

Approved in Open Board Meeting November 7, 2017

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

September 6, 2017  
Wednesday, 10:05 a.m.

MINUTES OF OPERATIONAL MEETING

The School Board of Broward County, Florida, met in regular session at 10:17 a.m. in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: School Board Members, Abby M. Freedman, Chair; Nora Rupert, Vice Chair; Robin Bartleman; Heather Brinkworth; Patricia Good; Donna P. Korn; Laurie Rich Levinson; Ann Murray; Dr. Rosalind Osgood (absent); Robert W. Runcie, Superintendent of Schools; and Barbara J. Myrick, Esq.

**Call to Order** The Chair called the meeting to order. Robert Schneider, Principal, and students from Davie Elementary School (appearing through video conference) led the Pledge of Allegiance to the Flag of the United States of America.

**A Moment of Silence** was held for Dr. Phyllis Schiffer-Simon, former Director of BECON.

**Special Briefing**

The Chair interrupted the meeting to allow the Superintendent to provide an update on the preparations for Hurricane Irma.

The Superintendent indicated all schools and District offices would be closed September 7<sup>th</sup> and 8<sup>th</sup>, as well as any weekend/evening activities. Any athletic events and evening classes or events for tonight were also cancelled. In consideration of the District's after-care programs, school operations would continue until 6:30 p.m. tonight, at which time he would be declaring a State of Emergency and only District personnel working on hurricane preparations would continue to work; all other District operations would be suspended. He encouraged staff, parents, and the community to monitor the District's website, mobile app, and other media outlets for additional updates. The Superintendent asked everyone to stay safe and to look out for each other. He stated he would be leaving to go to the Emergency Operations Center (EOC) to share the same information with the public through a press conference.

**Minutes for Approval** Motion was made by Ms. Murray, seconded by Mrs. Rupert and carried, to approve the official minutes for the following Board Meetings: Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

- July 5, 2017 – Special Meeting
- August 22, 2017 – Special – Expulsions

**Added/Changed Items** The Superintendent requested that the Board permit the following changes to the agenda:

- **Speakers** - Withdrawn: Derick Jackson
- **Items** - Revised: G-3, G-4, FF-2

September 6, 2017

Minutes of Operational Meeting  
Page 1 of 31

The Chair approved the changes and announced the changes to the Agenda proposed by the Superintendent were accepted by the Chair after being determined that good cause had been established for said changes.

**Close Agenda** Upon motion by Ms. Murray, seconded by Mrs. Rupert and carried, the Agenda was approved and declared closed. Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

(The Superintendent left the meeting and Jeffrey Moquin, Chief of Staff, assumed the Superintendent's seat on dais.)

**Reports** The following reports were presented:

- Broward County Association of Student Councils and Student Advisor to the Board - Stephen Marante, Student Advisor
- Employee Unions/Groups - Terry Lopez-Preuss, Vice President, Broward Teachers Union (BTU)

These reports may be viewed in their entirety at:

<https://becon223.eduvision.tv/Default.aspx?q=d0F7qPKKlcfmtjfULqo9AQ%3d%3d>  
(Click on School Board Meeting 09-06-17.)

**Speakers (5:00 p.m.)**

Elijah Manley  
Sandra Nunez  
Allicia Walford  
Terry Lopez-Preuss

**Consent Agenda** Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Ms. Murray, seconded by Ms. Korn and carried, to approve the Consent Agenda for the remaining items (**identified by \***). Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

**ITEMS**

(Consent agenda items will be noted by a single letter, and open agenda items will be noted by double letters in accordance with Policy 1100A.)

**G. OFFICE OF HUMAN RESOURCES**

**\*G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2017-2018 School Year (Approved)**

Approved the personnel recommendations for the 2017-2018 appointments and leaves as listed in the attached Executive Summary and respective lists for instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida Department of Education and The School Board of Broward County, Florida.

**G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2017-2018 School Year (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the personnel recommendations for separation of employment or discipline as listed in the attached 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 Department of Education and The School Board of Broward County, Florida. Mrs. Brinkworth and Dr. Osgood were absent. (7-0 vote)

Mrs. Rupert congratulated Mr. Baroni from Coconut Creek Elementary on his retirement and wished him well.

A vote was taken on this item.

**G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2017-2018 School Year (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the personnel recommendations for appointments and reassignments as listed on the attached 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 Department of Education and The School Board of Broward County, Florida. Mrs. Brinkworth and Dr. Osgood were absent. (7-0 vote)

No discussion was held on this item.

Following a vote on this item, newly-appointed District personnel were recognized and congratulated by the Board.

**G-4. Personnel Recommendations for Non-Instructional Separation of Employment and Discipline for the 2017-2018 School Year (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Bartleman and carried, to approve the personnel recommendations for separation of employment and discipline as listed on the attached 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 Department of Education and The School Board of Broward County, Florida. Dr. Osgood was absent. (8-0 vote)

The Chair received audience input on this item.

Mrs. Bartleman wanted to know if anyone had researched if the bus driver, Regina McLeod, had an emergency.

Eric Chisem, Director, Talent Acquisition & Operations, replied the employee was released under the probationary release, not for disciplinary measures, and would have an opportunity for gainful employment with the District in the future. He said this was the first time he had heard this information and would research it.

Mrs. Bartleman inquired if this would be a mark against Ms. McLeod and placed in her file.

Mr. Chisem responded there would be a record of the employee's time and attendance, and reiterated she was not being released for disciplinary measures.

Ms. Korn stated the "cause" should be explored if there were extenuating circumstances, but she wanted it to remain in the manner presented. She said after her colleagues spoke, she wanted to separate and table Regina McLeod until staff had the opportunity to speak to the employee and then bring it back to the Board later in the meeting.

Ms. Murray inquired when the employee said she had an exemplary record, had she been employed with the District before or was that during her probationary period. She was also concerned with the advice the employee was given and stated that the employee should be allowed the option to resign instead of being terminated.

Mr. Chisem replied based on this, there was previous history but upon her returning to the District, she would have had to start the probationary period over. He said he would provide further details when he comes back to the Board.

Mrs. Rupert wanted to ensure there was good communication to employees in regards to Family and Medical Leave Act (FLMA) going forward.

Motion to Separate (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Rupert and carried, to separate the name Regina McLeod from this item. Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

A vote was taken on the Motion to Separate.

Motion to Table (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Rupert and carried, to table the name Regina McLeod until later in the meeting. Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

A vote was taken on the Motion to Table.

Mrs. Bartleman referred to individuals being required for training and thought that it had been handled.

Mr. Moquin replied that he reviewed the issue with the training component of this recommendation with Chief Hutchinson, who would be making the training available to the employee with no charge for it.

Referring to Bennett Wyche, Mrs. Bartleman indicated she viewed the video and stated the employee was cleared of everything and was concerned why the District came to a different conclusion. She wanted to ensure the employee could appeal the decision if this was passed by the Board.

Mr. Chisem answered in the affirmative.

Mrs. Rich Levinson requested that the Board receive in writing from the General Counsel what its role was when it comes to disciplinary recommendations.

Ms. Myrick replied the Board's role was to accept or reject the Superintendent's recommendation(s). If rejected, the employee goes back to work; if accepted, the employee would have the opportunity for due process. She said the Board's role was not to hear the case in this format and had to accept due diligence for employees in the process. She stated she would prepare a memorandum so the Board would know its role.

Ms. Korn commented that the Superintendent was the one to look at the information and since he did, it was challenging for her to do something other than what he recommended.

Mrs. Good stated it was important that the due process was in tact and valued. She said the Board had to follow the guidance of General Counsel and it would be an injustice if the Board moved forward under areas not in its purview.

#### Second Motion to Separate (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to separate the name Bennett Wyche from this item until clarification was made that the Superintendent was aware of the information on the extenuating circumstances. Dr. Osgood was absent for the vote. (8-0 vote)

The Chair received audience input on the Second Motion to Separate.

A vote was taken on the Second Motion to Separate.

Second Motion to Table (Carried)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to table the name Bennett Wyche until later in the meeting to ensure the Superintendent received all the information. Mrs. Brinkworth and Dr. Osgood were absent for the vote. (7-0 vote)

The Chair received audience input on the Second Motion to Table.

Mr. Chisem clarified that what staff would bring back to the Board was the administrative aspect of this investigation.

A vote was taken on the Second Motion to Table.

A vote was taken on the remaining Agenda G-4 Item, excluding the two (2) separated names.

Following Agenda Items LL-1 and LL-2, the Board brought back the separated names from Agenda Item G-4 for discussion.

Motion (Carried)

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to bring back the separated item from G-4, Regina McLeod, to the table for discussion. Dr. Osgood was absent. (8-0 vote)

Mr. Chisem clarified employees were required to work at least 1,250 hours in order to be eligible for FLMA, which was a federal requirement, so a probationary employee would not be eligible.

Mrs. Rupert inquired if the hours were cumulative or had to be worked all at one time in a year.

Mr. Chisem responded it had to be worked in a period of a one-year application for FMLA. On a separate note, he said in speaking to Ms. McLeod, she was unsure of the details for resigning and a probationary release, and it was to her advantage she did not resign because she would have lost her medical benefits immediately and any monies paid to her. He indicated she did not want to resign and wanted to work with the District in the future. He said being released as a probationary employee she would have that opportunity. Mr. Chisem was comfortable with the probationary release.

Ms. Korn thanked staff for having the conversation with Ms. McLeod and reiterated that staff was supporting the recommendation.

Ms. Myrick clarified the FMLA was calculated one (1) year from the time it was requested.

Mrs. Bartleman also thanked staff for the information they brought forth.

A vote was taken on the separated name from G-4, Regina McLeod.

Motion (Carried)

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to bring back the separated item from G-4, Bennett Wyche, to the table for discussion. Dr. Osgood was absent. (8-0 vote)

The Chair received audience input on this item.

Mr. Runcie stated he had an opportunity to review the written statements. He said they look at cases from an employee discipline perspective, not a criminal or external agency, and apply the discipline that was appropriate. He commented regardless of the background of the student, he did not believe any adult should put their hands on a student. He indicated it was a one (1) day suspension that should stand and thought it was appropriate.

Mrs. Bartleman said she would support his decision.

A vote was taken on the separated name from G-4, Bennett Wyche.

**\*G-5. Supplemental Pay Positions 3**

**(Approved)**

Approved the recommended supplemental pay positions of employees for the 2017/2018 school/fiscal year.

**GG. OFFICE OF HUMAN RESOURCES**

**A. RESOLUTIONS**

**AA. RESOLUTIONS**

**B. BOARD MEMBERS**

**BB. BOARD MEMBERS**

**CC. BOARD POLICIES**

**DD. OFFICE OF THE CHIEF AUDITOR**

**DD-1. Internal Audit Report - Audit of the Internal Funds of Selected Schools  
(Received)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to receive Internal Audit Report - Audit of the Internal Funds of Selected Schools. Dr. Osgood was absent. (8-0 vote)

Mrs. Rupert congratulated all 33 schools for no exceptions in their property and inventory audit.

Ms. Murray concurred and thanked the Chief Auditor and the leadership at schools and in departments that were taking responsibility for their property and inventory.

A vote was taken on this item.

**DD-2. Internal Audit Report - Property and Inventory Audits of Selected Locations (Received)**

Motion was made by Ms. Korn, seconded by Mrs. Rupert and carried, to receive Internal Audit Report - Property and Inventory Audits of Selected Locations. Dr. Osgood was absent. (8-0 vote)

Mrs. Rupert congratulated all 15 schools and departments for no exceptions in their property and inventory audit.

A vote was taken on this item.

**DD-3. Internal Audit Report - Current Status Update of the McGladrey, LLP Operational Review of the Office of Facilities and Construction - June 2017 (Received)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to receive Internal Audit Report - Current Status Update of the McGladrey, LLP Operational Review of the Office of Facilities and Construction - June 2017. Mrs. Rich Levinson and Dr. Osgood were absent. (7-0 vote)

Ms. Korn referred to the last paragraph of the Summary Explanation where it stated, "Management chose to maintain a lump sum approach to General Conditions, rather than a reimbursable expense," and inquired what the thought process was for that decision.

Patrick Reilly, Chief Auditor, replied it was originally discussed at a workshop over a year ago when the development of the Construction Management At Risk (CMAR) was being finalized and was a management choice.

Mrs. Rupert stated she had the same question and wanted to know why it was not put in the contracts. She understood management's decision, but she also knew a lot of money was being spent on sub-contractors to do the jobs. She asked for a follow-up as to why it should not be included in the contract language. In addition, she referred to page 31 and wanted an update on the e-Builder implementation.

Mr. Moquin said he would work with Facilities and Heery International to provide a response.

A vote was taken on this item.

**DD-4. Internal Audit Report - Summary of Audit Activities for the 2016-2017 Fiscal Year and Proposed Audit Plan for the 2017-2018 Fiscal Year for the Office of the Chief Auditor (Received)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to receive Internal Audit Report - Summary of Audit Activities for the 2016-2017 Fiscal Year and Proposed Audit Plan for the 2017-2018 Fiscal Year for the Office of the Chief Auditor. Mrs. Rich Levinson and Dr. Osgood were absent. (7-0 vote)

Mrs. Rupert referred to page 15 under Special Assignments, and asked if the flowchart was anticipated to change.

Mr. Reilly responded Policy 1002.1 covers a multitude of things, including what needs to be accomplished to prepare an audit plan and present it to the Audit Committee and Board. He said that was the best place to put information on the Board's procedures in recommending an audit.

Ms. Murray commented to the payroll issues and stated the system had many issues on how time was kept. She said it was urgent to move and determine what the solution was in order to alleviate the audits.

A vote was taken on this item.

**E. OFFICE OF STRATEGY & OPERATIONS**

**\*E-1. Pre-Qualification of Contractors - Superintendent's Recommendations Regarding Pre-Qualification Certification (Approved)**

Approved the recommendation by the Superintendent indicated in the Superintendent Recommendations - Tracking Report.

**E-2. Supplier Diversity Outreach Program Report as of August 10, 2017 (Received)**

Motion was made by Ms. Korn, seconded by Mrs. Rupert and carried, to receive Supplier Diversity Outreach Program (SDOP) Report. Dr. Osgood was absent. (8-0 vote)

Ms. Korn asked for an explanation as to why this was coming as a Board item rather than an email as with other reports.

Ms. Coker replied Items E-1 and E-2 were under one report and as they evolved, Item E-1 became too convoluted so she made the decision to separate both of them. Item E-1 now addressed pre-qualification and Item E-2, although it was not required to be Board-approved, it provided a report on Minority/Women Business Enterprise (M/WBE) and outreach.

Ms. Korn stated the report was extremely important but it did not rise to a level of being more important because it came to the Board. She said it should be available to the public with a link on the website so it could be viewed for continuous reports. No one should have to search for a report as a Board Item and that Board Items were intended for action. She preferred that the information be transmitted to the Board via email and that it should not come as a Board Item.

Mrs. Good thanked staff for the report and concurred that it was critical the Board received the information and it should be made available to the public; however, she did not believe it would have a detrimental/negative impact if it was brought to the Board.

Mrs. Bartleman commented that TaxWatch monitored the M/WBE participation and she did not think it was necessary to have as an Agenda Item and posted as well.

Maurice Woods, Chief Strategy & Operations Officer, suggested that the report be continued for six (6) months to a year.

A vote was taken on this item.

**\*E-3. Recommendation to Award Invitation to Bid - 18-029R-1 - HVAC-R and Cooling Tower Equipment (Approved)**

Approved the recommendation to award for the above Invitation to Bid (ITB). Contract Term: September 7, 2017 through June 30, 2020, 3 Years; User Department: Physical Plant Operations; Award Amount: \$0; Awarded Vendor(s): P.E.C.O. Enterprises, Inc.; The Ware Group, LLC, d/b/a Johnstone Supply; Trane U.S. Inc.; Small/Minority/Women Business Enterprise Vendor(s): P.E.C.O. Enterprises, Inc.

**E-4. Recommendation to Approve Agreements - 17-144N - School Uniforms (Elementary & Middle Schools) (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Agreements. Contract Term: September 7, 2017 through August 31, 2020, 2 Years, 11 Months; User Department: Office of School Performance & Accountability; Awarded Amount: None; Awarded Vendor(s): Carlyn International Corporation; Planet T Uniforms; Small/Minority/Women Business Enterprise Vendor(s): Carlyn International Corporation. Dr. Osgood was absent. (8-0 vote)

Ms. Murray wanted parents to know that they were under no obligation to buy school uniforms through their school. There were vendors that parents could purchase school uniforms for a lower cost.

Mrs. Bartleman wanted it also to be made clear that students did not have to have the school's logo/emblem stitched or embroidered on the shirts and that parents could shop at retail stores as well.

Valerie Wanza, Chief School Performance & Accountability Officer, responded that she had a conversation with the principals and was in the process of following it up in writing. She said there were different practices in schools but she was establishing some processes and procedures for all schools to exercise that have a unified dress code.

A vote was taken on this item.

**\*E-5. Recommendation to Approve Agreement - 17-045-1N - School Pictures (Excludes Senior Portraits) (Approved)**

Approved the recommendation to award the above Agreement. Contract Term: September 7, 2017 through September 20, 2019, 2 Years; User Department: Office of School Performance & Accountability; Awarded Amount: None; Awarded Vendor(s): 11; Small/Minority/Women Business Enterprise Vendor(s): Nick's Photo Studio of Broward, LLC.

**E-6. Recommendation to Reject all Bids - 18-051T - Fire Alarm Equipment, Parts, and Components (Approved)**

**SEE ITEM EE-12**

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to approve the recommendation to reject all bids for the above Invitation to Bid (ITB). Dr. Osgood was absent. (8-0 vote)

Agenda Items E-6 and EE-12 were moved and discussed concurrently.

Mrs. Good confirmed Item E-6 was to reject all bids and Item EE-12 was to renew current vendors for an additional year. She stated there were four (4) vendors on the current contract with Item EE-12 and she wanted to know how many of those vendors submitted a bid under Item E-6.

Ms. Coker replied three (3) of those vendors submitted a bid at a higher price.

Mrs. Good asked if the three (3) vendors under Item EE-12 that were being renewed, were the same vendors under Item E-6.

Ms. Coker answered in the affirmative.

A vote was taken on these items.

## **EE. OFFICE OF STRATEGY & OPERATIONS**

### **EE-1. Grant Applications - Post-Submission**

**(Approved)**

Motion was made by Ms. Korn, seconded by Mrs. Rupert and carried, to approve the submission of the following grant applications (A-Q): **A.** Aetna Foundation..., \$300 (awarded) **B.** Community Foundation of Broward..., \$75,000 (requested) **C.** City of Coral Springs...Coral Springs High, \$3,000 (requested) **D.** City of Coral Springs...Coral Springs Middle, \$9,274 (requested) **E.** D'Addario Foundation, \$2,500 (requested) **F.** Florida Department of Agriculture..., \$600,000 (requested) **G.** Florida Department of Education..., \$3,444,000 (requested) **H.** Florida Job Growth...Atlantic Technical College, \$870,000 (requested) **I.** Florida Job Growth...McFatter Technical College, \$484,200 (requested) **J.** Florida Job Growth...Sheridan Technical College, \$508,091 (requested) **K.** Florida Panthers Foundation..., \$25,000 (requested) **L.** JetBlue Foundation, \$100,000 (requested) **M.** Our Fund Foundation, \$15,000 (requested) **N.** Ross..., \$500 (requested) **O.** The OCHO Project..., \$500 (awarded) **P.** Volunteer Florida..., \$13,000 (requested) **Q.** Walmart Foundation..., \$1,720 (requested). Dr. Osgood was absent. (8-0 vote)

Mrs. Rupert congratulated Atlantic Technical College for applying for the Florida Job Growth Grant and the implementation of the Welding Technology Advanced Program. She said the focus was for students to become employed as a highly-skilled and highly-paid welder.

Ms. Korn referred to the Florida Department of Agriculture - Fresh Fruit and Vegetable Program, and asked why only 25 schools were called with a response from only 14 schools.

Mary Mulder, Director, Food & Nutrition Services, replied there were only 12 schools that applied for the program, but normally have between 12-21 schools that apply for the grant. She said the number had been historically low, and that was with the Food & Nutrition staff, along with the Grants department, reaching out to principals. The memo was also posted on PIVOT. The grant was an extensive grant and required school-based teachers to work with Food & Nutrition Services managers in distributing fresh fruit and vegetables at least three (3) times a week and incorporating that into the curriculum.

Ms. Korn suggested that one of the principals participating in the program speak at an upcoming Principals' meeting to encourage others to participate. Referring to page 7, she inquired how the three (3) schools were selected and if there was a specific limitation to only three (3) schools.

Dr. Wanza responded the state identified the schools state-wide that were eligible and there were only three (3) schools in Broward County.

Mrs. Rich Levinson congratulated the remaining schools who applied for grants.

A vote was taken on this item.

**EE-2. Letter of Agreement with the Dairy Council of Florida (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the Agreement between The School Board of Broward County, Florida, and the Dairy Council of Florida. The Agreement begins the day after School Board approval and ends on July 31, 2018. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-3. Recommendation for Additional Spending Authority - 15-062R - New Tires (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the additional spending authority for the Invitation to Bid (ITB). Contract Term: December 10, 2014 through December 31, 2017, 3 Years; User Department: Pupil Transportation & Fleet Services; Additional Requested Amount: \$374,000; New Award Amount: \$2,974,000; Awarded Vendor(s): Boulevard Tire Center; Dan Callaghan Enterprises; Tiresoles of Broward, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Mrs. Rich Levinson and Dr. Osgood were absent. (7-0 vote)

Ms. Murray inquired if the cost of activity buses was charged back to the schools.

Harrison Knight, Assistant Director, Student Transportation & Fleet Services, replied they handle the maintenance for those buses and a cost would be charged back to the schools for the materials on the tires.

Ms. Murray did not think the explanation showed who was paying for what, the increase in price, or the actual savings.

Mr. Woods responded that they would provide follow-up with that information.

A vote was taken on this item.

**EE-4. Recommendation to Approve Additional Spending Authority - 51-009B - Exam Gloves (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the additional spending authority. Contract Term: July 12, 2012 through July 12, 2020, 8 Years; User Department: District-wide; Additional Requested Amount: \$240,000; New Award Amount: \$803,891; Awarded Vendor(s): Florida Association of Rehabilitation Facilities/Respect of Florida; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-5. Recommendation of \$500,000 or Greater - 18-020B - Custodial Chemicals (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Bartleman and carried, to approve the recommendation to award the above Invitation to Bid (ITB). Contract Term: November 1, 2017 through April 30, 2019, 18 Months; User Department: Material Logistics; Award Amount: \$633,000; Awarded Vendor(s): 9; Small/Minority/Women Enterprise Vendor(s): 4. Mrs. Rich Levinson and Dr. Osgood were absent. (7-0 vote)

Mrs. Good stated her concerns were regarding the budget allocation referenced in this item and whether or not it came out of the school's budget or somewhere else, as well as the issue of ensuring there were adequate resources at all the schools and orders were being monitored.

Judith Marte, Chief Financial Officer, replied the true budget resided in the schools and was a separate allocation from custodial salaries. She said there was a budget set up by Procurement for Purchase Orders (POs) to go through, but it was an inventory account.

Mrs. Good said one of the issues was that schools over-order particular items and later expired. In addition, some schools have run out of supplies. She indicated it was a problem coming from District custodial staff.

Mr. Moquin indicated he would ask the Director from Physical Plant Operations (PPO) to work with the custodial groundsmen and supervisors and further investigate this issue.

A vote was taken on this item.

**EE-6. Recommendation of \$500,000 or Less - 18-092B Medical and Dental Supplies and Equipment (Catalog) (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award the above Invitation to Bid (ITB). Contract Term: October 1, 2017 through September 30, 2020, 2 Years, 11 Months; User Department: District-wide; Award Amount: \$120,000; Awarded Vendor(s): Dan Enterprises Team LLC; NM Enterprises of Plantation, Inc., d/b/a Medix USA; School Health Corporation; School Nurse Supply, Inc.; Small/Minority/Women Business Enterprise Vendor(s): Dan Enterprises Team LLC; NM Enterprises of Plantation, Inc., d/b/a Medix USA. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-7. Recommendation of \$500,000 or Greater - 18-042V - Sale of Surplus Property - North Side Elementary School Parking Lot (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the receipt of proposal for the above Request for Proposal (RFP). Contract Term: None; User Department: Facility Planning & Real Estate; Award Amount: \$1,350,000; Awarded Vendor(s): Turnstone Development Corporation; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-8. Recommendation of \$500,000 or Greater - 18-040V - Sale of Surplus Property - Coral Springs High School Acreage (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the receipt of the proposal for the above Request for Proposal (RFP). Contract Term: None; User Department: Facility Planning & Real Estate; Award Amount: \$605,000; Awarded Vendor(s): MVP Keys, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-9. Recommendation of \$500,000 or Greater - 18-009V - Group Medical Insurance for School Board Employees (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award the above Request for Proposal (RFP). Contract Term: January 1, 2018 through December 31, 2020, 3 Years; User Department: Benefits & Employment Services; Award Amount: \$36,000,000; Awarded Vendor(s): Aetna Life Insurance Company; Small/Minority/Women Business Enterprise Vendor(s): Various. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-10. Direct Negotiation Agreement - 58-063E - Bloomberg Financial Information Subscription (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award the Direct Negotiation Agreement. Contract Term: September 7, 2017 through September 30, 2019, 2 Years; User Department: Treasurer's Office; Award Amount: \$52,000; Awarded Vendor(s): Bloomberg Finance, L.P.; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-11. Recommendation of \$500,000 or Less - 18-052R - Theater Dimming Racks and Related Stage Lighting Equipment (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award for the above Invitation to Bid (ITB). Contract Term: October 1, 2017 through September 30, 2018, 1 Year; User Department: Physical Plant Operations; Award Amount: \$250,000; Awarded Vendor(s): Stage Equipment & Lighting, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-12. Recommendation for Renewal and Additional Spending Authority - 13-038T - Fire Alarm Equipment, Parts, and Components (Approved)**

**SEE ITEM E-6**

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to approve the renewal and additional spending authority for above Invitation to Bid (ITB). Contract Term: December 4, 2012 through September 30, 2018, 6 Years; User Department: Physical Plant Operations; Additional Requested Amount: \$150,000; New Award Amount: \$1,000,000; Awarded Vendor(s): Bass United Fire & Security Systems; DiversiFire Systems, Inc.; Silmar Electronics, Inc.; Small/Minority/Women Business Enterprise Vendor(s): DiversiFire Systems, Inc. Dr. Osgood was absent. (8-0 vote)

Agenda Items E-6 and EE-12 were moved and discussed concurrently.

A vote was taken on these items.

**EE-13. Recommendation of \$500,000 or Less - 18-044T - Outdoor Tables, Benches, and Trash Receptacles (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award the above Invitation to Bid (ITB). Contract Term: October 1, 2017 through September 30, 2020, 3 Years; User Department: Physical Plant Operations; Award Amount: \$400,000; Awarded Vendor(s): Bliss Products and Services, Inc.; Olive Branch Products and Packaging, Inc.; Playmore West Inc., d/b/a Playmore Recreational Products and Services; School Specialty, Inc.; Schoolhouse Products, Inc.; Swartz Associates, Inc.; Small/Minority/Women Business Enterprise Vendor(s): Olive Branch Products and Packaging, Inc. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-14. Recommendation to Approve Piggyback Agreement - 58-039N - Library Materials (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Piggyback Agreement. Contract Term: September 7, 2017 through May 31, 2020, 2 Years, 8 Months; User Department: District-wide; Award Amount: \$4,100,000; Awarded Vendor(s): 30; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Ms. Murray needed clarification on the two (2) dates in the backup documentation for the piggyback agreement.

Ms. Coker replied the contract date was May 31, 2020. The piggyback began on August 7, 2017 and would be renewed in September.

Ms. Murray asked for a letter of understanding to clarify the information.

(Mr. Runcie returned to his seat on the dais.)

A vote was taken on this item.

**EE-15. Recommendation of \$500,000 or Less - 18-022R - Paints, Caulks, Sealers, Related Coatings, and Accessories (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award for the above Invitation to Bid (ITB). Contract Term: October 1, 2017 through September 30, 2018, 1 Year; User Department: Physical Plant Operations; Award Amount: \$350,000; Awarded Vendor(s): Acrylux Paint Manufacturing Co. Inc.; PPG Architectural Finishes, Inc.; The Sherwin Williams Company; Stein Paint Company; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-16. Piggyback Recommendation of \$500,000 or Greater 58-048E - Lexmark Printers, Software, and Technical Support (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Good and carried, to approve the recommendation to award the Piggyback to State Contract 600-000-11-1. Contract Term: September 7, 2017 through August 3, 2018, 10 Months; User Department: District-wide; Award Amount: \$700,000; Awarded Vendor(s): Lexmark, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Agenda Items EE-2, EE-4, EE-6 through EE-11, EE-13, EE-15, and EE-16 were moved and discussed concurrently.

No discussion was held on these items.

A vote was taken on these items.

**EE-17. Recommendation for Renewal and Additional Spend Authority - 17-057E - Lexmark Toner (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to approve the renewal and additional spending authority for the above Invitation to Bid (ITB). Contract Term: October 19, 2016 through October 18, 2018, 2 Years; User Department: District-wide; Additional requested amount \$175,000; New Award Amount: \$1,475,000; Awarded Vendor: The Office Pal, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Dr. Osgood was absent. (8-0 vote)

Ms. Murray asked staff to verify that equipment would be leased moving forward. She inquired if this would allow schools to get the toner they needed so they do not run short.

Tony Hunter, Chief Information Officer, replied yes, they would be leasing the equipment. He said they were currently evaluating the solicitation for the management services and would be bringing it to the Board in late October or early November. In addition, he said the schools would be able to get the toner they needed, but due to toner expiration dates, the schools have been asked not to overstock.

A vote was taken on this item.

## **F. OFFICE OF ACADEMICS**

**\*F-1. Agreement between The School Board of Broward County, Florida (SBBC) and The City of Miramar Fire Academy Program (Approved)**

Approved the continuation Agreement between The School Board of Broward County, Florida (SBBC) and The City of Miramar Fire Academy Program. The term of this agreement shall be for a period of three (3) years from the date it is fully executed by both parties.

**\*F-2. Uniform Statewide Assessment Calendar for 2017-18 School Year (Approved)**

Approved the Uniform Statewide Assessment Calendar for the 2017-18 school year as required by 1008.22(7)(d), Florida Statutes (F.S.), and State Board of Education Rule 6A-1.094224, Florida Administrative Code (F.A.C.).

**\*F-3. Cooperative Agreement between The School Board of Broward County, FL (SBBC) and AMI Kids of Greater Fort Lauderdale (Approved)**

Approved Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and AMI Kids of Greater Fort Lauderdale.

**\*F-4. Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and Department of Juvenile Justice (DJJ) (Approved)**

Approved Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and Department of Juvenile Justice (DJJ).

**\*F-5. Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and PACE Center for Girls (Approved)**

Approved Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and PACE Center for Girls.

**\*F-6. Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and Sequel TSI of Florida, LLC (Approved)**

Approved Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and Sequel TSI of Florida, LLC.

**\*F-7. Cooperative Agreement between The School Board of Broward County, FL (SBBC) and Youth Opportunity Investments LLC (Approved)**

Approved Cooperative Agreement between The School Board of Broward County, FL (SBBC) and Youth Opportunity Investments LLC.

**F-8. Broward County Public Schools Professional Learning System 2017/2018  
and Master In-Service Plan 2017-2018 (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to approve the Broward County Public Schools Professional Learning System 2017/2018 and Master In-Service Plan 2017-2018 (Appendix B). Dr. Osgood was absent. (8-0 vote)

Mrs. Rupert inquired if Professional Learning Communities (PLCs) were not in the contract and evaluations may be lowered for not showing teamwork in evaluator's mind.

Daniel Gohl, Chief Academic Officer, wanted to separate the item before the Board, which concerned the rules as to how people could earn points, including if they participated in a PLC. He said the question was more of an administrative procedure, which was separate from the item before the Board. He explained the allocation of teamwork points was part of the appraisal system. Regarding the inclusion of PLCs, there was not explicit language. There was however, a differentiation of administrator time and teacher control time. Mr. Gohl said PLCs fall within administrator time, but there was the state expectation in terms of regulations and statute.

Susan Leon, Director, Professional Development Standards & Support, added that this was a compliance document, which enabled Broward County Schools (BSC) to be eligible to award inservice points to its employees. She said PLCs was one of the standards that the state abided by and expected districts to implement as part of the professional learning.

Mrs. Rupert stated this was the same document used every year, so if this was an administrative issue brought forth, she wanted to know if staff was having discussions for that aspect moving forward.

Mr. Gohl replied yes. He indicated he had conversations with Broward Teachers Union (BTU) and other teachers on their concerns. He said there seemed to be a general sense of "time demand" on teachers, in which PLCs get conflated with building meetings and other things. He stated they would parse those issues out to ensure the teachers' time was respected.

The Chair received audience input on this item.

Ms. Korn referred to page 19, 1., and said she thought the 60 inservice points was the maximum for PLCs, not a requirement, and asked staff to clarify.

Ms. Leon responded that was correct and that it was not a requirement.

Ms. Korn stated she wanted to ensure principals were not getting a mixed message that this was a state mandate rather than an opportunity.

Mr. Gohl replied they would ensure there was clarity and communication on their part.

Mrs. Rich Levinson suggested that the teachers should be involved as to what the PLCs were about since it pertained to them. She believed the resistance was due to administrators deciding what teachers needed. She said it was important to obtain input from teachers as to what they needed to discuss and learn from each other. In addition, she believed the Professional Study days should be relevant to what the teachers were interested in learning.

A vote was taken on this item.

**\*F-9. Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and The Department of Juvenile Justice, Florida Department of Children and Families, State Attorney Office, Public Defender Office, Broward County and Broward County Sheriff's Office (Approved)**

Approved the Cooperative Agreement between The School Board of Broward County, Florida (SBBC) and The Department of Juvenile Justice, Florida Department of Children and Families, State Attorney Office, Public Defender Office, Broward County and Broward County Sheriff's Office.

**\*F-10. Cooperative Agreement between The Broward Sheriff's Office and Whiddon-Rogers Education Center (Approved)**

Approved Cooperative Agreement between The Broward Sheriff's Office and Whiddon-Rogers Education Center.

**FF. OFFICE OF ACADEMICS**

**FF-1. Agreement between The School Board of Broward County, Florida (SBBC) and National Academy Foundation (NAF) (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the Amendment between The School Board of Broward County, Florida (SBBC) and National Academy Foundation (NAF). The term of this agreement shall be for a period of (3) years from the date it is fully executed by both parties. Dr. Osgood was absent. (8-0 vote)

Agenda Items FF-1 and FF-3 were moved concurrently.

No discussion was held on these items.

A vote was taken on these items.

**FF-2. Second Amendment between The School Board of Broward County, Florida and College Entrance Examination (College Board) for SAT and PSAT School Days (Approved)**

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to approve the second amendment between The School Board of Broward County, Florida (SBBC) and College Entrance Examination Board (College Board) for PSAT School Day Pilot for select Eighth Grade Students, PSAT School Day for Freshmen, SAT School Day for Juniors, and SAT School Day for select at-risk Seniors at each Broward County Public Schools (BCPS) District High Schools and select District Middle Schools. On Schedule 1 (11<sup>th</sup>/12<sup>th</sup> grade), Dr. Osgood was absent. Mrs. Freedman voted no. (7-1 vote) On Schedule 2 (9<sup>th</sup> grade), Dr. Osgood was absent (8-0 vote); and (8<sup>th</sup> grade pilot) Dr. Osgood was absent. Mrs. Freedman, Ms. Korn, and Mrs. Rich Levinson voted no. (5-3 vote)

The Board had a very lengthy and robust discussion regarding this item. Some of the main concerns included, but were not limited to, having students in grades 8-12 taking the Preliminary Scholastic Aptitude Test (PSAT)/ Scholastic Achievement Test (SAT); paying for students to take the tests who had the ability to pay for it themselves; whether or not 8<sup>th</sup> grade should be permanently included in taking the PSAT; waivers were only for students on Free and Reduced Lunch (FRL), but there were other students not on FRL that could not afford the tests and needed to have something done for them; and money the District lost from 13% of the population not taking the exam.

(The Chair stepped away and the Vice Chair assumed the role of the Chair on the dais.)

Motion to Separate (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Ms. Korn and carried, to separate Schedule 2 (8<sup>th</sup> and 9<sup>th</sup> grades) from Schedule 1 (11<sup>th</sup> and 12<sup>th</sup> grades). Mrs. Freedman and Dr. Osgood were absent for the vote. (7-0 vote)

A vote was taken on the Motion to Separate.

(The Chair resumed her seat on the dais.)

Mrs. Bartleman made a motion, seconded by Mrs. Rupert and carried to approve the remaining item, Schedule 1 for 11<sup>th</sup> and 12<sup>th</sup> grades. Dr. Osgood was absent. Mrs. Freedman voted no. (7-1 vote)

Second Motion to Separate (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Ms. Korn and carried, to separate the 8<sup>th</sup> grade pilot from 9<sup>th</sup> grade in Schedule 2. Dr. Osgood was absent. (8-0 vote)

A vote was taken on the Second Motion to Separate.

Mrs. Bartleman made a motion, seconded by Mrs. Good and carried to vote on the 9<sup>th</sup> grade first. A vote was taken on the 9<sup>th</sup> grade in Schedule 2. Dr. Osgood was absent. Mrs. Freedman and Mrs. Rich Levinson voted no. (6-2 vote)

A vote was made on the remaining item in Schedule 2, the 8<sup>th</sup> grade pilot. Dr. Osgood was absent. Mrs. Freedman, Ms. Korn, and Mrs. Rich Levinson voted no. (5-3 vote)

**FF-3. Agreement with Florida Atlantic University for Teacher Certification Courses (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the Agreement between The School Board of Broward County, Florida (SBBC) and Florida Atlantic University (FAU). The Agreement period shall commence after School Board approval and shall expire on June 30, 2018. Dr. Osgood was absent. (8-0 vote)

Agenda Items FF-1 and FF-3 were moved concurrently.

No discussion was held on these items.

A vote was taken on these items.

**H. OFFICE OF THE GENERAL COUNSEL**

**HH. OFFICE OF THE GENERAL COUNSEL**

**I. OFFICE OF THE SUPERINTENDENT**

**\*I-1. First Amendment to Affiliation Agreement for Health Science Education between SBBC and Memorial Healthcare System (Approved)**

Approved the First Amendment to the Continuation Agreement between The School Board of Broward County, Florida and South Broward Hospital District D/B/A Memorial Healthcare System. The term of this agreement shall be from the date it is fully executed by both parties and shall conclude on October 31, 2020.

**\*I-2. Agreement between Vitas Healthcare Corporation of Florida and The School Board of Broward County, Florida (Approved)**

Approved the new agreement between Vitas Healthcare Corporation of Florida and The School Board of Broward County, Florida. The term of this agreement shall be from the date it is fully executed by both parties and shall conclude on April 1, 2022.

**\*I-3. Agreement between The School Board of Broward County, Florida and Inverrary Medical Investors, LLC (Approved)**

Approved the continuation agreement between The School Board of Broward County, Florida and Inverrary Medical Investors, LLC. The term of this agreement shall be from the date it is fully executed by both parties and shall conclude on August 1, 2020.

**\*I-4. State and Federal Legislative Platform (Approved)**

Approved the Broward County Public Schools 2018 Legislative Platform.

**\*I-5. Greater Florida Consortium of School Boards 2018 Legislative Program (Approved)**

Approved the Greater Florida Consortium of School Boards 2018 Legislative Program.

**II. OFFICE OF THE SUPERINTENDENT**

**II-1. Authorization for Additional Spending Authority for Twelve-Approved Contracted Apprenticeship Agencies (Approved)**

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to approve an increase for the current spending authority for the 2017-18 school year for twelve (12) approved contracted Apprenticeship agencies by \$3,000,000. Dr. Osgood was absent. (8-0 vote)

Ms. Korn was excited with the direction of this program and thanked staff.

Mrs. Rich Levinson was happy to support this item.

A vote was taken on this item.

**II-2. Agreement with T-Mobile to Accelerate WBEC-TV Repack and Channel Change (Approved)**

Motion was made by Mrs. Bartleman, seconded by Mrs. Brinkworth and carried, to approve opportunity to generate revenue from T-Mobile by meeting early deadline for completion of FCC television repack project. Dr. Osgood was absent. (8-0 vote)

Mrs. Good asked if T-Mobile purchased the current frequency/ channels used by the District and if this would have a positive impact.

Tracy Clark, Chief Public Information Officer, responded the Federal Communications Commission (FCC) required television stations to change their channel as part of a Repack process. T-Mobile purchased the channel as part of the Repack and approached staff to see if the District could get off the current channel ahead of the time given by the FCC, which was February 2019. T-Mobile said if the District was able to get off the channel by June 2018, they would pay \$645,000, which would offset some of the costs of the move and possible other needs across the District. Ms. Clark stated the District would incur some costs and two (2) items related to the move would be brought to a future Board meeting.

Mrs. Good looked forward to receiving the additional information.

Mrs. Rich Levinson stated this was dependent upon "if" it happened and for this to materialize with T-Mobile.

A vote was taken on this item.

## **J. OFFICE OF FACILITIES & CONSTRUCTION**

### **JJ. OFFICE OF FACILITIES AND CONSTRUCTION**

#### **JJ-1. Recommendation to Award Professional Services Continuing Contracts for Construction Manager at Risk (CMAR) Services for Various Contractors - RFQ 17-197C (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the recommendation to award Professional Services Continuing Contracts for Construction Manager at Risk (CMAR) services for various contractors, \$0 to \$1M - RFQ 17-197C. Ms. Murray and Dr. Osgood were absent for the vote. Mrs. Freedman voted no. (6-1 vote)

Agenda Items JJ-1 and JJ-2 were moved and discussed concurrently.

Mrs. Rich Levinson stated her comment was for both items pertaining to the memorandum that went out and addressed the present and past performances. She wanted to know how both intersected in these contracts because she did not see anything about performance.

Shelley Meloni, Director, Pre-Construction, replied even though it was not specifically addressed in the contracts, it would be a process they would apply to those contracts going forward.

Mrs. Rich Levinson wanted to know if that would be permitted because she did not want there to be an issue with someone for the reason it was only a procedure and not in the contract.

Robert Corbin, Program Director/Vice President, Heery International Inc., responded they were working out other provisions with the District as they proceeded through the evaluation and final draft. He said to keep in mind with these continuing contracts, that with the solicitation and negotiations, they made it very clear that the award of the continuing contracts would not guarantee any vendor to receive any contracts coming away from this contract. He indicated there were provisions associated with the Request for Qualification (RFQ) that would allow the District to choose how much work or no work at all that could be awarded under these continuing contracts.

Mrs. Rich Levinson stated it would not be based on performance and she reiterated she did not want a problem down the line because it was not in the contract. She asked how the performance could be applied to the contract if their performance was not up to standards so the contractor/vendor would not receive additional work.

Ms. Myrick replied the process had to do with pre-qualification, so if the contractor/vendor was not adhering to a contract, meeting, or expectations, staff would need to document that and then make a recommendation to the Superintendent, and ultimately the Board, to un-pre-qualify them.

Mrs. Freedman was concerned with some of the "pre-qualified" individuals on the list that were not doing the job but continued to receive the work. She said she could not vote "yes" if one of the contractors could end up in another Board Member's district.

Mrs. Good asked if someone met the expectations of a particular bid or invitation, would the District have to include the entity as part of the list of contractors.

Ms. Myrick stated if someone was pre-qualified and met the general responses to the RFQ, they would have to be included and had the due process rights under the statute. If they were pre-qualified and not adhering to expectations, it would be staff's responsibility to document it, in which their pre-qualification would subsequently be revoked.

Mrs. Rupert believed this was going off into administrative procedures and she called the question, which failed with a majority.

Ms. Myrick agreed that this was not the place to discuss it but said it needed an answer and that the Superintendent would have to have a discussion with staff. She stated Policy 7003.1 indicated what steps would need to be taken.

Mrs. Rich Levinson commented that it had been codified in a memorandum and it was her expectation that he would now move forward.

Mr. Runcie answered in the affirmative and stated it would be applied to all items and pieces of work coming forward and not withstanding whatever was in this item.

Mrs. Rich Levinson indicated that performance would take into account vendor rotations when they were rotated and she expected it would work as policy directed.

Mrs. Meloni replied that was correct and was part of the process as well.

A vote was taken on these items.

**JJ-2. Recommendation to award Professional Services Continuing Contracts for Construction Manager at Risk (CMAR) Services for Various Contractors - RFQ 17-196C (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the recommendation to award Professional Services Continuing Contracts for Construction Manager at Risk (CMAR) services for various contractors, \$1M to \$2M - RFQ 17-196C. Dr. Osgood was absent. Mrs. Freedman voted no. (6-1 vote)

Agenda Items JJ-1 and JJ-2 were moved and discussed concurrently.

A vote was taken on these items.

**K. OFFICE OF FINANCIAL MANAGEMENT**

**K-1. Final General Fund Amendment as of June 30, 2017 (Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the attached Final General Fund Amendment as of June 30, 2017. Dr. Osgood was absent. (8-0 vote)

Mrs. Rich Levinson inquired if the additional amount in the Reserves looked negatively for the District in terms of the rating agencies, if it were to be removed for something else that may be needed next year, such as salaries.

Ms. Marte responded the District had a favorable year-end close because non-salary expenditures were lower than expected so the savings would go into the Reserves appropriately. She said to spend that on recurring expenses would be problematic for the rating agencies because it would obligate the District going forward. She indicated as the Budget evolved during the year, that did not mean there would not be other efficiencies that could be used for occurring expenses.

Mrs. Bartleman asked for an explanation in regards to the \$36 million change.

Ms. Marte replied the money set aside for raises was under the Instructional line item but was paid to all employees.

A vote was taken on this item.

**\*K-2. Final Special Revenue (Grants) Amendment as of June 30, 2017 (Approved)**

Approved the attached Final Special Revenue (Grants) Amendment as of June 30, 2017.

**\*K-3. Final Special Revenue (Food Service) Amendment as of June 30, 2017 (Approved)**

Approved the attached Final Special Revenue (Food Service) Amendment as of June 30, 2017.

**\*K-4. Final Special Revenue (Miscellaneous) Amendment as of June 30, 2017 (Approved)**

Approved the attached Final Special Revenue (Miscellaneous) Amendment as of June 30, 2017.

**\*K-5. Final Internal Service Funds Amendment as of June 30, 2017 (Approved)**

Approved the attached Final Internal Service Funds Amendment as of June 30, 2017.

**\*K-6. Final Debt Service Amendment as of June 30, 2017 (Approved)**

Approved the attached Final Debt Service Amendment as of June 30, 2017.

**\*K-7. Capital Budget Fund Amendment as of June 30, 2017 (Approved)**

Approved the attached Capital Fund Amendment as of June 30, 2017.

**\*K-8. Superintendent's Annual Financial Report to the Commissioner of Education (Approved)**

Approved the Superintendent's Annual Financial Report for the Fiscal Year Ended June 30, 2017.

**KK. OFFICE OF FINANCIAL MANAGEMENT**

**L. OFFICE OF PORTFOLIO SERVICES**

## **LL. OFFICE OF PORTFOLIO SERVICES**

### **LL-1. Premium Services Agreements Approval**

**(Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the Premium Services Agreements between The School Board of Broward County, Florida (SBBC), and the listed governing board. Dr. Osgood was absent. (8-0 vote)

Agenda Items LL-1 and LL-2 were moved and discussed concurrently.

Mrs. Rich Levinson referred to LL-2 and wanted to clarify that there would be other portables available should something happen at this site during the hurricane.

Mr. Runcie replied that was correct. He said there were over 1,000 portables in the system and any damage would be assessed after hurricane.

A vote was taken on these items.

### **LL-2. Agreement of Sale and Purchase between The School Board of Broward County, Florida and the City of Sunrise, Florida**

**(Approved)**

Motion was made by Mrs. Rupert, seconded by Ms. Korn and carried, to approve the Agreement of Sale and Purchase between The School Board of Broward County, Florida (SBBC) and the City of Sunrise, Florida (City) for the purchase of the site referred to as Cypress Bay Portable Annex (a/k/a New River Circle Site). Dr. Osgood was absent. (8-0 vote)

Agenda Items LL-1 and LL-2 were moved and discussed concurrently.

A vote was taken on these items.

Following the action of Agenda Item FF-2, the following attorney-client session commenced at 2:03 p.m.

#### **Announcement by General Counsel**

The General Counsel's Office requested an attorney-client session for this School Board meeting. The session was scheduled for 12:45 p.m. to discuss settlement negotiations and/or strategy relative to the following pending litigation: Marc Mazo vs. The School Board of Broward County, Florida, Case No. 17-006297(02), before the Circuit Court of the 17<sup>th</sup> Judicial Circuit in and for Broward County, Florida.

The following persons attended this attorney-client session: School Board Members Abby M. Freedman, Chair; Nora Rupert, Vice Chair; Robin Bartleman; Heather Brinkworth; Patricia Good; Donna P. Korn, Laurie Rich Levinson; Ann Murray; Robert W. Runcie, Superintendent of Schools; Thomas C. Cooney, Esq.; and Barbara J. Myrick, Esq. Dr. Rosalind Osgood was absent.

The attorney-client session was properly advertised for September 6, 2017, at 12:45 p.m., in accordance with Florida Statute 286.011 (8). Telephone conferencing or other telecommunications technology may have been used to permit absent Board Members to participate and to be heard by other School Board Members and Counsel.

The attorney-client session concluded and the School Board Meeting reconvened shortly after 3:00 p.m.

**Adjournment** This meeting was adjourned at 5:24 p.m.

/dvn