

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

January 22, 2014
Wednesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:17 a.m., Wednesday, January 22, 2014, in the Board Room of the Kathleen C. Wright Administrative Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida.

Present were: Chair Patricia Good, Vice Chair Donna P. Korn; Members Robin Bartleman, Abby M. Freedman, Laurie Rich Levinson, Ann Murray, (Dr. Rosalind Osgood was absent), (Nora Rupert appeared telephonically); Superintendent Robert W. Runcie; and J. Paul Carland, II., Esq.

Call to Order Mrs. Good, Board Chair, called the meeting to order.

Mrs. Rich Levinson introduced Principal Lynn Burgess and students from Fox Trail Elementary School (appearing through video conference) who led the Pledge of Allegiance to the Flag of the United States of America and the Star Spangled Banner.

Minutes for Approval Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the official minutes for the following Board Meetings: Mrs. Rupert was absent for the vote. Dr. Osgood was absent. (6-0 vote)

December 2, 2013 – Regular School Board Meeting
December 17, 2013 – Special – Expulsions
December 17, 2013 – Regular School Board Meeting

Close Agenda Upon motion by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, the Agenda was approved and declared closed. Mrs. Rupert was absent for the vote. Dr. Osgood was absent. (6-0 vote)

REPORTS

The following reports were presented:

Facilities Task Force - Andrew Ladanowski

Following the report, Mr. Runcie informed that the district was never a self-contained full-service entity, and previously the district contracted out with third-party entities to get work done in the district.

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Employee Unions - Sharon Glickman

Superintendent Runcie clarified that the compensation to high school teachers (additional period) will be made in a collaborative and expeditious manner. Those individuals will be identified and the payment structure resolved. Mr. Runcie anticipated that this will occur in February 2014. Prior to, payments were issued from the Teacher Allocation and distributed to all teachers, including high school teachers.

Broward County Council PTAs/PTSAs - Kirsten Zeiser, Jeannie Cutler, Elisa Demetrio

Mr. Runcie supports the efforts of the district to encourage individuals to work with the Honor Flight program, designated to help transport World War II veterans and any other veterans who are ill to Washington, D.C.

SUPERINTENENT

The Superintendent spoke about Code.org, a new and exciting initiative and partnership, a national non-profit organization dedicated to enhancing opportunities for students to learn computer science in school.

The Superintendent and Hadi Partovi, Co-Founder and CEO of Code.org, spoke before the Florida State Board of Education at their monthly meeting in Miami Lakes, and an event was held to present South Broward High School an award of \$10,000 from Code.org for their level of presentation. Also attending this meeting were School Board Members; Gary Chartrand, Chair, State Board of Education; Pam Stewart, Chancellor of Public Schools, Florida Department of Education; and Jesse Panuccio, Executive Director, Florida Department of Economic Opportunity.

The Superintendent expressed gratitude to school leaders and students and administrative staff that participated in the event, which included live coding demonstrations.

Mr. Runcie stated that through the Code.org partnership Broward County School middle and high school students will receive increased access to high-quality computer science courses, curriculum and resources. Currently, there are approximately 550,000 computer-related jobs that are unfilled in the United States; by year 2020 there will be approximately 1 million computing jobs that will be unfilled. Two-thirds of the positions will be in banking, government, retail, and manufacturing. Computer science in the state of Florida has over 20,000 open jobs in the marketplace and is growing at 3.6 times the state average for job growth. Out of over 3,000 schools, there are 125 schools in the state of Florida that teach computer science in K-12.

The Superintendent spoke about the Hour of Code national initiative where 23 million individuals participated, stating that half of the participants were girls and Broward County was the largest participant in the country. Mr. Runcie stated that Code.org will develop the course content and materials, assessments, and they are providing professional development, support and stipends for participating teachers.

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The Superintendent said that this is an exciting time and opportunity for the district to give students the ability to learn critical skills, which will benefit them in every endeavor and aspect of their lives.

Mrs. Good thanked the Superintendent and staff for the successful event presentation.

BOARD MEMBERS

Ms. Murray informed her colleagues that Brian Kingsley, Principal, Gulfstream Middle School, is a finalist for the Principal of the Year, which will be held in September 2014.

Ms. Murray acknowledged employees who retired: Inez Ryscik, 24 year service in Transportation, and Joanne Nitty, Principal, for 35 years of service.

Mrs. Bartleman informed that this week Frederick County, Maryland school officials visited the district's ESOL program. She praised the ESOL department for their hard work.

Mrs. Good stated that over 300 parents attended this event at McArthur High School, including Hispanic and Haitian families. She thanked Principal LaPace for hosting the event.

Mrs. Rich Levinson announced that Jo-Anne Misiewicz-Seltzer has been nominated as finalist for Assistant Principal of the Year.

Speakers

Rhonda Ward
Alverine Brihm
Tiana Williams
Tiara Williams

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the Consent Agenda for the remaining items (**identified by ***). Dr. Osgood was absent. (7-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

B. BOARD MEMBERS

E. OFFICE OF STRATEGY & OPERATIONS

E-1. Pre-Qualification of Contractors – Approval of Application and Issuance of Certification (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the recommendations of the Superintendent indicated in Exhibit 2. Dr. Osgood was absent. (7-0 vote)

The pre-qualification application process is in accordance with State Requirements for Educational Facilities (SREF), F.S. 1013.46, and Board Policy 7003. This item approves the recommendations of the Superintendent of Schools indicated in Exhibit 2. Further explanation is provided in Exhibit 1.

The Qualification Selection Evaluation Committee (QSEC) convened on December 11, 2013, to review staff's recommendations in response to the submitted pre-qualification applications. Upon review of staff's recommendations, QSEC makes the recommendations to the Superintendent of Schools indicated in Exhibit 2.

Contractor Pre-Qualification Staff Application Review Executive Summaries are available for review at the Supply Management & Logistics Department.

There is no financial impact to the district.

Maurice Woods, Chief Strategy & Operations Officer, introduced Ruby Crenshaw, Director, Supply Management & Statistics.

Responding to Mrs. Rupert's inquiry (inaudible), Denis Herrmann, Manager, Design & Construction Contracts, stated that Skanska USA Building, Inc., is staff's recommendation and the QSEC committee's recommendation to the Superintendent, specifically with regard to the per project and aggregate limits. The recommendation by staff was made based upon financial data provided by Skanska, principally with the Dun and Bradstreet report, based on their financial risk and payment risk which is in the high range, and an increase to the payment of risk of two (2) points. As a district standard, it is recommended that their per project and aggregate limits be reduced by 25%. Skanska had an opportunity to contest this and chose not to.

Mr. Herrmann further stated that their limits of \$42,187,500 per project and \$421,875,000 in aggregate limits is sufficient for the foreseeable future in doing business with Broward Schools. This may be the reason they did not contest the district's recommendation. Mr. Hermann informed that their bonding capacity, provided by their surety company, is \$7.5 billion.

F. OFFICE OF ACADEMICS

G. OFFICE OF HUMAN RESOURCES

G-1. Personnel Recommendations for Instructional Appointments and Leaves for 2013-2014 School Year (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the personnel recommendations for the 2013-2014 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. Dr. Osgood was absent. (7-0 vote)

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.

Responding to Mrs. Rupert's inquiry, Susan Rockelman, Director, Instructional Staffing, informed that typically there are more vacancies in the lower socioeconomic schools, however, the average has been about 24% out of vacancies in those schools. Staff works very closely with those schools and at least once a month, or more, there will be Broward Interview Days, when candidates are invited to interview for the positions. Principals are invited to attend if they are having difficulty in filling their positions and they get first election of those candidates before they are sent to other schools.

Mrs. Rockelman further stated that currently there are funds available in the Teacher Incentive Fund (TIF) grant and TIF-identified schools will receive a bonus or additional compensation for teachers at those schools. Staff is exploring the Race to the Top money to utilize for the upcoming school year. The six (6) schools also receive additional compensation.

Mr. Runcie stated there is differentiated compensation that has been in place for a while to attract individuals to those schools.

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Addressing the substitute teachers, Mrs. Rockelman stated that most schools have a pool of substitute teachers who are familiar with the school environment and they would be used for more than a week. These teachers are encouraged to get certified.

Mrs. Rupert requested that staff add another column to the Instructional Leaves form titled "Position."

- *G-2. Personnel Recommendations for Instructional Separation of Employment or Discipline for the 2013-2014 School Year
(Approved as Amended)

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. **This item was amended to reflect one added name.**

The Personnel Recommendations for Instructional Employees include the following items:

1. Instructional Resignations/Retirements/Layoffs
2. Instructional Suspensions/Terminations

There will be no financial impact to the school district.

- G-3. Personnel Recommendations for Non-Instructional Appointments and Leaves for the 2013-2014 School Year (Approved as Amended)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman 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. **This item was amended to reflect added pages 17-18 to Section 6.** Dr. Osgood was absent. (7-0 vote)

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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)
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 the 2013-2014 school / fiscal year for all appointments through June 30, 2014.

Mrs. Korn congratulated and praised Angel Gomez on his new position as Interim Assistant Principal, Piper High School.

Mrs. Rupert inquired about the Specialist, Employee & Labor Relations position (inaudible tape).

Victoria Kaufman, Director, Non-Instructional Staffing, responded that the hourly salary was provided through e-mail to Mrs. Rupert; the individual was performing as a consultant. In the future, this information can be extrapolated out to an annual salary, which the individual will be paid.

Following the vote on the item, Board Members Mrs. Bartleman, Mrs. Good, and Mrs. Rich Levinson recognized and congratulated newly-appointed district personnel.

G-4. Personnel Recommendations for Non-Instructional Separation of Employment or Discipline(s) for the 2013-2014 School Year (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve 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. Dr. Osgood was absent. (7-0 vote)

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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)

Employees contesting the recommended discipline may avail themselves of due process rights pursuant to their respective Collective Bargaining Agreements or School Board Policy 4105.

There is no financial impact to the school district.

Mrs. Freedman considered the postponement of one individual for suspension for failure to return keys (1-day suspension). She stated that based on the old rules the employee is going to lose an entire day's pay based on this offense. Referring to the Transportation Department Rules and Penalty Guidelines, Mrs. Freedman stated that the infraction occurred in October 2013 and the penalty was revised on September 17, 2013, which is now a written reprimand.

Dorothy Davis, Task Assigned, Employee Relations, informed that the Employee Labor Relations department did help to facilitate the changes to the rules and penalties. Meeting with the union and the Transportation department, drivers and Board Members, Mrs. Davis stated that these individuals expressed that some of the rules were harsh. Individual rules were reviewed under the direction of Patricia Snell, Director, Transportation, and successful adjustments were made for more reasonable rules for the drivers and attendants in September. Mrs. Davis noted there was an agreement with the union on the time period when the new rules would be implemented.

Mrs. Davis further stated that during this time period the Transportation department did try to notify the affected employees that the rules were going to be changed and agreed that October 28, 2013 would be the date to implement all the changes.

Mrs. Korn stated that since it has already been identified that the penalty was more than it needed to be in going forward, if something was too harsh on September 13 that discretion should be applied. Mrs. Korn asked the Superintendent whether it is appropriate to make that change.

Ms. Murray informed that she was active in the Transportation department when the rules were developed and voiced her concern over the harshness exceeded in some of the infractions.

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Mrs. Kaufman informed that the employee has been employed with the district for eight (8) years, and research would be needed to determine whether there have been other infractions.

Mr. Runcie suggested that the employee be separated for review with staff, as there have been some valid comments made.

Eric Chisem, Task Assigned, Transportation department, informed that other items have been presented under these rules and penalties that the Board has already approved and have been implemented.

Motion to Separate (Carried)

Motion was made by Mrs. Freedman, seconded by Mrs. Korn and carried, to separate one name (Richard Gaab) from the agenda item Dr. Osgood was absent. (7-0 vote)

A vote was taken on the Motion to Separate.

Mr. Carland advised that the item can be postponed to the February 4, 2014 Regular School Board meeting.

Motion to Postpone (Carried)

Motion was made by Mrs. Freedman, seconded by Mrs. Korn and carried, to postpone one name (Richard Gaab) to the February 4, 2014 Regular School Board meeting. Dr. Osgood was absent. (7-0 vote)

The following individual addressed this item:

Rhonda Ward

A vote was taken on the Motion to Postpone, followed by a vote on the remaining G-4 agenda item.

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

Approved the recommended supplemental pay positions of employees for the 2013-2014 school/ fiscal year.

Employees are recommended for supplemental pay positions by Principals or Department Supervisors and approved by the appropriate Division Head. Supplemental positions are listed alphabetically by last name, with location and supplement type.

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The 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 2013-2014 school year.

Individuals listed meet the requirements for the supplemental positions.

Funding has been budgeted in the 2013-2014 school / fiscal year for all supplements through June 30, 2014.

G-6. Recommendation(s) for Instructional / Non-Instructional Discipline for the 2013-2014 School Year (Approved as Amended)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the recommendation(s) for discipline as on the Instructional / Non-Instructional staff list. 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. **This item was revised to accept a resignation in lieu of termination.** Dr. Osgood was absent. (7-0 vote)

This disciplinary action recommendation is a result of a positive finding on a Reasonable Suspicion test by the Broward District Schools Police Department pursuant to School Board Policy 2400. The individual(s) involved have been provided the opportunity to appear and participate, with representation, in a pre-disciplinary hearing prior to submission of this recommendation.

The District has followed the School Board process for disciplinary action. The requested action(s) is listed on the attachment. There is no financial impact to the school district.

Mrs. Bartleman informed that she received an e-mail from employee Gregory Moore who is being recommended for termination. She requested that staff address the recommendation and the 120 hearing process.

David Golt, Chief of Police, Broward District Schools Police Department, informed that as part of the Last Chance Agreement the employee waived his right to have a 120 hearing.

Mr. Carland informed that it is not uncommon in other districts throughout the state, where employees and management have discussed discipline issues, to enter into written agreements whereby employees have waived their due process rights.

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Mr. Carland stated there was discussion regarding a prior discipline matter and, in reaching agreement on how the discipline would be conducted and brought forward, it appears the employee signed off on an agreement waiving their due process rights.

The following individual addressed this item:

Gregory Moore

Mrs. Bartleman stated that the union representative informed her that the employee only had consumed cough medicine and cannot refute this with the lab.

Mr. Golt informed that once the employee tested positive his office is the conduit from Risk Management saying that he failed or was above the allowable limit on the random drug testing. Once this documentation is sent to his office, the employee is under a Last Chance Agreement and the termination moves forward.

Mrs. Korn inquired whether the employee has an opportunity to indicate what they have eaten or drank prior to the test being administered.

Jeff Moquin, Chief of Staff, responded that if the test is positive another confirmation test will be administered 15 minutes later. Both tests have to be over the limit in order to be deemed positive. The lab has a Medical Review Officer (MRO) on staff and on any positive test the MRO would make contact with the employee to determine if there is a legitimate reason as to why those drugs or substance was found within their system. This information is confidential. Mr. Moquin stated if the test is positive it is part of the procedure to identify the legitimacy of the substance. In terms of the annual notification letter to the employee, they are advised and warned to avoid certain products that could potentially impact a drug or alcohol test.

Mr. Carland stated that the employee met with management as a result of a prior disciplinary action; there is discussion between the supervising administrator and the employee discussing the prior discipline issue, and there is agreement between the employee and administration as to how that discipline matter would be handled. Mr. Carland further stated that the agreement included consent to random drug testing and that those results would be shared with the district; the district had the right and opportunity to take action if there was a negative result.

Mrs. Bartleman requested that staff follow-up with the company administering those tests to determine if those protocols were followed.

Mrs. Korn stated that a Last Chance Agreement is more than sufficient notification to an employee.

Mr. Carland stated that the agreement was negotiated with the union and executed by the employee. It is not an uncommon practice and has been utilized in the district on prior occasions. Remarking that this is not a 120 hearing, Mr. Carland stated the Board has provided opportunity for public comment.

H. OFFICE OF THE GENERAL COUNSEL

I. OFFICE OF THE SUPERINTENDENT

J. OFFICE OF FACILITIES & CONSTRUCTION

J-1. Award of Contract – Program Management Services – RFQ No. 2014-31-FC (Approved as Amended)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson, to approve the revisions to the Professional Services Agreement (PSA) and award the PSA for Program Management Services to URS Corporation Southern. This motion was superseded by Motions to Amend (pages 14 and 15). Dr. Osgood was absent. Mrs. Rupert voted "no." (6-1 vote)

The PSA form was approved by the Board on July 23, 2013, and included recommendations provided by McGladrey LLP. During negotiations, staff sought clarification from McGladrey LLP, for certain provisions in the PSA relating to fees. Staff concluded negotiations with URS Corporation Southern utilizing the clarifications. The clarifications are identified in Articles 5.3.1 and 5.4, at pages 15 and 16 of Exhibit 3. Staff recommends approval of the PSA with these revisions. This item approves the revisions to Articles 5.3.1 and 5.4, of the PSA and includes those revisions in the PSA with URS Corporation Southern.

The Qualification Selection Evaluation Committee recommended the selection of URS Corporation Southern. The Superintendent's Negotiating Committee met with URS Corporation Southern and negotiated fees in accordance with the recommendations of the Superintendent's Parameters Committee and Article 5 of the Program Management Services Agreement. Under the RFQ, the purpose of this Agreement is to provide program management services to the Office of Facilities & Construction. The term of Agreement is for one year with spending authority not to exceed \$1,750,369 and may be renewed by Board approval in one-year periods for a maximum of three years and no more than \$1,750,369 per year. A companion item (JJ-1) is being presented to request approval of the ATP for the actual negotiated fee in the amount of \$1,750,369.

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

There is no financial impact at this time. Staff shall present a scope of services and fee proposal in the form of an Authorization to Proceed (ATP) (Attachment 4 to the PSA) to the Board for approval separately. Approval of the ATP shall authorize spending authority and will have a financial impact.

Agenda Items J-1, JJ-1 and JJ-2 were discussed concurrently.

Mr. Moquin highlighted the presentation made at the December 17, 2013 Regular Board meeting regarding J-1. Award of Contract – Program Management Services – RFQ No. 2014-31-FC. The current J-1 agenda item is intended to recognize URS as the successful proposer to the RFQ; JJ-1 is the resulting contract with URS and seeks authority for the Board to issue the first quarterly ATP and authorizes staff to issue the subsequent ATPs; and JJ-2 is a companion item that seeks to retain the services of McGladrey to provide additional oversight in the production of quarterly reports.

Mr. Runcie stated that the capital program has been decimated financially over the last several years, a 65% reduction in the Five-Year Capital program, representing approximately \$1.8 billion, and the Needs Assessment is needed to ascertain the true numbers. Mr. Runcie further stated that the same structure and same processes cannot continue as in the past and get results. This Board wants to ensure there is a great structure, processes and expertise in going forward.

Mrs. Korn noted that previously the Grand Jury Report indicated that prior Boards got too involved in facilities issues. If there is an issue in the future the Needs Assessment could be seen as getting too close to the issues in that department. Mrs. Korn voiced concern that the Board would be the actual entity that issues the ATP, which appears the Board is stepping into a role that is not appropriate.

Mr. Carland advised that currently in the contract, Section 1.1.2, Owner, indicates the Board is the entity authorized to approve all ATPs under this agreement. The Board may consider an amendment to change the verbiage to indicate the Superintendent and/or his designees. Mr. Carland stated that since the contract has already been signed by the other party, the contract would need to be sent to the other party to see if there are any objections to the change.

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Motion to Amend (See below)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman, that the ATP be issued by staff or Superintendent's designee.

Mrs. Meloni informed that once the Board approves this award she will issue the ATP as the Superintendent's designee. This is what typically occurs on any of the construction projects.

Mr. Moquin stated Mrs. Meloni had already sought authority to issue the next three quarterly ATPs and URS has no issue with modifying the contract to state that the Superintendent or his designee will initiate all ATPs.

Mr. Carland restated the Motion to Amend:

Motion to Amend (Failed)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman, to revise Section 1.1.2, to substitute the Superintendent and/or his designees with regard to the Board as the authorizer of ATPs, and to make any other further adjustments as necessary in the body of the document.

Dr. Osgood was absent. Mrs. Bartleman and Mrs. Korn voted "yes." Mrs. Freedman, Mrs. Good, Mrs. Rich Levinson, Ms. Murray and Mrs. Rupert voted "no." (2-5 vote)

The following individuals addressed this item:

Matt Decker, Technical Support Professional Unit

Mrs. Rupert stated she had issues regarding the conflicting information and would not support Agenda Items J-1 and JJ-1. (Tape inaudible)

A vote was taken on the Motion to Amend.

Mrs. Meloni responded to Mrs. Rupert's inquiry about duplication of what is being requested of the program manager to perform under the Pre-Programming, attachment 1, Scope of Work, and what McGladrey is going to provide the district in terms of services. There is no duplication; the item in Pre-Programming for URS is to develop that system, a tracking system to be able to track the programs. Mrs. Meloni stated that the district will be establishing the criteria and McGladrey will provide assistance.

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Mr. Moquin stated that internal staff, in conjunction with McGladrey, is going to be working to develop the measurements by which the district is going to evaluate the performance of URS. Once those measurements are developed, URS has to have the systems in place in order to present the data that the district can use to gauge whether or not they are performing at a high level or an unsatisfactory level.

Responding to Mrs. Rupert's inquiry, Mr. Carland stated that the Superintendent's office has been advised by Employee Relations that the district is of the position that it has complied with the requirements of the contract relative to these items. The union may disagree with the information provided and whether or not it is sufficient.

Mrs. Rupert requested information on how the district is saving money and how the process is transparent.

Mr. Runcie stated that the Needs Assessment is independent of this contract. A needs assessment is needed in order to have accurate information in moving forward regardless of whatever function is performed in the district. The savings attributed to the organizational changes made to this unit, in May 2013, totaled \$3.1 million. Mr. Runcie further stated this is a different execution model, approximately \$1.75 million, and it is a structure that allows moving forward in a confident manner to be able to execute what is needed appropriately.

In response to Mrs. Rich Levinson's inquiry about the difference in the amount than what was originally indicated in the contract, Mr. Moquin stated that the contract was amended at the January 14, 2014 Special Meeting, to reflect \$1,750,369 as the correct amount.

Mr. Carland stated there was not a formal motion to amend.

Second Motion to Amend (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Korn and carried, to amend the contract amount to \$1,750,369 not to exceed, (wherever it indicates \$2 million). Dr. Osgood was absent. (7-0 vote)

The following individual addressed this amendment:

Matthew Decker

A vote was taken on the Second Motion to Amend.

Mrs. Bartleman inquired whether the Audit department will be monitoring the process.

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Mrs. Good stated that Patrick Reilly, Chief Auditor, acknowledged affirmatively.

The following individuals addressed these items:

Matthew Decker
Virgil Cruz, TSP
Steve Feldman, Esq., BTU

Speaking on behalf of her colleagues, Mrs. Good commented that this Board does not rubberstamp and they ask as many questions as possible, and if they do not feel comfortable they will not support the item.

Regarding the Grand Jury Report, Mrs. Good stated this issue appeared to be more of a Board and top management issue. The issue before the Board is not relative to the Grand Jury. Mrs. Good further stated that the Board continues to talk about being more accountable, more efficient and transparent regarding how dollars are spent.

Remarking that she was not supportive in letting staff go, Mrs. Good said this district has to move forward and she will be holding staff accountable, including the entities providing these services. Mrs. Good stated that the Facilities department is going to have to ensure and maintain enforcement of what is done. Mrs. Good further stated that Agenda Item JJ-2 is extremely important; there has been clarification that the Audit department will monitor and there is not a conflict with McGladrey. She would not be supporting any one of the items if Agenda Item JJ-2 was not included.

Mrs. Good requested close monitoring of the process and that the Board be given frequent updates. If there is a problem with the process, it needs to be dealt with immediately.

Responding to Mrs. Rupert's inquiry about the list of projects, Mrs. Meloni stated that the list is from the district's database of current projects. In the past there has not been much progress on them and the list is assigned to the Program Manager as the work they will be doing within the next year or possibly next two years. It is intended for the three (3) year term. Mrs. Meloni further stated these are budgeted projects.

Responding to Mrs. Good's inquiry about the protocol regarding employee contracts, Mrs. Davis stated that the protocols for notification were followed; sending first notification letters in May 10, 2013 that there would be layoffs in that division. On May 13th a meeting was held with representatives of the BTU and the district to talk about the layoffs and the topic of outsourcing, and on May 17, 2013 the union filed a grievance.

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Mrs. Davis informed that the contract required communications to be held 30 days before approval for a request to contract out services.

Mr. Carland advised that the district is involved in an arbitration and those specifics will be revealed in that process.

Mrs. Davis stated that whatever required notices were needed were given in a timely manner.

Mrs. Freedman wanted assurance that the prioritized list was checked against the Facilities plan and the prioritized needs of all these projects were still listed.

Mrs. Meloni responded that a lot of these projects are in progress; ranging from the planning process through design, bidding of award, and closeout. Anything in construction is not on this list because it needs to continue. Mrs. Meloni stated that the Program Manager will have a 90-day period to vet this information and to provide the district a work plan, going forward. There will be an amendment to the list if there is any discrepancy or change so that it is in line with the District Educational Facilities Plan and any future projects discovered through the needs assessment process.

Responding to Mrs. Rupert's inquiry about the payment of overhead and fringe benefits to URS, Mrs. Meloni stated that is part of the contract and part of negotiations.

Mrs. Rupert stated she will not support Agenda Item J-1 for this reason.

Mrs. Korn informed that a business would not be in business if there was not a profit. If they have a way of delivering a service at a lesser price, or competitive price, they have a profit in that. This is clearly a for-profit company. Mrs. Korn stated the question is whether the district is grossly overpaying for something just to give this company a profit. The district is saving money going through this process.

Concurring, Mr. Runcie stated every company has a profit margin. When a company submits their costs they have to delineate the details of their costs and what they actually spend it on. Mr. Runcie further stated the district does not pay anyone's fringe benefits directly.

Mrs. Meloni informed that retirement is part of the fringe benefits in this particular contract.

A vote was taken for each of the agenda items.

K. OFFICE OF FINANCIAL MANAGEMENT

L. OFFICE OF PORTFOLIO SERVICES

- *L-1. Nova Southeastern University 2014 Office of Residential Life and Housing Conference Contract (Approved)

Approved the Nova Southeastern University 2014 Office of Residential Life and Housing Conference Contract.

Nova Southeastern University (NSU) 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 26 through August 1, 2014. This year, funding for the leadership camp is generated through business donations and school club/organizations. The registration fee per student is \$375. The registration fee covers student lodging, meals and course materials. SLFTC is a four-night/five-day intensive leadership camp.

It is the policy of NSU not to sign their contract first for the use of their facility. This contract will be executed by Nova Southeastern University following The School Board of Broward County, Florida's approval. This Contract 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 district. The source of funds is the registration fees paid by students and donations raised from businesses.

- *L-2. Approve the Termination of the Charter School Agreement between Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy – 5045), and The School Board of Broward County, Florida (Approved)

Approved the Termination of the Charter School Agreement between Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy – 5045), and The School Board of Broward County, Florida.

On August 16, 2011, Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy – 5045), entered in to a Charter School Agreement with The School Board of Broward County, Florida, that became effective July 1, 2011, and covered a term of five years commencing on July 1, 2011, and ending June 30, 2016.

Approved in Open Board Meeting, February 19, 2014

Pursuant to Section 1002.33(9)(n)(4), Florida Statutes, a Sponsor shall terminate a charter school agreement if the charter school earns two consecutive grades of "F." On July 26, 2013, The Florida Department of Education released school letter grades for the 2012-2013 school year and, for the second consecutive year, the Kathleen C. Wright Leadership Academy – 5045, has received a state designated "F". Kathleen C. Wright Schools, Inc., submitted a request for a waiver of termination to The State seeking a waiver of termination under Section 1002.33(9)(n)(4)(c), Florida Statutes. On September 17, 2013, The State Board of Education denied the charter school's waiver request. In addition to the mandatory termination under state law, Section 2.D.1.a of the Charter School Agreement states that "[t]he sponsor shall terminate a charter if charter school earns two consecutive school grades of "F."

On October 1, 2013, The School Board of Broward County, Florida, authorized the Superintendent to notify Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy – 5045), of the intent to terminate the Charter School Agreement. That notice was delivered on October 2, 2013, and the Governing Board of Kathleen C. Wright Schools, Inc., failed to submit an appeal to the State. Therefore, it is requested that The School Board of Broward County, Florida, authorize the Superintendent of Schools to provide Kathleen C. Wright Schools, Inc., (Kathleen C. Wright Leadership Academy – 5045), notification of the termination of the Charter School Agreement. An Executive Summary provides in reasonable detail the grounds for the termination.

A copy of all supporting documents is available at the Charter Schools Support office on the 12th floor of the K. C. Wright Administration Center.

A copy of all supporting documents is available online via the Broward County Public Schools eAgenda at:
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

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

There is no financial impact to the district.

OPEN ITEMS

AA. RESOLUTIONS

AA-1. Mentoring Month Proclamation (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to adopt Resolution #14-73, in support of Mentoring Month Proclamation. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

January is recognized as Mentoring Month. The proclamation is to take the opportunity to recognize the importance and impact of mentoring on student success.

There is no financial impact to the district.

Tracy Clark, Chief Public Information Officer, informed that the Public Information Office and the Office of Academics collaborated to bring forward the 2014 National Mentoring Month Resolution. Ms. Clark stated the resolution acknowledges the wonderful work of the district's partners, affiliate organizations, and volunteer mentors across Broward County.

Michaelle Pope, Executive Director, Student Support Initiatives, highlighted the successful mentoring initiatives that the district engages in through various school-based programs, as well as Board Members and staff members who mentor regularly, giving their time to students.

Mrs. Good and Superintendent Runcie read the resolution into the record.

Mr. Runcie stated there are approximately 1,500 individuals who serve as mentors in Broward County Public Schools, providing over 60,000 hours of mentoring services to more than 2,000 students during the school year. The Superintendent spoke of his mentoring experience, Mentoring Tomorrow's Leaders, a group he meets with periodically, and other district partners who provide mentoring for students, including faith-based mentoring programs offered by the community. Mr. Runcie also spoke on the importance of mentoring, stating that mentored students stay in school, graduate high school and attend college in greater numbers, and are more socially responsible.

Mr. Runcie encouraged everyone in this district, especially senior leaders, to get involved and provide leadership by example.

Approved in Open Board Meeting, February 19, 2014

Mrs. Rich Levinson shared her mentoring experience with Take Stock in Children, her fourth year mentoring a high school student who will be graduating this year. Mrs. Rich Levinson stated she worked with Mujeres Latinas at Indian Ridge Middle School to start a mentoring program for young Hispanic women, and she mentors a middle school student in that program. Mrs. Rich Levinson further stated it is valuable for students to have someone who they know will always support them and speak to them about anything, and providing positive direction in their lives.

Mrs. Bartleman shared the mentoring experiences of Dr. Osgood, stating that Dr. Osgood believes that mentoring saves lives and provides opportunities, and she has had great mentors who have helped her to transition through life.

Mrs. Bartleman shared her experiences as a mentor to a student that needed help, stating that this young lady does more for her and it helps her to remember why she is a Board Member. Mrs. Bartleman spoke about the mentoring training and support provided by Wanda Robinson, Specialist, Parent, Business & Community Partnership. Mrs. Bartleman stated that mentoring will have a great impact on someone's life and it will fill your soul.

Mrs. Korn shared her experiences as a mentor through the Guardian Ad Litem program, stating that anyone with a personal passion can associate with mentoring. Mrs. Korn stated that mentoring exposes students to many things beyond their own personal experience and the best mentors empower those students to reach their greatest potential. Mrs. Korn stated that she feels good to give back and make a difference in someone's life.

Mrs. Robinson introduced the mentoring programs and individuals that service Broward County Public School students:

Myra Camino, Big Brothers/Big Sisters; Helen Leitch, Mental Health Association with Mental Health Listeners; Karen Rockey, America Reads/America Counts, Nova Southeastern University; Catherine Houlihan, Take Stock in Children Mentoring and Scholarship Program; Christy Gomez, Director, Women of Tomorrow Mentoring and Scholarship Program; Natasha Naar, Mentor, Reading Pals/United Way; Ana Valladares, Mujeres Latinas; and Tanya Abad, Mujeres Latinas. Gratitude was expressed for all they do for students.

Jeff Williams, Specialist, Black Male Success Initiative, introduced and recognized the following mentoring organizations:

Approved in Open Board Meeting, February 19, 2014

Laurel Thompson, Ph.D., Director, Student Support, Mentoring Tomorrow's Leaders; Ana Valladares, Mujeres Latinas; and Catherine Houlihan, Take Stock in Children Mentoring and Scholarship Program, spoke about their mentoring programs.

Mrs. Rupert shared her mentoring experiences with a student for six years through Big Brothers and Sisters, a young lady who served as flower girl at her wedding. Mrs. Rupert praised the Big Brothers and Sisters organization.

A photographic session was held with the Board Members and mentoring participants.

BB. BOARD MEMBERS

CC. BOARD POLICIES

- CC-1. Proposed Revised Job Descriptions, Minimum Qualifications and Job Titles for Twenty-two (22) Positions in the Information & Technology Department (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to adopt the proposed revised job descriptions, minimum qualifications and job titles for twenty-two (22) positions in the Information & Technology Department. This is the final reading. Dr. Osgood was absent. Mrs. Bartleman was absent for the vote. (6-0 vote)

The revision of these job descriptions supports the 2012-13 labor negotiations. The revision will ensure the job descriptions accurately reflect the current title, required qualifications and performance responsibilities of the positions in the Information & Technology Department.

The revision of the job descriptions does not impact the pay grade or salary range of the existing positions. See Executive Summary.

Copies of all supporting documents are available at the Board Members' Office on the 14th floor of the K. C. Wright Administration Center and available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

There is no financial impact to the district.

Approved in Open Board Meeting, February 19, 2014

Mr. Runcie informed that there are many job descriptions that are held and not placed on the Organizational Chart until they are funded and staffed through an approval process with the Board. The agenda item establishes those positions; in moving forward they can be brought to the Board for consideration and any organizational changes that are proposed in the future.

Mrs. Good informed that the Board previously requested information about the number of employees that may have been impacted regarding the revised job descriptions and now require degrees. She requested that staff ensure, through a memorandum, that all impacted employees are made aware of the revisions to their job descriptions. Mrs. Good indicated that the current contract speaks to only those individuals that are displaced would be impacted by virtue of the new requirements.

Mrs. Davis informed that approximately 75 employees were affected by the job description changes and all of them, except 18 employees, fully met the qualifications. The department has already been notified about notifying those impacted individuals.

Mrs. Good requested that the process be transparent as possible to ensure that the employees clearly understand their contract obligations.

Mrs. Davis concurred that unless they are displaced, the new job description qualifications would come into play and they will be notified in writing.

The following individual addressed this item:

Virgil Cruz, Vice-President, Technical Support Professionals

CC-2. Proposed New Job Descriptions, Minimum Qualifications and Job Titles for the Information & Technology Department (Not Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert, to adopt the proposed new job descriptions, minimum qualifications and job titles for the Information & Technology Department. This is the final reading.

Dr. Osgood was absent. Mrs. Bartleman was absent for the vote.
(0-6 vote)

The newly created job descriptions for the Information and Technology Department supports the 2012-13 labor negotiations and the Department Strategic Plan of technology deployment for the District. See Executive Summary.

Approved in Open Board Meeting, February 19, 2014

Copies of all supporting documents are available at the Board Members' Office on the 14th floor of the K. C. Wright Administration Center and available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

There is no financial impact to the District for the 2013-14 School Year.

Mrs. Good informed that the Board received a memorandum to vote down the item. A "yes" vote will vote down the item.

CC-3. Revisions to School Board Policy 2314, Leases – Rental and Contracts of Real Property and Facilities Leased by the School Board
(Adopted as amended)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to adopt the revisions to School Board Policy 2314, Leases – Rental and Contracts of Real Property and Facilities Leased by the School Board at this final reading. This motion was superseded by a Motion to Amend (page 25). Dr. Osgood was absent. (7-0 vote)

School Board Policy 2314 governs the long term lease of real property by the School Board. The proposed changes to the Policy are primarily meant to clarify certain provisions in the Policy, ensure that all lease agreements are processed for School Board consideration and formal approval by the Facility Planning & Real Estate Department, ensure that due diligent processes are followed for new leases and renewal of existing leases, stipulate minimum timeframes that new leases and lease renewals must be scheduled for School Board consideration and formal approval, and authorize school principals and facility directors to enter into short term rental agreements of no more than three (3) days in duration for the use of outside facilities without formal School Board approval.

These revisions were discussed at the January 8, 2013 School Board Workshop, the February 21, 2013 Public Rule Development Meeting, the June 18, 2013 School Board Workshop, and was approved at first reading at the December 17, 2013 Regular School Board Meeting (RSBM).

This revised Policy 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. Korn offered the following motion:

Approved in Open Board Meeting, February 19, 2014

Motion to Amend (Carried)

Motion was made by Mrs. Korn, seconded by Ms. Murray and carried, to amend Policy 2314, page 3, sentence, The Office of School and Performance Accountability (OSPA) shall promptly forward the agreements simultaneously to the FP & RE Department, the Risk Management Department, and the Office of the General Counsel (with a contract routing form) to conduct their respective review completion date. Dr. Osgood was absent. (7-0 vote)

A vote was taken on the Motion to Amend, followed by a vote on the item as amended.

- CC-4. Revisions to School Board Policy 5000 Educational Facilities, Designation of Schools, School Attendance Zone Boundaries, Development of Positive Alternatives to Accommodate Growth, to Keep Schools Open, and to Eliminate, Consolidate, or Re-Purpose Schools
(Adopted as amended)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to adopt revisions to School Board Policy 5000, at this final reading. This motion was superseded by a Motion to Amend (page 26). Dr. Osgood was absent. Mrs. Freedman voted "no." (6-1 vote)

School Board Policy 5000 guides the District in planning of educational facilities, designation of schools, school attendance zone boundaries, development of positive alternatives to accommodate growth, the process for keeping schools open, and / or the consolidation or re-purposing of schools. Recommendations have been reviewed and approved by the Senior Leadership Team and School Board General Counsel Office.

In accordance with School Board Policy 1001, The School Board of Broward County, Florida, has completed the review process for School Board Policy 5000. These revisions were discussed at the September 24, 2013 School Board Workshop, the October 17, 2013 Public Rule Development Meeting, October 22, 2013 School Board Workshop, and at the first Public Hearing Meeting on December 17, 2013.

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

Mrs. Good referred to page 7 of 8, Guidelines for Implementation, paragraphs 1. and 2., school closings and recommended strategies to increase enrollment.

Approved in Open Board Meeting, February 19, 2014

Referring to paragraph 3., Mrs. Good stated that any recommendations or strategies that are being considered by school principals regarding major implementations to the district should be presented to the Superintendent's office prior to going out to the community.

Concurring, Mr. Runcie stated that he has coordinated with Desmond Blackburn, Ph.D., Chief School Performance & Accountability Officer, and Leslie Brown, Chief Portfolio Services Officer, to make sure that they communicate to the principals that conversations involving structural changes, program changes, and design changes to the school will be brought through staff's departments. Mr. Runcie further stated that staff will work through a communication process that will include the Board, elected officials, stakeholders and parents and make sure that those conversations can move forward in a thoughtful manner, and that all impacted parties are notified of this process.

Mrs. Good inquired whether the language as presented speaks to that collaborative effort and whether language can be added.

Mrs. Brown suggested adding the following language: Upon the review of the Chief School Performance & Accountability Officer, Demographics & Student Assignment, and Chief of Portfolio Services, then those strategies would be looked at by the communities.

Mr. Carland advised that the Board can add language to the policy by amendment on the dais.

Motion to Amend (Carried)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to amend Policy 5000, page 7 of 8, Guidelines for Implementation, 3., include the following language: Upon the review of the Chief School Performance & Accountability Officer, Demographics & Student Assignment, and Chief of Portfolio Services, then those strategies would be looked at by the communities. Dr. Osgood was absent. (7-0 vote)

A vote was taken on the Motion to Amend.

Mrs. Bartleman discussed page 4 of 8 and stated that she has received phone calls that one of the map proposers feels threatened by neighbors and people who attend the schools. Mrs. Bartleman inquired about the process established regarding guidelines in these situations.

Approved in Open Board Meeting, February 19, 2014

Mrs. Brown responded that there has been extensive conversations about this issue, as staff has also received those calls. Remarking that the intent of the Board and the district is to have as much input as possible, Mrs. Brown stated that in the day of social media it does create a completely different layer of how people are treated within their own communities.

Mrs. Bartleman spoke of the interface of the bullying policy and the district's character traits for school sanctioned activities.

Mrs. Brown stated there are some suggestions brought forward about community maps being submitted anonymously. It was the Board's direction last year that names needed to be attached to everything. She stated that a review will be made to ensure that a resolution will be brought forward that takes into account social media pieces when names are attached to everything.

Concurring, Mrs. Freedman stated that it is better to err on the side of transparency and keeping the names. The district's policy is affording the community an opportunity to be heard, through staff, and making recommendations. If the map is viable, those suggestions from the community can be presented and they can share in those creative ideas without names.

Mrs. Good stated that this would involve anyone involved in the process, not just mapmakers. She did not believe that any element in the district's policy is going to address some of this behavior and staff and Board Members need to ensure, through the process, that people are treated in a respectful manner and people are able to provide their comments in a way that they feel they are not being targeted.

Mrs. Bartleman stated that there are multiple community hearings, and the district's character traits need to be reiterated and the mapping comments that are derogatory need to be monitored.

Mrs. Brown concurred and stated that this process is being followed.

CC-5. Revisions to School Board Policy 5004.1 School Choice (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to adopt revisions to School Board Policy 5004.1, at this final reading. Dr. Osgood was absent. (7-0 vote)

School Board Policy 5004.1 establishes school choice (Magnet Schools, NOVA, Opportunity Scholarship Program, reassignments, College Academy at Broward College, and Broward Virtual Schools) in the District. Recommendations have been reviewed and approved by the Senior Leadership Team and School Board General Counsel Office.

Approved in Open Board Meeting, February 19, 2014

In accordance with School Board Policy 1001, The School Board of Broward County, Florida, has completed the review process for School Board Policy 5004.1. These revisions were discussed at the September 24, 2013 School Board Workshop, the October 17, 2013 Public Rule Development Meeting, October 22, 2013 School Board Workshop, and at the first Public Hearing Meeting on December 17, 2013.

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

No discussion was held on this item.

CC-6. Proposed New Job Descriptions, Minimum Qualifications and Job Titles for the Information & Technology Department (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the proposed new job descriptions, minimum qualifications and job titles for the Information & Technology Department. This is the first reading. Dr. Osgood was absent. Mrs. Good and Mrs. Rupert voted "no." (5-2 vote)

These new job descriptions are part of the postponed item from the December 17, 2013 Regular Board Meeting. The newly created job descriptions for the Information and Technology Division supports the 2012-13 labor negotiations and the Division's Strategic Plan for the District. See attached Executive Summary.

Copies of all supporting documents are available at the Board Members' Office on the 14th floor of the K.C. Wright Administration Center and available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

There is no financial impact to the District for the 2013-14 School Year.

Mrs. Korn addressed the need for a Senior Web Designer and a Web Designer at the same pay grade that is being proposed.

Tony Hunter, Chief Information Officer, Information & Technology, responded that staff is not asking to fill the positions today but to put the job titles in place so when the Organizational Chart for 2014-15 is reviewed the positions can be approved. At that point, staff will ask the Board if there is a need to fill them.

Approved in Open Board Meeting, February 19, 2014

Mr. Hunter stated that in regard to the Web Designer position, staff is seeking to build capacity in an area where the district is weak. He explained that the district migrated to a new web site at the beginning of the school year, and there is full anticipation that there will be a need for additional skillsets in this area.

Mr. Runcie noted that the role of a Web Designer is not only the maintenance of a website, it is about developing web-based applications for many things that the district needs. Mr. Runcie stated the transition is where technology has been to where technology is today and is going in the future.

Mrs. Korn stated that job descriptions are being created for jobs that the district anticipates needing, and the technology plan presented at the workshop listed these jobs as anticipated being brought forward. Mrs. Korn further stated she would not be able to support having two positions in the future. There is not a significant difference in the job descriptions and she would only support one position.

Mrs. Bartleman inquired whether the web pages would be content based.

Mr. Hunter responded that it is a content management system.

Mrs. Bartleman concurred that one person can be a web designer and with the content based design other people can fill in those spaces on the web pages.

Mr. Hunter stated he was okay to move ahead with one position. If there is a need for a more senior person, the job description will be brought forward for future consideration.

Motion to Amend (Failed)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn, to remove the Web Designer position. Dr. Osgood was absent. Mrs. Bartleman, Mrs. Korn, and Mrs. Rupert voted "yes." Mrs. Freedman, Mrs. Good, Mrs. Rich Levinson, and Ms. Murray voted "no." (3-4 vote)

Mrs. Rich Levinson stated that as a governing body the Board should not personally get involved in which job descriptions staff wants to present, and would prefer to wait for the Organizational Chart. She stated that Mr. Hunter is the expert and it is his responsibility to have an IT plan and to move it forward. Mrs. Rich Levinson stated all the job descriptions should be brought forward, even though they are not needed, and the expertise discussion would come down to the bottom line.

Approved in Open Board Meeting, February 19, 2014

Mrs. Freedman concurred, stating that the Board should not tie the hands of staff to accomplish what is ultimately needed for the district. She stated that approving the job descriptions today does not mean she is making a commitment for tomorrow, if the issues change or the Board feels staff is going down the wrong path.

Ms. Murray reminded her colleagues that one of the weak points in the Superintendent's evaluation was in communications, to provide a better tool to communicate with all stakeholders in the school system. Ms. Murray said she relied on expert support staff that can get the district moving in the right direction, and would support the Senior Web Designer position.

Mrs. Rupert concurred with comments made by Mrs. Korn and Mrs. Bartleman (tape inaudible).

Responding to Mrs. Good's inquiry, Mr. Hunter stated that three (3) positions are above the line: Senior Web Designer, Business System Manager of Development and the Senior Process Analyst.

Remarking that certainly the Board looks to staff for their expertise and understanding their needs, Mrs. Good stated she needs to see how the positions fit within the organizational structure, and its impact, which is her role as a Board Member.

The following individual addressed this item:

Rhonda Ward

A vote was taken on the Motion to Amend.

Mrs. Bartleman noted that one additional position is below the line and will not be seen, what those costs are. She asked the Superintendent to include the positions beneath the line when the Organizational Chart is presented so the impact can be seen.

Mr. Runcie responded that a plan relative to the organizational adjustments will be presented, with a level of detail, so the Board can have a full picture of what is occurring.

Mrs. Bartleman asked that the district utilize the talent of students regarding web applications.

Mrs. Korn stated she did not want to direct how things should be laid out but it is appropriate for the Board to share their specific concerns.

A vote was taken on the item.

DD. OFFICE OF THE CHIEF AUDITOR

EE. OFFICE OF STRATEGY & OPERATIONS

EE-1. Bid Recommendations \$1,000,000 or Greater (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Bid recommendations as stated on the award recommendations. Dr. Osgood was absent. (7-0 vote)

<u>BID</u>	<u>TITLE</u>	<u>LOCATION</u>	<u>AMOUNT</u>
14-040B	Paper and Plastic Items for Cafeterias	Materials Logistics	\$3,500,000
*54-051R	Propane Gas	Environmental Conservation/ Utility Management	\$2,500,000
2014-36-FC	Asbestos & Miscellaneous Environmental Sample Analysis	Risk Management	\$1,400,000

*School Board Policy 3320, Part II, Rule n, allows for the purchase of items from contract awarded by other city or county governmental agencies, other school boards, community colleges, or state university system cooperative bid agreements. Award of this contract will allow the Supply Management & Logistics Department to release purchase orders for items awarded in this contract in a timely manner at contract prices. These requests do not increase current budgets.

Bid 14-040B covers paper and plastic items used by school cafeterias that are stocked in the Materials Logistics warehouse; e.g., plastic ware, cups, bowls, napkins, and gloves.

Bid 54-051R for propane gas is utilizing an award by the School Board of Miami-Dade County. This contract will cover the needs of the District for propane gas for the contract period.

Bid 2014-36-FC awards term contracts to contractors for procurement of asbestos, lead, PCB, and bio-aerosol sample analysis as needed, when needed, to meet scheduled and unscheduled projects needs as required. If no Notice to Proceed or purchase order is issued, there is no entitlement to the contractor for any payments.

Board approval of these bid recommendations does not mean the amounts shown will be spent. These amounts represent the estimated contract value and may be spread among the awarded vendors through the term of these contracts from available funds already included in various department and capital budgets.

All expenditures for this contract will come from existing approved department and capital budgets. Staff will provide a report to the School Board semi-annually detailing expenditures by contract.

Approved in Open Board Meeting, February 19, 2014

Mrs. Rich Levinson suggested staff include in Policy 3320 a threshold for the alternates and that staff ensure those changes are noted in the advertisement for the final reading of this policy.

Mr. Carland concurred.

- EE-2. Piggyback from Broward College's Contract Agreement with Lenovo (United States), LLC Inc., for the Purchase of PCs, Laptops, and Technical Support (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the ~~the piggyback of Broward College's contract Agreement between~~ Lenovo (United States), LLC Inc., and The School Board of Broward County, Florida, for the purchase of PCs, laptops, and technical support. **This item was revised to reflect revised Agenda Request Form and Exhibit 2.** Dr. Osgood was absent. (7-0 vote)

The District will begin to implement a technology acquisition plan that ensures equipment is current and operational starting with the 2013-2014 school year. To provide and refresh technology equipment to meet the educational and operational needs of the District, an appropriate refresh cycle must be established to begin to modernize its install-base of aging end-user computing devices. This project is to procure equipment for elementary, middle, high, and center schools to address the move to the common core, the new demands being driven by State online assessment, and the migration of instructional materials from print to digital formats.

Additional spending is needed from the previous Lenovo contract that was Board approved on April 23, 2013. This will allow the District to procure the equipment for schools, departments, centers, District projects, Title I, and other grant purchases.

This aligns with the District Education Technology Plan (DETP) 2013-2016, Goal 2: Technology in Learning – Leverage the power of technology to provide meaningful real-world learning experiences that engage and prepare students in a personalized learning environment to be college and career ready.

This Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel. This Agreement will be executed after School Board Approval.

The total projected expenditure is for \$16,000,000. The funding sources are the approved capital budget of \$8,400,000, Title 1 funding – \$2,200,000; and \$5,400,000 from other approved grants, schools, and department budgets.

Mrs. Rich Levinson requested clarification about the financial impact and funding sources.

Mr. Hunter responded that the multiple funding sources involve the Capital Fund items (technology refresh funds for the year) for the purchase of devices for students in all levels. Schools have a need to purchase equipment and they have multiple funding sources, such as grants and PTA funds. Mr. Hunter stated the item is asking that the schools be allowed to purchase from the same agreement.

Mr. Hunter informed that in total, there are 15,000 devices to be purchased for students; high school students will receive one (1) laptop cart for every 9th grade English Language Arts (ELA) class; staff is still working with curriculum to determine the best placement for middle schools, either 6th grade ELA or math; and the elementary schools will be provided an additional cart. The placement is for specific instructional purposes around ELA and math, and staff wants to ensure that the devices are available for the upcoming testing period.

Mr. Hunter responded that the reality is, in order to get all the instructional needs met in middle school and high school there is not sufficient funding in the technology refresh to provide that, based on enrollment. If all the 6th grade and 9th grade carts are to be delivered, and a formula is developed for elementary school based on the number of enrolled students, there is insufficient funding along the way.

Mrs. Rich Levinson suggested that in the next round, staff look at schools based on enrollment; the schools that possibly should have received two or three based on enrollment become the first schools to receive.

Mrs. Korn said she understood that unless a school is Title I there would not be a technology refresh budget. She inquired about the funding source of \$5.4 million.

Mr. Hunter informed that when he met with the Chief Financial Officer and asked what schools are spending from their own dollars, he was told for the previous year schools spent between \$12 million and \$15 million out of their own dollars for technology. Mr. Hunter stated that due to the desperate need of schools they are utilizing dollars that could be spent other places for technology that has just died. The \$5.4 million is a combination of funds from across the district, district offices or schools.

Mr. Runcie inquired whether or not there is a cap on the amount of dollars that can be spent in the district for technology.

Approved in Open Board Meeting, February 19, 2014

Mr. Woods concurred that historically there has never been a cap but based on purchasing policies and rules in this district, if there is a number on that it cannot exceed.

Mrs. Korn suggested an amendment to indicate that the fund allocation would be \$8.5 million or if the \$2.2 million from Title I funding would be considered part of it, bundled together and indicate it will be \$7 million.

Mr. Runcie stated this would limit the schools.

Remarking that she would prefer not having a cap, Mrs. Korn inquired what spending authority is needed and leave the contract open for the schools spending on technology.

Mr. Runcie stated that the cap could be removed and make the spending authority for \$16 million.

Mrs. Rich Levinson said she would like to see the dollar amount of the 15,000 devices; what it is costing the district, and the rest is a piggyback on this contract that grants and schools can use.

Mr. Hunter responded that the dollar amount for the 15,000 devices is \$8,087,396.

Mr. Carland informed that the recommended action is to approve the contract (piggyback from another agreement) and the contract itself has a pricing term but does not within the contract establish a strict dollar limit on spending. By voting on the contract, the Board is approving the pricing structure in the agreement. The language in the Financial Impact statement indicates it is a projected expenditure. Mr. Carland stated that the Superintendent is not recommending specifically a cap, and the fact that the financial impact may vary, depending on the sources, is not an issue.

Responding to Mrs. Korn's inquiry, Mr. Carland stated that the contract is a piggyback. The piggyback is the procurement process by which the district came to the contract, but technically what the Board approves is the contract with the vendor. Mr. Carland referred to the agreement, in the Whereas clauses on page 1, which reiterates the means by which the agreement was made through the piggyback process.

Approved in Open Board Meeting, February 19, 2014

Responding to Mrs. Freedman's inquiry, Mr. Hunter stated that Title I funds cannot be used because that would be supplanting; the district has to use the district funds, \$8.3 million, and do whatever will be done for every school across the district. Title I comes back as added valued but it cannot be included as a part of what the district is doing across all schools.

Mrs. Bartleman previously inquired whether leasing could be utilized, and the response was that an identified funding source would be needed.

Mr. Runcie used the analogy of leasing a car, if the payment is not made the car will be repossessed. The Superintendent stated that decisions have to be made with today's known dollars versus what may be there tomorrow.

Responding to Mrs. Good's inquiry about the bid process and the pricing for the devices, Mr. Woods stated that the district did go out for an RFP on this item. There was a bid protest made by one of the vendors, which is ongoing, and recognizing the need to deliver the technology to the classroom in order to meet some of the testing requirements later in the school year. Mr. Woods further stated that the pricing received on the piggyback contract was very competitive to the pricing that was received when going out originally on the RFP.

Mr. Carland informed that communication was received today from the vendor who filed the bid protest and he has been attempting to contact counsel. Mr. Carland stated that the original contract did provide for the opportunity for the Board to purchase additional equipment from other contracts and did not establish any guarantees.

Mr. Hunter informed that this contract is the same as the previous contract submitted in May and the pricing on this contract is better than any of the responses received from the RFP.

The following individual addressed this item:

James Silvernale, Federation of Public Employees

Mr. Hunter informed there is a three year on-site warranty for each of the devices.

EE-3. Grant Applications – Post-submission (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the submission and award of the following grant applications: Dr. Osgood was absent. (7-0 vote)

Approved in Open Board Meeting, February 19, 2014

- A. eCYBERMISSION Mini-Grant, \$3,759
- B. Exxon-Mobil Education Alliance, \$2,500
- C. Interface Environmental Education Grants, \$1,000
- D. Target Field Trip Grant, \$700
- E. Wells Fargo Grant, \$1,363

Copies of the Grant Applications are available at the Board Members' Office on the 14th floor of the K. C. Wright Administration Center and Executive Summaries are available online via the Broward County Public Schools eAgenda at: <http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

The positive potential financial impact is \$9,322 from various funding sources. There is no additional financial impact to the District.

Mrs. Rich Levinson said she was pleased that the Director of Grants administration position was filled and she looks forward to the grant awards increasing.

Mrs. Korn recognized the schools and individuals for going above and beyond to apply for and receive additional resources for the schools.

FF. OFFICE OF ACADEMICS

GG. OFFICE OF HUMAN RESOURCES

GG-1. 2013-2014 School-Based Administrators Salary Schedule for Broward Principals and Assistants Association (BPAA) (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to adopt the 2013-2014 School-Based Administrators Salary Schedule for the Meet and Confer group, Broward Principals and Assistants Association (BPAA). Dr. Osgood was absent. (7-0 vote)

This Agreement provides the following components for Principals and Assistant Principals for the 2013-2014 school year:

- 1) A step increase for all eligible Principals and Assistant Principals,
- 2) A lump sum payment equivalent to a step increase for employees on the top step of the salary schedule.

The estimated financial impact of this Agreement is a total of \$1,500,000 including fringe benefits for the 2013-2014 school year. Funding Source: Teacher Salary Allocation Funds approved by the State.

The following individual addressed this item:

Lisa Maxwell, BPAA

HH. OFFICE OF THE GENERAL COUNSEL

HH-1. Employment Agreement between The School Board of Broward County, Florida and Douglas G. Griffin (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Employment Agreement between The School Board of Broward County, Florida and Douglas G. Griffin. Dr. Osgood was absent. (7-0 vote)

On May 21, 2013, the Board approved the addition of an Assistant General Counsel position in the Office of the General Counsel to handle labor matters. The position was advertised on August 30, 2013 and applications and resumes were accepted during the period of August 30, 2013 to October 1, 2013. A total of thirty-one (31) applications were received. The applications were screened and six candidates were recommended for interview.

Interviews were conducted on November 13 and 20, 2013. The interview team consisted of J. Paul Carland, II, General Counsel; Marilyn Batista-McNamara, Deputy General Counsel; Amanda Bailey, (Acting) Chief Human Resources Officer; Dorothy Davis, (Acting) Director-Employee and Labor Relations; and Lorenzo Calhoun, Specialist-Employee and Labor Relations. The interview team reached consensus that Douglas Griffin was the most qualified candidate for the position. Mr. Griffin has been a practicing attorney for more than twenty (20) years specializing in labor and employment matters. He furthermore has extensive experience as a school law attorney both as the General Counsel to The School Board of Martin County, Florida for over ten (10) years and in a private capacity in the state of Illinois. Mr. Griffin's application and resume are attached. The General Counsel reviewed the selection with the Superintendent and he concurred with the selection.

Mr. Griffin was notified that he was the successful candidate and he accepted the position. A contract was negotiated with Mr. Griffin, which is attached. The salary of \$122,000.00 was negotiated based upon Mr. Griffin's experience and qualifications and is below the average salary for comparable in-house labor / employment attorneys in Florida school districts.

The annual financial impact to the District, including benefits is \$149,770. The source of funds is the General Counsel's department budget.

No discussion was held on this item.

Approved in Open Board Meeting, February 19, 2014

- HH-2. Special Counsel Services Agreement by and between
The School Board of Broward County, Florida and The Law Offices of
Evan D. Carb for Specialized Legal Services (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the Special Counsel Services Agreement by and between The School Board of Broward County, Florida and The Law Offices of Evan D. Carb for specialized legal services. (7-0 vote)

The Law Offices of Evan D. Carb provides the school district with specialized legal services, representation before the Federal Communication Commission (FCC) consultation on policy and FCC matters related to BECON TV and ETS concerning district-held communications licenses. Additional information regarding the services provided and the rate for such services is set forth in the attached Executive Summary.

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

Specialized legal services will be provided on an as needed basis with the total not to exceed \$25,000 annually, without additional Board approval. The source of funds is BECON's operating budget and revenue generating account.

Mrs. Korn inquired why the funding source is from BECON versus the budget of the General Counsel.

Mr. Carland responded that in terms of the new online billing system, the expenditures will be tracked through the General Counsel's office as invoices are posted. Other departments previously paid directly from their budgets for services, as approved. Mr. Carland stated that the billing system allows the General Counsel's office to code the direct accounts that the money would be coming from, as the budget directs.

Mrs. Korn was of the opinion that it is easier to track what the district is spending on legal services if it is all in one budget.

Mr. Carland concurred that he will speak with the Budget department and BECON to determine if those set-aside dollars can be placed in the General Counsel's office for legal services.

Mrs. Korn requested that this request be made for tracking purposes.

II. OFFICE OF THE SUPERINTENDENT

JJ. OFFICE OF FACILITIES & CONSTRUCTION

- JJ-1. Approve Authorization to Proceed – Program Management Services – RFQ No. 2014-31-FC (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the Authorization to Proceed in the amount of \$437,592, and authorize the expenditure of up to \$1,750,369. Dr. Osgood was absent. Mrs. Rupert voted "no." (6-1 vote)

This item approves the Authorization to Proceed ("ATP") (Exhibit 2) for Program Management Services in accordance with the terms and conditions of the Professional Services Agreement ("PSA") awarded to URS Corporation Southern and approved by the Board January 22, 2014. This also authorizes the Office of Facilities & Construction to issue one or more ATPs for portions of the work included in this ATP as scheduled on page two of the ATP and to expend up to \$1,750,369 for fees as negotiated and as delineated in Exhibit 2. The work is related to the projects in Exhibit 3.

The Superintendent's Negotiating Committee met with URS Corporation Southern and negotiated fees in accordance with the recommendations of the Superintendent's Parameters Committee and Article 5 of the Program Management Services Agreement. The purpose of this ATP is to commence Program Management Services for the Office of Facilities & Construction as delineated in Exhibit 2. Under the RFQ, the term of the Agreement is for one year with spending authority not to exceed \$1,750,369, and may be renewed by Board approval in one-year periods for a maximum of three years and no more than \$1,750,369 per year, as presented in J-1 (1/22/14).

The financial impact is \$437,592. The source of these funds is already identified in the Adopted District Educational Facilities Plan.

Agenda Items J-1, JJ-1 and JJ-2 were discussed concurrently.

- JJ-2. Authorization to Proceed – Quality Assurance Monitoring/Program Manager Review – Construction and Operational Auditing Services – RFP 11-013V (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the use of current RFP 11-013V, Construction and Operational Auditing Services to McGladrey, LLP for services pertaining to Quality Assurance, Monitoring and Program Manager Review, and authorize the Office of Facilities & Construction to expend up to \$170,000. Dr. Osgood was absent. (7-0 vote)

Approved in Open Board Meeting, February 19, 2014

The School District is engaging a Program Manager to oversee the District's Capital Program. The Office of Facilities & Construction ("OF&C") shall provide primary oversight of the Program Manager and as an independent secondary means of oversight, the OF&C desires to engage McGladrey, LLP to perform quality assurance monitoring and review of the Program Manager, as well as review OF&C's internal controls of Program Manager ensuring adherence to Best Practices as recommended in McGladreys' June 2012 Operational Audit. In addition, McGladrey will provide quarterly reports of their findings on the Program Manager's performance and OF&C's controls. These reports will be transmitted to the Board on a quarterly basis via the office of OF&C and shall be presented to the Facilities Task Force for informational purposes.

This item authorizes the Office of Facilities & Construction to engage McGladrey, LLP for services of independent review of Program Management Services in accordance with the terms of RFP 11-013V.

The financial impact is \$170,000. The source of these funds is already identified in the Adopted District Educational Facilities Plan.

Agenda Items J-1, JJ-1 and JJ-2 were discussed concurrently.

KK. OFFICE OF FINANCIAL MANAGEMENT

LL. OFFICE OF PORTFOLIO SERVICES

- LL-1. First Amendment to the Existing Education Mitigation Agreement Related to Land Use Plan Amendment PC 04-2 as Amended by PCT 13-2
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn and carried, to approve the First Amendment to the existing Education Mitigation Agreement related to Land Use Plan Amendment PC 04-2 as proposed by the City of Pembroke Pines for 365 additional residential units included in Land Use Text Amendment PCT 13-2 located in the City of Pembroke Pines, as delineated in the First Amended Education Mitigation Agreement. Dr. Osgood was absent. (7-0 vote)

Approval of the First Amendment to the existing Education Mitigation Agreement for Land Use Plan Amendment PC 04-2 is being requested by the City of Pembroke Pines. The purpose is to enable the inclusion of 365 additional multi-family (5 townhomes, 288 garden apartments, and 72 mid-rise) residential units proposed (via Land Use Text Amendment PCT 13-2) in the City's Local Activity Center (LAC).

Approved in Open Board Meeting, February 19, 2014

In 2004, the City of Pembroke Pines entered into an Education Mitigation Agreement ("04 Agreement") with Broward County and the School Board for Land Use Plan Amendment PC 04-2 to allocate 750 residential units (325 townhouse and 425 high-rise) in the LAC. Subsequently, in 2006, the City of Pembroke Pines entered into another Education Mitigation Agreement ("06 Agreement") with Broward County and the School Board for Land Use Text Amendment PCT 06-1 to allocate 250 additional high-rise residential units within the LAC. Both the 04 Agreement and the 06 Agreement call for payment of per unit cost based on the amount calculated using applicable Student Station Cost Factors published by the State of Florida.

In 2013, the City of Pembroke Pines added 365 additional multi-family (5 townhomes, 288 garden apartments, and 72 mid-rise) residential units on an 11.052 acre site via Land Use Text Amendment PCT 13-2 within the previously approved LAC (PC 04-2). These additional units are anticipated to generate a maximum 89 additional students (44 elementary, 20 middle, and 25 high) into Broward County Public Schools.

On November 19, 2013, the City of Pembroke Pines approved the First Amendment to the existing Education Mitigation Agreement related to Land Use Plan Amendment PC 04-2 as amended by PCT 13-2. The First Amended Education Mitigation Agreement has been reviewed and approved as to form and legal content by Alan Gabriel, District Cadre Attorney.

This Agreement will be executed after School Board approval.

There is an estimated positive financial impact to the District of \$14,575 in a mitigation amount due and an estimated positive financial impact to the District of \$1,329,912 in school impact fees due.

Mrs. Good inquired about the additional impact amount and whether it is going to be handled through additional mitigation.

Concurring, Mrs. Brown stated that the amount is based on the increase in the number of students over the original application, and it complies with all requirements.

- LL-2. Premium Services Agreement Approval – Florida Intercultural Academy Inc., (Florida Intercultural Academy, Location Number 5361)
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn and carried, to approve the Premium Services Agreement between The School Board of Broward County, Florida (SBBC), and Florida Intercultural Academy Inc. Dr. Osgood was absent. (7-0 vote)

Approved in Open Board Meeting, February 19, 2014

As part of the District's Venture Design Initiative, and pursuant to Section 1002.33(20)(b), Florida Statutes, the Innovative Programs Design/Support Department has negotiated the terms of a Premium Services Agreement for fee-supported services with Florida Intercultural Academy Inc. The agreement delineates the negotiated terms as well as the structure and components that will comprise the services purchased by the School.

A copy of all supporting documents is available at the Innovative Programs Design/ Support Department on the 4th floor of the K. C. W. Administration Center.

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

There is estimated positive revenue to the District in the amount of \$740 for this 2013-2014 Premium Services Agreement. This amount is based on the minimum contracted hours and may change depending on the actual total hours of service delivered throughout the academic year.

No discussion was held on this item.

- LL-3. Premium Services Agreement Approval – Florida Intercultural Academy West Inc., (Florida Intercultural Academy West, Location Number 5422)
(Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn and carried, to approve the Premium Services Agreement between The School Board of Broward County, Florida (SBBC), and Florida Intercultural Academy West Inc. Dr. Osgood was absent. (7-0 vote)

As part of the District's Venture Design Initiative, and pursuant to Section 1002.33(20)(b), Florida Statutes, the Innovative Programs Design/Support Department has negotiated the terms of a Premium Services Agreement for fee-supported services with Florida Intercultural Academy West Inc. The agreement delineates the negotiated terms as well as the structure and components that will comprise the services purchased by the School.

A copy of all supporting documents is available at the Innovative Programs Design/ Support Department on the 4th floor of the K. C. W. Administration Center.

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

Approved in Open Board Meeting, February 19, 2014

There is estimated positive revenue to the District in the amount of \$1,360 for this 2013-2014 Premium Services Agreement. This amount is based on the minimum contracted hours and may change depending on the actual total hours of service delivered throughout the academic year.

No discussion was held on this item.

LL-4. Class Size Reduction Compliance Plan for 2014-15 (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn and carried, to approve to certify the 2014-15 compliance plan for each on-charter school that was out of Class Size Reduction compliance during Survey 2 in October 2013. Dr. Osgood was absent. (7-0 vote)

Per F.S. 1003.03, each district that has not complied with the requirements in subsection (1) shall submit to the commissioner by February 1st a plan certified by the district school board that describes the specific actions the district will take in order to fully comply with the requirements in subsection (1) by October of the following school year. With the submission of the School Board approved 2014-15 compliance plan to the FDOE by the February 1st deadline, the State's Legislative Budget Commission, by February 15th, could reduce the final penalty amount (original amount less any reductions due to appeal) by up to (no more than) 75%.

If a district submits the certified plan by the required deadline, the funds remaining after the reallocation calculation for the districts that have fully met the class size requirements (amount of up to 50 percent of the base student allocation multiplied by the total district FTE students – not to exceed 25 percent of the total funds reduced) shall be added back to the district's class size categorical allocation based on each qualifying district's proportion of the total reduction for all qualifying districts for which a reduction was calculated. No district shall have an amount added back that is greater than the amount that was reduced.

Mrs. Bartleman stated that Nova Eisenhower Elementary School is an open enrollment choice school and the district has the ability to cap the enrollment. She stated the district needs to meet class size and there is no reason for a school to have class size compliance issues. In addition, the school is contributing to the penalty.

Concurring, Mrs. Brown stated that 3rd grade students can be denied the opportunity to get into the schools and to save those spaces for any students that might or might not pass 3rd grade reading camp. Staff will again review the issue.

Approved in Open Board Meeting, February 19, 2014

Mrs. Bartleman requested that best practices be utilized in a combination grade-level class model.

Mrs. Korn spoke of multi-grade classrooms and voiced concern that this concept is being done to tackle the class size issue, which may not be implemented with the same kind of fidelity. In going forward, Mrs. Korn requested that this use be minimized.

Mrs. Freedman stated that some District 4 schools have progressed utilizing this effective style of teaching. As a means to alleviate class size, there should not be the implementation of any strategy at a location where it might not be effective. Mrs. Freedman further stated there has been some negative feedback regarding the placement of an additional teacher in the classroom when the numbers go over.

Mrs. Rich Levinson was hopeful that class size can be evaluated and adjustments made earlier for the benefit of students. Even though there are no high schools on the list, the options of increasing number of students in Advanced Placement classes should never be an option in order to meet class size. Mrs. Rich Levinson added that not all students can learn well through the virtual instruction and it is important to place children where they belong appropriately, not making education decisions only on class size compliance.

LL-5. Extension of Lease Agreement between The School Board of Broward County, Florida and The City of Pompano Beach, Florida (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Extension of Lease Agreement between The School Board of Broward County, Florida and the City of Pompano Beach, Florida. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

On February 17, 2004, the City of Pompano Beach entered into a ten (10) year lease agreement with The School Board of Broward County, Florida (SBBC) for the use of space in Building 9 (currently designated as Building 12) on the campus of Pompano Beach High School, and the lease agreement required that it pay a rental fee of One Dollar (\$1.00) per year. Over the years, the City ran a pre-school program for up to 4 year-old children in the leased facility, while SBBC utilized two classrooms in the Building for the Amanda's Place program which served infants to 3 year old children. The lease with the City will expire on February 17, 2014; however, in order not to disrupt school activities in the middle of its school year, the City has requested that the lease be extended until after the end of the school year or until June 30, 2014. However, District staff's concerns are that the leased facility has been cited for safety violations, and has identified defects and structural issues.

For background purposes, Building 12 was constructed in 1954, and when the City entered into the agreement, there was acknowledgement that the Building at that time needed extensive repairs. Also around that period, the Building was the subject of a District filed Castaldi plan which has since been approved by the Florida Department of Education (FDOE). Despite these issues, the City desired to move forward with leasing the Building, with the acknowledgement that it would maintain the facility to make it habitable. Thereafter, the lease was entered into for the stated period. But over the years, critical components of the Building continued to deteriorate and have gotten worse. To this end, pertinent District staff inspected the Building and recommended that defects found during its inspection are not worth repairing; and as such, the Building should be demolished.

The City plans to continue its pre-school program and has expressed desire to enter into a new lease agreement with SBBC at another School Board owned facility, but wants to remain at the current facility until June 30, 2014. In consideration of the City's request, a recent joint inspection of Building 12 was conducted by both District and City officials. Consensus from the inspection required the City to correct a number of safety violations to ensure that the Building can be occupied temporarily through June 30, 2014. The City has since corrected the violations to the satisfaction of the District's Safety Department. This Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel; and upon its approval by SBBC, the City will take formal action to do the same.

There is a positive financial impact of \$1.00 to the District; therefore, this item does not require a Collaboration Form from the Capital Budget Department.

Referring to Amanda's Place program, Mrs. Bartleman inquired what will happen to the program if the lease is only extended for one (1) year and providing housing that is convenient for parents.

Mrs. Brown responded that currently the site has two programs, Pompano Beach City program for Pre-K and Amanda's Place, which is run through the district's CTACE program (2 classrooms). Staff has been working with the city to find a site in one of the district's under-enrolled schools, and they asked to extend the contract through June so as not to disrupt the students. The Pre-K program will be Sanders Park Elementary for the 2014-15 school year. Mrs. Brown stated that staff is still working on a site for Amanda's Place; a meeting will be held to discuss a location on January 29, 2014, with community input, that meets the needs of the families and the program.

Approved in Open Board Meeting, February 19, 2014

Mrs. Rupert requested that staff provide information as to why Amanda's Place is placed under the Adult Education program; how the fees are generated and what do they pay for; will the district have the ability to move Amanda's Place, and who will actually pay for the move.

Mrs. Good stated that both buildings are housed in Building 12, which previously had the Castaldi plan. Referring to the Executive Summary, Mrs. Good inquired when discussions initially occurred regarding the need to move the programs.

Gerald Graziose, Director, Safety & Chief Fire Official, responded that a request was made by Chris Akagbosu, Director, Facility Planning & Real Estate, and a meeting was held in Amanda's Place in September 2013 with city officials.

Mr. Akagbosu informed that district staff met with the city during the summer regarding the decision to relocate the programs to a safe facility.

Referring to the safety concerns, Mr. Graziose stated that the issue is the structure of the building which continues to deteriorate, and there has been minimal maintenance on safety items at the location so that it could be occupied and until another location could be obtained. Mr. Graziose informed that it is not economically feasible to bring the building up to current building and fire safety codes.

Mrs. Good voiced concern over the safety issues at the school. She stated that the district wants to assure the city that the programs will continue, but first and foremost is the safety of the children. Mrs. Good stated she did not want the agreement to go beyond June 2014, and every effort should be made by the Superintendent and staff to find a resolution. To continue to utilize a space for this type of need is not in the best interest of children.

The following individual addressed this item:

Mark Boudreaux, Recreation Programs Administration, City of Pompano Beach

Adjournment This meeting was adjourned at 5:30 p.m.

RT