

**FIRST AMENDMENT TO  
AGREEMENT**

THIS AGREEMENT is made and entered into as of this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, 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

**ISTATION.COM, INC.**  
(hereinafter referred to as "istation"),  
whose principal place of business is  
800 E. Campbell Road, Suite 224, Richardson, TX 75081

**WHEREAS**, SBBC and istation entered into an agreement dated August 11, 2011 (hereinafter "Agreement") to provide SBBC with software license/subscription for its interactive reading intervention program; and

**WHEREAS**, SBBC and istation desires to amend the Agreement, to enable SBBC to acquire site licenses/subscriptions for six (6) Title I Elementary Schools and renewal site licenses/subscriptions for 21 Cohort II Schools for two (2) years for the istation program as indicated in **Attachment A and B**; and

**WHEREAS**, istation will provide SBBC the software license/subscription and maintenance to support the istation reading program; and

**WHEREAS**, SBBC and istation (hereinafter the "Parties") agree to the license/subscription as indicated in **Attachment A and B**; and

**WHEREAS**, Section 6A-1.012(10), Florida Administrative Code, permits district school boards to acquire information technology resources through direct negotiation and contract with a vendor or supplier or through the bid process, as best fits the needs of the school district as determined by SBBC; and

**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:

**ARTICLE 1 - RECITALS**

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

## **ARTICLE 2**

2.01 **Term:** The term of this First Amendment to the Agreement shall commence on date of School Board approval and shall end July 31, 2014 thereafter unless sooner extended or terminated pursuant to Section 3.04 of the Agreement.

2.02 **Pricing:** The pricing as detailed in **Attachment A and B**, constitutes a fixed cost for a site license and re-occurring maintenance with unlimited usage. The Parties agree that the firm fixed costs (a/k/a "Fixed Cost") shall not include any products, services or expenses not specified in **Attachment A and B**, and is dependent upon both Parties fulfilling their respective obligations hereunder.

2.03 **Terms and Conditions:** Except as expressly provided herein, all terms and conditions set forth in the Agreement shall remain in force and effect for the contract term specified within this Amendment.

2.04 **Order of Priority:** In the event of a conflict between documents, which are incorporated herein by reference, the parties agree that the order of priority shall be as follows:

- A. First Amendment to Agreement
- B. The Agreement

2.05 **Authority.** Each person signing this Agreement on behalf of either party individually warrants that he or she has full legal power to execute this 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 Agreement.

[ THIS SECTION LEFT BLANK INTENTIONALLY ]

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

**FOR SBBC**

(Corporate Seal)

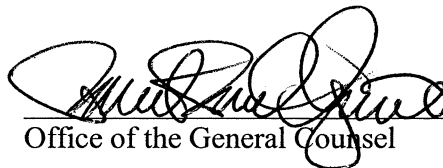
THE SCHOOL BOARD OF BROWARD  
COUNTY, FLORIDA

ATTEST:

By: \_\_\_\_\_  
Ann Murray, Chair

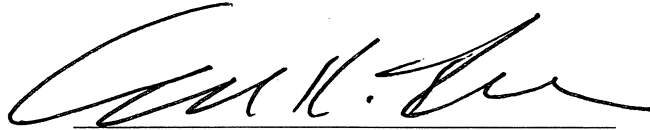
\_\_\_\_\_  
ROBERT W. RUNCIE  
Superintendent of Schools

Approved as to Form and Legal Content:

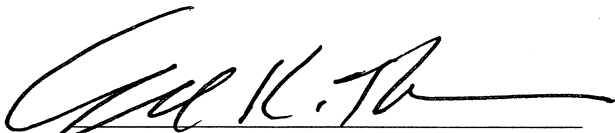
  
\_\_\_\_\_  
Office of the General Counsel

FOR ISTATION.COM

(Corporate Seal)

  
ISTATION.COM, INC. COO

ATTEST:

  
, Secretary

By Sandra K. Thomas

-or-

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Witness

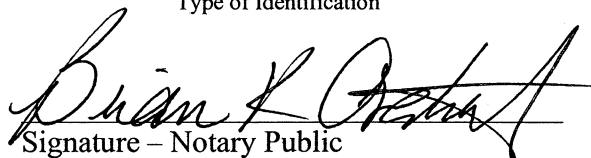
STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

The foregoing instrument was acknowledged before me this 22 day of  
February, 2012 by Sandra K Thomas. of  
ISTATION.COM, INC. \_\_\_\_\_  
Name of Corporation or Agency

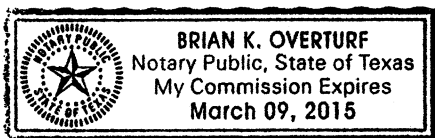
He/She is personally known to me or produced \_\_\_\_\_ as identification  
and did/did not first take an oath. \_\_\_\_\_  
Type of Identification

My Commission Expires:  
March 9, 2015

  
Signature - Notary Public

Brian K Overturf  
Printed Name of Notary

(SEAL)



12603250-4  
Notary's Commission No.

**ATTACHMENT A****istation***The interactive education network*

8150 North Central Expy  
 Campbell Centre II, Suite 2000  
 Dallas, TX 75206  
 866-883-READ(7323)/214-237-9300

DATE 1/4/12  
 Quotation # VSR1420111  
 Customer ID BCPS

**Quotation For:**  
 Broward County Public Schools  
 ESEA Title I  
 701 NW 31 Avenue  
 Ft. Lauderdale, FL 33311

*Quotation valid until: 2/29/12  
 Prepared by: S Fumero*

**Comments or Special Instructions:**

This is for a two year site license of the iStation Reading program for 6 Schools

SALESPERSON	P.O. NUMBER	START DATE	END DATE	TERMS
Fumero		2/1/12	1/31/2014	Due on receipt

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
12	iStation Reading Site License PK-5 grade Multiyear license (2) for 6 Schools	6,500.00	78,000.00
SUBTOTAL			\$ 78,000.00
TAX RATE			
SALES TAX			-
CREDIT			(3,000.00)
TOTAL			\$ 75,000.00

If you have any questions concerning this quotation contact:  
 Sylvia Fumero 1-866-380-9820

**THANK YOU FOR YOUR BUSINESS!**

## **Eligible Schools for iStation**

### **ELIGIBILITY BASED ON TITLE 1 STATUS AND SCHOOLS IN NEED OF IMPROVEMENT (SINI) STATUS**

- 1. Broward Estates**
- 2. Lake Forest Elementary**
- 3. North Andrews Gardens Elementary**
- 4. Peters Elementary**
- 5. Sheridan Hills Elementary**
- 6. Watkins Elementary**

### Executive Summary of i-Station Program in Broward County

Each student receives an assessment automatically each month. The program integrates computerized adaptive testing that accurately reflects the reading ability of each student and measures growth over time. Schools are able to retrieve reports that identify students at risk of reading difficulties and groups students according to instructional tier status and skill need. The reports summarize and compare results throughout the school year and measure skill growth against performance goals.

Below is a sample of three schools, one per area, which have been using the program as part of Cohort I. These three schools showed an increase in year one for Adequate Yearly Progress (AYP) in the English Language Learners (ELLs) subgroup as well as a drop in the percent of ELLs reading below grade level.

School	Data	08-09 (prior to implementation)	09-10 (1 <sup>st</sup> year usage)
Coral Cove (S)	AYP	57%	81%
	% reading below grade level	43%	19%
Horizon (C)	AYP	63%	65%
	% reading below grade level	37%	35%
Quiet Waters (N)	AYP	63%	70%
	% reading below grade level	37%	30%

Although this program has been purchased using Title III funds as an intervention program for ELLs, schools have unlimited usage for all students (general education and ESE). The data above is a representation of the ELL subgroup only.

Below is this year's usage data for Coral Cove Elementary, which has been one of the most successful schools using the program. We are aware that the program alone is not the sole cause of the achievement. It is a combination of other factors such as good leadership, fidelity with implementation, and a staff who believes in the success of the program and the students.

Kindergarten	Oct	Nov	Jan	Feb/Mar
Cardoso	33%	61%	82%	84%
Diamond	37%	47%	95%	95%
Grillo	89%	100%	100%	95%

## ATTACHMENT B

**istation**



*The interactive education network*

8150 North Central Expy  
Campbell Centre II, Suite 2000  
Dallas, TX 75206  
866-883-READ(7323)/214-237-9300

DATE 9/12/11

Quotation # VSR9820111

Customer ID BCPSMulticultural

Quotation valid until: 6/30/12

Prepared by: S Fumero

### Quotation For:

Broward County Public Schools  
ESOL Department  
201 SW 172 Avenue  
Pembroke Pines, FL 33029  
Attn: Vicky Saldala, Director

### Comments or Special Instructions:

This is a renewal for 21 schools' site license for 2 years

SALESPERSON	P.O. NUMBER	START DATE	END DATE	TERMS
Fumero		8/1/12	7/31/14	Due on receipt

QUANTITY	DESCRIPTION	UNIT PRICE	AMOUNT
42	Site License of iStation Program for 21 Schools for 2 years	6,500.00	273,000.00

SUBTOTAL	\$ 273,000.00
TAX RATE	
SALES TAX	-
OTHER	-
TOTAL	\$ 273,000.00

If you have any questions concerning this quotation contact:

Sylvia Fumero, 1-866-380-9820

mobile 305 380 9820

**THANK YOU FOR YOUR BUSINESS!**



The interactive education network

## Conclusions

SCHOOL NAME	
Cohort III Schools	
Boulevard Heights	
Palm Cove	
Sheridan Park	
Orange Brook	
West Hollywood	
Stirling	
Dolphin Bay	
Lloyd Estates	
Palmview	
Norcrest	
Tamarac	
Liberty	
Oakland Park	
McNab	
Gator Run	
Everglades	
Riverland	
Oriole	
North Side	
Manatee Bay	
Village	