

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

April 10, 2018
Tuesday, 10:05 a.m.

MINUTES OF OPERATIONAL MEETING

The School Board of Broward County, Florida, met in regular session at 10:19 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 Nora Rupert, Chair; Heather Brinkworth, Vice Chair; Robin Bartleman; Abby M. Freedman; Patricia Good; Donna P. Korn; Laurie Rich Levinson; Ann Murray; Dr. Rosalind Osgood; Robert W. Runcie, Superintendent of Schools; and Barbara J. Myrick, Esq.

Call to Order The Chair called the meeting to order. Julie DeGreeff, Principal, and students from Discovery 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 Natalie Nicole Kornhauser, a second grade teacher at Park Springs Elementary.

Minutes for Approval Motion was made by Mrs. Brinkworth, seconded by Ms. Korn and carried, to approve the official minutes for the following Board Meetings: (9-0 vote)

- March 6, 2018 – School Board Operational Meeting

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

- **Items** - Revised: G-3, E-1, EE-5, EE-11, I-1
- **Items** - Withdrawn: CC-8, E-3, EE-7
- **Items** - Added: II-1

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. Korn, seconded by Mrs. Brinkworth and carried, the Agenda was approved and declared closed. (9-0 vote)

Reports The following reports were presented:

- Broward County Association of Student Councils and Student Advisor to the Board - Stephen Marante, Student Advisor
- Broward County Council PTAs/PTSAs - Anna Fusco, President, Broward Teachers Union

Superintendent's Report

The Superintendent announced there would be a forum for the community and the Board on April 18, 2018 at Plantation High School from 6:30 p.m. until 8:30 p.m. The topics would include school safety, House Bill 7026, mental health, School Resource Officers (SROs), the Safety, Music & Art, Athletics, Renovation, & Technology (SMART) program, and the PROMISE program. He stated the forum was for the entire county and anyone was welcome to attend. He said staff would try to determine a way to have it live-streamed as well for those that could not attend and information would be sent out as it became available.

These reports may be viewed in their entirety at:

<https://becon223.eduvision.tv/Default.aspx?q=d0F7qPKKlcfmtjfULqo9AQ%3d%3d>

(Click on School Board Meeting 4-10-18.)

Speakers (5 p.m.)

Donald Eckler

Timothy Sternberg

Kenneth Preston

Allison Hankerson Harris

Terri Hankerson

Ronald B. Barish

Michael Sirbola

Lisa Olson

Sandra Nunez

Nikki Grant

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. Good, seconded by Mrs. Brinkworth and carried, to approve the Consent Agenda for the remaining items (**identified by ***). (9-0 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)

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

(The Chair passed the gavel to the Vice Chair in order to make a motion.)

Motion to Separate (Carried)

Motion was made by Mrs. Rupert, seconded by Mrs. Brinkworth and carried, to separate her name from the list of Instructional Additional Leaves 2018-2019. Ms. Murray was absent for the vote. Mrs. Rupert abstained from the vote. (7-0 vote)

A vote was taken on the Motion to Separate.

A vote was taken on the separated name.

A vote was taken on the remaining G-1 Item.

(The Vice Chair returned the gavel back to the Chair.)

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

Approved 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.

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

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth 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. (9-0 vote)

Mrs. Rich Levinson referred to the Temporary Human Resources Administrator that was discussed at length at the last meeting and was now coming back for another six (6) months extension. She said the grant would end in June 2021 and she wanted to know what the plan was to fill that position.

Craig Nichols, Chief Human Resources & Equity Officer, replied the intent was to keep the person on a temporary assignment and come back to extend the reappointment for the length of the grant, which was for two (2) years. He indicated he believed this was better than a permanent hiring.

Mrs. Rich Levinson said that was not her understanding.

Susan Rockelman, Director, Talent Acquisition & Operations, responded this was a temporary assignment and as she explained the last time it came to the Board, she was making some alignments in her department in which she would make some recommendations to the Board. She stated she was in the process of finishing that and currently was working on the budget. She was making proposals in her budget to work on strategizing on how to conduct recruitments and having a Recruitment Coordinator in the department, which would appear on the organizational chart. She said she was trying to determine that from her department so it would not have to come from the General fund. Due to the Stoneman Douglas tragedy, the proposals had been delayed but would be forthcoming. In order to continue with the recruitment process, this person had been instrumental in performing the job duties, which was why they wanted to keep her on board, and since they were in the middle of the recruitment season this person would continue to get the department through for the next couple of months. Mrs. Rockelman stated at the start of the new fiscal year, she was hoping to implement the new position if approved. The reason it was for six (6) months was to get through the end of this fiscal year and once the position was approved, they would have to hire someone for the position, which would take some time for that process.

Mrs. Rich Levinson indicated she would not be able to support this item, as she did not support it the first time either. She did not believe this was the way to conduct business with six-month task assignments to cover a grant-funded position. Knowing this grant was through 2021, she would have wanted someone hired on an annual basis who would then be reappointed annually, so when the grant expired the position would not be filled again.

Eric Chisem, Director, Talent Acquisition & Operations, added if the position was hired on a permanent basis, when the position ended they would owe that individual a job, because jobs in that department have "recall" rights and this was another reason why the person was being hired on a temporary basis.

Mrs. Rich Levinson said that opened up something much, much bigger for her because when Board Members has had conversations about grant-funded positions, they always asked how the positions would be sustained after the grant ended. If the person would continue to be employed after the grant expired, it would be a big problem in the way the District was conducting business.

Mr. Chisem stated there were grant-funded positions that did not belong to the bargaining units and were handled totally differently.

Mrs. Rich Levinson requested information for the Board on which departments were funded in the way she believed a grant would run and which departments were not funded in that process.

Ms. Korn shared that early on when she joined the Board, the Board discussed when it approved grants that in the contract it would stipulate that the person would only be hired for that period of time and the job would expire at the end of the contract. She said the Board was also told that the job would be advertised to stipulate the job would end at that point and the contract would mean the District had no responsibility to employ that individual any longer, regardless of what the grant entailed. To her colleague's point, this new information, that certain departments fell under one criteria and other departments did not, had never been shared with the Board. She stated if there was a grant that had certain departments where the position(s) would be long-standing employees, it should be marked in bold lettering when it comes to the Board.

Dr. Osgood said this brought up a question for her since a lot of employees were let go after the Mentoring Tomorrow's Leaders (MTL) grant ended and she asked staff to explain the difference with that grant and this one.

Mr. Chisem replied the difference was between instructional and non-instructional employees. He said for teachers, staff would have the ability to place them into an instructional position. He explained that from a Collective Bargaining standpoint, people were placed in vacant positions, not positions that were created for them. If there was not a vacant position, they would exercise those terms and conditions under the Collective Bargaining agreement and the people would not receive a position.

Dr. Osgood stated as grants end, she believed the process had to be more relentless in identifying additional grant/funding to sustain those things to be kept.

Mrs. Good inquired if staff spoke about extending the position longer than six (6) months when it previously came to the Board.

Mrs. Rockelman responded that she recalled discussing working on the department to realign some of the positions and to look at focusing on recruitment piece. She did not know if she mentioned it was needed for six (6) months, but she did indicate she would come forward with those recommendations to the Board.

Mrs. Good said she understood the department would be reconstructed but she was still uncomfortable for the reasons already mentioned. She asked General Counsel if there would be any restrictions on the recommended appointment. She did not think the appearance did not look good and that it was being done in piecemeal to get it through the Board.

Ms. Myrick replied there would have to be "good cause" to not accept the recommendation, such as the person not being qualified, or moral issues.

Mr. Runcie said this item would not come back for another renewal and he could have staff bring the item back with additional information.

Mrs. Good asked if the timeframe could be modified.

Ms. Myrick responded yes, but it would take a lengthy time to get someone through the hiring process.

Mr. Runcie offered a compromise solution to move forward to fill this position and present a candidate to fill this position on a full-time basis with the a clear delineation that this position was grant-funded and when it expired there was no guarantee of employment in the District. He did not have any concerns to modify the timeframe, given the understanding staff would be able to advertise.

Motion to Amend (Failed)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Good to amend 4c. on page ii of the Executive Summary List of Appointments, Assignments, and Leaves for Non-Instructional for the 2017-2018 School Year by changing the timeframe for the Effective Date from six (6) months to three (3) months. Mrs. Bartleman, Mrs. Brinkworth, Mrs. Freedman, Ms. Korn, and Dr. Osgood, voted no. (4-5 vote)

Mrs. Rich Levinson stated she would need something from staff to better understand why the position would be a permanent position moving forward when this comes back to the Board.

Ms. Korn appreciated her colleague's perspective on the timeframe but she would prefer six (6) months. She would like to have people hired for the period of the grant and when it expired she did not want the responsibility because someone was hired for their expertise for that position.

Mr. Chisem explained the six-month window was an "up to" period and the longest temporary window they were able to bring to the Board. If they were successful in 90 days or 120 days in completing the job, they would have the ability to terminate the temporary assignment because it was not a permanent position.

Mrs. Freedman concurred in regards to keeping the six (6) months. She supported the idea when hiring individuals for a grant that they understand it would not be a "foot in the door" to continue employment.

Mrs. Bartleman did not want to support the amendment because she believed it would take longer than six (6) months for staff to reorganize. She also did not support hiring grant-funded positions that would have to be picked up after the grant ended.

Mrs. Brinkworth stated she did not agree with the six (6) months but believed it would take at least that long for staff to reorganize. She asked the Superintendent what were the goals of the department if the grant was through 2021 and a reorganization took place to handle this issue, would there be an additional grant-funded position. Her concern was what it would look like for the duration and end of the grant because there would be an additional person for this position after the department's reorganization.

Mr. Runcie said he would provide clarification.

Mr. Chisem added that the intent was not to make this a re-callable position. The plan would be to use dollars from the grant towards recruitment and dollars from her reorganization/budget to cover everything. He said when this comes back to the Board, a memorandum would be provided to show the exact intent.

A vote was taken on the Motion to Amend.

Motion to Separate (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Good and carried, to separate 4c. on page ii of the Executive Summary List of Appointments, Assignments, and Leaves for Non-Instructional for the 2017-2018 School Year. Mrs. Freedman and Ms. Korn voted no. (7-2 vote)

A vote was taken on the Motion to Separate.

Following a vote on the remaining G-3 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 with K. Foster postponed to 4/24/18)

Motion was made by Ms. Korn, 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. Ms. Murray was absent for the vote. (8-0 vote)

The Chair received audience input on this item.

Ms. Korn asked staff to respond to the comments made by the public speaker in regards to timing of negotiations that were still taking place and unresolved.

Craig Kowalski, Special Investigative Unit (SIU), replied the case in question started in March 2017. He said it went to legal and they requested that it should be brought to the Board.

Ms. Myrick informed the Board she asked legal counsel that was working on this to come to the Board Room to explain further.

Motion to Separate (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Good and carried, to separate the name Kathleen Foster from this item until later in the meeting. Ms. Murray was absent for the vote. (8-0 vote)

A vote was made on the Motion to Separate.

Dr. Osgood wanted to comment on the young man that spoke regarding his 10-day suspension and she wanted to point out that the backup information provided showed there was a lot of progressive discipline and it was very clear there were conversations and attempts to resolve this in another way.

Mrs. Brinkworth suggested through the Superintendent that staff meet with the public speaker to answer questions regarding the issuance with insurance.

The name Kathleen Foster was brought back to the table for discussion by acclamation of the Board.

Doug Griffin, Assistant General Counsel, stated after this item was already on the agenda, the BTU President called him to inquire about some new process issues and he shared he was unsure what she was inquiring about and she needed to consult with their attorney to determine what the complaints/questions were being asked. They did not get back with him with what the issues were before the time to post this item on the agenda. He said if the Board wanted to continue it to allow them an opportunity, it would be okay.

Mr. Runcie requested the Board to allow staff to review and bring it back at another meeting.

Motion to Postpone (Carried)

Motion was made by Mrs. Bartleman, seconded by Dr. Osgood and carried, to postpone Kathleen Foster for further review and bring back to a future meeting. Ms. Murray was absent for the vote. (8-0 vote)

A vote was taken on the Motion to Postpone.

A vote was taken on the remaining G-4 item.

***G-5. Supplemental Pay Positions 14**

(Approved)

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

GG. OFFICE OF HUMAN RESOURCES

GG-1. Successor Agreement of the Collective Bargaining Agreement between The School Board of Broward County, FL and the Federation of Public Employees (FOPE) (Maintenance, Facilities, Transportation, Security Specialists/Campus Monitors) effective July 1, 2017 - June 30, 2020 **(Adopted)**

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt the amendments to the Collective Bargaining Agreement between The School Board of Broward County, Florida and the Federation of Public Employees (FOPE) (Maintenance, Facilities, Transportation, Security Specialists/ Campus Monitors) effective July 1, 2017. (9-0 vote)

Staff presented the amendments to the Collective Bargaining Agreement between The School Board of Broward County, Florida and the Federation of Public Employees (FOPE) (Maintenance, Facilities, Transportation, Security Specialists/ Campus Monitors). Recognition and thanks were given to the individuals and/or groups for their hard work and support during the bargaining process.

A vote was taken on this item.

A. RESOLUTIONS

***A-1. Resolution #18-103 - Declare Modular Classroom Building No. 20 as Surplus** **(Adopted)**

Adopted Resolution #18-103 to declare Modular Classroom Building No. 20, located at 7595 NW 61st Street, Tamarac, Florida 33321, as surplus.

AA. RESOLUTIONS

B. BOARD MEMBERS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Proposed Revised Job Description for the ESE Support Facilitator Position **(Adopted)**

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt the proposed revised job description for the ESE Support Facilitator position. This was the final reading. (9-0 vote)

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Agenda Items CC-1, CC-3 through CC-5, and CC-7 were moved and discussed concurrently.

Mrs. Bartleman thanked Superintendent for stating at the workshop that the support facilitators would be utilized to help teachers with planning and curriculum support, as well as ensuring they fulfilled the duties as outlined in the job description to assist students and general education teachers differentiate instruction.

A vote was taken on these items.

CC-2. Proposed New Job Description for the Assistant Program Manager, Nutrition Education and Training Position (Adopted)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt the proposed new job description for the Assistant Program Manager, Nutrition Education and Training Position. This was the final reading. (9-0 vote)

Ms. Korn commented for all the "new" job descriptions showing there was not a financial impact there actually would be a financial impact for anyone being hired. She believed it was appropriate to include language that indicated "pending certain action" there would be "X" amount of financial impact.

Mr. Runcie responded whenever the compensation level changed or a change coincided hiring someone in the position, it would come forward with a financial impact on it.

Mrs. Rich Levinson specified it should be regardless if it was an existing or vacant position.

A vote was taken on this item.

CC-3. Proposed New Job Description for the Specialist, Quality Assurance - Food and Nutrition Services Position (Adopted)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt the proposed new job description for the Specialist, Quality Assurance - Food and Nutrition Services Position. This was the final reading. (9-0 vote)

Agenda Items CC-1, CC-3 through CC-5, and CC-7 were moved and discussed concurrently.

A vote was taken on these items.

CC-4. Proposed Revised Job Description for the Specialist, Food and Nutrition Services Equipment & Supplies Position (Adopted)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt the proposed revised job description for the Specialist, Food and Nutrition Services Equipment & Supplies Position. This was the final reading. (9-0 vote)

Agenda Items CC-1, CC-3 through CC-5, and CC-7 were moved and discussed concurrently.

A vote was taken on these items.

CC-5. The School Board of Broward County, Florida, 2017-2018 Organizational Chart Revised Job Descriptions for the Chief Strategy & Operations (Adopted)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to adopt The School Board of Broward County, Florida, 2017-2018 Organizational Chart, Revised Job Descriptions for the Division of Chief Strategy & Operations. This was the final reading. (9-0 vote)

Agenda Items CC-1, CC-3 through CC-5, and CC-7 were moved and discussed concurrently.

A vote was taken on these items.

CC-6. Proposed Revised Job Description for the Director, Student Transportation & Fleet Services Position (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the proposed revised job description for the Director, Student Transportation & Fleet Services Position. This was the first reading. Ms. Murray was absent for the vote. (8-0 vote)

Mrs. Rich Levinson inquired if she approved this, was staff going to come back with a request for someone to be moved into the Director's position. She asked if this one position was mutually exclusive.

Maurice Woods, Chief Strategy & Operations Officer, replied it was mutually exclusive and was being done in consideration of the financial situation.

Mrs. Rupert stated the current Director was within the current pay range of \$84,651 to \$152,910 and she wanted to know where the starting point would be for the salary.

Mr. Woods responded they would start at the minimum of \$104,836 on the new pay range.

A vote was taken on this item.

CC-7. Proposed Revised Job Description for the Manager, Strategic Sourcing Position (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the proposed revised job description for the Manager, Strategic Sourcing Position. This was the first reading. (9-0 vote)

Agenda Items CC-1, CC-3 through CC-5, and CC-7 were moved and discussed concurrently.

A vote was taken on these items.

CC-8. Proposed Revised Job Description for the Process Analyst, Procurement & Warehousing Services Position (Withdrawn)

DD. OFFICE OF THE CHIEF AUDITOR

E. OFFICE OF STRATEGY & OPERATIONS

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

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation by the Superintendent indicated in the Superintendent Recommendations - Tracking Report. Mrs. Bartleman and Ms. Murray were absent for the vote. (7-0 vote)

Ms. Korn stated that Sagoma Construction had active projects with the District and she wanted to know what impact there was to the District now that their state requirements were revoked. She wanted to know how Sagoma could remain active during the time they were not qualified.

Mary Coker, Director, Procurement & Warehousing Services, replied according to statute they would have to be pre-qualified at the time when the bid was awarded. There was nothing in statute that precluded that contractor from continuing its contract even though its pre-qualification/certification expired and/or was revoked.

A vote was taken on this item.

***E-2. Supplier Diversity Outreach Program Report as of March 16, 2018 (Received)**

Received Supplier Diversity Outreach Program (SDOP) Report.

E-3. Amendment to Invitation to Bid - 18-014R-02 - School Bus Transportation Services (Withdrawn)

***E-4. Recommendation for Renewal - 16-026B - Hand Sanitizer Foam with Dispenser and Stand (Approved)**

Approve the renewal for the above Invitation to Bid (ITB). Contract Term: July 29, 2015 through June 30, 2019, 4 Years; User Department: District-wide; Award Amount: \$110,500; Awarded Vendor(s): All Florida Paper; Small/Minority/Women Business Enterprise Vendors: None.

E-5. Recommendation to Reject all Bids - 19-001V - Adult Workforce Education Advertising Agency Services (Approved as Amended)

Motion was made by Mrs. Brinkworth, seconded by Ms. Korn and carried, to approve the recommendation to reject all proposals received for the above Request for Proposal (B). **This motion was superseded by a Motion to Amend (page 17).** Ms. Murray was absent for the vote. (8-0 vote)

Agenda Items E-5 and E-6 were moved and discussed concurrently.

The Chair received audience input on these items.

Ms. Korn questioned comments from the audience about a bid protest and stated she brought it up at a workshop, in which no one from staff mentioned there was a protest. In addition, there was nothing in the backup that referenced it either.

Mr. Woods responded there was no mention of the protest at the workshop because it had not yet been shared with the Chief of Staff.

Ms. Coker added that they referred to legal counsel for direction to navigate through responses. She said she did meet with several Board Members and stated this was a protest and what took place. The School Board did not lose the protest as the vendor stated. She indicated they followed all protocols and the District was in the right to reject all bids. She said it was imperative to reject all bids because they would not be obtaining the pricing in the best of the interest of the District and would actually be paying more. They could not evaluate apples to apples because the vendors had different approaches to what the solution should be. This was based specifically on the requirements of the RFP and the responses that led them to believe they needed to make changes to the RFP.

Ms. Korn stated the Executive Summary did not reflect the protest. She said she did not request a one-on-one with staff because she thought she had received the information at the workshop when she questioned it then, but hearing this information now was disconcerting. She asked that staff provide a follow-up with the details behind the protest. She indicated she would support the item but staff needed to be transparent on all levels.

Mrs. Good believed it was important to have the record updated publicly to show the protest. She suggested that the item come back with an updated Executive Summary.

Ms. Myrick stated that staff add language to the Executive Summary and table the item to the end of the meeting to allow staff to update the language.

Mrs. Rupert commented when there were protests or grievances before and it was not known at the time of posting for the Board meeting, in the morning on the day of the Board meeting, the Board would be informed of that information. She suggested to the Superintendent that the same process continue with staff to ensure the Board had the most up-to-date information.

Mr. Woods said they would add some commentary to the Executive Summary pertaining to the protest.

Motion to Separate and Table (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to separate and table Item E-5 until later in the meeting to allow staff to add language to the Executive Summary to identify or note the protest. Mrs. Freedman and Ms. Murray were absent for the vote. (7-0 vote)

Mrs. Bartleman inquired if staff went out to bid with Clever, Inc.

Tony Hunter, Chief Information Officer, replied no, and that Clever was a no-cost service to the District so there would be no precedent to go out for bid. He said the vendors pay Clever, but not the District.

Mrs. Bartleman was comfortable with that because it would mean the District was mandating that vendors had to use Clever and pay for it.

Mr. Runcie gave the analogy that to use any financial system, it would be a requirement that it would have to work with the SAP system in order to have only the system and not have to integrate into multiple systems. He said it was not unusual for this industry or any other industry.

Mrs. Bartleman understood and said the District decided to use SAP and invest in it, but the District did not invest in Clever. She said there was no RFP, no bid, no screening, and no research on the cost of Clever, as done with the SAP software.

Mr. Hunter responded by providing the history of Clever and said Clever had been used in the District for over five (5) years and was the default API. When the District started to move from textbook-based applications to more digital applications, the increased workload was apparent for his staff. He indicated there were currently 75 instructional and business partners that needed that type of data from the District on a nightly basis. He said without a standard that all the clients were integrating to, the Applications team was having to write different programs for every vendor based on their standards, not the District's. He emphasized the District had nothing to do with the arrangements between Clever and the vendors. Mr. Hunter explained, given the current budget, there were no other vendors providing this service at cost and if the District went out for bid, an additional cost would be incurred for the services.

Mrs. Bartleman pointed out if vendors know they have to use Clever, the cost could end up in their pricing bid, which would result as an indirect cost to the District. She shared her concern that Clever became a default product five (5) years ago without the Board ever approving it or knowing about it and this was first time she had seen an agenda item for Clever. She said she would discuss it further with the Superintendent.

Ms. Korn stated there was always cost with a vendor doing business with the government. She said she would rather not have the upfront cost and appreciated this approach.

Mrs. Bartleman asked why this contract was being brought forward now for the first time after five (5) years.

Mr. Hunter replied they were working collaboratively with the Legal department and Risk Management to ensure they cleaned up anything security related and for this agreement, they wanted to make the language tighter around student data and the use of it.

Mrs. Bartleman understood about the upfront cost; however, her issue was having a vendor that she did not know about and that the Board never made a decision on, who was making money from the vendors.

Ms. Korn said that was a concern in terms of direct negotiations with departments across the District and she shared the same concerns as her colleague. She asked staff if there were other vendors that provided this service in the same manner.

Mr. Hunter responded he was not aware of any other vendors that provided the same service.

Mr. Runcie added, the reason this came to the Board was to recognize that there is a lot of data that passes through Clever to go to the vendor, with whom the District had a contract, and to ensure Clever was complying with the same constraints and legal parameters that were set forth in the contracts with the vendors.

Mrs. Bartleman stated her issue was not about cost, but rather the perception when mandating the use of a company that did not go through the Board.

Mr. Runcie responded he understood; however, it merged the solution because there were a number of vendors that actually had the Clever solution so staff, in pursuing a way to get the work done in an easy fashion that would not cost the District any money, continued to look at it. It has grown as vendors grew and now there was a huge critical mass going through Clever. He said if a solution was put in that was not Clever compliant, they would have to determine what the integration costs would be.

Mrs. Bartleman gave the example if she had Product A because she liked it, and then mandated everyone to do business with that company, without ever having a cost comparison or anything else, there would be a perception issue with it. She understood the District had and would be using Clever, but the problem was at the beginning/infancy stage and moving forward it should be looked at more carefully from the beginning.

Mrs. Brinkworth commented her colleague raised a very good point and she asked that the Superintendent look at the process for direct negotiations to allow the Board more opportunity to have input before the critical mass state where the Board would then be left with no other option than to use a particular vendor.

Mr. Hunter closed by saying when the District first started to use this solution, Clever was and still is the only vendor providing this service in this manner and there was no one else to compare to that they were aware of in terms of a service that was not an upfront cost to the District.

Following a vote on Item CC-6, Item E-5 was brought back to the table for discussion.

Mr. Woods read the amended language to be added in the Executive Summary as follows: "A recommendation to reject all proposals was posted on January 18, 2018 at 3:00 p.m. An intent to protest, from ADEPT Strategy and Public Relations, was received and timely filed in the Procurement & Warehousing Services Department on February 8, 2018. Protest meeting was held on March 7, 2018. The decision to reject all proposals and rebid with revised specifications was unanimously voted by the Protest Committee."

Ms. Myrick stated that legal counsel suggested adding "A bid" to the sentence beginning with "Protest meeting...."

Motion to Amend (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to amend language in the Executive Summary by adding the two (2) paragraphs read in to the record, along with suggested language from legal counsel. Ms. Murray was absent for the vote. (8-0 vote)

A vote was taken on the Motion to Amend.

A vote was taken on this item as amended.

E-6. Recommendation to Approve Agreement - 58-136E - Clever, Inc. Data Integration (Approved)

Motion was made by Mrs. Brinkworth, seconded by Ms. Korn and carried, to approve the recommendation to award the Direct Negotiation Agreement. Contract Term: April 11, 2018 until terminated; User Department: District-wide; Awarded Vendor(s): Clever, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Ms. Murray was absent for the vote. (8-0 vote)

Agenda Items E-5 and E-6 were moved and discussed concurrently.

The Chair received audience input on these items.

A vote was taken on this item.

EE. OFFICE OF STRATEGY & OPERATIONS

EE-1. Opening and Closing School Times (2018 Summer Term) (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the Opening and Closing School Times (2018 Summer Term). (9-0 vote)

Agenda Items EE-1 through EE-3, EE-8, and EE-9 were motioned and discussed together.

Mrs. Good thanked staff for their research on EE-3. She referred to the Executive Summary, bullets #2, 4, and 12, and wanted to know how the issues of safety and this of activity were addressed at the schools. She also asked who was responsible for ensuring the traps in a school setting were being set in a way to ensure the students were safe.

In regards to EE-8, Mrs. Good raised a concern again that items were being brought to the Board extremely close to the end of the contract and if the Board had made the decision to have it go out to bid, there would not be sufficient time to do so. Moving forward, she asked the Superintendent to have contracts brought to the Board with sufficient time so it would have a real opportunity to vote something up or down.

Mr. Runcie replied they would work to do their best in terms of due diligence to do that moving forward.

Ms. Korn and Mrs. Brinkworth amended their motion and second to remove Item EE-2 from discussion and to reflect only Items EE-1, EE-3, EE-8, and EE-9 were on the floor for discussion.

Mrs. Good requested that Item EE-3 be tabled until staff was available.

Motion to Separate and Table (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to table Item EE-3 until later in the meeting. (9-0 vote)

A vote was taken on the Motion to Separate and Table.

A vote was taken on Items EE-1, EE-8, and EE-9.

**EE-2. Recommendation of \$500,000 or Less – 18-173T – Animal Control Services
(POSTPONED 03/20/18 RSBM) (Not Approved)**

MEMO TO VOTE DOWN

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth, to approve the recommendation to award the above Invitation to Bid (ITB). Contract Term: April 1, 2018 through March 31, 2021, 3 Years; User Department: Physical Plant Operations (PPO); Award Amount: \$180,000; Awarded Vendor(s): CHJT, LLC d/b/a Florida Animal Removal; Small/Minority/Women Business Enterprise Vendor(s): None. (0-9 vote)

Agenda Items EE-1 through EE-3, EE-8, and EE-9 were motioned and discussed together.

Ms. Korn and Mrs. Brinkworth amended their motion and second to remove Item EE-2 from discussion.

Following Item EE-3 being tabled and a vote on Items EE-1, EE-8, and EE-9, Item EE-2 was brought back to the table by a motion made by Ms. Korn, seconded by Mrs. Brinkworth.

No discussion was held on this item.

A vote was taken on this item.

EE-3. Recommendation of \$500,000 or Less – ITB 18-173T – Animal Control Services (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Invitation to Bid (ITB).
Contract Term: April 11, 2018 through March 31, 2021, 3 Years; User Department: Physical Plant Operations (PPO); Award Amount: \$156,000; Awarded Vendor(s): CHJT, LLC d/b/a Florida Animal Removal; Small/Minority/Women Business Enterprise Vendor(s): None. (9-0 vote)

Agenda Items EE-1 through EE-3, EE-8, and EE-9 were motioned and discussed together.

Mrs. Good thanked staff for their research on EE-3. She referred to the Executive Summary, bullets #2, 4, and 12, and wanted to know how the issues of safety and this of activity were addressed at the schools. She also asked who was responsible for ensuring the traps in a school setting were being set in way to ensure the students were safe. (The appropriate staff was not present to answer.)

Ms. Korn and Mrs. Brinkworth amended their motion and second to remove Item EE-2 from discussion and to reflect only Items EE-1, EE-3, EE-8, and EE-9 were on the floor for discussion.

Following discussion on another Item, Mrs. Good requested that Item EE-3 be tabled until staff was available.

Motion to Separate and Table (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to table Item EE-3 until later in the meeting. (9-0 vote)

A vote was taken on the Motion to Separate and Table.

A vote was taken on Items EE-1, EE-8, and EE-9.

Following a vote on Item EE-5, Item EE-3 was brought back to the table for discussion through a motion made by Mrs. Brinkworth, seconded by Ms. Korn.

In response to Mrs. Good's prior question, Leo Bobadilla, Chief Facilities Officer, replied that the traps being utilized were box traps that were strategically located to capture whatever live animals were reported. The company responsible for the traps would be setting the traps in such a way that students and staff would not have easy access to them. He indicated the traps were monitored daily and if an animal was captured, the trap would be removed from the premises.

Mrs. Good inquired if the entity/ vendor would coordinate with school personnel to inform them of the location of the traps.

Mr. Bobadilla responded vendors are advised to check in at the front desk with the school but to also coordinate their work with the facilities service person on campus.

A vote was taken on this item.

EE-4. Recommendation of \$500,000 or Less – 18-141B – Bottled Water and Rental of Dispensers (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Invitation to Bid (ITB).
Contract Term: May 13, 2018 through May 31, 2020, 2 Years; User Department: District-wide; Award Amount: \$463,000; Awarded Vendor(s): DS Services of America, Inc. d/b/a Crystal Springs; Nestle Waters North America Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. (9-0 vote)

Mrs. Good questioned this item having a contingency.

Ms. Coker replied this was for the water bottle usage for the entire District. She said this was a commodity and they had to base the request on usage and unexpected circumstances.

Mrs. Good understood this was for bottled water and would be willing to support the contingency under this item; however, she did not want it to become the "norm" for every item from Procurement to have a contingency plan attached to it and she stated she would not support a contingency under different circumstances.

A vote was taken on this item.

EE-5. Recommendation of \$500,000 or Greater – 18-156E – IT Storage Hardware (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Invitation to Bid (ITB).
Contract Term: April 10, 2018 through April 9, 2019, 1 Year; User Department: Information & Technology (I&T); Award Amount: \$587,000; Awarded Vendor(s): United Data Technologies, Inc. (UDT); Small/Minority/Women Business Enterprise Vendor(s): None. (9-0 vote)

Mrs. Bartleman stated she understood there were two (2) bids and one (1) that was unresponsive and she inquired why staff made the decision to not go out for another bid as they have done in similar situations.

Ms. Coker replied this was the lowest price and verified with NetApp that UDT was the registered vendor and would not yield additional vendors with a lower price.

Ms. Korn commented that the Executive Summary indicated this was 70% off the list price but she believed it was still a significant increase and she was concerned it would continue to increase. She knew technology was critically important and appreciated that staff was thinking ahead; however, it seemed for every Board meeting there was one (1) department that comes forward and always bringing something, which was I&T. Although staff was trying to put the District in the best position possible, she said there were also other critical needs across the District. She stated it appeared that the IT spend was limitless and many times the pricing was spread in different areas when it was brought to the Board. Considering what the Board knows regarding what the budget would be for next year, she wanted the Superintendent and staff to make a case in determining how each of the IT purchases was more important than other critical needs that would not be met.

Mr. Runcie responded that he believed the technology was critical but would have staff explain the criticality of items moving forward.

Mr. Hunter shared that he cuts a lot of items before it comes to the Board. He said he was open to any recommendations by the Board and would meet with the Superintendent to ensure the Board clearly understood what the real need was and what the problem was on future items. He did not plan to bring anything to the Board that was not critical.

Ms. Korn suggested every department should have a list of goals in a hierarchy so the Board would know what was or was not critical, especially as the dollars decrease.

Mr. Hunter indicated he welcomed a discussion through a workshop to discuss the work that they were trying to accomplish for the year.

Mr. Runcie added that this item was connected to other items already approved but was not readily perceived. He said they would need to determine the timing and how to bring those items forward to show that they were all connected and how more connected items would still come to the Board 5-6 months later.

Mrs. Rich Levinson commented she had requested a workshop to go over this but did not have any better understanding after the workshop. She agreed with the Superintendent that the issue was timing as to when items were brought to the Board and how they were tied to other items. She suggested that the Board receive a plan bi-annually that depicts what items would be forthcoming and how they tied into other items. She said for someone not directly in technology, it was difficult to understand.

(The General Counsel left the dais and Marilyn Batista, Deputy General Counsel, assumed her seat for the duration of the meeting.)

Mrs. Rich Levinson stated her second question was on the cost itself. She said the last contract was for 20 months and approximately \$33,000 spend per month. This was for \$49,000 or almost 50% more as indicated in the backup and was for one (1) year. She was confused with the length of time for the contract and said the backup indicated both one (1) year and two (2) years.

Ms. Coker replied that the contract was for one (1) year but the storage should last for two (2) years or more.

Mrs. Bartleman said the storage was supposed to be transferred to the cloud and questioned why this storage was being used as well.

Mr. Hunter responded there were two different storage components. This was not technology that they could just move the storage to the cloud without moving all the hardware as well. The most cost-effective way for this solution was on Primus and within the District as opposed to the cloud.

Mrs. Rich Levinson questioned where the funds would come from because the Financial Impact indicated they would come from various Operating budgets throughout the District, but in the backup it stated the funds would come from the IT SMART Core Infrastructure Upgrade budget.

Mr. Hunter replied as part of the SMART bond and aside from the Computer budget, there was an Infrastructure budget to handle paying for wireless access points at the schools, buying storage to keep the District running, replacing servers, and so forth. There were still dollars left in the Infrastructure budget and that was where the funds were from to pay for it.

Mrs. Rich Levinson requested a breakdown on what had been spent from the Infrastructure budget and what was left.

Mrs. Rupert stipulated the Financial Analysis Worksheet showed a Previous Award and Previous Bid Term; however, if there was no "previous bid" the descriptions could have been worded differently to better understand.

Mrs. Brinkworth inquired if this item was approved, funds from the overage allocated through the SMART program for infrastructure would be used to pay for it.

Mr. Hunter answered yes, but wanted to be clear that it was not an overage. He said it was always anticipated under the SMART bond that over time the infrastructure needs would increase, so instead of buying technology two (2) years ago that would sit on a shelf and be outdated, the funds were still sitting in SMART infrastructure, which included storage.

Mrs. Brinkworth agreed that the Board needed to see what was coming from the Infrastructure budget, as well as having it presented every time an item comes to the Board. She asked staff to determine where the funds came from before to pay for it. She said as some point there would no longer be SMART dollars and wanted to know what the plan was for future purchases of storage.

Mr. Hunter responded they had to come up with a plan, not only for storage but for technology in general. He said they would meet with the Superintendent and Cabinet and bring some recommendations to the Board, but it would come down to what the Board deemed as a priority.

Mrs. Brinkworth asked if it would be a cost benefit for the District to buy the contract for two (2) years worth of storage at this time.

Mr. Hunter replied yes because there would be a better discount upfront to purchase additional storage, it would save a lot of man-hours to implement it, and overall it would be beneficial to extend it now.

(The Superintendent left and Leo Nesmith, Intern Director, assumed his seat on the dais.)

A vote was taken on this item.

EE-6. Direct Negotiation – 58-120V – Rally to the Tally Initiative (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the above Agreement. Contract Term: April 10, 2018 through June 30, 2018, 2 Months; User Department: Bilingual/ESOL; Award Amount: \$390,000; Awarded Vendor(s): Close Up Foundation, Incorporated; Small/Minority/Women Business Enterprise Vendor(s): None. (9-0 vote)

Dr. Osgood expressed for the record, her excitement about the Rally for Tally but was disappointed it did not include Historically Black Colleges and Universities (HBCU) and should have included Florida A&M University (FAMU), which was near Florida State University. She was satisfied with her conversation with staff and would support this item, but in the future she would not be supporting it.

Mrs. Good agreed and asked staff if opportunities would be expanded to include other universities moving forward.

Dan Gohl, Chief Academics Officer, responded they were committed to make modifications, which would include FAMU. He said any visit to Tallahassee would also include a visit to that location.

A vote was taken on this item.

**EE-7. Direct Negotiation Recommendation of \$500,000 or Less – 58-046E –
Software for Supplemental Mathematics Program (Withdrawn)**

**EE-8. Recommendation for Renewal and Additional Spending Authority –
15-087T – Refuse Services (Approved)**

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the renewal and additional spending authority for the above Invitation to Bid (ITB). Contract Term: April 22, 2015 through April 30, 2019, 4 Years; User Department: Environmental Health & Safety (EH&S); Additional Requested Amount: \$145,000; New Award Amount: \$1,660,000; Awarded Vendor(s): Progressive Waste Solutions of FL, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. (9-0 vote)

Agenda Items EE-1 through EE-3, EE-8, and EE-9 were motioned and discussed together.

Ms. Korn and Mrs. Brinkworth amended their motion and second to remove Item EE-2 from discussion.

Mrs. Good thanked staff for their research on EE-3. She wanted to know how the traps were placed in a school setting. (Staff was not present to answer.)

Motion to Separate and Table (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to table Item EE-3 until staff was available to discuss. (9-0 vote)

A vote was taken on the Motion to Separate and Table.

A vote was taken on Items EE-1, EE-8, and EE-9.

**EE-9. Recommendation for Renewal and Additional Spending Authority –
15-076C – Purchase and Installation of Indoor-Outdoor Walk-In Freezer-
Coolers (Approved)**

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the renewal and additional spending authority for the above Request for Proposals (RFP). Contract Term: April 22, 2015 through April 21, 2019, 4 Years; User Department: Food & Nutrition Services; Additional Requested Amount: \$1,100,000; New Award Amount: \$8,450,000; Awarded Vendor(s): State Contracting & Engineering Corporation, and Johnson Controls, Inc.; Small/Minority/Women Business Enterprise Vendor(s): State Contracting & Engineering Corporation. (9-0 vote)

Agenda Items EE-1 through EE-3, EE-8, and EE-9 were motioned and discussed together.

Ms. Korn and Mrs. Brinkworth amended their motion and second to remove Item EE-2 from discussion.

Mrs. Good thanked staff for their research on EE-3. She wanted to know how the traps were placed in a school setting. (Staff was not present to answer.)

Motion to Separate and Table (Carried)

Motion was made by Mrs. Good, seconded by Ms. Korn and carried, to table Item EE-3 until staff was available to discuss. (9-0 vote)

A vote was taken on the Motion to Separate and Table.

A vote was taken on Items EE-1, EE-8, and EE-9.

EE-10. Recommendation of \$500,000 or Greater – 19-003V – Property and Casualty Insurance Brokerage Services (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Good and carried, to approve the recommendation to award the above Request for Proposal (RFP). Contract Term: May 16, 2018 through May 15, 2021, 3 Years; User Department: Risk Management Department; Award Amount: \$70,903,360.85; Awarded Vendor(s): Arthur J. Gallagher Risk Management Services, Inc.; Small/Minority/Women Business Enterprise Vendor(s): Gon Safe, Inc. and Risk Control Consulting Services, LLC. Mrs. Rich Levinson voted no. (8-1 vote)

Mrs. Rich Levinson stated she had mentioned in the workshop that it was unacceptable to use the same vendor for 30 years. She said there was a reason people were not bidding on it, especially when someone had been used for that amount of time. The process should allow everyone to have the opportunity make bids and be selected.

Aston Henry, Director, Risk Management, replied he has spoken to other vendors and asked them to bid, but there was no response. He said he would continue to talk to vendors, as well as work with the District's insurance consultant to determine if the RFP could be changed or tweaked in some way to attract more vendors.

Mrs. Rich Levinson did not want to diminish coverage, but she believed there were national companies that do this work and to only receive two (2) bids did not make any sense.

Ms. Korn re-stated that she mentioned to the Committee the stringent service requirements that were in the Executive Summary. She requested that they be re-evaluated to ensure all of them were critically important. She asked if there was an area to give a little bit of room and still provide the kind of quality needed (e.g. having the school history as a requirement).

Mrs. Good suggested staff provide the valuation parameters, criteria utilized, and percentages allocated for each category moving forward.

A vote was taken on this item.

EE-11. Piggyback Recommendation of \$500,000 or Greater –18-216R – Industrial and Commercial Supplies and Equipment (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to approve the recommendation to award the Piggyback to Florida State Department of Management Services 31160000-18-ACS. Contract Term: April 11, 2018 through September 30, 2020, 2 Years, 5 Months; User Department: District-wide: Award Amount: \$2,815,000; Awarded Vendor(s): Fastenal Company; MSC Industrial Supply Company; W.W. Grainger, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None. Ms. Korn was absent for the vote. Mrs. Good voted no. (7-1 vote)

Mrs. Rich Levinson inquired how staff determined the 10% contingency number.

Ms. Coker replied the contingency was not always 10%, sometimes it could be 5%, but the number was based on the data they collected.

Mr. Woods added that if and when they bring any contingencies forward, they would have a very clear rationale as to how the contingency was calculated. Moving forward they would not be using blanket contingencies across procurement items. He said there would be very specific situations or criteria that would warrant the consideration of any contingency.

Mrs. Rich Levinson stated she was not comfortable adding approximately \$250,000 for the contingency, even though it was not part of the budget.

Ms. Coker responded in determining the 10% contingency, they were able to see some savings by using the same commodities with other vendors that were not in this piggyback, so they anticipated other spend not captured under these vendors to be under this piggyback.

Mrs. Rich Levinson said that was a good explanation.

Mrs. Good appreciated the explanation but she had concerns with adding the 10% contingency and would not be supporting the item. She wanted to make a motion to remove the contingency.

(The Superintendent returned to his seat on the dais.)

Mrs. Brinkworth asked if the spend authority given with the contingency was considered by staff as the spend authority. She also questioned how the contingency was utilized in the department.

Ms. Coker replied when they added that money, it was essentially in their "back pocket," so they would put the \$2.5 million without the \$255,000. She continued to say that it was a "cushion" for them to ensure they were not over spending and also allowed them to control the spending itself. She said they would be able to save money, where in other areas they were not able to do so. This bid was used by many departments and she expected a savings moving forward by purchasing from one (1) vendor.

Mrs. Good stated she understood having a buffer, but \$250,000 was excessive.

Motion to Amend (Failed)

Motion was made by Mrs. Good, seconded by Mrs. Bartleman to lower the contingency to \$50,000. Ms. Korn was absent for the vote. Mrs. Brinkworth, Mrs. Freedman, Mrs. Rich Levinson, Ms. Murray, and Dr. Osgood voted no. (3-5 vote)

Mrs. Rich Levinson would not be able to support the reduction based on staff's explanation. She indicated for this particular situation, she would be supporting this item because she believed it would cost more on the other end if it did not pass.

A vote was taken on the Motion to Amend.

A vote was taken on this item.

**EE-12. Recommendation for Renewal and Additional Spending Authority –
15-066R – Maintenance, Cleaning, Repair, and Inspection of Cafeteria Hood
Ventilation Systems (Approved)**

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the renewal and additional spending authority for the above Invitation to Bid (ITB). New Contract Term: July 1, 2015 through June 30, 2019, 4 Years; User Department: Physical Plant Operations; Additional Requested Amount: \$90,000; New Award Amount: \$690,000; Awarded Vendor(s): Gold Coast Environmental Solutions, Inc.; Small / Minority / Women Business Enterprise Vendor: Gold Coast Environmental Solutions, Inc. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-13. Agreement with the Broward College Board of Trustees (United States Department of Education Teacher Pathway Initiative Grant) (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the Agreement between The School Board of Broward County, Florida and the Broward College Board of Trustees. The Agreement begins the day of full execution by all parties and ends on September 30, 2020. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-14. Grant Applications – Post-Submission (Part 1) (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the submission of the following grant applications (A-T):
A. BBVA..., \$10,000 (requested) B. Bosch..., \$10,010 (requested) C. Broward County..., \$250 (awarded) D. City of Deerfield..., \$5,000 (awarded) E. Community Foundation..., \$1,000,000 (requested) F. CSX..., \$5,000 (requested) G. Dollar General..., \$1,310 (requested) H. Donors Choose1..., \$0 (awarded) I. Donors Choose2..., \$0 (awarded) J. Everglades Foundation1..., \$520 (awarded) K. Everglades Foundation2..., \$376 (awarded) L. EveryoneOn Foundation... \$0 (awarded) M. ExxonMobil..., \$500 (awarded) N. Florida Association..., \$1,500 (awarded) O. Florida Blue..., \$5,000 (requested) P. Florida International University..., \$2,500,000 (requested) Q. Google's Educator..., \$30,000 (requested) R. Infy Maker Award, \$10,000 (requested) S. Japan Foundation..., \$1,000 (requested) T. Lockheed Martin, \$20,000 (requested). (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-15. Grant Applications – Post-Submission (Part 2)

(Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the submission of the following grant applications (U-LL):
U. Lowes Foundation..., \$17,000 (requested) V. National Endowment..., \$16,785 (requested) W. National Speech..., \$900 (awarded) X. National Broadcasting..., \$10,000 (awarded) Y. New York..., \$500 (awarded) Z. Publix..., \$500 (requested) AA. Reflex Math, \$0 (awarded) BB. Sky Ranch..., \$39,342 (requested) CC. Target1..., \$700 (awarded) DD. Target2..., \$700 (awarded) EE. Target3..., \$700 (awarded) FF. The New Teacher Project..., \$1,000,000 (requested) GG. UL Innovative..., \$25,000 (requested) HH. United Way..., \$591,209 (requested) II. University of Virginia..., \$340,000 (requested) JJ. Walmart Foundation1..., \$2,500 (awarded) KK. Walmart Foundation2..., \$1,000 (awarded) LL. Whole Kids Foundation..., \$2,157 (awarded). (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-16. Grant Applications – Pre-Submission

(Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the submission of the following grant applications (A-B):
A. Centers for Disease Control (CDC) Cooperative Agreement: Promoting Adolescent Health through School-Based HIV Prevention, \$1,800,000 (to be requested) B. United States Department of Education: Project School Emergency Response to Violence, \$1,000,000 (awarded). (9-0 vote)

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-17. First Amendment to 2016 Agreement with Code.org

(Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the First Amendment between The School Board of Broward County, Florida, and Code.org. The first amendment shall extend the term of the Agreement from July 1, 2018, to end on June 30, 2019. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-18. Grant Agreement with JetBlue Foundation (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the Agreement between The School Board of Broward County, Florida, and The JetBlue Foundation. The Agreement begins the day of School Board approval and ends on January 20, 2019. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-19. Agreement with the Educational Theatre Foundation (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to ratify the Agreement between The School Board of Broward County, Florida as operator of Hallandale Magnet High School, and the Educational Theatre Foundation. The Agreement begins the day of School Board approval and ends on December 31, 2018. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-20. Broward Sheriff's Office Law Enforcement Trust Fund (LETF) First Amendment (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the First Amendment to the Agreement between The School Board of Broward County, Florida (as operator of Whiddon-Rogers Education Center), and the Broward Sheriff's Office. The First Amendment begins the day of School Board approval and ends on September 1, 2018. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

EE-21. Agreement with the City of Deerfield Beach (Approved)

Motion was made by Mrs. Brinkworth, seconded by Dr. Osgood and carried, to approve the Agreement between The School Board of Broward County, Florida, as operator of Deerfield Beach High School, and the City of Deerfield Beach. The Agreement begins the day of School Board approval and ends on September 30, 2018. (9-0 vote)

Agenda Items EE-12 through EE-21 were moved concurrently.

The Chair received audience input on these items.

No discussion was held on these items.

A vote was taken on these items.

F. OFFICE OF ACADEMICS

***F-1. Agreement between IMACS of South Florida, Inc. and The School Board of Broward County, Florida (Approved)**

Approved the agreement with IMACS of South Florida, Inc. to provide access to the Elements of Mathematics Foundations (EMF) accelerated mathematics curriculum at no charge for all qualifying SBBC students.

FF. OFFICE OF ACADEMICS

H. OFFICE OF THE GENERAL COUNSEL

HH. OFFICE OF THE GENERAL COUNSEL

I. OFFICE OF THE SUPERINTENDENT

I-1. Administrative Complaint Samuel Parrondo (Adopted)

Motion was made by Mrs. Bartleman, seconded by Ms. Korn and carried, to adopt the Superintendent's recommendation to suspend the teacher, Samuel Parrondo, for three (3) days without pay, with the additional condition that he would successfully complete the Professional Crisis Management ("PCM") training. Ms. Murray was absent for the vote. (8-0 vote)

No discussion was held on this item.

A vote was taken on this item.

II. OFFICE OF THE SUPERINTENDENT

II-1. Non-Participation in the Guardian Program (Approved as Amended)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to authorize Superintendent Robert W. Runcie to communicate the intent of this Board regarding the Coach Aaron Feis Guardian Program with appropriate outlets inclusive of the Governor, the Commissioner of Education, the State Board of Education, and the State Legislature. **This motion was superseded by a Motion to Amend (page 32).** (9-0 vote)

Mrs. Good thanked the Superintendent for placing this on the agenda and said she did not believe a teacher should have a weapon in the classroom. She asked for clarification that a "yes" vote meant the Board was not in favor of the item.

Ms. Myrick answered in the affirmative.

Mrs. Good referred to the last sentence under the Summary Explanation and Background, "...The School Board of Broward County, Florida, supports the proposal to redirect funding for this program into additional funding for School Resource Officers included in the Safe Schools Allocation" and said she would be more comfortable if that language was made part of the Requested Action to indicate the Board was opposed to utilization of this program but that it was requesting the funds to be redirected in a manner to utilize for additional resources in the schools. She indicated she wanted to make a motion at the appropriate time to request the language be modified in the Requested Action.

Motion to Amend (Carried)

Motion was made by Mrs. Good, seconded by Dr. Osgood and carried to include language in the Requested Action that The school Board of Broward County, Florida, supports the proposal to redirect funding for this program into additional funding for School Resource Officers included in the Safe Schools Allocation. (9-0 vote)

A vote was taken on the Motion to Amend.

Ms. Korn inquired what action would be expected if this passed.

Mrs. Good stated she believed a letter would come from both the Superintendent and Chair to the governor, which would include the request to reallocate the funds. She asked for clarification that these funds could not be used for SROs.

John Sullivan, Director of Legislative Affairs, replied that was correct. If the Board decided to participate in the Guardian program, it could not use those funds to hire SROs. The funding actually would go the sheriff's department to establish the program and those funds would have to be used for training purposes and screening possible candidates. It also would include a one-time \$500 stipend to a staff member if the Board chose to participate.

The Board continued a lengthy conversation in which Board Members shared they were not in favor of arming any teachers. The discussion also included, but was not limited to, consideration to use retired law enforcement or other security personnel; how many SROs should be at each school; the personnel in a security position had the proper training; and feedback from some students indicated they did not want their school to be a police school.

A vote was taken on this item as amended.

J. OFFICE OF FACILITIES & CONSTRUCTION

***J-1. Authorization to Advertise for Bids - Pasadena Lakes Elementary School - Pembroke Pines - Florida International Consulting Engineers Design, Inc. (FICE) - SMART Program Renovations - Project No. P.001634 (Approved)**

Approved Authorization to Advertise for Bids, Pasadena Lakes Elementary School, Florida International Consulting Engineers Design, Inc. (FICE), SMART Program Renovations, Project No. P.001634.

***J-2. Authorization to Advertise for Bids - Riverglades Elementary School - Parkland - VIA Design Studio, LLC - SMART Program Renovations - Project No. P.001866 (Approved)**

Approved Authorization to Advertise for Bids, Riverglades Elementary School, VIA Design Studio, LLC, SMART Program Renovations, Project No. P.001866.

***J-3. Authorization to Advertise RFQ 18-172C for Design Professional Services (CMAR Delivery) - Stranahan High School - Fort Lauderdale - Cafeteria Addition and Renovations - Project No. P.002163 (Approved)**

Approved Authorization to Advertise RFQ 18-172C for Design Professional Services (CMAR Delivery) for Stranahan High School, Cafeteria Addition and Renovations, Project No. P.002163, Approve the RFQ Form, and Authorize the Professional Services Agreement (PSA) Form.

JJ. OFFICE OF FACILITIES & CONSTRUCTION

JJ-1. Professional Services Agreement - RGD & Associates, Inc., d/b/a RGD Consulting Engineers - Package B: Apollo Middle School - P.002110 - Welleby Elementary School - P.002114 - SMART Program Renovations - RFQ 18-134C (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to approve Professional Services Agreement with RGD & Associates, Inc., d/b/a RGD Consulting Engineers, Package B: Apollo Middle School, Hollywood, Project No. P.002110 and Welleby Elementary School, Sunrise, Project No. P.002114, SMART Program Renovations, RFQ 18-134C. Mrs. Good and Mrs. Rupert were absent for the vote. (7-0 vote)

Agenda Items JJ-1 through JJ-5 were motioned and discussed concurrently.

The Chair received audience input on these items.

Mrs. Brinkworth stated for the public that the Board anticipated having a Special Board Meeting next week to discuss items pertaining to the Big 3 (Blanch Ely High, Northeast High, and Stranahan High) projects.

Mrs. Rich Levinson indicated there was a discrepancy in the budget on JJ-1 for Apollo Middle and asked staff for clarification on the numbers that were blacked out.

(The Chair left and passed the gavel to the Vice Chair.)

Mr. Bobadilla replied the items included in the (DEFP) for Apollo Middle were: HVAC Improvements - 4,570,000; Building Envelope Improvements - \$1,633,000; Media Center Improvements - \$555,000; Fire Sprinklers - \$50,000; and Safety & Security Upgrades - 107,000 for a total of \$6,915,000.

A vote was taken on these items.

JJ-2. Professional Services Agreement (Construction Management at Risk Project Delivery) - Song & Associates, Inc. - Stoneman Douglas High School - Parkland- SMART Program Renovations - Project No. P.000817 - RFQ 18-133C (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to approve Professional Services Agreement (Construction Management at Risk Project Delivery) with Song & Associates, Inc., Stoneman Douglas High School, SMART Program Renovations, Project No. P.000817, RFQ 18-133C. Mrs. Good and Mrs. Rupert were absent for the vote. (7-0 vote)

Agenda Items JJ-1 through JJ-5 were motioned and discussed concurrently.

The Chair received audience input on these items.

A vote was taken on these items.

JJ-3. Professional Services Agreement (CMAR Delivery) - The Tamara Peacock Company Architects of Florida, Inc. - Nob Hill ES - P.002112 - Thurgood Marshall ES - P.001674 - Endeavour Primary LC - P.002111 - SMART Program Renovations - RFQ 18-135C (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to approve Professional Services Agreement (Construction Management at Risk Project Delivery) with The Tamara Peacock Company Architects of Florida, Inc., Nob Hill Elementary School, Project No. P.002112, Thurgood Marshall Elementary School, Project No. P.001674, and Endeavour Primary Learning Center, Project No. P.002111, SMART Program Renovations, RFQ 18-135C. Mrs. Good and Mrs. Rupert were absent for the vote. (7-0 vote)

Agenda Items JJ-1 through JJ-5 were motioned and discussed concurrently.

The Chair received audience input on these items.

A vote was taken on these items.

JJ-4. Change Order #1 - Olsen Middle School - Dania - LEGO Construction Co. - Single Point of Entry - Project No. P.001833 (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to approve Change Order #1, Olsen Middle School, LEGO Construction Co., Single Point of Entry, Project No. P.001833, in the amount of \$11,588 and an increase in contract time of 21 days. Mrs. Good and Mrs. Rupert were absent for the vote. (7-0 vote)

Agenda Items JJ-1 through JJ-5 were motioned and discussed concurrently.

The Chair received audience input on these items.

A vote was taken on these items.

JJ-5. Additional Funding - Cypress Bay High School - Weston - Single Point of Entry - Project No. P.001914 (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to approve the request for additional funding for Cypress Bay High School, Single Point of Entry, Project No. P.001914, in the amount of \$116,336. Mrs. Good and Mrs. Rupert were absent for the vote. (7-0 vote)

Agenda Items JJ-1 through JJ-5 were motioned and discussed concurrently.

The Chair received audience input on these items.

A vote was taken on these items.

K. OFFICE OF FINANCIAL MANAGEMENT

K-1. Interim Financial Statements for the Period Ended February 28, 2018 (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Good and carried, to approve the Interim Financial Statements for the Period Ended February 28, 2018. Ms. Murray was absent for the vote. (8-0 vote)

No discussion was held on this item.

A vote was taken on this item.

KK. OFFICE OF FINANCIAL MANAGEMENT

L. OFFICE OF PORTFOLIO SERVICES

***L-1. First Amendment to Charter School Agreement with The Charter Schools of Excellence, Inc. (Approved)**

Approved the First Amendment to the Charter School Agreement with The Charter Schools of Excellence, Inc., on behalf of Charter School of Excellence at Davie - 5271.

***L-2. First Amendment to Charter School Agreement with Sunshine Charter Academy of Broward, Inc. (Approved)**

Approved the First Amendment to Charter School Agreement for Sunshine Charter Academy of Broward, Inc.

L-3. Authorization to Conduct a Spot Survey to Transfer a Portion of Parkway Middle School Grounds to the City of Lauderhill (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to authorize staff to conduct a spot survey to amend the Educational Plant Five-Year Survey Report 2015-2020 (Plant Survey) and enable the transfer of a portion of Parkway Middle School grounds to the City of Lauderhill. Ms. Murray was absent for the vote. (8-0 vote)

Agenda Items L-3 and L-4 were moved and discussed concurrently.

Mrs. Good appreciated staff's comments on Item L-3.

Ms. Myrick confirmed the District would be allowed to convey the property to a public agency at no cost.

Regarding Item L-4, Mrs. Good stated she would support the item today providing the additional backup from staff and with the understanding there was a commitment that the sale of the property would take 1-2 years, they believed during that time the two (2) programs located at the site now would be relocated, one (1) to Flanagan High and one (1) to Pines Lakes Elementary. She hoped everything would fall into place and that the District would be given time to ensure the two (2) programs were relocated or she would not be supportive until such time the relocation took place.

Mrs. Rich Levinson inquired why it would take up to two (2) years to sell a piece of property.

Chris Akagbosu, Director, Facility Planning & Real Estate, responded once action was taken on the spot survey by the Board today, it would then be submitted to The Florida Department of Education (FDOE) to validate the plant survey; then the item would be brought back to the Board in May to have it surplused; then they would have to put out an RFP, which could take 1-2 months; once a buyer was selected the Procurement department would have to bring an item to the Board to award; after that they have to negotiate the purchasing sale agreement with that buyer, which would have a timeframe for the governmental approval and inspection period and could take 30-90 days; and then a typical governmental approval would take another year because they may have to go through land use, zoning, and site plan for the property. He said that was just an estimate and there could be potential extensions as well.

Mrs. Good asked if the sale was conditional because a land use change would take a very long time.

Mr. Akagbosu replied yes, the RFP allows that ability.

Mrs. Good wanted to know if there was a timeframe to move the students from the portables to the building at Flanagan.

Mr. Akagbosu indicated they had an estimate from Facilities of one (1) year.

Ms. Korn commented that, although she did not like the timeframe, she would rather have more dollars available by using the timeframe instead of imposing restrictions and risk not getting the same dollar value.

Mrs. Rich Levinson thanked staff for reviewing the details in how to get the top dollar.

Mrs. Good thanked staff for the extensive Executive Summary and working with the Facilities department in regards to the two (2) properties.

A vote was taken on these items.

L-4. Authorization to Conduct a Spot Survey to Amend the Plant Survey and Enable the Disposition of the South Area Portable Annex (Approved)

Motion was made by Ms. Korn, seconded by Mrs. Brinkworth and carried, to authorize staff to conduct a spot survey to amend the Educational Plant Five-Year Survey Report, Broward County School District 2015-2020 (Plant Survey) and enable the complete the disposition of 24.26 acres of the South Area Portable Annex (SW 172nd Avenue) Parcel and the 99 portables on the Parcel. Ms. Murray was absent for the vote. (8-0 vote)

Agenda Items L-3 and L-4 were moved and discussed concurrently.

A vote was taken on these items.

***L-5. Authorization to Conduct a Spot Survey to Transfer Portables From Glades Middle School to Westglades Middle School (Approved)**

Approved to authorize staff to conduct a spot survey to amend the Educational Plant Five-Year Survey Report 2015-2020 (Plant Survey) and enable the transfer of portables from Glades Middle School to Westglades Middle School.

LL. OFFICE OF PORTFOLIO SERVICES

Following the action of Agenda Items L-3 and L-4 collectively, the following attorney-client session commenced at 1:05 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 1:00 p.m. to discuss settlement negotiations and/or strategy relative to the following pending litigation:

Cable News Network, Inc.; Miami Herald Media Company; and Sun-Sentinel Company LLC vs. Broward County Sheriff's Office; Scott Israel, in his official capacity as Broward County Sheriff; The School Board of Broward County; and Robert W. Runcie, in his official capacity as Superintendent of Schools, Broward County, Case No. CACE18-004429(09), before the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. The following persons will attend this attorney-client session: School Board Members Nora Rupert, Chair; Heather P. Brinkworth, Vice Chair; Robin Bartleman; Abby M. Freedman; Patricia Good; Donna P. Korn; Laurie Rich Levinson; Ann Murray; Dr. Rosalind Osgood; Robert W. Runcie, Superintendent of Schools; Eugene K. Pettis, Esq.; Debra P. Klauber, Esq.; Marilyn C. Batista, Esq.; and Barbara J. Myrick, Esq.

The attorney-client session was properly advertised for today at 1:00 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 at 2:18 p.m.

Adjournment This meeting was adjourned at 6:06 p.m.

/dvn