

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

February 22, 2012
Wednesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:23 a.m., Wednesday, February 22, 2012, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida. Present were: Chair Ann Murray; Vice Chair Laurie Rich Levinson; Members (Robin Bartleman was absent), Maureen S. Dinnen, Patricia Good, Donna P. Korn, Katherine M. Leach, Nora Rupert, Benjamin J. Williams; Superintendent Robert W. Runcie, and J. Paul Carland, II., Esq.

Call to Order Ms. Murray, Board Chair, called the meeting to order and led the Pledge of Allegiance to the Flag of the United States of America.

Minutes for Approval Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve the official minutes for the following Board Meetings: Mrs. Bartleman was absent. (8-0 vote)

January 18, 2012 – Regular School Board Meeting

February 7, 2012 – Special – Expulsions

February 7, 2012 – Regular School Board Meeting

Close Agenda Upon motion by Mrs. Good, seconded by Mrs. Rupert and carried, the Agenda was approved and declared closed. Mrs. Bartleman was absent. (8-0 vote)

Mr. Williams requested a moment of silence for Mrs. Sara Pettis, mother of Cadre Attorney Eugene Pettis, who recently passed away. (A moment of silence was observed).

A vote was taken to close the agenda.

Ms. Dinnen announced that she will not seek re-election to the Broward County School Board for District 3, or any other School Board seat in November 2012. She said she has had three careers: teaching, union work, and School Board work, beginning at age 21, and she wants to pursue a "fourth career." Ms. Dinnen was president of the state teachers union and taught for 35 years, including at the college level, and said she would like to teach at a college or university, write, and to advocate for education.

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Remarking that she was not running from a tough re-election fight, Ms. Dinnen stated that she is an Irish person who loves to “fight.” Ms. Dinnen spoke of her good fortune to have worked with so many people (district employees, Board Members, parents) who labor tirelessly for students, every day demonstrating that it is all about the kids. She also expressed her gratitude to the citizens who have supported her work.

Ms. Dinnen informed that she wanted to publicly make the announcement at this moment so that anyone who wants to declare for District 3 may do so, and she encouraged people to do so.

Ms. Dinnen further stated that she will continue, until her last day of her term as a School Board Member, to represent her district with every ounce of energy.

SPECIAL PRESENTATIONS

Winners of the Advanced Placement Studio Art Exhibit

Mrs. Korn stated that on January 23, 2012, the AP Student Art Awards and All County Honors Band Concert was held, a collaborative presentation of music and art, illustrating what the arts and music can do for the students and their families.

Mrs. Marla Armstrong, Curriculum Specialist, Art Curriculum, K-12, spoke of 21st Century Learning and Four Seasons Education - cognition, communication, culture, creativity which was evident at Taravella High School, an Arts Achieved school. She praised this collaboration between the teachers, students and the program.

Mrs. Armstrong introduced the video presentation created by Taravella students under the direction of their art teachers Donna Haynes and Susan Anderson. This piece was brought to light by the music played by the All County Honors music concert.

A video presentation was shared of the evening’s events with the School Board and attendees.

Mrs. Korn acknowledged Joe Luechauer, Curriculum Specialist, Music K-12, and Mrs. Armstrong for their work at the district level, and Principal Shawn Cerra and participating students.

Ms. Haynes and Ms. Anderson introduced the art students from Taravella High School.

Mrs. Korn noted that Taravella is the only Arts Achieved school in the district, which was made possible from staff who felt that arts was very important and how it has been implemented in their school.

Mrs. Good thanked Mrs. Korn for bringing this presentation forward and thanked Mrs. Armstrong. Mrs. Good stated that many Board Members were in attendance at the exhibition, which showcased students demonstrating their ability with the talent of art and visual arts, and music.

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Remarking that she was a guest moderator for a short time and was behind the scenes, Mrs. Good said it was amazing how much time and effort was put into this event, including the talent, which allows an opportunity to showcase what students are all about.

Ms. Murray stated that Taravella has always been the leader in the arts and they have shared many events with the district. She praised the school for all their success.

Apple Distinguished Program - Teaching and Learning for the 21st Century

Ms. Murray announced that Nova Blanche Forman has been selected by Apple Corporation as an Apple Distinguished Program for the 2011-2012 school year.

Mr. Greg Galanis, Education Regional Manager, Apple, Inc., informed that he runs the K-12 curriculum for Apple in the state of Florida, working actively in Broward for approximately 8 years. Mr. Galanis stated that the program ubiquitously integrates Apple products and solutions into a learning program and demonstrates Apple's vision of exemplary learning environments.

The Apple Distinguished Program demonstrates six Best Practices: qualities of exemplary learning environments with visionary leadership, infrastructure that supports the Apple learning environment, engaging teaching and learning methods that capitalize on the qualities of today's students who are mobile, collaborative and creative; one-to-one access to Apple portable computers and/or mobile devices for all students, teachers and administrators; ongoing professional development and systems to routinely collect quantitative evidence, and highlighting the success and sustainability of the academic program.

Ms. Patti Vogel, Apple, Inc., presented the honor to Nova Blanche Forman and Principal Chuck McCanna, for their hard work this year and in the past. She stated that Mr. McCanna has been a shining example and mentor for his teachers and students.

Mr. McCanna presented his staff: Assistant Principal Janet Calamero; Amanda Muir; and teachers Michele Parsons; Marjorie Archer and Sylvia Ramgadoo. Mr. McCanna spoke of the technology changes that have been made at his school, and stated that in the past five years every single assignment attached to an iPod Touch or an iPad has been turned in by every single student at every single grade level.

Mr. McCanna thanked the Board for the recognition of the students' and the staff's hard work. He invited the School Board and the Superintendent to visit their school.

Ms. Murray stated that Mr. McCanna was an innovative principal that was ahead of the curb and he has brought the iPod technology into the schools. She suggested the Superintendent to follow the programs at the school and consider this worthwhile investment that could be mirrored at other schools.

Kathleen C. Wright Memorial Statue

Mr. Williams, who presented a proclamation recognizing the Kathleen C. Wright Memorial, stated that Kathleen C. Wright was selected as the first black member to serve on The School Board of Broward County, Florida and the first black woman to serve on any school board in the state of Florida. Kathleen C. Wright served two four-year terms and was known as a strong advocate of school integration and affirmative action.

Dr. Wright was a graduate of Dillard High School and returned to Dillard where she taught for 16 years and who also served in leadership positions in more than 30 different organizations, including The Fort Lauderdale Chapter of the Links, Inc., the Urban League of Broward County, the League of Women Voters, and the Broward County Democratic Party,

As an educator and humanitarian, Dr. Wright was also a dedicated wife and mother. She married her childhood sweetheart, Broward County Judge Zebedee Wright, now retired, and raised three children.

In 1985, Dr. Wright's life was tragically cut short. She was flying to Dallas, Texas to attend a Delta Sigma Theta Sorority national convention when the plane crashed, and she subsequently died from injuries sustained in the crash.

Mr. Williams stated that an endowment has been established to memorialize Kathleen C. Wright for future generations. Funds collected will be used to underwrite the creation of a bronze sculpture that will illuminate her love of children and learning. The sculpture will be placed on the site of the School Board building named in her honor in downtown Fort Lauderdale. The Links Incorporated, Fort Lauderdale Chapter, has accepted the challenge of soliciting funds to make this sculpture become a reality.

As a part of Black History Month, Mr. Williams asked for the School Board's support to see this tribute come to fruition and to honor Kathleen C. Wright.

Mr. Williams informed that The Fort Lauderdale Chapter of the Links, Inc., has been working very hard to make the memorial statue. Mr. Williams introduced the Co-Chair of this memorial, Barbara Jones and Dr. Eileen Davis-Jerome, President, The Fort Lauderdale Chapter of the Links, Inc.

Dr. Davis-Jerome spoke of the legacy of Dr. Wright and thanked the School Board for honoring the Proclamation in recognition of Dr. Wright. Dr. Davis-Jerome stated that the Links will continue to support the services of the School Board.

REPORTS

Broward County Council PTAs/PTSAs – Linda Nestor

Ms. Nestor reported that PTA turned 115 years old on February 17, 2012. A celebration will be held with a Founder's Day luncheon today in the Pre-Function Room of the K.C. Wright building.

The BCCPTA will hold its annual Pat on the Back Teacher Appreciation event on Tuesday, March 27, 2012, at McArthur High School. This is a chance for all local PTA units to recognize three outstanding teachers at their schools. The BCCPTA will honor all participants and six will be awarded.

The BCCPTA Ann Murray Clothing Bank will continue operations until the end of May, closing in the summer and re-opening on the Saturday before the start of school.

BCCPTA's next general meeting is Tuesday, April 10, 2012, in the Pre-Function Room at K.C. Wright building, beginning at 6:30 p.m. The election of officers for the 2012-2013 school year will be held. School Board Members and the Superintendent were invited to attend.

Broward County Association of Student Councils and Student Advisor to the Board – Spencer Shwiky

Spencer announced that the BCCSC will send 24 schools to the Florida Association of Student Councils conference, approximately 300 students, which is the largest delegation in history.

Invitation was extended to the School Board and the Superintendent to attend the BCCSC Senior Leaders Banquet on April 4, 2012; further details will be presented subsequently.

On behalf of the BCCSC, Spencer thanked Ms. Dinnen for her years of service.

Employee Unions – Bernie Schultz

Ms. Schultz congratulated Ms. Dinnen, stating that she did a wonderful job at the Broward Teachers Union state association and the School Board, and wished her well on her fourth career.

Ms. Schultz praised the usage of the Southwest Bus Depot which will become a vocational school, saving \$15 million that will be used to bring back music, arts and television programs.

Ms. Schultz thanked Mrs. Rich Levinson for her fight to bring back arts in her district.

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District Advisory Council – Jodi Klein

Ms. Klein thanked Superintendent Runcie for speaking with DAC members recently, in an open-ended question and answer session.

Ms. Klein reported that a motion was passed, that all high schools in Broward County offer meaningful instruction to students not taking standardized tests during the time that the rest of the school is taking state required assessments. The motion passed 37-1.

BOARD MEMBERS

Mrs. Good congratulated Silver Trails Middle School Girls' Basketball Team for defeating Wiliam Dandy Middle School at Stranahan High School on February 6, 2012. For the third consecutive year the Lady Mustangs made history by remaining undefeated and have won the championship games. Congratulations was extended to their coaches for this great accomplishment.

Mrs. Good congratulated West Broward Cheerleaders, under the direction of Coach Nelson, for their successful championship win for the second consecutive year for State Title.

Mrs. Good commended Mr. Robert Boegli, Principal, Sheridan Technical Center, and staff for the exciting programs that provide a wide variety of opportunities to students. She said she looked forward to Mr. Boegli overseeing the opportunities at the South Transportation Center.

Mrs. Good spoke about her attendance at Career Day at Panther Run Elementary School; speaking to 3rd graders about what it is like to be a Board Member and about her passion for the arts.

Mrs. Good thanked all schools for their accomplishments.

Ms. Dinnen attended the Fort Lauderdale Alliance meeting, formerly called the Broward Alliance, a supportive group for public education. Ms. Dinnen stated that Mrs. Rich Levinson was also in attendance and notes of the meeting will be provided to the Board Members. The Chair of the Alliance is David Armstrong and the Executive Director is Robert Swindell.

Ms. Dinnen praised the Sun Sentinel for the article about the Southwest Area bus facility being transformed into a vocational school next year, which will provide adult job training and hiring new teachers.

Ms. Dinnen informed that she was on the Educational Panel for Leadership in Fort Lauderdale with Lynn Goldman and Cindy Arenberg from the Children's Services Council. She was invited by Dr. Winston Thompson, Dean, Broward State College, Downtown Center to speak to emerging leaders in Fort Lauderdale.

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Ms. Dinnen spoke about Northeast High School's collapsible emergency water filtration station prototype, a system that provides clean water during times of disaster in tropical areas. The school received a huge donation from Mr. Wayne Huizenga, and they also received a grant for this project, one of 13 high schools in the United States that received the grant.

Ms. Dinnen informed that South Plantation High School was designated a Magnet School of Excellence. Praise was extended to Alyce Culpepper, Magnet Coordinator, Principal David Basile, and staff for this accomplishment.

Ms. Dinnen stated that the Superintendent met with the Coalition of the Education Advisory Board at Plantation High School and had an opportunity to speak with the Mayor and City Council Members.

Mr. Williams stated that he provided the Board with the brochure from The Links Incorporated, Fort Lauderdale Chapter, who are soliciting funds to make the bronze sculpture of Kathleen C. Wright that will be placed outside the Kathleen C. Wright Administration Center.

Mr. Williams informed that he has been speaking and providing information to middle and high school students regarding Black History, which the students received eagerly.

Mrs. Korn congratulated James Hunt and William Dandy elementary schools for being named finalists for the 2012 National Excellence of Urban Education Awards of the San Diego State University National Center for Urban School Transformation. This program recognizes and celebrates the talent, dedication and hard work of educators and students in high achieving urban schools. The winners will be announced May 23 – 25, 2012.

Mrs. Korn praised the partnership between Forest Glen Middle School and SunTrust Bank to beautify the school's campus. Faculty, students and volunteers gathered on a Saturday morning to provide two manicured garden areas on the campus. Horticulture teacher at Western High School, Fred Williams, worked with the school's project.

Mrs. Korn recognized Coral Glades High School Jaguars for winning the Non-Tumbling State Championship.

Mrs. Korn announced that on March 7, 2012, 9:00 a.m. to 4:00 p.m., a Convention Youth Summit will be held for the Children's Strategic Plan for Broward County.

Mrs. Rich Levinson congratulated the Mathematics Teachers of the Year: Jessica Flint, Cypress Bay High School; Ruth Ann Rubright, Margate Middle School; and Connie Gwaltney, Boulevard Heights Elementary School. Congratulations was also extended to the 8 elementary school teachers and 3 middle school teachers that were nominees.

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Mrs. Rich Levinson attended the Gifted and Advanced Learners Symposium that occurred on February 9, 2012 at Piper High School; 400 teachers and 100 parents were in attendance. The keynote address was provided by Dr. Joe Renzulli and Sally Reis, distinguished psychologists and authors, and included break-out sessions which resulted in incredible feedback. Gratitude was extended to Ms. Cynthia Park, Director, Advanced Academic Programs, and staff for their hard work in organizing this symposium.

Mrs. Rich Levinson attended the Best Buddies Valentine's dance at Cypress Bay High School, an event that featured students interacting with special needs students. Approximately 200 students participated in this annual event.

Mrs. Rich Levinson congratulated Jo-Ellen Lantowski, Piper Media Specialist for the amazing work she is doing, establishing a Gentleman's Book Club that has over 30 gentlemen who attend the book club. Mrs. Rich Levinson said she will be inviting Ms. Lantowski to a future meeting to speak to the School Board for the initiative she is developing on high school males and reading.

Mrs. Rich Levinson attended the commission meetings at Lauderhill, Sunrise and Weston, and Central Area and South Area advisory meetings to speak on the Send Your Sales Tax to School initiative. Mrs. Rich Levinson stated that many businesses still do not know that they can check the box on their Sales and Use Tax Form and have that collection allowance, with a maximum of \$30 a month donated back to Broward County for the exclusive use of technology in the schools and teacher training on technology.

Mrs. Rich Levinson attended Fox Trail Elementary School's School Advisory Committee (SAC) meeting that was attended by many parents. The school has a tremendous innovative curriculum and use of technology.

Mrs. Rich Levinson attended the Black History event at Village Elementary, and stated that the school's music, drama and art programs are incredible. She stated that teachers have gone above and beyond to maintain the arts at the school so that students can have that opportunity. Congratulations was extended to Debra Peeples and Ruby Rachels in this effort.

Congratulations was extended to the Boys Soccer Team at Cypress Bay High School, winning the state championship for the second year in a row, and they are ranked number one in the nation. Mrs. Rich Levinson announced and congratulated Cypress Bay student Allison West, Robotics Team, for winning a \$20,000 Embry-Riddle scholarship for her work with the Robotics Team.

Mrs. Rupert announced that Coconut Creek High School will hold a "giant" Butterfly Fest this weekend, an event that usually draws up to 7,000 to 8,000 people.

Mrs. Rupert announced that on the weekend of February 25, 2012, the Ruggerfest (rugby fans), participants from throughout the state will play rugby, ages ranging from high school to age 70. The event will be held at Cricket Stadium in Lauderhill.

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Mrs. Rupert attended the Northeast High School Inventors event, an interesting event whereby students presented and explained how their bicycle was built. She stated this "thinking outside the box" is a result of the STEM technology. Mrs. Rupert thanked Mr. Huizenga for his donation to Northeast.

Mrs. Leach visited Lauderhill Paul Turner Elementary School, observing the autism cluster and teachers using all the modalities to learn.

Mrs. Leach attended the Food and Nutrition Policy Council and spoke to them about different initiatives to ensure that children are healthy, and considering the idea of how food is being presented in cafeterias.

Mrs. Leach attended the Broward County Science Fair under the direction of Dr. J.P. Keener, Core Curriculum, at Coral Ridge Mall, an event that showcased very bright and innovative students and teachers.

Mrs. Leach attended along with her colleagues the innovative programs at Northeast High School. She learned from the students that this evening the two bright stars facing west are Jupiter and Venus, and every night they will get closer to one another.

Mrs. Leach attended the Weight of Words performance at the Broward Center for the Performing Arts. She stated this anti-bullying play is an eye-opening and changing experience that highlights what children encounter in school every day.

Mrs. Leach congratulated Ms. Dinnen on her retirement, and extended her appreciation to her commitment to education in Broward County and her advocacy for students in the state of Florida.

Ms. Murray informed that on February 8, 2012 she visited Gulfstream Middle School's annual Souper Bowl event, whereby the community and district staff brought in various soups for sampling and to also tour the school.

Ms. Murray stated that 56 Gulfstream students used their creativity to help the less fortunate through the Jobs for Florida Graduation program. Students designed Converse sneakers that are to be donated to the children at the Broward Partnership for the Homeless. Principal Brian Kingsley challenged youngsters to give back. Ms. Murray thanked the principal and students for being an inspiration to their community.

Ms. Murray spoke of the Weight of Words performance at the Broward Center by the Nova High School students. Ms. Murray stated the students were awesome and "brought the story home." She stated that the event will be available to all schools on DVD for viewing.

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Ms. Murray stated that on February 17, 2012 she visited Boulevard Heights Elementary and observed a curriculum program developed by Principal Ricardo Garcia encompassing elements of the district's 8 character traits. This month's theme was honesty, performed by a 3rd grade class, which was attended by almost 200 family members. Ms. Murray thanked the principal and the teachers for their efforts on a program that will build a base for solid community values. She thanked Dr. Garcia and the teachers for their efforts.

Ms. Murray informed that during her visits to the schools and the community she receives positive feedback and observes happy kids, which reflect the efforts and good things that are happening in the schools. She praised the Superintendent for receiving a good "report card" in the community, and said she is impressed with the direction of the school system.

Mr. Runcie responded that a superintendent is only going to be as good as the board that he works for. The Superintendent thanked the School Board and the community for their support.

Speakers

Billy Davison
Mary Oliver
Rhonda Ward

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Ms. Good, seconded by Mrs. Rupert and carried, to approve the Consent Agenda for the remaining items (**identified by ***). Mrs. Bartleman was absent. (8-0 vote)

Motion to Re-Open Consent Agenda (Carried)

Motion was made by Mrs. Good, seconded by Ms. Dinnen and carried, to Re-Open the Consent Agenda. Mrs. Bartleman was absent. (8-0 vote)

Agenda Item J-3 was pulled for consideration by an audience member.

Mrs. Good stated she no longer wished to pull for consideration Agenda Item H-1.

Motion (Carried)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve the Consent Agenda for the remaining items (**identified by ***). Mrs. Bartleman was absent. (8-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- A-1. Resolution in Support of National Youth Violence Prevention Week – March 19 – March 23, 2012 (Adopted)

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to adopt Resolution #12-55, in support of National Youth Violence Prevention Week –March 19 – March 23, 2012. Mrs. Bartleman was absent. (8-0 vote)

Mrs. Rupert, who thanked staff for bringing forward the resolution, stated that children experience violence in various settings and then repeat the process in the future. She spoke from personal experience with her adopted son, from Kids In Distress, who prepare children for adoption and teach children to deal with anger management appropriately.

Mrs. Rupert provided the website for teachers and the public to access: www.nyvpw.org.

- A-2. Resolution in Support of School Social Work Week, March 4-10, 2012 (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to adopt Resolution #12-56, in support of School Social Work Week, March 4-10, 2012. Mrs. Bartleman was absent. (8-0 vote)

On behalf of Mrs. Bartleman, Ms. Dinnen stated she is devoted to school social workers and has worked with students of various disabilities and problems. Ms. Dinnen stressed the necessity of social workers and school psychologists, especially during this day and age. She said that there is a lot of knowledge about the effects of issues on students, such as poor grades in certain subjects. Ms. Dinnen informed that social workers have been working in the educational sphere since 1906 and they have become more of an important part of today's education that is offered to students.

Ms. Dinnen spoke of the different problems that social workers encounter: social and emotional problems, family dysfunctions, drug and alcohol abuse, inadequate financial resources, teen pregnancy, poverty, attendance, disabling conditions and child abuse. Ms. Dinnen stated that social workers try their best to bring that child into the educational environment and to modify or buffer some of these conditions.

Mrs. Rich Levinson stated that she had the privilege of working with Dr. Laurel Thompson, Director, Student Services, on the Credentialed by 26 Community Forum. She stated that education is not just within a bubble; a support system has to be in place along with other factors for a student to be able to achieve academically. Gratitude was extended to Dr. Thompson and social workers for all they do.

B. BOARD MEMBERS

E. CHIEF OPERATIONS OFFICER

F. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

F-1. Continuation Agreement with St. John's Rehabilitation Hospital and Nursing Center, Inc. (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve the Continuation Agreement between The School Board of Broward County, Florida, and St. John's Rehabilitation Hospital and Nursing Center, Inc. Mrs. Bartleman was absent. Ms. Dinnen was absent for the vote. Mrs. Leach recused from voting on the item. (6-0 vote)

Career and Technical Education high school and adult postsecondary students district-wide, who are enrolled in Health Science Education Programs, participate in clinical learning experiences through contractual agreements with hospitals, nursing homes, and other healthcare related facilities. The Continuation Agreement with St. John's Rehabilitation Hospital and Nursing Center, Inc., provides clinical experiences necessary to meet Florida Department of Education mandated student performance standards and the requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

Broward County Public Schools offer the following high school and adult postsecondary Health Science Programs: Allied Health Assisting, Central Service Technology, Dental Aide, Dental Assisting, Dental Laboratory Assisting, Electrocardiograph Aide, Electrocardiograph Technology, Emergency Medical Technician, Emergency Medical Responder, Health Unit Coordinator, Hemodialysis Technician, Home Health Aide, Massage Therapy, Medical Assistant, Medical Coder/Biller, Medical Laboratory Assisting, Medical Laboratory Technology, Medical Records Transcribing, Nursing Assistant, Optometric Technician, Patient Care Technician, Pharmacy Technician, Phlebotomy, Practical Nursing, Psychiatric Technology, Surgical Technology and Vision Care Assisting.

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St. John's Rehabilitation Hospital and Nursing Center, Inc., is fully licensed, accredited, and approved for Medicare/Medicaid patients. This nursing home was inspected by the Federal Government on July 22, 2011 and received satisfactory ratings, in accordance with their standards, in the areas of Health Inspections, Nursing Home Staffing, and Quality Measures.

This Continuation Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel.

The contract period is February 27, 2012 through January 31, 2017.

There is no financial impact to the district.

Mrs. Leach announced her recusal from voting on the agenda item because her mother is employed by the entity.

Mr. Carland informed that she works for the contractor that the school district will be contracting with.

Remarking that the program will provide wonderful opportunities for students and for the partners in the program, Mrs. Korn suggested that an evaluation be conducted, in terms of ensuring that the district is getting the best from the program. Mrs. Korn inquired whether an internal survey is conducted and with those who are engaging in the program with the district. Acknowledging that there are some surveys in place, Mrs. Korn stated that with this outreach there was a recommendation to further determine the effectiveness as well as opportunities that might strengthen the experience through additional surveying of participants, students, staff, or individuals who are part of the partnership in the program.

G. HUMAN RESOURCES

*G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2011-2012 School Year (Approved)

Approved the personnel recommendations for the 2011-2012 appointments and leaves as listed in the 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. The teacher approvals on this G-1 item are teachers in subject areas for which there is no surplus and/or layoff teacher in that certification area that could be placed in these positions.

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The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Instructional Leaves

There will be no financial impact to the school district. Funding for the positions has been allocated in the school and department budgets.

***G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2011-2012 School Year (Approved)**

Approved the personnel recommendations for separation of employment or discipline as listed in the 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.

The Personnel Recommendations for Instructional Employees include the following items:

1. Instructional Resignations/Retirements/Layoffs

There will be no financial impact to the school district.

G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2011-2012 School Year (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve the personnel recommendations for appointments and reassignments as listed on the Executive Summary, respective lists and individual appointments for Non-Instructional Employees. All recommendations are made pending security clearance and 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. Mrs. Bartleman was absent. (8-0 vote)

The Personnel Recommendations for Non-Instructional Employees include the following sections:

1. Non-Instructional Approval(s)
2. Non-Instructional Reassignment(s) – Promotion(s)
3. Non-Instructional Reassignment(s) – Demotion(s)
4. Non-Instructional Substitutes/Temporary Employees
5. Non-Instructional Leave(s) – Layoff(s)

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6. District Managerial/Professional/Technical
7. Reassignment of Current School-Based/District Managerial/Professional Technical Personnel
8. School-Based Managerial
9. School-Based/District Managerial Acting/Special/Task Assignment(s)
10. School-Based/District Managerial/Professional/Technical Leave(s) – Layoff(s)
11. Salary Adjustment

Funding has been budgeted in 2011-2012 school/fiscal year for all appointments through June 30, 2012.

Mrs. Korn stated there is a significant impact when new appointments are made and when one appointment occurs, often it means that impacts several other positions. Mrs. Korn informed that she has requested the Superintendent and Area Superintendents to be cognizant of the impact to the children in the classroom when changes are made mid-year. Mrs. Korn further stated that with the appointment of the Assistant Principal, the impact to the two mathematics classes is that students will get a new math teacher mid-year based on a retirement and a position that needed to be filled.

Mrs. Korn requested staff to consider when these types of openings are available, if they are not in the classrooms and places where there is the potential for an opening for an interim position through the remainder of the school year, so that a teacher is not pulled from a classroom. Mrs. Korn stated that the interim position should remain at the level where there is less impact to the students.

Mrs. Good requested an explanation about the process of the interim positions and how they are selected. Understanding her colleague's concern, Mrs. Good stated she would not want to penalize an educator for the opportunity for growth, and this is a unique situation where someone retired and the position exists.

Concurring, Ms. Gracie Diaz, Associate Superintendent, Human Resources, stated that a retirement occurred after the school year began. Ms. Diaz informed that staff builds the pool of assistant principals from teachers who have gone through a leadership development program, who have earned a degree and they are anxious to be promoted. Mrs. Diaz further stated that at times there has been a delay in movement if the school feels it is a critical position which will be difficult to fill, maybe a schedule can be worked out, such as after the FCAT testing. Remarking that it is a challenging situation, Ms. Diaz noted that staff has moved away from trying to fill positions by bringing back retired administrators to try to fill openings because it is favorable to bring people into leadership positions.

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Voicing concern that there might be legal issues if a group of people are disqualified, Ms. Dinnen stated it appears that two employees are being placed on different levels, saying that a classroom teacher is worth more than an administrator. Ms. Dinnen acknowledged that there is not a daily interaction with a number of students, but if an Assistant Principal is at a school that really needs an Assistant Principal, there is interaction with the students throughout the school by behavior modification and other ways other than just instruction.

Ms. Dinnen inquired if a person completes their DROP program mid-year whether they have to leave their position at that point.

Ms. Diaz responded that an administrator has no choice but to leave and the time is calibrated at the end of the month that they began employment. For teachers, there is some flexibility and DROP can be extended for the remainder of that year.

Mrs. Korn clarified that she does not want to adversely impact an employee a promotion or an opportunity to garner additional opportunity. She stated it is an issue of timing of when a position might be available. Mrs. Korn stated if an interim is going to be placed for two months there should be a strategy as to where does that interim role fit, and that neither staff nor students are compromised.

Voicing concern that four weeks or so prior to the FCAT there may be a split shift from other teachers, Mrs. Rupert inquired what impact that will have on the classroom.

Ms. Diaz responded that the ESOL Coordinator class that the instructor has will be shifted to another instructor. If a candidate is not found that can take over the class, two current mathematics teachers will take on extra periods and the two mathematics courses will be split among current staff.

Mrs. Rupert spoke of the timing for the students and continuity of teaching, stating that students might feel abandoned and it might affect the teaching and learning. Mrs. Rupert inquired whether a delay was considered.

Ms. Diaz responded that the two principals have not agreed on a start date because the individual retiring is still in the position. It may be an option that the two principals may consider.

Referring to the issue of timing of the position, Mrs. Good inquired whether there is a certain grade level and what are the needs that will remain open in this position.

Approved in Open Board Meeting, March 20, 2012

Ms. Michelle Kefford, Principal, Flanagan High School, responded that the position covers the science at the high school level; the end-of-course exam is in place for biology, a crucial part of the curriculum. Also, there is a population of 3,100 students and Assistant Principals are divided by alphabet to handle discipline issues and any concerns that arise.

Mrs. Good congratulated and recognized Ms. Marietta DeArmas, Interim Assistant Principal, Flanagan High School.

***G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2011-2012 School Year (Approved)**

Approved the personnel recommendations for separation of employment or discipline as listed on the 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.

The Personnel Recommendations include the following items:

Non-Instructional Resignation(s)/Retirement(s)
Non-Instructional Suspension(s)/Termination(s)
Managerial and Professional/Technical Resignation(s)/Retirement(s)
Managerial and Professional/Technical Suspension(s)/Termination(s)

There is no financial impact to the school district.

***G-5. Supplemental Pay Positions – List #12 (Approved)**

Approved the recommended supplemental pay positions of employees for the 2011-2012 school/fiscal year. Employees are recommended for supplemental pay positions by Principals or Department Supervisors and approved by the Area Superintendent or appropriate Division Head. Supplemental positions are listed alphabetically by last name, with location and supplement type.

In accordance with School Board Policy 6210, (Supplements), a waiver has been submitted by the location and approved by the Area Superintendent or appropriate Division Head for employees receiving more than two (2) supplements.

The Specific Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2011-2012 school year.

Approved in Open Board Meeting, March 20, 2012

Individuals may be recommended for task assignments that improve the school's/department's programs and/or operations. A computer-generated list of those names is printed and lists all individuals recommended for Non-Specific Supplements. Non-Specific Supplements are additional task assignments performed beyond the employee's regular day based on the recommendation of the direct supervisor.

Individuals listed meet the requirements for the supplemental positions.

Funding has been budgeted in the 2011-2012 school / fiscal year for all supplements through June 30, 2012.

G-6. Recommendation(s) for Instructional/Noninstructional Discipline for the 2011-2012 School Year (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve the recommendation(s) for discipline as listed for Instructional/Noninstructional staff. All recommendation(s) 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. Mrs. Bartleman was absent. (8-0 vote)

This disciplinary action recommendation is a result of an investigation by the Office of Professional Standards & Special Investigative Unit. The individual(s) involved have been provided the opportunity to appear and participate, with representation, before the Professional Standards Committee, and in a pre-disciplinary hearing prior to submission of this recommendation. This case was reviewed with the Superintendent of Schools, who agreed to this discipline. The employee signed the disciplinary agreement and agreed to the recommended discipline. We have followed the School Board processes for disciplinary action. The requested action(s) is listed on the attachment.

There is no financial impact to the school district.

Employee Carolyn Brown spoke about her tenure in the school district and asked the Board to reconsider, give her a second chance to remain in her position and not terminate her. Ms. Brown noted that this is the first offense in 23 years of service.

The following individual addressed this item:

Rhonda Ward

H. ATTORNEY

- *H-1. Conflict of Interest Waiver Request – Weiss Serota Helfman Pastoriza Cole & Boniske, P.L. (Approved)

Approved the request for conflict of interest waiver dated February 3, 2012, by Cadre Counsel – Weiss Serota Helfman Pastoriza Cole & Boniske, P.L.

The law firm of Weiss Serota Helfman Pastoriza Cole & Boniske, P.L., (hereinafter the "Firm"), has been representing The School Board of Broward County, Florida, as Cadre Counsel since 2001. The Firm provides counsel and representation to The School Board through Mitchell J. Burnstein, Esq., and Alan L. Gabriel, Esq., in the areas of Eminent Domain and Concurrency/Platting, respectively. One of the matters currently being handled by the Firm is the case of **Pompano Imports, Inc. v. the School Board of Broward County, the City of Coconut Creek and Broward County**, Case No.: 11-009753 CACA 04. This case involves a dispute between the parties concerning a voluntary school concurrency mitigation agreement entered into by the government entities.

The Firm has filed the attached conflict of interest waiver request seeking The School Board's waiver of any actual or potential conflicts of interest in its anticipated representation of the City of Coconut Creek in an unrelated matter. In its request, the Firm advises that it has been requested to defend the City and one of its police officers. The Firm advises that it does not believe there are any actual conflicts as the police matter is wholly unrelated to the School Board's litigation and the representation of the City would not be directly adverse to the School Board's interests. In the abundance of caution, however, the Firm seeks the waiver in the interest of full disclosure.

The General Counsel's office has reviewed the request and has no objection to same. Furthermore, Rule 4-1.8(b) prohibits a lawyer from using any information relating to the representation of a client to the detriment of the client's interests without further informed consent by the client. Risk Management and the Task Assigned Chief of Staff have also reviewed the conflict waiver request and have no objection to same.

A Conflict Waiver acknowledgment form is attached for execution by the Chair and the Superintendent should the waiver request be approved.

There is no financial impact to the district.

I. OFFICE OF THE SUPERINTENDENT

- *I-1. Petition for Formal Proceedings – L.R. (Postponed)

Received the Petition for Formal Proceedings submitted by the Superintendent in reference to this teacher and that the teacher be suspended immediately without pay pending final action on these charges. **This item was revised by a Memorandum to Postpone.**

The teacher, Leslie Rainer, engaged in inappropriate conduct toward a student. The teacher has been counseled previously regarding inappropriate conduct towards her students on December 4, 2008. She was also verbally counseled on April 14, 2011, regarding inappropriate discussion of a religious nature with students. Due to the severity of the infraction, a three-day unpaid suspension and participation in Diversity Training is recommended. The cadre attorney prepared the Petition for Formal Proceedings and notice was sent to the employee that a recommendation for a three-day suspension without pay and participation in Diversity Training would be presented to the School Board on February 7, 2012.

There is no financial impact to the school district.

J. FACILITIES AND CONSTRUCTION MANAGEMENT

- *J-1. Authorization to Conduct a Spot Survey to Amend the 2009-2014 State Educational Plant Survey and Enable the Disposition of 120 Portables Contained in Year One (1) of the Portable Reduction Plan (Approved)

Authorized staff to conduct a spot survey to amend the 2009-2014 State Educational Plant Survey and enable the disposition of 120 portables contained in year one (1) of the Portable Reduction Plan (PRP), which are listed in the 2011/2012 – 2015/16 Adopted District Educational Facilities Plan (ADEFP), as no longer needed for educational purposes.

The PRP is a phased Plan to remove portables that are at least twenty (20) years and older, and carry student stations from the District's portable inventory. This Plan was initially presented to the Board at the April 12, 2011 School Board Workshop, and subsequently at the October 25, 2011 School Board Workshop.

The PRP is contained in each annual Five-Year DEFP and designed to dispose of a total of 1,180 portables over an eight-year period (2010/11 – 2018/19). A detailed list of the portables (including location) scheduled for disposition in that pertinent year is also contained in each annual DEFP.

Approved in Open Board Meeting, March 20, 2012

Thus, a detailed list of the portables slated for disposition in the first year of the PRP is contained in the 2011/2012 – 2015/16 ADEFP, and in the Board's adoption of the DEFP on September 8, 2011, it approved the elimination of student stations from the listed portables, and subsequently, their disposition.

The PRP is consistent with Section 1013.21, Florida Statutes, which directs school districts to dispose of portables that are twenty (20) years of age and older. Currently, approximately over seventy-six (76%) percent of the portables in the District's inventory are twenty (20) years of age and older. Furthermore, the PRP is intended to address the requirements of pertinent provisions in the Second Amended Interlocal Agreement (SILA), which established the Level of Service (LOS) Standard for the implementation of Public School Concurrency (PSC) in Broward County at 100% of a school's gross capacity (to include the use of capacity from portable facilities) until the 2018/19 school year. Thereafter, commencing in the 2019/20 school year, the LOS will revert back to 110% of a school's permanent capacity (and exclude the use of capacity from portable facilities).

Florida Department of Education (FDOE) directive requires that spot survey(s) must be conducted to amend the State Educational Plant Survey before a school district can dispose of portables that are twenty (20) years of age and older. Therefore, it is recommended that the School Board authorize staff to conduct a spot survey to amend the 2009-2014 State Educational Plant Survey and enable the disposition of 120 portables contained in year one (1) of the PRP.

This item has been reviewed and approved as to form and legal content by the Office of the General Counsel.

There is no financial impact to the school district and this item does not require a collaboration form from the Capital Budget Department.

- J-2. Authorization to Conduct a Spot Survey to Amend the 2009-2014 State Educational Plant Survey and Enable the Sale of the South Area Portable Annex (Site 351.3) (Not Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert, to authorize staff to conduct a spot survey to amend the 2009-2014 State Educational Plant Survey and enable the sale of the South Area Portable Annex (a/k/a 172nd and Pines Site 351.3). Mrs. Bartleman was absent. (0-8 vote)

Section 1013.28, Florida Statutes, allows a school board to dispose of any land or real property that is by resolution of the Board, determined to be unnecessary for educational purposes as recommended in an educational plant survey.

Approved in Open Board Meeting, March 20, 2012

At the October 25, 2011 School Board workshop, the Board in follow-up discussions after staff presentation regarding the District's potential real properties that could be surplus and sold, directed staff to surplus the South Area Portable Annex (a/k/a 172nd and Pines Site), and subsequently proceed to market the property. However, to commence efforts towards marketing of the real property, a spot survey must be conducted to amend the 2009-2014 State Educational Plant Survey.

This item has been reviewed and approved as to form and legal content by the Office of the General Counsel.

There is no financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

Mrs. Rupert informed that she reviewed the comments from her colleagues and her inquiry about the district's financial risk was answered by staff.

Mrs. Korn stated there are some unanswered questions regarding the lease that is in place with the city and how that will work if the Board goes forward. She stated this is an opportunity to generate some revenue in the area of capital and it is a location that is available. Mrs. Korn further stated she supports the item and expressed appreciation for staff's work.

Referring to the spot survey that is going to be defined, Mrs. Good inquired whether the area includes the area that is leased to the city.

Mr. Thomas Lindner, Deputy Superintendent, Facilities and Construction Management, responded affirmatively, stating that the district owns the property. If it had to be backed out, a revision to the survey would be submitted but permission would be needed to negotiate to surplus the entire site. Mr. Lindner stated that the best option for the district is to not retain that piece of property; surplus the property as though the property was going to be disposed of entirely and let the lease convey to the new owner.

Responding to Mrs. Good's inquiry, Mr. Lindner stated that it is currently leased to the city for 30 years and there is no cancellation provision in the lease.

Mrs. Good inquired how the property could be disposed of when there is a legal commitment for 30 years.

Approved in Open Board Meeting, March 20, 2012

Mr. Lindner responded that it was probably negotiated as it went forward. He informed that the requirement to conduct the spot survey allows taking the property off the "rolls," and the property will not be used for educational purposes.

Remarking that at the current time some schools in the area may not be overly crowded, Mrs. Good stated that this is the only vacant parcel of land in the entire southwest Broward area. Mrs. Good voiced concern that once the property is disposed of there may be a need to utilize it, noting that it was used when Glades Middle was being built and it was used as a 9th grade annex. In addition, there is great access to the property which is needed when building a facility for education. Mrs. Good further stated that this is a viable piece of property and an entity may buy it and build a school on the site. She said that without a long-range plan available for review she is not comfortable moving forward with the item.

Mrs. Rupert noted the circumstances surrounding the donation of property to the district in the Parkland area as compared to this item. Mrs. Rupert moved the item for postponement in order to get further information.

Mr. Lindner responded that the conveyance of property as part of the annexation in Parkland is a separate issue. It is known that there is going to be significant development there, and that sets aside land for the district to construct schools there, to support the construction that is going to be in the area and as part of the master plan.

Mr. Lindner stated that this property is currently vacant with the exception of some small office staff; an affordable site because those portables are not being maintained. Mr. Lindner noted that there is a significant cost to the district in maintaining portables on the promise that the site might be re-occupied. Reminding that the item was workshopped twice, Mr. Lindner stated that the Board indicated that the property should be added to the list of surplus properties and pursue the possibility of marketing the property.

Mr. Lindner further stated that if the Board reviews the site and the numbers provided by the Boundaries department, there is almost 5,000 empty high school seats in the county. Failure to move boundaries will continue to leave those seats empty unless a decision is made. Remarking that the community has a robust charter school program, Mr. Lindner stated that there is risk that the property could be used as a charter school. Mr. Lindner asked the Board to consider whether the current capital shortfall is more important than spending additional capital to maintain the site on "win, place or show."

Approved in Open Board Meeting, March 20, 2012

Commenting on the workshop discussion, Mrs. Good stated that she expressed the same concerns at the workshop and the Board did not direct staff, as indicated in the agenda item, to do anything. Mrs. Good stated that the Board is working on a strategic plan, to look ahead with a goal, and the site has the potential to be used in many situations.

Ms. Dinnen stated she was very apprehensive eliminating any piece of property because many things can change quickly, such as a hurricane or an earthquake that would bring more people into the area. Ms. Dinnen inquired whether the 99 portables can be eliminated since they are difficult to maintain. She said this should not determine whether or not the property is kept.

Mr. Lindner responded that there is a cost associated to maintain the portables. If the plan includes that the property is going to be used as a search site or as administrative office space, the portables will need to be refurbished and maintained so that they can be immediately occupied.

Ms. Dinnen voiced concern with proceeding on the item until further information is provided. She offered to second Mrs. Rupert's motion to postpone.

Responding to Mrs. Korn's inquiry, Mr. Lindner stated that the spot survey is submitted to the state and the state gives the district permission to do whatever the district wants to do with the property. The time frame to do the spot survey and receive feedback can vary from two weeks to forty days, and there is no cost to the district other than the time of staff to conduct the survey. Mr. Lindner further stated that the state does not control what the district does with its property; the spot survey is the informational tool that tells the state what the district intends to do with the property.

Mrs. Korn stated if a spot survey is being conducted without a cost and the district does not have to ultimately follow through with it, she would prefer to do it now. Ultimately, if the decision is made to sell the property, a comprehensive overview would be more in line so the Board knows how it will affect the number of available seats and the potential of using the site for another use or a new building.

Mr. Carland advised that this is not the final step; the authority today is only to conduct a survey. By statute, if the survey indicates that the property can be declared unnecessary for educational purposes, it would have to come back to the Board for a formal motion and resolution to declare the property as such.

Approved in Open Board Meeting, March 20, 2012

Mrs. Good stated she is not ready to indicate that the property is unusable for educational purposes. Remarking that there are too many variables, Mrs. Good stated that the property may be used for something that no one has thought about yet. She said that everyone must think out of the box and find creative ways to bring kids back to the system.

Mr. Runcie stated that there are a lot of "moving parts" in terms of demographics, and a full and complete analysis of all facilities will take a few months. Mr. Runcie said if he had a piece of real estate it would be nice to know what the real estate is worth regardless of whether or not he disposes of the real estate; whether the district is holding onto \$30 million or \$40 million worth of property would be important to know, rather than guessing.

Mrs. Korn stated that this was one of the properties where staff indicated this is part of the pot of money that can potentially keep the district afloat. Mrs. Korn inquired what the impact would be if the property was removed.

Mr. Runcie stated that next year the Capital budget will be in deficit mode, and the district will begin to start using Operating dollars just to maintain its facilities. These are dollars that come out of the classroom, textbooks and maybe teachers. Mr. Runcie further stated that the decisions made on these pieces have a direct impact on students today, not tomorrow.

Mr. Lindner responded that the impact would be part of the plan that included the sale of these properties. Based upon an appraisal done on the two acres several years ago, there was an estimate of the district receiving several millions dollars for the site, more than \$5 million and less than \$10 million.

Ms. Dinnen opined that there is a big gap in seeking a spot survey and selling the property.

Mr. Lindner noted that this property was brought forward because people reached out to the district who were interested in the property.

Board Members requested that staff re-valuate this issue and come back to the Board with further analysis to clarify this item.

Mr. Carland concurred with Ms. Dinnen that if the item is not approved it can be brought back again pending further information.

Mrs. Rupert withdrew her offer of a Motion to Defer.

Ms. Dinnen removed her second.

Approved in Open Board Meeting, March 20, 2012

The following individuals addressed this item:

Rhonda Ward
Billy Davison

Following a vote on the item, Ms. Murray stated that the property has been used by four different schools over time and concurred that a study and background information is needed prior to the Board making a sound decision.

- J-3. Authorization to Conduct a Spot Survey to Amend the 2009-2014 State Educational Plant Survey and Enable the Disposition of the Coral Springs High School Acreage (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to authorize staff to conduct a spot survey to amend the 2009-2014 State Educational Plant Survey and enable the disposition of the Coral Springs High School 2.864 Acreage. Mrs. Bartleman was absent. (8-0 vote)

Section 1013.28, Florida Statutes, allows a school board to dispose of any land or real property that is by resolution of the Board, determined to be unnecessary for educational purposes as recommended in an educational plant survey.

On April 12, 2005, the School Board via Resolution No. 05-76, declared the Coral Springs High School 2.864 acreage site surplus. However, a spot survey was not conducted to enable the disposition of the acreage.

This item has been reviewed and approved as to form and legal content by the Office of the General Counsel.

There is no financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

The following individuals addressed this item:

Billy Davison
Rhonda Ward

- *J-4. Authorization to Conduct a Spot Survey to Amend the 2009-2014 State Educational Plant Survey and Enable the Disposition of the Oakland Park Elementary School Acreage (Approved)

Authorized staff to conduct a spot survey to amend the 2009-2014 State Educational Plant Survey and enable the disposition of the Oakland Park Elementary School 0.44 Acreage.

Approved in Open Board Meeting, March 20, 2012

Section 1013.28, Florida Statutes, allows a school board to dispose of any land or real property that is by resolution of the Board, determined to be unnecessary for educational purposes as recommended in an educational plant survey.

On March 19, 2007, the School Board via Resolution No. 07-82, declared the Oakland Park Elementary School 0.44 acreage site surplus. However, a spot survey was not conducted to enable the disposition of the acreage.

This item has been reviewed and approved as to form and legal content by the Office of the General Counsel.

There is no financial impact to the school district, therefore this item does not require a collaboration form from the Capital Budget Department.

J-5. Approve Contract Extension – Construction Services Emergency Projects IV – Bid No. 2009-02-FC (Not Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert, to approve the contract extension for an additional one-year period for Construction Services Emergency Projects IV, Bid No. 2009-02-FC. Mrs. Bartleman was absent. (0-8 vote)

The School Board of Broward County, Florida, approved the award of contracts for Construction Services Emergency Projects IV on June 2, 2009, with a contract period of three (3) years from the date of execution. The contracts may, by mutual agreement between The School Board of Broward County, Florida, and the Contractor, and upon final School Board approval, be extended for one (1) additional one-year period in the original amounts, at the sole discretion of The School Board of Broward County, Florida.

Scope of Work:

Establish a pool of qualified contractors to provide construction services and other related services, as needed, in response to declared emergencies such as, but not limited to, a hurricane impacting the district.

In the event of a declared emergency, funding for these services would come from District Reserves and staff would seek reimbursements from FEMA, the District's excess insurance carriers, or other appropriate agencies. This item does not require a collaboration form from the Capital Budget Department.

Approved in Open Board Meeting, March 20, 2012

Remarking that she was not in favor of extending the contract for another year, Mrs. Rich Levinson inquired why the contract is being extended rather than a re-bid.

Responding that there have not been significant increases in the Consumer Price Index, Mr. Lindner stated that the cost for construction or emergency services has not changed much over the past couple of years. Mr. Lindner stated this involves a significant amount of staff's time because it involves significant number of contractors. He stated that staff is currently focused on closing out projects as well as getting the Cooper City, Fort Lauderdale and South Broward high school pool projects prepared for bidding and award.

Mrs. Rich Levinson inquired whether the district uses the contractors from the lowest bidder first when there is an emergency.

Mr. Lindner responded that the contractors would only be used in the event of a natural disaster or something that required the district to access the emergency services contracts, and those prices are pre-determined in accordance with the contract.

Mrs. Rich Levinson stated that she could not support giving additional contracts to contractors when they have breached the contracts that they have been working on. She stated the contractors have had other problems that are not resolved, some of which are not minor problems.

Following the vote on the item, Mrs. Rich Levinson requested that staff bring forward another list of contractors who are not involved in legal proceedings with the district.

Mr. Lindner responded that he will discuss the course of action with legal counsel.

Responding to Mrs. Rupert's inquiry, Mr. Lindner stated that all litigation is discussed as part of the QSEC process and it has never been used as a disqualifier, because they are separate issues.

*J-6. Authorize Rejection of Responses – Continuing Contracts Building Code Inspections and Building Code Plan Review (Approved)

Approved the rejection of the responses received for RFQ No. 2010-33-FC – Continuing Contracts for Building Code Inspections and Building Code Plan Review.

Article V.A of the RFQ, authorizes the Board to reject all responses at any time prior to Board approval of the negotiated agreement. The reason for rejecting the proposals is that these services are no longer needed.

Response documents submitted by the proposers, staff evaluation documents and the Qualification Selection Evaluation Committee's score sheets are available at the Facilities and Construction Management Division.

There is no financial impact to the district.

K. OFFICE OF CHIEF FINANCIAL OFFICER

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

BB-1. Membership in National School Boards Association's National Affiliate Program – Council of Urban Boards of Education (CUBE) (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Korn and carried, to approve membership in the National School Boards Association's National Affiliate Program – Council of Urban Boards of Education (CUBE). Mrs. Bartleman was absent. (8-0 vote)

CUBE was established by the National School Boards Association (NSBA) in 1967. CUBE is the Urban component of NSBA's National Affiliate program. CUBE addresses the unique needs of School Board Members of the largest cities in the United States.

The benefits CUBE provides for large urban districts include: specialized federal lobbying and legal advocacy via a professional staff in Washington, D.C.; ad hoc topical reports especially for and about CUBE districts; survey findings, which profile our nation's urban schools; specialized forums to facilitate sharing of concerns, ideas, and "best practices" in the urban school setting; news from the urban public education arena via a bi-monthly newsletter; access to contacts and data from other urban districts; and in-depth analysis on issues in periodic reports and monographs.

Belonging to CUBE provides the district with added strength to address educational issues at a national level. When combined with membership in the Council of Great City Schools, the district becomes empowered with synergy to advance academic initiatives, educational opportunities and legislative changes, which are needed by large urban districts like Broward County.

The financial impact to the district is \$14,000. The source of funds is the School Board Members' department budget.

No discussion was held on this item.

CC. BOARD POLICIES

CC-1. Policy 6000.1: Student Progression Plan (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to adopt revisions to Policy 6000.1: Student Progression Plan, at this final reading. Mrs. Bartleman was absent. (8-0 vote)

This District Policy 6000.1 Work Group, convened subcommittees to address issues and formulate proposed changes to the District Student Progression Plan for 2011-12. A broad representation of District and school-based staff, along with parents and students, participated on the following subcommittees: High School Promotion, Middle School Promotion, Elementary School Promotion, Fifth Year Seniors, Overage for Grade, Exam Exemptions, Special Diploma Requirements, Mid-year Promotion and Life Management Skills Requirement. The recommendations of these committees were vetted throughout the District. Participants in the vetting process included District Administrative staff, elementary school principals, middle school principals, high school principals, District Advisory Council, ESE Advisory Council, ESOL Leadership Council, Area Advisory groups and Student Advisors to the School Board. Additional changes were recommended based upon changes to Florida State Statutes.

Following the vetting process, staff representing the Policy 6000.1 Work Group, provided Board Members with recommended changes at Board Workshops on September 27, 2011, and on October 25, 2011. A public forum was held on November 17, 2011. As a result of Board input, recommended changes are reflected in Policy 6000.1 revisions.

The Chart of Substantive Changes addresses all changes that are being recommended at this time.

The changes within the proposed Policy /Rule to implement Committee recommendations are not estimated to result in any economic impact upon persons affected by the Policy /Rule. The updates of the Policy /Rule to comply with new state law mandates are estimated to have a fiscal impact of at least \$4,000,000 to meet the technology requirements necessary for implementation.

Mrs. Rich Levinson inquired about the matrix with the changes and accompanying statutes for subsequent readings that she previously requested. Mrs. Rich Levinson stated that the changes were to align with the statute on a matrix with various changes, what was being deleted and added.

Approved in Open Board Meeting, March 20, 2012

Responding that the matrix was created, Ms. Laura Cohen, Coordinator, Guidance, BRACE and Academic Advisement, responded that staff was instructed that the same documentation must be submitted exactly as for the first reading.

Remarking that changes in the policy were not to be made, only the matrix explaining what is being done in the policy, Mrs. Rich Levinson requested that this be done in a user-friendly manner to read the document. Mrs. Rich Levinson expressed her displeasure about the timing of 6000.1 being finalized in February 2012 for the 2011-12 school year. She inquired how the schools were notified of the changes to the 2011-2012 school year, notifying middle school students who were taking high school classes and how that will change this year. She further inquired whether the Interim Reports have been sent to the students' homes who are earning D grades, which has been added.

Ms. Cohen responded that every one of the changes was addressed at each of the three advisory councils; addressed to every scheduler at Scheduling meetings and addressed to every guidance director through the guidance meetings. In addition, staff has visited several schools to present and they have been available through the presentations that were presented to the School Board at the workshops.

Mrs. Rich Levinson said she would like to ensure that middle school students taking high school classes are aware of the changes because this information is not being communicated to all the students. She stated there needs to be something put in place to ensure that middle school students are aware of how this will affect their high school Grade Point Average (GPA) going forward.

Mrs. Rich Levinson further stated that going forward she wants to ensure that Policy 6000.1 will be submitted to the Board in June and July 2012, to be approved in time for the 2012-2013 school year, and ensure that everything can go out to the students on time at the beginning of the school year.

Ms. Cohen informed that next week staff will be submitting Policy 6000.1 for the 2012-2013 school year.

Mrs. Rupert was under the impression that the College Placement Test (CPT) was being discontinued and moving strictly to the Postsecondary Education Readiness Test (PERT).

Ms. Cohen responded that throughout the remainder of this school year schools can use their remaining CPTs and starting next year it will be only PERT.

Approved in Open Board Meeting, March 20, 2012

- CC-2. Proposed Revised Job Description and Minimum Qualifications for the Project Manager I Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to adopt the proposed revised job description and minimum qualifications for the Project Manager I position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The results from the audit of the Physical Plant Operations (PPO) – Zone 4 Maintenance Facility recommended the revision of various job descriptions in the Facilities & Construction Management Division. The Project Manager I was one of the jobs identified. As per the audit recommendation, modifications were made to the goal and performance responsibilities of the job to incorporate the fundamental requirements set forth in F.S. 287.057 (14).

During the job study process, updates needed in the qualifications of the job were identified and had also been incorporated as part of the revision. The Compensation Committee has reviewed and approved changes to the job description, minimum requirements and performance responsibilities. Revision of the job description does not impact the pay grade or salary range of the job. These positions are filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

Referring to Agenda Items CC-2 through CC-10, Ms. Dinnen inquired whether these revised job descriptions affect the people who are currently holding these positions.

Ms. Diaz concurred that they are not affected and they are grandfathered in under the rules in which they were hired; when the job becomes vacant and a new person is hired for the job, they will fall under the new qualifications.

- CC-3. Proposed Revised Job Description and Minimum Qualifications for the Project Manager II Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to adopt the proposed revised job description and minimum qualifications for the Project Manager II position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

Approved in Open Board Meeting, March 20, 2012

The results from the audit of the Physical Plant Operations (PPO) – Zone 4 Maintenance Facility recommended the revision of various job descriptions in the Facilities & Construction Management Division. The Project Manager II was one of the jobs identified. As per the audit recommendation, modifications were made to the goal and performance responsibilities of the job to incorporate the fundamental requirements set forth in F.S. 287.057 (14). During the job study process, updates needed in the qualifications of the job were identified and had also been incorporated as part of the revision. The Compensation Committee has reviewed and approved changes to the job description, minimum requirements and performance responsibilities. Revision of the job description does not impact the pay grade or salary range of the job. These positions are filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

No discussion was held on this item.

- CC-4. Proposed Revised Job Description, Minimum Qualifications and Job Title for the Project Manager III Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Mrs. Good, seconded by Ms. Dinnen and carried, to adopt the proposed revised job description, minimum qualifications and job title for the Project Manager III position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The results from the audit of the Physical Plant Operations (PPO) – Zone 4 Maintenance Facility recommended the revision of various job descriptions in the Facilities & Construction Management Division. The Project Manager III was one of the jobs identified. As per the audit recommendation, modifications were made to the goal and performance responsibilities of the job to incorporate the fundamental requirements set forth in F.S. 287.057 (14). During the job study process, updates needed in the qualifications of the job were identified and had also been incorporated as part of the revision. The Compensation Committee has reviewed and approved changes to the job description, minimum requirements and performance responsibilities.

Revision of the job description does not impact the pay grade or salary range of the job. These positions are filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

Approved in Open Board Meeting, March 20, 2012

No discussion was held on this item.

- CC-5. Proposed Revised Job Description and Minimum Qualifications for the Director, Design & Construction Contracts Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to adopt the proposed revised job description and minimum qualifications for the Director, Design & Construction Contracts position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The results from the audit of the Physical Plant Operations (PPO) – Zone 4 Maintenance Facility recommended the revision of various job descriptions in the Facilities & Construction Management Division. The Director, Design & Construction Contracts was one of the jobs identified. As per the audit recommendation, modifications were made to the goal and performance responsibilities of the job to incorporate the fundamental requirements set forth in F.S. 287.057 (14). During the job study process, updates needed in the qualifications of the job were identified and had also been incorporated as part of the revision. The Compensation Committee has reviewed and approved changes to the job description, minimum requirements and performance responsibilities. Revision of the job description does not impact the pay grade or salary range of the job. This position is filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

No discussion was held on this item.

- CC-6. Proposed Revised Job Description and Minimum Qualifications for the Manager, Safety Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Leach and carried, to adopt the proposed revised job description and minimum qualifications for the Manager, Safety position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The revision of the Manager, Safety job description was recommended to align and clarify the minimum qualifications of the job and the expectations of the position.

Approved in Open Board Meeting, March 20, 2012

The position is vacant and will require the required advertising and hiring practices to fill the position. The Compensation Committee has reviewed and approved changes to the job description, minimum requirements and performance responsibilities. Revision of the job description does not impact the pay grade or salary range of the position. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

Mrs. Good requested an amendment to include Agenda Item CC-6 through Agenda Item CC-10, since they are all job descriptions and final readings.

Motion (Carried)

Motion was made by Mrs. Good, seconded by Ms. Dinnen and carried, to amend the agenda item, to include Agenda Item CC-6 through Agenda Item CC-10 for final reading and approval. Mrs. Bartleman was absent. (8-0 vote)

CC-7. Proposed Revised Job Description and Minimum Qualifications for the Plans Examiner/Inspector – Building, Roofing, Fire, Mechanical, Plumbing, and Electrical Positions for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Leach and carried, to adopt the proposed revised job description and minimum qualifications for the Plans Examiner/Inspector – Building, Roofing, Fire, Mechanical, Plumbing, and Electrical positions for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

During the Regular School Board Meeting of October 9, 2011, the Board recommended a revision to the years of experience to be within a certain period of time to qualify for a job. Minimum requirements for all positions with a minimum of five (5) years of experience should be within the last ten (10) years; minimum of eight (8) years of experience should be within the last thirteen (13) years and minimum requirements of ten (10) years of experience should be with the last fifteen (15) years. The revision of the Plans Examiner/Inspector – Building, Roofing, Fire, Mechanical, Plumbing, and Electrical job descriptions includes these recommendations. The Compensation Committee has reviewed and approved changes to the job description and minimum requirements. Revision of the job descriptions does not impact the pay grade or salary range of the job. These positions are filled and will not require any staffing changes. See Executive Summary.

Approved in Open Board Meeting, March 20, 2012

There is no additional financial impact to the district. The funding is allocated for these positions within the department's budget.

This item was approved under Agenda Item CC-6.

- CC-8. Proposed New Job Description and Minimum Qualifications for the Certified Teacher Assistant – Early Head Start Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Leach and carried, to adopt the proposed new job description and minimum qualifications for the Certified Teacher Assistant – Early Head Start position for The School Board of Broward County, Florida. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The job description for the Certified Teacher Assistant – Early Head Start position has been created to ensure that all Educational Professionals who work in the Early Head Start classrooms meet the Head Start Act of 2007 requirements. The Compensation Committee has reviewed and approved the new job description. These positions are filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

This item was approved under Agenda Item CC-6.

- CC-9. Proposed New Job Description and Minimum Qualifications for the Certified Teacher Assistant – Head Start Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Leach and carried, to adopt the proposed new job description and minimum qualifications for the Certified Teacher Assistant – Head Start position for The School Board of Broward County, Florida. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

The job description for the Certified Teacher Assistant – Head Start position has been created to ensure that all Educational Professionals who work in the Head Start classrooms meet the Head Start Act of 2007 requirements. The Compensation Committee has reviewed and approved the new job description. These positions are filled and will not require any staffing changes. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

Approved in Open Board Meeting, March 20, 2012

This item was approved under Agenda Item CC-6.

- CC-10. Proposed Revised Job Description, Minimum Qualifications and Job Title for the Curriculum Specialist, Career, Technical, Adult, and Community Education Position for The School Board of Broward County, Florida (Adopted)

Motion was made by Ms. Dinnen, seconded by Mrs. Leach and carried, to adopt the proposed revised job description and minimum qualifications for the Curriculum Specialist, Career, Technical, Adult, and Community Education position for The School Board of Broward County, Florida 2011-2012 Organizational Chart. This is the final reading. Mrs. Bartleman was absent. (8-0 vote)

Modifications to the current job description were necessary in order to differentiate the minimum requirements of education and work experience in the Health/Science Nursing field from the other fields in the Career, Technical, Adult, and Community Education. The job description has been revised and subdivided into two job descriptions to update and align the requirements in the fields of the Health/Science Nursing, the Adult and Community Education, the Business, Marketing & Diversified Education, the Family & Consumer Science, the Industrial Education, and the Technology & Agriscience Education. Changes to the revised job description have been reviewed and approved by the Compensation Committee. Revision of the job description does not impact the pay grade or salary range of the position. See Executive Summary.

There is no additional financial impact to the district. The funding is allocated for the position within the department's budget.

This item was approved under Agenda Item CC-6.

DD. OFFICE OF THE CHIEF AUDITOR

- DD-1. Internal Audit Report – Audit of the Internal Funds of Selected Schools in the North, South and Central Areas (Received)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to receive Internal Audit Report – Audit of the Internal Funds of Selected Schools in the North, South and Central Areas. Mrs. Bartleman was absent. (8-0 vote)

Audit of the Internal Funds of Selected Schools were performed, as authorized by the Florida State Board of Education Administrative Rule 6A-1.087(2), and School Board Policy 1002.1.

Approved in Open Board Meeting, March 20, 2012

The Audit report represents 23 schools in which a total of 20 schools had no exceptions and 3 schools had exceptions.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 2, 2012 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Referring to Blanche Ely High School, Mrs. Rich Levinson inquired whether the bookkeeper has been working for a long period of time in the school district. Mrs. Rich Levinson stated that she wanted assurance that people who did not perform satisfactorily are not being moved, or they are being left in positions where it is obvious they are not performing satisfactorily from prior audits and current audits. She noted this also reflects on the principal who oversees the bookkeeper.

Mr. Patrick Reilly, Chief Auditor, Office of the Chief Auditor, responded that he did not have information on the bookkeeper.

Mrs. Sharon Airaghi, North Area Superintendent, informed that her office is involved and is handling the appropriate documented consequences for repeated audit exceptions with the bookkeeper. In addition, the North Area Business Analyst is conducting unexpected visits. During his first visit he went in unannounced and is following these items closely, as well as providing on-site training for the bookkeeper and the administrator in charge of internal accounts at the school.

Noting that this is the same response the Board receives every time, Mrs. Rich Levinson requested that staff ascertain how long the employee has been in the position and what is occurring with these audits so that repeat exceptions do not continue.

Mr. Reilly stated that audit staff goes to the schools and conduct a spot check after an audit is taken, to see how they are doing after two months to ensure that the corrective action has been taken.

Mrs. Good applauded the schools with no exceptions and thanked staff for their follow-up.

Concurring, Mr. Reilly stated that 20 out of 23 schools had clean audits.

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Mrs. Korn referred to Plantation High School's exceptions, stating that it appears this relates to one or two people responsible for the exceptions and that the procedures may be covered under basic training. She inquired where the shortfall occurred, whether staff or a staff member were not prepared to follow the correct procedures.

Mr. Reilly was of the opinion that the procedures were in place and staff was aware of the procedures, but there were certain payroll periods that staff did not follow the requirement that has to do with the process of approving the payroll for that two-week period.

Remarking that in this case there was not a repeat exception, Mrs. Korn stated that in the future, if it comes back again she hopes the responses are not similar.

Mrs. Leach inquired whether the bookkeeper at Blanche Ely is still in the same position.

Mr. Reilly responded that the bookkeeper being referred to works at Boyd Anderson High School and had been there during this audit period.

Ms. Dinnen stated that the principal at Plantation was upset about the audit exception which indicates it was not a big pattern at Plantation; it was an easy fix and something they have to pay attention to.

The following individual addressed this item:

Billy Davison

DD-2. Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2011-2012 (Received)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to receive Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2011-2012. Mrs. Bartleman was absent. (8-0 vote)

Property and Inventory Audits of Selected Locations were performed, as authorized by the Florida Statute 274.02(2), The Rules of the Florida Administrative Code, Section 69I-72, School Board Policy 1002.1, and School Board Policy 3204.

The Audit report represents 37 locations in which a total of 36 locations had no exceptions and 1 location had exceptions.

Approved in Open Board Meeting, March 20, 2012

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 2, 2012 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Commending the 36 of 37 locations who had no exceptions, Mrs. Rich Levinson stated that the total shortage on the inventory audit was .003 percent, less than 1 percent. Mrs. Rich Levinson praised the principals and schools included in the audit for doing a fine job with controlling their assets.

Concurring, Ms. Dinnen stated that it is phenomenal that the record has improved so much, especially in the property inventory area.

- DD-3. State of Florida Auditor General Report No. 2012-006 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students, and Student Transportation for the Fiscal Year Ended June 30, 2010, and Internal Audit Report – 2010 State FTE Audit Advisory (Received)

Motion was made by Mrs. Good, seconded by Ms. Dinnen and carried, to receive State of Florida Auditor General Report No. 2012-006 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 30, 2010, and Internal Audit Report – 2010 State FTE Audit Advisory. Mrs. Bartleman was absent. (8-0 vote)

As part of the continued effort to improve accountability, the Auditor General, State of Florida performed the Broward County District School Board – Florida Education Finance Program (FEFP), Full-Time Equivalent (FTE) Students, and Student Transportation Audit for the Fiscal Year Ended June 30, 2010. Except for the material noncompliance mentioned below involving teachers and the reporting of, and preparation and maintenance of supporting documentation for, students in ESOL, ESE Support Levels 4 and 5, and Career Education 9-12 (OJT), and student transportation, the Broward County District School Board complied, in all material respects, with State requirements regarding the determination and reporting of full-time equivalent (FTE) students under the Florida Education Finance Program (FEFP) and the number of students transported for the fiscal year ended June 30, 2010. Of the 332 teachers sampled, 55 did not meet State requirements governing certification, School Board approval of out-of-field teacher assignments, notification of parents regarding out-of-field teachers, or the earning of required in-service training points in ESOL strategies.

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Exceptions were noted involving 183 of the 511 students in the ESOL sample, 109 of the 611 students in the ESE Support Levels 4 and 5 sample, and 71 of the 234 students in the Career Education 9-12 (OJT) sample. These exceptions involved reporting errors or records that were not properly and accurately prepared or were missing and could not be located. Of the 659 transported students sampled, 154 had exceptions involving their reported ridership category or eligibility for State transportation funding. Exceptions citing 4,178 non-sample students were also noted. Noncompliance related to FTE resulted in 163 findings.

The resulting audit adjustments to the District's reported, Unweighted FTE totaled a negative 12.6099 FTE, but have a potential impact on the District's weighted FTE of a negative 199.2782 FTE. Noncompliance related to student transportation resulted in 15 findings and a net audit adjustment of a negative 4,085 students. The ultimate resolution of the FTE and student transportation audit adjustments and the computation of their financial impact is the responsibility of FDOE.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 2, 2012 meeting.

On February 8, 2012, the Office of the Chief Auditor received notification that the 2010 FEFP adjustment calculated by the FDOE Office of Funding and Financial Reporting is negative \$529,208, with a Transportation adjustment of negative \$745,767.

The Auditor General Report is available online via the Broward County Public Schools eAgenda at:
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>

The source of funds to perform the FTE Audit Report is the Auditor General, State of Florida's Budget Allocation.

Noting that the audit is not conducted by the district's Audit department, Mrs. Rich Levinson stated that the state's audit refers to the areas of exception made to teacher certification. She voiced concern that every time teachers out of field are approved the Board is told that everything is in order and they are taking the proper classes, and the documentation is being taken care of.

Mrs. Rich Levinson referred to the ESE matrix not being reviewed and updated with each IEP.

Ms. Diaz, referring to the teacher certification, clarified that the exceptions relate to parent reporting, a requirement that parents are advised when a teacher is out of field. It is not in regards to the individual not taking their course work, which is the majority issue in the reporting that is shown.

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Ms. Diaz stated there was not complete reporting to the parents, through newsletter or a notification, that the teacher is out of field.

Mrs. Rich Levinson inquired why there is not 100 percent reporting to the parents.

Ms. Diaz responded that principals are reminded; a monthly running of the reports are provided to advise principals as a reminder. She indicated that through this new process being instituted there has been a big reduction of exceptions. Ms. Diaz informed that the process also includes a form letter that can be printed out with the teacher's name that can directly be sent out to the parents.

Referring to Baudhuin and North Lauderdale Charter, Mrs. Rich Levinson inquired whether the money is charged back to those agencies, whether they pay what the district is being fined for them being out of compliance on those issues.

Responding affirmatively, Mr. Reilly stated that it would flow back to them as a loser of that funding. The district does not absorb the loss for the two schools.

Mrs. Rich Levinson referred to the ESE Student Documentation, the biggest category in the audit.

Informing that there were back-to-back audits, Dr. Joanne Harrison, Deputy Superintendent, Educational Programs and Student Support Services, stated that staff did not have the first audit finding before the second audit occurred. As a result, staff has locked out the IEP process so that the matrix cannot continue; the audit findings were not available for correction. Dr. Harrison further stated that the even though the schools had been trained and they understood the process, the ESE specialists were trained for three days and the principals were trained for one day, and the tool that they can use was changed so that this problem does not re-occur. She noted that staff has been assured that when the next audit will be submitted (it could come immediately) that these issues have been corrected and every staff has been trained.

Mrs. Rich Levinson inquired as to the ELL Student Documentation.

Ms. Victoria Saldala, Director, ESOL and PreK-2, informed that one audit finding was not submitted in time to correct prior to the second audit finding. Ms. Saldala stated that some of the immediate placements have been on-site visits to the schools to conduct "mini" audits of the paperwork; developing monthly checklists for ESOL contacts at each school, reminding them every month of the items that need to be updated in TERMS as well as in the record keeping.

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Ms. Saldala further stated that the ongoing ESOL meetings are held with the schools, as well as CAB Conference and other pieces such as the ESOL handbook that they can refer to. She informed that staff works with the principals at the schools, Area Directors and Area Superintendents to conduct these onsite visits, followed by a debriefing that allows them time to make corrections and schedule a second visit.

Mrs. Rich Levinson noted that every FTE dollar that is lost is crucial to the district and there must be 100 percent efficiency to ensure that every dollar is protected.

Responding to Ms. Dinnen's inquiry, Mr. Reilly stated there was very little lag time for corrections to be made prior to the second audit. He informed that audits are usually every 3 years and this time it was at the 9 year and 10 year time frames. Mr. Reilly further stated that the key is to always be ready for an audit, procedures should be followed and not only to meet the audit needs. He noted that audits are becoming random and they are no longer adhering to a 3-year audit program.

Ms. Dinnen inquired about the appeal process, whether there is a basis for the appeal.

Mr. Reilly, who confirmed that there is a basis for an appeal, spoke of an item regarding an outside company that was providing services for high school students and missing attendance sheets, a \$4.5 million issue, but another means was used to show access of computers by students which substituted for the missing attendance sheets.

Mr. Reilly further stated that after the FTE Audit Advisory was conducted, a final calculation was made based on various caps which did reduce what they originally reported for FTE Financial Reporting, from \$1 million to \$742,529 in Transportation.

Concurring that every FTE dollar is valuable, Ms. Dinnen stated that this report shows improvements from some reports in the past.

Mr. Reilly concurred that in certain areas this would be true. The summary in the reports provides a breakdown of FTE amounts that was lost; some issues have been chronic and some things have been corrected.

Mrs. Korn discussed the Transportation audit section and the timing of the district's response, which came back on August 4, 2011. Remarking that there is new leadership in this department, Mrs. Korn inquired whether the response as to implementation will change or whether this will be restated and resubmitted. Mrs. Korn stated that a different approach may be taken than what is stated in the report.

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Mr. Reilly responded that Mr. Charles Tindall, Director, Student Transportation and Fleet Services, attended the Audit Committee and explained what corrective action he was going to take. Mr. Reilly was of the opinion that the original response will not conflict with what needs to be done to correct the issues in that area.

The following individual addressed this item:

Rhonda Ward

DD-4. Current Status Update of the Audit of the Facilities & Construction Management Division Bidding and Bid Opening Process – January 2012
(Received)

Motion was made by Mrs. Rupert, seconded by Ms. Dinnen and carried, to receive Current Status Update of the Audit of the Facilities & Construction Management Division Bidding and Bid Opening Process – January 2012. Mrs. Bartleman was absent. (8-0 vote)

In accordance with the 2011-2012 Audit Plan, the Office of the Chief Auditor has performed a Current Status Update of the Facilities & Construction (F&CM) Management Division's Bidding and Bid Opening Process. The objective of this audit was to review current status responses; review and analyze actions taken to address the findings and recommendations in the original audit report; determine and document the current bidding process, including the bid opening process and note any differences from the previously audited bid opening process; and report recommendations to the administration, Audit Committee and School Board, if needed.

Our Current Status Update of the F&CM Division's Bidding and Bid Opening Process contains updates from the Deputy Superintendent of the F&CM Division on our recommendations from the original audit. Of the original seven (7) findings and eleven (11) recommendations, F&CM has taken action and now reports that ten (10) recommendations are stated as being "completed", and one (1) as being "in progress". It is the opinion of the Office of the Chief Auditor that seven (7) recommendations have been "completed", one (1) recommendation is "in-progress" and three (3) recommendations are considered "closed" (Findings #3, 5, and 7). Management has selected alternative procedures that differ from the auditors' recommendations.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 2, 2012 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

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Ms. Dinnen requested clarification to the Summary Explanation and Background, last sentence in the last paragraph: "Management has selected alternative procedures that differ from the auditors' recommendations."

Mr. Reilly responded that there were 11 recommendations made, all of which were clear except for three; there was an alternative method used by Facilities to handle the problem. Mr. Reilly stated that it is viewed as completed because it is not exactly what was recommended. As an example, Mr. Reilly stated that one of the items dealt with a bid going out and the contractor does not have the appropriate bonding capacity for what auditors think the project is going to yield. If there is a \$10 million project and there is a bonding capacity of \$8 million, whether or not those bids should be open because they do not have the bonding capacity. Mr. Reilly further stated there is an alternative recommendation made by staff, but he was of the opinion to have a structural percentage.

Ms. Dinnen inquired about the change in the law diminishing the transparency of the bid opening process.

Mr. Reilly responded that one of the recommendations of the Grand Jury Report was that staff be present at some of the bid openings. He stated that he discussed the change in law with the Legal department.

Mrs. Rupert inquired whether someone from the Facilities Task Force can attend.

Mr. Reilly responded that staff continues to attend and the meetings are open to the public. The information can be obtained 30 days after the bid opening but a vendor will not know who the competition is price-wise as in the past.

The following individual addressed this item:

Ernestine Tai

DD-5. Audit of the Family Counseling Behavioral Health Program Grant for the Period Ended September 30, 2011 (Received)

Motion was made by Mrs. Leach, seconded by Ms. Dinnen and carried, to receive Audit of the Family Counseling Behavioral Health Program Grant for the Period Ended September 30, 2011. Mrs. Bartleman was absent. (8-0 vote)

As required by the Agreement with Broward County, we audited the

Approved in Open Board Meeting, March 20, 2012

Statement of Grant Assistance for The School Board of Broward County, Family County Behavioral Health Program Grant for the period ended September 30, 2011. The Audit included a review of the District's accounting procedures and internal controls relating to the grant. In our opinion, the Statement of Grant Assistance presents fairly, in all material respects, the cash receipts and disbursements of the grant for the year then ended. Additionally, no funds including interest earned on such funds are due back to Broward County.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's February 2, 2012 meeting.

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor. There is no additional financial impact to the school district.

Mrs. Rich Levinson commended Ms. Kathrine Francis, Executive Director, Student Support Services & ESE, and staff for the positive audit on the district's accounting procedures and internal controls relating to this grant.

EE. CHIEF OPERATIONS OFFICER

FF. CURRICULUM/EDUCATIONAL PROGRAMS & STUDENT SUPPORT

FF-1. Grant Applications (Approved)

Motion was made by Mrs. Leach, seconded by Mrs. Good and carried, to approve the submission of grant applications to: Mrs. Bartleman was absent. (8-0 vote)

- A. Broward Autism Society Grant, \$1,000
- B. Florida Agriculture in the Classroom Grant, \$1,000
- C. Muhammad Ali Peace Center Peace Garden Grant, \$500
- D. Network for Teaching Entrepreneurship, \$800
- E. Target Field Trip Grant, \$1,892
- F. Title I School Improvement Initiative 1003(a), \$1,003,799

Copies of the full grant applications are available at the Board Members' Office on the 14th floor of the KC Wright Building.

The potential positive financial impact is \$1,008,991 from various sources. There is no additional financial impact to the district.

Mrs. Leach thanked the Grants department for working very diligently to find dollars for the classroom.

Approved in Open Board Meeting, March 20, 2012

The following individual addressed this item:

Rhonda Ward

- FF-2. Amendment to the Continuation Contract of the Florida First Start Program with the Early Learning Coalition of Broward County, Inc.
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve the Amendment to the Continuation Contract of the Florida First Start Program between The School Board of Broward County, Florida, and the Early Learning Coalition of Broward County, Inc. Mrs. Bartleman was absent. (8-0 vote)

The contract amendment from the Early Learning Coalition (ELC) of Broward County, Inc., will decrease the total contracted amount by \$30,013 from \$504,790 to \$474,777, due to state budget reduction. In order to minimize the negative impact to the services students and their families receive through this grant, the following line item allocations were reduced: Fringe Benefits/Retirement of Personnel; Transportation and Admission to Field Trips; Office & Program Supplies; Printing; Dues and Subscriptions; and Specific Assistance to Individuals (e.g. diapers, wipes, baby shampoo).

The original contract (SBBC-FFS-12-ELC6), was approved by The School Board of Broward County, Florida, on June 21, 2011.

This amendment has been reviewed and approved as to form and legal content by the Office of the General Counsel. The ELC will sign this amendment following the School Board approval.

The financial impact to the district is \$30,013. The source of funds is the ELC Grant. There is no additional financial impact to the district.

No discussion was held on this item.

GG. HUMAN RESOURCES

HH. ATTORNEY

- HH-1. Completion Agreement between The School Board of Broward County, Florida, and Di Pompeo Construction Corp.
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve the Completion Agreement between The School Board of Broward County, Florida, and Di Pompeo Construction Corp. **This item was revised to the language contained in the Financial Impact.** Mrs. Bartleman was absent. (8-0 vote)

Approved in Open Board Meeting, March 20, 2012

The School Board of Broward County, Florida, (the "SBBC"), entered into a Contract, dated April 21, 2009, with Di Pompeo Construction Corp., ("DI POMPEO") for the construction of a New Swimming Facility located at Northeast High School (P.000229, f.k.a. 1241-22-02), (the "Project").

During construction of the Project, DI POMPEO performed extra work at the request of SBBC and for which DI POMPEO is entitled to an increase in the Contract Sum. In addition, DI POMPEO performed work pursuant to allowances specified in the Contract; however, the actual resulting cost of such work entitles the SBBC to receive a decrease in the Contract Sum.

Although the Project is complete, there remains a dispute between the Parties concerning DI POMPEO's entitlement to additional time and monetary compensation for delay, which is prohibited under the "no damages for delay" provisions of the Contract.

This Completion Agreement resolves the *undisputed* portions of DI POMPEO's claims, provides for payment of such undisputed sums, provides for a credit to the contract amount for unused allowances, provides for the right of DI POMPEO to pursue the disputed portions of its claims through litigation, and requires such litigation to be filed and served within 90 days of rejection of a final time-impact analysis ("Final TIA") to be submitted by DI POMPEO.

This Completion Agreement more efficiently disposes of the disputed claims by limiting the period in which a lawsuit could be filed and eliminates entitlement to any pre-judgment interest on the undisputed amounts to the contract.

The Project has received both a Certificate of Occupancy (OEF 110B), and a Certificate of Final Inspection (OEF 209). Both documents were signed by the Building Official on October 24, 2011.

The recommendation for Final Acceptance of the Project and release of retainage by the SBBC will be placed upon a future Board Meeting agenda.

District staff and the General Counsel's Office recommend approval of the Completion Agreement as a fair, reasonable and cost-effective resolution of the undisputed portions of DI POMPEO's claims.

The financial impact to the district is a ~~CREDIT~~ in the amount of \$48,736.

No discussion was held on this item.

II. OFFICE OF THE SUPERINTENDENT

JJ. FACILITIES AND CONSTRUCTION MANAGEMENT

- JJ-1. Replacement of Existing Scoreboard – Regional Athletic Facility – Blanche Ely High School, Pompano Beach – Project No. P.000067 (f.k.a. 0361-25-01) (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve additional appropriation in the amount of \$55,000 for the replacement of the existing scoreboard at the new Regional Athletic Facility at Blanche Ely High School. Mrs. Bartleman was absent. (8-0 vote)

To conserve funds, construction of the new Regional Athletic Facility did not include replacement of the existing scoreboard. This item requests funding in the amount of \$55,000 for a new, larger scoreboard. The balance of the cost of the new scoreboard will be raised by the School Administration in the form of donations from alumni and other community supporters. This scoreboard can be installed on the north or south end of the football field.

The \$55,000 will come from the Capital Projects Reserve.

Mrs. Rupert thanked the School Board, the Superintendent and the community for working together on a resolution to this issue. She inquired about the cost of the scoreboards for Deerfield Beach and Coconut Creek high schools.

Mr. Lindner responded that the scoreboards are approximately \$25,000 apiece; Coconut Creek's scoreboard was completed last year and Deerfield's scoreboard was completed two years ago. The range of costs is a low of \$23,000 and a high of \$40,000.

Mrs. Rupert requested a policy that addresses this issue since the Blanche Ely community brought this forward.

Concurring, Mr. Runcie stated that the district wants to encourage other schools to go out and raise funds for various school projects and participate in a fair and consistent manner across the Board.

Mrs. Rich Levinson requested an update of the project and where the balance of the funds is going to come from.

Approved in Open Board Meeting, March 20, 2012

The Superintendent stated that in conversation with the principal and community representatives there is an understanding that the School Board will participate and invest at the level that is identified in the agenda item, \$55,000.

Mr. Runcie informed that the community has to date raised \$52,000 and there are a couple of additional avenues being pursued for additional funding. The community is being given time to pursue that funding and come back to the Board, and then a final price for the scoreboard will be determined, working with the community to select a model that meets the requirements and expectations of everyone. The project will subsequently move forward at that time.

Ms. Dinnen thanked the Superintendent, staff, and the community for their patience. She spoke of the hope that Fort Lauderdale High School will have a stadium with a scoreboard.

Mr. Runcie noted that West Broward High School, a new school, has a nice football field and they do not have seating due to lack of funds. He concurred that there are a lot of needs in the district, which is highlighted by cutting \$1.8 billion from the Five-Year Plan.

Ms. Dinnen, who commended the excellent efforts of Blanche Ely, stated said that they should be used as an example for other school communities.

Mrs. Korn stated that this issue can be addressed when the Five-Year Plan is brought before the Board, identifying the dwindling dollars. She noted there may be some more losses based on legislation in terms of the district's available funds. Mrs. Korn was of the opinion that other school communities will realize that resources can go further by making a commitment and that the district is going to meet that commitment.

The following individuals addressed this item:

Ernestine Price
Reverend Adrena Houston Brown
Rhonda Ward
Ernestine Tai

Mr. Williams thanked the School Board and the efforts of the Blanche Ely community for meeting extensively so that the students get the best, one of the many projects that are occurring within the community. Mr. Williams stated that it has been very rewarding working with the community.

Approved in Open Board Meeting, March 20, 2012

- JJ-2. Award of Contract – Burke Construction Group, Inc. –
Cosmetology Lab Renovations – Sheridan Technical Center, Hollywood
– Project No. P.000197 (f.k.a.1051-25-07) (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Award of a Construction Contract for Sheridan Technical Center, Cosmetology Lab Renovations, Project No. P.000197, to the low bidder meeting the bid specifications, Burke Construction Group, Inc., in the amount of \$1,255,000. Mrs. Bartleman was absent. (8-0 vote)

Project Consultant: T.Y. Lin International
Contractor: Burke Construction Group, Inc.

Scope of Work:

Renovate approximately 12,000 square feet of the existing Cosmetology Lab Building.

Document 00200, Instructions To Bidders, specifies that the Agreement is to be provided to the Contractor after the award is approved by the Board. Therefore, the Agreement is executed after award and is not available at the time of award.

The total estimated cost of this project is \$1,500,000. The source of funds for this project is the Workforce Development Fund.

No discussion was held on this item.

- JJ-3. Nova Southeastern University 2012 Office of Residential Life and
Housing Conference Contract (Approved)

Motion was made by Mrs. Good, seconded by Mrs. Rupert and carried, to approve Use Agreement with Nova Southeastern University (NSU) for the 2012 South Florida Leadership Training Camp. Mrs. Bartleman was absent. (8-0 vote)

Nova Southeastern University will be the site for the South Florida Summer Leadership Training Camp (SFLTC). Approximately 300 students will be participating at the camp. SFLTC will be held from July 16 through July 20, 2012. This year, funding for the leadership camp is generated by student registration fees paid by schools, businesses and school/club organizations. The registration fee per student is \$350.

This Contract has been reviewed and approved as to form and legal content by the Office of the General Counsel.

Approved in Open Board Meeting, March 20, 2012

There is no financial impact to the school district. The source of funds is the registration fees paid by schools and donations raised from businesses.

Mrs. Good, who remarked that fundraising efforts are taking place to pay for the costs, thanked staff for hearing the Board Members' concerns and moving forward in a manner that still allows the students to participate in the Leadership Training Camp. Mrs. Good stated this will provide another creative way in which to pay for these activities.

JJ-4. Change Order – Colbert Elementary, Project No. P.000039 – Phase II of Phased Replacement (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #9 for Colbert Elementary, Project No. P.000039, Phase II of Phased Replacement. Mrs. Bartleman was absent. Mrs. Good voted "no." (7-1 vote)

<u>Colbert Elementary</u>	Change Order 09	\$4,463
Owner Request	\$4,463	

This project is appropriated in the Adopted District Educational Facilities Plan (September 8, 2011) and in the District's Capital Budget.

Mrs. Korn inquired why the name was not included in the project.

Mrs. Good stated that she had the same concern and will not be supporting the item.

Remarking that she spoke with Mr. Lindner on this item, Mrs. Leach inquired whether there is currently a sign on the building that can be moved. She stated that at some point there must be a sign at the school.

Mr. Lindner responded that the work has been done; the sign was inadvertently left out of the Design Criteria and the building was positioned in a different direction from the original use of the building. Mr. Lindner stated that the project was approved and the building was permitted without the school name on it. Mr. Lindner further stated that he will provide the information regarding whether district staff or an outside architect designed the project.

The following individual addressed this item:

Rhonda Ward

Approved in Open Board Meeting, March 20, 2012

- JJ-5. Change Order – Cypress Elementary, Project No. P.000346 – New Food Service Multipurpose Building, Renovations and Site Improvements
(Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Good and carried, to approve Change Order #3 for Cypress Elementary, Project No. P.000346, New Food Service Multipurpose Building, Renovations and Site Improvements. Approve an additional appropriation of \$224,964 from the Capital Projects Reserve. A roll-call vote was taken. Mrs. Bartleman was absent. Ms. Dinnen, Mrs. Korn, Mrs. Leach, Mrs. Rich Levinson, Ms. Murray and Mr. Williams voted “yes.” Mrs. Good and Mrs. Rupert voted “no.” (6-2 vote)

<u>Cypress Elementary</u>	Change Order 03	\$395,118
Owner Request	\$395,118	

An additional financial impact of \$224,964 will come from the Capital Projects Reserve.

Remarking that the amount was due to a rain event, Ms. Dinnen stated that the information indicates that the lack of storm drainage was the responsibility of the city. Ms. Dinnen inquired whether the district will bear any costs or get a reimbursement.

Mr. Lindner responded that the school’s original design had most of the city’s water entering the campus; the project was originally awarded in 2007 and a rain event occurred right before the Notice to Proceed (NTP) was issued in 2009, which flooded out the parking lot and the campus. Mr. Lindner stated that a decision was made by staff and the consulting engineer to redesign the drainage so the water could move off campus and protect the campus from the city’s poor drainage system. The cost includes the credit for the original design of the drain tanks.

Referring to the need for the fire alarm and fire sprinkler systems, Mrs. Korn informed her colleagues that as she read the item it appeared that the district was cutting back on something and it was costing more money. She stated the work was going to be done in-house and not under this contract.

Referring to item 012, Mrs. Korn stated that in lieu of remodeling the existing cafeteria, the change created additional rooms within the building. Indicating that she spoke to staff about the previous Board amending the professional services in 2010, Mrs. Korn voiced concern that this Board is making a change order approval for work that may not have been the highest priority at that time.

Approved in Open Board Meeting, March 20, 2012

Mr. Lindner responded that the priority today is still to reduce permanent capacity; at that time staff did not want to build extra classrooms which is what drove the decision to redesign this space. This would have resulted in additional classrooms at schools that were under-enrolled. Mr. Lindner stated that the cost of the work is not known until the space is redesigned, but they issued this project knowing that the space would have to be redesigned. Mr. Lindner further stated that the design was re-used from a previous design in 2005 and per statute the design cannot be changed unless it is done by change order.

Mr. Lindner informed that in 2009 when these issues were discussed staff had no idea that the district would still be in the financial situation as it is today, and with the forecast to continue.

Mrs. Good inquired whether the Audit department has reviewed the various change orders.

Mr. Reilly responded that a review has not been made from an audit standpoint, but a preliminary review has been made of the present agenda items. Mr. Reilly stated that a review is being made of the items pulled at the January 18, 2012 School Board meeting relating to delays on the project for Cypress and Palmview schools. Mr. Reilly further stated that the issue of the site drainage has not been officially reviewed.

Acknowledging that many Board Members were not on the School Board when the contract was presented, Mrs. Rich Levinson stated that the work has been done and the focus must be on moving forward. She stated when changes are made to the scope of work and it comes back for approval, to make sure that it is a priority for this Board at that time.

Mr. Lindner confirmed that Agenda Items JJ-5 and JJ-7 are the last two contentious CM at-Risk projects in the queue.

JJ-6. Change Order – McNicol Middle, Project No. P.001359 – New Basketball Court Lighting (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #1 for McNicol Middle, Project No. P.001359, New Basketball Court Lighting, and approve an additional appropriation of \$3,163 from the Capital Projects Reserve. Mrs. Bartleman was absent. (8-0 vote)

<u>McNicol Middle</u>		Change Order 01	\$3,163
Consultant Omission	\$3,163		

An additional financial impact of \$3,163 will come from the Capital Projects Reserve.

Approved in Open Board Meeting, March 20, 2012

No discussion was held on this item.

- JJ-7. Change Order – Palmview Elementary, Project No. P.000207 – New Food Service Multipurpose Building, Renovations and Site Improvements (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #4 for Palmview Elementary, Project No. P.000207, New Food Service Multipurpose Building, Renovations and Site Improvements. Mrs. Bartleman was absent. Mrs. Good voted “no.” (7-1 vote)

<u>Palmview Elementary</u>		Change Order 04	\$274,777
Owner Request	\$274,777		

This project is appropriated in the Adopted District Educational Facilities Plan (September 8, 2011) and in the District’s Capital Budget.

No discussion was held on this item.

- JJ-8. Change Order – Parkway Middle, Project No. P.000133 – Master Plan Kitchen Cafeteria Replacement and New Construction (Approved)

Motion was made by Mrs. Rupert, seconded by Ms. Dinnen and carried, to approve Change Order #1 for Parkway Middle, Project No. P.000133, Master Plan Kitchen Cafeteria Replacement and New Construction. Mrs. Bartleman was absent. (8-0 vote)

<u>Parkway Middle</u>		Change Order 01	\$156,730
Owner Request	\$156,730		

This project is appropriated in the Adopted District Educational Facilities Plan (September 8, 2011), and in the District’s Capital Budget.

No discussion was held on this item.

- JJ-9. Change Order – Vehicle Maintenance, Project No. P.001352 – Bus Lift Replacement (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #2 for Vehicle Maintenance, Project No. P.001352, Bus Lift Replacement, and approve an additional appropriation of \$12,671 from the Capital Projects Reserve. Mrs. Bartleman was absent. (8-0 vote)

<u>Vehicle Maintenance</u>		Change Order 02	\$12,671
Consultant Omission	\$6,247		
Unforeseen Condition	\$6,424		

Approved in Open Board Meeting, March 20, 2012

An additional financial impact of \$12,671 will come from the Capital Projects Reserve.

No discussion was held on this item.

The following individual addressed this item:

Rhonda Ward

- JJ-10. Change Order – Fort Lauderdale High, Project No. P.000687 – Remodeling/Renovations (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #1 for Fort Lauderdale High, Project No. P.000687, Remodeling/Renovations. **Exhibit 1 was revised.** Mrs. Bartleman was absent. (8-0 vote)

<u>Fort Lauderdale High</u>	Change Order 01	\$0
Owner Request	\$0	

This project is appropriated in the Adopted District Educational Facilities Plan (September 8, 2011), and in the District's Capital Budget.

No discussion was held on this item.

- JJ-11. Change Order – Banyan Elementary, Project No. P.000397 – New Media Center (Approved)

Motion was made by Ms. Dinnen, seconded by Mrs. Rupert and carried, to approve Change Order #1 for Banyan Elementary, Project No. P.000397, New Media Center. Mrs. Bartleman was absent. (8-0 vote)

<u>Banyan Elementary</u>	Change Order 01	\$7,471
Consultant Omission	\$5,689	
Owner Request	\$1,782	

This project is appropriated in the Adopted District Educational Facilities Plan (September 8, 2011), and in the District's Capital Budget.

No discussion was held on this item.

The following individual addressed this item:

Rhonda Ward

KK. OFFICE OF CHIEF FINANCIAL OFFICER

Approved in Open Board Meeting, March 20, 2012

Following the action of Agenda Item DD-3, the following Attorney-Client Sessions commenced at 12:09 p.m.

Mrs. Rich Levinson announced, for the record, that in the case of The School Board of Broward County vs. Pierce Goodwin Alexander & Linville, Inc., a Foreign Corporation, and Ian A. Nestler, Individually, Case No.: 09-039711 (11), her spouse is an attorney employed by the law firm handling this matter on behalf of the School Board. She stated that acting in an abundance of caution and upon advice previously received from the Florida Commission on Ethics, she will not participate in the Attorney-Client Session.

Announcement by Chair

FIRST SESSION

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today February 22, 2012, 1:30 p.m. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: The School Board of Broward County vs. Pierce Goodwin Alexander & Linville, Inc., a Foreign Corporation, and Ian A. Nestler, Individually, Case No.: 09-039711 (11), before the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. A Certified Court Reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, (Robin Bartleman was absent), Maureen S. Dinnen, Patricia Good, Donna P. Korn, Katherine P. Leach, (Laurie Rich Levinson was absent), Nora Rupert,; Superintendent Robert W. Runcie; Steven B. Lesser, Esq., Thomas C. Cooney, Esq.; and J. Paul Carland, II., Esq.

"Telephone Conferencing or other telecommunications technology may be used in the conduct of this Attorney-Client Session to permit absent Board Members to participate and to be heard by other School Board Members and Counsel."

SECOND SESSION

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today February 22, 2012, at the conclusion of the First Session. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

Approved in Open Board Meeting, March 20, 2012

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: The School Board of Broward County vs. Saltz Michelson Architects, Inc., Case No.: 08-53338, before the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. A Certified Court Reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: Chair Benjamin J. Williams; Vice Chair Ann Murray; Members, (Robin Bartleman was absent), Maureen S. Dinnen, Patricia Good, Donna P. Korn, Katherine P. Leach, Laurie Rich Levinson, Nora Rupert;; Superintendent Robert W. Runcie; F. Malcolm Cunningham, Jr., Esq., Thomas C. Cooney, Esq.; and J. Paul Carland, II., Esq.

"Telephone Conferencing or other telecommunications technology may be used in the conduct of this Attorney-Client Session to permit absent Board Members to participate and to be heard by other School Board Members and Counsel."

The Attorney-Client Sessions recessed at 1:10 p.m. The Regular School Board meeting reconvened at 2:06 p.m.

Adjournment This meeting was adjourned at 4:37 p.m.

RT