the Museum of Discovery and Science, stated that the museum will be completing their state-of-the-art expansion.

Ms. Dinnen attended the School Boards Association joint meeting with the School Superintendents Association in Tampa. She congratulated Ms. Gallagher for being appointed Treasurer of the Florida School Boards Association, the first district appointment in 20 years. Mrs. Gottlieb will serve as the alternate for the Board of Directors. Ms. Dinnen commented on the Adequacy Lawsuit session, the composition of the Florida Supreme Court, the “shrinking” 2 mill funding, and the Hometown Democracy constitutional amendment.

Ms. Gallagher noted that Ms. Dinnen is the new Legislative Chair, for a total of two Board Members serving on the Executive Committee.

Ms. Dinnen further reported that the district is receiving misinformation and there is no support being provided by the Commissioner of Education. Expressing her concerns over the survival of public education in Florida, Ms. Dinnen stated that a Town Hall meeting should be held in early August to address educational funding concerns, as the community is not as informed on these issues.

SUPERINTENDENT

Mr. Notter stated that due to the significant reduction in funding by the Legislature, there is a need to lay-off approximately 396 teachers and that he worked with the Broward Teachers Union to select those first-year teachers. Mr. Notter provided the business benchmark that he used to make this determination; that the right decision was made several years ago, in recruiting teachers, that any first-year teacher that had a positive evaluation would be hired in years two and three as long as they maintained a positive evaluation.

Mr. Notter further stated that first and second year teachers totaled 1,371. The Superintendent stated that the School Board prides itself in the quality of its teaching staff, and it is not a good feeling to be “backed into a corner” the way the district was, to have even one teacher in a situation where they would not be rehired.

Ms. Gallagher requested a discussion on the Class-Size Amendment at the June 23, 2009 Workshop. She stated that as a goodwill measure, that permanent substitute positions be offered to laid off teachers, first and foremost, so they can continue in the school district and be kept in a school setting in case a position opens up.

Concurring, Mr. Notter stated that staff is also exploring the pool and permanent substitute positions.

Mrs. Bartleman stated this a difficult position placed on the school district by the Legislature. She said the Legislature needs to know that public education is a priority and continue to fund properly, that children are a priority in this state.

Speakers

Paul Karasow
Amanda Burk
Mary Fertig
Barbara Cobb
Gregory Smith
Ed Leuchs

The Chair asked Dr. Joel Herbst, South Area Superintendent, to meet with speaker Barbara Cobb regarding the band instructor, whose DROP extension was not approved at Pioneer Middle School.

The Chair asked Personnel staff to look into the concern of speaker Gregory Smith regarding the denial of the opportunity to be promoted, to see whether it is a trend or an isolated incident.

Ms. Dinnen informed speaker Ed Leuchs that because of certain issues that have been raised, the Board will be reviewing the entire investigatory process. The Chair requested that Mrs. Marilyn Strong, Associate Superintendent, Human Resources, to update the Board on Paula Johnson, concerning the incident at Sunrise Middle School.

Mrs. Strong informed that Ms. Johnson's case has been reviewed before the Professional Standards Committee and, as a practice when there is a determination, the process moves forward. On June 3, 2009 a Pre-disciplinary meeting was re-scheduled at the request by Ms. Johnson's attorney due to the lack of opportunity to look at the available material. The matter is scheduled for Tuesday, June 23, 2009.

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

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution 09-111, in Lieu of Bonding for Peters Elementary School
(Adopted)

Adopted Resolution #09-111, in Lieu of Bonding for Peters Elementary School.

The City of Plantation requires that a maintenance bond be posted in an amount equal to 10% of the total contractor's cost for the proposed utility work to be completed at Peters Elementary. The City has agreed to accept a resolution from the Board in lieu of bonding.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 105. There is no additional impact therefore; this item does not require a Collaboration Form from Capital Budget Department.

A-2. Budget Resolution (Adopted)

Adopted Resolution #09-112, authorizing the School Board the flexibility to expend funds previously allocated to specific categoricals such as Instructional Materials, for other purposes in order to maintain School Board specified academic classroom instruction.

It is recommended that the School Board adopt Resolution #09-112, pursuant to Florida Statute 1101.62(6)(b), granting the School Board the authorization to exercise flexibility to expend funds received for Instructional Materials. These funds are urgently needed to maintain School Board specified academic classroom instruction, i.e., Class Size Reduction.

There is no overall financial impact to the district, rather a potential shifting of funds from restricted to unrestricted accounts.

B. BOARD MEMBERS

D. OFFICE OF THE CHIEF AUDITOR

D-1. Audit Reports for Internal Funds at 2 Schools in the North Area (Received)

Received Audit Reports for Internal Funds at 2 Schools in the North Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year</u>
Blanche Ely High School	2008
*Morrow Elementary School	2008

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's May 14, 2009 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-2. Audit Reports for Internal Funds at 5 Schools in the North Central Area
(Received)

Received Audit Reports for Internal Funds at 5 Schools in the North Central Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Board Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year</u>
Community School North	2008
*Lauderhill Paul Turner Elementary School	2008
*Lloyd Estates Elementary School	2008
*Royal Palm Elementary School	2008
*Sunset School	2008

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's May 14, 2009 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-3. Audit Reports for Internal Funds at 10 Schools in the South Area
(Received)

Received Audit Reports for Internal Funds at 10 Schools in the South Area.

Audited the Internal Funds of the schools listed below for the fiscal years ended June 30, 2007 and 2008, as authorized by the State Board of Education Rule 6A-1.087(2), Florida Administrative Code and School Policy 1002.1.

<u>Schools</u>	<u>Fiscal Year(s)</u>
*Apollo Middle School	2008
*Boulevard Heights Elementary School	2008
*Davie Elementary School	2008
*Fairway Elementary School	2008
*Gulfstream Middle School	2008

<u>Schools</u> (Cont'd)	<u>Fiscal Year(s)</u>
*Hollywood Hills Elementary School	2008
Orange Brook Elementary School	2007 and 2008
*Olsen Middle School	2008
*Stirling Elementary School	2008
*Walter C. Young Middle School	2008

*Denotes Schools With No Audit Exceptions

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's May 14, 2009 meeting.

The source of funds to perform the Internal Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-4. Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2008-2009 (Received)

Received Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2008-2009.

Property and Inventory Audits of Selected Locations were performed, as authorized by the Florida Statute 2740.02(2), School Board Policy 1002.1 and School Board Policy 3204.

The Audit report represents 13 locations in which a total of 8 locations had no exceptions and 5 locations had exceptions.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's May 14, 2009 meeting.

The source of funds to perform the Internal Property Audit Reports was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

D-5. Internal Audit Report – Audit of the Driver Education Program (Received)

Received Internal Audit Report – Audit of the Driver Education Program.

In accordance with the Driver Education Program requirements, we have audited the accompanying Statement of Revenue and Expenditures, under contract number 04-CSAD-8267-02 for the fiscal years ended September 30, 2007, and September 30, 2008.

The Statement of Revenue and Expenditures (the "Statement") is the responsibility of the Program Administrators of The School Board of Broward County, Florida. Our responsibility is to express an opinion on this Statement based on our audit.

An audit includes examining, on a test basis, evidence supporting the amounts in the Statement. In planning and performing our audit of the Statement for the fiscal years ended September 30, 2007, and September 30, 2008, we considered the internal control structure. Our review of the internal control structure facilitates the development of the auditing procedures and the expression of an opinion on the Statement. We believe our audit provides a reasonable basis for our opinion.

In our opinion, the Statement mentioned in the first paragraph presents fairly, in all material respects, the cash receipts and disbursements of the Program for the year then ended. We found that the Program should be strengthened to (1) improve contract monitoring procedures, (2) improve procedures to allocate program expenditures by District Departments, and (3) improve recordkeeping and accountability for vehicle usage.

This report is intended to be used as a resource for management and staff. The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's May 14, 2009 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

E. CHIEF OPERATIONS OFFICER

- E-1. Transportation Agreement for the State of Florida, Department of Veterans' Affairs, Alexander "Sandy" Nininger State Veterans' Nursing Home (Approved)

Approved renewal of agreement between The School Board of Broward County, Florida, and the State of Florida, Department of Veterans' Affairs, Alexander "Sandy" Nininger State Veterans' Nursing Home to support the delivery of emergency services for the period of one year.

The transportation agreement allows the State of Florida, Department of Veterans' Affairs, Alexander "Sandy" Nininger State Veterans' Nursing Home to utilize district school buses to support the delivery of emergency services that may be dependent upon availability of transportation.

The transportation service will be provided during the times school buses are not being utilized for service to Broward County Public Schools. The State of Florida, Department of Veterans' Affairs, Alexander "Sandy" Nininger State Veterans' Nursing Home will reimburse the district for the cost of this service.

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

The State of Florida, Department of Veterans' Affairs, Alexander "Sandy" Nininger State Veterans' Nursing Home will reimburse the District for the cost of this service as invoiced.

E-2. Vending Machine Agreement(s) (Approved)

Approved the following Vending Machine Agreement(s) for the school(s) listed.

On August 1, 2006, The School Board of Broward County, Florida approved Bid 27-002B: *Furnish, Install, Stock and Maintain Campus Vending Machines*. The bid provides a pool of approved vendors with whom agreements could be negotiated for services at individual schools and centers. The agreement(s) includes any income fees/commission rates that were obtained through the bid proposals or negotiated pursuant to Section 19 of the Bid's general specifications.

Agreement(s) for the following school(s) are attached to this agenda:
Coral Glades High School

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

There is no financial impact to the district. Agreements provide revenue to schools to support programs and activities for students and staff.

E-3. Continuation of the Partnership Agreement with Florida Atlantic University (FAU) for the Digital Education Teacher Academy (DETA) (Approved)

Approved the continuation of the partnership agreement with Florida Atlantic University (FAU) for the DETA Program, which supports SBBC Teachers.

The agreement with Florida Atlantic University continues the partnership for the delivery of DETA One and DETA Two courses. The agreement provides 45 DETA courses and allows SBBC and FAU to continue to provide graduate level courses focused on integrating digital technologies into classroom practice.

The agreement will extend the program to August 2010. The agreement will provide DETA to about 1350 teachers from August 2009 to August 2010. Teachers receive follow-up support through a DETA learning community, an online network, a CAB conference, and a mentoring program. The course schedule is attached to the agreement. The agreement provides for a cost per DETA course, and will be implemented within budget. As an incentive, teachers receive three graduate credits from FAU for completing the course. The program is aligned with the District's Strategic Plan for Technology, SCD-3 goals. The program also supports 21st century learning, the integration of digital classroom technologies, the BEEP teacher and student portal program, and the GLIDES programs by providing professional development that incorporates its use.

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

The financial impact is \$470,000. The source of funding is the Department of Instructional Technology operating budget. There is no additional impact to the district.

E-4. Authorization to Release Request for Proposal (RFP) 10-028N
(Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Murray and carried, to authorize the release of the following RFP: Mrs. Gottlieb was absent. (8-0 vote)

<u>RFP #</u>	<u>Title</u>	<u>Department</u>
10-028N	Internet Advertising Services	Communications and Media Relations

Intent of this RFP is to request proposals from qualified firms to provide internet advertising services for the District's website and provide web development for teachers' websites. Internet advertising will be emailed to the Communications and Media Relations Department for review and placement on various SBBC internet websites. The advertisements will include corporate-sponsored branded messages and direct response advertising from various businesses and manufacturers which have contracted with the pool of qualified vendors that participate in this program. This RFP will provide revenue to the District through the sale of advertising space on the internet. RFP is open to all creative possibilities from proposers to maximize value to SBBC.

There is no financial impact to the district.

Ms. Dinnen informed that she received a response to her inquiry regarding Fort Lauderdale High School teachers that want to set up individual websites and they go to someone for advice on how to set this up, and whether this RFP has an effect on that process.

Ms. Merrie Meyers-Kershaw, Director, Parents, Business and Community Partnerships, responded that the website developer who assists the teachers wants to solicit underwriting for the cost of the website, and the individuals will respond to the RFP because they want that opportunity. Ms. Meyers-Kershaw stated that standards are being created so that revenue can be captured and the interests of the schools will be protected by making sure everything is on the websites as far as corporate involvement within district policies. She stated this does not apply to individuals who want to set up their own websites for informational purposes.

Suggesting that the issue be held off until a Board workshop is held, Ms. Gallagher inquired about the intent of the Board item when last week the Board discussed the issue.

Mr. Notter responded that the RFP was issued in order to ascertain what the market responses would be and due to workshop scheduling a determination was made to place the issue for discussion in the fall time frame. The Superintendent stated that he has met with major businesses to ascertain how revenue could be made and that information could be beneficial prior to the workshop.

Ms. Gallagher asked staff to provide the Board, in writing, with specific guidelines for schools to reflect what kind of advertising can be sold.

Remarking that she sits on the Advertising Committee, Mrs. Kraft requested a workshop once the RFPs come back, in order to summarize the entire advertising piece and what some of the proposals are regarding how to capture the revenue. She concurred that a Board workshop could be held at the time the RFPs are submitted to the district.

Mrs. Hope inquired when the position of Communications and Media Relations will be filled. She stated she would like the input on the individual that will be hired for the position prior to the RFP being submitted.

Mr. Notter responded that following a job description change that will be presented to the Board for input, the position will be filled in approximately three months. The Superintendent stated that the experts in the field are the industry people that will respond to the RFP.

Dr. Parks stated that the concern with someone designing a website is who will maintain the website and the legal issues associated for the districts; what will the schools advertise and what will they be selling. Concurring that a workshop with this item could raise many issues that should be answered, Dr. Parks stated the new position should entail overall public relations.

Mrs. Murray suggested moving forward with the item because it is only requesting input from qualified vendors who develop websites. She opined that no one should be developing their own websites within the school district in order to ensure the correct information is being sent.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Medicaid Administrative Claiming (MAC) Agreement (Approved)

Approved continuation of agreement between Seminole County Public Schools for a data management partnership.

Since July 2003, Broward County has participated in a data sharing consortium with 17 other Florida school districts who are led by Seminole county to facilitate Medicaid Administrative Claiming. This partnership allows Broward County to bill independently without the use of a vendor. Participation in the consortium allows member districts to significantly reduce the number of providers (e.g., psychologists, social workers, ESE teachers) in each district who need to participate in a random moment sampling of activities. Each quarter, Seminole County will collect the random sampling data from consortium districts and generate a reimbursement percentage rate for the consortium. The Agreement with Seminole County for a Data Management Partnership formalizes this process.

The District's cost for implementing this process is approximately \$6,000 annually, and is to be paid to Seminole County for costs related to the data generation. Revenues generated are approximately \$6,000,000 annually. These revenues are used to pay on-going costs of school psychologists, autism coaches, job coaches and paraprofessionals. Revenues also support funding for the SSS/ESE Electronic Management and Medicaid Billing System.

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 approximately \$6,000,000 annually. The source of funds is Medicaid Revenue. There is an additional financial impact to the District of \$6,000 annually. The source of these funds is Medicaid Reimbursement funds allocated in the Department budget. There is no additional financial impact to the district.

F-2. Continuation Agreements with Various Health Care Facilities
(Approved)

Approved the continuation agreements between The School Board of Broward County, Florida, Focus Imaging Group, Inc., Broward County Eye Foundation, Inc., and John Knox Village of Florida, 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 Focus Imaging Group, Inc., Broward County Eye Foundation, Inc., and John Knox Village of Florida, 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.

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-3. Third Amendment to Behavioral Health Contract with the Broward County Children's Services Administration Division
(Approved)

Approved third amendment to the contract between the Broward County Children's Services Administration Division and the School Board.

In June of 2007, the School Board approved the Agreement for Family Counseling Services with Broward County Children's Services Administration Division. This third amendment simply reflects a change in dollar amount and total number of clients. The Broward County Children's Services Administration Division is adding \$91,000 for services for the remainder of their fiscal year, which ends September 30, 2009. This additional funding will allow for more students and families to receive counseling services.

The Family Counseling Program, which began at one site in 1980, currently makes services available through 14 school sites positioned to serve the entire county. Broward County Children's Services Administration Division funding has helped the district in providing this degree of coverage.

Current centers are located at Bair Middle School, Crystal Lake Community Middle, Cooper City High School, Deerfield Beach High School, Everglades High School, Fort Lauderdale High School, New River Middle School, Northeast High School, Perry Middle School, Plantation High School, Sawgrass Springs Middle School, South Broward High School, Tequesta Trace Middle, and Taravella High School. Each center serves one or more Innovation Zones. Last year, of those clients who responded to a survey administered 90 days post counseling, 83% reported that the academic, attendance and behavioral gains previously made in counseling had remained stable.

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

This agreement will be executed by the Broward County Children's Services Administration Division after School Board approval.

The positive financial impact to the district is \$91,000. The source of funding is the Broward County Children's Services Administration Division. There is no additional financial impact to the district.

- F-4. Annual Dues to the Southern Association of Colleges and Schools Council on Accreditation and School Improvement (SACS/CASI)
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, payment of the sum of \$123,750 to SACS for the 2009-10 school year dues for all elementary, middle, high schools, distance education, special purpose, units and centers. Mrs. Gottlieb was absent. (8-0 vote)

Broward County Public Schools has had a long-standing relationship with the SACS/CASI Commission. The district prides itself as one of the nation's largest fully accredited school systems.

Presently, the district is due to pay the amount of \$550 per elementary school, \$550 per middle school, \$550 per high school, \$550 Distance Education, \$550 per special purpose school and \$550 per K-12 center/unit school. SACS dues for 138 elementary schools, 41 middle schools, 30 high schools, 3 special purpose schools, 9 unit schools, 3 vocational-technical schools and 1 distance education school totaling \$123,750.

There is a financial impact of \$123,750 to the district. The source of funds is the unappropriated general fund balance. There is no additional financial impact to the district.

Mrs. Kraft stated that despite the current economic crisis, this relationship is important for the district. She requested that staff explain why this fee is important.

Dr. Smiley responded that the accreditation process supports a system-wide approach to achieving results, ensures alignment and coordination from school to school, making sure the balance and equity of resources are addressed at that level. In addition, it provides a nationally recognizable market quality. Dr. Smiley stated, by standards it is a requirement that high schools be accredited and it is a good investment.

Mrs. Kraft stated that Broward School District is one of the largest fully accredited school districts in the nation, meaning that all its schools are accredited which makes the schools perform at a higher standard.

F-5. Continuation of the Cooperative Agreement with the Department of Juvenile Justice and Addendums (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, the continuation of the Department of Juvenile Justice Cooperative Agreement and Addendums. Mrs. Gottlieb was absent. (8-0 vote)

Educational services are provided to adjudicated, delinquent youth in residential treatment programs, conditional release programs, detention centers, diversion programs, day treatment programs, and intervention/prevention programs.

The educational services follow an alternative calendar of 250 days, which includes 10 planning days and 240 student contact days as required by Florida Statute. All programs meet the definition of Educational Services, Dropout Prevention Programs, as defined in Florida Statutes 1003.53 and are eligible for Supplemental Academic Instruction funding.

Individual programs have Direct and Purchased Service Agreements with The School Board of Broward County, Florida, (SBBC). Direct Service Agreements provide education through district-hired teachers and staff. Purchased Service Agreements provide the educational component through agency-hired, state certified teachers. Each program is assigned to an SBBC school-based administrator who manages the educational component. These programs allow students to continue their education while enrolled in court ordered programs.

The programs are provided by the following agencies through Direct Service Agreements: The Department of Juvenile Justice (Broward Regional Juvenile Detention Center), HHC Cooper City, Inc., (Lighthouse Care of Cooper City), Youth Services International, Inc., (Thompson Academy); and through Purchased Service Agreements: Florida Ocean Sciences Institute, Inc., (FOSI) and PACE Center for Girls, Inc., (PACE Broward). State monitoring and evaluation will be coordinated through the Florida State Department of Juvenile Justice (DJJ) and the Florida Department of Education (The Juvenile Justice Education Enhancement Project). The evaluation will result in an annual Quality Assurance Review that will be used to make educational improvements.

The Department of Juvenile Justice assumes full compliance of its agents, therefore, separate Agreements for the Broward Regional Juvenile Detention Center is no longer necessary. The addendums are now exclusively for the DJJ contracted agencies. Dropout Prevention collaborates with the DJJ Regional Office for Residential Services, the DJJ Regional Office for Detention Services, and Circuit XVII Probation Circuit Manager to ensure compliance.

The Cooperative Agreement and the four addendums have been reviewed and approved as to form and legal content by the School Board Attorney.

There is a financial impact of \$3,890,500 to the district. The source of these funds is the Florida Education Finance Program (FEFP). There is no additional financial impact to the district.

Mrs. Bartleman inquired who will be responsible for overseeing the Juvenile Justice programs in the future, as it used to be part of Dropout Prevention.

Mrs. Leah Kelly, Executive Director, Student Support Services, responded that staff is working on a transition plan at this time and some staff will be working with herself and Dr. Laurel Thompson, Director, School Social Work and Attendance, and some staff will be working with Mrs. Leslie Brown, Executive Director, Educational Programs.

Mrs. Kelly, who remarked that it has not yet been determined who will have specific responsibility, stated there is a piece of Title I, (d), that deals with neglected and delinquent and tie it all together.

Mrs. Bartleman stated she does not want the programs to be neglected, as there are many students already in the juvenile justice system and the district needs to prevent them from going back into that system.

- F-6. Interagency Agreement with the Department of Juvenile Justice, The Chiefs of Police Association, Sheriff, The Department of Children and Families, State Attorney Office, and the Judicial Circuit Court
(Approved)

Approved the Interagency Agreement with the Department of Juvenile Justice, The Chiefs of Police Association, Sheriff, The Department of Children and Families, State Attorney Office, and the Judicial Circuit Court for the purpose of sharing information.

The initial Interagency Agreement was approved by the School Board on March 19, 2002. Revisions have been made as specified by Chapter 985.04(1) F.S.

The Department of Juvenile Justice, Sheriff and Chiefs of Police are required 985.04(1), to enter into an interagency agreement with the School Board for the purpose of sharing information about juvenile offenders. Locally, the agreement was expanded to include additional stakeholders; the State Attorney's Office and The Judicial Circuit Court to increase the effectiveness of the sharing of information and the intent of the statute. The district shall provide student information as per statute and rule and as defined by this agreement. The intent of all the parties is the reduction of juvenile crime in Broward County.

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

There is no financial impact to the district.

- F-7. Continuation of the Agreement with the Broward County Sheriff's Office for Delivery of Education Services to Incarcerated Youth and Adults
(Approved)

Approved the Agreement with the Broward County Sheriff's Office for Delivery of Education Services.

The agreement provides education services to youth and adults housed at the Broward County Main Jail and adults housed at the North Broward Detention Center, Joseph V. Conte Facility and Paul Rein Facility.

The juvenile program is a secondary curriculum program providing intensive classes in language arts, reading, mathematics and science as well as career/post-secondary exploration. The students participate in district testing activities. The Adult General Education program includes: Adult Basic Education (ABE) and General Education Development (GED) preparation. The program is administered by Whiddon-Rogers Education Center, North Central Area Office.

Program funding is separate for youth and adult programs.

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

There is a financial impact of \$1,059, 922 to the district. The source of these funds is through Workforce Development and Florida Education Finance Program (FEFP). The district's contribution to support this item is included in the Whiddon-Rogers Education Center budget.

There is no additional financial impact to the district.

F-8. Proposed Consultant Agreement for Montessori Middle School Training
(Approved)

Approved the proposed consultant agreement between The School Board of Broward County, Florida, and Dr. Betsy Coe for Montessori Middle School Training for teachers at Sunrise Middle School.

Dr. Coe will conduct Montessori staff training leading to improved student achievement, which is essential to the success of the Montessori program implementation. Dr. Coe is an internationally recognized trainer in the Montessori middle school model. There are limited trainers at the middle school level in South Florida, requiring the district to identify outside consultants. This training will support the middle school program Montessori philosophy and provide rigorous and meaningful instruction for students.

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

The financial impact to the district shall not exceed \$8,000. The source of these funds is the school's Magnet budget for 2009-2010. There is no additional financial impact to the district.

F-9. Continuation Contract of the Florida First Start (FFS) Program with the Early Learning Coalition of Broward County, Inc., (ELC) (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Bartleman and carried, the continuation contract of the FFS Program between The School Board of Broward County, Florida, (SBBC) and the Early Learning Coalition of Broward County, Inc. Mrs. Gottlieb was absent. (8-0 vote)

For the ninth year, the Early Learning Coalition of Broward, 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.

The contract 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 \$525,926. The source of funds is The Early Learning Coalition of Broward County, Inc. There is no additional financial impact to the district.

Mrs. Bartleman informed that at an Early Learning Coalition (ELC) meeting there was an issue with the Florida First Start (FFS) contract, pertaining to social workers being surplusd. Mrs. Bartleman suggested language that would prevent personnel in those positions from being "bumped" with personnel that have greater salaries, as it would protect their contract along with the services. She requested cadre legal counsel to research language to be written into the contract or make an addendum to the contract, if it is feasible, in the future.

F-10. Continuation of the Quality Improvement Supports (QIS) Contract with the Early Learning Coalition of Broward County, Inc., (ELC) (Approved)

Approved the continuation QIS contract with the ELC of Broward County, Inc.

For the third year, the ELC will provide funding for the QIS contract to provide technical assistance to 63 community preschool centers neighboring 24 Differentiated Accountability (DA) elementary schools.

Six (6) School Board of Broward County (SBBC), and three (3) Nova Southeastern University (NSU) early childhood educators will work with selected childcare teachers to implement appropriate, research-based, early childhood practices in the classrooms. The selected Centers serve children whose families receive financial assistance from School Readiness funds, have the greatest need for training and technical assistance, and are located in zip codes that are deemed at-risk from available statistical data. The goal of the program is to improve childcare teachers' knowledge that will result in teacher effectiveness and improve Kindergarten readiness. The SBBC staff will visit childcare educators in these centers on a weekly basis.

The contract 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 \$923,116. The source of funds is the Early Learning Coalition of Broward County, Inc. There is no additional financial impact to the district.

- F-11. Amendment to The School Board of Broward County, Florida, (SBBC), June 3, 2008 Contract with the Early Learning Coalition of Broward County, Inc., (ELC) (Approved)

Approved the amendment to The School Board of Broward County, Florida, June 3, 2008 contract with the Early Learning Coalition of Broward County, Inc.

Due to the last year's budget reduction and cuts, two social workers were transferred to the Florida First Start (FFS) Program to meet the requirements of the grant. The contract has been amended to cover the additional salary cost of the two social workers. This amendment shall be retroactive to July 1, 2008.

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

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

There is no financial impact to the district.

- F-12. Student Enrichment in the Arts (SEAS) (Approved)

Approved the 2009-2010 SEAS program at schools and at the Broward Center for the Performing Arts.

On April 23, 2008, the Student Enrichment in the Arts (SEAS) program celebrated the two millionth student to participate in an educational performance. Since 1991, The School Board of Broward County, Florida, in partnership with the Broward Center for the Performing Arts has successfully presented the SEAS program.

The SEAS program continues to offer a unique style of learning by integrating theatrical performances in dance, music and drama into the student's education. Each and every performance includes a study guide that links the performance to FCAT standards. Approximately 273 performances benefiting 136,533 students will take place during the 2009-2010 school year.

What makes the SEAS program truly unique is its commitment to providing educational and artistic opportunities to all students free of charge. Regardless of socio-economic standing, the SEAS program is open and available to all schools, teachers and students. The SEAS program ensures that students have the opportunity to become appreciators and producers of the arts. This year's programming includes shows depicting diverse cultures and countries including Brazil, India, Japan, Eastern Europe and West Africa.

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

The total financial impact of this item is \$161,436. The source of funds is the Student Enrichment Trust Fund, Department of Athletics and Student Activities budget and one-time community / corporate donations. There is no additional financial impact to the district.

F-13. Broward Health Community-Based Instruction Transition Services
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, Community-Based Instruction Agreement by and between The School Board of Broward County, Florida, and The North Broward Hospital District – Broward Health. Mrs. Gottlieb was absent. (8-0 vote)

Transition Services for students with disabilities, ages eighteen through twenty-one, include community-based instruction activities located in community sites. North Broward Health District/Broward Health has agreed to make five of their hospital properties available to Broward County Public Schools' students with disabilities accessing the community for vocational training and seeking paid employment.

Community-Based Instruction is an instructional strategy which creates independence for students with disabilities in their communities. Students are able to build and practice skills in authentic settings that include the workplace, recreation and leisure sites and independent living/community access locations.

This agreement has been approved as to form and legal content by the School Board Attorney. The North Broward Hospital District will sign the agreement after School Board approval.

There is no financial impact to the district.

Mrs. Bartleman praised Mr. Lou Rucolo, Coordinator, Exceptional Student Education, and Mrs. Denise Rusnak, Director, Exceptional Student Education, and everyone who was involved in this program, as the program will enable students to work in hospitals and working in different departments. She stated this will provide students to be equipped with skills to get a job in the real world. Mrs. Bartleman requested that staff work on ensuring there are enough ESE students in the transition strategic plan.

- F-14. Rescind the Approval of the Charter Application for The Renaissance Charter School of Broward, Inc., (Renaissance Charter School of Broward) (Approved)

Rescinded the approval of the charter application for The Renaissance Charter School of Broward, Inc., (Renaissance Charter School of Broward).

On November 14, 2007, The School Board of Broward County, Florida, approved the charter application for The Renaissance Charter School of Broward, Inc., (Renaissance Charter School of Broward) to open a charter school serving grades K-8 for the 2009-2010 school year. School Board Policy 1163 (5) (D) states: "Even if contract negotiations are suspended or the charter school's opening date is initially postponed, the approved applicant must enter into an approved charter school agreement and open its charter school no later than the beginning of the school district's second school year following the approval of its charter school application. If an approved applicant fails to enter into a charter school agreement or open its charter school by the beginning of the second school year following the approval of its application, The Board shall take action to rescind the approval of the approved applicant's charter school application or terminate its charter school agreement if one has been executed."

A copy of the full charter school application is available in the Board Members' office on the 14th floor of the KC Wright building, the public stand in the lobby of the KC Wright Building, and on e-Agenda.

There is no financial impact to the district.

- F-15. Charter School Renewal Agreement – Messianique Training Center and Institute, Inc., (“Charter School Institute”) (Approved)

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

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”).

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

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-16. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. Airborne Teacher Trust Fund, \$3,000
- B. American Institute of Aeronautics and Astronautics Foundation Classroom Grant, \$160
- C. 2009 Equipment Assistance Grants for School Food Authorities, \$1,780,998
- D. Florida Learn & Serve Grant Program, \$19,310
- E. Florida Teacher Quality Grant Program, \$8,000
- F. Science Teacher Tools Grant, \$1,000
- G. Target Field Trip, \$800
- H. Title X – Education for Homeless Children and Youth, \$120,000
- I. WorkForce One Training and Employment Services for Adults and Dislocated Workers, \$492,875

Copies of the full grant applications are available at the public stand in the lobby of the KC Wright Building and at the Board Members' Office on the 14th Floor of the KC Wright Building.

The positive financial impact is \$2,426,143 from various sources. There is no additional financial impact to the school district.

F-17. New Agreement with SHW Enterprises, LLC, (Scholar Centric)
(Approved)

Approved the Agreement with Scholar Centric, as the sole provider of services delivered under the AT&T High School Success Grant.

The School Board of Broward County, Florida, (SBBC), is the recipient of a four-year grant from the AT&T Foundation, entitled AT&T High School Success Grant. The AT&T Foundation will provide \$100,000 per year to help moderately at-risk students successfully complete high school. The funds are being used to implement ScholarCentric's Success Highways dropout prevention program. The target population is eighth graders. The program is provided in three Alternative Centers (Whiddon-Rogers, Dave Thomas, and Pine Ridge), and has expanded its provision into three middle schools in the Boyd Anderson High School feeder pattern (Lauderdale Lakes, Lauderdale Hill and Arthur Ashe). The intent of the initiative is to equip eighth grade students for the challenges of high school resulting in improved attendance, academic progress and increased understanding of the importance of school.

The financial impact is \$100,000. The source of the funds is the AT&T High School Success Grant Budget. There is no additional financial impact to the district.

F-18. Continuation of Cooperative Agreement and Calendar with The Baudhuin Preschool of Nova Southeastern University, Inc. (Approved)

Approved the continuation of the Cooperative Agreement and Calendar between The School Board of Broward County, Florida, and The Baudhuin Preschool of Nova Southeastern University, Inc.

Broward County Public Schools is required under federal legislation to educate all identified preschool children with disabilities. The School Board of Broward County, Florida has entered into agreements with The Baudhuin Preschool of Nova Southeastern University, Inc., for more than twenty-one years. The continuation contract reflects a funding structure based on per student allocation. Transportation will continue as a required support service for preschoolers served in this contract.

This agreement will be effective on July 1, 2009 through June 30, 2010. This agreement has been reviewed and approved as to form and legal content by the School Board Attorney.

There is a financial impact of \$3,261,148 to the district. The source of these funds is student generated Full Time Equivalent (FTE) supplemented with IDEA federal grant. There is no additional financial impact to the district.

F-19. New Apprenticeship Agreement with Florida East Coast Electrical JATC
(Approved)

Approved the new apprenticeship agreement with Florida East Coast Electrical JATC.

The Florida East Coast Electrical JATC operates a registered building trades apprenticeship program in electricity.

The agreement provides funding for program marketing and promotion; instructional materials and supplies; equipment upgrade, replacement and repair; other supervisory and administrative costs to include, but not limited to, lease expenses and funds to attend conferences and professional meetings, and instructors' salaries and benefits for the Industrial Cooperative Education (ICE) and Related Instruction (RI) components of the program.

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

There is a financial impact of \$140,000 to the district. The source of funds is the Workforce Development Education Fund through Atlantic Technical Center's budget. There is no additional financial impact to the district.

F-20. Charter School Agreement – The National Ben Gamla Charter School Foundation, Inc. for Ben Gamla Charter School South Broward
(Approved)

Approved the charter school agreement for The National Ben Gamla Charter School Foundation, Inc., for Ben Gamla Charter School South Broward.

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 in a written contractual agreement. This contract 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.

A copy of the contract between The School Board of Broward County, Florida, and The National Ben Gamla Charter School Foundation, Inc., for Ben Gamla Charter School South Broward and the full charter school application is available in the Board Members' office on the 14th floor of the KC Wright building, the public stand in the lobby of the KC Wright Building, and on e-Agenda.

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. Third Amendment to Charter School Agreement with Somerset Academy, Inc., on behalf of Somerset Neighborhood School (Approved)

Approved the Third Amendment to the Charter School Agreement with Somerset Academy, Inc., on behalf of Somerset Neighborhood School.

Somerset Academy, Inc., on behalf of Somerset Neighborhood School desires to amend its charter school application to change the location of the charter school for the 2009-2010 school year and subsequent years.

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-22. New Agreements with the City of Hollywood (Approved)

Approved ten new agreements with the City of Hollywood.

The ten agreements from the City of Hollywood will award the following:

- 1) The Quest Center to purchase equipment for a new sensory room and a new music program, \$2,382
- 2) Driftwood Elementary to purchase books for the "Rock the House Reading" program, \$3,231
- 3) Driftwood Middle to purchase Promethean handheld devices and send students on a field trip, \$2,723
- 4) Hollywood Hills High to send students on a field trip, host parent dinner events, and support a musical production, \$2,830
- 5) Hollywood Park Elementary to purchase equipment for a new sensory room, \$1,200
- 6) Oakridge Elementary to purchase supplies for the "Mileage Club" walking program, \$1,145
- 7) Orange Brook Elementary to purchase books and to support an in-school art and culture outreach program, \$1,517

- 8) Sheridan Hills Elementary to purchase DVDs with aerobic exercise programs, \$600
- 9) Stirling Elementary to purchase cassette recorders and tapes for a reading program, \$775
- 10) South Broward High to support a multicultural symposium and to support an art exhibition, \$2,262

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 \$18,665 from the City of Hollywood. There is no additional financial impact to the school district.

- F-23. Fifth Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Learning Excellence Foundation of East Broward, Inc., (Imagine School at North Lauderdale – Elementary School) (Approved)

Approved the Fifth Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Learning Excellence Foundation of East Broward, Inc., (Imagine School at North Lauderdale – Elementary School).

The present amendment is submitted to extend the Charter School Agreement term from June 30, 2009 to August 31, 2009, to enable the charter school's governing board to meet to approve additional amendments to its current charter terms through a more comprehensive charter school agreement.

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

There is no financial impact to the district.

- F-24. Fourth Amendment to the Charter School Agreement between The School Board of Broward County, Florida and The Learning Excellence Foundation of East Broward, Inc., (Imagine School at North Lauderdale – Middle School) (Approved)

Approved the Fourth Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Learning Excellence Foundation of East Broward, Inc., (Imagine School at North Lauderdale – Middle School).

The present amendment is submitted to extend the Charter School Agreement term from June 30, 2009 to August 31, 2009, to enable the charter school's governing board to meet to approve additional amendments to its current charter terms through a more comprehensive charter school agreement.

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

There is no financial impact to the district.

- F-25. Sixth Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Learning Excellence Foundation of West Broward, Inc., (Imagine at Weston) (Approved)

Approved the Sixth Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Learning Excellence Foundation of West Broward, Inc., (Imagine at Weston).

The present amendment is submitted to extend the Charter School Agreement term from June 30, 2009 to August 31, 2009, to enable the charter school's governing board to meet to approve additional amendments to its current charter terms through a more comprehensive charter school agreement.

This amendment 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 2008-2009 School Year (Approved)

Approved the personnel recommendations for the 2008-2009 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 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. Teacher Extension of Calendar
6. 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 2008-2009 School Year (Approved)

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

The Personnel Recommendations for Instructional Employees include the following items:

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

There will be no financial impact to the school district.

G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2008-2009 & 2009-2010 School Years (Approved)

Approved the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees. All recommendations are made pending security clearance and with the understanding that these individuals will comply with regulations/policies as set forth by the Florida 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 Reappointments 2009-2010
2. Non-Instructional Approval(s)
3. Non-Instructional Reassignment(s) – Promotion(s)
4. Non-Instructional Reassignment(s) – Demotion(s)
5. Non-Instructional Substitutes/Temporaries
6. Non-Instructional Leave(s)-Layoff(s)
7. District Managerial/Professional/Technical
8. Reassignment of Current School-Based/District Managerial/Professional Technical Personnel

9. School-Based Managerial
10. School-Based/District Managerial Acting/Special/Task Assignment(s)
11. School-Based/District Managerial/Professional/Technical Leave(s)
12. Salary Adjustment
13. Reappointment/Reassignment Recommendations for 2009-2010
 - A. Recommended School-based Administrators-Reassignment & Reappointment of Principals for 2009- 2010
 - B. Recommendation for Certified and Non-certified District/ Area Administrative & Supervisory, Professional and Technical Positions for 2009-2010

Funding has been budgeted in 08-09 fiscal year for all appointments through June 30, 2009. Funding must be budgeted in 09-10 fiscal year for appointments and new hires.

One newly-appointed employee was announced and recognized by Mrs. Bartleman.

G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2008-2009 and 2009-2010 School Years (Approved)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, the personnel recommendations for separation of employment or discipline as listed on the respective lists for Non-Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/ policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. Mrs. Gottlieb was absent. (8-0 vote)

The Personnel Recommendations include the following items:

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

There is no financial impact to the school district.

Ms. Dinnen, who informed that the agenda item includes many people who have worked for the district many years, recognized district employees who are retiring. Dr. Verda Farrow, South Central Area Superintendent, who is also retiring this month, was recognized and appreciated for her many years of service to the district.

Responding to Dr. Parks' inquiry, Mrs. Strong stated that every intervention is used to get an employee to come back to work due to a personal leave or they have been attending the Employee Assistance Program (EAP). If an employee chooses not to meet the district's options, the formal notice process begins, a certified letter is sent telling them to come to a pre-determination hearing, and if they do not come to that hearing a final notice is sent indicating that failure to attend will result in abandonment of the position. Mrs. Strong further stated there is a long lead time when the name appears on the agenda whereby a check and balance is followed and the data is pre-approved before it is submitted to the Board.

Dr. Parks concurred that staff goes above and beyond notifying individuals, but after the first month that should be an indication that the employee is not coming back to work. Dr. Parks inquired whether the process could be expedited.

Mr. Notter responded that there is an over-abundance of customer service and when dealing with terminations, extra time is expended to ensure that everything has been done for the employee.

The Superintendent, who recognized Dr. Farrow as an exceptional leader, stated that she also serves on the Board of Trustees at Westside Regional Medical Center, the Trustees and Finance Committee of her church, selected by the Miami Network Magazine as one of the 25 most successful black businesswomen of South Florida. Additionally, Dr. Farrow serves on the Advisory Board of Who's Who in Black South Florida.

Concurring, Dr. Parks stated that all retirees have served the district well.

Mrs. Bartleman thanked all employees and teachers for their service to the district.

Ms. Gallagher thanked Dr. Joseph Melita, Executive Director, Professional Standards & Special Investigative Unit, for going above and beyond for the security of children and employees in the district.

G-5. Supplemental Pay Positions – List #20 (Approved)

Motion was made by Ms. Gallagher, seconded by Dr. Parks and carried, the recommended supplemental pay positions of employees for the 2008-2009 & 2009-2010 school/fiscal years. Mrs. Gottlieb was absent. (8-0 vote)

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

The Specific Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2008-2009 & 2009-2010 school years.

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. Supplements listed for the 2008-2009 school/fiscal year are 21. The total number of Supplements recommended in this item is 89.

Funding has been budgeted in 2008-2009 and 2009-2010 school/fiscal years for all supplements.

Ms. Gallagher stated that since overtime has been cut in the district, there seems to be more instances of new supplements being given. She voiced concern that too many supplements are being given, and there should be justification for supplementation especially during these times when employees are being laid off.

G-6. Recommendation(s) for Instructional/Noninstructional Discipline for the 2008-2009 School Year (Approved)

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

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

There is no financial impact to the school district.

H. ATTORNEY

- H-1. Agreement between The School Board of Broward County, Florida, and Nova Southeastern University School, Inc. (Approved)

Approved the Agreement between The School Board of Broward County, Florida, and Nova Southeastern University School, Inc., (NSU).

The Law Clerk Program was originally instituted in 2001. This program provides additional assistance of up to four law clerks to the School Board Attorney's Office, while enhancing and providing practical educational opportunities for law students selected to participate in the program.

The current Agreement expires on June 30, 2009. The Agreement provides for the continuation of the program for the period of July 1, 2009 through June 30, 2011. Law Clerks are paid at the rate of \$20 per hour for a maximum of 20 hours per week, however, they may work more than 20 hours per week during NSU's summer, spring, and winter breaks.

Law Clerks are paid at the rate of \$20 per hour for a maximum of 20 hours per week except as noted above. The financial impact to the district to employ four law clerks would be approximately \$94,000 per year. However, due to budgetary constraints, it is anticipated that only two positions will be filled. The source of funds is the General Counsel's department budget.

I. OFFICE OF THE SUPERINTENDENT

- I-1. Continuation of the Agreement with Joe DiMaggio Children's Hospital for Educational Services to Hospitalized Students, Grades K-12 (Approved)

Approved the Continuation of the Agreement for the provision of educational services to students who are patients hospitalized for short, intermittent or long term care by the following provider: Joe DiMaggio Children's Hospital Memorial Health Care Systems/South Broward Hospital District.

Joe DiMaggio's Children's Hospital serves Broward County Public School students who have chronic medical conditions that require specialized treatments intermittently throughout the school year or for extended periods of time. Some students need to be hospitalized for the full school day even though the medical treatment may require a much shorter period of time to administer.

This Agreement allows for instructional flexibility by assigning an onsite teacher to provide the educational services. The instructional and the medical staff coordinate schedules, benefiting the "whole child". Educational software and district approved curriculum materials are utilized to provide the academic coursework. The hospital provides the hardware and internet connections as well as a fully equipped instructional classroom.

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

Program will be supported by funds generated by Exceptional Student Education FTE. In the event of insufficient FTE funding generated, per the Agreement, the hospital will reimburse the SBBC any shortfall costs by June 15th of the current school year.

I-2. New Marching Band Uniforms for J.P. Taravella High (Approved)

Approved a loan to assist with purchase of 225 new band uniforms. The total cost of the project is \$68,625. The Taravella Band Boosters will donate \$20,000 as a down payment. The remaining balance of \$48,625 will be paid back over a five-year period. The repayment of \$9,725 per year for five years will be 50% internal funds and 50% boosters.

Existing band uniforms are worn and tattered. The uniforms cannot be reconditioned due to excessive damage from wear and dry cleaning over the past 8 years. The new uniforms will cost \$305 each and will consist of pants, jacket, and hat.

Total loan requested from the School Board for the 225 new marching band uniforms is \$48,625.

I-3. The Princeton Review / ACT Preparation (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Bartleman and carried, the Agreement with The Princeton Review for ACT Preparation. Mrs. Gottlieb was absent. (8-0 vote)

Title I, Part A of the Elementary and Secondary Education Act is designed to help students served by the program to achieve proficiency on challenging State academic achievement standards. The funds are intended to close the achievement gap and help students from all backgrounds achieve high standards.

To that end, the Agreement with The Princeton Review provides ACT preparation for 11th and 12th grade students having failed attempts at the FCAT at the 16 newly designated Title I high schools for 2009-2010 (Blanche Ely, Boyd Anderson, Coconut Creek, Coral Springs, Deerfield Beach, Dillard, Fort Lauderdale, Hallandale, Hollywood Hills, McArthur, Miramar, Northeast, Piper, Plantation, South Broward, and Stranahan).

The State of Florida allows for ACT concordant scores to replace the FCAT graduation requirement after three failed attempts. The ACT also allows for post-secondary relevant scores to generate more students' acceptance to post-secondary educational institutions, which is aligned with Objectives 1.1 and 1.4 of the District's Strategic Plan Goals and Objectives for 2008-2011.

This Agreement with The Princeton Review will provide the following services to Broward County Public Schools:

- ACT Summer Enrichment Program taught by Princeton Review Teachers for 480 students at the 16 Title I high schools
- 24/7 Student access to the Princeton Review's Online Student Center for the students participating in the ACT preparation course
- Teacher Training to certify 100 BCPS teachers as ACT instructors to deliver The Princeton Review ACT preparation course for up to 2,100 students during the 2009-2010 school year
- Program management throughout the 2009-2010 school year

This Agreement will be executed after Board approval.

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

The financial impact to the school district is \$330,000. The source of funding is the Title I, Part A budget.

Responding to Ms. Gallagher's inquiry, Mrs. Diaz stated these teachers are currently at the 16 high schools that will be Title I schools next year and targets students that are struggling with the FCAT. Incoming seniors and 11th graders will get the additional assistance in passing the FCAT which could be used in lieu of the FCAT and could help them when they attend college. Mrs. Diaz further stated that the course work will either be imbedded in the course they are teaching or will be an additional course offered at the schools, and it is not a new position.

Mrs. Diaz confirmed Mrs. Kraft's inquiry that the agreement is with the Princeton Review and they will be training district teachers to provide the instruction to students at their regular schools.

Mrs. Diaz stated the ACT preparation will be imbedded in a course of study or a separate course, at the discretion of the school. She stated there is no need to hire additional teachers, current teachers will be trained and certified in the Princeton Review ACT preparation.

Mrs. Diaz further stated that the schools are identifying the students for the course and a summer program will begin for 180 students that have already been identified for the program. The summer program will be offered at four of the 16 classrooms. Mrs. Diaz said that once district teachers go through training they will be able to shadow other teachers to see how the instruction should be done and to provide additional practice for them.

Mrs. Kraft stated that the district offers ACT or SAT training as part of the community programs and some district schools offer this after school or on a Saturday. She inquired whether the agreement could be used to help train some of these teachers or, potentially, the teachers that are being trained could also offer additional training at schools to other students.

Mrs. Diaz responded, because it is a certification conducted by a Princeton Review master teacher those teachers would not be able to be part of this agreement because the teachers have been identified to be a part of this agreement. The students' success will be followed to ascertain whether the program should or should not be expanded.

Responding to Mrs. Kraft's inquiry, Mrs. Diaz stated there is nothing that could prohibit a principal from utilizing that teacher's training to do an additional segment, for instance, to offer a class on a weekend, to utilize their skills for other students.

Mr. Notter informed that many teachers retiring from the school system have been involved in this type of training, and Mr. Robert Crawford, Adult Community Schools, has indicated this program could be run in the community school and placed so that the student would not be charged. The Superintendent stated it is similar to the program that prepares adults for their GED program.

Following a vote on the item, the following individuals addressed the Board:

Joe Guerra, The Princeton Review
Elizabeth Limardo

I-4. Agreement for Specialized Legal Services (Approved)

Approved the Agreement with The Law Offices of Evan D. Carb, which provide the Board with specialized legal services and representation before the Federal Communications Commission (FCC).

Mr. Evan D. Carb has been retained to protect the interest of The School Board of Broward County, Florida, during the expansion of the BECON broadcast facility and to provide legal counsel and representation before the Federal Communications Commission (FCC), as well as consultation on various policy and general FCC matters.

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

Services will be billed at the hourly rate of up to \$250 as specified in the Agreement; total not to Exceed \$70,000. BECON will pay from its operating budget and revenue generating account.

I-5. Self-Assessment: Safety & Security Best Practices (Approved)

Approved Broward’s Self-Assessment: Safety & Security Best Practices 2008-2009.

The Safety & Security Best Practices was developed by the Office of Program Policy Analysis & Government Accountability (OPPAGA) and approved by the Commissioner of Education and the Partnership of School Safety & Security. Each school district shall use the Safety & Security Best Practices to conduct a self-assessment of the school district’s current Safety & Security Practices. Each superintendent shall report the self-assessment results and school board action to the Commission of Education within thirty (30) days following the school board meeting.

There is no financial impact to the school district.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

J-1. Change Orders (Approved)

Approved change orders as listed for various school projects, and approve additional appropriation of \$59,861 from the Capital Projects Reserve.

<u>Cooper City High</u>		Change Order 01	\$40,594
Unforeseen Condition	\$40,594		
<u>Coral Park Elementary</u>		Change Order 05	\$26,955
Unforeseen Condition	\$26,955		
<u>Cypress Elementary</u>		Change Order 02	\$-225,313 (CREDIT)
Unforeseen Condition	\$-225,313 (CREDIT)		
<u>Deerfield Beach Middle</u>		Change Order 01	\$-520,227 (CREDIT)
Owner Request	\$-520,227 (CREDIT)		

<u>New Elementary C (G-1)</u>		Change Order 04	\$858,278
Owner Request	\$858,278		
<u>Ely, Blanche High</u>		Change Order 02	\$0
Owner Request	\$0		
<u>Embassy Creek Elementary (18 Classroom Additions)</u>		Change Order 02	\$4,985
Unforeseen Condition	\$4,985		
<u>Embassy Creek Elementary</u>		Change Order 01	\$7,395
Unforeseen Condition	\$7,395		
<u>Flamingo Elementary</u>		Change Order 02	\$6,941
Consultant Error	\$6,941		
<u>Lauderdale Manors Elementary</u>		Change Order 01	\$0
Owner Request	\$0		
<u>Margate Elementary</u>		Change Order 01	\$0
Consultant Error	\$1,711		
Unforeseen Condition	\$-1,711 (CREDIT)		
<u>Nob Hill Elementary</u>		Change Order 04	\$11,049
Owner Request	\$11,049		
<u>Pines Middle</u>		Change Order 17	\$47,935
Unforeseen Condition	\$47,935		
<u>Pompano Beach Elementary</u>		Change Order 01	\$-736,862 (CREDIT)
Owner Request	\$-736,862 (CREDIT)		
<u>Seminole Middle</u>		Change Order 01	\$-678,424 (CREDIT)
Owner Request	\$-678,424 (CREDIT)		
<u>Sunrise Middle</u>		Change Order 01	\$-544,907 (CREDIT)
Owner Request	\$-544,907 (CREDIT)		
<u>Sunshine Elementary</u>		Change Order 02	\$4,629
Consultant Error	\$466		
Unforeseen Condition	\$4,163		
<u>Village Elementary</u>		Change Order 01	\$6,716
Consultant Error	\$3,656		
Unforeseen Condition	\$3,060		
<u>Whispering Pines Center</u>		Change Order 01	\$1,257
Unforeseen Condition	\$1,257		

Financial Impact: Embassy Creek Elementary – Project No.: P.000686 \$4,985; Flamingo Elementary – Project No.: P.000434 \$6,941; Pines Middle – 0Project No.: P.000370 \$47,935. An additional financial impact of \$59,861 will come from the Capital Projects Reserve. There is no additional financial impact to the district for the remaining projects.

J-2. Pre-Qualification of Contractors – Approval of Application and Issuance of Certificates (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on May 27, 2009, 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:

- *BDI Construction Company – Issue Pre-qualification Certification
- *Bejar Construction, Inc. – Issue Pre-qualification Certification
- ** *BNB Construction Inc. – Issue Pre-qualification Certification
- *Broeren Russo Builders of Florida, LLC – Issue Pre-qualification Certification
- ** *Budget Construction Co., Inc. – Issue Pre-qualification Certification
- Carpenter Electric, Inc. – Issue Recommendation to Not Certify
- Cedars Electro Mechanical, Inc. – Issue Pre-qualification Re-Certification
- Charland Rurey Construction, Inc. – Issue Pre-qualification Re-Certification
- *Deangelis Diamond Construction, Inc. – Issue Pre-qualification Certification
- **Enco, LLC – Issue Pre-qualification Re-Certification
- First Coast Microguard Systems, Inc. – Issue Recommendation to Not Certify
- Fred McGilvray, Inc. – Issue Recommendation to Not Certify (Mechanical)
- *Fred McGilvray, Inc. – Issue Pre-qualification Certification (Plumbing)
- *Fred McGilvray, Inc. – Issue Pre-qualification Certification (Fire Protection)
- FXP Corp. – Issue Pre-qualification Re-Certification (General)
- FXP Corp. – Issue Pre-qualification Re-Certification (Mechanical)
- G.E.C. Associates, Inc. – Issue Pre-qualification Re-Certification
- **Grace & Naeem Uddin, Inc. – Issue Pre-qualification Re-Certification
- Graham Services LTD. Co. – Issue Recommendation to Not Certify
- *Hedrick Bros. Construction Company, Inc. – Issue Pre-qualification Certification
- James B. Pirtle Construction Company, Inc. – Issue Pre-qualification Re-Certification
- JCI International, Inc. – Issue Pre-qualification Re-Certification
- *JHC Contractors, Inc. – Issue Pre-qualification Certification
- Mario's Enterprises Painting & Wall covering, Inc. – Issue Recommendation to Not Certify
- **Miguel Lopez Jr. Inc. – Issue Pre-qualification Re-Certification
- Pence Sealcoating Corporation – Issue Pre-qualification Re-Certification
- Pure Air Control Services, Inc. – Issue Pre-qualification Re-Certification
- *Turnkey International, Inc. – Issue Pre-qualification Certification
- **Vic's General Services 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. Final Acceptance and Release of Retainage – Johnson Controls, Inc. – HVAC Additions and Alterations – Larkdale Elementary School, Fort Lauderdale – Project No P.000121 (f.k.a.0621-99-05) (Approved)

Approved the Final Acceptance for Larkdale Elementary School, HVAC Additions and Alterations, Project No. P.000121, and release the balance of retainage in the amount of \$56,784.

The contractor, Johnson Controls, Inc., has completed the project within the contract limits.

The funds being released totaling \$56,784 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2007-2008 to 2011 to 2012 Indoor Air Quality, Appendix E, page 62.

- J-4. Reappointment of School District Representative to the Oversight Committee (Approved)

Approved the reappointment of Roy Rogers as School Board Representative to the Oversight Committee for the Implementation of the Interlocal Agreement for Public School Facility Planning, to comply with the provisions of the Amended Interlocal Agreement.

The Amended Interlocal Agreement for the Implementation of Public School Facility Planning (ILA) addresses the coordination of growth management issues and the provision and availability of public school facilities in Broward County. The Amended ILA between The School Board of Broward County, Florida, Broward County, and 27 Broward County Municipalities requires the establishment of a fifteen (15) member Oversight Committee (OC), five each appointed by the School Board, the Broward County Commission, and the 27 Municipalities, to monitor implementation of the Agreement.

Through a mutually agreeable process, the 27 Municipalities elected to have the Broward League of Cities appoint the five Municipal representatives to the Committee. Also, the Amended ILA requires the Committee to meet at least annually to conduct a public hearing and issue a report to the parties to the Agreement and the general public regarding the successes and failures of implementation of the Agreement in the preceding calendar year. However, the Committee By-Laws requires the Committee to meet quarterly during each calendar year and conduct public hearings.

Section 1, Article II-Membership, of the Oversight Committee By-Laws, states that "Each appointing body shall appoint/reappoint their members for two year terms. Each member's two year term shall begin on the date of their official appointment by their appointing body". Roy Rogers was last reappointed by the Board on June 19, 2007, as one of the current five School Board representatives on the Committee, and as such, his term on the Committee will expire on June 19, 2009. Mr. Rogers has indicated that he would like to continue to serve as a School Board representative on the Committee. Therefore, staff recommends that Mr. Rogers should be reappointed to the Oversight Committee.

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

J-5. Grant of Utility Easement to Florida Power and Light (FPL) for Electrical Service at Cooper City High School (Approved)

Approved the grant of a utility easement to Florida Power and Light (FPL) for electrical service at Cooper City High School.

A ten (10) foot utility easement is required by Florida Power and Light for an underground duct bank to provide electrical service to a new utility building included in the kitchen / cafeteria replacement project at Cooper City High School. The new utilities building will house the main electrical, fire service and mechanical equipment.

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

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

J-6. Facility Use Agreement between The School Board of Broward County, Florida, and Ann Storck Center, Inc. (Approved)

Approved the facility use agreement with Ann Storck Center, Inc., and approve an additional appropriation of \$10,800 to come from the Capital Projects Reserve.

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. The School Board has had a long-term partnership with the contractor and the most recent service agreement was executed in June, 2007. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

Ann Stork Center, Inc., will execute this agreement after School Board approval.

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

The financial impact to the school district is \$50,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$10,800 will come from the Capital Projects Reserve.

J-7. Facility Use Agreement between The School Board of Broward County, Florida and ARC Broward, Inc. (Approved)

Approved the facility use agreement with ARC Broward, Inc., and approve an additional appropriation of \$10,800 to come from the Capital Projects Reserve.

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. The School Board has had a long-term partnership with the contractor and the most recent service agreement was executed in June, 2007. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

ARC Broward, Inc., will execute the agreement after School Board approval.

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

The financial impact to the school district is \$50,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$10,800 will come from the Capital Projects Reserve.

J-8. Facility Use Agreement between The School Board of Broward County, Florida, and Baby Boomers International Preschool, Inc. (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, the facility use agreement Baby Boomers International Preschool, Inc., and approve an additional appropriation of \$4,320 to come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

Baby Boomers International Preschool, Inc., will execute the agreement after School Board approval.

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

The financial impact to the school district is \$20,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$4,320 will come from the Capital Projects Reserve.

Agenda Items J-8 through J-12 were discussed concurrently.

Ms. Gallagher stated that these items are an indication where the district is expending a lot of Capital funds for rent. She inquired why rent is being expended and how these costs can be contained in the future.

Mrs. Kelly responded that when this began several years ago schools were overcrowded and these were some of the struggling pre-kindergarten students. This year, data has been collected to ascertain if some of these programs can be pulled back into the classrooms and provide the same quality programming at a cost-efficient measure. This recommendation will be brought to the Board.

Responding to Mrs. Kraft's inquiry about what the lease agreement is for, Mr. Garretson stated that the district needs to be assured that the leased facility conforms to law as it relates to ADA accessibility for everyone. Mrs. Kraft inquired whether the space is similar, whether there is a need for off-campus sites, pre-school or off-campus learning centers.

Mrs. Kelly, who responded affirmatively, stated that the district contracts with Broward Children's Center and Kids in Distress for the program as well as the facility; they provide the Pre-k program.

Mrs. Kraft and Mrs. Bartleman requested that staff provide the Board, in writing, with a cost breakdown by agency; for example, whether or not the children are at their facility, cost of the teacher, cost of the supplies, and OT and PT.

J-9. Facility Use Agreement between The School Board of Broward County, Florida, and Broward Children's Center, Inc. (Approved)

Approved the facility use agreement with Broward Children's Center, Inc., and approve an additional appropriation of \$34,640 to come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. The School Board has had a long-term partnership with the contractor and the most recent service agreement was executed in June, 2007. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

Broward Children's Center, Inc., will execute this agreement after School Board approval.

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

The financial impact to the school district is \$160,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$34,640 will come from the Capital Projects Reserve.

Agenda Items J-8 through J-12 were discussed concurrently.

- J-10. Facility Use Agreement between The School Board of Broward County, Florida, and Kids In Distress, Inc. (Approved)

Approved the facility use agreement with Kids In Distress, Inc., and approve an additional appropriation of \$6,480 to come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. The School Board has had a long-term partnership with the contractor and the most recent service agreement was executed in June, 2007. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

Kids In Distress, Inc., will execute this agreement after School Board approval.

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

The financial impact to the school district is \$30,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$6,480 will come from the Capital Projects Reserve.

Agenda Items J-8 through J-12 were discussed concurrently.

- J-11. Facility Use Agreement between The School Board of Broward County, Florida, and Prodigy Center for Youth Development and Academic Excellence, Inc. (Approved)

Approved the facility use agreement with Prodigy Center for Youth Development and Academic Excellence, Inc., and approve an additional appropriation of \$2,160 to come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

Prodigy Center for Youth Development and Academic Excellence, Inc., will execute this agreement after School Board approval.

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

The financial impact to the school district is \$10,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$2,160 will come from the Capital Projects Reserve.

Agenda Items J-8 through J-12 were discussed concurrently.

J-12. Facility Use Agreement between The School Board of Broward County, Florida, and United Cerebral Palsy of Broward County, Inc. (Approved)

Approved the facility use agreement with United Cerebral Palsy of Broward County, Inc., and approve an additional appropriation of \$10,800 to come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

The facility use agreement will cover payment for the use of the contractor's facility when providing educational services. The School Board has had a long-term partnership with the contractor and the most recent service agreement was executed in June, 2007. This is a five-year agreement with 180-day termination options.

The facility has been inspected and found to be accessible to adults with disabilities in accordance with applicable building ordinances and codes.

United Cerebral Palsy of Broward County, Inc., will execute this agreement after School Board approval.

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

The financial impact to the school district is \$50,000 per year which is included in the Adopted Fiscal Year 2008-2009 to 2012-2013 District Educational Facilities Plan, and the additional financial impact of \$10,800 will come from the Capital Projects Reserve.

Agenda Items J-8 through J-12 were discussed concurrently.

J-13. Facility Use Agreement between The School Board of Broward County, Florida, and Faith United Church of Christ Fort Lauderdale, Inc. (Approved)

Approved the lease agreement with Faith United Church of Christ Fort Lauderdale, Inc.

This community based location forms part of the initial group of off campus sites which will provide classroom space for the Off Campus Learning Centers (formerly the Drop Back In Program), which provides a full 24-credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

This lease agreement is for a term of three years with a 90-day cancellation clause by either party.

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

The annual financial impact to the school district is \$40,800. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

- J-14. Facility Use Agreement between The School Board of Broward County, Florida, and Greater Hallandale Church of God, Inc. (Approved)

Approved the lease agreement with Greater Hallandale Church of God, Inc.

This community based location forms part of the initial group of off campus sites which will provide classroom space for the Off Campus Learning Centers (formerly the Drop Back In Program), which provides a full 24-credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

This lease agreement is for a term of three years with a 90-day cancellation clause by either party.

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

The annual financial impact to the school district is \$27,900. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

- J-15. Facility Use Agreement between The School Board of Broward County, Florida and Iglesia Christiana Jesucristo Es Rey Corp. (Approved)

Approved the lease agreement with Iglesia Christiana Jesucristo Es Rey Corp.

This community based location forms part of the initial group of off campus sites which will provide classroom space for the Off Campus Learning Centers (formerly the Drop Back In Program), which provides a full 24-credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

This lease agreement is for a term of three years with a 90-day cancellation clause by either party.

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

The annual financial impact to the school district is \$38,100. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

- J-16. Facility Use Agreement between The School Board of Broward County, Florida, and New Covenant Deliverance Cathedral, Inc. (Approved)

Approved the lease agreement with New Covenant Deliverance Cathedral, Inc.

This community based location forms part of the initial group of off campus sites which will provide classroom space for the Off Campus Learning Centers (formerly the Drop Back In Program), which provides a full 24-credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

This lease agreement is for a term of three years with a 90-day cancellation clause by either party.

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

The annual financial impact to the school district is \$33,600. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

- J-17. Facility Use Agreement between The School Board of Broward County, Florida, and The Word of the Living God Ministries, Inc. (Approved)

Approved the lease agreement with The Word of the Living God Ministries, Inc.

This community based location forms part of the initial group of off campus sites which will provide classroom space for the Off Campus Learning Centers (formerly the Drop Back In Program), which provides a full 24-credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

This lease agreement is for a term of three years with a 90-day cancellation clause by either party.

The Lessor will execute the agreement after the School Board's approval.

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

The annual financial impact to the school district is \$34,140. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

- J-18. Reduction of Retainage – South Florida Construction Services, Inc. – Marine Magnet Science Addition – North Fork Elementary School, Fort Lauderdale – Project No. P.000220 (f.k.a.1191-99-01) (Approved)

Approved the recommendation to reduce retainage now being held on North Fork Elementary School, Project No. P.000220 from the General Contractor, South Florida Construction Services, Inc., from \$153,643 to \$1,000.

In accordance with School Board Policy 7005, the Facilities and Construction Management Division is recommending that the retainage be reduced from \$153,643 to \$1,000.

This project has reached substantial completion. The amount of \$152,643 is being released at this time pending final accounting and closeout of this project.

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

The funds being released totaling \$152,643 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 89.

- J-19. Increase Open End Professional Services Agreements – Architectural Miscellaneous, Civil & Traffic Engineering, Cost Estimating, Material Testing, and Structural Engineering Services – Various Consultants
(Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, an increase in spending authority by a one-time amount of \$300,000 for each consultant listed in the exhibit for Architectural Miscellaneous, Civil & Traffic Engineering, Cost Estimating, Material Testing, and Structural Engineering Services. Mrs. Gottlieb was absent. (8-0 vote)

It has been determined that the consultants' contracts have reached 75% or more of their spending authority limit.

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

Ms. Gallagher stated that instead of paying for outside services she would like staff to take a look at the district's multi-talented in-house employees who may be able to perform various jobs for next year.

Mr. Garretson informed that the Design Services department is divided in two sections; one section performing projects for the School Board and the other section provides plan review for the School Board.

- J-20 Final Acceptance and Release of Retainage – James A. Cummings, Inc. – Classroom Addition/Environmental Science and Everglade Restoration Program/Renovation – South Plantation High School, Plantation/Project No. P.000425 (f.k.a. 2351-22-02)
(Approved)

Approved the Final Acceptance for South Plantation High School, Classroom Addition/Environmental Science and Everglade Restoration Program/Renovation, Project No. P.000425, and release the balance of retainage in the amount of \$94,055.

The contractor, James A. Cummings, Inc., has completed the project within the adjusted contract time limits. The project was delayed while FPL relocated two primary electrical feeder lines and due to the replacement of the school's six inch fire main with a new eight inch fire main.

The funds being released totaling \$94,055 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 198.

- J-21. Reduction of Retainage – Moss and Associates, LLC – Cafeteria/Multipurpose Building, Replacement and Miscellaneous Improvement – Boulevard Heights Elementary School, Hollywood – Project No. P.000180 (f.k.a. 0971-21-01) (Approved)

Approved the recommendation to reduce retainage now being held on Boulevard Heights Elementary School, Project No. P.000180 from Construction Manager, Moss and Associates, LLC, from \$53,501 to \$5,000.

In accordance with School Board Policy 7005, the Facilities and Construction Management Division is recommending that the retainage be reduced from \$53,501 to \$5,000.

This project has reached Final Completion and the amount of \$5,000 is being withheld until the OEF 209 Certificate of Final Inspection is executed by the Chief Building Official.

Subsequent to final completion, this project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$48,501 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 39.

- J-22. Reduction of Retainage – Moss and Associates, LLC – Classroom Addition, Remodeling, ADA, HSS, Maintenance – Apollo Middle School, Hollywood Project No. P.000350 (f.k.a. 1791-99-01) (Approved)

Approved the recommendation to reduce retainage now being held on Apollo Middle School, Project No. P.000350 from Construction Manager, Moss and Associates, LLC, from \$79,566 to \$5,000.

In accordance with School Board Policy 7005, the Facilities and Construction Management Division is recommending that the retainage be reduced from \$79,566 to \$5,000.

This project has reached Final Completion and the amount of \$5,000 is being withheld until the OEF 209 Certificate of Final Inspection is executed by the Chief Building Official.

Subsequent to final completion, this project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$74,566 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 139.

- J-23. Final Acceptance and Release of Retainage – C & F Electric, Inc. – ITV Tower – Embassy Creek Elementary School, Cooper City – Project No. P.000834 (f.k.a. 3191-04-21) (Approved)

Approved the Final Acceptance of the Embassy Creek Elementary School, ITV Tower, Project No. P.000834 and release the balance of retainage in the amount of \$8,769.

The contractor, C & F Electric, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$8,769 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 62.

- J-24. Final Acceptance and Release of Retainage – C & F Electric, Inc. – ITV Tower – Tamarac Elementary School, Tamarac – Project No. P.000450 (f.k.a. 2621-03-26) (Approved)

Approved the Final Acceptance of the Tamarac Elementary School, ITV Tower, Project No. P.000450 and release the balance of retainage in the amount of \$7,977.

The contractor, C & F Electric, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$7,977 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 123.

- J-25. Final Acceptance and Release of Retainage – C & F Electric, Inc. – ITV Tower – J.P. Taravella High School, Coral Springs – Project No. P.000488 (f.k.a. 2751-89-79) (Approved)

Approved the Final Acceptance of the J.P. Taravella High School, ITV Tower, Project No. P.000488 and release the balance of retainage in the amount of \$7,677.

The contractor, C & F Electric, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$7,677 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 201.

- J-26. Final Acceptance and Release of Retainage – C & F Electric, Inc. – ITV Tower – Broadview Elementary School, Pompano Beach – Project No. P.000146 (f.k.a. 0811-89-79) (Approved)

Approved the Final Acceptance of the Broadview Elementary School, ITV Tower, Project No. P.000146 and release the balance of retainage in the amount of \$7,577.

The contractor, C & F Electric, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$7,577 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 40.

- J-27. Final Acceptance and Release of Retainage – Weiss & Woolrich Southern Enterprise – Roof Replacement – Martin Luther King Elementary School, Fort Lauderdale – Project No. P.000286 (f.k.a. 1611-99-05) (Approved)

Approved the Final Acceptance of the Martin Luther King Elementary School, Roof Replacement, Project No. P.000286 and release the balance of retainage in the amount of \$70,448.

The contractor, Weiss & Woolrich Southern Enterprise, has completed the project within the adjusted contract limits.

The funds being released totaling \$70,448 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 74.

- J-28. Final Acceptance and Release of Retainage – Weiss & Woolrich Southern Enterprise – Roof Replacement – Oakridge Elementary School, Hollywood – Project No. P.000088 (f.k.a. 0461-23-05) (Approved)

Approved the Final Acceptance of the Oakridge Elementary School, Roof Replacement, Project No. P.000088 and release the balance of retainage in the amount of \$13,061.

The contractor, Weiss & Woolrich Southern Enterprise, has completed the project within the adjusted contract limits.

The funds being released totaling \$13,061 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 95.

- J-29. Final Construction Documents which includes Authorization to Advertise for Bids – New Bus Facility – Southwest Maintenance Bus Facility, Pembroke Pines – Project No. P.000673 (f.k.a. 9335-91-01)
(Approved)

Approved Final Construction Documents, which include Authorization to Advertise for Bids for Southwest Maintenance Bus Facility, New Bus Facility, Project No. P000673.

Project Consultant: ACAI Associates, Inc.
Scope of Work: The scope of work includes a 180 foot by 120 foot steel building including; foundation/slab, steel structure, underground utilities, 9 repair bays with 5 hydraulic lifts and all associated equipment, grease, oil and compressed air hoses and reels, tire storage, battery charging rooms, 2 level parts storage, administrative offices, lounge/training area, restrooms and 2 stainless steel duct exhaust smoke evacuation systems, alarm/fuel leak detection and fuel inventory/accountability systems, double wall piping to connect the waste oil tanks and oil water separator, vents, and underground compressed air lines.
Contract Estimate: \$4,208,100

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

The funds are included in the Adopted District Educational Facilities Plan, Fiscal Year 2006 – 2007 Appendix E, Page 16. This project is financed by Certificates Of Participation (COP'S).

- J-30. Final Acceptance and Release of Retainage – West Construction, Inc. – Truck Driving Range Restoration – McFatter Technical Center – Project No. (P.000884) f.k.a 1291-27-01
(Approved)

Approved the Final Acceptance of the McFatter Technical Center Truck Driving Range Restoration, Project # P.000884, and release the balance of retainage in the amount of \$27,859.

The contractor, West Construction, Inc., completed the project December 5, 2008.

The funds being released totaling \$27,859 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2007-2008 to 2011-2012, page 166 and Capital Funding Request dated October 5, 2007.

- J-31. Final Acceptance and Release of Retainage – Weiss & Woolrich Southern Enterprise – Roof Replacement/Bldg. #1 – North Lauderdale Elementary School – Project No. P.000726 (f.k.a. 2231-06-24) (Approved)

Approved the Final Acceptance of the North Lauderdale Elementary School, Roof Replacement/Bldg. #1, Project No. P.000726 and release the balance of retainage in the amount of \$61,606.

The contractor, Weiss & Woolrich Southern Enterprise has completed the project within the adjusted contract limits.

The funds being released totaling \$61,606 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 95.

- J-32. Award of Contract – H.A.Contracting Corporation – Lift Station Renovations – Broadview Elementary School, Pompano Beach, #0811-36-14 – Gulfstream Middle School, Hallandale, #0131-91-54 – Nova HRD, Davie, #9754-06-58 (Approved)

Approved Award of a Construction Contract for Broadview Elementary School, Pompano Beach, Gulfstream Middle School, Hallandale, and Nova HRD, Davie, Project #s 0811-36-14, 0131-91-54, and 9754-06-58, Lift Station Renovations, to the low bidder meeting the bid specifications, H.A. Contracting Corporation, in the amount of \$114,000. Approve an additional appropriation in the amount of \$287,550, which will come from the Capital Projects Reserve.

Contractor: H.A. Contracting Corporation
Consultant: Miller Legg
Scope of Work: Construct a new two (2) inch force main to connect with a sanitary manhole; remove existing force main; resize existing pumps inside each lift station per the length of the proposed two (2) inch force main. The existing two (2) inch force main does not meet the Broward County Environmental Protection & Growth Management Department (BCEPGMD) requirements as it ties into an existing sanitary sewer lateral.

The amount of the contract shall be \$114,000. The sources of funds are identified in Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013. There is an additional financial impact in the amount of \$287,550, which will come from the Capital Projects Reserve.

- J-33. Grant of Water and Sewer Utility Easement for the Installation of Utilities at Elementary School "A" and a Bill of Sale to the City of Sunrise (Approved)

Approved the grant of water and sewer utility easement for the installation of utilities at Elementary School "A" and a Bill of Sale to the City of Sunrise.

The proposed utility easement and bill of sale is required by the City of Sunrise prior to the installation of the first permanent water meter at the newly constructed Elementary School "A".

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

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

K. OFFICE OF CHIEF FINANCIAL OFFICER

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

Approved the General Fund Amendment I-8 for Fiscal Year 2008-09.

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 4/30/09.

Financial Impact: Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 4/30/09.

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

Approved the Special Revenue (Other) Amendment IV-8B for Fiscal Year 2008-09.

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 4/30/09.

Financial Impact: Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 4/30/09.

- K-3. Interim Financial Statements for the Period Ended March 31, 2009 (Approved)

Approved the Interim Financial Statement for the period ended March 31, 2009.

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.

- K-4. Revision to Capital Projects Funds Budget Amendments (Approved)

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

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 April, 2009.

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

- CC-1. New Policy 3112 – OPEB Fund Investment Policy (Adopted)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, to adopt new School Board Policy 3112, OPEB Fund Investment Policy at this final reading. Mrs. Gottlieb was absent. Dr. Parks was absent for the vote. (7-0 vote)

In June, 2004, the Government Accounting Standards Board (GASB) issued Statement No. 45, "Accounting and Financial Reporting by Employers for Post-Employment Benefits Other Than Pensions".

The actuarial accrued liability for the District is approximately \$105 million. The district has set aside \$4 million to begin the funding of the OPEB liability. In order to maximize investment interest earnings and appreciation of the asset, a new investment policy has been written to allow for investment in equities as well as fixed income securities. It also allows for investment for longer terms.

This policy has been presented to the Financial Advisory Committee and The School Board at a workshop.

The School Board Attorney has reviewed and approved the policy.

There is no financial impact to the school district.

No discussion was held on this item.

CC-2. Revision to School Board Policy 6207 – Publications (Withdrawn)

Ms. Gallagher inquired why the item was withdrawn.

Board Attorney Marko responded that the rules referenced to publications are included in the Student Conduct and Discipline Code and the rule is to be repealed. Mr. Marko stated the rule is not needed because the Student Conduct and Discipline Code is the policy the Board votes on as a policy and the policy prescribes the same language that is in this rule.

Ms. Gallagher stated that every newspaper makes a notation, under Letters to the Editor, the opinions are not reflective of the opinions of the Editorial Board or the newspaper. She suggested that this type of language be included in school newspapers, as opinions are not reflective of Board policy.

Remarking that he would review the verbiage, Mr. Marko indicated that a new item will return to the Board with language indicating “to repeal.” The number given to this policy will be taken off the books and it will not be found in the policies themselves because it is contained in the Student Code.

DD. OFFICE OF THE CHIEF AUDITOR

EE. CHIEF OPERATIONS OFFICER

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

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, the Bid/RFP recommendations as stated on the award recommendation for each Bid/RFP listed below. Mrs. Gottlieb was absent. (8-0 vote)

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
10-033N	Plasticware and Flatware Cutlery for Cafeterias – Material Logistics – Amount: \$600,000

The original spending authority, based on historical usage, would have been \$1,200,000. However, during this period of budget reductions, the spending authority has been reduced to \$600,000. Additional spending authority will be requested in smaller increments as required to provide closer controls on spending.

Board approval of these Bid/RFP recommendations does not mean the amounts shown will be spent. These amounts represent the spending authority, which may be spread among the awarded vendors through the term of this contract from available funds already included in various school/department/center budgets.

Funding is included in various school/department/center budgets.

Ms. Gallagher stated that she spoke with Mr. Donnie Carter, Chief Financial Officer, about all the EE agenda items. She stated that many of the Board Members of the Florida School Boards Association indicated they are in the process of renegotiating their contracts to save money, and Florida Chief Financial Officer Alex Sink indicated her office will save about \$11 million in her office by renegotiating their contracts.

Mr. Carter brought the School Board up to date in the process. He stated that staff has been working on the project since the beginning of the school year, and through December of 2008 renegotiations were about \$1.8 million less in existing contracts. Thereafter, the Superintendent requested that all vendors be contacted and ascertain if other vendors would be willing to give the district additional discounts, a 10 percent discount from existing contracts. Mr. Carter stated that staff is currently awaiting responses from all high dollar volume vendors, \$500,000 and up, to see if they would participate, to reduce the cost of the contracts or be subject to not getting additional purchases for those goods or services.

Mr. Carter further stated that a district website is being created that posts all of the cost reduction initiatives that the district has implemented, which will include the renegotiated contracts.

EE-2. Additional Recommendations on Existing Contracts \$500,000 or Greater
(Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, additional expenditures on previously approved term contracts as shown below. The recommendations are requests for additional expenditures only and do not require any changes to the district budget. Mrs. Gottlieb was absent. (8-0 vote)

A. APPROVAL FOR RENEWAL AND AN ADDITIONAL EXPENDITURE ON THE FOLLOWING CONTRACTS:

1. 29-017H – Frozen Desserts for Cafeterias (additional expenditure of \$750,000 requested; and \$1,500,000 originally approved on 6/17/08)

The original spending authority, based on historical usage, would have been \$1,500,000. However, during this period of budget reductions, the requested spending authority has been reduced to \$750,000. Additional spending authority will be requested in smaller increments as required to provide closer controls on spending.

It is recommended that the contract with Food Fantasies, Inc., d/b/a Frozen Treats be renewed for an additional year from August 1, 2009 through July 31, 2010, in accordance with Special Condition 5 of the bid which states: "The purpose of this bid is to establish a contract, at firm unit prices, for the purchase of estimated requirements for the items listed.

The term of the bid shall be for two year(s), and may, by mutual agreement between SBBC and the awardee, upon final School Board approval, be extended for two additional one-year periods and, if needed 90 days beyond the expiration date of the final renewal period. The Board, through its Supply Management and Logistics Department, will, if considering to extend, request a letter of intent to extend from each awardee, prior to the end of the current contract period. The awardee will be notified when the recommendation has been acted upon by the school Board."

This recommendation is based on very excellent supplier evaluations. Since the date of award, the Consumer Price Index (CPI) reflects an decrease of 3%. Furthermore, it is recommended that the School Board authorize an additional expenditure of \$750,000 to the subject contract. The amount of the recommended spending authority is available from funds already included in the district budget.

This recommendation will allow Food and Nutrition Services Department to continue purchasing Frozen Desserts for the cafeterias as required through July 31, 2010, and will provide for an approximate total expenditure of \$2,250,000 for the award period.

2. 29-018H – Fruit Juices for Cafeterias (additional expenditure of \$800,000 requested; and \$2,000,000 originally approved on 6/17/08)

The original spending authority, based on historical usage, would have been \$1,600,000. However, during this period of budget reductions, the requested spending authority has been reduced to \$800,000. Additional spending authority will be requested in smaller increments as required to provide closer controls on spending.

It is recommended that the contract with M & B Products, Inc., be renewed for an additional year from August 1, 2009 through July 31, 2010, in accordance with Special Condition 5 of the bid which states: "The purpose of this bid is to establish a contract, at firm unit prices, for the purchase of estimated requirements for the items listed. The term of the bid shall be for two year(s), and may, by mutual agreement between SBBC and the awardee, upon final School Board approval, be extended for two additional one-year periods and, if needed 90 days beyond the expiration date of the final renewal period.

The Board, through its Supply Management and Logistics Department, will, if considering to extend, request a letter of intent to extend from each awardee, prior to the end of the current contract period. The awardee will be notified when the recommendation has been acted upon by the school Board." This recommendation is based on very excellent supplier evaluations. Since the date of award, the Consumer Price Index (CPI) reflects a decrease of 3%. Furthermore, it is recommended that the School Board authorize an additional expenditure of \$800,000 to the subject contract. The amount of the recommended spending authority is available from funds already included in the district budget. This recommendation will allow Food and Nutrition Services Department to continue purchasing fruit juices for the cafeterias as required through July 31, 2010, and will provide for an approximate total expenditure of \$2,800,000 for the award period.

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

Mrs. Kraft, who remarked the item addresses the reduction of spending authority due to budget reductions, inquired whether the district will be offering less of these types of frozen desserts and whether a historical analysis has been conducted of how many were consumed.

Mr. Carter responded that the request to reduce the spending authority is to allow staff an opportunity to better monitor the money that is being spent and it is not necessarily to buy less product. Mr. Carter stated that staff is requesting a spending authority in smaller increments which is the purpose in reducing the initial amount. Mr. Carter concurred that the usage is tracked so they know what to order.

EE-3. Continuation of Lease or Maintenance of Data Processing Software and Hardware (Approved)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, the continuation of the lease or maintenance of data processing software and hardware. Mrs. Gottlieb was absent. (8-0 vote)

The Technology for all District Departments and Schools utilizes business systems of software from various publishers rather than developing such software itself. As a part of the renewal with these publishers and vendors, they agree to provide maintenance and new releases to the school district for an annual fee. Therefore, towards the end of each fiscal year, an agenda item listing each of the major business systems software and hardware is brought to the School Board for approval in order to provide maintenance support for the next fiscal year (09-10).

This aligns with the Strategic Plan for Technology Goal TI-1: Achieve standardization of educational specifications for technology, infrastructure, training, use, and support throughout the district, and OP-4: Increase organizational effectiveness through alignment of resources and transition to a customer-focused organization.

The total projected expenditure for FY 09-10 is \$10,246,388.54. The funding source for this item is the Educational Technology Services (ETS) Department's Operating Budget.

Ms. Gallagher inquired whether all the software that is being purchased will be enough, for all schools to use.

Mr. Carter responded that each year an evaluation of all software and maintenance contracts are reviewed to ascertain which one to move forward with. In some cases, some will be eliminated or the quantity reduced, which reduces the cost based on the effectiveness of what is being bought and better monitoring of all contracts.

Ms. Becky Schmaus, Project Manager, Education Technology Services, informed that the entire agreement was re-evaluated; items that are district licenses for the schools are being kept in a data base, all software used in the district and every piece of software is being monitored.

Ms. Schmaus stated that anyone in the district can access this data base to see whether it is a district license, whether it is for Title I schools or whether it is for ESE students, and their basic description by title, manufacturer and by vendor.

Ms. Schmaus further stated that some of the software that is being bought for district licenses are included in the agreement and everything was renegotiated. She stated that due diligence was used to save money for the district, as dollars were reduced going line-by-line and renegotiating.

Mrs. Hope inquired why this item was presented for approval before a Workshop discussion was held.

Mr. Carter responded that the item is an annual standard item whereby all software and maintenance district-wide contracts are submitted for approval. Mr. Carter stated that prior to submitting the item for approval, staff has already done due diligence by evaluating the need for these contracts and the effectiveness of the contracts. In addition, what is purchased works on both platforms. He further stated this year there has been a savings of \$1 million as compared to last year.

Ms. Schmaus indicated that a lot of the items were for software support that works on mainframes or Microsoft or Apple servers. She stated the dual platform is a district standard and everything is done before it is approved by the Software Standards Sub-committee. Ms. Schmaus explained that some items only work on a PC because it is only a Microsoft based server. She stated a lot of the agreements run during the fiscal year and will expire on June 30, 2009; maintenance on software will be lost if they are not approved.

Mrs. Bartleman inquired about the kind of intensive evaluation being carried out by staff to ensure the software produces results on an individual school-by-school basis. Remarking that this line item can be greatly reduced next year, Mrs. Bartleman requested that staff begin collecting data and submit individualized surveys to schools for next year. She stated what will work at one school may not work at another.

Dr. Parks referred to the formation of the Technical Advisory Committee (TAC) for Environment, Technology & Wellness, and requested staff to inform the individuals that they have been appointed to this committee.

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

**FF-1. Continuation Agreements with Eleven Apprenticeship Agencies
(Approved)**

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, to approve the Continuation Agreements with Eleven Apprenticeship Agencies. Mrs. Gottlieb was absent. (8-0 vote)

The Advanced Education Apprenticeship Training Inc; the Air Conditioning, Refrigeration, and Pipefitting Education Committee; the Associated Builders and Contractors Institute, Inc.; the Florida Carpenters Regional Council Training Trust Fund; the Florida Training Services, Inc.; the Masonry Association of Florida, Inc.; the South Florida Chapter of the Associated General Contractors; the South Florida Ironworkers Local Union #272 JATC; the South Florida Operating Engineers Apprentice and Training Trust; the South Florida Trowel Trades Joint Apprenticeship and Training Fund; and the United Service Training Corporation operate a registered building trades apprenticeship program in air conditioning, carpentry, electric line service and repair, electrical, fire sprinkler, heavy equipment operator, masonry, millwright, plumbing, sheet metal, or structural steel.

The agreements provide funding for program marketing and promotion; instructional materials and supplies; equipment upgrade, replacement and repair; other supervisory and administrative costs to include, but not limited to, lease expenses and funds to attend conferences and professional meetings, and instructors' salaries and benefits for the Industrial Cooperative Education (ICE) and Related Instruction (RI) components of the program.

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

There is a financial impact of \$5,000,000 to the district. The source of funds is the Workforce Development Education Fund through Atlantic Technical Center's budget. There is no additional financial impact to the district.

Ms. Gallagher stated that this is a great program.

**FF-2. Career, Technical, Adult and Community Education (CTACE)
Marketing Plan for 2009-2010
(Approved)**

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to approve the CTACE Marketing Plan for 2009-2010. Mrs. Gottlieb was absent. (8-0 vote)

The School Board annually approves the comprehensive marketing plan for the promotion of post secondary technical, adult general and community education programs, courses and activities offered through the District's technical centers, adult centers and community schools. Over 200,000 students enroll annually as a result of the District's marketing and promotion efforts. The marketing plan provides the community with opportunities to learn about and enroll in technical, adult and community education programs, courses and activities for workforce/career development & enhancement, adult literacy, and personal improvement.

The District CTACE Marketing Committee, in partnership with Omni Advertising, which is the company that serves as our advertising agency of record, developed the plan. The new CTACE Marketing Plan eliminates the costly printing and mailing of the Broward Educator and other traditional newspaper ads in the Sun Sentinel and local community newspapers. In 2009-10 new cost-saving marketing strategies will be implemented to reach our target market in a means congruent with the ways in which people receive information, including websites and on-line advertising. The 2009-10 CTACE Marketing Campaign will focus on promoting and driving potential students to Browardeducator.com and our two technical and community school websites – Browardtechcenters.com and Mycommunityschool.com. The total marketing campaign consists of: targeted radio, TV and billboard advertising; on-line advertising banners; e-mail blasts, text messaging, the district phone robot and other targeted advertising for special promotional efforts as needed.

The proposed 2009-10 CTACE Marketing Budget represents a reduction in CTACE marketing expenditures in 2009-10 in the amount of \$1,096,441. The income to cover the cost of the CTACE marketing campaign will be derived from an allocation of \$250,000 and contributions based upon student fees collected from the technical, adult and community schools. The technical centers will contribute \$251,224, the adult centers will contribute \$66,993 and the community schools will contribute \$160,783. No grant dollars will be used to support CTACE marketing.

The financial impact to the district is \$729,000. The sources of funds are workforce education and student fees. There is no additional financial impact to the district.

Referring to the Marketing Plan, Mrs. Bartleman expressed concern over the inconsistencies of sharing the information to the Senior classes.

Dr. Earlean Smiley, Deputy Superintendent, Curriculum, responded that a letter is sent to every Senior after graduation, in line with exiting out of secondary into a post-secondary arena. In addition, a lot of cost-saving measures have been reviewed this year related to marketing, and the online information network has been marketed rather than glossy flyers.

Mrs. Bartleman requested that staff coincide more timely with the decision-making process that students encounter when they are looking at exiting the school system. Mrs. Bartleman stated it is important to inform and educate children before they graduate to ensure their success. She said there needs to be value in programs to ensure viability in the work force.

Mrs. Kraft inquired whether the marketing ideas discussed at a prior Board workshop are included in the Marketing Plan.

Responding affirmatively, Dr. Smiley stated that it is used as a guide.

GG. HUMAN RESOURCES

GG-1. Interim 2009-2010 Salary Schedules (Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Gallagher and carried, to approve the Interim 2009-2010 Salary Schedules to authorize continuation of the approved salary schedules from the 2008-2009 school year into the 2009-2010 school year, and until bargaining unit negotiations/meet & confer sessions are concluded and new salary schedules have been approved by The School Board of Broward County, Florida. The 2009-2010 Interim Salary Schedules are applicable to both bargaining and non-bargaining unit employees. Mrs. Gottlieb was absent. (8-0 vote)

Florida's minimum wage rate will increase to \$7.25/hour effective July 24, 2009. Rates on the Interim 2009-2010 Temporary Salary Schedule which are below this new rate will be increased accordingly effective July 24, 2009.

All other rates previously approved will remain in effect until permanent salary schedules are approved by The School Board of Broward County, Florida. With the exception of mandated changes to comply with Florida's minimum wage rates, these salary schedules remain unchanged from the previously approved 2008-2009 salary schedules.

There is no additional financial impact from approving the Interim 2009-2010 Salary Schedules.

No discussion was held on this item.

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

JJ-1. Agreement for Open End Services – Brown & Brown Architects – Architectural ADA Services – South Area (Approved)

Motion was made by Ms. Gallagher, seconded by Dr. Parks and carried, to approve the Agreement for Open End Services with Brown & Brown Architects for Architectural ADA Services for the South Area. Mrs. Gottlieb was absent. (8-0 vote)

The Qualification Selection Evaluation Committee recommended and on October 21, 2008 the Board selected Brown & Brown Architects and the proposed fees will be negotiated in accordance with Article 5 of the Agreement.

The Professional Liability Insurance has been agreed upon pursuant to Article 8 of the Agreement.

This is a three (3) year Open End Agreement with a not to exceed amount of \$1,000,000. The Agreement may be extended for one (1) year and/or \$300,000. The Agreement Form for various Consulting Services was approved by the Board on February 26, 2008.

The Office of the Chief Auditor has reviewed this Agreement, and the School Board Attorney has approved it as to form and legal content.

Funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013 for any projects utilizing this service. This item is not affecting the overall budget; therefore, it does not require a collaboration form from the Capital Budget Department.

Ms. Gallagher inquired why a three (3) year contract is being awarded for these services when after this year the same resources will not be in place to conduct the same level of construction that was done in the past. Ms. Gallagher stated that many Facilities employees have dual talents and they should be used, especially during these times of layoffs, using in-house personnel to perform these services rather than paying for outside services.

Mr. Garretson responded that the company is not paid unless they perform the work; they get paid for the value of the work they perform. The contract does not give them anything unless the district ask them to design a particular ADA solution. Mr. Garretson stated there are in-house personnel who evaluate and provide specifications for ADA, but they do not have architectural skills to do it.

- JJ-2. Total Program Management – Classroom Addition Program – Moss & Associates, LLC – Termination of Group 3 Projects – Collins Elementary School, Dania, Project No. P.000754 (f.k.a. 0331-28-01) – Davie Elementary School, Project No. P.000755 (f.k.a. 2801-28-01) – West Hollywood Elementary School, Project No. P.000756 (f.k.a. 0161-27-01) – Sunshine Elementary School, Miramar, Project No. P.000795 (f.k.a. 1171-27-01) – Driftwood Middle School, Hollywood, Project No. P.000757 (f.k.a. 0861-27-01) (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Kraft and carried, to approve the termination of the Total Program Management agreement with Moss & Associates, LLC and cancel the projects comprising Collins Elementary School, 6-classroom addition; Davie Elementary School, 24-classroom addition; West Hollywood Elementary School, 20-classroom addition; Sunshine Elementary School, 10-classroom addition; and Driftwood Middle School, 6-classroom addition. Mrs. Gottlieb was absent. (8-0 vote)

This recommendation is based on projected enrollment as determined by Staff during the school boundary process.

The Board previously approved total TPM fees of \$5,511,338, which is included in the approved Construction Budget of \$18,682,500 for the Group 3 projects comprising the 5 schools. The total fees requested to date are \$1,512,760 which will result in a final project cost for Group 3 of \$1,512,760, pursuant to Article 2.11 D. (Guaranteed Maximum Price for Construction) of the agreement and Article 36 (Termination by Owner without Cause) in the General Conditions of the TPM agreement.

Currently in dispute and yet to be resolved is a request by the Program Manager to be paid fees of \$143,507 for overhead, profit, and general conditions. The total fees paid to date by the District are \$1,369,252. This matter has been referred by Staff to the School Board Attorney for a resolution.

There is no additional financial impact to the district. The remaining project funds of about \$17.2 million will be moved to the Capital Projects Reserve.

No discussion was held on this item.

- JJ-3. Final Construction Documents which include Authorization to Advertise for Bids – Drainage Improvement and Track Resurfacing – Miramar High School – Project No. P. 000336 (f.k.a. 1751-26-01)
(Approved)

Motion was made by Mrs. Bartleman, seconded by Ms. Gallagher and carried, to approve Final Construction Documents, which include Authorization to Advertise for Bids for Miramar High School, Drainage Improvement and Track Resurfacing, Project No. P. 000336. Approve an additional appropriation in the amount of \$216,221 which will come from the Capital Projects Reserve. Mrs. Gottlieb was absent. (8-0 vote)

Project Consultant: Craven, Thompson & Associates, Inc.
Scope of Work: This project consists of increasing the existing drainage and adding new drainage. In addition, replace the running track.
Contract Estimate: \$1,137,421

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

There is no financial impact. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 189.

There is an additional financial impact in the amount of \$216,221 which will come from the Capital Projects Reserve.

No discussion was held on this item.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

ADJOURNMENT

Adjournment This meeting was adjourned at 5:16 p.m.

RT