



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

MEETING DATE	2020-05-19 10:05 - Regular School Board Meeting
AGENDA ITEM	ITEMS
CATEGORY	EE. OFFICE OF STRATEGY & OPERATIONS
DEPARTMENT	Procurement & Warehousing Services

Special Order Request <input type="radio"/> Yes <input checked="" type="radio"/> No
Time
Open Agenda <input checked="" type="radio"/> Yes <input type="radio"/> No

ITEM No.:  
 EE-17.

**TITLE:**  
 Recommendation to Approve Second Amendment and Renewal - 58-130E - Virtual Interactive Training Agent (VITA) Program

**REQUESTED ACTION:**  
 Approve the recommendation of the above Second Amendment and Renewal. Contract Term: June 13, 2018 through June 13, 2021, Three (3 ) Years; User Department: Exceptional Student Learning Support; Awarded Amount: NONE; Awarded Vendor(s): The Dan Marino Foundation, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None.

**SUMMARY EXPLANATION AND BACKGROUND:**  
 This Agreement with the Dan Marino Foundation was created to increase students' opportunity to obtain gainful employment through utilizing their Virtual Interactive Training Agent system to practice and significantly improve interview skills. This renewal will extend the expiry date to June 13, 2021. The Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel.

**SCHOOL BOARD GOALS:**  
 Goal 1: High Quality Instruction     Goal 2: Safe & Supportive Environment     Goal 3: Effective Communication

**FINANCIAL IMPACT:**  
 The positive financial impact to the District, for the software donated by the Dan Marino Foundation, is valued at \$14,560.

**EXHIBITS: (List)**  
 (1) Executive Summary (2) Original Executed Documents (3) Agreement

**BOARD ACTION:**  
APPROVED  
(For Official School Board Records Office Only)

**SOURCE OF ADDITIONAL INFORMATION:**

Name: Sonja Clay	Phone: 754-321-3431
Name: Mary C. Coker	Phone: 754-321-0501

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
 Senior Leader & Title  
 Maurice L. Woods - Chief Strategy & Operations Officer

Signature  
*Maurice Woods*  
5/11/2020, 9:13:30 AM

Approved In Open Board Meeting On: MAY 19 2020  
 By:   
 School Board Chair

## EXECUTIVE SUMMARY

### Recommendation to Approve Second Amendment and Renewal 58-130E – Virtual Interactive Training Agent (VITA) Program

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#### **Introduction**

##### **Responsible: Procurement & Warehousing Services (PWS)**

This request is to approve the Second Amendment and Renewal of the Agreement between The Dan Marino Foundation, Inc. and The School Board of Broward County, Florida (SBBC). The agreement was approved by the School Board at the School Board Operational Meeting (SBOM) on June 12, 2018, under item EE-7 for one (1) year, starting June 13, 2018 through June 13, 2019. The First Amendment and Renewal was approved at the SBOM as EE-22 on June 11, 2019. This renewal will extend the expiry date to June 13, 2021.

There is no spending authority being requested as this is funded by the Dan Marino Foundation.

#### **Goods/Services Description**

##### **Responsible: Exceptional Student Learning Support (ESLS)**

Broward County Public Schools is required under federal legislation to educate and provide Transition Services for all identified transitioning students with disabilities. "Transition Services" is a term used in the Individuals with Disabilities Education Act (IDEA) that defines a coordinated set of activities that may address, among others, the assessment, planning process, educational, and community experiences for youth with disabilities as they turn age fourteen (14). The intent of transition services is to create opportunities for youth with disabilities that lead to positive adult outcomes. SBBC seeks to enter into this Agreement with the Dan Marino Foundation to increase students' opportunity to obtain gainful employment through utilizing their Virtual Interactive Training Agent system to practice and significantly improve interview skills.

Each school received a licensed station (initial software download) and a sub-station (secondary software download). There are twenty (20) schools utilizing two (2) ViTA softwares each.

The following schools will participate in this grant award:

*High:* Marjory Stoneman Douglas, Monarch, Dave Thomas, Coral Glades, Deerfield Beach, Sheridan-Career Placement and Access, Atlantic Technical-Career Placement and Access, Whispering Pines, Hallandale, Cypress Bay, Blanche Ely, Fort Lauderdale, Boyd Anderson, Coconut Creek, Coral Springs, Miramar, Everglades, J.P Taravella, Dillard and Nova.

#### **Procurement Method**

##### **Responsible: PWS**

Pursuant to Purchasing Policy 3320, Section II, N, a contract for commodities or contractual services may be awarded, without competitive solicitations, if state or federal law, a grant or a state or federal agency contract prescribes with whom The School Board must contract or if the rate of payment is established during the appropriations process.

#### **Financial Impact**

##### **Responsible: PWS and ESLS**

The positive financial impact for software donated by the Dan Marino Foundation is valued at \$14,560.



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ITEM No.:  
**EE-22.**

MEETING DATE	2019-06-11 10:05 - School Board Operational Meeting
AGENDA ITEM	ITEMS
CATEGORY	EE. OFFICE OF STRATEGY & OPERATIONS
DEPARTMENT	Procurement & Warehousing Services

Special Order Request
<input type="radio"/> Yes <input checked="" type="radio"/> No
Time
Open Agenda
<input checked="" type="radio"/> Yes <input type="radio"/> No

TITLE:  
Recommendation to Approve First Amendment - 58-130E - Virtual Interactive Training Agent (VITA) Program

REQUESTED ACTION:  
Approve the First Amendment of the above Agreement. Contract Term: June 13, 2015 through June 13, 2020, 1 Year; User Department: Exceptional Student Learning Support (ESLS); Award Amount: None Awarded Vendor(s): The Dan Marino Foundation, Inc.; Small/Minority/Women Business Enterprise Vendor(s): None.

SUMMARY EXPLANATION AND BACKGROUND:  
This request is to approve the First Amendment to Agreement between The Dan Marino Foundation, Inc. and The School Board of Broward County, Florida (SBBC), to renew for one (1) year, commencing June 13, 2019 through June 13, 2020. The agreement was approved by the School Board at the SBOM on June 12, 2018, under item EE-7 for one (1) year. There was no spending authority requested with the original item because the agreement is funded by a grant. This Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel.

SCHOOL BOARD GOALS:  
 Goal 1: High Quality Instruction  Goal 2: Continuous Improvement  Goal 3: Effective Communication

FINANCIAL IMPACT:  
The positive financial impact for software donation at no cost to the District is valued at \$14,560 in the form of twenty (20) licensed stations and twenty (20) sub-stations. The source of funds is the Dan Marino Foundation. There is no additional financial impact to the District.

EXHIBITS: (List)  
(1) Executive Summary (2) Agreement (3) Approved ARF 06-12-2018 SBOM EE-7

BOARD ACTION:  
**APPROVED**  
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:	
Name: Dr. Antoine Hickman	Phone: 754-321-3456
Name: Mary C. Coker	Phone: 754-321-0501

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA  
Senior Leader & Title  
Maurice L. Woods - Chief Strategy & Operations Officer

Approved In Open Board Meeting On: JUN 11 2019  
By: *Heather P. Burkhardt*  
School Board Chair

Signature  
*Maurice Woods*  
5/30/2019, 4:33:54 PM



# AGENDA REQUEST FORM

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

ITEM No.:  
**EE-7.**

MEETING DATE	2018-06-12 10:05 - School Board Operational Meeting
AGENDA ITEM	ITEMS
CATEGORY	EE. OFFICE OF STRATEGY & OPERATIONS
DEPARTMENT	Grants Administration

Special Order Request <input type="radio"/> Yes <input checked="" type="radio"/> No
Time
Open Agenda <input checked="" type="radio"/> Yes <input type="radio"/> No

**TITLE:**  
 Agreement with The Dan Marino Foundation, Inc. and VITA DMF, LLC

**REQUESTED ACTION:**  
 Approve the Agreement between The School Board of Broward County, Florida, and The Dan Marino Foundation, INC and VITA DMF, LLC. The Agreement begins the day of School Board approval and concludes twelve (12) months later.

**SUMMARY EXPLANATION AND BACKGROUND:**  
 The Dan Marino Foundation has provided access to the Virtual Interactive Training Agent (ViTA) system. ViTA was designed to give users with intellectual, development, or autism spectrum disorders the opportunity to practice job interviewing by conversing with and responding to a VH interviewer. ViTA provides a platform where participants can practice job interviewing with VH agents that are capable of asking a variety of questions in an assortment of settings, which can be adjusted across a spectrum of challenges.  
 The Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel.

**SCHOOL BOARD GOALS:**  
 Goal 1: High Quality Instruction   
  Goal 2: Continuous Improvement   
  Goal 3: Effective Communication

**FINANCIAL IMPACT:**  
 The positive financial impact is valued at \$14,560 for forty software downloads to run on two computers at each of the 20 identified schools. There is no additional financial impact to the District.

**EXHIBITS: (List)**  
 (1) Executive Summary (2) DMF Agreement

**BOARD ACTION:**  
APPROVED
(For Official School Board Records Office Only)

SOURCE OF ADDITIONAL INFORMATION:	
Name: Stephanie R. Williams	Phone: 754-321-2260
Name: Dr. Antoine Hickman	Phone: 754-321-3456

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
 Senior Leader & Title  
 Maurice L. Woods - Chief Strategy & Operations Officer

Signature  
*Maurice Woods*  
6/4/2018, 11:51:17 AM

Approved In Open Board Meeting On: JUN 12 2018  
 By: *Nora Rupert*  
 School Board Chair

## SECOND AMENDMENT TO AGREEMENT

THIS SECOND AMENDMENT TO AGREEMENT is made and entered into as of this 19<sup>th</sup> day of May, 2020, by and between

**THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA**  
(hereinafter referred to as "SBBC"),  
a body corporate and political subdivision of the State of Florida,  
whose principal place of business is  
600 Southeast Third Avenue, Fort Lauderdale, Florida 33301

and

**THE DAN MARINO FOUNDATION, INC.**  
(Hereinafter referred to as "VENDOR"),  
a Florida not-for-profit whose principal place of business is  
400 North Andrews Avenue, Fort Lauderdale, FL 33301

**WHEREAS**, SBBC and VENDOR entered into an Agreement dated June 12, 2018, (hereafter "Agreement") that commenced on June 12, 2018 and concluded on June 13, 2019; and

**WHEREAS**, the parties amended the Agreement on June 11, 2019 through a First Amendment to Agreement that will expire on June 13, 2020; and

**WHEREAS**, the SBBC is in need of non-exclusive rights to the Licensed Program for Interview Training Use as well as certain support services and has selected the VENDOR to provide such products and services; and

**WHEREAS**, VENDOR is willing to grant such license and provide certain services related thereto, as set forth herein to the SBBC; and

**WHEREAS**, the parties mutually desire to amend certain provisions of the Agreement through this Second Amendment to Agreement (hereafter "Amendment").

**NOW, THEREFORE**, in consideration of the premises and of the mutual covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties hereby agree as follows:

1.01 **Recitals.** The Parties agree that the foregoing recitals are true and correct and that such recitals are incorporated herein by reference.

1.02 **Term of Agreement.** Pursuant to Article 2.0 of the Agreement, the term of the Agreement is hereby extended from June 14, 2020 through June 13, 2021 unless terminated earlier pursuant to Article 3.06 of the Agreement.

1.03 **Order of Precedence among Agreement Documents.** In the event of conflict between the provisions of the Agreement and the provisions contained herein, the provisions of the following documents shall take precedence in this order:

- a) This Second Amendment to Agreement; then
- b) The First Amendment to Agreement; then
- c) The Agreement; then
- d) Attachment A and B

1.04 **Other Provisions Remain in Force.** Except as expressly provided herein, all other portions of the Agreement remain in full force and effect.

1.05 **Authority.** Each person signing this Second Amendment to Agreement on behalf of either party individually warrants that he or she has full legal power to execute this Second Amendment to Agreement on behalf of the party for whom he or she is signing, and to bind and obligate such party with respect to all provisions contained in this Second Amendment to Agreement.

**IN WITNESS WHEREOF**, the Parties hereto have made and executed this Second Amendment to Agreement on the date first above written.

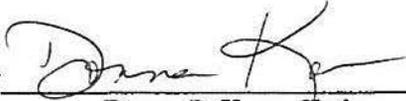
**[THIS SPACE INTENTIONALLY LEFT BLANK; SIGNATURE PAGES FOLLOW]**

**FOR SBBC:**

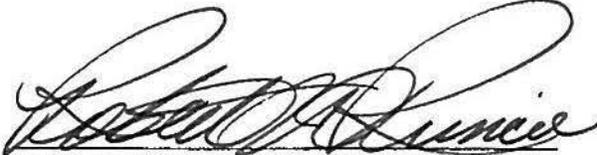
(Corporate Seal)



THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA

By   
Donna P. Korn, Chair

ATTEST:

  
Robert W. Runcie, Superintendent of Schools

Approved as to Form and Legal Content:



Digitally signed by Kathelyn Jacques-Adams, Esq. - kathelyn.jacques-adams@gbrowardschools.com  
Reason: The Dan Marino Foundation, Inc.  
Date: 2020.05.07 07:09:33 -04'00'

Office of the General Counsel

[THIS SPACE INTENTIONALLY LEFT BLANK; SIGNATURE PAGE FOLLOWS]

**FOR VENDOR:**

(Corporate Seal)

**THE DAN MARINO FOUNDATION,  
INC.**

ATTEST:

By Mary Partin  
Signature

\_\_\_\_\_, Secretary

Printed Name: MARY PARTIN

Title: CEO

Etty Christy  
Witness

John B.  
Witness

STATE OF FLORIDA

COUNTY OF BROWARD

The foregoing instrument was acknowledged before me by means of  physical presence or  online notarization, this MAY 6, 2020 (date) by MARY PARTIN, CEO (name of officer or agent, title of officer or agent) of THE DAN MARINO FOUNDATION, INC. (name of corporation acknowledging), a FLORIDA (state or place of incorporation) corporation, on behalf of the corporation. He/she is  personally known to me or has produced \_\_\_\_\_ (type of identification) as identification and who  did/ did not first take an oath this 6<sup>TH</sup> day of MAY, 2020.

My Commission Expires:

Susan Morantes  
Signature - Notary Public

Susan morantes  
Notary's Printed Name

(SEAL)

GG-018034  
Notary's Commission No.

