

Approved in Open Board Meeting, February 3, 2009

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

December 16, 2008
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:17 a.m., Tuesday, December 16, 2008, 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, Beverly A. Gallagher, Phyllis C. Hope, Stephanie Arma Kraft, Esq., Ann Murray, (Dr. Robert D. Parks was absent), Benjamin J. Williams, Superintendent James F. Notter, and Edward J. Marko, Esq.

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

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

December 9, 2008 – Special – Student Expulsions

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

SPECIAL PRESENTATION

Student Enrichment in the Arts and Science (SEAS) Report

Mr. Abraham Fischler informed the School Board that 17 years ago the School Board and the Broward Center for the Performing Arts began a partnership to present quality presentations to all students.

Mr. Mark Nerenhausen, President, Broward Center for the Performing Arts, concurred that the School Board has been the foundation of the program but other support in the community has increased through private funds and sponsorship programs. Remarking that 2 million students have benefited by SEAS, Mr. Nerenhausen stated that the program has been consistent due to the ability to plan long term.

Mr. Nerenhausen, through a slide presentation, highlighted the following key programs: Reading Residencies; Arts for the Future Scholarships; Reading Readiness; In-School Tours and Master Classes; Very Special Arts; Math and Science Day; Cultural Adventures for Teachers; and Upcoming Snapshots. Mr. Nerenhausen stated that qualitative research was conducted so that these high quality programs could be offered.

Ms. Sharon Brooks, Director of Education, stated that over the years the focus of the program is to bring students to the theatre and the qualitative points of everything the program offers is aligned with the district's requests, such as the focus in reading. Remarking that SEAS offers many reading-based performances, Ms. Brooks stated that Head Start parents are being trained how to read aloud and communicate with their children at home, helping them to build home libraries so that they can appreciate the performances rather just seeing a show.

Ms. Brooks informed the Board that as a part of the Holiday Reading program, SEAS will be visiting Broadview Elementary School and donating 1,200 books to the 300 children that are involved in the Reading Readiness program. Ms. Brooks stated that suggestions from the School Board are taken seriously and making sure that they are incorporated in the presentations at the schools and the theatre.

Dr. Fischler informed the Board that Mr. Nerenhausen will be leaving the area within 90 days and that the person that will fill this position will fit the philosophy and the commitments that have been made throughout the past 17 years.

Mrs. Bartleman praised the SEAS program and extended gratitude to the Broward Center for their dedication and service. Best wishes was extended to Mr. Nerenhausen in his new endeavor.

Concurring, Ms. Gallagher thanked Dr. Fischler for his leadership and partnership with the district, and extended best wishes to Mr. Nerenhausen.

Mr. Williams extended appreciation to Dr. Fischler, Mr. Nerenhausen and Ms. Brooks for their leadership in the district's arts education.

School Board Members recognized Mr. Damian Huttenhoff, Director, Athletics and Student Support, for his outstanding leadership with arts education.

Ms. Murray, who spoke about the importance of arts education, expressed gratitude for the SEAS program and its leadership.

Mr. Nerenhausen expressed gratitude to the School Board, Superintendent and district staff for their support. He stated that the success of the program is the result of the foundation that was set by the School Board.

Ms. Dinnen joined with her colleagues in paying tribute to the SEAS program. She stated that the district's program stands head and shoulders with any other performing arts theatre in the entire country.

REPORTS

District Advisory Council – Jeanne Jusevic

Ms. Jusevic reported that DAC met on December 10, 2008, with attendance by School Board Member Mrs. Gottlieb and Superintendent Mr. Notter. The Superintendent spoke to the members about the School Board's participation in the economic stimulus package anticipated to be recommended by President-elect Obama.

Mrs. Leslie Brown, Executive Director, Educational Programs, and Jill Young, Director, School Boundaries, gave a presentation on school boundaries and the impact that the plant survey, level of service, and class size reduction will have on the boundary process.

A motion was made, and passed 18-7, regarding the appropriate placement of ESE students in the full-time or part-time general education program.

DAC requested the reinstatement of mandatory attendance of incoming ESE specialists at transition meetings for ESE students. This motion has been sent to the ESE Advisory for comment. A second motion regarding BAT testing from the North Central Area was postponed and will be brought forward at the February DAC meeting.

The January DAC meeting will be held on January 10, 2009 at the KC Wright Board Room. The topic will be legislative training for parents. January will begin the planning of district-wide parent leader training.

Holiday greetings was extended to the School Board and employees.

Mrs. Bartleman stated that meetings have been held with Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support, regarding the transition meeting for middle and high schools, and they are working on a plan.

Ms. Dinnen praised DAC for training parents on legislative issues. She suggested that parents be informed of BECON's broadcast on Friday regarding the Capital Update of Legislative issues during the week.

ESE Advisory Council

Mrs. Bartleman informed her colleagues that Mr. Dennis Bailey, Chair, is unable to attend today's meeting and a report will be submitted to the Board regarding last evening's ESE Council meeting.

BOARD MEMBERS

Mrs. Gottlieb informed her colleagues that she received a letter from student Ameira Aziz through Kids Voting, requesting permission of the Superintendent that schools watch the Presidential Inauguration ceremony on January 20, 2009 of President-elect Obama, as it will be a historic event.

Mrs. Gottlieb discussed the Architecture, Construction, and Engineering (ACE) Mentor Program to encourage students to go into these fields. ACE is attempting to bring the free program to Blanche Ely, and hopefully it can be brought to all schools.

Mrs. Gottlieb attended the dedication ceremony for the Dr. Alyce Culpepper Environmental Research Center and Barbara Lockwood Culinary Arts Center at South Plantation High School with Ms. Dinnen and Mrs. Bartleman. Congratulations was extended to the school for this honor.

Mrs. Gottlieb congratulated the All-Star football players and cheerleaders.

Mrs. Gottlieb participated in the Annual Toy Run by 30,000 bikers carrying toys. All proceeds will be donated to Joe DiMaggio Children's Hospital.

Mrs. Gottlieb reported that the Federation of Public Employees held their holiday party and presented the Chuck Brown \$3,500 awards to 8 employees. These scholarships are generated through donations.

Mrs. Gottlieb informed that www.letsaythanks.com is a website that offers free holiday cards that will be sent to individuals serving overseas in the Armed Forces.

Holiday greetings was extended to district employees.

Ms. Murray informed her colleagues that she attended the All Star Athletic program, praising football players and cheerleaders.

Ms. Murray thanked Mr. Kelvin Lee, Principal Lanier-James Alternative Center, and students for providing her name plaque on the dais.

Holiday greetings was extended to school district employees and the community.

Ms. Dinnen informed her colleagues that she also attended the All-Star Football and Cheerleader banquet. Remarking that Broward County is the only county that celebrates their football players, Ms. Dinnen stated that she spoke at the event and luncheon regarding economic concerns that may affect athletic and arts programs.

Ms. Dinnen attended the South Plantation High School Environmental Science and Everglades Restoration magnet building dedication to Dr. Alyce Culpepper and the Culinary Arts complex named for Barbara Lockwood. Ms. Dinnen paid tribute to Dr. Joel Herbst, former principal of the school. Former School Board Member Mrs. Judie Budnick was also in attendance at the event.

Ms. Dinnen attended The Nutcracker performance and luncheon at the Broward County Performing Arts Center. She said the performance is a wonderful example of the SEAS program.

Ms. Dinnen reported that she and Mr. Notter received plaques from Broward Days, in recognition of the district's support of Broward Days activities.

Ms. Dinnen informed her colleagues that the South Plantation High School football program received a \$5,000 donation from former alumni and Green Bay Packers player Colin Cole, who was honored recently when his Paladin football jersey was retired.

Ms. Dinnen stated that a Walk-a-Thon was held at Plantation High School in honor of Crime Watch. Their program raised money, along with Sears, to pay for some of the brave men and women who are in need for household items.

Ms. Dinnen stated that previously the Board discussed the proposed "bailout" for the school district is to be part of the proposed economic stimulus package by Congress and it is not being proposed by the School Board. She stated that public school refurbishment is an important part of the package.

Mr. Williams spoke about the Apple Computer internship program at Dillard High School Technology Department, and stated that many of the students have been hired to intern at the Apple Computer Galleria retail store. Mr. Williams extended gratitude to the manager of the Apple Computer store for accepting the intern students.

Ms. Gallagher congratulated the eight finalists for Teacher of the Year, one being a teacher from her district, Coral Cove Elementary School teacher Gloria Edwards.

Ms. Gallagher stated it was an honor to serve on the Broward County Commission on Substance Abuse and expressed "kudos" to the commission for trying to keep alcohol out of certain ads that children would see, such as the Santa Claus in the Coors Beer commercials. Coors has promised that they will cease this ad campaign.

Ms. Gallagher recognized Everglades High School student Sean Fletcher who is taking a Florida Virtual American History class and discovered an error in a test question. The test was subsequently corrected and changed by Florida Virtual.

Ms. Gallagher thanked staff for explaining the new Boundaries process.

Discussing budget cuts, Ms. Gallagher stated that the family of Lawton Chiles is ready to file a lawsuit so that the Lawton Chiles Fund is not touched by the Legislators for any reason other than child welfare issues. She noted that the Rainy Day Fund has lost \$1 billion because of some investments. Ms. Gallagher praised Mr. Benjamin Leong and finance staff for doing a good job, as the district has not lost any money on their financial investments.

Ms. Gallagher requested the Superintendent to schedule a Board workshop to discuss different issues: What is the district doing with the empty sites; how much money has actually been cut in the last 4 years; if meeting the Class Size is postponed for one or two years, how much money will be saved, what are the consequences, and what will the budget savings be. In addition, if new textbooks are not purchased next year, how much money could the district save. She stated there are many unfunded mandates that the Board needs to discuss in order to be proactive and fiscally responsible.

The Superintendent informed that the Executive Leadership Team will be discussing the economic issues of the district upon return of the holiday break with Board Members and at community workshops.

Ms. Dinnen and Ms. Gallagher requested that staff send out an advisory to district parent groups, Broward Education Coalition, and public domain to contact their legislators and advise them to be careful concerning budget decisions.

Ms. Dinnen extended holiday wishes to everyone.

Mrs. Bartleman thanked Mr. Ruben Parker, Director, Transportation Services, and staff for inviting her to their holiday celebration.

Mrs. Bartleman congratulated Dr. Herbst for his vision on the magnet programs at South Plantation High School, who honored this building dedication event with a breakfast.

Mrs. Bartleman informed her colleagues that Ms. Ana Leon, Counselor, Wilton Manors Elementary, is one of 10 finalists for School Counselor of the Year from the American School Counselor Association, a national association representing all counselors. Congratulations was extended to Ms. Leon for this honor. Ms. Sharon Zelinsky has accepted the position of President-elect for the Florida School Counselor Association, the local division of the national association.

Mrs. Bartleman congratulated Mr. Andrew Blandina on being accepted into the Eagle Court of Honor and he will receive the Eagle Scout Award on April 27, 2009.

Mrs. Bartleman stated that the Harvest Drive at Country Isles Elementary, which was planned in four months with the efforts of Mrs. Patty Bradley and parents of the school, resulted in 400 families receiving 12 to 15 bags of groceries. Also, 55 new bikes were donated, including dozens of used bikes, clothing, games and diapers.

Mrs. Bartleman reported that Student Council Advisors at Everglades Elementary School - Lisa Riffle, Courtney Steinberg, and members collected gifts from the student population and presented them to Lloyd Estates Elementary students so that every child will go home with a gift.

Mrs. Bartleman announced the creation of a recognition program, through the district's construction department, for vendors that do a great job, go over and above, and perform quality work. Advanced Roofing was recognized for the quality of metal work on the roof of Lloyd Estates. Mrs. Bartleman met with the Vice-President of the company and Ms. M.L. Rouco, Reviewer and Inspector, for the school district.

Mrs. Bartleman extended safe holiday greetings was extended to employees and students.

Following Mrs. Bartleman's report to the Board, Ms. Dinnen recognized Alex Lange, former Student Advisor to the School Board for the 2007/2008 school year.

Mrs. Kraft highlighted her attendance at the SEAS performance of The Nutcracker which was appreciated by all students. She stated this performance is one of the best performances of the year, as it is a transforming experience for students. Mrs. Kraft praised the district's partnership with the Broward Center.

Holiday wishes were extended to everyone.

Mrs. Hope expressed gratitude to Mrs. Gottlieb for her involvement and commitment with the JROTC events.

Mrs. Hope spoke with Mr. Nerenhausen about the Performing Arts program in Broward County. She stated that he will be missed in Broward County, but he will be taking all his knowledge to Dallas, Texas.

Mrs. Hope informed her colleagues that West Pine Middle School student Jacqueline Faerman won an essay contest, Why I Dream of Alaska, about her daydream of going to Alaska. The contest was open to all South Florida middle school students.

Mrs. Hope thanked the ladies in Transportation Services for hosting a Christmas breakfast. She said she enjoyed conversing with bus drivers and Transportation Services employees.

Mrs. Hope showcased missing student Shanese, date of birth January 14, 1993, missing from North Lauderdale and last seen on September 30, 2008. Anyone with information on Shanise, contact the police or the National Center for Missing and Exploited Children.

Safe holiday wishes were extended to everyone, and a Happy New Year.

SUPERINTENDENT

Speakers

Lethera Dunson

Ms. Dinnen informed the speaker that this issue was discussed earlier in the meeting and Board Members and the Superintendent are working with school personnel to make arrangements to observe this historic presidential event.

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mrs. Gottlieb, seconded by Ms. Gallagher and carried, to approve the Consent Agenda for the remaining items. Dr. Parks was absent. Mrs. Hope and Mrs. Kraft had not yet assumed their seats on the dais. (6-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support to Provide Portable Classrooms to the Government of Haiti to Assist in its Recovery Effort
(Adopted as amended)

Motion was made by Mrs. Gottlieb, seconded Mrs. Hope and carried, to adopt Resolution #09- 55, in support to provide Portable Classrooms to the Government of Haiti to assist in its recovery effort. This item was amended by replacing Exhibit 1. Dr. Parks was absent. (8-0 vote)

Following the reading of the resolution by Mr. Williams, a film presentation was shown illustrating the devastation of recent hurricanes and its impact on children's education.

Mr. Michael Garretson, Deputy Superintendent, Facilities and Construction Management, stated the film demonstrates the need for this program. Mr. Garretson introduced the following delegation members who are lead by Haitian President Rene Preval's personal representatives who are involved in this humanitarian effort: Dr. Charles Manigat, Minister to Haitians living abroad; Mr. Leslie Voltaire, former Minister of Education and current Chief Architect who is preparing the property; Mr. Ralph Latortue, Haitian General Consul in Miami; and Mr. Alex Jospitre, Deputy General Consul, Miami.

On behalf of President Preval and the children of Haiti, Mr. Manigat thanked the School Board and the district for their generous donation. He stated this will set an example to other districts and states to join in this movement.

On behalf of Wal-Mart Corporation, Mr. Miller stated that Wal-Mart is glad to help Haiti in this effort by providing school supplies in every portable, and helping the School Board in the future.

Mr. Williams stated that in the past four of five months, prior to this initiative, the Broward County community and civic leaders have come together to identify and promote this project.

Mr. Williams acknowledged the community leaders and students who were involved in this project. He stated that without the committee this project would not have gone forward. Mr. Williams expressed gratitude to Mr. Garretson and Facilities staff for bringing this concept forward.

Mr. Garretson thanked Board Members for their support.

Mrs. Bartleman thanked Mr. Williams and Mr. Garretson for their leadership on this project, and thanked staff members, students, and Wal-Mart for their efforts.

Mrs. Hope stated she was proud that the School Board is reaching around the world so that dreams can come true for the students in Haiti.

Mrs. Gottlieb thanked everyone for their efforts in this humanitarian effort. She stated this project is a small token that the school system can do for the education system in Haiti.

Ms. Gallagher thanked Mr. Williams, for without his efforts the project would not have come together. Ms. Gallagher acknowledged Mr. Garretson and the Facilities department, and praised the partnership between the school district and the Haitian community.

Ms. Dinnen thanked representatives of the Haitian community for attending the meeting, to show recognition to this program.

A-2. Resolution #09-56 – Traffic Signalization Improvements – Southwest Ranches School Site Plat (Not adopted)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope, to adopt Resolution #09-56, Traffic Signalization Improvement – Southwest Ranches School Site Plat, which is required by the plat. Dr. Parks was absent. (0-8 vote)

The town of Southwest Ranches is platting the Southwest Ranches school site, located within the town of Southwest Ranches. As a condition of plat approval, the School Board must assure the County that traffic signalization improvements will be paid in part by the School Board if the County traffic study warrants installation of the traffic signal. The School Board and County staff agree that a resolution by the Board, committing to funding the School Board's proportional share of the traffic signal will be sufficient in lieu of bonding for these improvements.

Exhibit "A" is a list of required improvements. See Agenda Item J-10 for the Traffic Signalization Agreement for the improvements.

The financial impact to the school district is \$75,000. The source of funds is the Adopted District Educational Facilities Plan, Fiscal Years 2008/2009 to 2012/2013 Districtwide Land.

This item was discussed concurrently with Agenda Items A-3 and J-10 and voted on separately.

Reminding her colleagues that these items were presented to the Board in October 2007 and a lot of information was reviewed by legal counsel, Mrs. Kraft stated that the Town of Southwest Ranches property is still designated for "LLL" even though the school, West Broward, has been built in another location. Mrs. Kraft said that the Board discussed using the site for an elementary school but it has never been designated as such and an elementary school has not been placed in the Five-Year Plan that would be on that site.

Mr. Marko responded that the improper designation is not an impediment for planning of the property. The city as the seller is responsible or assumes the obligations for the planning of the property and the School Board will cooperate and sign all approvals necessary. Mr. Marko stated that he spoke with cadre counsel regarding what are the potential legal ramifications for failing to comply with the terms and conditions of the agreement. Cadre counsel advised that there is no requirement by law to designate the property and there may be some kind of financial liability to the district for not complying.

Mr. Marko further stated that in the past, after acquiring a property, the district will plat the property and if the platting is commenced for development the district will file an agreement with the county stating that the district will perform these items. There is no money to do anything until after the commencement of the development of the property. Mr. Marko said that if the district were to plat the property and wanted to sell it, it would not be an impediment upon the sale to another buyer.

Mrs. Kraft stated her understanding is that one of the agreements with the Town was they would bear the burden of platting the property and the district agreed to pass these resolutions which are required for the plat, in lieu of posting a financial obligation. Mrs. Kraft said that the Town cannot record the plat until the district passes the resolutions, as it was a condition of the sale and agreement.

Mr. Tom Coates, Executive Director, Facility Management, Planning and Site Acquisition, informed that if the process had to begin again the cost to the district would be \$100,000. It is unknown what the Town has incurred in expenses.

Mrs. Kraft stated she was not comfortable voting yes on agenda items that the Board is promising to do certain things but the Board is not planning to do. Mrs. Kraft further stated that the Board needs to have a discussion as to what to do with the property.

Ms. Gallagher, who remarked that before changes were made there was an elementary school that was slated to be built to relieve the surrounding elementary schools, stated there has not been a site selection meeting to discuss changing the designation of the site. Ms. Gallagher suggested deferring the item.

Mr. Notter stated if the items are not passed the district has the burden of platting the property. The Superintendent recommended keeping the property for a couple of years, until the economy improves, and to vote the items down at this time.

Mrs. Gottlieb inquired, since there are no plans for the property at this time would it be prudent to wait until the economy improves.

Mr. Garretson responded that there is a potential down side to voting the item down.

Mr. Marko stated that the city agreed to serve as agent for the district, as the seller cannot plat property that it does not own, and the city incurred this expense.

Mr. Coates clarified that the cost of improvements is included in the improvements that would have to be incurred as part of the development, if the district developed the property. Mr. Coates stated if the district were selling the property as platted, unimproved land, a future buyer would have the obligation to construct those improvements and/or to share in the cost of a signalization. It could have a positive or negative impact on price in a typical transaction. Mr. Coates further stated in this case, one would expect that a buyer would not be planning on building a school so the plat would need to be amended.

Mr. Marko, in response to Mrs. Gottlieb's inquiry, stated that neither agenda item would require the reimbursement to the city for their expenditures.

In response to Mrs. Bartleman's inquiry, Mr. Coates clarified that if the resolutions are passed and the agreement is approved, the district would take the final step and the Town would not incur any future costs.

Mrs. Bartleman inquired who would approve the plat amendments.

Mr. Coates responded that plat amendments go through both municipalities and the county through a formal process.

A-3. Resolution # 09-57 – Required Plat Improvements – Southwest Ranches School Site Plat (Not adopted)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope, to adopt Resolution #09-57, Required Plat Improvements – Southwest Ranches School site plat, which is required by the plat. Dr. Parks was absent. (0-8 vote)

The town of Southwest Ranches is platting the Southwest Ranches School Site, located within the town of Southwest Ranches. As a condition of plat approval, the School Board must assure the County that various capital improvements will be constructed. The School Board and County staff agree that a resolution by the Board, committing to the improvements, will be sufficient in lieu of bonding for these improvements.

Exhibit "A" is a list of required improvements. See Agenda Item J-10 for the companion Installation of Required Improvements Agreement for these improvements.

The financial impact to the school district is \$280,964. The source of funds is the Adopted District Educational Facilities Plan, Fiscal Years 2008/2009 to 2012/2013 Districtwide Land.

This item was discussed concurrently with Agenda Items A-2 and J-10 and voted on separately.

A-4. Resolution to the United States Congress to Impose a Moratorium on the Sanctions of the No Child Left Behind Act until the Act is Reformed and Reauthorized (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to adopt Resolution #09-58, requesting the U.S. Congress to place a Moratorium on the Sanctions of the No Child Left Behind Act until the law is reformed and reauthorized. Dr. Parks was absent. (8-0 vote)

Following the reading of the resolution, Mrs. Bartleman expressed gratitude to Mr. Frank Mandley, Director, Grants Administration, for his efforts on the Legislative Platform. Mrs. Bartleman stated it will be a lot of work for Congress to reform No Child Left Behind and it is unknown whether it will be reauthorized during this Legislative Session. She stated it is important to send the message; if it will not be reauthorized this year there needs to be a moratorium on the sanctions and also send a letter to U.S. Secretary of Education Margaret Spellings and Congressional Representatives, with the resolution.

Ms. Dinnen noted that No Child Left Behind is an academically flawed piece of legislation that was never properly funded. She stated that the district will place this on hold for a year so that legislators can fix this problem.

B. BOARD MEMBERS

B-1. Membership in National School Boards Association's National Affiliate Program – Council of Urban Boards of Education (CUBE) (Approved)

Approved membership in the National School Boards Association's National Affiliate Program – Council of Urban Boards of Education (CUBE).

CUBE was established by the National School Boards Association (NSBA) in 1967. CUBE is the Urban component of NSBA's National Affiliate program. CUBE addresses the unique needs of School Board Members of the largest cities in the United States.

The benefits CUBE provides for large urban districts include: specialized federal lobbying and legal advocacy via a professional staff in Washington, D.C., ad hoc topical reports especially for and about CUBE districts; survey findings, which profile our nation's urban schools; specialized forums to facilitate sharing of concerns, ideas, and "best practices" in the urban school setting; news from the urban public education arena via a bi-monthly newsletter; access to contacts and data from other urban districts; and in-depth analysis on issues in periodic reports and monographs.

Belonging to CUBE provides the district with added strength to address educational issues at a national level. When combined with membership in the Council of Great City Schools, the district becomes empowered with synergy to advance academic initiatives, educational opportunities and legislative changes which are needed by large urban districts like Broward County. Of the 54 members of the Council of Great City Schools, 37 also belong to CUBE.

Cost of this affiliation is \$13,250. The source of funds is the Board Members' department budget.

D. OFFICE OF THE CHIEF AUDITOR

E. CHIEF OPERATIONS OFFICER

- E-1. Contract with the University of Delaware to Precept Dietetic/Nutrition Students (Approved)

Approved the following agreement with the University of Delaware for Dietetic/Nutrition Students to Complete Planned Service Experience in Broward County Schools.

The Program Manager for Nutrition Education and Training, Food and Nutrition Services (FNS) would supervise student practice experience. The following are types of supervised experiences dietetic students might be involved in: food production and management; employee in-services and training; quality improvement projects; food and nutrition promotions/marketing; nutrition education. Food and Nutrition Services has been precepting Florida International University undergraduate and graduate dietetic/nutrition students since 1978 and Eastern Michigan University undergraduate and graduate dietetic/nutrition students since 2006. These programs have provided benefits to SBBC as well as the students.

The use of Broward Schools as sites for planned experiences provides the following benefits to SBBC: working with college students provides FNS leadership with a dialogue exchange regarding current practice theory in food service management, nutrition and health; as practice experiences takes place with upper-level students, their level of academic maturity allows them to provide useful service within our system. Students are potential future employees. Interning within the school system markets the benefits of such employment.

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

There is no financial impact to the district.

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

- F-1. Affiliation Agreement between The School Board of Broward County, Florida and Barry University for Athletic Trainer Services (Approved)

Approved new Agreement with Barry University to provide state certified athletic trainers at Broward County public high schools.

Since 2003, Florida International University (FIU) has contracted with The School Board of Broward County, Florida, to provide state and nationally certified athletic trainers at high schools in the south and south central areas.

Due to reductions in state funding, the FIU Sports Medicine program, including the masters level athletic trainers program, is being phased out. The entire program will be discontinued by August 2010.

The North Broward Hospital District contracts with The School Board of Broward County, Florida, to provide athletic trainers for the north and north central areas. The hospital district cannot provide athletic trainer services to high schools outside their service area.

Barry University is starting a masters level program for nationally certified athletic trainers. Barry University's program is in compliance with Florida Statute 468.70, "It is the intent of the Legislature that athletes be assisted by persons adequately trained to recognize, prevent and treat physical injuries sustained during athletic activities. Therefore, it is the intent of the Legislature to protect the public by licensing and fully regulating athletic trainers."

All athletic trainers assigned by Barry University to The School Board of Broward County, Florida, are licensed by the state of Florida and nationally certified.

Barry University's program is similar in nature to FIU's. Through this Affiliation Agreement, Barry University will provide athletic trainer services to schools previously served by FIU. The term of this agreement is through August 2010.

There is no economic impact to this agenda item. However, it is likely that a funding amendment will be forthcoming next school year as FIU appointed trainers transition out of the program. The School Board of Broward County, Florida, compensates FIU \$20,000 for each assigned athletic trainer.

As the FIU program phases out, funding will be shifted to Barry University, this will be handled through an amendment to this agreement.

The athletic trainers provided by Barry University are graduate assistants pursuing an advanced Masters Degree. The Barry University Athletic Trainers Sports Medicine Graduate program is designed to advance the skills of nationally certified trainers through instruction and application in clinical environments. With the phase out of the FIU program, Barry University offers the only advanced graduate assistant program for athletic trainers in South Florida.

The certified athletic trainers are the first responders to the medical needs of student athletes. Athletic trainers are trained in the recognition, rehabilitation, treatment and management of injuries. The athletic trainer further educates the student athletes on issues such as steroid prevention, hydration, conditioning, fitness and injury care.

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

There is no financial impact to The School Board of Broward County, Florida.

F-2. Aircraft Recipient Agreement with Build A Plane, Inc., to Donate A Plane to Miramar High School (Approved)

Approved the Aircraft Recipient Agreement with Build A Plane, Inc., to donate a Prescott Pusher aircraft, to enhance the curriculum in the Aviation Magnet Program at Miramar High School.

Build A Plane, Inc., began operations in 2003 as a non-profit organization dedicated to promoting aviation and aerospace careers by giving young people the opportunity to build real airplanes. Aircraft construction and restoration projects provide an exciting opportunity to motivate students to learn and understand the application of science, technology, engineering and mathematics in the study of aviation. Miramar High School's Aviation Magnet Program was approved by Build A Plane, Inc., as a candidate for an aircraft and has received confirmation of a donation of a Prescott Pusher aircraft with all the structural parts to rebuild the non-operational aircraft on the campus of Miramar High School. The aircraft has all the parts to be refurbished, but will not be rebuilt with a working engine. Staff at Miramar High School has examined the aircraft. Further, the District's Safety Department has identified a safe location on campus for the project. The School Board Attorney has approved the agreement as to form and legal content.

The financial impact is approximately \$900, which represents the cost to transport the aircraft from Tampa, Florida to Miramar High School. The source of funding is Miramar High School's Magnet Budget. There is no additional financial impact to the district.

F-3. Consultant Agreement with CHLacey Consulting, Inc. (Approved)

Approved the consultant agreement with CHLacey Consulting, Inc., to provide evaluation services for the previously approved Safe Schools Healthy Students – Project Bridge grant.

An approval to submit the Safe Schools Healthy Students grant application with the U.S. Department of Education for funding in the amount of \$1,917,314 (over a four-year period) was previously approved by the School Board on July 24, 2007 (Item I-16). The grant was approved for funding by the U.S. Department of Education.

The funding allows for enhanced prevention education efforts in Broward County by supporting the development and implementation of a comprehensive prevention program district wide that promotes school safety and healthy youth development.

In February 2007, Supply Management and Logistics Department recommended that CHLacey Consulting, Inc., a District-approved consultant, be awarded the contract to conduct evaluation services for the period of November 13, 2007 through December 31, 2009. This agreement is from December 17, 2008 to August 31, 2009 (end of fiscal year for Safe Schools Healthy Students grant).

Due to the extensive nature of the evaluation services outlined in the grant proposal and required by the United States Department of Education, the Department of Education requires that the District allocate 7% of the grant each year for evaluation purposes. For 2008-2009, this equates to \$154,581.

The financial impact is \$154,581 annually for 2008-2009, 2009-2010 and 2010-2011. The source of funds is the Safe Schools/Healthy Students grant funded by the United States Department of Education. There is no additional financial impact to the district.

F-4. Continuation Agreement with South Broward Hospital District d/b/a Memorial Healthcare System (Approved)

Approved the continuation agreement between The School Board of Broward County, Florida, and South Broward Hospital District d/b/a Memorial Healthcare System.

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

The continuation agreement with South Broward Hospital District d/b/a Memorial Healthcare System 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, 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.

South Broward Hospital District d/b/a Memorial Healthcare System will sign off after School Board approval.

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-5. Continuation of the College Board SpringBoard Contract (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Bartleman and carried, to approve the continuation of the College Board SpringBoard contract. Dr. Parks was absent. (8-0 vote)

SpringBoard is a comprehensive curricular support program built upon national standards necessary for success in college. The program provides in-depth training for all Math and English teachers, on-line support and assessment, curriculum, and ongoing mentorship through The College Board. The goal of the program is to prepare all students for the rigor of high school advanced/honors course work. This contract covers SpringBoard implementation in the following 27 schools (23 middle, 1 high, and 3 centers): Apollo, Arthur Ashe, Attucks, Bair, Deerfield Beach, Driftwood, Eagles Nest, McNicol, Olsen, Parkway, Pompano Beach, Silver Lakes, Lauderhill, New River, Henry D. Perry, Rickards, Sunrise, Lauderdale Lakes, Gulfstream, Plantation, Millennium, Crystal Lake, Margate, Hallandale High, Hallandale Adult Center, Dave Thomas West Center, and Lanier James Education Center.

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

There is a financial impact of \$275,990 to the district. The source of funds is the Title One budget (\$250,270) and Florida Partnership (\$25,720). There is no additional financial impact to the district.

Remarking that she had a preliminary conversation about programs with Mr. Notter, Mrs. Bartleman requested that in these tough budget times staff collect data on the program to ascertain if it is working or if it is being used. Mrs. Bartleman stated if the teachers are not utilizing the program or if there is not Fidelity Of Implementation (FOI), these are the programs that will be cut.

Responding that an Executive Summary and an Evaluation will be presented to the Board, Dr. Harrison stated that the Springboard evaluation will be completed in January 2009 so that an internal and external evaluation will be available. Dr. Harrison stated that the initial data is indicating how critical it is to helping middle schools have students going to advanced classes. She said Advanced Academics has worked hard in their five-tier implementation; by the fifth year, eighty percent of teachers are being trained and implementing. Dr. Harrison further stated that the data they collected is looking at the students that went through the program, where were they in 11th grade in relationship to taking the AP courses.

Dr. Earlean Smiley, Deputy Superintendent, reminded the Board that a request was made to build the capacity of middle schools five years ago, to prepare students to a more vigorous course of study by the time they entered high school. One of the strategic goals was to expand the percentage of students being exposed to Advanced Academic studies. Dr. Smiley stated that the capacity at Title I schools was used to create this environment, with great success, with a greater number of students being exposed to high rigorous courses that were not exposed previously.

Mrs. Bartleman suggested that staff create an internal sheet to be attached to the Board items with the initial data, for example, are the programs being utilized by the teacher and is this a successful program.

Ms. Dinnen stated that those funds can be realigned to another Title I expense but they cannot be realigned.

Ms. Murray stated that she is familiar with some of the schools that offer this program and it has brought a lot of opportunity to students that would not otherwise have had this exposure. She said it has had a positive impact.

G. HUMAN RESOURCES

G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2008-2009 School Year (Approved)

Approved the personnel recommendations for the 2008-2009 appointments and leaves as listed on the Executive Summary and respective lists for Instructional staff.

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

The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Substitute Teacher Approvals
3. Interim Substitute Teachers
4. Temporary Hourly Teacher Approvals
5. Teacher Extension of Calendar
6. Instructional Leaves

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

G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2008-2009 School Year (Approved)

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

The Personnel Recommendations for Instructional Employees include the following items:

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

There will be no financial impact to the school district.

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

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

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

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

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

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

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

The Personnel Recommendations include the following items:

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

There is no financial impact to the school district.

G-5. Supplemental Pay Positions – List #10 (Approved)

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

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

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

Individuals may be recommended for task assignments that improve the school's/department's programs and/or operations. A computer-generated list of those names is printed and reveals all individuals recommended for Non-Specific (SPL). Non-Specific Supplements are additional Task Assignments performed beyond the employee's regular day based on the recommendations of the direct supervisor. Individuals listed meet the requirements for the supplemental positions. The total number of Supplements recommended in this item is 216.

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

H. ATTORNEY

H-1. Settlement and Release Agreement Between The School Board of Broward County, Florida and ACAI Associates, Inc. (Approved)

Approved the Settlement and Release Agreement between The School Board of Broward County, Florida and ACAI Associates, Inc.

The School Board of Broward County, Florida entered into a Professional Services Agreement to prepare plans and specifications for a twelve (12) classroom addition, including the design, design development, construction documents and contract administration for improvement for the Hallandale Adult Community Center (the "Project") with ACAI Associates, Inc. ("ACAI"). On August 6, 2002, The School Board approved the award of contract for the Project in the amount of \$2,389,000.

As a result of alleged errors and omissions, demand was made upon ACAI for liquidated damages in the amount of \$95,000 and for change orders with an actual cost to The School Board in the amount of \$171,069 for a total demand of \$266,069, exclusive of attorney's fees and costs. ACAI denied The School Board's claim, and asserted a claim of \$150,195 for additional services performed on the Project.

As a result of pre-suit mediation, The School Board and ACAI have agreed, pending School Board approval, to resolve and settle all claims with respect to the Project, with each party bearing their own attorney's fees and costs.

ACAI will pay The School Board \$95,000 within forty-five (45) days of the effective date of the Settlement and Release Agreement.

District staff, the School Board Attorney, and The School Board's cadre counsel, Oscar E. Soto, Esq., recommend approval of the Settlement and Release Agreement as a fair and reasonable cost-effective resolution of this matter.

There is a positive financial impact to The School Board in the amount of ninety-five thousand dollars (\$95,000).

I. OFFICE OF THE SUPERINTENDENT

I-1. School Advisory Council Membership for 2008-09 (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Gottlieb and carried, to approve the School Advisory Council membership for the 2008-09 school year. Dr. Parks was absent. Mrs. Hope had not yet assumed her seat on the dais. (7-0)

Each school in the State of Florida is required to submit to the District School Board a list of members of the School Advisory Council (SAC). The membership must be representative of all stakeholders and duly elected or appointed according to the guidelines.

Membership guidelines require that a majority of the members not be employed at the school site and that the membership reflect the diversity of the school's student population. All SAC membership lists have been reviewed by the Area Superintendents' offices and have been approved as being in compliance with the requirements outlined in State Statute and School Board Policy. The primary focus is to collaborate in the School Improvement Plan (SIP) process.

A set of SAC Composition lists is available at:
www.broward.k12.fl.us/schoolimprove.

There is no financial impact to the district.

Ms. Gallagher, who remarked that the Board has been proactive in looking at gift policies and other ethical policies to ensure that employees are following procedure, voiced concern that some of the district's vendors are placing their employees on school advisory councils. Ms. Gallagher stated, in some areas these placements are in areas where the advisory council is voting for the school contract. She stated if a business person is involved in the school it should be someone who is there for charitable or voluntary reasons.

Ms. Gallagher said she has spoken about this issue to principals in the South Area and they have removed individuals from their councils that were in question and have invited local partners. She suggested that this issue or policy be reviewed.

Mrs. Bartleman suggested this issue be discussed at a workshop, as there are parents who are members of the SAC advisory committees. She suggested maybe creating a policy where parents cannot vote or discuss an issue that may or may not impact them.

Concurring, Ms. Gallagher stated there is a difference between someone who works for a company that has a county-wide contract that may be a business.

Mr. Notter stated that Mrs. Kraft would like to speak on this item upon her arrival on the dais.

Motion to Postpone (Carried)

Motion was made by Mrs. Bartleman, seconded by Ms. Gallagher and carried, to postpone the discussion of this item. Dr. Parks was absent. Mrs. Hope and Mrs. Kraft had not yet assumed their seats on the dais. (6-0 vote)

Motion to Place Item on the Table (Carried)

Motion was made by Mrs. Gottlieb, seconded by Ms. Gallagher and carried, to place Agenda Item I-1 on the table for discussion. Dr. Parks was absent. (8-0 vote)

Mrs. Kraft stated that because the statute changed last year, the district's policy does not align with the statute; no more than 51 percent of the SAC membership can be employed by the district instead of by the school. Remarking that this is intended by the policy, Mrs. Kraft requested that staff ensure that the policy is realigned with the statute.

Mrs. Kraft stated that because principals are trying to keep a balance they are discouraging district employees to be members of SAC, and principals are also closing the membership of SAC. Mrs. Kraft requested that area staff clarify these issues with the principals, and remind them that as SAC memberships change an updated and current list needs to be provided.

I-2. License Agreements with the Greater Fort Lauderdale/Broward County Convention Center (Approved)

Approved the license agreements with the Greater Fort Lauderdale/Broward County Convention Center for the Teacher of the Year Luncheon and Community Involvement Awards Banquet.

The Greater Fort Lauderdale/Broward County Convention Center will lease their facility to the School Board to hold the Teacher of the Year Luncheon on Wednesday, January 28, 2009, and the Community Involvement Awards Banquet on Thursday, April 30, 2009.

It is the policy of the Convention Center that the licensee executes the agreement first.

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

There is no financial impact to the school district. Ticket sales and sponsorships support the expenses associated with these events.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- J-1. Reduction of Retainage – Moss and Associates, LLC – Classroom Addition, Remodeling, ADA, HSS, Maintenance – Apollo Middle School, Hollywood – Project No. P.000350 (f.k.a. 1791-99-01)
(Approved)

Approved the recommendation to reduce retainage now being held on Apollo Middle School, Project No. P.000350, from Construction Manager, Moss and Associates, LLC, from \$427,890 to \$25,000. (Exhibit 3 was revised).

In accordance with School Board Policy 7005, the Facilities and Construction Management Division is recommending that the retainage be reduced from \$427,890 to \$25,000.

This project has reached Substantial Completion and given a Temporary Certificate of Occupancy. The amount of \$25,000 is being withheld at this time pending final inspection of the project.

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

The funds being released totaling \$402,890 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 139.

- J-2. Reduction of Retainage – Moss and Associates, LLC – Cafeteria/Multipurpose Building, Replacement and Miscellaneous Improvement – Boulevard Heights Elementary School, Hollywood – Project No. P.000180 (f.k.a. 0971-21-01) (Approved)

Approved the recommendation to reduce retainage now being held on Boulevard Heights Elementary School, Project No. P.000180 from Construction Manager, Moss and Associates, LLC, from \$313,009 to \$25,000. (Exhibit 3 was revised).

In accordance with School Board Policy 7005, the Facilities and Construction Management Division is recommending that the retainage be reduced from \$313,009 to \$25,000.

This project has reached Substantial Completion and given a Temporary Certificate of Occupancy. The amount of \$25,000 is being withheld at this time pending final inspection of the project.

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

The funds being released totaling \$288,009 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 39.

- J-3. Reappointment of School District Representatives to the Oversight Committee (Approved)

Motion was made by Mrs. Hope, seconded by Mrs. Bartleman and carried, to approve the reappointment of School Board Members Robin Bartleman, Maureen S. Dinnen and Lew Naylor a member of the District Advisory Council as School Board Representatives to the Oversight Committee for the Implementation of the Interlocal Agreement for Public School Facility Planning, to comply with the provisions of the Amended Interlocal Agreement. Dr. Parks was absent. Mrs. Kraft was absent for the vote. (7-0 vote)

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

Also, the Amended ILA requires the Committee to meet at least annually to conduct a public hearing and issue a report to the parties to the Agreement and the general public regarding the successes and failures of implementation of the Agreement in the preceding calendar year. However, the Committee By-Laws requires the Committee to meet quarterly during each calendar year and conduct public hearings.

Section 1, Article II-Membership, of the Oversight Committee By-Laws, states that "Each appointing body shall appoint/reappoint their members for two year terms. Each member's two year term shall begin on the date of their official appointment by their appointing body".

Mrs. Bartleman, Ms. Dinnen and Mr. Naylor were initially appointed by the Board on December 12, 2006, as three of the current five School Board representatives on the Committee, and as such, their terms on the Committee will expire on December 12, 2008. Mrs. Bartleman, Ms. Dinnen and Mr. Naylor have indicated that they would like to continue to serve as School Board representatives on the Committee. Therefore, staff recommends that Mrs. Bartleman, Ms. Dinnen and Mr. Naylor should be reappointed to the Oversight Committee.

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

No discussion was held on this item.

- J-4. Final Acceptance and Release of Retainage – McTeague Construction Company – Lauderdale Manors Elementary School, Fort Lauderdale – Replacement Multipurpose Kitchen/Cafeteria – Project No. 0431-98-01 (P.TBD) (Withdrawn)
- J-5. Final Acceptance and Release of Retainage – Advanced Roofing, Inc. – Roof Replacement – Miramar High – Project No. P.000333 (f.k.a. 1751-8-06-24) (Approved)

Approved the Final Acceptance of the Miramar High School, Roof Replacement, Project No. P.000333, and release the balance of retainage in the amount of \$287,562.

The contractor, Advanced Roofing, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$287,562 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, District-Wide Roofing Replacements, Appendix E, page 30.

- J-6. Final Acceptance and Release of Retainage – Advanced Roofing, Inc. – Roof Repair – Cooper City High – Project No. P.000387 (f.k.a. 1931-99-05)
(Approved)

Approved the Final Acceptance of the Cooper City High School, Roof Repair, Project No. P.000387, and release the balance of retainage in the amount of \$149,250.

The contractor, Advanced Roofing, Inc., has completed the project within the adjusted contract limits.

The funds being released totaling \$149,250 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2008-2009 to 2012-2013, page 47.

- J-7. Contingency Use Directive No. 1 – Skanska USA Building, Inc. – New Elementary School – Elementary School “Z”, Parkland, Florida – Project No. P.000847 (f.k.a. 3961-25-02)
(Approved)

Approved a decrease in the Contingency account in the amount of \$73,360 as provided for in the agreement between The School Board of Broward County, Florida, and the contractor, Skanska USA Building, Inc.

This Contingency Use Directive remedies the schedule offset and the additional cost associated with the discovery of undulating cap rock and the different approach to obtain a uniform support for the building foundation. The total amount necessary to accomplish this required action is a reduction to the contract contingency account in the amount of \$73,360 from the original contract contingency of \$390,465.

The funds being released totaling \$73,360 are included in the Adopted District Educational Facilities Plan, Fiscal years 2008-2009 to 2012-2013, page 34. This amount will come from the contingency line of the construction manager’s contract. This item adjusts the contract allocations and does not affect the original Guaranteed Maximum Price; therefore, this item does not require a collaboration form from the Capital Budget Department.

- J-8. Final Acceptance and Release of Retainage – Padula and Wadsworth Construction, Inc. – New School – Coral Cove Elementary School, Miramar – Project No. P.999153 (f.k.a. 2011-24-01)
(Approved)

Approved the Final Acceptance for Coral Cove Elementary School, New School, Project No. P.999153, and release the balance of retainage in the amount of \$45,001. (Exhibit 3 was revised).

The contractor, Padula and Wadsworth Construction, Inc., has completed the project within the adjusted contract time limits.

The funds being released totaling \$45,001 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2006-2007 to 2010-2011, page 38.

- J-9. Final Acceptance and Release of Retainage – South Florida Construction Services, Inc.– Lake Forest Elementary, Pembroke Park – Phased Replacement – Project No. P000149 (f.k.a. 0831-99-01) (Approved)

Approved the Final Acceptance of the Lake Forest Elementary Phased Replacement Project No. P.000149, and release the balance of retainage in the amount of \$299,121. (Exhibit 4 was revised).

The contractor, South Florida Construction Services, Inc., has completed the project scope of work within the contract limits. In accordance with State Statute No. 255.078 Public Construction Retainage, the Facilities and Construction Management Division is recommending that the retainage be released in the amount of \$299,121.

The funds being released totaling \$299,121 are included in the Adopted District Educational Facilities Plan, Fiscal Years, 2007-2008 to 2011-2012, page 61.

- J-10. Traffic Signalization Agreement and Installation of Required Improvements Agreement – Southwest Ranches School Site Plat – Southwest Ranches, Florida (Not approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope, to approve the Traffic Signalization Agreement and Installation of Required Improvements Agreement – Southwest Ranches School Site – Southwest Ranches, Florida. Dr. Parks was absent. (0-8 vote)

On October 19, 2004, the School Board approved an Agreement for Purchase and Sale of 28.839 acres of land on Sheridan Street and SW 190th Avenue from the Town of Southwest Ranches. A condition of the agreement required the Town of Southwest Ranches to plat the land on behalf of the School Board. The School Board shall be responsible for payment of bonds, required improvements, on and off site, and improvements which may be required by any governmental authority, which arise from the plat application process.

The Town of Southwest Ranches has secured the approval of the Board of County Commissioners in platting the Southwest Ranches School Site Plat. In order to record the plat, the School Board is required to execute the Installation of Required Improvements and Traffic Signalization Agreements.

In fulfillment of the School Board's obligation to the County for the plat improvements, the School Board is required to provide security in the form of a Resolution. See Agenda Item Numbers A-2 and A-3.

The School Board Attorney has approved these documents as to form and legal content.

The County Commission will execute these agreements after School Board approval.

The School Board's financial impact is addressed in Resolution A-2 and A-3. Since there is no financial impact, this item does not require a collaboration form from the Capital Budget Department.

This item was discussed concurrently with Agenda Items A-2 and A-3 and voted on separately.

- J-11. Conveyance Agreement and Quit Claim Deed between the City of Coconut Creek and The School Board of Broward County, Florida – Cullum Road Sidewalk at Monarch High School
(Approved as amended)

Approved the Conveyance Agreement and Quit Claim Deed between the City of Coconut Creek and The School Board of Broward County, Florida – Cullum Road sidewalk at Monarch High School. This item was amended to include Exhibit A.

The City, as a part of developmental approvals, is requiring the developer of the northeast parcel of their "Main Street" project to construct Cullum Road from Lyons Road west to Banks Road. The City's and Monarch High School's south property line abuts the north right-of-way line of Cullum Road.

The plat dedicates the southern twenty feet (20') of the property as a Landscape Buffer (Parcel "B") including a twelve-foot (12') utility easement for public purpose. The plat also assigns landscaping responsibilities to the owners of Parcel "B".

The City's roadway plan does not include enough right-of-way to accommodate the road, median and a five-foot (5') sidewalk. In order to meet the sidewalk requirement, the City desires to acquire the southern three feet (3') of the utility easement on School Board property.

In exchange for the land, the City will maintain the sidewalk and landscape SBBC's Parcel B along the southern boundary line of the property in the future, when the City landscapes it's Parcel B. Landscaping the entire southern boundary line of the parcel will provide a continuous and uniform landscape buffer for the City and SBBC owned property and right-of-way adjacent to Cullum Road.

The School Board Attorney has approved the conveyance agreement and quit claim deed as to form and legal content.

The City of Coconut Creek will execute this agreement after School Board approval.

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

J-12. Change Orders (Approved)

Approved change orders as listed for various school projects. Approve an additional appropriation of \$5,852 from the Capital Projects Reserve. Approve an additional appropriation of \$21,849 from the Districtwide IAQ. (Exhibit 1 was revised).

<u>Anderson, Boyd H. High</u>		Change Order 07	\$5,852
Owner Request	\$5,852		
<u>Cypress Run Education Center</u>		Change Order 11	\$3,020
Owner Request	\$3,020		
Consultant Error	<u>\$3,020</u>		
<u>Dania Elementary</u>		Change Order 03	\$535
Unforeseen Condition	\$535		
<u>Hollywood Park Elementary</u>		Change Order 04	\$4,480
Consultant Error	\$1,675		
Unforeseen Condition	\$2,805		
<u>Nob Hill Elementary</u>		Change Order 02	\$34,420
Owner Request	\$34,420		
Consultant Error	<u>\$34,420</u>		
<u>Tradewinds Elementary</u>		Change Order 02	\$21,849
Unforeseen Condition	\$21,849		
<u>Village Elementary</u>		Change Order 03	\$1,271
Owner Request	\$1,271		

Financial Impact: Anderson, Boyd H. High – Project No.: P.000326 \$5,852; Tradewinds Elementary – Project No.: P.000288 \$21,849. An additional financial impact of \$5,852 will come from the Capital Projects Reserve. An additional financial impact of \$21,849 will come from Districtwide IAQ. There is no additional financial impact to the district for the remaining projects.

- J-13. Professional Services Agreement – Zyscovich, Inc. – New Gymnasium Building – Reuse of Glades Middle School – Coral Springs Middle School – Project No. P. 001167 (f.k.a. 2561-24-01) (Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Hope and carried, to approve the reuse of the design by Zyscovich, Inc., for Coral Springs Middle School, in the form of the Professional Services Agreement, as revised, and authorize the Deputy Superintendent to reimburse the Project Consultant for costs pursuant to the Professional Services Agreement. Dr. Parks was absent. Mrs. Kraft was absent for the vote. (7-0 vote)

This is a reuse based on Glades Middle School, Project No. 2021-24-01 approved by the Board on April 26, 2005.

Scope of Work: Reuse of Glades Middle School: construct a new gymnasium of 25,465 square feet to include lobby, ticket booth, satellite concession and locker rooms and administration/student services area.
Site Adaptation: provide stand-alone chiller for gymnasium.

The Architectural/Professional Liability Insurance has been agreed upon pursuant to Article 9 of the Professional Services Agreement based upon the Project Contract Cost. The Risk Management department has reviewed this Agreement, and the School Board Attorney has approved it as to form and legal content.

The funds for this item are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 142. The total fees included in this item are \$350,000. They include a Fixed Design Fee of \$300,000 and Supplemental/ Reimbursable Services of \$50,000.

Mrs. Gottlieb stated that she discussed her concerns with Mr. Garretson during the recess.

- J-14. Award of Contract – Padula & Wadsworth Construction, Inc. – Nova Blanche Forman Elementary, Davie, ADA Restroom Renovation & Fire Sprinkler Addition – Project No. P.000252 (f.k.a. 1282-25-25) – Nova Dwight D. Eisenhower Elementary, Davie, ADA Restroom Renovation – Project No. P.000239 (f.k.a. 1271-99-04) – Nova Dwight D. Eisenhower Elementary, Davie, Fire Sprinkler Addition – Project No. P.000237 (f.k.a. 1271-23-04) (Approved)

Approved Award of Construction Contract for Nova Blanche Forman Elementary and Nova Dwight D. Eisenhower Elementary, ADA Restroom Renovations and Fire Sprinkler Additions, Project No(s). P.000252, P.000239, and P.000237 to the low bidder meeting the bid specifications, Padula & Wadsworth Construction, Inc., in the amount of \$689,700.

Contractor: Padula & Wadsworth Construction, Inc.
Consultant: Tercilla Courtemanche Architects, Inc.
Scope of Work: Upgrade Restrooms to Comply with ADA Requirements and Provide a Fire Sprinkler System for the School Facility.

The amount of the contract shall be \$689,700. The sources of funds are identified in Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, and the funds will come from Districtwide ADA and Fire Sprinklers.

- J-15. Contingency Use Directive No.1 – Moss & Associates, LLC – Cafeteria Replacement & Miscellaneous Improvements – Boulevard Heights Elementary School, Hollywood – Project No. P000180 (f.k.a. 0971-21-01)
(Approved)

Approved Contingency Use Directive No.1, in the amount of \$62,000 as provided for in the agreement between The School Board of Broward County, Florida, and the contractor, Moss & Associates, LLC.

Contingency Use Directive No. 1, represents an unforeseen change due to the increase in cost by the food service equipment manufacturer.

The funds being released totaling \$62,000 are included in the Adopted District Educational Facilities Plan, Fiscal Year 2008-2009 to 2012-2013, page 39. The amount will come from the contingency line of the CM contract. This item adjusts the contract allocations and does not affect the original Guaranteed Maximum Price; therefore, this item does not require a collaboration form from the Capital Budget Department.

- J-16. Contingency Use Directive No.1 – Moss & Associates, LLC – Classroom Addition & Remodeling – Apollo Middle School, Hollywood – Project No. P000350 (f.k.a. 1791-99-01)
(Approved)

Approved Contingency Use Directive No.1, in the amount of \$123,931 as provided for in the agreement between The School Board of Broward County, Florida, and the contractor, Moss & Associates, LLC.

Contingency Use Directive No.1, represents an unforeseen change ~~due to the rapid deterioration of the irrigation system for the entire campus which was previously functional during the inception of the design phase.~~ as required to make campus-wide improvements to the irrigation system due to an incomplete design during the bidding process. Documents completed on May 28, 2008, are now priced accordingly.

The funds being released totaling \$123,931 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013, page 139. The amount will come from the contingency line of the CM contract. This item adjusts the contract allocations and does not affect the original Guaranteed Maximum Price; therefore, this item does not require a collaboration form from the Capital Budget Department.

- J-17. Final Acceptance, Release of Retainage and Contract Reconciliation – James B. Pirtle Construction Co., Inc. – New Middle School – Glades Middle School “OO”, Miramar – Project No. P.000399 (f.k.a. 2021-24-01)
(Approved)

Approved final acceptance and release of retainage in the amount of \$12,000 of the New Glades Middle School “OO” and contract reconciliation of the contract agreement between The School Board of Broward County, Florida, and the Construction Manager James B. Pirtle Construction Co., Inc., by adjusting the current contract amount from \$39,388,795 to \$34,183,124 for a contract adjustment in the amount of \$5,205,671. The Construction Manager James B. Pirtle Construction Co., Inc., completed the project scope of work within the contract time limits thereby releasing retainage in the amount of \$12,000. (Exhibit 2 was revised).

The contract adjustment is based on deducting the unused contingency fund balance in the amount of \$323,750 deducting the direct purchase orders in the amount of \$4,605,586 and deducting the realized tax savings from direct purchase orders in the amount of \$276,335 for a total contract adjustment in the amount of \$5,205,671.

The actual net savings to The School Board of Broward County, Florida, is \$600,085.

The district will realize a cost savings of \$600,085 and there will be a positive financial impact to the district.

- J-18. 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 December 10, 2008, to review Contractor Pre-Qualification Staff Application Review Executive Summaries received for the following contractors and makes the following recommendations to the Superintendent of Schools:

This amendment is for the purpose of updating The Broward County School District Budget for changes in Revenue and Appropriations due to the recognition of new revenue or the adjustment of projected revenue through 10/31/08.

Financial Impact: Recognize changes in Revenues and Appropriations due to new revenue or the adjustment of projected revenue through 10/31/08.

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

Approved the Capital Projects Funds Amendments for Fiscal Year 2009. These amendments are as of October 2008.

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

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

The financial impact of this agenda item is adjusting Revenue and Appropriation as indicated on schedules A and B for Capital Budget activities as of October 2008.

K-4. Interim Financial Statements for the Period Ended September 30, 2008
(Approved)

Motion was made by Mrs. Gottlieb, seconded by Mr. Williams and carried, to approve the Interim Financial Statement for the period ended September 30, 2008. Dr. Parks was absent. Mrs. Bartleman was absent for the vote. (7-0 vote)

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

There is no financial impact to the district.

Ms. Dinnen stated that her concerns were addressed by staff.

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Student Progression Plan, Policy 6000.1 (Approved as amended)

Motion was made by Ms. Gallagher, seconded by Mrs. Gottlieb and carried, to approve revisions to Policy 6000.1, at this first reading. This motion was superseded by Motions to Amend (pages 37, 38 and 39). Dr. Parks was absent. Mrs. Hope was absent for the vote. Ms. Gallagher voted "no." (6-1 vote)

Policy 6000.1, Student Progression Plan, revisions were brought to a School Board Workshop on September 16, 2008. The revisions shared at the workshop and included here, reflect legislated changes as well as School Board requested changes and cosmetic changes.

All changes are reflected with underlines and strikethroughs. At the request of a Board Member at the workshop, the section on Graduation (pages 40-77) shows language that was moved and deleted from another section with underlines and new language added with underlines and italics. This is noted at the beginning of that section.

There is no financial impact to the district.

Ms. Gallagher stated she would vote "no" on this policy because there are too many issues that she does not agree with.

Referring to the course grade exam exemption, Mrs. Kraft inquired whether the policy would take effect for the final exams this school year.

Mrs. Leah Kelly, Executive Director, Student Support Services, responded that a clarification is needed because the intent of the policy was to take effect for the 2009/2010 school year.

Dr. Harrison stated that starting mid-stream would not allow some students to have the opportunity to take advantage of this, especially for students on block schedules. She said this would allow all parents and students to be aware of the change. Dr. Harrison further stated that the recommendation from the principals' representatives was to begin the next school year.

Motion to Amend (Failed)

Motion was made by Mrs. Kraft, seconded by Mrs. Bartleman, to amend that Policy 6000.1 would take effect starting the Spring semester, 08/09. Dr. Parks was absent. Mrs. Hope was absent for the vote. Mrs. Bartleman and Mrs. Kraft voted "yes." Ms. Dinnen, Ms. Gallagher, Mrs. Gottlieb, Ms. Murray and Mr. Williams voted "no." (2-5 vote)

Ms. Gallagher stated that students who were on the block schedule did their whole year of course work in the first semester and were not offered this opportunity. In addition, a school's SAC committee will need time to discuss this issue. Ms. Gallagher stated it is the responsibility of the district to prepare children for college.

Mrs. Kelly stated that all schools must offer this and schools would have to request a waiver in order to opt out.

Mrs. Bartleman inquired whether something could be put in place so that students could opt out.

Dr. Harrison responded that in order put forward all the requirements to meet the waiver guidelines and hold community meetings, the timeline would not be met. Dr. Harrison stated that students would need to be notify now that they are in this process. If a community wanted to waive out, there is no way it could be done so that a student could be facing this situation at the end of the year.

Responding to Mrs. Bartleman's inquiry, Mrs. Kelly stated that the second reading will not occur until the February 3, 2008 Board meeting.

A vote was taken on the Motion to Amend.

Mrs. Bartleman requested that staff and legal counsel research whether there is a way to amend the verbiage so that the schools can use the policy if they want to participate in May/June. Mrs. Bartleman further inquired concerning the diploma/graduation changes, and requested research and feedback to the Board.

Second Motion to Amend (Carried)

Motion was made by Ms. Gallagher, seconded by Mr. Williams and carried, to amend that this change in Policy 6000.1 take effect August 09/10 school year. Dr. Parks was absent. Mrs. Hope was absent for the vote. Ms. Dinnen, Ms. Gallagher, Ms. Murray and Mr. Williams voted "yes." Mrs. Bartleman, Mrs. Gottlieb and Mrs. Kraft voted "no." (4-3 vote)

Mrs. Bartleman requested that staff research this, as previously discussed.

A vote was taken on the Second Motion to Amend.

Third Motion to Amend (Carried)

Motion was made by Mrs. Kraft, seconded by Mrs. Gottlieb and carried, to amend Policy 6000.1, page 30, add an additional bullet to indicate: for AP only, midterms may not be exempted and teachers may give an alternative assessment in lieu of a final, following the section on Semester Grades, as number 6. The last bullet will state: Dual-enrollment, IB, and AICE midterms and finals may NOT be exempted. Dr. Parks was absent. Mrs. Hope was absent for the vote. (7-0 vote)

A vote was taken on the Third Motion to Amend.

Mrs. Kraft inquired about the computer requirement.

Referring to page 43, 5, Computer Competency, Mrs. Kelly responded that starting with this school year, entering 9th graders have to pass a specified course or a designated core course that requires successful demonstration of the National Education Technology Standards (NETS) standards or successful completion of a GLIDES project. In addition, the Computer Competency Checklist can no longer be used. Mrs. Kelly stated that prior students still have those options because that is what they entered under. She said that specific courses of a higher level have been identified and certain core courses with a strong technology component have been identified.

Mrs. Bartleman requested that between now and the second reading, she would like to have a conversation with staff to revisit the Promotion/Retention policy for ESE students and she would like a narrative from the Program Specialists. Mrs. Bartleman suggested that staff begin researching the data.

Mrs. Bartleman expressed gratitude to Student Advisor Scott Schwartz for being instrumental in this process and modifying the policy as it pertains to exam waivers. Mrs. Bartleman stated that Scott offered a lot of insight to her as a Board Member as to what students are feeling and what occurs at the high school level.

Mrs. Kraft requested that between the first and second reading, staff use technology resources throughout the district to engage the public in order for them to have the opportunity to provide input. In addition, that a link be placed on the School Board's website.

The following individual addressed this item:

Jeanne Jusevic

A vote was taken on the item as amended.

CC-2. Policy 1005 – School Board Responsibilities and Authority (Adopted)

Motion was made by Ms. Gallagher, seconded by Mrs. Gottlieb and carried, to adopt New Board Policy 1005 – School Board Responsibilities and Authority, at this final reading. Dr. Parks was absent. Mrs. Hope and Mrs. Kraft were absent for the vote. (6-0 vote)

In 2006, the Southern Association of Colleges and Schools (SACS) conducted a Quality Assurance Review of Broward. SACS indicated that the School Board needed to establish a policy outlining the Board's roles and responsibilities consistent with the State's constitutional requirements.

At the October 16, 2008 School Board Workshop, the School Board reviewed the draft of Policy 1005, School Board Responsibilities and Authority. The policy was submitted for first reading on November 12, 2008. At this meeting, the School Board recommended revisions to items 3, 4, and 8. The policy reflects the recommended revisions.

There is no financial impact to the district.

Ms. Gallagher thanked the Board and staff for their support of this policy.

Ms. Dinnen and Mrs. Gottlieb stated they were pleased with the wording and intent of the policy.

CC-3. Policy 1006 – School Board Members – Professional Development
(Adopted)

Motion was made by Mrs. Hope, seconded by Ms. Gallagher and carried, to adopt New Board Policy 1006 – School Board Members – Professional Development, at this final reading. Dr. Parks was absent. (8-0 vote)

In 2006, the Southern Association of Colleges and Schools (SACS) conducted a Quality Assurance Review of Broward. SACS indicated that the School Board needed to establish a policy for School Board training, conflict resolution and orientation of new members.

At the October 16, 2008 School Board Workshop, the School Board reviewed the draft of Policy 1006, School Board Members – Professional Development. The Board made several recommendations for revisions to the policy at the workshop. The recommended items were to add training in the Sunshine Law, Public Records Law, reporting requirements and limitations upon receipt of gifts, and protocol for handling correspondence and concerns to item #3.

Additionally, at the first reading of the policy on November 12, 2008, the School Board recommended including orienting the new School Board Member in processes and procedures for Board meetings and workshops. The policy reflects the recommended revisions.

There is no financial impact to the district.

Ms. Dinnen stated that professional development sessions offer an opportunity for the Board Members to gain knowledge, and to talk to other individuals throughout the state and ascertain how they are dealing with the economic crisis. Ms. Dinnen stated this event was worth the time, effort and money spent to learn about new ideas that the School Board can apply.

CC-4. Revisions to School Board Growth Management Policy 1161 (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Hope and carried, to approve the proposed revisions to School Board Growth Management Policy 1161, at this first reading. Dr. Parks was absent. (8-0 vote)

On January 15, 2008, The School Board of Broward County, Florida (SBBC), adopted the existing School Board Policy 1161 to incorporate School Board obligations contained in the Amended Interlocal Agreement for Public School Facility Planning (ILA) and establish the SBBC's public school concurrency management system and other related growth management processes to enable the SBBC implementation of public school concurrency in Broward County.

On February 1, 2008, staff commenced the implementation of public school concurrency. However, since commencement of the SBBC review process, differences arose between the SBBC, Broward County and several Municipal staff members in their respective interpretation of certain provisions of the Amended ILA. In addition to these differences, it was realized that additional provisions were needed in the Policy to better clarify the review processes and ensure the effective implementation of public school concurrency. As such, it became necessary to propose revisions to the Policy. A Summary of proposed revisions to the Policy is articulated in Exhibit 2.

The revisions before the Board were approved as to form and legal content by the School Board Attorney. Therefore, it is recommended that the School Board should approve the revisions to the Policy, at this first reading.

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

In response to Mrs. Kraft's inquiry about an amendment to the Interlocal Agreement regarding the 120 percent, and aligning this policy, Mr. Christopher Akagbosu, Executive Director, Growth Management, stated that an amendment would be made to the policy after the Interlocal Agreement is approved and executed.

Ms. Gallagher stated she would like to meet with staff to converse about some of the legislative ways to change the local act. She requested that the Board be provided with an update of what occurred at the Oversight Committee meeting.

Mrs. Bartleman stated that the Board and the Superintendent need to discuss this issue so there is a consensus.

Ms. Dinnen stated that Mr. Akagbosu sent an e-mail informing the Board that the County Commission had approved the district's resolution that concern some of these matters.

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 by Ms. Gallagher and carried, to approve the following Bid/RFP and other financial recommendations \$500,000 or greater:

<u>BID/RFP</u>	<u>Title – Location – Amount</u>
29-074V	Toner, Ink and Consumables for Printers – Various – Amount: \$12,500,000
29-105X	*School Buses – Vehicle Maintenance – Amount: \$20,000,000

*School Board Policy 3320, Part I, Rule o, allows for the purchase of items from contracts awarded by other city or county governmental agencies, other school boards, community colleges, or state university system cooperative bid agreements. Award of this contract will allow the Supply Management & Logistics Department to release Purchase Orders for items awarded in this contract in a timely manner at contract prices. These requests do not increase current budgets.

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

There is no additional financial impact due to the award of these Bid / RFP recommendations. Funding is included in various school / department / center budgets.

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. Approve Partial Guaranteed Maximum Price – Padula & Wadsworth Construction, Inc. – Phased Replacement II of II – Colbert Elementary School, Hollywood – Project No. P. 000039 (f.k.a. 0231-25-01)
(Approved)

Motion was made by Mrs. Gottlieb, seconded by Mrs. Hope and carried, to approve the Partial Guaranteed Maximum Price (PGMP) in the amount of \$4,597,374 including Cost of Work of \$3,904,214 submitted by Padula & Wadsworth Construction, Inc., for Colbert Elementary School, Phased Replacement II of II, Project No. P. 000039. Approve an additional financial impact in the amount of \$3,362,210 which will come from the remaining balance of the Phase I project budget. Dr. Parks was absent. (8-0 vote)

Project Consultant: Cubellis, Inc.
Scope: This Partial GMP includes the complete concrete shell of the building together with the related trades necessary to enclose and dry-in the project. These costs also included traffic maintenance, tree removal and relocation, temporary tree barricades and irrigation; silt fencing as necessary, threshold inspection, termite treatment, building pad fill, compaction, clearing and grubbing for the building only. All exterior windows and doors are included.

This item results in CM fees of \$693,160 and Cost of Work of \$3,904,214. The Board previously approved Construction Manager (CM) at Risk Fees of \$2,490,000 and a Construction Budget (FLCC) of \$13,994,272.

The Partial GMP Manual is available for review at the Facilities and Construction Management Division.

The Financial Impact for this item is \$3,904,214. Funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013 on page 45. There is an additional financial impact in the amount of \$3,362,210 which will come from the remaining balance of the Phase I project budget.

No discussion was held on this item.

JJ-2. Total Program Management (TPM) – Re-roof/Renovation – D. Stephenson Construction, Inc. – Final Guaranteed Maximum Price – Plantation High School – Project No. P.000890 (Approved)

Motion was made by Ms. Gallagher, seconded by Mrs. Hope and carried, to approve the Final Guaranteed Maximum Price (GMP) in the amount of \$2,704,074 for D. Stephenson Construction, Inc., for Plantation High School, re-roofing and renovation; Project No. P.000890. Dr. Parks was absent. (8-0 vote)

The scope of this GMP is the re-roofing of Building #1 (approximately 150,000 square feet); and renovation of the facade of Building #1 (approximately 8,560 gross square feet).

The Board previously approved TPM fees of \$755,339 and a Construction Budget of \$2,808,127. This item results in TPM fees of \$755,339, and Cost of Work (COW) of \$1,948,735.

The GMP Manual is available for review at the Facilities and Construction Management Division.

The financial impact is \$1,948,735, which is the Cost of Work of the project. The project is included in the Adopted District Educational Facilities Plan, Fiscal Years 2008-2009 to 2012-2013 for \$3,500,000.

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Adjournment This meeting was adjourned at 3:53 p.m.

RT