

AGENDA REQUEST FORM
THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

Meeting Date 5/18/04	Open Agenda Yes <input type="checkbox"/> X No <input checked="" type="checkbox"/>	Time Certain Request Yes <input type="checkbox"/> X No <input checked="" type="checkbox"/>	Agenda Item Number F-4
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TITLE:

Second Amendment to Extend Interlocal Agreement with Broward County Government for Joint Comprehensive School Recycling Services

REQUESTED ACTION:

Approve the Second Amendment to the Interlocal Agreement to extend the recycling services program for the upcoming school years, July 1, 2004 – June 30, 2006.

SUMMARY EXPLANATION AND BACKGROUND:

On October 19, 1999, The School Board of Broward County, Florida approved a multi-year interlocal agreement with Broward County Government to provide a comprehensive recycling program at all schools and administrative sites. This agreement was extended through the First Amendment by The School Board of Broward County, Florida and the Broward County Board of Commissioners on June 18, 2002, through the 2003-04 school year. The Second Amendment extends comprehensive paper/cardboard recycling services to all public schools and administrative sites through 2004-06 school years. The financial impact to the school system for recycling services has remained unchanged since the 2002-03 school year.

The recycling program is a joint cooperative effort between The School Board of Broward County, Florida and Broward County Government. Both parties seek to support Florida's Solid Waste Reduction Act of 1988, and promotes recycling as a viable method of waste reduction.

(Summary Explanation and Background continued)

SCHOOL BOARD GOALS:

- ☐ •Goal One: All students will achieve at their highest potential.
- ☐ •Goal Two: All schools will have equitable resources.
- ☐ •Goal Three: All operations of the school system will demonstrate best practices while supporting student achievement.
- ☒ •Goal Four: All stakeholders will work together to build a better school system.

FINANCIAL IMPACT:

The financial impact to the school district is \$467,000 for 2004-05 and 2005-06 school years. This cost has remained unchanged since 2002. The source of funds is the District's Waste Management/Utility Account.

EXHIBITS: (List)

1. Request Letter from Mayor Ilene Lieberman, Broward County Commission
2. Second Amendment to Interlocal Agreement with Broward County Government
3. Amendment to Extend Interlocal Agreement with Broward County Government
4. Interlocal Agreement with Broward County Government

BOARD ACTION:

APPROVED AS AMENDED
(For Official School Board Records Office Only)

(SEE AMENDMENT ATTACHED)

SOURCE OF ADDITIONAL INFORMATION:

Damian Huttenloft
Name

(754) 321-2550
Phone

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

CURRICULUM & INSTRUCTION/STUDENT SUPPORT
DR. EARLEAN C. SMILEY, DEPUTY SUPERINTENDENT

Approved in Open Board Meeting on: _____

By: _____

School Board Chair

F-4Amendment - 05-18-04 Regular School Board Meeting

Motion to Amend (Carried)

Motion was made by Mrs. Wexler, seconded by Mrs. Kraft and carried, to amend that the contract be extended for the 2004/2005 school year, rather than a two-year extension, with direction to staff to research, review, do a position paper for the Board and, if necessary, go out for our own bid. Mrs. Andrews was absent for the vote. Ms. Carter voted "no." (7-1 vote)

May 18, 2004

In July 1992, The School Board of Broward County, Florida initiated a comprehensive recycling program with Broward County Government. Since its inception, the program has recycled in excess of 38,648,000 pounds of paper and cardboard products. Through the interlocal agreement, the following services are provided by Broward County Government:

- On-site weekly pickup of commingled paper products at schools and locations by contract vendor, Waste Management Inc.
- Supply paper recycling dumpster containers to all schools and administrative sites.
- Supply all classrooms recycling bins and plastic bags for recycling commingled material.
- Inputting the daily route sheets provided by Waste Management to track the number of collections and maintain inventory of the number and type of recycling containers used to collect materials.
- Publish bi-monthly Recycling Report Card that lists recycling tonnage's for each school and facility. Elementary and middle school students receive the quarterly Trash Talk newsletter through the Office of Integrated Waste Management.
- Student recycling aides from the Office of Integrated Waste Management provide presentations to School Board staff and students, deliver program literature and promotional materials. During FY 2002-03, student recycling aides trained nearly 20,000 students and School Board staff on recycling and waste reduction activities. The student recycling aides monitor program collections and work with school staffs to resolve program issues and problems.
- Broward County Board of Commissioners and The School Board of Broward County, Florida partnered the successful America Recycles Day Group Pledge. Over 16,500 pledge cards were collected from elementary students. This effort is the largest group pledge in the history of the America Recycles Day program.

The comprehensive joint recycling program is recognized as a national model. The program has received the following national and regional awards:

- U.S. Conference of Mayors National Recycling in Schools Program for Innovative Recycling and Environmental Education Programs
- South Florida EEO Awards for Environmental Action
- U.S. Conference of Mayors National Leadership Awards/National Office paper Recycling Program Award for Effective Employees Education and Environmental Tracking
- Recycle Florida Today's Best School Recycling Program
- Keep Florida Beautiful Annual Environmental Public Service Award

The past two school years, the school system has recycled approximately 8,600,000 pounds of cardboard and paper, the equivalent of 4,300 tons. Our students are taught that sixteen trees make one ton of virgin paper. Through recycling, students are actively engaged in preserving our ecosystem, over 68,000 trees were saved in the last two years alone.

Recycling is a labor-intensive endeavor. The expectation is that recycling service will be provided free of charge. Strong markets exist for aluminum cans and plastic bottles when they can be delivered to market in significant quantities. Market prices for commingled paper products do not cover the costs of recycling services. However, due to ongoing cost control efforts, the cost for our paper/cardboard recycling services has not increased the past two years. There is no increase in recycling costs for the 2004-05 and 2005-06 school years. In fact, it is anticipated that for the first time revenues of \$22,000 will be generated through the recycling program.

The agreement has been approved as to form by the School Board Attorney. Broward County Government will act on the agreement at their Commission meeting on June 1, 2004.

**RECYCLING COLLECTION
BROWARD COUNTY PUBLIC SCHOOL SYSTEM
POUNDS PER YEAR – PAPER/CARDBOARD**

1992-1993	990,000
1993-1994	2,592,000
1994-1995	2,482,000
1995-1996	2,850,000
1996-1997	3,120,000
1997-1998	2,564,000
1998-1999	3,776,000
1999-2000	4,510,000
2000-2001	4,532,000
2001-2002	4,504,000
2002-2003	4,152,000
2003-2004	2,576,000 (through 3/04)
TOTAL	38,648,000

The Nation's Largest Fully



Accredited School System

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

Dr. Frank Till
Superintendent of Schools
Student Advisor

954-765-6271

954-712-1665

SCHOOL BOARD MEMBERS

Carole L. Andrews
Chair 954-765-6005

Stephanie Arma Kraft, Esq.
Vice Chair 954-765-6467

Judie S. Budnick 954-712-2151
Daria L. Carter 954-765-6305
Beverly A. Gallagher 954-765-6306
Robert D. Parks, Ed.D. 954-765-6659
Marty Rubinstein 954-712-2150
Lois Wexler 954-765-6657
Benjamin J. Williams 954-765-6197

May 4, 2004

FAX: 954-765-6568

The Honorable Ilene Lieberman, Mayor
Broward Board of County Commissioners
115 South Andrews Avenue, Room 414
Fort Lauderdale, Florida 33301-1801

Dear Mayor Lieberman:

On behalf of the School Board, I would like to thank you for your letter of April 26, 2004 urging the Board's approval of the amended Agreement to extend the cooperative Schools Recycling Program.

This agreement is set to come before the School Board on Tuesday, May 18th, 2004 as Agenda Item F4, entitled, "2nd Amendment to Extend Interlocal Agreement With Broward County Government for Joint Comprehensive School Recycling Services".

Please thank the Board of County Commissioners for their interest in continuing this joint project with the School Board.

Respectfully,

Carole L. Andrews - District 1
Board Chair

CLA/gf
With Copy:

Cc: School Board Members

Dr. Frank Till, Superintendent

Mr. Damian Huttenhoff, Director, Student Support ✓

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Broward County Public Schools Is An Equal Opportunity/Equal Access Employer

ADMINISTRATIVE BUILDING • 600 SOUTHEAST THIRD AVENUE • FORT LAUDERDALE, FLORIDA 33301 • 754-321-0000



Ilene Lieberman, Mayor
e-mail: ilieberman@broward.org

Desirée H. Barnes, Aide
Sharon Kerbis, Admin. Coordinator
954-357-7001
FAX 954-357-7295

April 26, 2004

Carole L. Andrews, Chairperson
Broward County School Board
600 S. E. 3rd Avenue
Fort Lauderdale, FL 33301

Re: Cooperative Schools Recycling Agreement

Dear Chairperson Andrews:

In 1992, Broward County and the School Board collaborated on a cooperative Schools Recycling Program, which has received numerous awards and continues as a model for interagency cooperation. The County has managed the collection contracts, provided presentations, trained staff/custodians and promoted the program across the region, state and country.

The cooperative Schools Recycling Program has been recognized nationally as an innovative example of excellence in recycling and has received more than eight (8) awards over the life of the program, including the U. S. Conference of Mayors' National Recycling in Schools Program for Innovative Recycling and Environmental Education Programs, South Florida ECO Award for Environmental Action, and Recycle Florida Today's "Best School Recycling Program" (nomination), just to name a few.

In October 1999, we executed the latest Agreement and renewed our commitment to this valuable educational experience for the students (as well as teachers and administrators), and in 2002 we extended the term until June 30, 2004. We seek your execution of the Second (2nd) Amendment extending the term until June 30, 2006.

The Broward County Commission is convinced that the educational benefits derived from this Program, coupled with the avoided cost of solid waste collection and disposal, makes this a continuous winner, and I trust that you and your Board will agree. I encourage your support and approval of the amended Agreement, before the June 30, 2004 expiration date.

Sincerely,


Mayor Ilene Lieberman
Broward Board of County Commissioners

c: Broward County Commission
Roger Desjarlais, County Administrator
Broward County School Board Members
Dr. Frank Till, Superintendent of Schools
Damian Huttenhoff, Director, Student Support

(mydocs/snc schools)

Principals, please READ and PASS ON.

Environmental Coordinator

Science Team leader

Head Custodian

Other

REPORT CARD

Welcome Teachers and Students!!

It is the beginning of a new school year and the OWM staff would like to welcome you back. We would like to remind you of the recycling procedures for your school.

All Broward County public schools are able to recycle the following items:

- In classroom bins, place white, colored, construction, fax, handwriting, and notebook paper.
- Also place in the classroom bin newspaper, junk mail and catalogs.
- All paper collected in classroom bins should be emptied into the recycling dumpster (loose), and all cardboard should be flattened before placing in the recycling dumpster.
- Plastic and aluminum beverage containers must be bagged (see-through plastic trash bags) and placed in the recycling dumpster with the loose paper for recycling.

Our recycling staff is available to provide various presentations, all of which emphasize recycling. If you would like to start a recycling program or schedule a presentation, let us know and we can help you with all the material and information necessary. Just call 954-765-4202 Ext. 242. If you have an existing recycling program and need assistance dial Extension 231. -CF

See office site for 2002-03 recycling info.

Take the e-Pledge!

America Recycles Day is November 15th and you and your students can enter to win valuable prizes, while committing to help the environment. You can visit www.americarecyclesday.org to pledge electronically and to be entered for a chance to win great prizes. ☼

Celebrate America Recycles Day - November 15th

Visit one of the museums below between 11:00 a.m. and 4:00 p.m., on Saturday, November 15th to view special exhibits and get valuable information. Great giveaways and interactive exhibits await your arrival!

- Museum of Discovery and Science, Fort Lauderdale, 401 SW 2nd Street
- Young at Art Children's Museum, Davie, 11584 West State Road 84 ☼

Be on the look out...

An America Recycles Day package is coming to your school. Look for details about Florida's poster/calendar contest and the LARGEST school-wide PLEDGE contest. Call 954-765-4999 for details.

Broward County Commission

Joseph E. Toppoloni, Jr., Don Gruber, Sue Gundersen, Brian D. Jacobs, Larry Lieberman, Lori Hance Parikh, John E. Pickens, Jr., Jim Scott, Dana Wasserman-Hughes

Broward County School Board

Carol L. Andrews, Julie S. Bucher, Beth L. Carter, Beverly A. Calogher, Stephanie Anna York, Esq., Dr. Robert D. Pihls, Mary Hubbard, Benjamin J. Williams, Lisa Woods, Dr. Patrick L. Th. J. Christenhusz of Schools

Newsletter - School Recycling Program, Fall 2003, Volume 12, No. 4
Office of Integrated Waste Management and Broward County School Board

This document was promulgated at a cost of .25 cents each to provide recycling in public schools.



Broward County
Public Schools

Schools' Recycling Totals 2002-2003

Oct-02	Cubic Yards (yd^3) 8511
Nov-02	7234
Dec-02	7350
Jan-03	8150
Feb-03	7229
Mar-03	7192
Apr-03	8586
May-03	8044
Jun-03	7036
Jul-03	1394
Aug-03	3079
Sep-03	6992
Total	80797

Lbs:4,152,000

Tons:2,076

SECOND AMENDMENT

to

INTERLOCAL AGREEMENT

between

BROWARD COUNTY

and

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

for

JOINT COMPREHENSIVE RECYCLING PROGRAM

SECOND AMENDMENT

to

INTERLOCAL AGREEMENT

Between

BROWARD COUNTY

and

THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA

for

JOINT COMPREHENSIVE RECYCLING PROGRAM

This is a Second Amendment to the Agreement ("Agreement") between BROWARD COUNTY ("COUNTY"), a political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as "COUNTY,"

AND

The SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, hereinafter referred to as the "SCHOOL BOARD,"

WHEREAS, the COUNTY and SCHOOL BOARD entered into an Agreement for recycling services under the Broward County Recycling Program, on October 26, 1999, which was amended by the First Amendment, dated June 25, 2002, (collectively "Agreement"); and

WHEREAS, the current Agreement expires on June 30, 2004; and

WHEREAS, the parties desire to amend the Agreement to provide for an additional one year term; NOW, THEREFORE,

IN CONSIDERATION of the mutual promises and covenants contained herein, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto hereby agree to amend the Agreement as follows:

- 1. The foregoing recitals are true and correct and incorporated herein by reference.**

2. Article 6, entitled "TERM AND TERMINATION," subsections 6.1 and 6.2 of the Agreement are hereby amended to read as follows:
 - 6.1 The term of this Agreement shall begin on the date it is fully executed by both parties and shall end on June 30, 2004 2005.
 - 6.2 All duties, obligations, and responsibilities required by this Agreement shall be completed no later than June 30, 2004 2005. Time shall be deemed to be of the essence in performing the duties, obligations and responsibilities required by this Agreement.
3. The effective date of this Second Amendment shall be on the date it is fully executed by both parties.
4. Except as set forth herein, all of the terms and conditions contained within the Agreement, as amended, shall remain in full force and effect and are incorporated herein by reference.
5. In the event of any conflict or ambiguity between this Amendment and the Agreement, the parties hereto hereby agree that this document shall control.
6. Capitalized terms not otherwise defined herein shall have the meanings set forth in the Agreement.
7. This document incorporates and includes all prior negotiations, correspondence, conversations, agreements, and understandings applicable to the matters contained herein and the parties agree that there are no commitments, agreements, or understandings concerning the subject matter of this document that are not contained in this document. Accordingly, the parties agree that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written.
8. Preparation of the Agreement, as amended, has been a joint effort of SCHOOL BOARD and COUNTY and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the parties than any other.
9. Except as set forth in the Agreement, as amended, no modification, amendment, or alteration in the terms or conditions contained in the Agreement, as amended, shall be effective unless contained in a written document and executed by the parties hereto.

10. SCHOOL BOARD hereby irrevocably submits to the jurisdiction of Florida's state or federal courts in any action or proceeding arising out of or relating to the Agreement, as amended and hereby irrevocably agrees that all claims in respect to such action or proceeding may be heard and determined in Broward County, Florida, the venue situs. The parties agree that the Agreement, as amended, shall be construed and interpreted according to the laws of the State of Florida. To encourage prompt and equitable resolution of any litigation that may arise hereunder, the parties hereby waive any rights either may have to a trial by jury of any such litigation.
11. In the event the Agreement, as amended, or a portion of the Agreement, as amended, is found by a court of competent jurisdiction to be invalid, the remaining provisions shall continue to be effective unless COUNTY or SCHOOL BOARD elects to terminate the Agreement. The election to terminate the Agreement based upon this provision shall be made within seven (7) days after the finding by the court becomes final.
12. The truth and accuracy of each "Whereas" clause set forth above is acknowledged by the parties.
13. This Amendment may be executed in up to three (3) counterparts, each of which shall be deemed to be an original.

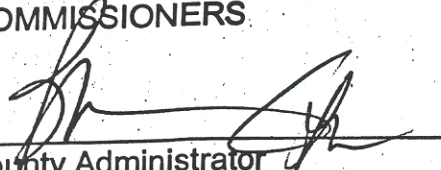
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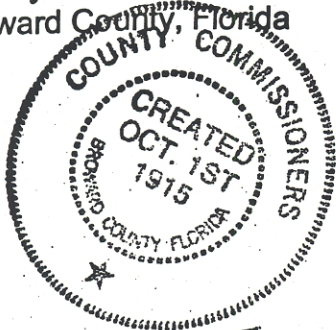
IN WITNESS WHEREOF, the parties hereto have made and executed this Second Amendment on the respective dates under each signature: BROWARD COUNTY through its BOARD OF COUNTY COMMISSIONERS, signing by and through its Mayor or Vice Mayor, authorized to execute same by Board action on the 8th day of June, 2004, and the SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, signing by and through its Chairperson, duly authorized to execute same.

COUNTY

ATTEST:

COMMISSIONERS


County Administrator
Ex-Officio Clerk of the Board
of County Commissioners
of Broward County, Florida



BROWARD COUNTY, through its
BOARD OF COUNTY

By: 

Mayor

8th day of June, 2004

Approved as to form by
Office of County Attorney
Broward County, Florida
EDWARD A. DION, County Attorney
Governmental Center, Suite 423
115 South Andrews Avenue
Fort Lauderdale, Florida 33301.
Telephone: (954) 357-7600.
Telephone: (954) 357-6968

By: 

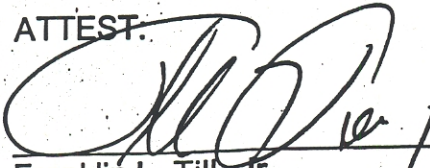
YASMI GOVIN

Assistant County Attorney

SECOND AMENDMENT TO INTERLOCAL AGREEMENT BETWEEN BROWARD
COUNTY AND THE SCHOOL BOARD OF BROWARD COUNTY, FLORIDA, FOR
JOINT COMPREHENSIVE RECYCLING PROGRAM

SCHOOL BOARD

ATTEST:


Franklin L. Till, Jr.
Superintendent of Schools

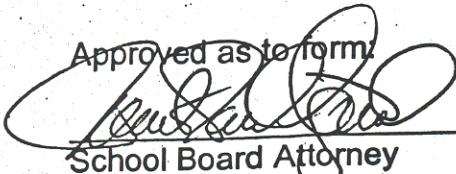
THE SCHOOL BOARD OF BROWARD
COUNTY, FLORIDA

By


Carol L. Andrews, Chair

18 day of May, 2004

Approved as to form:


School Board Attorney

18 day of May, 2004

YYG:dmv
school99.am02
04/26/04