

Approved in Open Board Meeting, October 7, 2008

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

September 9, 2008
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:29 a.m., Tuesday, September 9, 2008, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were Chair Robin Bartleman; Vice Chair Maureen S. Dinnen; Members, Beverly A. Gallagher, Jennifer Leonard Gottlieb, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Dr. Robert D. Parks, Eleanor Sobel, Benjamin J. Williams, Superintendent James F. Notter, Edward J. Marko, Esq., and Robert P. Vignola, Esq.

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

Added I-3

Ms. Dinnen requested that Board Members be provided the full background to Agenda Item JJ-6 (deferred item), the contract for the sale of the Hortt Administrative Facility.

Minutes for Approval Motion was made by Ms. Gallagher, seconded by Ms. Dinnen and carried, to approve the official minutes for the following Board Meetings, as amended:

August 5, 2008 – Regular School Board Meeting

August 6, 2008 – 2nd Public Hearing – District Educational Facilities Plan for the Five Years Ending June 30, 2013

August 27, 2008 – Special Meeting – Student Expulsions

Mrs. Hope noted corrections to the August 5, 2008 Regular School Board Meeting, page 7 of 67, Board Reports, to reflect Meet and Greet event held at the Hard Rock Café, and she will be receiving a Community Builders Award from the Caribbean-American Democratic Club.

Close Agenda Upon motion by Mrs. Gottlieb, seconded by Mrs. Kraft and carried, the Agenda was approved and declared closed.

SPECIAL PRESENTATION

South Plantation's Solar Car – Alan Phipps & Students

Ms. Dinnen introduced the national award-winning Solar Car Team from South Plantation High School. The school's Environmental Science Magnet program's effort this year has paid off, taking the third in-the-nation prize in the 2008 Dell-Winston Car Challenge. The Solar Knights have also won the Sea World-Busch Gardens Environmental Excellence Award, W.O.W. Award from the Energy Wiz Olympics, the Solar Invention Award at the Fairchild Challenge, and numerous other awards.

Mr. Alan Phipps, sponsor of the Solar Knights, and student team members shared a progress report of the Solar Knights events they have participated in. Students presented a video of the Dell-Winston Car Challenge. The team is the only solar car team in the entire state and was dubbed "Team Florida" by racing officials.

The team expressed gratitude to the School Board for their support.

Board Members extended their congratulations to the Solar Knights Racing Team.

WOW Program (Work Opportunities from Within) – Louis Ruccolo, Program Specialist, ESE

Mrs. Bartleman stated that in other counties there are employees that handle transition as it pertains to students with disabilities. In Broward County, Mr. Ruccolo is in charge of all transitional programming for over 38,000 students with disabilities.

Mr. Ruccolo thanked the School Board for their support of all ESE programs. Providing an update to the School Board on the status of the WOW program, Mr. Ruccolo stated that the primary focus of WOW is to build on and expand current employment options for students with disabilities in Broward County schools, an initiative that was developed by Mrs. Bartleman, with the support of the School Board.

Mr. Mark Klein, Vice-President, Sunshine Cleaning, Inc., the first vendor to hire students with disabilities, praised Mr. Israel Canales, Manager, Administrative Site Operations, for his suggestion in bringing this labor force into his company. Mr. Klein stated that his company and other companies need this type of labor - high school graduates that will not go to college, English-speaking, and they are computer literate.

Mr. Klein informed the Board that he is Chairman of Government Affairs for his industry in the United States and sits on the Board of Directors for the Building Service Contractors. He stated that a proposal is being developed to bring this program throughout school districts in the nation. Mr. Klein stated that a video is being made to market this program to other vendors in the county, the process utilized by his company on how to teach interview skills, how to dress, and basic skills on how to get a job.

Mrs. Bartleman recognized Mr. Klein for his enthusiasm in this program and helping students with interviews and preparing them for the workforce. She informed that she and Mr. Ruccolo will be going to Nova-Southeastern University to recruit students for this program.

Mr. Canales stated there is a desire to expand the program into clerical, education, and other areas besides custodial, as children have different levels. He stated this was a Team Broward effort, and thanked the School Board for their support.

Mr. David Dyrek, Sunshine Cleaning Systems, Inc., stated that the program is a developmental program for students, to help them build skills and resumes so that students can move on to bigger and better things in life.

Dr. Parks thanked Mrs. Bartleman and the School Board for this initiative, and Sunshine Cleaning for their dedication to the students.

Mrs. Sobel thanked everyone for this program, as it helps students who finish their education but they cannot find a job. She said she would like to see it become statewide before it goes nationwide.

Mrs. Hope stated it is a proud day for Broward County and the state of Florida. She said a lot of disability issues have been in the forefront, with autistic issues being discussed in the Legislature. Mrs. Hope praised Sunshine Cleaning for stepping forward and willing to take disabled students, and letting them know they have worth and that society needs them.

Mr. Ruccolo thanked Mr. Carter for his support and assistance in this effort.

REPORTS

Broward County Association of Student Councils and Student Advisor to the Board – Scott Schwartz

Mr. Schwartz reported that BCASC held its first meeting on August 28, 2008 at Dillard High School. Students were encouraged to join other committees and several e-mails were received from students saying how excited they are that Amendments 5, 7 and 9 have been removed from the November ballot. Gratitude was extended to Ms. Dinnen and the Superintendent for attending the South Florida Leadership Training Camp and a recent BCASC meeting to discuss these amendments.

The Voter Registration drive will take place at all high schools from September 15-19, 2008. Students that are registered to vote will have an opportunity to raise money for their schools by working at the polls on Election Day.

Ms. Schwartz further reported that BCASC and Broward County Honor Society (BCHS) are teaming up with Volunteer Broward for a canned food drive in October, Field of Food. The intent of the event is to raise 1 million pounds of food for those in need.

BCASC will next meet on September 18, 2008, at Flanagan High School.

A comprehensive written report was submitted to the Board.

Technology Advisory Committee – Joel Levine

Mr. Levine reported that TAC heard a presentation on the Telecommunications, Internal Connections and Internet Service RFP, a five-year RFP that will be issued September 24, 2008. TAC will be involved in the review and evaluation of bids regarding this project.

TAC is awaiting Board approval of the proposed policy and bylaws changes, although, some revisions might be made by TAC.

Mr. Levine informed that TAC would like better representation at its meetings this year and working with Mr. Donnie Carter, Chief Operations Officer, regarding the process for sending letters of invitation to potential new members.

A comprehensive written report was submitted to the Board.

Dr. Parks informed that a re-write has been put together regarding the bylaws so that TAC will be more inclusive, have more input into the recommendations to the Superintendent. Dr. Parks stated that the bylaws will be presented to the Board at a workshop.

Gifted Advisory Council - Nagarajan Kannan

Mr. Kannan advised that the Gifted Council's new website address is: www.browardgiftedchildren.org. The first council meeting was held at Indian Ridge Middle School and was live through the web. Forty-three families have registered online to participate in the meetings while at home.

At the meeting new office bearers were introduced, and Chair Bartleman and Superintendent Notter provided information on the amendments. After the meeting, the Steering Committee approved bringing the Center for Talented Youth from Johns Hopkins University for an upcoming meeting on September 24, 2008 at Indian Ridge, to present to parents gifted opportunities available for children, including scholarship opportunities.

Mr. Kannan further reported that due to the tropical storm, the Arts and Sports Festival will be held early in 2009.

Mrs. Bartleman requested that all advisory groups provide their website address to BECON so that it can be broadcast on the air.

Mrs. Bartleman requested that the Advanced Academics department attend the Johns Hopkins/Gifted Advisory Council workshop on September 24, 2008.

Mr. Notter praised the online technology platform used by the Gifted Advisory to encourage participation of parents at home.

BOARD MEMBERS

Mrs. Hope congratulated everyone in the community and throughout Florida, especially Ms. Dinnen and the district's marketing team for their efforts in defeating Amendments 5, 7 and 9, which was a victory for public schools. Mrs. Hope stated that she and other Board Members attended the Greater Florida Consortium of School Boards to inform other school districts about the impact of this issue.

Mrs. Hope attended the District Advisory Council Breakfast. She thanked the council for putting on this great event.

Mrs. Hope informed that the annual Minority/Women Business Forum will be held on September 25, 2008 at the K.C. Wright Administration Center.

Mrs. Hope praised the approval of Agenda Item F-3. Agreement with Katy Independent School District for High School Football Game. Katy Independent School District has invited Cypress Bay High School to play Katy High at Rose Stadium on October 4, 2008. Remarking that the game will be broadcast on ESPN, Mrs. Hope said she is looking for a venue to watch the game so that parents and the student body can attend.

Mrs. Hope showcased missing child Andrew Michael Blanton, date of birth July 6, 1992, missing on July 4, 2008. Contact local authorities if anyone has seen Andrew.

Mrs. Hope announced that the ground-breaking ceremony for Elementary School "A" will be held on September 24, 2008. Information can be provided by calling her Administrative Assistant.

Mrs. Hope announced that a ground-breaking ceremony for the multi-purpose building in the city of Sunrise, a partnership between the city and the district, will be held on September 17, 2008, beginning at 6:00 p.m. Further information can be obtained through her office.

Mrs. Gottlieb attended the Greater Florida Consortium of School Boards and the DAC Breakfast. Mrs. Gottlieb announced, on behalf of Michael Rajner, her appointee to the Diversity Committee, that on Friday, September 19, 2008, 9:00 a.m. to 12:00 Noon, the 2008 United States Conference on AIDS will be held at the Fort Lauderdale Convention Center. A panel discussion will be held with state and local elected officials regarding education issues, to learn how and why to better educate and protect children.

Ms. Gallagher thanked her colleagues for approving Agenda Items, A-5. Resolution in Support of Hispanic Heritage Month – October 2008 and A-6. Resolution in Support of Italian Heritage Month – October 2008. Ms. Gallagher stated it is important to remember and recognize heritage.

Ms. Gallagher attended the Greater Florida Consortium of School Board meeting and represented the School Board at the Florida School Boards Association Board of Directors meeting. A discussion was held on both legislative platforms, which seemed to be very similar and related to funding. Ms. Gallagher said everyone was pleased that the amendments were defeated.

Discussing the Legislative Report, Ms. Gallagher stated it appears that the Governor will use the budget's stabilization fund to help the state and school district with some of their funding issues. She informed her colleagues that there will not be a Special Session after the election.

Ms. Gallagher discussed the Construction Pool Trust Fund which will be used by the Governor to provide counties, cities and school districts construction funds for roads and sewers, school construction, money that will not be bonded but will come directly to the school district, in order to stimulate the economy in Florida.

Ms. Gallagher stated that the estimated tax loss is currently \$3.3 billion, and every year the district will send .25 mills; it is unknown how much of it will be returned to the district.

Discussing the World Class Standards, Ms. Gallagher stated it is hopeful that some of the changes will come through to the school districts.

Discussing No Child Left Behind pilot accountability program, Ms. Gallagher stated that the state is going to assign a work group to redraft the Differentiated Accountability Model document that the district received. Ms. Gallagher said that she has requested Dr. Joanne Harrison, Deputy Superintendent, Educational Programs/Student Support to contact Ms. Ruth Melton and Mr. Wayne Blanton, Florida School Boards Association (FSBA), to discuss this document.

Ms. Gallagher stated that through the FSBA and President Beverly Slough, some community parents in their area started the "50th No More" website, www.50thnomore.org. The Florida School Boards Association will join this group and make it their campaign.

Ms. Gallagher informed her colleagues that there are a few lawsuits that the district is involved in and some that FSBA wants the school district to join in. The lawsuit regarding the proposed constitutional amendment, the 1.35 percent property tax cap, is scheduled to go to court on November 5, 2008, for argument and it is hopeful that this amendment will also be removed from the ballot. The 1st District Court of Appeals will hear arguments for the Challenge for the Creation of the Florida Schools of Excellence Commission on October 14, 2008. The Adequacy litigation will be filed in January 2009.

Mr. Notter stated he will speak with Ms. Gallagher regarding the Differentiated Accountability Model. The Superintendent stated that the Florida plan was approved by the federal government and they have set up regional staff and have begun to implement the plan.

Ms. Gallagher suggested that district personnel be placed on this task force.

Responding to Mrs. Sobel's inquiry, Ms. Gallagher clarified that the .25 mills will be permanent and not only for one year.

Mrs. Kraft requested a moment of silence to honor 9/11 individuals who lost their lives on September 11, 2001. (A moment of silence was observed.) Mrs. Kraft stated that schools were requested to commemorate this event at their schools, and some schools wanted to place the flag at half-mast.

Mrs. Kraft informed her colleagues that last year two former J.P. Taravella High School students were recognized for having lost their lives on 9/11 and one student losing his life in Iraq fighting the war. This year another student will be recognized, Major Stuart Wolfer, who lost his life this year in Iraq.

The City of Parkland will also hold a 9/11 commemoration at Pines Trails Park Amphitheater; students from Park Trails Elementary, Riverglades Elementary, Westglades Middle and Marjory Stoneman Douglas will be participating in this event. Mrs. Kraft stated that these ceremonies will showcase the district's best practices throughout the county.

Mrs. Kraft noted that Agenda Item A-4. Resolution in Support of the International Day of Peace, September 21, 2008, was chosen in 1981 and it is an appropriate time to celebrate the need for peace in the world.

Mrs. Kraft expressed gratitude to Ms. Shelly Heller who suggested having some of the public schools' students work on the anti-bullying initiative and Student Advisor Scott Schwartz for working with other students on this initiative.

Mrs. Kraft stated that the district's pony trucks with advertisements on the "wrap signs" are on the road, which is a great opportunity for the district and businesses.

Mrs. Kraft informed her colleagues that a Notice of Vacancy has been placed in the newspaper, to recruit a citizen to be the School Board's representative for the Value Adjustment Board (VAB). The volunteer position would require a citizen who owns a business occupying commercial space within the district, the individual cannot be a member or employee of any taxing authority nor are they allowed to be current property owners in any administrative or judicial review of property taxes. The VAB meets the second Monday of every month at 1:30 p.m.

Mrs. Sobel informed her colleagues that she will be accepting constituent concerns in solving problems until November 4, 2008.

Ms. Dinnen attended the Broward County Association of Student Councils recent meeting and met with future leaders and Mr. Mike Roland.

Ms. Dinnen attended the Greater Florida Consortium of School Boards. Gratitude was given to Ms. Georgia Slack, Lobbyist, and Ms. Gallagher for "putting" this group on the map.

Ms. Dinnen stated that there is still concern over the future of public education despite the court defeat of Amendments 5, 7, and 9. She praised the Board Members and the district's efforts in providing information during the campaign against these amendments. Remarking that she will speak to the public about these issues, Ms. Dinnen suggested that the district build a support system for public education, in an outreach capacity, to address proposed budget cuts, the Legislative Session, pro-voucher groups who are organized and collecting money, and groups who want to cut the tax base without regard to the effects of those cuts.

Discussing the Adequacy lawsuit, Ms. Dinnen stated the district needs to think about what kind of events and show of support can be held in support for public education, on Election Day. Ms. Dinnen stated the district can be a model for the rest of the state.

Mr. Notter responded that the Amendments 5, 7, 9 "tool kit" which was distributed statewide is be redesigned in order to address the future of public education.

Ms. Dinnen stated she will provide pictures to her colleagues of the extensive remodeling at Peters Elementary.

Ms. Dinnen discussed the devastating effects in the Caribbean, especially Haiti and Cuba. She inquired whether the district or the schools will be collecting aid for these areas.

Ms. Gallagher informed her colleagues that in the past she has conducted a food drive with Reverend Luke Harrigan to Haiti and another food drive will begin within a week.

Mr. Williams informed his colleagues that the Dillard community is spearheading the dedication of the Otis Gray, Jr. Memorial Stadium at Dillard High School on Thursday, September 11, 2008, beginning at 7:00 p.m.

Mr. Williams announced that the 3rd Annual Dillard for Dads is scheduled for October 22, 2008, and McFatter Technical School Culinary Arts students will be providing the food. Mr. Williams stated this is the Blanche Ely High School Innovation Zone.

Dr. Parks thanked the School Board for supporting the Digital Education Teacher Academy (DETA). This program, in addition to all the teachers that it has trained, also gives as a benefit to teachers free graduate hours at Florida Atlantic University.

Dr. Parks informed that Food and Nutrition Services is partnering with the University of Florida Cooperative Extension Program to provide five nutrition classes to students in grades 1 and 2 as part of the Family Nutrition program they have initiated. The purpose of the class is to provide interesting and motivational nutrition information to students that will lead to healthier food choices. Activities provided by the program focus on families and children who receive food stamps.

Dr. Parks stated that the following elementary schools will receive this service, pending principal approval: Colbert, Lloyd Estates, Horizon, Broadview, Broward Estates, Davie, Dillard, Cresthaven, Hollywood Park, Wilton Manors, North Side and Fairway.

Dr. Parks noted that through the Benefits department there has been an increase in school employees asking for Free and Reduced Lunch, credit consolidation and mortgage information.

Mrs. Bartleman praised BECON staff for their dedication to the district during Tropical Storm Fay.

Mrs. Bartleman discussed her attendance at numerous backpack giveaways, including an event hosted by the Urban League where she was one of their speakers. She stated at the back-to-school seminar, parents had to attend in order to receive their free backpack. Mrs. Bartleman requested that staff partner with these non-for-profit groups in order for staff to hand out the Free and Reduced Lunch forms and help parents fill out the form. She stated this will coordinate the district's efforts.

Mrs. Bartleman attended the Center for Autism and Related Disabilities (CARD) open house, a non-for-profit group funded by the state. CARD will provide teachers and schools with free in-services and training on how to handle children with autism. She extended gratitude to everyone at CARD who service these students and for providing free training to teachers.

Mrs. Bartleman discussed an event she attended at Attucks Middle School with Congresswoman Debbie Wasserman-Schultz and Alicia Kozakiewicz, a 13th year old student who spoke about the dangers of online predators. Mrs. Bartleman, who inquired what the district has in place regarding this issue, requested that this service be provided to middle/high school level students for their safety. Mrs. Bartleman thanked

Dr. Joel Herbst, South Area Superintendent, and his staff for attending this event.

Mrs. Bartleman discussed the anti-bullying and prevention programs, and stated that Guidance Counselors would like training before the end of the month regarding prevention.

Mr. Notter responded that Mrs. Gottlieb worked with staff on the Attorney-General's program, cyber-bullying, and an e-mail was sent to all principals which included the Attorney-General's registration site so that registration can take place. The Superintendent informed that the Attorney-General has an office in Fort Lauderdale that staffs law enforcement and legal staff to conduct training workshops for students on the predator aspect of this issue.

SUPERINTENDENT

Mr. Notter shared with the Board six milestones that the district has accomplished and has resulted in the state changing their procedures: MAP and STAR issues; FCAT; Amendments 5, 7 and 9; Anti-bullying policy; Smart School Charter School closing and resolution; and the Million Father March.

Mr. Notter noted that the Million Father March has grown nationwide, the Broward School District being the largest district to join this event. The first year 25,000 fathers attended and the second year, during the recovery of a hurricane, 28,000 fathers attended. The Superintendent stated that the National PTA is looking at this initiative and will showcase Broward County as their "poster-child" during their national convention in Broward County in June 2009.

Mr. Notter stated that the milestones changed the way of the state and changed the way of a nation with the Million Father March.

Speakers

Shelly Heller

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 Mrs. Hope and carried, to approve the Consent Agenda for the remaining items. Mrs. Sobel was absent for the vote. (8-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support of the 2008 Broward County Arts Teacher of the Year (Adopted)

Motion was made by Mrs. Kraft, seconded by Mrs. Gottlieb and carried, to adopt Resolution #09-18, in support of the 2008 Broward County Arts Teacher of the Year.

Mrs. Bartleman, on behalf of the School Board, congratulated Mrs. Nicole Greggs, Plantation Park Elementary School music teacher, recipient of the 2008 Broward County Arts Teacher of the Year. September 24, 2008 is proclaimed Nicole Greggs Day, and Ms. Greggs will be honored at a performance and reception on Wednesday, September 24, 2008 at the Broward Center for the Performing Arts.

Mrs. Bartleman stated that the School Board has made educating the whole child a priority and having a well-rounded curriculum by including the arts.

Mrs. Greggs expressed her appreciation to her husband, family, and Ms. Julie Gittelman, Principal, Plantation Park Elementary School for their support. Mrs. Greggs said she has a passion for educating students through music and that the arts address the spiritual side of children without addressing religion.

- A-2. Resolution in Support of National School Lunch Week – October 13-17, 2008 (Adopted)

Adopted Resolution #09-19, in support of National School Lunch Week – October 13-17, 2008.

- A-3. Resolution in Support of National Incident Management System (NIMS) (Adopted)

Adopted Resolution #09-20, in support of National Incident Management System (NIMS).

- A-4. Resolution in Support of the International Day of Peace, September 21, 2008 (Adopted)

Adopted Resolution #09-21, in support of the International Day of Peace – September 21, 2008.

- A-5. Resolution in Support of Hispanic Heritage Month – October 2008 (Adopted)

Adopted Resolution #09-22, in support of Hispanic Heritage Month – October 2008.

- A-6. Resolution in Support of Italian Heritage Month – October 2008 (Adopted)

Adopted Resolution #09-23, in support of Italian Heritage Month – October 2008.

- A-7. Resolution in Support of Disability Employment Awareness Month – October 2008 (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to adopt Resolution #09-24, in support of Disability Employment Awareness Month – October 2008.

Ms. Dinnen stated that the largest segment of unemployed workers are individuals with disabilities, a large and growing problem. She said that while there is legislation at the state and federal level, employment and discrimination against persons with disabilities is a problem and needs to be brought to everyone's attention. October has been declared National Disability Awareness Month to honor the outstanding employees with disabilities and employers.

Ms. Dinnen stated that under Agenda Item F-4 Grant Applications, a grant application has been submitted for Adults with Disabilities that has a \$1.6 million impact. She said this shows that the district has dedication to this issue, supporting the employment of disabled persons.

Mrs. Bartleman informed staff that the Dan Marino Foundation took over the Summer Steps program, which hires students with disabilities and places them in non-for-profit settings to work for the summer.

Mrs. Bartleman stated that special needs students were employed in the KC Wright Administration Building in various capacities under this program. She suggested that someone be hired next year for the 14th floor.

- A-8. Resolution in Support of School Impact Fee Waiver for Lot 12, Block 7, of "Miami Garden Estates Section 2", According to the Plat Thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida. Located West of State Road 441 between SW 25th Street and SW 26th Street in the City of Miramar. Proposed by Habitat for Humanity of Broward, Inc., a Registered 501(c)(3) Not for Profit Entity (Adopted)

Adopted Resolution #09-25, which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$6,136 in school impact fees due for the construction of 2 very low-income (three or more bedrooms) townhouse units on Lot 12, Block 7, of "Miami Garden Estates Section 2", according to the Plat thereof as recorded in Plat Book 22, Page 33 – Broward County, Florida.

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

The Broward County Community Development Division certified the proposed development as 2 very low-income (three or more bedrooms) townhouse units. Based on the current school impact fee ordinance (Ordinance 2008-11, effective June 2, 2008), the total school impact fee due for the project is approximately \$6,136. Based on criteria cited in Section 5-184(b)(4) of the Broward County Land Development Code, the total \$6,136 qualifies for school impact fee waiver. Schools affected in the 2007/08 school year are Miramar Elementary, Perry Middle, and Miramar High Schools.

Habitat for Humanity of Broward, Inc., is registered as a 501 (c)(3) not for profit entity, as defined by law.

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

There is a potential loss of approximately \$6,136 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

- A-9. Resolution in Support of School Impact Fee Waiver for Lot 13, Block 7, of "Miami Garden Estates Section 2", According to the Plat Thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida. Located West of State Road 441 between SW 25th Street and SW 26th Street in the City of Miramar. Proposed by Habitat for Humanity of Broward, Inc., a Registered 501(c)(3) Not for Profit Entity (Adopted)

Adopted Resolution #09-26, which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$6,136 in school impact fees due for the construction of 2 very low-income (three or more bedrooms) townhouse units on Lot 13, Block 7, of "Miami Garden Estates Section 2", according to the Plat thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida.

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

The Broward County Community Development Division certified the proposed development as 2 very low-income (three or more bedrooms) townhouse units. Based on the current school impact fee ordinance (Ordinance 2008-11, effective June 2, 2008), the total school impact fee due for the project is approximately \$6,136. Based on criteria cited in Section 5-184(b)(4) of the Broward County Land Development Code, the total \$6,136 qualifies for school impact fee waiver. Schools affected in the 2007/08 school year are Miramar Elementary, Perry Middle, and Miramar High Schools.

Habitat for Humanity of Broward, Inc., is registered as a 501 (c)(3) not for profit entity, as defined by law.

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

There is a potential loss of approximately \$6,136 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

- A-10. Resolution in Support of School Impact Fee Waiver for Lot 14, Block 7, of "Miami Garden Estates Section 2", According to the Plat Thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida. Located West of State Road 441 between SW 25th Street and SW 26th Street in the City of Miramar. Proposed by Habitat for Humanity of Broward, Inc., a Registered 501(c)(3) Not for Profit Entity (Adopted)

Adopted Resolution #09-27, which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$6,136 in school impact fees due for the construction of 2 very low-income (three or more bedrooms) townhouse units on Lot 14, Block 7, of "Miami Garden Estates Section 2", according to the plat thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida.

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

The Broward County Community Development Division certified the proposed development as 2 very low-income (three or more bedrooms) townhouse units. Based on the current school impact fee ordinance (Ordinance 2008-11, effective June 2, 2008), the total school impact fee due for the project is approximately \$6,136. Based on criteria cited in Section 5-184(b)(4) of the Broward County Land Development Code, the total \$6,136 qualifies for school impact fee waiver. Schools affected in the 2007/08 school year are Miramar Elementary, Perry Middle, and Miramar High Schools.

Habitat for Humanity of Broward, Inc., is registered as a 501 (c)(3) not for profit entity, as defined by law.

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

There is a potential loss of approximately \$6,136 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

- A-11. Resolution in Support of School Impact Fee Waiver for Lot 15, Block 7, of "Miami Garden Estates Section 2", According to the Plat Thereof as Recorded in Plat Book 22, Page 33 – Broward County, Florida. Located West of State Road 441 between SW 25th Street and SW 26th Street in the City of Miramar. Proposed by Habitat for Humanity of Broward, Inc., a Registered 501(c)(3) Not for Profit Entity (Adopted)

Adopted Resolution #09-28, which states that the School Board does not oppose action by the Broward County Board of Commissioners under provisions of the Broward County Land Development Code, waiving approximately \$6,136 in school impact fees due for the construction of 2 very low-income (three or more bedrooms) townhouse units on Lot 15, Block 7, of "Miami Garden Estates Section 2", according to the Plat thereof as recorded in Plat Book 22, Page 33 – Broward County, Florida.

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

The Broward County Community Development Division certified the proposed development as 2 very low-income (three or more bedrooms) townhouse units. Based on the current school impact fee ordinance (Ordinance 2008-11, effective June 2, 2008), the total school impact fee due for the project is approximately \$6,136. Based on criteria cited in Section 5-184(b)(4) of the Broward County Land Development Code, the total \$6,136 qualifies for school impact fee waiver. Schools affected in the 2007/08 school year are Miramar Elementary, Perry Middle, and Miramar High Schools.

Habitat for Humanity of Broward, Inc., is registered as a 501 (c)(3) not for profit entity, as defined by law.

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

There is a potential loss of approximately \$6,136 in school impact fees. This item does not require a collaboration form from the Capital Budget Department.

A-12. Resolution Opposing "Florida Marriage Protection Amendment" – Proposed Amendment 2 to Florida Constitution (Adopted)

Motion was made by Mrs. Gottlieb, seconded by Ms. Dinnen and carried, to adopt Resolution #09-29, opposing "Florida Marriage Protection Amendment", Proposed Amendment 2 to Florida Constitution.

Following the reading of the resolution into the record by Mrs. Gottlieb, urged Board Members to take a stand and support the opposition of Amendment 2.

Ms. Dinnen stated that the name of the amendment is deceptively labeled, does not protect marriage, and many employees could be hurt by its passage. She said the district is obligated to look after employees and their benefits.

Concurring, Mrs. Sobel stated that the amendment will be taking authority away from local governments, as they offer these benefits to employees that they earn and deserve. She opined that many talented teachers would be forced to leave the state, the language is very vague, it could abolish existing benefits offered under domestic partnerships, and it hurts the unmarried elderly who are in partnerships. Mrs. Sobel further stated that Florida is moving in the wrong direction and should not be getting involved in people's personal lives.

Remarking that the school district was one of the first groups to offer benefits to domestic partners, Mrs. Kraft voiced concern over the implications, if the amendment passes, on the district's ability to continue to offer those benefits. Mrs. Kraft stated that the state should not tell the district what kind of benefits to give employees.

Board Members Mrs. Bartleman, Mrs. Hope, Dr. Parks and Mr. Williams concurred that passage of this amendment would erode local control and that the public should be educated regarding what the amendment entails.

The following individuals addressed this item:

Michael Rajner
Gary Resnick, Commissioner, City of Wilton Manors
Adriane Reese, Director, Broward County Human Rights
Dave Ganima, American Civil Liberties Union

Dr. Parks thanked Mrs. Gottlieb for bringing this item forward.

B. BOARD MEMBERS

- B-1. Membership in the Greater Florida Consortium of School Boards
(Approved)

Approved the renewal of the School Board's membership in the Greater Florida Consortium of School Boards.

The Consortium consists of representatives from eight Florida School Boards: Broward, Collier, Indian River, Lee, Miami-Dade, Monroe, Palm Beach and St. Lucie. The group is primarily a lobbyist and legislative group that promotes an annual platform to the state lawmakers. Some of the priorities listed by the consortium were adopted as part of the larger Florida School Boards Association's legislative platform. Earlier this year, the consortium launched a campaign to increase how much money the state allocates to school districts for education, and to provide our children with the resources they need to obtain a quality education and, thereby be in a position to compete in our 21st century global economy.

This item is being brought forth by School Board Chair Robin Bartleman.

Impact to the school district is \$3,000. The source of funds is the Board Members' department budget.

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

- E-1. Recommendation on Charter School Food Service Agreements
(Approved)

Motion was made by Ms. Dinnen, seconded by Ms. Gallagher and carried, to approve the Charter School Food Service Agreements with: Broward Community Charter School, Inc., Broward Community Charter Middle School, Inc., Broward Community Charter School West, Inc., Dayspring Elementary Charter School, Inc., Discovery Middle Charter School, Inc., Imagine Schools, Inc., Paragon Elementary Charter School, Inc., Pompano Charter Middle School, Inc., Somerset Academy Schools, Inc.

The agencies listed are desirous of obtaining food for the food service programs they are sponsoring, and are requesting that their meals be vended by the Food and Nutrition Services Department.

These contracts have been approved by the School Board Attorney for legal content and form.

The costs of these vended meals will be covered by the revenue received from the agencies. There is no financial impact to the district.

Mrs. Bartleman informed her colleagues that she has received numerous calls regarding the qualifications of a charter school to receive hot lunches for their students.

Mr. Carter responded that there are two requirements to provide hot meals to charter schools from the Broward County Health Department and the district's Food and Nutrition Services department. The county has a requirement for temperature to transport food; the food must be maintained at a certain temperature and have equipment that provides the food at the facility, including steam tables, ovens, sinks, dumpsters for waste, restrooms, and refrigeration. These requirements are delineated and provided to the charter school and it is incumbent for the school to meet the equipment requirements.

Mr. Carter further stated that the district requires ancillary types of equipment – ice cream freezers, milk coolers, cash registers, computers and wiring for both. He stated that visits are made to the school to ensure they meet both requirements for qualification. Until the school qualifies, the school cannot have hot food and they must have cold food.

E-2. Bid/RFP and Other Financial Recommendations Less Than \$500,000
(Approved)

Approved the Bid/RFP recommendations as stated on the award recommendation for each Bid/RFP listed below.

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
28-004V	Employee Benefit Coverage for Part-time Substitute and Dependent School Board Employees – Benefits Department – Amount: N/A
29-051T	Sale of Used Motor Oil (Sale of used oil from School Board vehicles) – Various – Amount: Estimated Income \$25,000

Board approval of these Bid/RFP recommendations does not mean that 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.

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

E-3. Additional Recommendations on Existing Contracts Less Than \$500,000
(Approved as amended)

Motion was made by Mrs. Hope, seconded by Ms. Gallagher and carried, to approve additional expenditures on previously approved term contracts as shown below. This motion was superseded by a Motion to Amend (page 20).

A. APPROVAL FOR EXTENSION ON THE FOLLOWING CONTRACTS:

1. 22-167V (RFP) – Voluntary Supplemental Insurance for School Board Employees (expenditure of \$0 requested; \$0 originally approved on 4/23/02)

It is recommended that the contracts with Reliastar Life Insurance Company d/b/a ING Employee Benefits, American Heritage Life Insurance Company d/b/a Allstate Financial Workplace Division, Colonial Life & Accident Insurance Company, Texas Life Insurance Company, CNA Insurance, Pre-paid Legal Services, Inc. and U.S. Legal Services, Inc., be renewed for an additional year from January 1, 2008 through December 31, 2008, in accordance with Special Condition 8.4 of the RFP which states, "The purpose of this RFP is to establish a contract beginning January 1, 2003 and continuing through December 31, 2007 for plans/programs that qualify under IRS Section 125. The term of the contract may, by mutual agreement between SBBC and the awardee, upon final School Board approval, be extended for five additional one-year periods and, if needed, 90 days beyond the expiration date of the final renewal period. The Board, through its Purchasing Department, will, if considering to renew, request a letter of intent to renew 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 SBBC. All prices shall be firm for the term of the contract period. The awardee(s) agrees to this condition by signing its proposal." This recommendation is not a request for an expenditure of funds. These supplemental insurances are strictly voluntary and SBBC provides no contribution towards these plans/programs.

2. 23-100V (RFP) – Voluntary Supplemental Long-Term Care Insurance for School Board Employees (expenditure of \$0 requested; \$0 previously approved on 8/7/07; \$0 originally approved on 8/20/02)

It is recommended that the contract with Mass Mutual Life Insurance Company be renewed for an additional year from January 1, 2009 through December 31, 2009, in accordance with Special Condition 7.4 of the RFP which states, "The purpose of this RFP is to establish a contract effective from date of award and continuing through December 31, 2007. The term of the contract may, by mutual agreement between SBBC and the awardee, upon final School Board approval, be extended for five additional one-year periods and, if needed, 90 days beyond the expiration date of the final renewal period.

The Board, through its Purchasing Department, will, if considering to renew, request a letter of intent to renew 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 SBBC. All prices shall be firm for the term of the contract period.

The successful awardee(s) agrees to this condition by signing its proposal." This recommendation is not a request for an expenditure of funds. This plan is strictly voluntary and SBBC provides no contribution towards this plan/program.

Items submitted for renewal approval have been evaluated by user departments and schools, and determined that satisfactory service is provided, and that the contract prices are currently the best value based on current vendor prices, comparable prices from other agencies, and/or the Consumer Price Index (CPI) data. Recommendations are being made for additional expenditures on previously approved term contracts. These recommendations are requests for additional expenditures only, and the amount is available from funds already included in the District budget. These recommendations authorize additional expenditures until the expiration date of each contract, at which time the contract will be re-bid according to Board Policy unless the contract is renewed per the terms and conditions of the bidding documents.

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

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.

Mr. Carter requested an amendment, to strike Colonial Life Accident Insurance Company from the list of approvals. He stated the company is not being renewed based on its change of benefits which the district will not accept. Mr. Carter stated that the company was left in the item as an omission and should have been removed.

Motion to Amend (Carried)

Motion was made by Mrs. Hope, seconded by Ms. Gallagher and carried, to amend to withdraw Colonial Life Accident Insurance Company from the lists of providers.

A vote was taken on the Motion to Amend.

Responding to Mrs. Hope's inquiry, Mr. Ronald Weintraub, Benefits, stated that the Insurance Committee did not approve the contract for Colonial, as they want to change the total benefit of the cancer policy. Mr. Weintraub stated that the cancer policy that the Board approved provided for unlimited chemotherapy. The policy Colonial wanted to replace had a \$10,000 limit.

Addressing voluntary insurance, Mr. Weintraub stated that the item relates to group life insurance, long-term care, cancer policies, and individual policies that employees have. There are no School Board dollars involved in this item and it does not relate to group medical insurance. Mr. Weintraub further stated that the policy is for one year, the usual protocol on renewals.

A vote was taken on the item as amended.

E-4. Vending Machine Agreement(s) (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, to approve the following Vending Machine Agreement(s) for the school(s) listed.

On August 1, 2006, The School Board of Broward County, Florida, approved a pool of vending machine companies through Bid 27-002B: Furnish, Install, Stock and Maintain Campus Vending Machines 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) to this agenda are: Deerfield Beach High School, Dillard High School, Gulfstream Middle School, Plantation Middle School, Ramblewood Middle School, West Broward 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.

Dr. Parks requested that this item be aligned with the district's Strategic Plan and Nutrition Services.

E-5. Reimbursement in Lieu of Transportation (Contract Car) (Approved)

Approved reimbursement in lieu of transportation to parent or guardian of student for the 2008-2009 school year for contract car.

By mutual agreement with the Pupil Transportation Department, parents or guardians are afforded the option of receiving reimbursement in lieu of school bus transportation when they live in a very isolated area or when the student is a medically fragile child that requires services not easily provided on school buses, or for some other reason that the cost to the School Board would be greater to provide transportation than the cost to reimburse the parents or guardian.

If students are transported to and from school in private vehicles owned by parents or guardians, the School Board will reimburse the parent or guardian the standard mileage reimbursement per mile for two round trips each day the student is in attendance at school.

The parent or guardian of a student at Atlantic Technical Center, Chapel Trail Elementary, Tequesta Trace Middle, and West Broward High School will provide transportation in a private vehicle in lieu of required school bus service. This request is authorized under Florida Statute 1006.22 and State Board of Education Rule 6A-3.017.

Funding for this reimbursement of transportation cost is included in the Pupil Transportation operation budget.

E-6. Atomic Learning Library Subscriber Agreement (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, to approve the Atomic Learning Agreement for the Atomic Learning Library online subscription for one year.

This agreement renews the subscription to the Atomic Learning resource for an additional year. Atomic Learning provides online video tutorials, through the SBBC BEEP Teacher and Student portal, on how to use both productivity and curriculum software. The service is offered via the Internet and provides "just in time" online technology training that is accessible on a 24/7 basis. The agreement covers access rights for students, teachers, staff, and parents/families to gain skills necessary to use technology for teaching, learning, and management. This agreement includes a customized web interface exclusively for Broward County's, ability to produce in-house video tutorials and post them to Atomic Learning and data reporting to track usage.

This resource supports The Strategic Plan for Technology, Goal SCD-2: "Training will be provided at various times and locations through a variety of formats and media" and Goal TI-3: "All users will be able to access instructional and operational applications through the Enterprise Portal by 2010".

Atomic Learning agrees to provide services to the district under the terms and conditions and prices included in the agreement.

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

The financial impact to the district is \$159,000. The funds are available from the ETS Software and Hardware budget.

Mrs. Hope inquired whether the tutorial viewing of over 853,000 was during a one-year period.

Mrs. Jeanine Gendron, Director, Instructional Technology, responded that the viewing total is over a four-year period and 11,000 teachers and staff use this system. Mrs. Gendron stated that the figure is closer to 17,000 full-time teachers.

Mrs. Hope stated that the data collection system should be put on all software so that an accurate count is made as to which software is used on a regular basis and which ones are not. She said this would determine whether technology dollars are being spent wisely.

Mrs. Gendron informed that some of the systems are able to be tracked and others are not yet able to be tracked. She said the agreement with vendors is that this is where the district is going and they need to work with the district to make sure that usage is tracked in an appropriate manner.

E-7. Continuation of Partnership Agreement with 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 2009. The agreement will provide DETA to about 1,500 teachers from September 2008 to August 2009. 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 maintains program costs from the previous year. 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 program by providing professional development that incorporates its use.

This agreement has 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.

F. CURRICULUM AND INSTRUCTION STUDENT SUPPORT

F-1. New Agreement with HHC Focus Florida, Inc. (Approved)

Approved the Agreement with HHC Focus Florida, Inc., for the provision of educational services for at-risk youth.

Community-based agencies, such as The Starting Place, have been in contract with The School Board of Broward County, Florida, for the provision of educational services for many years. The State Department of Children and Families enforced an emergency closing of The Starting Place on February 8, 2008. Since that time, the youth that were in residential therapeutic care have been relocated to various smaller agencies throughout the county and to treatment centers in other counties. In order to meet the needs of this fragile population and to bring some of the youth back to Broward County, the State Department of Children and Families is opening a new residential program operated by HHC Focus Florida, Inc., called High Point on September 1, 2008.

The South Area Office and Whispering Pines will provide the educational services and support at the location, which already oversees Lighthouse Care, a DJJ residential program on the same premises. The classroom areas have been reviewed and approved by the District Safety Department. The Agreement has been reviewed and approved as to form and legal content by the School Board Attorney.

There is a financial impact of \$118,766 to the district. The source of these funds is the Florida Education Finance Program (FEFP). There is no additional financial impact on the district.

F-2. Revised District English Language Learner (ELL) Plan (Approved)

Approved the revised English Language Learner (ELL) Plan in compliance with the Multicultural Education Training Advocacy, Inc., (META) Consent Decree, and the No Child Left Behind Act.

The revised ELL Plan, required by Section 1003.56 Florida Statutes, describes the services provided to ELLs within the guidelines of the Consent Decree. The Consent Decree is the out of court settlement reached in 1990 between the Commissioner, Florida Department of Education and the Multicultural Education Training Advocacy, Inc. (META). The revised ELL Plan is also aligned with the requirements of the No Child Left Behind Act.

The ELL Plan has been revised to ensure that the district continues to have appropriate current practices and policies in place for the 2008-2009 school year. The Executive Summary delineates the revisions made to the current District ELL Plan to comply with state and federal requirements. The district ELL Plan will require re-submission to the State in 2009 for a three-year cycle.

As required by Rule 6A-6.0905, the ESOL Leadership Council was involved in the development of the revised District ELL Plan for the 2008-2009 school year.

There is no financial impact to the district.

F-3. Agreement with Katy Independent School District for High School Football Game (Approved)

Approved Agreement with Katy Independent School District, Titus Sports Marketing and The School Board of Broward County, Florida, for a two-year agreement between Katy High School and Cypress Bay High to play interscholastic high school football.

Katy Independent School District is located 16 miles west of downtown Houston. The school district features the number #1 high school football team in the State of Texas, Katy High School. Katy Independent School District in cooperation with Titus Sports Marketing has invited Cypress Bay High to play Katy High at Rhodes Stadium, Katy, Texas on Saturday, October 4, 2008 and October 3, 2009. The games will be aired on national television, ESPN-U. Pursuant to the Agreement there is no cost to The School Board of Broward County, Florida.

Titus Sports Marketing will fund the expenses for the traveling party for Cypress Bay High not to exceed seventy-five persons. Titus will coordinate all facets of this travel itinerary and pay all travel expenses for the traveling party including: direct roundtrip air from Ft. Lauderdale to Houston, hotel accommodations, three nights lodging, breakfast, lunch and dinner, sufficient meeting room space as well as local transportation.

This is the first time in the history of the Broward County school system that a local high school is invited to participate in an out of state high school football game.

Further, the game between Cypress Bay and Katy High will be aired on national television, ESPN-U. This football game provides a tremendous opportunity to provide national exposure for high school football in Broward County.

Katy High school specifically selected Cypress Bay High as their opponent for the following reasons:

- Cypress Bay holds the distinction as the largest high school in the nation. Katy High felt it would be a unique match up to play the nations largest school,
- The Head Coach for Cypress Bay has a national reputation. Mark Guandolo, Head Coach has won three Florida state championships and is a two time state finalist. Coach Guandolo is in his second year as Head Coach at Cypress Bay, and
- Cypress Bay High school has approximately seven players who are considered Division 1 college recruits. Cypress Bay is one of the top teams in the Broward County Athletic Association finishing with a record of 9-1 last year.

Cypress Bay will travel to Katy, Texas on Thursday night, October 2, 2008, and return on October 5, 2008. The Agreement provides a return arrangement to Katy, Texas on October 3, 2009. There will be no financial impact to the school or The School Board of Broward County, Florida, for the October 3, 2009 game.

It is anticipated that the series with Katy, Texas will increase national and regional attention for the Broward County Public School system. Further, we believe the nationally televised game shall serve as an impetus for other Broward public school teams to be invited to play out-of-state.

This Agreement has been reviewed and approved as to form and legal content by the School Board Attorney. Katy Independent School District approved the Agreement at their August 20, 2008 School Board meeting.

There is no financial impact to the district.

F-4. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. Adults with Disabilities
- B. Advanced Placement Incentive Program

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 \$4,385,203 from various sources. There is no additional financial impact to the school 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)

Motion was made by Mrs. Gottlieb, seconded by Ms. Dinnen and carried, to approve 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. Ms. Dinnen was absent for the vote. (8-0 vote)

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.

Mrs. Kraft inquired whether exit interviews are being conducted in a thorough manner with individuals who are leaving the district for personal reasons.

Mrs. Lynn Strong, Associate Superintendent, Human Resources, stated that calls are made to individuals and sometimes they move and Instructional Staffing is unable to contact them. Mrs. Strong said that this agenda lists a large number of resignations, and this year the number of resignations is low as compared to last year. The reason the number is so large this month compared to other months is due to the district's change to the BRITE system. Mrs. Strong further stated that some individuals do not want to indicate their reasons for leaving.

Mrs. Kraft voiced concern that it is unknown whether the reasons are due to problems with the district, placement, or dissatisfaction with the job. She said further monitoring should continue to determine whether there are trends from certain areas, schools, or placements.

Mrs. Strong responded that in the past staff has called, if there is a large number of resignations, into the Area Office and they will call the principal and get additional information.

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

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

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

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

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

Funding has been budgeted in 08-09 fiscal year for all appointments through June 30, 2009.

Newly-appointed district personnel were announced and congratulated by Board Members.

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

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

The Personnel Recommendations include the following items:

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

There is no financial impact to the school district.

G-5. Supplemental Pay Positions – List #4 (Approved)

Approved the recommended supplemental pay positions of employees for the 2008-2009 school/ fiscal year.

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

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

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

Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 558.

Funding has been budgeted in 08-09 fiscal year for all supplements through June 30, 2009.

H. ATTORNEY

I. OFFICE OF THE SUPERINTENDENT

I-1. Agreement with The City of Coconut Creek for use of Drug Sniffing Dogs and Agreement with The City of Sunrise for use of Drug Sniffing Dogs (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to approve the Agreement between The School Board of Broward County, Florida, and the City of Coconut Creek and approve the Agreement between The School Board of Broward County, Florida, and the City of Sunrise to use Drug Sniffing Dogs adhering to SBBC procedures.

The School Board of Broward County, Florida has requested that the City of Coconut Creek and the City of Sunrise provide the use of Drug Sniffing Dogs to ensure student safety and well-being.

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

There is no financial impact to the school district.

Mrs. Hope inquired how the agreement with the City of Sunrise originated, allowing drug-sniffing dogs into the schools.

Ms. Gallagher stated that the voluntary program is causing budget problems and some cities, such as Pembroke Pines, have indicated they may not continue this program.

Mrs. Bartleman stated that the cities have to initiate the program and then contracts are signed by the district and the municipality.

Mrs. Kraft informed that the City of Coral Springs began this program as a pilot project which was so successful that the school district crafted a uniform agreement and presented it to the cities. Mrs. Kraft stated that the district has this program with the Sheriff's Office. She said with the agreement in place, if the principal request the drug-sniffing dogs then they are allowed to come to the schools. This is done through the cities that own the actual drug-sniffing dogs.

Mrs. Hope requested that she be provided with an updated list of the City/Municipalities participating with the Drug Sniffing Dog Agreements. Mrs. Hope stated there are signatures on the agreements but the back-up states "pending." She inquired what pending refers to, and requested that the Board be provided with an explanation.

Mrs. Bartleman stated that these agreements are sent in separately and not as a total packet.

Mrs. Kraft indicated that Coral Springs should be included in the chart provided in this Board item.

- I-2. First Amendment to Agreement with Mental Health Association of Broward County, Inc. (Approved)

Approved the First Amendment to the Agreement with the Mental Health Association of Broward County, Inc.

The Mental Health Association (MHA) has been a partner in the school system's volunteer programs for more than 30 years. The agency places trained volunteers in classrooms through programs designed to help children develop social skills and self esteem.

Since 1997, MHA has also provided parent training on a sliding scale fee basis. This First Amendment to the 2005 Agreement extends the term of the agreement to 2013.

Approved as to legal form and content by the School Board Attorney.

There is no financial impact to the district.

- I-3. Authorization for the Superintendent of Schools to Notify the Governing Board of Smart School, Inc., of the Proposed Termination of the Charter School Agreement between The School Board of Broward County, Florida and \Smart School, Inc. (Smart School Institute of Technology and Commerce, Inc) (Deferred 7/22/08) (Not approved)

Motion was made by Ms. Gallagher, seconded by Dr. Parks, to approve the Superintendent of Schools to notify the governing board of Smart School, Inc., of the proposed termination of the Charter School Agreement between The School Board of Broward County, Florida and Smart School, Inc. (Smart School Institute Technology and Commerce, Inc.), for the reasons attached in the Executive Summary. (0-9 vote)

Mr. Notter requested that the item be voted down because the item was discussed and disposed of at the September 8, 2008 Special School Board meeting.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- J-1. Award of Contract – Koldaire, Inc. – Replacement of Rooftop Equipment – Everglades Elementary School, and Gator Run Elementary School, Weston – Parkside Elementary School, Coral Springs – Project Nos. P. 001026 (f.k.a. 2942-06-41), P. 001027 (f.k.a. 3642-06-41), and P. 001028 (f.k.a. 3631-06-24) (Approved)

Approved Award of Construction Contract for Everglades Elementary School, Gator Run Elementary School, Parkside Elementary School, Replacement of Rooftop Equipment, Project Nos. P. 001026, P. 001027, and P. 001028 to the low bidder meeting the bid specifications, Koldaire, Inc., in the amount of \$338,777.

Contractor: Koldaire, Inc.

Consultant: Berger Avart, Inc., Engineers

Scope of Work: Replacement of rooftop equipment over the Enhanced Hurricane

Protection area with equipment conforming to hurricane wind and missile loadings.

The amount of the contract shall be \$338,777. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, pages 62, 67, and 101.

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

Approved the recommendations of the Superintendent and the Qualification Selection Evaluation Committee.

The Qualification Selection Evaluation Committee (QSEC) convened on August 13, 2008, 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:

- **ABC Construction Inc. – Issue Pre-Qualification Re-Certification
- **AGC Electric, Inc. – Issue Pre-Qualification Re-Certification
- *Cedars Electro-Mechanical, Inc. – Issue Pre-Qualification Certification
- Coral-Tech Associates, Inc. – Issue Pre-Qualification Re-Certification
- DiPompeo Construction Corporation – Suspend Certification from 8/13/08 to 9/18/08, and, Issue Pre-Qualification Re-Certification as of 9/20/08
- Key Electric, Inc. – Issue Pre-Qualification Re-Certification
- Simpson Environmental Services, Inc. – Issue Pre-Qualification Re-Certification
- The Weitz Company, LLC – Issue Pre-Qualification Re-Certification
- Triple M. Roofing Corp. – Issue Pre-Qualification Re-Certification
- Universal Electric of Florida, Inc. – Issue Pre-Qualification Re-Certification

*New Certification **Certified M/WBE

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.

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

J-3. Increase Supplemental Services/Professional Services Agreement – GLE Associates, Inc. – Miscellaneous Environmental Consulting Services – North and North Central Area Schools – Project No. 0000-93-52 (P. TBA) (Approved)

Approved amending the Professional Services Agreement with GLE Associates, Inc., to include 28 schools in South and South Central Area for a cost not to exceed \$120,000, approved by the superintendent to declare an emergency environmental dated 8/12/2008.

The Consultant assigned to the South and South Central Area Schools was unable to perform the requested services in a timely manner at the beginning of their contract. As a result, GLE, Inc., was asked to perform Environmental Consulting Services at 28 facilities not in their approved zone. The work was necessary for monitoring asbestos abatement projects and performing asbestos surveys required for ADA, Energy Conservation, Renovation, and Demolition projects. See schools and scope of services.

There is no additional financial impact to the district. Funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013 Appendix E, page 62 District Wide IAQ Contingency.

- J-4. Amend Professional Services Agreement – Zyscovich, Inc. – Classroom Addition –Western High School, Davie – Project No. P. 000500 (f.k.a. 2831-23-01) (Approved)

Approved the Third Amendment to the Professional Services Agreement with Zyscovich, Inc., for Western High School, Classroom Addition, Project No. P. 000500, dated September 2, 2003, first amended on November 8, 2005, and amended a second time on November 11, 2006.

The Board previously approved, on November 11, 2006, a final payment of \$26,652. It was later determined that a total of \$72,610 was owed to Zyscovich, Inc., resulting with the difference of \$45,958 included in this item. These additional fees for Basic Services are related to the additional scope of services for the design of the locker room, storage room additions, and related site work. This third Amendment increases the Basic Services Fees by \$45,958.

It was also determined that an additional \$5,090 for Supplemental Reimbursable Services was owed to Zyscovich, Inc., relating to developing separate phasing documents for construction. This item increases the spending authority for Supplemental Reimbursables by \$5,090.

The Management/Facility Audits Department has reviewed this Amendment, and the School Board Attorney has approved this Third Amendment as to form and legal content.

The financial impact for this item is \$51,048, which includes \$45,958 for Basic Services and \$5,090 for Supplemental/Reimbursable Fees. Funds for this item are identified in the Adopted District Education Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 200.

J-5. Final Construction Documents which include Authorization to Advertise for Bids – Roof Replacement – Coconut Creek High School – Project No. P.000304 (f.k.a.1681-23-05) (Approved)

Approved Final Construction Documents, which include Authorization to Advertise for Bids for Coconut Creek High School, Roof Replacement, Project No. P.000304.

Project Consultant: Edward Lewis Architects, Inc.

Scope of Work: Re-roof buildings 1, 2, and auditorium.

Contract Estimate: \$2,579,544, when awarded, funding for this contract will come from District Wide Roofing.

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

The sources of funds are identified in the District Wide Roofing. There is no financial impact; therefore, this item does not require a collaboration form from the Capital Budget Department.

J-6. Renewal of the Sublease Agreement between Workforce One Employment Solutions and The School Board of Broward County, Florida, for Community School North (Approved)

Approved the renewal of the sublease agreement between Workforce One Employment Solutions and The School Board of Broward County, Florida, for Community School North.

Community School North will continue to use the 1800 square foot premises at 2680 W. Oakland Park Boulevard for ESOL, ABE, and GED classes. The renewal agreement will provide classroom space for one year, through June 30, 2009. Community School North has continually occupied this space since July 1995. The sublease provides a 90-day cancellation clause.

The Workforce One Employment Solutions requests that the School Board execute this agreement first.

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

There is a financial impact to the school district of \$18,000 per year. The source of funds is the Community School North budget.

J-7. Grant of Water and Sewer Utility Easement at Deerfield Beach High School to Broward County (Approved)

Approved the grant of water and sewer utility easement at Deerfield Beach High School to Broward County.

The proposed utility easement was requested by Broward County and will allow access to water lines and meters installed at Deerfield Beach High School.

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.

J-8. Renewal of Annual License Agreement with the Broward Center for the Performing Arts and The School Board of Broward County, Florida, for Dillard High School Performing Arts (Approved)

Approved the renewal of annual license agreement with the Broward Center for the Performing Arts and The School Board of Broward County, Florida, for Dillard High School Performing Arts.

Dillard High School Performing Arts will use the Amaturio Theater at the Broward Center for the Performing Arts for two productions. The license dates will include:

December 15, 2008 – December 19, 2008

April 20, 2009 – April 25, 2009

The School Board Attorney has reviewed this document and approved it as to form and legal content.

It is the policy of the Performing Arts Center Authority (PACA) for the licensee to execute the agreement first.

There is a financial impact to the school district of \$4,800, plus technical fees estimated at \$18,000. Funding is from the 2008-2009 Dillard High School Budget.

- J-9. Final Construction Documents and Authorization to Bid Under Construction Services Minor Projects Contract – Roof Replacement – North Area Maintenance Warehouse, Fort Lauderdale – P.001146 (f.k.a. 3601-07-17) (Approved)

Approved Final Construction Documents and Authorization to Bid under Construction Services Minor Projects Contracts for North Area Maintenance Warehouse, Roof Replacement, Project # P. 001146 (f.k.a 3601-07-17).

Scope of Work: Replace roof on building number 1.

The source of funds are identified in the Adopted District Educational Facilities Plan 2008-2009 to 2012-2013, Districtwide Roofing.

Final Construction Documents are available for review at the Facilities and Construction Management Division.

It is anticipated that the total cost of this project will be \$758,511. The source of the funds are identified in the Adopted District Educational Facilities Plan 2008-2009 to 2012-2013, Districtwide Roofing.

- J-10. Request for Qualifications and Authorize to Advertise – Total Program Management Services for Various Re-Roofing Projects – Bair Middle School, Project No. P001143, Sunrise – Rickards Middle School, Project No. P001149, Oakland Park – Riverglades Elementary School, Project No. P001153, Parkland (Approved)

Approved Request for Qualifications for Total Program Management Services for Various Roofing Projects and authorize the Public Announcement.

Scope: Various re-roofing projects and related work.

Schedule: Projects will commence upon completion of the selection process, negotiation and award of the contract(s).

Selection: Total Program Manager(s) will be selected in accordance with Policy 7003 and the procedure prescribed in Exhibit 2. The Qualification Selection Evaluation Committee shall shortlist and select by school. The Board will award contracts to the Total Program Manager(s).

It is recommended that the selection criteria for Value Engineering and for Approach to Project be described in more detail in the RFQ as follows.

Value Engineering:

Under Material Recommendations add “Describe how you will develop recommendations to utilize materials, acceptable to the District, that will enhance the project, reduce and/or control costs, and provide value to SBBC. Describe the warranties that you will provide, including time periods to be covered by these warranties, and how you will comply with SBBC’s warranty requirements. Describe long-term roof performance.”

Under Construction Techniques add “Describe how you will develop recommendations for construction techniques, acceptable to the District, that will enhance the project, reduce and/or control costs, and provide value to SBBC.”

Under Life Cycle Cost Analysis/Energy Efficiency add “Describe how you will evaluate, analyze, and develop recommendations which may enhance the project, contribute to energy efficiency, reduce and/or control costs, and provide value to SBBC for initial cost versus long-term cost. Describe factors that you may consider in making recommendations for this category. Describe the maintenance and preventative maintenance programs that you will provide and the benefits to SBBC.”

Approach to Project:

Under Knowledge of Project add “Describe your knowledge of this project type and a general overview of items that need to be considered. Identify issues that you consider noteworthy and relevant to these specific projects.”

Under Strategy for Performing the Project add “Describe how you will plan, manage, and execute the project.”

Under Ability to Develop Relationships with all Parties add “Describe how you will develop and maintain relationships with Parties, including but not limited to, students, SBBC personnel, SBBC Project Managers, Building Code Inspectors, School Principals, school personnel, parents, and the community.”

The RFQ is available for review in the Facilities and Construction Management Division.

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

J-11. Change Orders (Approved)

Approved change orders as listed for various school projects, and additional appropriations of \$34,413 from the Capital Projects Reserve, and \$663,802 from the District-Wide IAQ Contingency.

<u>Anderson, Boyd H. High</u>		Change Order 03	\$34,413
Owner Request	\$34,413		
<u>Colbert Elementary</u>		Change Order 06	\$10,602
Consultant Error	\$5,582		
Owner Request	\$5,020		
<u>Cooper City High</u>		Change Order 02	\$477,288
Unforeseen Condition	\$477,288		
<u>Horizon Elementary</u>		Change Order 01	\$7,506
Unforeseen Condition	\$7,506		
<u>Hunt, James S. Elementary</u>		Change Order 01	\$440,325
Unforeseen Condition	\$440,325		
<u>Lauderdale Manors Elementary</u>		Change Order 01	\$11,514
Unforeseen Condition	\$11,514		
<u>Nob Hill Elementary</u>		Change Order 01	\$4,783
Owner Request	\$4,783		
<u>North Lauderdale Elementary</u>		Change Order 01	\$173,550
Unforeseen Condition	\$173,550		
<u>Forman, Blanche (Nova) Elementary</u>		Change Order 01	\$49,927
Unforeseen Condition	\$49,927		
<u>West Central Bus Complex</u>		Change Order 30	\$1,024
Owner Request	\$1,024		
<u>Western High</u>		Change Order 02	\$99,000
Owner Request	\$99,000		
<u>Westwood Heights Elementary</u>		Change Order 01	\$12,670
Unforeseen Condition	\$12,670		

Financial Impact: Anderson, Boyd H. High – Project No.: P.000326 \$34,413; Hunt, James S. Elementary – Project No.: P.000728 \$440,325; North Lauderdale Elementary – Project No.: P.000726 \$173,550; Forman, Blanche (Nova) Elementary – Project No.: P.000248 \$49,927. An additional financial impact of \$34,413 will come from the Capital Projects Reserve. An additional financial impact of \$663,802 will come from the District-Wide IAQ Contingency. There is no additional financial impact to the district for the remaining projects.

K. **OFFICE OF CHIEF FINANCIAL OFFICER**

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Revisions to School Board Policy 5004 – Magnet Schools/Programs (Adopted)

Motion was made by Ms. Dinnen, seconded by Dr. Parks and carried, to adopt revisions to School Board Policy 5004 – Magnet Schools, Programs, at this final reading.

Policy 5004 recommended revisions are being brought forward after review by School Board Members at the June 24, 2008 Board Workshop. The Executive Leadership Team and the Magnet Policy & Program Committee also completed a review of Policy 5004 prior to the June 24, 2008 Board Workshop. The Magnet Policy & Program Review Committee includes representatives from: ESE, ESOL, PTA, DAC, Diversity, Area Offices, Budget, Transportation, Facilities, School Boundaries, Research Services, Magnet schools, non-Magnet schools, and principals. The recommended changes to Policy 5004 include the following:

1. Definition of Magnet Programs – Clearer definition, CHANGE programs will be titled In-Boundary Magnet programs and OPTION programs will be titled Out-of-Boundary Magnet programs.
2. Definition of New Magnets – Utilize additional predictors to align with the State Class Size Reduction Mandate, facilities, and enrollment trends.
3. Access to Magnet Schools/Programs – Add language for dependent children of active-duty military.
4. Transportation – Align language with BCPS Transportation guidelines.
5. Admission to Magnet Schools – Add language for elementary and secondary siblings, applicants of full-time BCPS employees, and clarified criteria for ELL students to create access.
6. Reassignments – Align language with Policy 5001, Reassignment of Students, to allow reassignments into a Magnet school, not into a Magnet program at the secondary level.

There is no financial impact to the district.

Mrs. Kraft stated that there are still hold-over schools that are magnet schools now that do not fit either OPTIONS or CHANGE. She inquired when the next phase will take place. Mrs. Kraft requested a review of all magnet schools to ascertain to what extent some of the magnet schools may need to transition out or transition in.

- CC-2. Revision to Policy 4107: Temporary Hourly Instructional Personnel in Career, Technical, Adult and Community Education Programs (Adopted)

Motion was made by Dr. Parks, seconded by Mrs. Hope and carried, to adopt the revision to Policy 4107: Temporary Hourly Instructional Personnel in Career, Technical, Adult and Community Education Programs, at this final reading.

The Policy Review Committee met by phone conference on March 19, 2008. The following policy was discussed: Policy 4107 Part-Time, Instructional Personnel in Vocational, Adult and Community Education Programs.

There is no financial impact to the school district.

No discussion was held on this item.

- CC-3. Board Policy 7014 – Environmental Stewardship Policy (Adopted)

Motion was made by Dr. Parks, seconded by Ms. Dinnen and carried, to adopt New Board Policy 7014, Environmental Stewardship Policy as amended, at this final reading.

Per the direction of the School Board, the Environmental Stewardship Policy 7014 has been developed to support the District Strategic Plan Goal #7 – Environmental Stewardship by establishing a district-wide Environmental Strategic Plan that addresses and monitors sustainability, resource conservation and the implementation of environmental practices district-wide.

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

Mrs. Bartleman thanked Dr. Parks for his initiative on this policy.

- CC-4. Revision Purchasing Policy 3320 (Adopted)

Motion was made by Ms. Gallagher, seconded by Ms. Dinnen and carried, to adopt revision of Purchasing Policy 3320, at this final reading.

The existing Purchasing Policy has been revised to include authorization for Title One and Head Start programs to permit the purchase of refreshments for parent involvement activities when the funding source authorize such use. Additional changes as stated in the matrix of changes include updating the department name for alignment with the current Organizational Chart, alignment with the Strategic Plan for Technology, the inclusion of an annual P-Card Activities report, and aligning School Board Approval requirements for the thresholds of various procurement models.

These changes have been discussed at School Board Workshops on April 8, 2008 and June 24, 2008.

There is no financial impact to the district.

No discussion was held on this item.

DD. OFFICE OF THE CHIEF AUDITOR

EE. CHIEF OPERATIONS OFFICER

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

Motion was made by Ms. Dinnen, seconded by Mrs. Hope and carried, to approve the following Bid/RFP and other financial recommendations \$500,000 or greater: Bid/RFP 28-153B, Bid/RFP 29-029N, and Bid/RFP 29-076T were pulled for separate consideration.

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
<u>28-153B</u>	<u>Interpreter Services for the Deaf and Hard of Hearing – Various – Amount: \$1,000,000</u>

Mrs. Hope stated it would be a service to the community to have the Board meetings interpreted for the deaf and hard of hearing. She requested that staff review what is presently being implemented, how this service can be expanded and its cost.

Mrs. Bartleman stated it would be more cost effective to provide closed captioning as opposed to hiring someone to sign the Board meetings. She requested staff to look into providing closed captioning with all BECON programming to meet the needs of all individuals with disabilities.

29-008R Electrical Supplies – Stockroom – Amount: \$22,000,000

29-013R Repair and Retubing of Boilers – Physical Plant Operations – Amount: \$900,000

29-026R Construction Equipment Rental – Physical Plant Operations –
Amount: \$10,000,000

29-029N Portable Two-way and Mobile Radios and Accessories –
Various – Amount: \$1,000,000

Speaker Mr. Erick Martinez addressed this item, stating that the bid process was confusing and his company complied with every requirement. Mr. Martinez said that the district indicated his company was not a manufacturer service center, when in fact they have been a service center since 1991. He said it took more than 72 hours to find out this information from the manufacturer, past the time to file a bid protest, and the district did not contact his company.

Mr. Robert Waremburg, Director, Supply Management and Logistics, responded that a recommendation for award was posted in the same manner as other contracts and the bid documents indicate when and in what manner postings will be made. The statute requires posting and, if there is no response, constitutes a waiver of protest after the 72-hour period, in order to move forward with a recommendation.

Mr. Vignola advised that failure to bring forward a notice of protest within 72 hours and failure to file a formal written protest within 10 days constitutes a waiver of any right to challenge the bid award. He stated this notice is included in the bid documents and, by Board policy, bid protest committee was created so that companies can voice their concerns. Mr. Vignola stated that this company has failed to take the steps necessary to bring forth any challenge.

29-076T Energy Conservation and Management – Various – Amount:
\$8,500,000

Purchase From State of Florida Contract:

School Board Policy 3320, Part I, Rule n, allows for the purchase of items from contracts awarded by the State of Florida Department of Management Services, Division of Purchasing. Since this is a State of Florida contract, the term of the contract is determined by the Department of Management Services and cannot be modified by The School Board of Broward County, Florida. Award of this contract will allow the Supply Management & Logistics Department to release Purchase Orders for items awarded in this contract in a timely manner at contract prices. These requests do not increase current budgets.

Board approval of these Bid / RFP recommendations does not mean that 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.

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

Dr. Parks requested that a thorough Energy Conservation Assessment be performed before the district completes any more energy performance contracts. Dr. Parks stated that the district needs to know its needs, as well as what resources already exist in the district. In addition, to ascertain what are the possible cost savings.

Concurring, Mr. Carter stated that staff is reviewing a number of initiatives to address these concerns and to provide an overall assessment of the program in order to verify and validate that the procedures being followed coincide with state requirements; that the district has a specific process for looking at the energy assessments at older schools to determine whether or not the recommended revisions are in the best interest of the district, and whether or not they are providing a reasonable return on investment. Mr. Carter further stated that a review will be made as to the potential of creating an in-house review group that consists of representation by Budget, Facilities and Construction Management, Physical Plant Operations and Building Department to provide input and recommendations with regard to retrofitting district facilities that will provide better energy management, consumption and savings.

Mrs. Sobel requested that she be provided with a breakdown of the total figure of \$8.5 million and the assessment of the previous costs.

Mr. Carter stated that the planned amount will be spent to fund the program retrofits, once items are identified to be replaced and revised, in order to give the district additional savings that are required.

Remarking that she is appreciative that staff is spreading conservation and energy throughout the district, Mrs. Hope inquired what the 10 percent yield from vendors would entail. She stated that energy is not an immediate pay-off and it might take years to reap the benefits.

Mr. Carter responded that the state allows a 20-year payback on retrofits and return on investment, and the district has shorten the rate of payback to ten years which is more beneficial to the district. Mr. Carter stated that the savings the district has received to date has been tracked on an eight-year basis on the programs that are already in place. The guarantee is at least a 10 percent savings over what the district is currently paying.

Mrs. Hope requested staff to concentrate on basic recycling, such as collecting water bottles and aluminum soda cans. Mrs. Hope stated there is not a location to collect these items, and that staff needs to look into this throughout the district.

FF. CURRICULUM AND INSTRUCTION STUDENT SUPPORT

FF-1. Supplemental Education Services (SES) Agreement (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Gottlieb and carried, to approve the third round of agreements for Supplemental Educational Service providers required under No Child Left Behind (NCLB).

There are currently 107 State-approved vendors who are eligible to offer SES services in Broward County and have expressed an interest.

The current agreements are for the following providers: 1. AlphaBEST Education Inc., 2. Cool Kids Learn, Inc., 3. Fulfilling Educational Dreams, Inc., 4. CLUB Z! IN-HOME TUTORING SERVICES, INC, 5. Ready 2 Learn, Inc., 6. One on One Learning, Corp., 7. ACADEMIC, INC., 8. Academy of Champions

Vendors can receive up to \$1,405 per pupil for student tutoring services. This is equal to the per pupil appropriation given the District under the Title I program. Based on the required Title I set aside for SES, it is anticipated that 6,423 students can potentially be served in the 2008-09 school year. There will be additional contracts coming forward this year due to subsequent enrollment opportunities for parents. The timeline provides an overview of the process employed for the new school year.

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

Copies of the full agreements are available at the public stand in the lobby of the K. C. Wright Building, and at the Board Members' Office on the 14th Floor of the K. C. Wright Building.

The financial impact for this initiative is up to \$1,405 per approximately 6,423 students. The source of funds is the District's Title I SES set aside which has recently been revised by the state to \$9,024,695. There is no additional financial impact to the district.

No discussion was held on this item.

GG. HUMAN RESOURCES

HH. ATTORNEY

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

- JJ-1. Approve and Award Agreement for Open End Services – IAQ Architectural Consultant Services – North Area & North Central Area – South Area & South Central Area – Brown & Brown Architects
(Approved)

Motion was made by Ms. Dinnen, seconded by Dr. Parks and carried, to approve the agreement form for Open End Services for IAQ Architectural Consultant Services for the North Area & North Central Area, and the South Area & South Central Area and award to Brown & Brown Architects.

According to School Board Policy 7003, Selection of Engineers and Architects, and pursuant to the Consultants' Competitive Negotiation Act, the Qualification Selection Evaluation Committee recommended and on June 3, 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 \$2,000,000 (\$1,000,000 per service for each area awarded). The agreement may be extended for one (1) year and /or \$600,000 (\$300,000 per service for each area awarded).

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

Mrs. Kraft inquired whether the vendors are being split, similar to a previous Board item.

Responding affirmatively, Mr. Garretson stated that asbestos had to be removed before school started and the Superintendent had to declare an emergency to move on to another vendor when the vendor could not perform.

Mr. Garretson further stated there is no contingency in the item to select an alternate in case the first vendor could not perform, as the legal interpretations would constitute having multiple awards for the same contract.

Mr. Garretson informed the Board that negotiations were concluded with the number one vendor, and they could not perform the work when it was required. He stated that this has been a recurring problem for the district.

- JJ-2. Approve and Award Agreement for Open End Services – IAQ Environmental Consultant Services – IAQ Mechanical Engineering Consultant Services – IAQ Mechanical, Electrical, and Plumbing Engineering Consultant Services –North Area & North Central Area – South Area & South Central Area – Morse Zehnter Associates
(Approved)

Motion was made by Ms. Dinnen, seconded by Mr. Williams and carried, to approve the agreement form for Open End Services for IAQ Environmental Consultant Services, IAQ Mechanical Engineering Consultant Services, and IAQ Mechanical, Electrical, and Plumbing Engineering Consultant Services for the North Area & North Central Area, and the South Area & South Central Area and award to Morse Zehnter Associates.

According to School Board Policy 7003, Selection of Engineers and Architects, and pursuant to the Consultants' Competitive Negotiation Act, the Qualification Selection Evaluation Committee recommended and on June 3, 2008, the Board selected Morse Zehnter Associates, 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 \$6,000,000 (\$1,000,000 per service for each area awarded). The agreement may be extended for one (1) year and /or \$1,800,000 (\$300,000 per service for each area awarded).

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 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.

No discussion was held on this item.

- JJ-3. Construction Manager at Risk Agreement – Moss & Associates, Inc. – Kitchen/Cafeteria – Mirror Lake Elementary, Plantation – Project No. P.000357 (f.k.a. 1841-25-01) (Approved)

Motion was made by Ms. Dinnen, seconded by Mr. Williams and carried, to approve the award of the Construction Management at Risk Agreement to Moss & Associates, Inc., including Construction Manager at Risk Services fees of \$2,063,800 for Kitchen/Cafeteria at Mirror Lake Elementary School, Project No. P.000357.

Project Consultant: Zelch & McMahon, Architects

Project Scope: Construct a new kitchen/cafeteria/multipurpose area/stage; remodel existing into 3 ESE classrooms; provide fire protection for Building #1; replace fire alarm; provide emergency generator; upgrade chiller plant; provide new bicycle storage compound; construct 2 playcourts; remodel music lab; provide new water main crossing at adjacent roadway.

The estimated Cost of Work is \$7,513,880 and the Construction Manager at Risk Fees are \$2,063,800 resulting with a Total Construction Budget (FLCC) of \$ 9,577,680.

The School Board approved the selection of Moss & Associates, Inc., on March 19, 2007. Fees were negotiated in accordance with Article 7 of the Construction Manager at Risk Agreement. The insurance has been agreed upon pursuant to Article 31 of the General Conditions.

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

Total fees for this item are \$2,063,800. Funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, Page 85.

No discussion was held on this item.

- JJ-4. Award Total Program Manager Agreement – Weiss & Woolrich Contracting Co., Inc Miscellaneous Repairs – Deerfield Beach High School – Project No. P.000888 (Withdrawn)

- JJ-5. Amend the Spending Authority for Padula & Wadsworth Construction, Inc. – District-Wide Relocatable Buildings and Site Adaptation, Bid No. 2007-04-FC –Deerfield Beach Elementary, North Andrews Gardens Elementary, Nova High, Nova Middle, and Westpine Middle Schools
(Approved)

Motion was made by Ms. Gallagher, seconded by Ms. Dinnen and carried, to approve to amend the spending authority for Padula & Wadsworth Construction, Inc., per Article 11.02.02 of the contract dated November 14, 2007, for Base Bid "A", from \$4,000,000 to \$5,000,000 for District-Wide Relocatable Buildings and Site Adaptation, Bid No. 2007-04-FC.

Scope: Base Bid "A" of the contract is for relocation, installation and site adaptation associated with relocatable buildings.

The contract originally awarded by The School Board of Broward County, Florida, November 14, 2007, authorized the amount of \$2,000,000 for the South Area. This spending authority was increased to \$4,000,000 by the Board on June 17, 2008.

To date, \$2,372,183 has been committed to complete 49 portable units under this contract and staff anticipates that an additional \$764,042 will be required to complete these moves. Staff recommends amending the spending authority with Padula & Wadsworth Construction, Inc., from \$4,000,000 to \$5,000,000, to continue moving portables including the 23 additional portable units at the five schools listed above. We are requesting this increase because the contractor previously assigned these moves could not complete the moves by the first day of school.

The contract may also be extended for two additional one-year periods by mutual agreement between The School Board of Broward County, Florida, and the Contractor, upon final SBBC approval.

There is no additional financial impact to the district; this is an increase in spending authority, therefore, this item does not require a collaboration form from the Capital Budget Department.

No discussion was held on this item.

- JJ-6. Reject the Request to Amend the Contract for Sale and Purchase for the Sale of the Hortt Administrative Facility to Broward County (Deferred)

Motion was made by Ms. Gallagher, seconded by Ms. Dinnen, to approve to reject the request to amend the Contract for Sale and Purchase for the sale of the Hortt Administrative Facility that would require the School Board to reduce the sales price from \$3,110,000 to \$2,788,500 at the request of Broward County. This motion was superseded by a Motion to Defer (page 50).

The School Board executed a contract to sell the Hortt Administrative facility to Broward County on November 14, 2007. The Contract for Sale and Purchase has yet to be acted on by the Board of County Commissioners. The Broward County Board of Commissioners issued a policy directive in March 2008, requiring that appraisals not be more than 180 days old on the date of a public hearing for consideration of contracts for the sale or purchase of real property. County staff obtained two new appraisals in March and April 2008. The average of the two new appraisals was \$2,788,500.

County staff then requested that the School Board amend the Purchase Agreement to reduce the price to \$2,788,500. The price reduction was rejected by the Superintendent of Schools.

The City of Fort Lauderdale, while not a party to the contract, will provide part of the funds to acquire the property and approved an Interlocal Agreement with the County that would obligate the City to contribute \$788,500 to the purchase price. Subsequent to the Superintendent's rejection of the proposed price reduction, the City of Fort Lauderdale staff prepared an agenda item for the September 3, 2008, meeting to amend the Interlocal Agreement to increase the City's contribution to \$1,110,000, which together with the County contributing \$2,000,000 would allow for the property to be acquired for the original purchase price of \$3,110,000.

The Fort Lauderdale City Commission deferred the item and directed staff to obtain a formal response from the School Board through a Board Action. The letter requesting that response is attached.

Financial Impact: Reduce the previously approved sale price from \$3,100,000 to \$2,788,500 for a reduction of \$312,500.

Mrs. Kraft requested that the Board be provided background information on this item.

Motion to Defer (Carried)

Motion was made by Ms. Gallagher, seconded by Ms. Dinnen and carried, to defer the agenda item to the September 23, 2008 Regular School Board meeting.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Adjournment This meeting was adjourned at 3:24 p.m.

RT