

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

October 30, 2018
Tuesday, 12:00 p.m.

MINUTES OF SPECIAL MEETING

The School Board of Broward County, Florida, met in special session at 12:12 p.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 Freedman; Patricia Good; Donna P. Korn; Laurie Rich Levinson; Ann Murray (absent); Dr. Rosalind Osgood; Robert W. Runcie, Superintendent of Schools; and Barbara J. Myrick, Esq.

Call to Order The Call to Order was followed by the Pledge of Allegiance to the Flag of the United States of America.

Added/Changed Items

Item 1. - Additional Information

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

Purpose of Meeting For The School Board of Broward County, Florida to consider the Recommended Order, in the matter of Broward County School Board vs. Lula G. Faison, and any other items the Board deemed necessary.

Superintendent's Recommendation

1. **Broward County School Board vs. Lula G. Faison** (Final Order)

Motion was made by Mrs. Good, seconded by Mrs. Brinkworth and carried, to consider (1) the Recommended Order rendered on July 6, 2018, by June C. McKinney, Administrative Law Judge, in the matter of Broward County School Board vs. Lula G. Faison, Case No. 17-6312TTS, before the State of Florida Division of Administrative Hearings; (2) rule upon Petitioner's Exceptions to the Recommended Order and the Response thereto; and (3) render a Final Order based upon the actions in numbers (1) and (2) above. Ms. Murray was absent. (8-0 vote)

Motion to Accept Petitioner's Exception III(A) to the ALJ's Conclusions of Law (COL) #46-51 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Rich Levinson and carried, to accept Petitioner's Exception III(A) to the ALJ's Conclusions of Law (COL) #46-51 in the Recommended Order. Ms. Murray was absent. Mrs. Bartleman, Mrs. Good, and Mrs. Rupert voted no. (5-3 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(A) to the ALJ's COL #46, 47, and 48 (Failed)

Motion was made by Ms. Korn, seconded by Mrs. Freedman and carried, to accept Petitioner's Exception III(A) to the ALJ's COL #46, 47, and 48 in the Recommended Order. Ms. Murray was absent. Mrs. Bartleman, Mrs. Brinkworth, Mrs. Good, and Mrs. Rupert voted no. Motion failed for lack of a majority. (4-4 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(A) to the ALJ's COL #49 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Rich Levinson and carried, to accept Petitioner's Exception III(A) to the ALJ's COL #49 in the Recommended Order. Ms. Murray was absent. Mrs. Bartleman and Mrs. Good voted no. (6-2 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(B) and III(C) to the ALJ's COL #50 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Freedman and carried, to accept Petitioner's Exception III(B) and III(C) to the ALJ's COL #50 in the Recommended Order. Ms. Murray was absent. (8-0 vote)

A vote was taken on the above motion.

Motion to Reject Petitioner's Exception III(D) to the ALJ's COL #53 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Bartleman and carried, to reject Petitioner's Exception III(D) to the ALJ's COL #53 in the Recommended Order and accept the ALJ's COL. Ms. Murray was absent. (8-0 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(E) to the ALJ's COL #55 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Freedman and carried, to accept Petitioner's Exception III(E) to the ALJ's COL #55 in the Recommended Order, granting only the Motion to Amend the Pleadings to Conform to the Evidence attached to Petitioner's Exceptions. Ms. Murray was absent. Mrs. Bartleman and Mrs. Good voted no. (6-2 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(E) to the ALJ's COL #55 (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Rich Levinson and carried, to accept Petitioner's Exception III(E) to the ALJ's COL #55 in the Recommended Order, relating only to the charges of "Gross insubordination" and Willful neglect of duty." Ms. Murray was absent. Mrs. Bartleman and Mrs. Good voted no. (6-2 vote)

A vote was taken on the above motion.

Motion to Accept Petitioner's Exception III(F) and III(G) to the ALJ's Recommended Penalty with Modification (Carried)

Motion was made by Ms. Korn, seconded by Mrs. Freedman and carried, to accept Petitioner's Exception III(F) and III(G) to the ALJ's Recommended Penalty with amended language to read, "...The School Board, after review of the entire record, Accept Petitioner's Exceptions III(F) and III(G), to the ALJ's recommended penalty of dismissal in the Recommended Order and increase the penalty to suspend Respondent for three (3) days without pay based upon the following citations to the record justifying such action:." Ms. Murray was absent. Mrs. Bartleman voted no. (7-1 vote)

A vote was taken on the above motion.

This case was video-recorded by Broward Educational Communications Network (BECON) and a certified court reporter was also present.

Barbara J. Myrick stated that the Board had completed its obligations and a Final Order would be prepared for the Chair's signature, based upon the Board's ruling.

Adjournment This meeting was adjourned at 2:22 p.m. through a motion made by Mrs. Good and seconded by Mrs. Brinkworth.

/dvn