

Approved In Open Board Meeting, November 10, 2009

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

October 20, 2009  
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:28 a.m., Tuesday, October 20, 2009, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Maureen S. Dinnen; Vice Chair Jennifer Leonard Gottlieb; Members: Robin Bartleman, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, Dr. Robert D. Parks, Benjamin J. Williams, Superintendent James F. Notter, and Edward J. Marko, Esq.

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

**Minutes for Approval** Motion was made by Dr. Parks, seconded by Mrs. Gottlieb and carried, to approve the official minutes for the following Board Meetings, as amended (page 2): Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

October 6, 2009 – Special – Student Expulsions  
October 6, 2009 – Regular School Board Meeting

**Added Items** Three (3) speakers.

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

Mrs. Hope requested an amendment to the October 6, 2009 Regular School Board meeting minutes: page 1/61, Special Presentation of Rafael Giraldo, History Teacher, to delete "bicycle" and to reflect "recumbent trike, the Manifest Destiny."

**Motion to Re-open Agenda** (Carried)

Motion was made by Dr. Parks, seconded by Mrs. Bartleman and carried, to re-open the agenda. Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

Motion to Amend (Carried)

Motion was made by Dr. Parks, seconded by Mrs. Bartleman and carried, to amend the October 20, 2009 Regular School Board meeting minutes: page 1/61, Special Presentation of Rafael Giraldo, History Teacher, to delete "bicycle" and to reflect "recumbent trike, the Manifest Destiny." Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

Motion to Close Agenda (Carried)

Motion was made by Dr. Parks, seconded by Mrs. Bartleman and carried, to close the agenda. Mrs. Kraft and Ms. Murray had not yet assumed their seats on the dais. (6-0 vote)

**SPECIAL PRESENTATION**

Annual Report of the School Board Audit Committee – Dr. Henry W. Mack

Dr. Mack provided the School Board and Superintendent with the Annual Report of the activities of the Audit Committee for the 2008-2009 fiscal year. Dr. Mack, who indicated that the 2009-2010 school year represents the beginning of his 14<sup>th</sup> year on the Audit Committee, introduced and congratulated Mr. Duane Wolter, the new Chair. He stated that the Audit Committee has bestowed upon him the honor of electing him Chairman Emeritus of the Audit Committee.

Dr. Mack recognized Mr. Steve Hurst, CFP, Vice Chair, presenting the District Advisory Council; Mr. Ted Perrella, CPA, appointed by Dr. Parks; Mr. Joseph A. Epstein, CPA, appointed by Mrs. Gottlieb; Ms. Charlotte Greenberg, appointed by Ms Dinnen; Mr. Neal Shapiro, appointed by Mrs. Hope; Ms. Mary Fertig, appointed by Mrs. Kraft; Mr. Anthony DeMeo, CPA, appointed by Superintendent Notter; Mr. Roy Karlsen, appointed by the Parent Teach Association; and Ms. Ada Bravo, appointed by Ms. Murray.

Special recognition and gratitude was given from the Committee to Mr. Patrick Reilly, Chief Auditor, Office of the Chief Auditor, and his staff for their continued dedication and hard work.

Dr. Mack introduced the district's external firm, Moore Stephens Lovelace, PA, represented by Mr. Daniel O'Keefe, Engagement Leader, and their minority engagement firms, TCBA Watson Rice, LLP, represented by Mr. Ron Thompkins and BKR Garcia and Company, represented by Mr. Manuel Garcia.

Dr. Mack explained that the role of the Audit Committee, as delineated in the Committee's bylaws, is to be responsible for assisting and advising the School Board and the Superintendent in matters pertaining to fiscal management of the school system. Its recommendations are provided in writing to the Board after each meeting.

It is the administration's responsibility to implement recommendations, maintain an internal control environment conducive to the safeguarding of district assets, preserve the district's resources, and to comply with applicable laws, regulations and School Board policies.

Dr. Mack voiced concern over public and disparaging remarks made by the Board related to the recommendations that members of the Audit Committee should have a CPA license or have a financial profession. He stated that the Audit Department has saved the district millions of dollars over the years and having a strong internal audit function is a major internal control presence for the district.

Dr. Mack outlined the activities of the Audit Committee; meeting seven (7) times during the 2008-2009 fiscal year and one special meeting was held on July 23, 2009. Due to a difficult year regarding funding, there were serious budget constraints that affected many operational areas, including food service operations, construction, payroll and jobs within the district schools and departments.

The Audit Committee reviewed the audit findings identified by the internal and external auditors, and reviewed the administration's responses of over fifty audit reports and reviewed the financial statements of approximately 50 charter schools.

Dr. Mack further indicated that the Committee reviewed the Comprehensive Annual Financial Report (CAFR) which included the audited financial statements and the Management Letter for the fiscal year 2008. External auditors found the report to fairly state the financial condition of the School Board, however, they emphasized the need to monitor the general fund unreserved balance, in order to maintain a value of at least 10 percent of annual expenditures. The recommendations emphasized the need to implement critical security configuration controls where needed for servers within the district network; continue full disaster recovery test of the SAP environment as well as Legacy systems; and develop a plan to incorporate encryption in the process for the back-up of all district critical information, including SAP.

Continuing Dr. Mack informed that the Committee reviewed seven Property and Inventory reports which included 170 locations; approximately 58 percent of the locations had no audit exceptions, a 23 percent increase in the number of locations with no audit exceptions. Approximately 42 percent of the locations had audit exceptions, such as un-located items, improper disposal of surplus inventory and missing serial numbers for new equipment purchases reported on inventory reports.

The Committee reviewed 24 audit reports of the Internal Fund audits for 228 schools and centers performed by staff; the majority of the schools had no audit exceptions and there continues to be a reduction in audit exceptions overall. Where criminal activity was found or alleged, the results of the auditors' investigations were given to the Special Investigative Unit (SIU) department.

Dr. Mack further stated that the Committee reviewed the Internal Auditors Current Status Review of the Auditor General's Financial, Operational and Federal Single Audit Report for the year ended June 30, 2006. Eleven (11) finds were reported related to internal controls and compliance issues. District staff implemented six of the eleven recommendations and the remaining five recommendations are being addressed and are categorized as ongoing.

The Committee also reviewed audit reports on district operations. Recommendations made in the reports, if implemented, would promote operational efficiency, better internal controls, and compliance with applicable laws, regulations and School Board policies. Some of these reports included, but not limited to: audit of the AshBritt, Inc. and C & B Services invoices for district portable repairs related to Hurricane Wilma; audit of the Physical Plant Operations (PPO) Division; desk review of Overtime Expenditures for the 3<sup>rd</sup> Quarter of 2008-2009 Fiscal Year; review of overtime expenditures for personal use of district issued cellular telephones.

Dr. Mack informed that a review was made of the annual audit reports of approximately 50 charter schools that were performed by their respective external, independent auditors. While the Committee saw an improvement in the financial condition of many charter schools, some of the schools continue to report deficit fund balances. The Committee reviewed and approved the Summary of Activities for Fiscal Year 2008-2009 and the Proposed Audit Plan of the Office of the Chief Auditor for Fiscal Year 2009-2010, which the Board received on August 4, 2009.

Dr. Mack discussed the areas of concern, the highest priority items to ensure good internal controls and accountability over the district's assets and expenditures. These concerns include the need to strengthen information technology security; the completion of the inspections not performed or failed inspections not re-inspected needs to be finalized with regard to construction; roofing inspections should be performed for all roof replacements not performed as identified in the AshBritt audit; delays in project completion needs to be addressed (the Southwest bus facility site is still incomplete after 8 ½ years); improve food service operations, lack of financial reporting information (profit and loss statements by location), lack of performance measures to properly monitor and oversee critical cafeteria operations throughout the district, and expenditures charged for repairs and maintenance by Physical Plant Operations exceeded \$2.4 million in the last two years; and the completion of follow-up items, Audit Committee waiting two years for the completion of building inspections related to the Post Buckley review.

In conclusion, Dr. Mack stated that he and his colleagues will faithfully and diligently continue to serve the School Board to promote efficiency and accountability in the district.

Thanking Dr. Mack and the Audit Committee for their great work for the district, Mrs. Kraft stated she met with her appointee to the Committee, Mary Fertig, who brought her up to date on many items, including the issue of the scope of services and the changes mentioned in the report.

Mrs. Kraft stated there was conversation about two different types of scope, whether or not the scope has changed in the RFP before it is issued and whether or not the scope is changed with a change order and does not require a new bid to go out. Mrs. Kraft inquired whether the Committee is comfortable and has a handle with the scope issue. She said the minutes indicated perhaps going back and reviewing how much money it would cost the district to do change orders versus putting out for a new bid.

Dr. Mack responded that the Committee is never comfortable with anything until it is resolved because those individuals who are responsible to resolve those issues do not look favorably upon external auditors in terms of their proficiency. Dr. Mack stated when issues are brought to the Board by the internal auditors they are "defended." He stated that the district's internal auditing department are the Board's "eyes and ears" and everything that they do is in the Board's best interest. Dr. Mack, who commended the Board in the selection of their appointees to serve on the Audit Committee, stated it is important to the Committee that it not be attacked because it cannot get things done that should be done.

Mr. Reilly informed the Board that everything in the scope of the project was included in the RFP, and the concern as to what point is a decision made that a change order will not be put out to bid, for example, a field house, the law indicates \$250,000 or more is the concern. Following a discussion by the Audit Committee, Mr. Reilly stated if a contract is already mobilized on the site it is worth the time frame dollar-wise to issue the change order or go out and issue a new bid. He said the best indicator is to put everything in the scope of the services before an RFP is issued, as everything on the project is competitively bid and there will not be a question as things are added at a later time.

Mr. Reilly further stated that each project has to be looked at individually, but the law indicates that over \$250,000 the project needs to be bid out separately. Mr. Reilly concurred that the Audit Committee Members want clear, written procedures, for everything that is done, such as how to handle cash disbursements for internal funds or general funds.

Discussing past practices, Dr. Mack stated the Audit Committee would ask the Audit department to go forward and make recommendations. Dr. Mack stated that in the current budget situation and shortage of funds, this problem will be eliminated because if there is no money to do it the problem goes away. He stated what is important to the Committee is to have written policies, procedures, and School Board rules that indicate these are the conditions under which certain things will be done.

Mrs. Kraft discussed conversation in the minutes regarding the Audit Committee's suggestion that the district change procedures, when there is a question of money that is owed to the district that it immediately go out for a reimbursement and not allow it as a credit. She inquired if this is a recommendation by the Audit Committee.

Responding affirmatively, Dr. Mack stated if the district is owed money it should be collected.

Ms. Dinnen announced that the Audit Committee discussion will be tabled momentarily so that Agenda Item A-1 can be discussed.

Following the action of Agenda Item A-1, the following discussion continued on the Annual Report of the School Board Audit Committee:

Dr. Parks stated that he would like to look at solutions; that the completed audit report submitted to the Audit Committee and released to the Board include recommendations, include responses from the department or division, look at proposed solutions from the department or division, and include a time line for those solutions to be addressed.

Dr. Parks, who stated that the Chair of the Audit Committee requested that Policy 1002 be brought back, inquired whether this procedure will be instituted with future audits.

Mr. Reilly responded that 99 percent of the audits over the last 11 ½ years, approximately 700 audits, has had this process: findings, recommendations, management's response, time period to respond and, if needed, a follow-up. He stated that over the years the Audit Committee has scrutinized the responses of management and looking at whether management has a better solution than what was recommended in the report.

Dr. Mack informed that the School Board has been getting this information for two years with two exceptions. He stated the Audit Committee ensures that a complete audit report is provided, that a response from Management is given regarding their solutions, and the Superintendent and/or the Deputy Superintendent is present at every Audit Committee meeting and they understand what is required from management.

Dr. Parks requested the Superintendent and the Chair, when the policy is brought back, to look at better business practices, a better model that can be implemented, providing a more detailed solution.

Ms. Dinnen stated that a Board Workshop will be held to review policy, reports, the process and timeline, what are the solutions and what are the "flags" that were not going by the suggestions of the Audit Department and the Audit Committee.

Mrs. Bartleman, who referred to the report regarding security controls, disaster recovery for SAP and encryption for back-up information, inquired whether staff is handling these issues or whether this is a recommendation.

Mr. Reilly responded that the information was included in the Management letter from the external auditors who noted audit observations from last year that needed to be corrected and a couple from the 2007-2008 year. External auditors are currently performing an audit and are following up their current year review of the Educational Technology Services area, including follow-up on prior audit observations and recommendations. Mr. Reilly stated the follow-up information will be provided to the Board.

Mr. Williams thanked Dr. Mack for his leadership and serving as the Chair for the Audit Committee throughout the years. He congratulated Dr. Mack for being chosen the Chairman Emeritus for the Audit Committee.

Mrs. Hope thanked Dr. Mack for his service to the district and for doing a great job as Chair of the Audit Committee. Mrs. Hope also thanked Mr. Reilly for working hard and being committed to the district and to Audit Committee members. She suggested that Audit Committee members and the public be allowed to join in the discussion at the workshop.

Ms. Dinnen stated that the conversation will continue on this issue, including a mechanism for public input. Ms. Dinnen thanked Dr. Mack for his dedication over the years and his continued counsel to the Board in the future; thanked Mr. Reilly and staff for their diligence and their work, and the Audit Committee Members' dedication to their volunteer job.

## **REPORTS**

### District Advisory Council – Jeanne Jusevic

Mrs. Jusevic reported that DAC met on October 14, 2009 at the South/Central Area offices. The new bylaws were passed at this meeting and were forwarded to Superintendent Notter, who was present at the meeting.

During the month of October, the DAC Chair attended all three Area meetings to conduct DAC's first round of SAF Chair training. PowerPoint and training/resource materials can be accessed on the DAC website: [www.browardadvisory.org](http://www.browardadvisory.org).

At the meeting, a question was raised by an Area Chair about the narrow representation of parent groups on district committees, whether there is true and fair representation by the district by eliminating area representation in favor of the recognized parent groups. SAC is requesting that when reconstituting a committee and its representation, that the parent leaders be asked for their input on composition.

Mrs. Jusevic further reported that more and more parent leaders are working and this needs to be taken into consideration when formulating committees and scheduling the times they meet. DAC is hoping that all committees will start using the phone bridge to allow for maximum parental participation.

The Training Subcommittee will begin working on the next series of training. With an approved legislative platform, the Legislative Subcommittee will be called to meet and map out DAC's strategy for legislative participation this year.

The next DAC meeting will be held November 18, 2009, 6:30 p.m., at the K.C. Wright Administration Center. The topic will be Differentiated Accountability.

A comprehensive written report was submitted to the Board.

### ESE Advisory Council – John Mayersohn

Mr. Mayersohn reported that he attended the 30<sup>th</sup> Annual DisAbilities Expo and the 2009 Disability Awareness Awards on October 17, 2009. This event was presented by the Broward County Advisory Board for Individuals with Disabilities through the support of the Broward County Board of County Commissioners, and Intergovernmental Affairs and Professional Standards. His son, Garrett Mayersohn, 9<sup>th</sup> grader at Stoneman Douglas High School, as the recipient of the Student of the Year for his demonstration of outstanding achievements in advocacy for the rights of students with disabilities.

At the October ESE meeting, a brief announcement was made about the district's partnership with the Florida Department of Health to provide vaccinations for H1N1 Flu. Guest speakers were Representative Ari Porth and Senator Eleanor Sobel, who discussed House Bill 81 which addresses abusive use of restraint and seclusion in public schools and how to legislate those practices. There was also discussion on the need for adequate funding for public education.

Mr. Mayersohn further reported that Mrs. Denise Rusnak, ESE Director, informed the membership that Department of Education monitoring was going to take place on October 27 and 28, 2009, visiting select schools and holding parent focus groups on the slightly elevated percentage of students who fall into the 244 and 255 matrix levels. They will also review dispute resolutions, as Florida has the highest number in the state.

The next ESE meeting is scheduled for November 16, 2009 at Piper High School.

A comprehensive written report was submitted to the Board.

### Employee Unions – Marilyn Swank and Jim Silvernale

Mrs. Swank, President, Federation of Public Employees, urged the Board to reconsider the district's practice of re-hiring individuals who have retired from the district, primarily administrators, even though the Florida Retirement System allows this practice. Mrs. Swank stated the union does oppose the appointment of Dr. Joanne Harrison as the Deputy Superintendent of Educational Programs and Student Support as scheduled for approval under Agenda Item G-3 at today's School Board meeting because many employees are laid off and many employees are not able to move up in the system. Ms. Swank stated it is unfair to bring employees back after retirement while many employees are on lay-off, and employees need to be promoted.

Ms. Swank further discussed the ratification of the Retirement Achievement Program in the contract and subsequent discussion indicating that it might not be implemented.

Ms. Dinnen stated that the Board needs to look at this issue with the union.

Mr. Jim Silvernale, Business Representative, Federation of Public Employees, discussed the practice of hiring of administrators once they have retired, even though it is allowed by the Florida Retirement System. Mr. Silvernale discussed the adjustments employees have had to make to save money for the district, having to work with less; moving employees around the district; certain invoices not being generated due to budget concern; reducing staff at night hours; and security issues.

Mr. Silvernale, who acknowledged that the unions understand the current economic situation, requested that the Board look at the district from the "bottom up." He stated that bus drivers, maintenance custodians and transportation provide the foundation for education and that further cuts to this area should not be considered.

#### Diversity Committee – Roland Foulkes

Mr. Foulkes reported that the Diversity held its September monthly meeting at BECON and the focus since August has been on responding, formally in writing, to the Superintendent's annual CCC update on the lawsuit settlement agreement. A motion was made that the Diversity Committee approve the revised definition of educational equity for Policy 1.5, as proposed on September 3, 2009. This motion included the modifications listed by Dr. Elizabeth Watts, Diversity Committee, as proposed by the committee. This motion passed unanimously.

Mr. Foulkes thanked Chair Dinnen for postponing the Workshop discussion on Policy 1.5 in August to October 13, 2009 whereby the committee was able to agree on a common definition of educational equity.

The October 1, 2009 Diversity Committee heard and passed a unanimous motion that the Superintendent reinstate the representation of the Diversity Committee to the district's Code of Student Conduct Committee.

The Diversity Committee has been involved in creating a new South Florida Diversity Alliance of colleges and universities. A 2009 Diversity Summit will be held at Nova-Southeastern University on Saturday, November 7, 2009, a day-long event that will feature Multiple Identities: A Nation of Cowards? Keynote speaker will be Dr. Phillip Bowman, Director, Center for Institutional Diversity.

A comprehensive written report was submitted to the Board, including a packet of historical information on the evolution of African-Americans in the history of the United States and correspondence from the Anti-Defamation League. He stated there needs to be an accounting of what kind of training has taken place at the school and at what cost, given the budgetary restraints that the district is facing.

## **BOARD MEMBERS**

Ms. Murray informed her colleagues that the district has a partnership with Hallandale Adult and Memorial Health Care sponsored a baby shower for teen parents, and to make baby safety fun. Teens were given a DVD in multi languages on how to save lives, and knowledgeable speakers presented practical hands-on information such as avoiding Shaking Baby Syndrome, water safety tips, and infancy CPR.

Congratulations was extended to Hollywood Hills High School student Leora Hostyk who has been designated as a National Merit Scholarship Semi-Finalist in the 2010 National Merit Competition. Leora is competing with 8,200 National Merit Scholars and more than \$36 million will be awarded in the Spring. At the College Academy at Broward Community College 34 seniors are involved in the same awards program.

Ms. Murray informed that E-Learning Broward at Sheridan Technical Center has announced that the online GED Illuminated workshops have been highlighted as a promising practice by the Florida Literacy Coalition.

McFatter Vocational ranks among the best high schools in the nation by the 2009 U.S. News and World Report. Three Broward schools were included in the rankings: McFatter Technical High School, Pembroke Pines Charter Middle School and Pompano Beach High School.

Ms. Murray congratulated Apollo Middle School teachers for writing grants: Ms. Shioban Smith, Math Teacher; Ms. Sara Pierce, Language Arts Teacher.

On October 24, 2009, the City of Hollywood will hold the Hollywood Schools Showcase of Excellence on Saturday at Boulevard Heights Community Center, 2:00 – 6:00 p.m. Ms. Murray and Mrs. Gottlieb will be judges in awarding a prize for the most outstanding schools. Students at Sterling Elementary will perform in a musical production at this event.

Ms. Dinnen requested a moment of silence for James Rory, age 40, former Security Specialist for eight years at Rickards Middle School, who recently passed away and who was well regarded and loved by students and staff. (A moment of silence was observed).

Ms. Dinnen thanked members of the League of Cities who joined the district in a joint meeting last week, a productive meeting to share viewpoints with city commissions from throughout the county. Ms. Dinnen attended Pioneer Days, individuals sharing their past in Broward County, an annual event held by the Broward Historical Commission in Hallandale. The Historical Commission has moved into their newly restored headquarters at Old Westside School, the former location of the School Board.

Ms. Dinnen attended the Charter Schools Principals breakfast. She informed her colleagues that the Charter Schools Task Force is having trouble getting a quorum at their meeting and the Board needs to discuss this topic at a workshop, as the School Board supports this group.

Ms. Dinnen taught a class at Fort Lauderdale High School, John Pellegrino's Public Affairs class; ate lunch with kindergarteners at Tropical Elementary School and met with Principal Eric Anderson; attended the Broward Alliance Luncheon and met with Broward business individuals. Ms. Dinnen visited Northeast High School and met with Paul Kissinger, who runs EDSA, a landscape architect company, and 60 students from the architecture program meet with him at his company and learn about various projects.

Ms. Dinnen announced that Lloyd Estates Elementary School is hosting a meeting tomorrow, October 21, 2009, 6:30 p.m., in conjunction with the Special Investigative Unit and the Broward Sheriff's Office, regarding the Sexual Predator Community Notification.

Mr. Williams announced that the Broward County School System was the runner-up for the 2009 CUBE Annual Award for Urban School Board Excellence presented in Austin, Texas during the 2009 CUBE Annual Conference on Oct. 10, 2009. Mr. Williams and Mr. Notter accepted the award on behalf of the Broward County School District and also chaired a Best Practices session highlighting the accomplishments of Broward County. Atlanta School District won the award, a district with 47,789 students and 6,438 staff members.

Mr. Williams stated that a meeting was held yesterday with Artist Bruno Lucchesi, a New York artist, who has been selected to create the memorial statue dedicated to Kathleen C. Wright. Input regarding the artist's designs was received from Mrs. Wright's family, members of the Fort Lauderdale Chapter of Links, Inc., who have been instrumental in establishing the Memorial Fund; representatives from the Broward Cultural Council and school system personnel. It is hopeful the statute will be completed in one year. Gratitude was extended to Merrie Meyers-Kershaw for her efforts to coordinate this large undertaking.

Dr. Parks requested a moment of silence to keep their thoughts of Michael Brewer, Deerfield Beach Middle School student who was burned by several students who are now in juvenile custody. Dr. Parks informed that the school has held fundraising activities to help the family with the medical expenses and a Bank of America account has also been set up; the information will be forwarded to Mr. Notter. Dr. Parks discussed the importance of School Resource Officers, and stated that Michael was going to discuss the bullying situation with the SRO the day after the incident took place.

Dr. Parks discussed the receipt of Two Transition to Teaching grants with federal dollars, which is an accomplishment for the Teaching Leadership Center. Special thanks was extended to Dr. Elise Calabrese and Mrs. Gracie Diaz.

The Walk for Diabetes will be held on Saturday, October 24, 2009, at Bank Atlantic Center. The AT&T Pioneers of Broward County announced the winner of the Dell Laptop Essay Contest to Coconut Creek High School student Kasima Ali, titled: Why do I think it is Important to Volunteer in My Community. Two Honorable Mentioned awards were presented to students Meleike Boston and Christina Pangallo.

Dr. Parks requested that the Board be provided with a written bi-annual update on the progress of the Digital Divide.

Dr. Parks stated that the Children's Diagnostic Center indicated that the number of vending machines in district's middle and high schools has gone up significantly. He informed that the district was awarded a bronze recognition by the Florida Department of Education for its self-assessment, utilizing the 8 component coordinating Good Health report on the Wellness policy. Work is being initiated regarding the K.C. Wright building snack bar which will contain 75 percent healthy offerings and employ ESE students and graduates.

Mrs. Bartleman referred to an article concerning a policy in New Jersey where they limited the campaign contribution during an open process and it was modified. She requested that staff look into this policy and see how we can tweak it. Mrs. Bartleman informed her colleagues that she would like to discuss at a workshop creating our own rules about campaign donations, not collecting them during RFPs that are open, and looking at different models that have been used.

Mrs. Bartleman informed staff that Miami-Dade Public Schools is formulating a partnership with Miami Police Department for a high school that focuses on the students becoming police officers. Staff is requested to look into collaborating with the police department and firefighting academies, and also the different Block grants that are available. Mrs. Bartleman stated this program would repurpose under-enrolled schools and motivate students.

Ms. Murray stated that McArthur High School has a similar program but it not as recognized.

Mrs. Bartleman informed her colleagues that she co-chairs the Special Needs Advisory Committee of the Children's Services Council and they will begin focusing on a new group, Tween Snack, ESE middle school students.

Mrs. Bartleman stated that she and Ms. Dinnen visited Fort Lauderdale High and met Brandon Silvera, a student who had a bright future ahead of him, and one night, due to peer pressure, drove drunk after a couple of beers; he hit a car and a car hit him and he had permanent damage from that accident.

Brandon shared his experience with students; how not being able to stand up for what you think is right can impact your whole life. He heads the Century Council Foundation, and Congresswoman Debbie Wasserman-Schultz brought the program to the school.

Students were moved by the presentation of pictures of Brandon's car and his speech problems as a result of the injuries he sustained. Brandon's friend also spoke about how the accident affected his life, because he let his friend drive away. Mrs. Bartleman stated that Brandon's message needs to be shared at other schools.

Mrs. Bartleman attended the League of Cities Education Committee meeting, and a hearty debate was held about charter schools.

Mrs. Bartleman expressed concern and said she would like to discuss different issues at a Board workshop; such as a Blue Ribbon panel, include large construction companies, small businesses, stakeholders as well as School Board Members' input. Also, training for new appointed School Board Members, ethics training, lobbying issues, adding the name of the lobbyist on School Board items. She inquired about the timeline for allowing the public to speak at workshops.

Ms. Dinnen stated that 15 minutes would be allowed and if more time was required it would be permitted.

Mrs. Kraft invited everyone to come to the Arts Teacher of the Year event tomorrow evening, October 21, 2009, 6:00 p.m., at the Broward Center for the Performing Arts. This is a free event.

Mrs. Hope informed her colleagues that Horizon Elementary School is hosting an event that embraces the Military Personnel and Families program of Broward County tomorrow evening, October 21, 2009.

Mrs. Hope encouraged everyone to get their flu and H1N1 shots. Westpine Middle School was chosen as a pilot school to use spray or shot immunizations. Staff did a fantastic job in getting consent forms back within one week after being notified.

Mrs. Hope attended the Certified Board Members Forum for Board Certified training in Ocala. She stated the importance of changing things through policy; she will be bringing forward over 15 policies to the Board, including a policy on how to create policy, ethics training, and orientation for new School Board Members.

### **Speakers**

John Esposito  
Christina Brandt  
Mary Fertig  
Wendy Kin  
Lisa Spince  
Adele Nolan  
Amanda Burk  
Dominick Basirico  
Ana Bueno  
Joe Peseux  
Nick Sakhnovsky

Ms. Dinnen informed Mr. Esposito that Mr. Damian Huttenhoff, Director, Student Athletics & Student Support will meet with him to discuss his concerns. She stated that budgetary restraints have been imposed upon the district by the state of Florida.

Dr. Parks, in response to Mr. Esposito's discussion about keeping volleyball in middle school sports, applauded Deerfield Beach Middle School Principal Christine Flynn for supporting this activity, which opens up scholarships for females.

Responding to Ms. Brandt's, Mrs. Kin's, Mrs. Nolan's and Mr. Peseux's concerns over Crystal Lake Middle School Magnet Coordinator, Mr. Carl Quanstrom, and a denial of his request to delay his retirement, Ms. Dinnen stated that North Area Superintendent Sharon Airaghi will meet with them to discuss these concerns.

Dr. Parks informed that the law is specific to the procedure involving a delay in retirement, stating that Mr. Quanstrom's position has to be tied to a student roster. He stated that Mr. Quanstrom is an outstanding educator and wants to teach in the district until June 2010. Dr. Parks further stated that the Board is aware of the situation, as well as Mr. Quanstrom, from the memorandum by Mrs. Marilyn Strong, Associate Superintendent, Human Resources, in regard to the state law.

Mr. Notter informed that traditionally the Board has considered extensions of DROP individuals through the end of the school year; when any one of the teaching force has a DROP date after the beginning of the school year, they are provided the opportunity to go through the end of that school year. Mr. Notter stated that the key is documentation which shows a time frame where a teacher meets with students and teaches students, 53 percent of the teacher's time, more than half the time is in the teaching of students. The Superintendent further stated that the bona fide roster that the district utilizes is sent to the state for FTE purposes to substantiate that an individual is teaching.

In response to Mr. Sakhnovsky's concerns and comments about the formation of a Blue Ribbon committee, Mr. Notter stated that he has taken action to look in the community for individuals to be able to form this committee. The Superintendent said it is his intent to bring back to the Chair at the end of this week the initial proposal for the establishment of a Blue Ribbon committee. Mr. Notter further stated that the committee would be empowered to look at the district's procurement process in the construction area (approximately \$500 to \$600 million) and the potential to look at goods and services (approximately \$200 million). He stated the committee will be established so it has total transparency with the school district, no connection with the school district. The Committee will bring back their results of their due diligence in looking at any of the potential flaws in the district's process.

Ms. Dinnen stated it is not the intent of any Blue Ribbon committee to substitute for advisory groups. The Chair stated that she has discussed with her colleagues at the workshop regarding her concerns raised in the press. Ms. Dinnen stated it is time to have a Blue Ribbon committee take a look at a variety of issues that have been raised, some are concerns of great merit and some of them not rising to that level.

Ms. Dinnen further stated it would behoove the Board to take a look in a series of workshops at each one of these concerns, to provide transparency and face problems head-on. The October 27, 2009 Board workshop topic will be the role of audits and the AshBritt audit.

In addition, Ms. Dinnen stated that the Board will review the process or the method that is used to authorize contractors and individual projects; discuss what does the Board factually do now and what can be improved or changed for the future; how much space is available for students and how is the space used; what the state counts and what the district counts. Ms. Dinnen further stated there are demands by a growth management law, demands from the Class Size Amendment, and demands of a declining enrollment. Another topic for discussion will be reasons for delay and timely building of projects.

Ms. Dinnen further stated the Board will discuss how to accommodate Board Members talking together, which cannot be legally done outside the Board or Workshop meetings, and still accommodate greater public input. The Chair, who remarked that the Board is looking for solutions, said she is looking forward to conversations and recommendations of her colleagues on all these topics so that the Board can move forward.

Mrs. Hope requested that the Board Members be given an opportunity to submit to the Chair other concerns. She would like to see large construction companies, smaller business leaders, stakeholders to be part of the Blue Ribbon panel, as well as School Board Member input in that panel. Mrs. Hope stated she would like the Board to address training for new School Board Members, including ethics training; address district's policy on lobbying. She requested that the name of the lobbyist be placed on the agenda item, as it would alert the Board Member what company they represent.

Concurring that there are a lot of good suggestions, Mrs. Gottlieb stated she received Florida School Boards Association (FSBA) training when she was selected as a Board Member, and she has participated for the past three years. Mrs. Gottlieb stated this is the time for the Board to be advised as to what is required ethically of the Board and what the Board is supposed to be following. She requested that Mr. Marko provide a pamphlet to the Board at the workshop, as was provided in the past, as it needs to be refreshed, and have a dialogue with the Attorney explaining the laws and ethics that the School Board needs to abide by. Mrs. Gottlieb further stated that not everyone has the opportunity or the ability to travel to FSBA meetings and the FSBA model needs to be discussed locally. She said if there is any further stringent requirements in Broward County, the Board needs to be aware of those by way of the attorney's presentation.

Ms. Murray informed her colleagues that she was provided with a new-member handbook, a revised tool, and she was sent by the Board to a "boot camp" in San Diego as a new School Board Member. She opined that throughout the work as Board Members travel is made to different committee meetings in the state for the purpose of broadening their education to become better Board Members. Ms. Murray, who acknowledged that the Board is under much scrutiny, stated that her interest and commitment remains with the children of Broward County, and believes that the School Board wants to make good things happen.

Mrs. Bartleman requested that the Board Workshop discussion include the creation of the Board's own rules and look at their own model regarding campaign donations and not collecting donations under RFPs that are open. Remarking that she will send a model for her colleagues to review, Mrs. Bartleman stated that it is legal to accept a donation but public perception is important; having stronger local laws than what the state has. She said any suggestions to the Board about how to strengthen other issues will be sent to the Chair to add to the Workshop discussion.

Discussing campaign reform, Ms. Dinnen stated that the burden of collecting money to run for a local office, such as one mail-out to voters when she was campaigning, cost \$17,000. She stated there are many possibilities to address some of the problems facing the Board.

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

## **CONSENT ITEMS**

### **A. RESOLUTIONS**

#### A-1. Resolution in Support of 2010 Democracy in Action Initiative (Adopted)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman and carried, to adopt Resolution #10-32, in support of 2010 Democracy in Action Initiative.

Representative Ari Porth informed that the 3<sup>rd</sup> Annual Bill Contest among high school students is being held in Broward County. There has been two successful years of encouraging high school seniors to submit bill ideas, and with Mrs. Kraft's assistance a couple of bills have been selected for filing in the State Legislature. The bills have not yet passed but it is hopeful that the Legislature will consider one of the student bills for passing this year. Remarking that 12 schools have submitted bill ideas, Representative Porth asked the Board's support for this worthwhile resolution.

Mrs. Hope thanked the Representative for this wonderful initiative that allows students to be involved in democracy.

Representative Porth indicated that bill ideas are limited to public schools, and some private schools have also submitted entries. The following schools submitted entries: American Heritage, Atlantic Vocational, Coconut Creek, Cooper City, Coral Springs, Everglades, Piper, Miramar, Stranahan, South Broward, and West Broward high schools, and North Broward Preparatory.

Dr. Parks thanked Dr. Louise Ball, Social Studies Curriculum Specialist, for going to the Sample McDougal House and looking at how to integrate that into creating an instructional, educational environment once the house is completed.

Mrs. Kraft thanked Representative Porth for starting this initiative, as it has been a great opportunity for students and very exciting. She stated that many of the bills the students submit are right on point.

Ms. Dinnen stated that as a former Social Studies teacher, the current knowledge of Civics and governmental action is something that is lacking, and this initiative is including students in a way that will interest them and gives them practical knowledge of how government can work.

A-2. Resolution in Support of the 2009 Broward County Arts Teacher of the Year (Adopted)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to adopt Resolution #10-33, in support of the 2009 Broward County Arts Teacher of the Year.

Through video conferencing, Ms. Susan Anderson, art teacher at Taravella High School, was honored and congratulated by the School Board for being selected as the 2009 Broward County Arts Teacher of the Year. Also present were Principal Shawn Cerra and art students.

Mrs. Kraft stated that Ms. Anderson was instrumental in a collaboration between the Broward County Cultural Arts division and the school district on a mural that the school produced last year. In addition, Taravella won the Arts Achieve award being recognized in the state of Florida as one of the premier arts public high schools in the state.

Mrs. Kraft informed that a ceremony will be held to honor Susan and the school tomorrow, October 21, 2009, 6:00 p.m., at the Broward County Performing Arts Center. She noted that Susan was recognized as Taravella's Teacher of the Year in 1995 and received the Florida Atlantic University Outstanding Secondary Teacher award in 2005.

Ms. Anderson thanked the School Board for the honor and award. She stated that the award also belongs to the School Board, Principal Cerra, and students.

Principal Cerra stated that the school is extremely proud of Susan, as she is a great leader in the school and represents the community well. Mr. Cerra stated that under Susan's leadership the school has accomplished a lot over the last couple of years, and she has received this recognition because of her hard work.

Mr. Willams stated that the Broward County Cultural Council is happy to present this award to Susan and to Taravella High School.

A-3. Recognition of the Town of Pembroke Park Environmental Education Center (Adopted)

Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to adopt Resolution #10-34, in recognition of the Town of Pembroke Park's development of an Environmental Education Center.

Ms. Murray discussed the City of Pembroke Park's evaluation of a building that the City Commission had given them for a fire station, and subsequent ownership of the site which was incorporated into the Environmental Education Center for the children at Lake Forest and Watkins.

Ms. Murray read the resolution into the record.

A-4. Resolution No. 10-35 -Tax Anticipation Note, Series 2009  
(Adopted as amended)

Motion was made by Ms. Dinnen, seconded by Mrs. Bartleman and carried, to adopt Resolution No. 10-35, which authorizes and provides for the issuance, sale and application of the proceeds of not exceeding \$100,000,000 aggregate principal amount of Tax Anticipation Note, Series 2009. This motion was superseded by a Motion to Amend (page 19).

Tax Anticipation Notes (TANs) are issued by the District pursuant to Section 1011.13 of the Florida Statutes. TANs are a form of short term borrowing (for a period of less than 1 year) supported by property tax revenues and are issued to overcome an expected General Fund cash flow deficiency during the first half of the current fiscal year. This borrowing occurs because of the timing of the receipt of property taxes compared to the timing of expenditures.

The resolution provides the Board's authorization for the District to enter into the agreements necessary to carry out the sale of the TAN, and it includes the Board's covenant to provide sufficient funds in fiscal year 2009-10 to repay the TAN.

The TAN is being sold via private sale to Bank of American, N.A. District staff will take the necessary steps to close the sale and receive the funds. The interest rate on the Note will not exceed the interest rate limitation contained in Section 215.84, Florida Statutes. The expected closing date for the TAN will be on or about November 2, 2009.

Borrowing operating funds by issuing the TAN overcomes the expected cash flow shortfalls during the first half of the current fiscal year. The funds will be borrowed for sixty (60) days. The issuance costs and net interest expense is anticipated to be \$131,500.

Mr. Marko informed the Board that he met with Robert Gang, Esq., who submitted a refinancing for 60 days and the documents included in the agenda item were amended by the bank. Mr. Marko stated he has reviewed the changes with Mr. Henry Robinson, Treasurer, and with Mr. Gang, who concurs in the substantive changes.

Motion to Amend (Carried)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman and carried, to amend Resolution 10-35, using the exhibit as the amendment: (Page 2, Section 3. paragraph 2; page 5, Section 18.; Exhibit A, pages A-1 through A-3).

Mr. Robinson reviewed the changes as indicated on page 2, Section 3. paragraph 2; page 5, Section 18.; Exhibit A, pages A-1 through A-3.

Mr. Marko, who informed that long-term notes, 10, 15 or 20 years were not agreed on, informed that the funds will be received November 2, 2009 and paid off on January 4, 2010. The attorney stated that the short-term note does not put the district in an inappropriate position.

Referring to A-1, Mr. Robinson stated that the section explains the interest that the district will be paying and how it is calculated, a further explanation of the index that the district will use to pay off the loan.

A vote was taken on the Motion to Amend, followed by a vote on the item as amended.

A-5. Resolution in Support of School Psychology Week – November 9-13, 2009 (Adopted)

Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to adopt Resolution #10-36, in support of School Psychology Week – November 9-13, 2009.

Mrs. Bartleman stated that the purpose of School Psychology Week is to highlight the contributions of school psychologists and providing services to students, parents, schools and their communities.

Mrs. Bartleman requested the adoption of the resolution and thanked school psychologists for everything they do for children.

- A-6. Resolution in Support of National Family Literacy Month, November 2009 (Adopted)

Adopted Resolution #10-37, in support of National Family Literacy Month, November 2009.

- A-7. Resolution in Recognition of National Community Education Week Proclamation, November 1-7, 2009 (Adopted)

Adopted Resolution #10-38, in recognition of National Community Education Week, November 1-7, 2009.

**B. BOARD MEMBERS**

- B-1. 2010 State Legislative Program (Adopted as amended)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to adopt the Proposed 2010 State Legislative Program for The School Board of Broward County, Florida. This motion was superseded by Motions to Amend (pages 21 and 22).

The proposed 2010 Legislative Program for The School Board of Broward County, Florida, contains issues discussed by the School Board, Superintendent, and staff, as well as, issues of critical concern to school boards across the state. The program deals with issues of priority concern and additional substantive issues. The Broward program, along with that of the Greater Florida Consortium of School Board's program, will constitute the focus of the Board's 2010 legislative effort. Throughout the 2010 session activities, the Board will continue to have the opportunity to amend its program and take official action on additional issues as they materialize.

There is no financial impact to the district.

Ms. Dinnen requested Ms. Slack to update the Board of the recommended changes by the League of Cities.

Ms. Georgia Slack, Lobbyist, stated they have an item that supports integrating Civics education and Florida History into the K-12 curriculum; a bill filed in the 2010 Legislative Session which would make it required courses for graduation, complete with an end-of-course exam that students would have to pass.

Ms. Dinnen, who remarked that Florida History is to be taught in the 4<sup>th</sup> grade, stated she would not be against putting more than two subjects into the curriculum, but would oppose a mandate that it be put in every single class.

Ms. Slack opined that the League's position is good for the school system because the bill is another required course with a required mandate, which a student cannot graduate unless the end-of-course exam is passed.

Ms. Dinnen stated she would feel more comfortable that the district have the inclusion of Civics and Florida History in appropriate courses of the curriculum.

Mrs. Bartleman stated in elementary school Civics is intertwined throughout the curriculum.

Ms. Slack suggested an amendment to add the verbiage.

Motion to Amend (Carried)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Bartleman and carried, to amend to add language to the Legislative agenda, to support integrating Civics education and Florida History into the appropriate K-12 curriculum.

A vote was taken on the Motion to Amend.

Mrs. Gottlieb inquired whether there is any legislation for grant money for the expansion of Magnet programs. Mrs. Gottlieb stated if a bill was filed supporting grant money for the expansion of Magnet programs, that the bill be supported.

Mrs. Bartleman inquired about the final decision on the platform of the Interlocal Agreement (ILA) and Concurrency.

Ms. Slack responded that some districts want to have a three-year deadline to use qualified portables as part of the district's gross capacity and to continue beyond the three years. Ms. Slack stated that as the district's lobbyist she will be supporting it but in Broward it will not help the district. Ms. Slack further stated it is a local option and the district exercises the option to not count the portables in capacity. The issue now is the environment and not legislative; if the 2,100 portables are changed so that they qualify and they become part of the mandate, the interlocal agreements would need to be changed.

Mrs. Bartleman stated she wants this issue part of the legislative program because the environment is such that some people and elected officials are willing to look at the ILA and amendments. She stated by not amending the state legislation the district's hands are tied and it is not being given an option to amend the ILA. Mrs. Bartleman said every option should be open to the district as the ILA is revisited to see if it makes sense for the county, as written.

Second Motion to Amend (Carried)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Bartleman and carried, to amend to adopt the Consortium language (regarding the issue of the School Board option of extending the three-year deadline of using qualified portables as part of Gross Capacity).

A vote was taken on the Second Motion to Amend, followed by a vote on the item as amended.

B-2. Greater Florida Consortium of School Boards' Proposed 2010 Legislative Program (Adopted)

Adopted the Proposed 2010 Legislative Program for the Greater Florida Consortium of School Boards.

The Greater Florida Consortium of School Boards' is an organization comprised of 11 Florida school districts that have joined together to forward mutual legislative issues. The Consortium met on August 28-29 in Clearwater, Florida, to draft a proposed 2010 Legislative Program which contains issues that are either unique to the member districts or are of a statewide nature, but have a great deal of impact on these particular districts. Some of the issues will be contained in the Broward School Board's 2010 Legislative Program and all of them will be forwarded by the Broward lobbying team in conjunction with lobbyist from the other Consortium districts.

Under the Consortium's bylaws, all of the issues in the proposed program must have a unanimous approval for every School Board in the Consortium or the item cannot be included in its final program.

There is no financial impact to the district.

B-3. Membership in the Greater Florida Consortium of School Boards' (GFCSB) for 2009-2010 (Approved)

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to approve 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, Maureen S. Dinnen.

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

Ms. Murray, who discussed the team work that went into developing the legislative package, stated that the Consortium is invaluable to the school district.

**D. OFFICE OF THE CHIEF AUDITOR**

**E. CHIEF OPERATIONS OFFICER**

E-1. Bid/RFP and Other Financial Recommendations Less Than \$500,000  
(Approved)

Approved the RFP recommendation and agreement as stated on the award recommendation.

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
10-020V	Unemployment Compensation Administrative and Cost Control Services – Personnel Records – Amount: \$120,000

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

Board approval of this RFP recommendation does not mean that the amount shown will be spent. This amount represents the spending authority, which may be spread through the term of this contract from available funds already included in various school/department/center budgets.

The financial impact of this RFP Recommendation is indicated on its respective exhibit.

E-2. Reimbursement in Lieu of Transportation (Contract Car) (Approved)

Approved reimbursement in lieu of transportation to parent or guardian of student for the 2009-2010 school year for contract car.

By mutual agreement with Pupil Transportation Department, parents or guardians are afforded the option of receiving reimbursement in lieu of school bus transportation when they reside in a very isolated area, when the student is a medically fragile child requiring services not easily provided on school buses, or for some other reason 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 attending school.

The parents or guardians of students attending 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.

**F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT**

F-1. Grant Applications (Approved)

Approved the submission of grant applications to:

- A. American Institute of Aeronautics and Astronautics Foundation Classroom Grant, \$200
- B. Dollar General Youth Literacy Grants, \$3,000
- C. Lowe's Toolbox for Education, \$4,975
- D. Sharing the Dream, \$3,000
- E. Target Community Giving Grants Program, \$6,000
- F. Target Field Trips, \$800
- G. Title I – School Improvement Initiative and ARRA, \$1,980,892

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

The positive financial impact is \$1,998,867 from various sources. There is no additional financial impact to the district.

F-2. New Agreement with The School Board of Broward County, Florida and GEO Care, Inc. (Approved)

Approved the new agreement between The School Board of Broward County, Florida, and GEO Care, Inc.

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

The new agreement with GEO Care, Inc., will provide clinical experiences to Broward County Schools' Health Science Education students. On-site clinical experiences are necessary to meet curriculum frameworks, student performance standards, and requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

The following Health Science Education programs are located at 21 high schools: Allied Health Assisting, Patient Care Assistant and Practical Nursing.

The following Health Science Education programs are located at the technical centers: Central Service Technology, Medical Coder/Biller, Electrocardiograph (Cardiovascular) Technology, Health Unit Coordinator, Hemodialysis Technician, Massage Therapy, Medical Assistant, Medical Records Transcribing, Medical Lab Technology, Optometric Technician, Patient Care Technician, Pharmacy Technician, Practical Nursing, First Responder, Nursing Assistant, Emergency Medical Technician and Surgical Technology. Currently, The School Board of Broward County, Florida, has 38 School Board approved agreements with various health care facilities.

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

There is no financial impact to the district.

F-3. Supplemental Education Services (SES) Agreement – Sixth Round (Approved)

Approved the sixth round of agreements for Supplemental Educational Service providers required under No Child Left Behind (NCLB).

There are currently 105 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. Champion Learning, Inc., 2. Dees Educational Services, Inc., 3. New Life After School Program, Inc., 4. !A+ Tutor U, 5. AlphaBEST Education, Inc., 6. PS Youth Outreach Center, Inc., 7. A-Totleys Learning Center, 8. CRMG Services, LLC, 9. The Excelle Management Group, Incorporated, 10. Basic Learning Skills Inc., 11. The Math Experts, 12. Ready 2 Learn, Inc.

Vendors can receive up to \$1494 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 6,041 students can potentially be served in the 2009-10 school year. There will be additional contracts coming forward this year due to the later release date by the state of approved SES providers. 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 \$1,494 per approximately 6,041 students. The source of funds is the District's Title I SES set aside which has recently been revised by the state to \$9,025,260. There is no additional financial impact to the district.

F-4. Athletic Training Services Agreement with Memorial Healthcare  
(Approved)

Approved Agreement with Memorial Healthcare to provide athletic trainer and physician services to student athletes attending Flanagan and South Broward High Schools. The Agreement runs from August 10, 2009 thru August 31, 2010.

Since 2003, The School Board of Broward County, Florida, has contracted with Florida International University (FIU), to provide athletic trainer and physician services at south area high schools. Due to budget reductions, FIU is terminating their sports medicine program effective June 30, 2010. FIU provided athletic trainer services to approximately nine public schools in the south area of the county. FIU is able to continue services at only seven high schools this school year. Memorial Healthcare is in the process of initiating a sports medicine/athletic trainer program. Memorial has consented to provide athletic trainer services at the two remaining high schools Flanagan and South Broward High.

The athletic trainer provides immediate and essential services to protect the safety and welfare of students engaged in interscholastic sports. The function of the athletic trainer is to provide services regarding the prevention, recognition, emergency care, treatment and rehabilitation to student athletes. The athletic trainer directs the high schools sports medicine programs.

(See eAgenda for continuation of Summary Explanation and Background.)

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

The total financial impact for the 2009-10 school year is \$40,000. The source of funding is \$180,000 from the continuing general fund restricted budget allocation for FIU and Memorial Healthcare trainers.

## **G. HUMAN RESOURCES**

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

Approved the personnel recommendations for the 2009-2010 appointments and leaves as listed on the Executive Summary and respective lists for Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida.

The Personnel Recommendations for Instructional Employees include the following items:

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

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

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

Motion was made by Ms. Murray, seconded by Mrs. Hope 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.

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. Strong stated that staff is working with the employee and he is requesting that this be approved by the Board pending the research of his issue. Remarking that the employee is not present at the hearing, Mrs. Strong explained that the employee was not legally in compliance with his visa and he has to reapply for a visa to work in the United States.

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

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

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

1. Non-Instructional Approval(s)
2. Non-Instructional Reassignment(s) – Promotion(s)
3. Non-Instructional Reassignment(s) – Demotion(s)
4. Non-Instructional Substitutes/Temporaries
5. Non-Instructional Leave(s)-Layoff(s)
6. District Managerial/Professional/Technical

7. Reassignment of Current School-Based/District Managerial/Professional Technical Personnel
8. School-Based Managerial
9. School-Based/District Managerial Acting/Special/Task Assignment(s)
10. School-Based/District Managerial/Professional/Technical Leave(s)
11. Salary Adjustment

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

Mr. Notter informed the Board that when he became Superintendent some administrative guidelines were established for the DROP program. Mr. Notter stated one of the key factors was when the Superintendent determines that a position is mission critical in terms of the organization as a whole, the individual would be permitted to come into the interview process for the job that they had left. Mr. Notter further stated that the boundary process with the new ILA and the implications for concurrency are extremely unique, much different than the traditional boundary process. The Differentiated Accountability bill causes all schools to become susceptible to Differentiated Accountability criteria which means there must be central office support.

Mr. Notter discussed the federal stimulus money to maximize the savings of jobs and Title I funds, and the expansion of charter schools through Innovative Programs, approximately 56 new applications, of which 27 meet the minimum qualifications to move forward.

The Superintendent stated there is a projection of 17,000 students to be able to move into those schools if they meet their enrollment criteria. The school district owns charter schools and has to fiscally manage them, academically manage them and Class Size manage them even though this year they got a waiver on Class Size.

Remarking that his selection was a great business decision, Mr. Notter informed that Dr. Harrison accepted a \$43,000 cut in salary from her previous title. Dr. Harrison was an 8-year Area Superintendent that knows and understands boundaries, Title I teaching and learning, and looking at the growth of charter schools, and she is the best choice for this position. Mr. Notter stated the selection is not a discredit to some of the excellent Executive Directors but they did not have the cumulative skills that Dr. Harrison held.

Mrs. Hope, who concurred that Dr. Harrison has exemplary skills, stated that no one is irreplaceable and there are many employees who are still laid off. Mrs. Hope said there needs to be a commitment to choose to stay out when DROP occurs.

Mrs. Gottlieb stated that the Superintendent hires administrators and the Board should not be voting to support or oppose an employee which leads to undue influence. Mrs. Gottlieb informed that there was a Workshop discussion regarding DROP teachers and employees; there should be an opportunity to bring an employee back if a principal felt the importance to bring back a teacher where there was an area of critical need. She stated there should be a process for teachers to come back as well as employees. Mrs. Gottlieb said she would support the choice of the Superintendent.

Concurring, Mrs. Kraft stated that under state law the only reason a School Board is allowed to reject a Superintendent's recommendation for employment is if the person is morally or professionally unqualified. She said that Dr. Harrison is well qualified and she would support the choice by the Superintendent, as it is consistent with the Workshop discussion. Mrs. Kraft further stated that the Board is under a legal obligation and does not have the discretion to overturn a Superintendent's recommendation absent a lack of qualifications.

Mr. Marko responded that the law prescribes and makes recommendation to the School Board for the employment of persons and the Superintendent is in charge of the selection of persons that he wishes to employ. Unless there is good cause, the Board has to accept his recommendation.

Ms. Murray noted that Dr. Harrison was willing to come back to the system at a reduced salary, and she is the most qualified for the position.

Ms. Dinnen stated that the Differentiated Accountability and the explanation and workings of that falls within this particular position. She stated she would support the Superintendent's recommendation.

Dr. Parks discussed the value to the district by appointing individuals to certain positions, such as an individual attaining grants for the district. Dr. Parks stated the appointment of Dr. Harrison will bring value to the district and it is the Superintendent's prerogative to hire individuals, and he will support the recommendation.

Remarking that there is a process, Mr. Williams stated there were other individuals on DROP who stayed out and there were individuals who came back and had the qualifications to apply for available positions. Mr. Williams stated the process in place is to help students.

Mr. Notter stated that the salary is commensurate with the salary of the top finalists, below the mid-range, and it is cost neutral for the district. He stated that a nationally qualified candidate would have demanded \$177,000 salary.

The following individuals addressed this item:

Mary Fertig  
Bernie Schultz  
Jim Silvernale

Dr. Parks noted that many teachers in DROP have gone back to the school system.

Mr. Notter informed that everyone hired in the system has been hired through June 30, 2010. If the states decides at any time that certain dollars are being taken away from the district and if it causes financial exigency whereby the district is in a financial crisis, which is documented, then existing employees would need to be laid off. The Superintendent stated at this time there is no substantive information that indicates the district is going to be in a financial exigency situation such that employee contracts would be revoked.

Ms. Dinnen requested that rumors immediately be brought to the attention of the Board (i.e., that there will be layoffs in January 2010).

Mr. Donnie Carter, Chief Operations Officer, Office of the Superintendent, informed that several planning meetings have been held to determine what strategies could be used in the event the system had to reduce its Capital Budget. These meetings have been a scenario of "what if" meetings and no one has been told they are going to be laid off as a result of those meetings.

Ms. Dinnen stated these meetings are simply precautions to be taken, such as making precautions for a hurricane that may or may not occur.

Mrs. Bartleman stated that employee angst is valid, because those issues described by Mr. Silvernale is real for non-instructional personnel.

Newly-appointed district personnel were acknowledged and congratulated by the School Board.

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

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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 #7 (Approved)

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

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

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

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

Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 462. Funding has been budgeted in 09-10 school / fiscal year for all supplements through June 30, 2010.

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

Approved the recommendation(s) for discipline as listed for Instructional / Noninstructional staff. All recommendation(s) are made with the understanding that these individuals will comply with regulations / policies as set forth by the Florida State Department of Education and The School Board of Broward County, Florida. This item was amended to remove one name from list, Instructional / Non-instructional Discipline.

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

There is no financial impact to the school district.

**H. ATTORNEY**

**I. OFFICE OF THE SUPERINTENDENT**

- I-1. Naming of the Food Court of The Sheridan Technical Center  
(Withdrawn)
- I-2. First Amendment to Agreement between Broward County and The School Board of Broward County, Florida, for Broward County Public Art and Design Public Private Partnership Commemoration of Dr. Kathleen C. Wright Commemorative Sculpture in Broward County  
(Approved)

Approved the First Amendment to this Agreement.

In 2006, as the School Board was rebuilding the Kathleen C. Wright Building, the Links of Fort Lauderdale, Inc., resumed its fund raising efforts to underwrite the creation of a statue in memory of the Building's namesake, Dr. Kathleen C. Wright, for display outside the building. An earlier effort, initiated in 1992, resulted in the naming of a reading room for Dr. Wright at the African American Research Library and Cultural Center in Fort Lauderdale, Florida.

In 2007, the School Board, in conjunction with the Links of Ft. Lauderdale, Inc., applied to the Broward County Cultural Arts Division for a grant to conduct a Call for Artists to select an artist to create a Bronze Sculpture in memory of Dr. Kathleen C. Wright. \$15,000 was secured and recently, an Artists Selection Committee comprised of members of the Links, The Cultural Arts Division and District staff met to select the artist. This Amendment to the Agreement will allow the County and School Board to encumber these funds for this purpose.

This Agreement is approved as to form and legal content by School Board Attorney.

There is no financial impact to the district.

**J. FACILITIES AND CONSTRUCTION MANAGEMENT**

J-1. Change Orders (Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Gottlieb and carried, to approve change orders as listed for various school projects, and approve a positive financial impact of \$612,514 to be added to the Capital Projects Reserve. Mrs. Bartleman was absent for the vote. (7-0 vote)

<b><u>Coral Park Elementary</u></b>		Change Order 07	\$20,997
Unforeseen Condition	\$20,997		
<b><u>Country Hills Elementary</u></b>		Change Order 02	\$17,186
Consultant Error	\$14,376		
Unforeseen Condition	\$2,810		
<b><u>Discovery Elementary</u></b>		Change Order 01	\$43,460
Consultant Error	\$30,658		
Consultant Omission	\$12,802		
<b><u>Flanagan, Charles W. High</u></b>		Change Order 01	\$0
Unforeseen Condition	\$0		
<b><u>Fort Lauderdale High</u></b>		Change Order 33	\$-725,666 (CREDIT)
Consultant Error	\$14,352		
Owner Request	\$-740,018	(CREDIT)	
<b><u>Meadowbrook Elementary</u></b>		Change Order 01	\$328
Consultant Error	\$-1,121	(CREDIT)	
Owner Request	\$1,449		
<b><u>Norcrest Elementary</u></b>		Change Order 04	\$93,853
Owner Request	\$93,853		
<b><u>South Plantation High</u></b>		Change Order 01	\$0
Unforeseen Condition	\$0		
<b><u>Southwest Area Bus Facility</u></b>		Change Order 23	\$6,812
Consultant Error	\$6,989		
Owner Request	\$-177	(CREDIT)	
<b><u>Young, Walter C. Middle</u></b>		Change Order 01	\$0
Unforeseen Condition	\$0		
<b><u>Whispering Pines Center</u></b>		Change Order 04	\$464
Consultant Error	\$464		

Financial Impact: Fort Lauderdale High – Project No.: P.000179 (\$619,326); Southwest Area Bus Facility – Project No.: P.000673 \$6,812. A positive financial impact of \$612,514 will be added to the Capital Projects Reserve. There is no additional financial impact to the district for the remaining projects.

Referring to Fort Lauderdale High School, Ms. Dinnen requested an explanation on the \$740,018 credit to the district.

Mr. Garretson responded that prices are falling considerably and contractors are doing a good job of getting the best possible price. Mr. Garretson stated there have been significant funds returned from projects; the total amount withdrawn since July is over \$30 million returned to the district as credits. This is due to the buy-down where they buy services cheaper than they budgeted and it is also due to direct owner purchase where certain equipment is purchased tax free and what would have been paid in taxes is returned to the school district. Mr. Garretson further stated that under the policy the contractor is allowed to keep 1 percent of the taxes that get returned.

Referring to the Southwest Area Bus Facility, Mrs. Bartleman requested and update on this change order.

Mr. Garretson responded that the first Notice to Proceed to do some vertical construction was November 2005, and each year budget funds have been added to the project resulting in a bus parking lot with gas tanks, new office building for the Transportation department, bus washing facility and servicing facility, and District 3, Southern District, Maintenance Office for Physical Plant Operations. Mr. Garretson stated there have been five separate contractors each time additions have been made.

Mr. Carter stated the facility was used early on as a staging lot for surplus buses and as the need grew, the need grew to represent what was needed at the facility versus what was actually planned. The fuel tank capacity was expanded because during the last hurricane the district almost ran out of fuel.

Mrs. Bartleman inquired about the estimated completion date of all the projects.

Mr. Garretson stated there is currently one out to bid on the interior finishing of one of the buildings, through the summer, using pre-fabricated buildings for the maintenance facility. He stated the new office space is being used by the Transportation and Physical Plant Operations departments.

Responding to Dr. Parks' inquiry, Mr. Garretson stated this is an update on an existing audit and the audit was issued in April 2008; the update will be provided at the next Audit Committee meeting.

Mr. Garretson stated that a positive issue of the audit includes no money due, and in the future, if there is a change order that increases the value of a project the district will not process any pay applications for that project until a new insurance certificate has been provided that covers the full value of the project, plus any change orders. Mr. Garretson informed that a meeting was held with affected departments and the new procedure has been submitted to all project managers as to how to handle this issue in the future.

Concurring, Dr. Parks stated this will provide transparency for the public and it will allow staff to give the reason rather than providing a short, brief response. Dr. Parks further stated this will explain what has taken place and the community can view it online.

Ms. Murray inquired when the opening date will begin. She stated this will have a cost-savings effect on transportation, overtime pay for drivers and reduce the cost of fuel.

Mr. Carter responded that the completion date was tentatively set for April 2010.

Mr. Garretson noted the buses and the refueling has been in place for two years and cost savings have begun.

Referring to Norcrest Elementary School, Dr. Parks discussed the issue of the bus drop-off. Dr. Parks stated that he worked with Mr. Ruben Parker, Director, Transportation Services, and two new buses were added; Mr. Garretson met with the City of Pompano City engineer and others and the issue has been resolved.

Mr. Garretson informed that a new walkway was one of the recommendations on site with Broward County Safety Department, the district's Safety department, and the City of Pompano Beach engineer. The new walkway will meet the needs of children and avoiding the drop-off problems.

Responding to Mrs. Hope's inquiry regarding \$0 Change Orders, Mr. Garretson stated the only change is in the number of days allowed in the contract. Mr. Garretson stated they were delayed pending the district's final budget; beginning in June and ended in late August. He stated the contractors were given days in the contract, no extra money, because the delay was on the part of the district.

Ms. Dinnen informed that the Board did not know how much millage money would be available because it began with a reduction of .5 mills last year and the 2 mills ended up being 1.5 mills.

J-2. Final Acceptance and Release of Retainage – Hyvac, Inc. – HVAC Additions & Alterations – North Lauderdale Elementary School, North Lauderdale – Project No. P.000876 (f.k.a. 2231-99-05) (Approved)

Approved the Final Acceptance of the North Lauderdale Elementary School, HVAC Additions & Alterations, Project No. P.000876 and release the balance of retainage in the amount of \$53,014.

The contractor, Hyvac, Inc., has completed the project scope of work within the extended contract time limits.

The funds being released totaling \$53,014 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 90.

J-3. Award of Contract and Rejection of Bids – Valcom Design and Construction, Inc. – Facade Improvements for Selected Buildings – Blanche Ely High School, Pompano Beach – Project No. P.000722 (f.k.a.0361-21-01) (Approved)

Approved award of a construction contract for Blanche Ely High School, Facade Improvement for Selected Buildings, Project No. P.000722, to Valcom Design and Construction, Inc., in the amount of \$389,675 and rejection of bids received from Associated Craftsmen of America, Inc., and JAXI Buildings, Inc.

Consultant: Cubellis SGR

Reject the bids from:

- Associated Craftsmen of America, Inc., is not pre-qualified and therefore fails to comply with 1013.46 F.S., State Requirements for Educational Facilities Ch 4.1 (8), Board Policy 7003, Document 00008 Pre-Qualification of Contractor's Notice, and Document 00101 Advertisement for Bids.
- JAXI Buildings, Inc., omitted page 4 of the Document 00410 Bid form which includes the acknowledgement of the addendums. The Bidder failed to comply with the requirements in Document 00200, Instructions to Bidders in Article 3.05.C, Document 00410, Bid Form, and Document 00910, Addenda. Addendum 1 includes the revisions to seven drawings and the deletion of one drawing. Addendum 2 indicates that the project does not require compliance with the Davis Bacon Act. The addenda items are material in that they affect the costs of the work and therefore the bid amount.

The Bidder's failure to comply results with the Bidder being Non-Responsive as defined in Document 00200, Articles 1.02 M and 5.03 C which specify that the Bid be rejected.

Contract to be awarded to Valcom Design and Construction, Inc. All of the bidders are currently Pre-Qualified with the exception of Associated Craftsmen of America, Inc.

Scope of Work: General construction of gymnasium and science building facade renovations.

The amount of the contract shall be \$389,675. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014.

- J-4. Reduction of Retainage – Hyvac, Inc. – HVAC Additions and Alterations to HVAC Equipment – Margate Middle School – Project No. P.000112 (f.k.a. 0581-99-05) (Approved)

Approved the recommendation to reduce retainage now being held on Margate Middle School, HVAC Additions and Alterations to HVAC Equipment, Project No. P.000112, for the Contractor Hyvac, Inc., from \$79,060 to \$15,812.

In accordance with School Board Policy 7005, the Facilities and Construction Management Department is recommending that the retainage be reduced from \$79,060 to \$15,812. The amount of \$15,812 is being withheld pending final completion of the project. This project will be brought back to the Board for Final Acceptance and Release of Retainage.

The funds being released totaling \$63,248 have been appropriated in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 129.

- J-5. Reduction of Retainage – Balfour Beatty Construction, LLC – Discovery Elementary School (f.k.a. Elementary "A"), Sunrise – New Building Construction – Project No. P.001005 (f.k.a. 3962-25-05) (Approved)

Approved the recommendation to reduce retainage now being held on Discovery Elementary School, Project No. P.001005 for the contractor Balfour Beatty Construction, LLC from \$1,457,910 to \$246,295.

In accordance with School Board Policy 7005, the Facility and Construction Management Division is recommending that the retainage be reduced from \$1,457,910 to \$246,295.

This project has reached Substantial Completion. The amount of \$246,295 is being withheld at this time pending final completion of this project.

The funds being released totaling \$1,210,754 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 56.

- J-6. Increase Supplemental / Reimbursable Fees for Services / Professional Services Agreement – ACAI & Associates, Inc. – New Bus Facility – Southwest Maintenance Bus Facility, Pembroke Pines – Project No. P.000673 (f.k.a. 9335-91-01) (Approved)

Approved the increase to the Supplemental / Reimbursable Fees from \$322,483 to \$337,633 for the Professional Services Agreement dated October 17, 2000, between The School Board of Broward County, Florida, and ACAI and Associates, Inc.

This increase of \$15,150 will be required for Project Specific Professional Liability Insurance for the Architects.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 6, Appendix E. Funds for the increase to the Supplemental / Reimbursable Fee (Line 3) in the amount of \$15,150 will be taken from the Physical Plant Operations Work Orders (Line 13), decreasing from \$43,637 to \$28,487.

- J-7. Waive Omission and Award of Contract – M.V.P. Contractors, Inc. – District-Wide Relocatable Buildings – Site Adaptation – Various Locations – Bid No. 2009-03-FC (Approved)

Approved the recommendation to waive the omission and award of contract for the District-Wide Relocatable Buildings - Site Adaptation, Various Locations, Bid No. 2009-03-FC to M.V.P. Contractors, Inc.

Consultant: Design Services

Waive the omission by the Bidder in Document 00436, Schedule of Unit Prices, as the pertinent information “single fixed multiplier” was provided by the Bidder in Document 00410, the Bid Form. The single fixed multiplier and Bidder’s signature are included in Document 00410. Document 00200, Instructions to Bidders, in Article 5.03.C states “the owner may waive any formality in the bid requirements and award the contract in the best interest of The School Board of Broward County, Florida.” The Facilities and Construction Management Division recommends award of contract to M.V.P. Contractors, Inc.

Scope of Work: To establish a term contract for all site work associated with relocatable buildings.

The contract amount is up to \$10,000,000 with a renewal amount of up to \$4,000,000. The term of this Agreement shall be for one (1) year from the date of execution, and may, by mutual agreement between The School Board of Broward County, Florida, and the Contractor be extended for two additional one-year periods.

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

- J-8. Final Acceptance and Release of Retainage – James B. Pirtle Construction, Inc. – 36-Classroom Addition – Stoneman Douglas High School, Parkland – Project No. P.000542 (f.k.a. 3011-27-01) (Approved)

Motion was made by Mrs. Kraft, seconded by Mrs. Hope and carried, to approve the Final Acceptance of the Stoneman Douglas High School, 36-Classroom Addition, Project No. P.000542 granting 236 non-compensable days for delays due to a condensed original project schedule and release the balance of retainage in the amount of \$452,291.

The contractor, James B. Pirtle Construction, Inc., has completed the project within the adjusted contract limits. This TPM project included a much larger scope than typical TPM Classroom Addition projects.

The funds being released totaling \$452,291 are included in the Adopted District Educational Facilities Plan Fiscal Years 2009-2010 to 2013-2014.

Mrs. Kraft inquired whether the additional items needed to be done were done under the contract, and whether some items needed to be moved around campus to accommodate the classroom addition.

Mr. Garretson responded that the items, parking lot, parent drop-off, was bid as a separate project because of the scope issue. Some item were moved on campus that was not consistent with the master plan that was adopted.

Mrs. Kraft inquired when there is a project whereby something needs to be moved, such as moving a tennis court to construct a building, the tennis court would be replaced. If anything had to be changed as a result of building a classroom addition that would fall within the same project. Mrs. Kraft stated she is unclear when the master plan was done whether there was a change to the walkway.

Mr. Garretson stated it is a master plan issue, and he will review the issue. He stated the district is expecting a \$400,000 credit from this project which can be used to make any corrections.

Mrs. Kraft stated that whatever needed to be done, if it was a function of where the building was placed, that it would be done pursuant to the guidelines she read in the minutes of the Audit Committee.

Mr. Garretson responded that Pirtle is an open-ended contractor for that area and it could be done as an open-ended contract, if needed.

Mrs. Kraft, who discussed the press box for the stadium, stated that two of the issues was the design and the inspection. She inquired to the extent that anything might have been a financial issue, is there a way to save money on the project by placing it back into the same facility.

Responding affirmatively, Mr. Garretson stated when the credit is presented to the Board it can be done within the same Board item, similar to the Fort Lauderdale High School and Driftwood Middle School projects. Responding to Mrs. Kraft's inquiry, Mr. Garretson stated that a credit will be submitted to the Board on Heron Heights and Riverglades, \$40,000 to get started on the two playcourts.

Responding to Ms. Murray's inquiry as to whether portables can be put up for sale to private buyers, Mr. Carter stated that staff will explore that option and report back. He stated that typically on major equipment, once it is declared surplus it can be placed for public auction.

Mrs. Bartleman informed that the League of Cities discussed portables and there is criteria for using portables in Senate Bill 360, and the ability to extend their use. Mrs. Bartleman stated they should not be eliminated especially if they meet the criteria, until the Growth Management Plan is discussed.

- J-9. Final Acceptance and Release of Retainage – D. Stephenson Construction, Inc. – 12-Classroom Addition – Stephen Foster Elementary School, Fort Lauderdale – Project No. P.000171 (f.k.a. 0921-25-01)  
(Approved)

Approved the Final Acceptance of the Stephen Foster Elementary School, 12-Classroom Addition, Project No. P.000171 and release the balance of retainage in the amount of \$123,538.

The contractor, D. Stephenson Construction, Inc., has completed the project within the extended contract limits. 430 non-compensable days were granted previously via Change Orders due to significant scope changes.

The funds being released totaling \$123,538 are included in the Adopted District Educational Facilities Plan Fiscal Years 2009-2010 to 2013-2014.

J-10. Pre-Qualification of Contractors – Approval of Application and Issuance of Certificates (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on October 7, 2009, to review Contractor Pre-Qualification Staff Application Review Executive Summaries, received for the following contractors and makes the following recommendations to the Superintendent of Schools:

AFCO Constructors, Inc. – Issue Pre-qualification Re-Certification

Art Sign Co., Inc. – Issue Pre-qualification Re-Certification

Bazan Construction Corporation – Issue Recommendation to Not Re-Certify

\*Century Building Restoration USA Inc. – Issue Pre-qualification Certification

Coltec Engineering, Inc. – Issue Pre-qualification Re-Certification

Elkins Constructors, Inc. – Issue Pre-qualification Re-Certification

Facchina Construction of Florida, LLC – Issue Pre-qualification Re-Certification

\*\*Francis Uriel Electric ADT, Inc. – Issue Pre-qualification Re-Certification

Gates Butz Institutional Construction, LLC – Issue Pre-qualification Re-Certification

JMW Construction Corporation – Issue Pre-qualification Re-Certification

\*\*Landscape Service Professionals Inc. – Issue Pre-qualification Re-Certification

Portland Construction Company – Issue Pre-qualification Re-Certification

Southern Structures Incorporated – Issue Pre-qualification Re-Certification

\*Surge Solutions Group Inc. – Issue Pre-qualification Certification

Jaxi Builders, Inc. – Issue Pre-qualification Re-Certification

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

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

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

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

- J-11. Renewal of the Sublease Agreement between AGMUS Ventures, Inc., and The School Board of Broward County, Florida, for Community School South (Approved)

Approved the renewal of the sublease agreement between AGMUS Ventures, Inc., and The School Board of Broward County, Florida, for Community School South.

Community School South desires to renew the sublease agreement for continued use of classroom space within Ana Mendez University for the WC Young Community School ESOL Program.

The 5200 square feet of rentable floor space includes 7 classrooms, a planning room and use of restroom facilities from 8:00 a.m. until 3:30 p.m. Monday thru Friday beginning October 16, 2009 through September 30, 2011.

The use of this facility is beneficial to both the Ana Mendez University program of International Studies and the Community School. Ana Mendez program of study requires students to be fluent in a foreign language and English. The community school ESOL program will assist the University in meeting those student requirements.

Sunbeam Development Corporation, the lessor, has agreed to allow AGMUS Ventures, Inc., the lessee, to sublet this area during the daytime hours.

AGMUS Ventures, Inc., will execute the agreement after the School Board's approval.

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

The financial impact to the District is \$42,180 for year one and \$43,872 for year two. The source of funding is from the Community School South operating budget.

- J-12. Grant of Water and Sewer Utility Easement at Lauderdale Manors Elementary School to the City of Fort Lauderdale (Approved)

Approved the grant of a water and sewer utility easement at Lauderdale Manors Elementary School to the City of Fort Lauderdale.

The proposed utility easement will allow access to a water meter vault installed at Lauderdale Manors Elementary School.

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

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

- J-13. License Agreement with the Greater Fort Lauderdale/Broward County Convention Center to Hold Showcase 2010 (Magnet Programs)  
(Approved)

Approved the annual license agreement with the Greater Fort Lauderdale/Broward County Convention Center for Magnet Programs Showcase 2010.

Showcase 2010 will provide parents and students with an overview of the unique educational opportunities available through Magnet Programs.

The Greater Fort Lauderdale/Broward County Convention Center will lease their facility to the School Board to hold the Magnet Program's Showcase 2010. This is a one-day event scheduled for December 2, 2009.

It is the policy of the Convention Center for the licensee to execute the agreement first.

The School Board Attorney has approved this agreement as to form and legal content. The financial impact to the school district is estimated to be \$4,000. The source of funds is the Magnet Programs department budget.

**K. OFFICE OF CHIEF FINANCIAL OFFICER**

**OPEN ITEMS**

**AA. RESOLUTIONS**

**BB. BOARD MEMBERS**

**CC. BOARD POLICIES**

- CC-1. Revisions to Exceptional Student Education Policies and Procedures (SP&P) Formerly Known as Policies and Procedures for the Provision of Specially Designed Instruction and Related Services for Exceptional Students (SP&P) (Approved)

Motion was made by Mrs. Bartleman, seconded by Mr. Williams and carried, to approve Revised Policy 6000.4 Exceptional Student Education Policies and Procedures (SP&P), at this first reading.

Federal and Florida State law requires that School Boards adopt, as policy, the Exceptional Student Education Policies and Procedures (SP&P) formally known as Policies and Procedures for the Provision of Specially Designed Instruction and Related Services for Exceptional Students (SP&P) in order to receive Federal and State funding. This document describes the process for determining eligibility, developing individual education plans (IEPs) for students with disabilities, developing education plans (EPs) for gifted students, and making placement decisions for exceptional students. The School Board previously approved SP&P for 2004-2007 and an amendment 10/21/08.

This revision includes requirements by the State to align with the Florida State Statutes and State Board of Education (SBE) Rules revised in 2009. The language by the state cannot be revised as it provides the policy necessary to comply with the Individuals with Disabilities Education Act 2004 (IDEA).

Exhibit #1 is a Summary of Changes to the sections and significant changes required for the District. The District is allowed to enter local policy statements in boxed areas only. Exhibit #2 is the revised SP&P document. Highlights of changes were shared at the September 8th Board Workshop on Policy 6000.1. The ESE Advisory Executive Board reviewed the Policy at the September 21st General Advisory meeting. Questions and/or comments about the policy were addressed at that time.

There is no financial impact to the district.

Motion to Postpone Item

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to postpone the discussion of this item pending arrival by staff.

Following the action of Agenda Item CC-2, the following motion was made:

Motion to Remove Postponed Item (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Gottlieb and carried, to remove the postponed item for discussion.

Responding to Mrs. Bartleman's concerns, Mrs. Kelly informed the Board if the parent wants an evaluation they can request it, and staff can move forward in implementing the strategy/ collaborative problem solving process as staff moves forward in the evaluation. Mrs. Kelly stated this is a part of eligibility determination for a student who has ultimately been deemed specific learning disabled or emotionally behavior disabled.

Mrs. Kelly stated one of the conversations needed is what the parent is looking for to find out whether the child has a disability, from the standpoint of guiding the interventions that are being put in place for the child. Mrs. Kelly stated if there are individuals cases where parents are being denied an evaluation, then staff needs to follow through.

Mrs. Bartleman requested that school staff be made aware if a parent request an evaluation for whatever reason, staff to ascertain what the response is and how they need to follow through. Mrs. Bartleman stated, for the record, that it is advocates who are facing a dilemma who understand the law.

Mrs. Bartleman stated parents have a concern about the Discrepancy Testing for Specific Learning Disability (SLD). Mrs. Bartleman requested that staff clarify to individuals conducting staffings how the Discrepancy Testing is or can be used until July 2010, which is outlined in the policy.

Mrs. Bartleman expressed concern with the implementation of the "RTI" and in the roll out, and requested that staff revisit how it was rolled out.

Mrs. Kelly, who informed that there is no training in RTI, stated the process being used is to meet the needs of children. She stated a memorandum was sent to principals about Response to Intervention and some of things they need to be doing. Information is being sent out; Dr. Earlean Smiley, Deputy Superintendent, Curriculum, is the point person to make sure that this be moved forward, and Ms. Laurel Thompson, Director, Student Services, and staff have taken the lead. Mrs. Kelly further stated that stimulus dollars have been used to hire an individual to be the RTI lead to help move the district's plan forward.

CC-2. McKinney-Vento Act for Homeless Students Policy 5.1A Revision  
(Approved)

Motion was made by Dr. Parks, seconded by Mrs. Hope and carried, to approve the McKinney-Vento Act for Homeless Students Policy 5.1A Revision, at this first reading.

FLDOE requires that all Districts have a school board adopted homeless education policy addressing the requirements of the McKinney-Vento Act, which is a Federally-mandate. Such a policy was adopted by the School Board on April 21, 2009. Since then, further review of the Federal requirements by the State and the BCPS Homeless Coordinator, identified language previously omitted in the policy for the definition of homeless students and a clarification needed related to the provision of transportation to and from the school of origin for the homeless student. There are no other changes to the policy other than these.

The district has transported homeless students for the past ten years, this is not a new financial impact but one that must be adhered to according to Federal Law and State Statute. The cost is approximately \$540,000. The source of funding is district funds.

Mrs. Hope discussed the cost of transporting homeless students.

Mr. Notter responded that the annual cost is \$540,000, and this service has been provided for the past ten years, similar to the service to foster care children. Mr. Notter stated that the funds are district funds and not federal funds.

Mrs. Kraft, who remarked that having a Homeless coordinator has been very helpful for schools, inquired whether this is a district or state requirement.

Mrs. Leah Kelly, Executive Director, Student Support Services, responded that it is a district policy.

Mrs. Kraft stated that every school now has a Homeless Coordinator in place to be able to identify and use district resources. She stated it has been a tremendous initiative especially in the Taravella zone/Coral Springs area. Mrs. Kraft praised staff for the initiatives taken on this issue.

Mrs. Bartleman extended gratitude to Mrs. Diane Sepielli, Homeless Coordinator, for working wonders with the district's homeless student population, and to Mr. Garretson for finding places to house those students. She stated it is important to provide stability in these children's lives.

CC-3. Proposed New Job Description and Minimum Qualifications for the Transition Services Specialist – ESE Position for The School Board of Broward County, Florida 2009-2010 Organizational Chart (Adopted)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Hope and carried, to adopt the proposed job description, minimum qualifications, and job title change, from the Transition Specialist to the Transition Services Specialist – ESE position and amend the 2009-2010 Organizational Chart to reflect this job title change. This is the final reading.

This work of this position is currently being performed by a Teacher on Special Assignment. The performance responsibilities of the Transition Services Specialist – ESE are not of a temporary nature; therefore a job description and job title that accurately documents the job qualifications and ongoing performance responsibilities has been developed. See Executive Summary.

Funding for this position is included on the 2009-2010 Organizational Chart. There is no additional financial impact to the district budget.

No discussion was held on this item.

CC-4. Proposed New Job Description and Minimum Qualifications for the Instructional Technology Facilitator Positions for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Murray, seconded by Mrs. Hope and carried, to adopt the proposed new job description and minimum qualifications for the Instructional Technology Facilitator positions for The School Board of Broward County, Florida. This is the final reading.

The job description for Instructional Technology Facilitator has been created to delineate the required knowledge, skills, and abilities to identify personnel fully capable of providing curriculum and skill development support, to teachers and administrators, for instructional technology to be fully integrated into the teaching and learning process in the classroom. See Executive Summary.

The total cost of salary and benefits is \$837,545; there is no additional financial impact to the district budget. The sources of funding are a combination of Title I, American Recovery and Reinvestment Act (ARRA) stimulus, and grant funds.

No discussion was held on this item.

CC-5. Proposed Revisions to Current Job Description and Minimum Qualifications for the School Principal Positions for The School Board of Broward County, Florida (Adopted as amended)

Motion was made by Dr. Parks, seconded by Mrs. Hope and carried, to adopt the proposed revisions to current job description and minimum qualifications for the School Principal Positions for The School Board of Broward County, Florida. This is the final reading. This item was amended to reflect all references in the job description that currently read "Vocational" Center Director to "Technical" Center Director. Mrs. Bartleman was absent for the vote. (7-0 vote)

The current job description for School Principal is being revised to update and align the additional certification requirements for the Adult Center Principal, Exceptional Student Center Principal, and the Vocational Center Director with the minimum qualifications outlined in School Board policy 4002.14. See Executive Summary and matrix of changes.

There is no additional financial impact to the district budget.

Dr. Parks requested that the following changes be made to the Job Description:

Page 4, Additional Experience Required, 2. Satisfactory completion of a district-approved program or its equivalent. Add verbiage: leadership district-approved program...

Page 4, Required Knowledge, Skills and Abilities: Ability to: prepare and manage the school's budget and allocated resources. Add verbiage: manage and inventory the schools assets.

Page 4, Required Knowledge, Skills and Abilities: communicate effectively both orally and in writing. Add verbiage: and technology).

Page 6, 26. and 27. Include the intent regarding every school having their own website and their own e-newsletter.

Page 9, 103. Write and disseminate newsletters... Add verbiage: electronic

Page 9, 105. Provide leadership in the effective use of technology in the classroom and in school administration. Add verbiage: and communication)

Page 9, 115. Comply with district procedures to manage equipment Add verbiage: and asset inventory.

Dr. Parks stated the idea is technology and asset management and also that the principals are held responsible. Staff is requested to embed the concepts in the job description and to also identify in red where the changes were on the eAgenda.

- CC-6. Proposed New Job Description, Minimum Qualifications, Pay Grade, and Job Title for the Executive Director, Benefits & EEO Compliance Position for The School Board of Broward County, Florida 2009-2010 Organizational Chart (Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Hope and carried, to approve the proposed job description, minimum qualifications, pay grade, and job title change, from the Director, Benefits/Compliance to the Executive Director, Benefits & EEO Compliance position and amend the 2009-2010 Organizational Chart to reflect this job title and pay grade change. This is the first reading. Mrs. Bartleman was absent for the vote. (7-0 vote)

The development of The School Board of Broward County, Florida 2009-2010 Organizational Chart provided an opportunity to streamline two major functions, benefits and equal educational/employment opportunity compliance, under a single umbrella organization. The new position, Executive Director, Benefits & EEO Compliance, has been developed to provide leadership and direction for these diverse functions. See the Executive Summary for greater detail.

The total additional financial impact to the district budget is approximately \$23,587, inclusive of salary and benefit costs. The source of funding is the District's General Fund.

No discussion was held on this item.

- CC-7. Proposed Revised Job Description and Minimum Qualifications for the Director, Student Support position for The School Board of Broward County, Florida 2009-2010 Organizational Chart (Approved)

Motion was made by Mrs. Kraft, seconded by Dr. Parks and carried, to approve the proposed revised job description and minimum qualifications for the Director, Student Support position for The School Board of Broward County, Florida 2009-2010 Organizational Chart. This is the first reading. Mrs. Bartleman was absent for the vote. (7-0 vote)

The job description for the Director, Student Support is being revised to update the minimum requirements and align the position goal and performance responsibilities to reflect the current needs of Broward County School District. See Executive Summary.

Funding for this position is included on the 2009-2010 Organizational Chart. There is no additional financial impact to the district budget.

No discussion was held on this item.

CC-8. Proposed Revised Job Description and Minimum Qualifications for the Executive Director, Professional Standards and Special Investigative Unit (SIU Position for The School Board of Broward County, Florida 2009-2010 Organizational Chart (Approved)

Motion was made by Mrs. Kraft, seconded by Dr. Parks and carried, to approve the proposed revised job description and minimum qualifications for the Executive Director, Professional Standards and Special Investigative Unit (SIU) position for The School Board of Broward County, Florida 2009-2010 Organizational Chart. Approval is requested to advertise for this vacant position after the first reading. This is the first reading. Mrs. Bartleman was absent for the vote. (7-0 vote)

The job description for Executive Director, Professional Standards and Special Investigative Unit (SIU) is being revised to update the minimum requirements and align the position goal and performance responsibilities to reflect the current needs of Broward County School District. See Executive Summary.

Funding for this position is included on the 2009-2010 Organizational Chart. There is no additional financial impact to the district budget.

Mrs. Hope inquired whether community individuals had input on this issue at the Board Workshop. Mrs. Hope stated the job position should include knowledge in the progression of discipline.

Ms. Dinnen responded that in-between the two Board Workshops public comments were made. Ms. Dinnen stated they were also commenting on the process, procedure, and not necessarily about job descriptions. The discussion also included a combination of law enforcement background and knowledge of the educational situation and the laws at the state level.

Mrs. Kraft thanked Mrs. Strong for her patience with the Board changing the job description numerous times, as the finished product is what the Board was looking for.

**DD. OFFICE OF THE CHIEF AUDITOR**

**EE. CHIEF OPERATIONS OFFICER**

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

Motion was made by Mrs. Gottlieb, seconded Mrs. Bartleman and carried, to approve the following RFP as stated on the award recommendation. Mrs. Bartleman was absent for the vote. (7-0 vote)

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
10-051N	Healthcare Services – Various – Amount: \$6,000,000

M/WBE VENDOR(S)

Includes an award recommendation to three certified M/WBE Vendors: Compass Home Health Care, LLC (African American M/WBE: North Miami, Florida), First Care Home Services, Inc., (African American M/WBE: North Miami Beach, Florida), Trinity Health Care Services, Inc., (African American M/WBE: Miramar, Florida)

The original spending authority, based on historical usage, would have been \$12,000,000. However, during this period of budget reductions, the spending authority has been reduced to \$6,000,000. Additional spending authority will be requested in smaller increments as required to provide closer controls on spending.

Board approval of this RFP recommendation does not mean the amount shown will be spent. This amount represents 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 this RFP recommendation is \$6,000,000.

No discussion was held on this item.

**FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT**

**GG. HUMAN RESOURCES**

**HH. ATTORNEY**

**II. OFFICE OF THE SUPERINTENDENT**

**JJ. FACILITIES AND CONSTRUCTION MANAGEMENT**

- JJ-1. Royal Concrete Concepts, Inc. – Proposal for Six (6) Modular Classrooms and One (1) Modular Bathroom Unit for Seminole Middle School, Plantation – Use of Contract for Palm Beach County Public Schools – Project No. P.000769 (Withdrawn)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Kraft, to approve the proposal for Six (6) Modular Classrooms and One (1) Modular Bathroom Unit for \$1,230,025 from Royal Concrete Concepts, Inc., for Seminole Middle School, utilizing the Contract for Palm Beach County Public Schools under Project No. P.000769. This motion was superseded by a Motion to Withdraw (below).

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The scope of this project includes the design and construction of the new building, including all site-construction costs, reusing the Palm Beach County School Contract with Royal Concrete Concepts, Inc. The Royal Concrete Concepts, Inc., Palm Beach County Contract is available for review at the Facilities and Construction Management Division.

The financial impact is \$1,230,025. The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2009-2010 to 2013-2014, page 137.

Mr. Garretson requested that this item be withdrawn because it is not ready to move forward.

Motion to Withdraw (Carried)

Motion was made by Mrs. Gottlieb, seconded by Mr. Williams and carried, to withdraw the agenda item.

A vote was taken on the Motion to Withdraw.

**KK. OFFICE OF CHIEF FINANCIAL OFFICER**

**Adjournment** This meeting was adjourned at 6:30 p.m.

RT