

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

February 4, 2014
Tuesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:15 a.m., Tuesday, February 4, 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, Nora Rupert; Superintendent Robert W. Runcie; and J. Paul Carland, II., Esq.

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

Dr. Osgood introduced Principal Vicki Flournoy and students from Oriole Elementary School (appearing through video conference) who led the Pledge of Allegiance to the Flag of the United States of America.

Minutes for Approval Motion was made by Mrs. Rupert, seconded by Dr. Osgood and carried, to approve the official minutes for the following Board Meetings: Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

January 14, 2014 – Special Meeting
January 22, 2014 – Special – Expulsions

Close Agenda Upon motion by Mrs. Rupert, seconded by Dr. Osgood and carried, the Agenda was approved and declared closed. Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

SPECIAL PRESENTATIONS

Recognition of Black History Month

Mrs. Good, Dr. Osgood and Michaelle Pope, Executive Director, Student Support Initiatives, introduced the Resolution in Support of Black History Month, February 2014.

Mrs. Good stated that Black History Month was started in 1926 by Dr. Carter G. Woodson to bring national attention to the contributions of black people to American and world history. Dr. Woodson chose the second week of February because it marks the birthdays of Frederick Douglass and Abraham Lincoln. In 1976, it was expanded to a month-long recognition nationwide.

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The School Board of Broward County, Florida, made black history when it selected and approved the district's first black Superintendent, Robert W. Runcie in October 2011.

Dr. Osgood read the Resolution (14-37) in Support of Black History Month, February 2014. Negro History originated in 1926 from an idea conceived by Dr. Woodson, a black historian who was known as the Father of Black History. The purpose of National Negro Week was to emphasize the significance of the historical experiences of black Americans, their advancements, struggles, triumphs, contributions, and successes. The rich history and heritage of African Americans is documented in the fields of education, medicine, science, music, art, dance, politics, religion, technology, and many other fields. This rich cultural and historical background has given inspiration and has provided identity for African Americans.

The School Board of Broward County, Florida, in conjunction with other organizations and groups throughout the United States, proclaims the month of February 2014 as Black History Month.

Dr. Osgood stated that black history is celebrated in Broward County schools 365 days.

Each Board Member and the Superintendent received the book, African American Sites in Florida, by Kevin McCarthy, a discourse of African Americans' contributions to the state of Florida, noting Broward County on page 23.

Dr. Osgood highlighted local historical facts related to black history: Old Dillard Museum, Blanche General Ely, Kathleen C. Wright, and James Sistrunk, among other individuals who contributed to African Americans in society.

Dr. Osgood said she has the unique, esteemed honor of currently serving as the only African American on the Broward County School Board, along with a group of "Leading Ladies" who are committed to diversity and education, sharing information of all people of all races.

Amalio Nieves, Director, Diversity, Cultural Outreach & Prevention, introduced the following individuals for their efforts during Black History Month: Carle Shawn, Karen Moreland, Marion Williams, Linda Evans, Diversity Cultural Outreach & Prevention; Louise Ball, Ed.D., and Shellie Gory, Instruction & Interventions, for spearheading efforts in terms of Black History Month events throughout the district.

Mr. Nieves introduced the following community partners: Derek Davis, Curator, Old Dillard Museum; Elaina Norlin, Director, African-American Research Library and Cultural Center; Anita King, Coordinator, Youth Services, Broward County Libraries Division, who spoke of their partnership with the district.

Superintendent Runcie commented that Black History Month and black history is American History, a history focused on social justice, equality, and pushing this country to live up to the ideals that have been put forth in the constitutions and values that this system was founded. Mr. Runcie stated that every single day and every single week and months of the year Black History Month and all cultures should be celebrated.

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Dr. Osgood informed that the African-American Library has requested her story to be included in the historic archives, stating she was humbled to share her life, her struggles and her life today. Dr. Osgood stated a large part of who she is as an African-American is her faith.

Mrs. Valbrun-Pope stated that students will be joining in the Black History Month celebrations.

Proclamation to Luis Espinosa, Teacher of Apollo Middle School

Ms. Murray introduced Luis Espinosa, Teacher, Apollo Middle School (District 1), who recently received the Milken Educator Award and awarded \$25,000 which will be used to finish his master's degree. Mr. Espinosa was also recognized by Governor Rick Scott and awarded the Shine award.

Ms. Murray also introduced Shawn Aycock, Principal Apollo Middle School; Sharon Glickman, President, Broward Teachers Union; and Felipe Pinzon, Vice President of Programs, Hispanic Unity of Florida.

Principal Aycock informed that Mr. Espinosa leads the Aeronautics STEM (Science, Technology Engineering and Math) Magnet and LEEO (Linking Education and Employment Opportunities) programs at Apollo Middle School in Hollywood, Florida. She highlighted Mr. Espinosa's energy, commitment and dedication to students and school for the past 17 years.

Ms. Glickman thanked the Milken Family Foundation for recognizing Mr. Espinosa's skills and dedication. The school district and students are fortunate they have the nation's very best teachers and support staff. Gratitude was expressed to Mr. Espinosa.

Mr. Pinzon stated it was a privilege to work with Mr. Espinosa through Hispanic Unity of Florida, having joined six years ago, and spoke about his passion in serving the children of Broward County. Mr. Pinzon shared that one of the most significant accomplishments of Mr. Espinosa is the STEM in the Garden project at Apollo Middle School, exposing minority students to math, engineering, technology and science.

Ms. Murray read the proclamation recognizing Luis Espinosa.

Remarking that his only drive in the morning is to give the best to his students, Mr. Espinosa spoke of his inspiration, his passion for technology, and having fun with children and learning together. Mr. Espinosa thanked the School Board and Superintendent for the recognition.

Mr. Espinosa was highlighted in the www.browardschools.com News Release.

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Remarking that she was privileged to attend the STEM in the Garden dedication, Mrs. Rich Levinson stated it was apparent from that event the admiration and respect exhibited to Mr. Espinosa from his students, staff and the community. She thanked Mr. Espinosa for instilling the love of learning in middle school students and for giving back.

Congratulating Mr. Espinosa, Mrs. Good stated she attended the ceremony and the surprise award to Mr. Espinosa. Mrs. Good stated it was evident there is a genuine love that students have for Mr. Espinosa and what he does for them in the classroom.

Recognition of Zack Schaja, President of Florida DECA and Candidate for National DECA President

Mrs. Freedman introduced Zack Schaja, Senior at Marjory Stoneman Douglas High School, and President of Florida DECA and candidate for National DECA President.

Mrs. Freedman informed that on May 2014 an election will be held at the DECA International Career and Development conference in Atlanta. The state of Florida has never had a National DECA President and it is Zack's goal to become the first. Zack will defer enrolling at Emory University for one year so he can lead this group of 200,000 students.

Mrs. Freedman highlighted Zack's involvement and duties serving as President of Florida DECA, and his responsibilities in securing a procurement of \$5,000 from Kraft Foods to support the Florida Macaroni and Cheese Drive to benefit the Seminole County families in transition. Zack is also the recipient of the first Florida DECA Officer Coordinators' Award of 2013.

Zack thanked Mrs. Freedman, School Board Members and the Superintendent for the honor of attending the meeting. Zack said he was very fortunate for the education he received at Riverglades Elementary, Westglades Middle, and Marjory Stoneman Douglas High School, having been taught by unbelievable teachers. He expressed gratitude to Sharon Cutler, Academy of Finance Lead Teacher, DECA Advisor, who started him on his journey with DECA, which has significantly influenced his life, and acknowledged Stoneman Douglas DECA advisors, Mrs. (Lisa) Webster, Mr. (Mitch) Albert, and Principal Ty Thompson. Zack also acknowledged the Florida officer team for their hard work and Robert Hosier, Florida DECA Officer Coordinator and Cypress Bay High School DECA advisor.

Mrs. Cutler spoke about the Academy of Finance four-year program and the progression of Zack since the 9th grade to present. Mrs. Cutler thanked the School Board for giving Zack a well-deserved recognition.

Principal Thompson thanked the School Board for recognizing Zack, as he has worked hard over the past few years and was excited about the next steps he will take. Mr. Thompson stated that education is very important in the classroom and it is more important outside the classroom, building more rounded students so they can be prepared when they leave.

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Mr. Hosier spoke of Zack's leadership and said he represents Broward County very well, is very proud to have worked with him and is excited about the future in the DECA organization.

A photo session was held with Zack and his guests, the School Board Members and Superintendent.

REPORTS

The following reports were presented:

Diversity Committee - Rebecca Dahl
District Advisory Council - Jodi Klein
ESE Advisory Council - Nathalie Adams

SUPERINTENDENT

Mr. Runcie informed that he and the Chair attended the Florida State Department of Education awards ceremony recognizing the two Broward County finalists for the Principal of the Year (Brian Kingsley) and Assistant Principal of the Year (Jo-Anne Misiewicz-Seltzer).

The Superintendent acknowledged the educational leadership of Mr. Kingsley, one of three finalists to represent the state, during his tenure at Gulfstream Middle School. During the past school year, Gulfstream gained the distinction of having the highest increase in student achievement of all middle schools in Broward County while experiencing some of the highest increases in student enrollment. Mr. Kingsley effectively balances his knowledge and expertise with practical approaches to improve social and environmental factors leading to student success.

Mrs. Good informed that Jo-Anne Misiewicz-Seltzer is an educator of more than 17 years and has a reputation for exceeding expectations, and during her three (3) years as an Assistant Principal at Flamingo Elementary School she was recognized for her ability to be proactive. She created and implemented a Discipline Professional Learning Community to focus on ways to improve behavior and safety for all students. In her current role of principal at Riverglades Elementary, she is an experienced educator and leader with extensive knowledge of curriculum. As one of a few Marzano trainers, she has provided staff development for teachers at Flamingo and throughout the district.

Congratulating Mr. Kingsley and Mrs. Misiewicz-Seltzer, Mrs. Good stated it was an honor to go to Orlando to support two amazing educators. It was a proud moment for everyone. It says a lot about the principals and assistant principals in the district, and Broward County Public Schools.

BOARD MEMBERS

Mrs. Good requested the Superintendent ascertain from the governor's office when an appointment for District 3 Board Member is anticipated to be announced.

Mrs. Bartleman informed that February 3 - 7, 2014 is National School Counseling Week. This week highlights the tremendous impact that school counselors have on students. Mrs. Bartleman expressed gratitude to school counselors for everything they do every day.

Mrs. Rupert reminded Broward Advisors for Continuing Education (BRACE) advisors and students that the League of Cities Scholarship deadline is February 14, 2014.

Speakers

Ida Bell

Rhonda Ward

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mrs. Rupert, seconded by Dr. Osgood and carried, to approve the Consent Agenda for the remaining items (**identified by ***). Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

- *A-1. Resolution No. 14-74 – Declare Site No. 9384.1 The TSSC Annex Administration Facility Site, Surplus (Adopted)

Adopted Resolution No. 14-74, declaring Site No. 9384.1 the TSSC Administration Facility Site, surplus, in accordance with Section 1013.28, Florida Statutes.

Section 1013.28, Florida Statutes (FS) permits a board to dispose of any land or real property that is, by resolution of the board, determined to be unnecessary for educational purposes as recommended in an educational plant survey. On December 6, 2013, the Florida Department of Education (FDOE) approved the School Board authorized spot survey that the District submitted to the FDOE for validation.

For background purposes, the School Board acquired a 4.24 acre parcel together with a 58,880 gross square foot (or 49,103 net square foot) building, located at 7770 West Oakland Park Boulevard, Sunrise, Florida, from Argora Properties, Ltd., on November 11, 2000. Previously, the building was occupied by the North Central Area Superintendent's Office and a commercial bank space that was leased by Bank of America (BOA).

Approved in Open Board Meeting, March 4, 2014

On April 29, 2013, BOA vacated the building consistent with its lease agreement with the School Board and the space vacated by the Bank is currently vacant.

Currently, there is an existing rooftop cell tower lease with Nextel South Corp (d/b/a/ Nextel Communications) which is scheduled to expire in October 2020. Provisions of the lease agreement with Nextel South Corp allows for assignment of the lease.

Consistent with Section 1013.28, FS, this Board Item is seeking the Board's approval to surplus the TSSC Annex Facility, and upon the Board's approval, the Facility will be marketed.

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

A-2. Resolution in Support of Engineers Month in Broward County Public Schools (Adopted)

Motion was made by Mrs. Rupert, seconded by Mrs. Bartleman and carried, to adopt Resolution #14-75, in support of Engineers Month. (8-0 vote)

Mrs. Rupert, following the reading of the resolution into the record, shared that her son has happily chosen auto mechanic engineering as a vocation and Mrs. Good's daughter is pursuing biomedical engineering. Mrs. Rupert stated she was very proud that the school district is sponsoring this field through resolution.

Mrs. Rich Levinson commended the district on the expansion of these programs to the elementary schools, stating it is key that these programs begin at this level because the interest in science begins at this age group. Mrs. Rich Levinson stated, engaging students in hands-on interactive learning children will continue with science.

Mrs. Rich Levinson noted that Marie DeSanctis, Ph.D., Executive Director, Instruction & Interventions, is an engineer and only 10% of females enter this field, an excellent opportunity for females to pursue.

A-3. Resolution No. 14-76 – Certificates of Participation, Series 2014A (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to adopt Resolution No. 14-76 – Certificates of Participation, Series 2014A. (8-0 vote)

Approved in Open Board Meeting, March 4, 2014

The District has two variable rate Certificate of Participation (COP) financings outstanding.

The nature of these financings is that every three years the structure of the financing is reviewed and new terms and conditions are negotiated (commonly referred to as a remarketing) in order to reduce the fees and interest costs. The District has received ten (10) proposals. The recommended proposals will save the District approximately \$800,000 annually. Please see the Executive Summary for continuation of Summary and Background.

The documents have been reviewed and approved as to form and legal content by Bond Counsel.

The Resolution and all exhibits are available online via the Broward County Public Schools eAgenda at:
<http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda>.

The District will realize approximately \$800,000 in annual debt service savings over the next three (3) years compared to the current structure. Actual savings may be higher or lower depending on the market at the time of pricing.

I. Benjamin Leong, Chief Financial Officer, informed that due to the conservative financial structure of the district there is less than 10% of the portfolio in variable debts. He explained that staff reviews the financial market to ensure the district receives more savings for fees and interest, and in March these financing arrangements expire. Mr. Leong stated that the resolution will authorize the renewal of better financings and lowering fees, approximately 7.5%, which equates to \$800,000 a year for the next three years. He noted that 10 institutions responded this year and, like in the past, two (2) banks came forward with financing.

Mrs. Korn congratulated Mr. Leong and staff for taking this approach over a three-year span, which equates to approximately a \$2.4 million savings. Mrs. Korn stated that staff was able to reduce the fees the district was paying, as well as a reduced cap that the district would be paying.

Mrs. Rich Levinson thanked Mr. Leong for pursuing this process every three (3) years, particularly the division between the two institutions that was used this year to come up with the best savings possible. She stated this encourages more people to respond to the district's inquiries.

Mrs. Korn noted that these are capital dollars (buildings, infrastructure and technology), money that is most needed.

Approved in Open Board Meeting, March 4, 2014

Mrs. Rich Levinson informed that when the state reduced the district from 2 mills to 1.5 mills the district incurred a substantial percentage increase of debt service as it relates to the total budget.

Concurring, Mr. Leong stated in the last five (5) years the district paid off about \$230 million in debt, principal, under the leadership of the School Board and the Superintendent.

B. BOARD MEMBERS

E. OFFICE OF STRATEGY & OPERATIONS

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

Approved the recommendations of the Superintendent indicated in Exhibit 2.

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 January 15, 2014, 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 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.

F. OFFICE OF ACADEMICS

- *F-1. New Event Agreement with Westfield Broward Mall for Science Fair Competition and Exhibition (Approved)

Approved Event Agreement for use of Broward Mall Facilities for Science Fair Competition and Exhibition.

The Agreement period is from February 6, 2014 through February 9, 2014.

The Broward County Regional Science and Engineering Fair (BCSEF) is an annual pre-collegiate science competition that provides a forum to showcase over 800 outstanding student projects from public, charter, and private schools across Broward County. Broward students display their creativity and innovation in a STEM discipline, collaborate with others to understand the scientific and technological changes in society and think critically / problem-solve for viable solutions to problems in their community, school, or national environment while competing for awards and prizes. Students present and defend their projects to experts in the field and are judged on the merit of their scientific research. The top 48 students at the middle and high school levels are selected to compete in the State Science and Engineering Fair with the top 4 from the high school group receiving an invitation to compete at the International Science and Engineering Fair. The agreement provides the facility for the judging and displaying of the student projects to the community.

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 to the district.

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. Rupert, seconded by Dr. Osgood and carried, to approve the personnel recommendations for the 2012-2013 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. Mrs. Korn had not yet assumed her seat on the dais. (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.

Approved in Open Board Meeting, March 4, 2014

Mrs. Rupert, commenting that there are some Student Success Opportunity Schools (SSOS) schools and some struggling schools in her district, inquired what is being done for these schools when it comes to incentives to fill some of the core vacancies that are available.

Mrs. Rupert voiced concern that there are vacancies in core classes 8 weeks prior to FCAT.

Susan Rockelman, Director, Instructional Staffing, responded that staff works closely with SSOS schools to ensure that they are filling their vacancies in a timely manner. The vacancies listed on the report were vacancies received at that time, and they were filled by today. Once the vacancy is reported the principal is contacted immediately to find out what they are doing to find candidates, to make sure they have a pool to choose from.

Mrs. Rockelman stated that currently, for this year, if a school is identified as a School Improvement Grants (SIG) school there are bonuses available for those teachers, the same as identified as a Teacher Incentive Fund (TIF) school and incentives were offered for those teachers. Next year, the incentives that can be offered will be expanded, especially in the field of science and math, those that are more difficult and challenging to find.

In addition, a Broward Interview Day is held once a month, or more, and principals and staff interview the teachers. A candidate that is recommended will be sent to the principal that day in order to fill the vacancy immediately.

Dr. Osgood spoke of the lack of coverage at Sandpiper Elementary School, a Principal and one Assistant Principal. Dr. Osgood suggested developing a process whereby human resources can be sent to the school to help support the school.

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

Approved the personnel recommendations for separation of employment or discipline as listed in the respective lists for instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida Department of Education and The School Board of Broward County, Florida.

The Personnel Recommendations for Instructional Employees include the following items:

1. Instructional Resignations/Retirements/Layoffs

There will be no financial impact to the school district.

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

Motion was made by Mrs. Rupert, seconded by Dr. Osgood 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 withdraw page 13 in Section 9, and replace page 11 in Section 6.** Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

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

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

Responding to Mrs. Rupert's inquiry regarding the rationale for the recommended salary for the position of Coordinator, Governmental Affairs, Amanda Bailey, Acting Chief Human Resources Officer, stated that the candidate possesses additional qualifications and job responsibilities. The salary will reflect and be commensurate with the experience and direct knowledge that the candidate possesses. Mrs. Bailey stated that she and Jeff Moquin, Chief of Staff, will determine what operational needs exist in the Superintendent's office.

Approved in Open Board Meeting, March 4, 2014

Newly-appointed district personnel were recognized by Mrs. Bartleman and Ms. Murray, on behalf of the School Board.

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. Rupert, seconded by Mrs. Bartleman 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. Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

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. Bartleman expressed gratitude to Cynthia Park for her years of service to the district and outstanding leadership with guidance counselors and BRACE advisors.

Concurring, Mrs. Rupert extended best wishes to Ms. Park and said she will be a loss to the district. Mrs. Rupert shared her teaching relationship with Ms. Park, reaching out to her for gifted advice for her son and several of her students.

Extending best wishes to Ms. Park, Mrs. Rich Levinson recognized her for moving the district forward in Advanced Academics and for all she has done in gifted education in this district. Mrs. Rich Levinson shared her relationship with Ms. Park when she was involved in Gifted Advisory. She said that her institutional knowledge will be missed.

Ms. Murray acknowledged Carrie Harris, Bus Operator, Pupil Transportation, and extended best wishes in retirement.

Approved in Open Board Meeting, March 4, 2014

***G-5. Supplemental Pay Positions – List #13 (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.

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. Approval of Out-of-Field Teaching Assignments (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the list of out-of-field teaching assignments. (8-0 vote)

State Board of Education Rule (SBER) 6A-1.0503, Definition of Qualified Instructional Personnel requires out-of-field teachers to be School Board approved and to take at least six (6) semester hours of college coursework towards certification and /or 120 in-service points, for gifted and reading assignments, each year until appropriately certified. When applicable, teachers may opt to pass the appropriate subject area exam in lieu of completing coursework. Teachers out-of-field due to the English for Speakers of Other Languages (ESOL)/Multicultural Education Training Advocacy (META) Agreement are required to complete 15 semester hours of college coursework or 300 in-service points within six (6) years from the date of the assignment to students identified as English Language Learners (ELL).

There is no additional financial impact to the school district.

Approved in Open Board Meeting, March 4, 2014

Mrs. Korn stated that she has received feedback from teachers regarding the concern over the timing for teachers to be gifted endorsed, specifically the middle school level. She stated at some of the middle school locations teachers are being told that all of them need to be gifted endorsed because at any given time a student may be put into a classroom that has an Educational Plan (EP).

Mrs. Rockelman responded that the time frame to get a gifted endorsement starts when the teacher is assigned a gifted student; one year (1) is provided to complete every six (6) credit hours for the equivalent of in-service points. The gifted endorsement requires five (5) courses; if they complete the two (2) courses over the years it will take them an additional two years to complete all five courses. Mrs. Rockelman stated that she reviewed all the gifted courses being offered and they were not at capacity. She stated that teachers taking two courses during a school year is not realistic.

Concurring, Mrs. Bailey stated that staff has been trying to actively work against all of the certification areas, which is apparent there is more newly identified rigor. There have been recent conversations with Jose Dotres, Chief Academic Officer, and his staff in an attempt to identify the specific schools with the highest level of need and provide targeted assistance to accelerate the completion for those teachers.

Mrs. Korn stated there is a reality for teachers who do not get the two courses completed this year and their job being at risk the following year. Remarking that this a state requirement, Mrs. Korn requested that the stress upon teachers be mitigated by the district and communicated as often, and as much as possible, directly to the teachers of everything that is occurring. She requested that staff provide the Board information on what the response and communication is.

Mrs. Bartleman inquired about the state law requirements for gifted certification, the time frame in which to get certification, and how many courses within the first year.

Mrs. Rockelman responded if a student requires gifted services the teacher of record must be appropriately certified in gifted. Required by state law, there are five (5) courses where the teacher can take the equivalent of in-service points. In order to be compliant by law six (6) semester hours must be taken, or the equivalent in-service points, within the first year of being assigned a gifted student. Mrs. Rockelman stated, each year up to two (2) courses must be taken and then the last course would be completed the third year.

Approved in Open Board Meeting, March 4, 2014

Mrs. Rockelman further stated for the Multicultural Education, Training and Advocacy (META) requirement, the English for Speakers of Other Languages (ESOL) requires taking one (1) course within the first two years. The Exceptional Student Education (ESE) requirement is the same as the gifted, as of all other subject areas. All subject areas, with the exception of ESOL, requires taking two courses within the first year of being out of field.

Mrs. Bartleman suggested offering professional development, with a combination six-credit class that teachers can extend over the year. She stated the district needs to ensure doing whatever can be done to minimize the impact to teachers. It is important that they are trained, but ESOL students are not given the same priority as the ESOL students at the state level; the laws should mirror each other. This should also be reviewed legislatively.

Mrs. Rupert thanked staff for their effort to reduce the teachers that are teaching subjects out of field for ESOL, decreasing 7%. When looking at subjects out of field, ESOL and gifted make up more than half of the district's teachers.

Superintendent Runcie proposed that he will work with staff to conduct an analysis on this challenge and work on getting legislative changes in Tallahassee for next year's session; providing flexibility and options for students.

Ms. Murray stated it would behoove the district to reach out to colleges and universities that are preparing and training new teachers.

Mr. Runcie responded that staff currently holds quarterly meetings with the universities, particularly those where the district sources a lot of teaching talent.

The following individual addressed this item:

Rhonda Ward

Mrs. Bartleman stated that the highest number of out-of-field teachers is 145 and they have five (5) years in which to get certified, out of 145,000 teachers.

H. OFFICE OF THE GENERAL COUNSEL

I. OFFICE OF THE SUPERINTENDENT

***I-1. Petition For Formal Proceedings – JJ (Received)**

Received the Petition for Formal proceedings submitted by the Superintendent in reference to this teacher and that teacher be suspended without pay for three (3) days, subject to the teacher's appeal rights.

The teacher, JJ, has violated the principals of Professional Conduct for the Education Profession in Florida. Teacher failed to "make every reasonable effort to protect the students from conditions harmful to learning and/or to the student's mental and/or physical health and/or safety." Due to the severity of the infractions, a three (3) day unpaid suspension is recommended. The cadre attorney prepared the Petition for Formal Proceedings and notice was sent to the employee that a recommendation for a three (3) day suspension without pay would be presented to the School Board on February 4, 2014. The teacher has the right to request a hearing with the Division of Administrative Hearings (DOAH) within 21 calendar days of the School Board action to appeal this disciplinary action.

There is no financial impact to the district.

J. OFFICE OF FACILITIES & CONSTRUCTION

K. OFFICE OF FINANCIAL MANAGEMENT

K-1. General Fund Amendment as of November 30, 2013 (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the General Fund Amendment as of November 30, 2013. Mrs. Freedman was absent for the vote due to meeting with guests from the Special Presentation. (7-0 vote)

General Fund Amendment is submitted to the School Board pursuant to State Board Administrative Rule 6A-1.006. This Amendment is for the purpose of updating The Broward County School District Budget for estimated revenues and appropriations changes in the General Fund. Amendment includes information for the month of November 2013.

There is no financial impact to the district.

Mrs. Korn acknowledged the reduction in the Transportation department budget of \$3.4 million.

Oleg Gorokhovsky, Director, Budget, responded that the credit goes to the hard working staff at the Transportation department.

Approved in Open Board Meeting, March 4, 2014

- *K-2. Special Revenue Grants Funds Amendment as of November 30, 2013
(Approved)

Approved the Special Revenue Grants Funds Amendment as of November 30, 2013.

Grants Funds Amendment is submitted to the School Board pursuant to State Board Administrative Rule 6A-1.006. This amendment is for the purpose of updating The Broward County School District Budget for estimated revenues and appropriations changes in the Special Revenue Grants Funds. Amendment includes information for the month of November 2013.

There is no financial impact to the district.

- K-3. Interim Financial Statements for the Period Ended November 30, 2013
(Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Interim Financial Statements for the Period Ended November 30, 2013. Financial Statements are submitted to the School Board pursuant to State Board Administrative Rule 6A-1.008. As of November 2013, the fund balance as a percentage of projected revenues was 3.61% and the fund balance, excluding Charter Schools revenues, was 4.14%. Mrs. Freedman was absent for the vote due to meeting with guests from the Special Presentation. (7-0 vote)

There is no financial impact to the district.

Mrs. Rupert discussed Interim Financial Statements, page 2, Pupil transportation services, and inquired whether there has been an increase of \$1 million over last year.

Scott Krutchik, Director, Accounting & Financial Reporting, responded that districtwide through November 30, 2013 there has been an increase, but in the December 2013 amendment it starts to go down.

Mrs. Rupert referred to page 4, Transportation Services, the comparison of the balances from Year to Date and last year, 2012, an increase of \$1,130,000.

Mr. Gorokhovsky informed that the amendments in the K agenda items will be presented at the next Board meeting.

L. OFFICE OF PORTFOLIO SERVICES

- *L-1. First Amendment to Charter School Agreement with Imagine – Broward County, LLC (Approved)

Approved the First Amendment to the Charter School Agreement with Imagine –Broward County, LLC. Imagine – Broward County, LLC., on behalf of Imagine Charter School at Broward – 5415, desires to amend its Charter School Agreement to include the charter school’s designation as a high-performing charter school and extend the years of the current Charter School Agreement to fifteen years, per Section 1002.331, Florida Statutes. Modifying the term of the Charter Agreement to fifteen years will extend the Charter Agreement’s current term to end on June 30, 2028.

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

There is no financial impact to the district.

- *L-2. First Amendment to Charter School Agreement with Imagine at Broward, Inc. (Approved)

Approved the First Amendment to the Charter School Agreement with Imagine at Broward, Inc.

Imagine at Broward, Inc., on behalf of Imagine Middle School at Broward – 5024, desires to amend its Charter School Agreement to include the charter school’s designation as a high-performing charter school and extend the years of the current Charter School Agreement to fifteen years, per Section 1002.331, Florida Statutes. Modifying the term of the Charter Agreement to fifteen years will extend the Charter Agreement’s current term to end on June 30, 2025.

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.

Approved in Open Board Meeting, March 4, 2014

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 First Amendment to the Agreement 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

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Revisions to School Board Policy 3320 – Purchasing Policies (Approved as Amended)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to approve the revisions to School Board Policy 3320 – Purchasing Policies, at this first reading. This motion was superseded by Motions to Amend (pages 21 and 24). Mrs. Freedman was absent for the vote due to meeting with guests from the Special Presentation.
(7-0 vote)

School Board Policy 3320 governs the purchasing rules used by the District. The proposed changes to the policy include, but are not limited to, clarification of certain provisions and amending dollar limits on contracts that require Board approval.

In accordance with School Board Policy 1001, this policy has completed the review process at the September 10, 2013, School Board Workshop; the October 17, 2013, Public Rule Development Meeting; and the December 10, 2013, School Board Workshop.

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 district.

Referring to pages 7 and 8 of the policy, Q., Mrs. Bartleman spoke about the intent of the language pertaining to immediate danger.

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Maurice Woods, Chief Strategy & Operations Officer, responded that the intent of immediate danger is to provide more flexibility to include the other two items that were originally left off, and potentially things that are unknown.

Mr. Carland stated that the language is inclusive; the immediate danger is described by the other criteria and the next sentence repeats immediate danger.

Mrs. Rich Levinson inquired where the bids and alternates was added to the policy.

Mr. Woods referred to page 4, section D.2..

Mrs. Rich Levinson stated that "may negotiate" means that it may or may not happen and she would have preferred including a percentage. The following motion was offered:

Motion to Amend (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Ms. Murray and carried, to amend Policy 3320, page 4, II. Purchasing Policies - General Provisions, D. 2., paragraph to read: When a bid has both a primary and alternate awardee, and the primary awardee is unable to perform during the term of the contract, Supply Management & Logistics ~~may~~ will negotiate with the alternate awardee for a lower price than what was awarded under the original bid. Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

Mr. Woods was of the belief that the amendment would not impact the operations, as there should be negotiations when feasible. Mr. Woods stated that attempts are being made to negotiate more to get favorable terms.

A vote was taken on the Motion to Amend.

Mrs. Rich Levinson stated she would like the inclusion of language regarding not allowing expenditures to exceed the approved amount of a contract.

Mr. Woods responded that staff is in the process of making some additional changes in the department and making changes to the policy. Mr. Woods suggested moving forward with the policy and coming back in the future with additional policy changes.

Mrs. Rich Levinson noted the amount of time (months) it takes for policies to be presented to the Board. She voiced concern over the policy

Approved in Open Board Meeting, March 4, 2014

before the Board today and said she did not want to wait six months to make the changes and to continue in the same manner.

Concurring, Mrs. Good stated if there is not sufficient time for a policy revision a procedure can be put in place.

Responding affirmatively, Mr. Runcie stated that the policy can move forward and staff would immediately put in place to ensure that type of activity has been eliminated. The policy will re-enforce that in moving forward. The Superintendent stated if it is known that a practice puts the district at risk, management needs to act immediately. Language will be presented that is thorough and will have assurance that those practices will not continue in terms of expenditures exceeding authorized amounts on contracts.

Mr. Woods stated that the procedures are in effect immediately; process and procedures and taking time to ensure the language is correct on the policy changes. There is also conversation with information technology partners to make sure the systems can be better leveraged to help in the reporting and triggering of contracts that are coming due.

Mrs. Good requested follow-up on the procedures process and a potential time frame regarding the policy changes coming forward.

Referring to page 5, G., Mrs. Rupert inquired about the purchase of professional services language, and page 22, Purchasing Policies - Field Trips expenditures. Mrs. Rupert requested information regarding Bid 14-064V, School Bus Transportation Services for field trips, and stated the policy is coming to the Board prior to going out for an invitation to bid. The following motion was offered:

Motion to Table (Carried)

Motion was made by Mrs. Rupert, seconded by Mrs. Bartleman and carried, to table the agenda item to later in the meeting. Mrs. Korn had not yet assumed her seat on the dais. (7-0 vote)

Ms. Murray noted there is mis-information that the district is contracting/bidding out bus services, and coach buses are not being used for long-distance service, such as Grad Night, which has been a routine process in the system.

A vote was taken on the Motion to Table.

Following the action of Agenda Item K-3, a motion was made by Mrs. Rupert and seconded by Mrs. Korn, to place the item on the table for further discussion.

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Referring to page 5, Policy 3320, Ruby Crenshaw, Director, Procurement & Supply Management, informed that the Invitation to Bid 14-064 addressed under the policy is for transportation services and Section G., deals with professional services. Ms. Crenshaw concurred with Mrs. Rupert's inquiry as to page 22, Field Trips; expenditures for field trips, other than transportation, do not require bidding.

Mrs. Rupert inquired whether the bid needed to be presented to the Board prior to its issuance.

Mr. Woods responded that due to Policy 3320 and changes made in the past, normally competitive bids are not brought to the Board; a report is issued. Once the contract is awarded it is submitted to the Board for approval. Currently, the item is going out to bid to secure potential vendors who can meet these requirements.

Mr. Carland advised that state statute nor state Board Rule on procurement require that the proposals come to the Board for approval prior to release. The Board's involvement comes at the time of contracting and it is within the Board's discretion whether or not the proposal submitted meets the business requirements of the organization.

Mr. Carland informed there are proposals from time to time that are submitted to the Board where the Superintendent is seeking input from the Board and helping develop the procurement, but it is not required by state statute or the state procurement rule. Mr. Carland stated that the monetary aspect comes into play on whether or not it is a contract that is required for Board approval or that is delegated to the Superintendent. The fact that it is coming from the Transportation department is not the "trigger." It is the dollar amount for the services.

Mr. Woods stated that bids are not brought to the Board; the awards are brought to the Board. There are some exceptions under construction; when there are health or benefit types of bids, they are submitted to share information and get input. Generally speaking, there is no requirement that the bid be brought to the Board. Mr. Woods concurred with Mrs. Rupert, that the discussion will occur on the dais when the item is brought forward.

Mrs. Rich Levinson suggested amending the language on page 8, II. Purchasing Policies, regarding the end users survey that was requested at the Board Workshops.

Following discussion, the following amendment was offered:

Approved in Open Board Meeting, March 4, 2014

Second Motion to Amend (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Rupert and carried, to amend Policy 3320, page 8, II. Purchasing Policies - General Provisions, S., paragraph to read: A customer satisfaction survey will ~~also be sent to the requester and the users, if other than requester, end users~~ before renewing any contracts. Mrs. Freedman was absent for the vote due to meeting with guests from the Special Presentation. (7-0 vote)

A vote was taken on the Second Motion to Amend.

Mrs. Rich Levinson and Mrs. Good requested staff to put a procedure in place regarding expenditures exceeding authorized amounts on contracts.

A vote was taken on the item as amended.

- CC-2. The School Board of Broward County, Florida Employment Handbook for Non-Bargaining Unit Employees: Educational Support Management Association of Broward, Inc., (ESMAB), Broward Principals and Assistant Association (BPAA), and Confidential Office Personnel (COPA) (Adopted)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to adopt the amendments to The School Board of Broward County, Florida Employment Handbook for Non-Bargaining Unit Employees: *Broward Principals and Assistant Association (BPAA)*, and approval to begin the implementation of the Handbook amendments after the first reading is approved. This is the final reading. (8-0 vote)

The School Board of Broward County, Florida Employment Handbook for Non-Bargaining Unit Employees: *Educational Support Management Association of Broward, Inc., (ESMAB), Broward Principals and Assistant Association (BPAA), and Confidential Office Personnel (COPA)* has been revised in accordance to Florida Statute 1012.22 requiring a Pay for Performance plan for School Administrators. See Executive Summary.

There is no financial impact to the district.

Mrs. Bartleman stated that she informed staff that she was not happy with how the center schools formula worked, and staff indicated they will continue to work on that. The behavior centers do not have a Full-Time Equivalent (FTE) as high as other centers and a principal at one center works just as hard as other center principals. Mrs. Bartleman was of the opinion there is an inequity by measuring in this manner because the matrix is always going to be higher for students with G-tubes, et cetera, and they will always be in the D and E categories of the matrix for those students.

Approved in Open Board Meeting, March 4, 2014

Mrs. Bartleman stated that she spoke with COPA representatives who indicated they are eager to discuss with staff and the Superintendent the job study they pay on their own.

Referring to the FOPE vs. COPA question, Mrs. Rupert requested that staff address the availability to make amendments.

Mrs. Bailey responded that all the guidelines in the Salary Handbook incorporate the representatives from COPA and all will be applied and administered the way it was expected to be. Mrs. Bailey stated that staff will follow up with Pete Tingom, COPA President, and the COPA Executive Board Members with their requests and ensure recommendations are brought forward to the Superintendent.

Dr. Osgood stated that the implementation plan be brought forward that speaks to the needs of the district.

Mrs. Bailey further stated that the COPA Board has been very cooperative as to how to devise a practical implementation plan, and a timeline will begin next week with discussions, prior to bringing forward a recommendation to the Superintendent that equitably responds to that concern.

Speaking in support of the item, Ms. Murray stated that clerical support should be addressed because confidential secretaries at the schools are the principals' right-hand person and they should be recognized for the job they perform.

Mrs. Bartleman stated the whole package needs to be reviewed in a comprehensive manner and how it impacts other employees in the district.

The following individuals addressed this item:

Rhonda Ward
Robert Ramsey

DD. OFFICE OF THE CHIEF AUDITOR

EE. OFFICE OF STRATEGY & OPERATIONS

EE-1. University of Cambridge Local Examinations (Approved)

Motion was made by Dr. Osgood, seconded by Mrs. Bartleman and carried, to approve the purchase of University of Cambridge Local Examinations. (8-0 vote)

Approved in Open Board Meeting, March 4, 2014

Fort Lauderdale High School (FLHS) and Cypress Bay High School (CBHS) Magnet Programs house the Cambridge International Examinations Program. The Cambridge Local Examination Syndicate, a non-profit department at Cambridge University, builds on its 100+ year history of an international educational testing program developed and maintained by the University. Its strengths lie in the flexibility and structure of the curriculum, encouraging an in-depth, and working knowledge of each subject, and with essay-based examinations as assessment of that knowledge.

Students from all over the District apply for, enroll in, and attend FLHS and CBHS in order to earn the college credits associated with taking the Cambridge courses and exams, as well as the opportunity to earn the internationally recognized Cambridge diploma. Additionally, the Cambridge diploma provides for automatic award of the highest level of Florida Bright Futures Scholarships without meeting any additional testing or grade point requirements. Providing these examinations is a fundamental component of the magnet curriculum and inability to engage these exams will negatively impact student opportunities.

Purchasing Policy 3320, Part II, H, authorizes the purchase of any type of copyrighted materials, instructional materials, and educational tests without competitive solicitation. Purchases in excess of \$50,000 for commodities or services with competitive solicitations that have been waived require School Board approval.

The financial impact will be from \$75,000 to \$200,000 annually for each school. The financial impact will vary depending on the number of students enrolled in the program. Testing will be funded from available funds in the existing approved schools' budgets. The costs will include the student candidate fee, the number of tests taken, and the diploma fee.

No discussion was held on this item.

EE-2. Additional Recommendation – Request for Proposals (RFP) 13-025N – Healthcare Services (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve to add an additional spending authorization to contract RFP-13-025N – Healthcare Services. (8-0 vote)

RFP 13-025N – Healthcare Services, provides nursing services to eligible students in accordance with the School Health Services Act, Florida Statute 381.0056, and Individuals with Disabilities Act (IDEA), and includes pediatric healthcare, medical training, and educational assistance to the District.

Approved in Open Board Meeting, March 4, 2014

RFP 13-025N was awarded on September 19, 2012, through a notification of award Bids/RFPs memorandum to School Board members. This contract was issued on a post-Board approval memorandum, which allows bid expenditures up to \$1,000,000. At the August 8, 2012 meeting, there was a termination of the current contract 10-051N, Healthcare Services, due to a revision in the specifications (E-2, 8/07/12). An error was made where this RFP should have been placed as a regular School Board agenda item for September 19, 2012, but the paperwork was misplaced. This medical service is critical to the students of the District; therefore, a contract for services must be in place. It was recommended to place the RFP on post-Board approval in order to keep the services in place without a lapse of contract. Approval of this request will bring the spending authority to the respective level of spending.

The term of this contract was originally for five years, but Health Education Services has requested to rebid this contract to change the specifications for Medicaid billing. RFP 13-025N will terminate on June 30, 2014, in order to have a new RFP in place. A new RFP will be awarded in time to coordinate the termination of RFP 13-025N.

This recommendation for additional spending authority will be funded from available funds already included in various school/department/center budgets and from the IDEA grant. The monthly spending on this contract is approximately \$290,000. The current approved spending authority on post-Board approval was \$499,000. The term of this contract will be for 21 months. It is recommended that an additional expenditure of \$5,501,000 be added to the contract which will provide for an approximate total expenditure of \$6,000,000 for the award period.

Remarking that she is not questioning the expenditure of the item, Mrs. Korn inquired which schools received fresh delivered sushi.

Mrs. Bartleman noted that this is probably an a la carte item that students pay additional money and the district is getting reimbursed.

Mrs. Good suggested tabling the item so staff can provide the information, as it is an important item that needs to be addressed.

Motion to Table (Carried)

Motion was made by Mrs. Rupert, seconded by Dr. Osgood and carried, to defer the agenda item until later in the meeting. (8-0 vote)

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Dr. Osgood requested information on how much revenue the district generates with this food choice.

A vote was taken on the Motion to Table.

Mr. Moquin confirmed that Mary Mulder, Director, Food & Nutrition Services, has forwarded an e-mail stating that the item is an a la carte item.

Mrs. Rich Levinson concurred that the district is recouping the \$600,000; the item is sold in schools like any other item. She did not support the motion.

Mrs. Freedman concurred and commended school leaders for bringing in extra revenue for their schools.

Dr. Osgood stated one of the district's priorities is more transparency and the proper information should be shared; what is spent and the revenue that is generated when continuing to provide a diverse menu for children.

Mrs. Good stated this is the only venue to share that information with the public.

A re-vote was taken on the Motion to Table.

Re-Vote on Motion to Table (Failed)

Motion was made by Mrs. Rupert, seconded by Dr. Osgood, to defer the agenda item until later in the meeting. Mrs. Good, Mrs. Korn, Dr. Osgood and Mrs. Rupert voted "yes." Mrs. Bartleman, Mrs. Freedman, Mrs. Rich Levinson, and Ms. Murray voted "no." (4-4 vote)

A re-vote was taken on the Motion to Table, followed by a vote on the item.

The following individual addressed this item:

Rhonda Ward

Approved in Open Board Meeting, March 4, 2014

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

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

- A. Captain Planet Foundation Small Grant, \$2,500 (awarded)
- B. City of Plantation Community Development Block Grant, \$7,980 (requested)
- C. District Bandwidth Support, \$1,579,790 (requested)
- D. Exxon Mobil Educational Alliance Grant, \$1,000 (awarded)
- E. Florida Farm Bureau Agriculture in the Classroom Mini Grant, \$1,000 (requested)
- F. Florida Farm Bureau Agriculture in the Classroom Team School Garden Grant, \$1,000 (awarded)
- G. Florida Power and Light Teacher Grant, \$3,801 (awarded)
- H. Lowe's Toolbox for Education, \$10,000 (requested)
- I. Target Arts and Culture in Schools, \$2,000 (awarded)
- J. Target Field Trip Grant, \$1,800 (awarded)

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 potential positive financial impact, if all grants are funded, is \$1,610,871 from various sources. There is no additional financial impact to the District.

Mrs. Rich Levinson requested information on the grants the district has applied for this fiscal year versus last year. She was of the opinion that the grants are down tremendously as a district for what is being applied. Mrs. Rich Levinson noted that district grants were recognized on every agenda item that applies.

Mrs. Rupert congratulated Bright Horizons Center for receiving two (2) grants: Captain Planet Foundation Small Grant (\$2,500) and Lowe's Toolbox for Education (\$10,000).

Mrs. Korn acknowledged specific individuals and schools who have gone above and beyond to seek additional resources and funds for schools (as indicated in the agenda item).

Approved in Open Board Meeting, March 4, 2014

EE-4. Request for Proposals (RFP) 14-027E Recommendation –
Workforce Student Information System (Approved)

Motion was made by Mrs. Rupert, seconded by Dr. Osgood and carried, to approve the RFP recommendation as stated on the award recommendation and Agreement between The School Board of Broward County, Florida, and Focus School Software, LLC. (8-0 vote)

<u>RFP</u>	<u>TITLE</u>	<u>LOCATION</u>
14-027E	Workforce Student Information System	Technical Centers Community Schools

Contract Period: February 4, 2014 through December 31, 2018.

The School Board of Broward County, Florida (SBBC), received proposals from firms to provide SBBC with a post-secondary Student Information System (SIS). The current system requires several independent, inadequate systems for data collection/reporting and daily school operations. The new SIS will replace the Workforce Development Information System to perform state reporting and maintain all data. It will replace major school systems including a new, fully integrated grade book. It will add new functionality including a web portal for students/teachers/alumni; a financial aid module; online registration and payment; online course pages available to all teachers; and enhanced job placement and case management capabilities.

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

A projected one-time expenditure of \$1,182,709 is for program implementation. A projected annual maintenance fee of \$315,000 will be charged for the duration of this contract. This maintenance fee charge is \$9 per active student per year, for approximately 35,000 active students. The funding source is Workforce Funding.

Mrs. Rich Levinson commended the technical centers for going forward with this information system. She would like to see some of this carried over to the district as a whole, such as online involvement, at the beginning of the year. Mrs. Rich Levinson stated some of these things need to move forward as an entire district.

Referring to page 3 of 10 of the Agreement, Mrs. Rupert requested the word "Atlantic" be placed before Technical Center, Director.

Referring to Attachment A, page 1, 2.3, Support, Mrs. Rupert inquired about the time frame that is expected.

Approved in Open Board Meeting, March 4, 2014

Andrea Bowers, Project Manager, Sheridan Technical Center, responded that the support desk will be in operation from 7:00 a.m. to 6:00 p.m. and a team will be designated to be able to contact Focus School Software at all times (24/7).

Referring to Attachment A, pages 4 and 5, Mrs. Rupert stated that the maintenance fees were \$315,000 a year and the one -time payment for the contract is \$1,182,709. Mrs. Rupert inquired about the negotiations regarding the maintenance fee. She stated that traditionally, ongoing maintenance contract for software is between 15% and 20%.

Ms. Bowers responded that the maintenance is the ongoing fee; the implementation of \$1.2 million is for different modules and the company is paying for two (2) modules - the Student Information System and the Finance System. In addition, an online Learning Management System is being implemented free of charge, and a job placement modular is being implemented for free. The maintenance cost of \$9 ongoing is for all students for all the modules going forward. Ms. Bowers discussed the industry standard and stated that one of the proposals had a cost of \$16 per student annual maintenance fee. She stated that the cost for the five-year contract is a very good price.

Dr. Osgood inquired about the minority and small business inclusion.

Ms. Bowers stated the RFP requested that proposers were to submit information about their minority and women/business participation. The information was scored and the overall M/WBE score of this particular company is "head and shoulders" above the companies.

For the record, Dr. Osgood stated she accepted the information but could not understand a company not being more sensitive to that issue. When dealing with companies, Dr. Osgood said it needs to be understood that it is very important for the school district to give opportunities to minority and small business because it creates jobs in the community. Opportunities for parents are needed so they can work and help the district to create opportunities for children to grow every day.

Mrs. Rich Levinson inquired about the contract period expiring at the end of the calendar year as opposed to the end of the school year.

Ms. Bowers responded that the RFP process concluded in November 2013 and the next six months is needed to set up in order to go live in August 2014.

Approved in Open Board Meeting, March 4, 2014

Mr. Woods informed that when looking at a consecutive period for five years, the end date would be the end of the calendar year. The rationale was based on when staff decided to start the contract, off season, in order to have time to start the project. There would have been a delay in the start-up in order to conclude at the end of the school year.

Mrs. Rich Levinson stated if the contract is changed it is changed in the middle of the school year. This should be a system that runs for a school year.

Mr. Runcie informed that the challenges with student information systems - the transition costs and time frame to go to another system is very substantial, taking more than a few months.

FF. OFFICE OF ACADEMICS

FF-1. Amendment to Contract with Broward Behavioral Health Coalition (BBHC) (Approved)

Motion was made by Mrs. Rupert, seconded by Ms. Murray and carried, to approve the second amendment to the contract between The School Board of Broward County, Florida, and Broward Behavioral Health Coalition (BBHC). (8-0 vote)

This contract with Broward Behavioral Health Coalition (BBHC) is a one-year contract and was approved on July 23, 2013. It provides funding for the support of:

- School and Community Suicide Prevention and Intervention Services to any school in the District.

Amendment one to the contract was approved on 11/5/2013.

BBHC has reduced funding by \$3,982 per second contract amendment. This amendment was received on 10/30/2013.

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

Reduction in funding by \$3,982. There is no other financial impact to the District.

No discussion was held on this item.

GG. OFFICE OF HUMAN RESOURCES

HH. OFFICE OF THE GENERAL COUNSEL

HH-1. Settlement Agreement and Release of All Claims with Gilly Vending, Inc. (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the Settlement Agreement and Release of All Claims with Gilly Vending, Inc., d/b/a Gilly Enterprises. Mrs. Korn and Mrs. Rich Levinson voted "no." (6-2 vote)

The district entered into a contract with Gilly Vending, Inc., pursuant to ITB No. 27-002B – "Furnish, Install, Stock and Maintain Campus Vending Machine" for services at Plantation High School. Disputes arose between the parties concerning the amount of revenues payable to the school by the vendor and statements about the vendor made by district personnel which were published in the school newspaper. The parties have renegotiated this proposed Settlement Agreement which, upon approval, would result in the payment of \$20,000 by the vendor to Plantation High School and the posting on the school's website of a retraction statement regarding the disputed statements in the school newspaper article. This is an increase of \$10,000 in settlement proceeds from the earlier proposed settlement. The Department of Supply Management & Logistics, the school principal and the Office of the General Counsel collaborated in the development of the terms of the proposed Settlement Agreement and recommend its approval by The School Board.

The proposed Settlement Agreement has been approved as to form and legal content by the Office of the General Counsel.

If approved, this item will result in the payment to The School Board of Broward County, Florida by Gilly Vending, Inc., of \$20,000 for vending machine revenues which will be distributed to Plantation High School.

Mrs. Rich Levinson stated that after having been briefed on this item she will not support the item because she does not believe this is the full amount that should be collected. There was not a contract in place, but the commission amount should have been the settlement amount, regardless of whether or not there was a contract with an ongoing vendor and the district.

Concurring, Mrs. Korn stated there should have been more funds associated with the settlement. She did not agree with the language in Exhibit A, the last sentence, referring to the district making apologies to the vendor regarding student's statements.

Mrs. Bartleman inquired why the agreement is being presented.

Approved in Open Board Meeting, March 4, 2014

Mr. Carland informed that Mr. Moquin was part of the discussions with the vendor after the Board expressed concern at the last Board meeting.

Mr. Moquin informed that following the meetings with individual Board Members regarding the concern over the dollar amounts there was discussion with the vendor about what the commissions would have been had there been a contract in place. Mr. Moquin stated that the dollar amount the district is recovering is nearly the full amount, looking at the deal that the principal is currently in now and the percentage of commissions that they get back on the gross revenues. Absent any settlement, there is no moneys coming back to the school and this was an opportunity to recover nearly the full commission.

Mrs. Korn inquired whether the vending machines left on the property were permitted to be removed.

Mr. Moquin responded there was concern over removing the vending machines because of the over-arching districtwide contract that spoke to commission coming from Supply Management & Logistics before removing machines; otherwise, being in violation of the larger contract as opposed to the individual agreement at the school.

Remarking that there is not a great deal of difference in money, Mrs. Rich Levinson reiterated that a vendor who is continuing to do business in the district should pay the full amount of what the commission would have been. They made their money from the machines and they should be paying the district back that commission, which is good faith when dealing with the district. Mrs. Rich Levinson stated whether or not the contract had expired the machines were there, the students were buying from them, they were making money and that full commission should be turned over to the district.

Dr. Osgood inquired whether the district remains in the larger contract.

Mr. Moquin responded that the larger contract ends at the end of this fiscal year and Supply Management & Logistics is in the process of getting ready to go out to bid again for the next round of vending machine contracts.

Dr. Osgood stated, from a spirit of partnership the district attempts to resolve it in an equitable manner. The negotiated amount is down to \$20,000 from \$75,000.

Mr. Moquin informed that \$75,000 was the old agreement that they were under, which expired. Given the changes and the economic situation during the time period, that was not a profitable contract for the vendor and they desired to change it.

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Mr. Moquin stated when the contract expired the principal chose to proceed with an alternative vendor for purposes of moving forward. When looking at the new agreement that the principal negotiated, based on the revenues that were generated during the time period that the machines were left on the premises, and applying the commission percentage that the school would have gotten from the new vendor, the \$20,000 is nearly the full amount.

Dr. Osgood questioned whether principals should be responsible for negotiating these contracts rather than through the procurement process.

Concurring, Mr. Woods stated when going back to the market for this contract, any price changes or negotiations will be pulled into the Supply Management & Logistics department and away from the schools.

Mrs. Rich Levinson stated since serving on the Board she has discussed the district having a handle and leveraging buying power with a contract, and each principal is not negotiating separately.

Mrs. Good stated it has been done with other issues within the departments.

Mrs. Freedman said she understood this is the manner in which the district will be proceeding, due to the concerns over principals having this responsibility. She inquired whether the \$20,000 is the amount the school would have received under the original contract or under the new contract.

Mr. Moquin responded, based on the new agreement that the principal negotiated with the new vendor, applying that commission rate to the gross revenue sales during the time the machines remained on campus, this recovery represents nearly that full amount. Based on the previous agreement that had expired, the number would have been significantly higher.

Responding to Mrs. Bartleman's inquiry about the lack of support for this item and the potential liability on the school district, Robert Vignola, Esq., Deputy General Counsel, informed that legal staff recommended the settlement proposal. Remarking that there are two aspects of the settlement, in addition to the funds for the revenues in place, Mr. Vignola stated that the vendor's attorney contacted the district concerning an alleged claim of defamation and part of the settlement is compromising that aspect of the dispute.

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Mr. Vignola said that speaking about the settlement amount is nearly the same as what the commissions would be realized by the school under the new vendor's contract. Part of the diminution of that corresponds to the compromise of the claim that the vendor has asserted concerning defamation. Mr. Vignola further stated their attorneys have notified the district that they are very close to a time line of filing their claim against the district in order to satisfy the statute of limitations. If the Board does not compromise this item today through this settlement they may file suit against the district shortly, which includes litigation costs. This is an opportunity to timely resolve the dispute prior to the commencement of litigation.

Mrs. Bartleman and Mrs. Rupert concurred with the compromise position.

The following individual addressed this item:

Alex Heckler

Mrs. Good inquired whether a report of lobbying activity under School Board Policy 1007 was required for this item.

Mr. Carland advised that the request will be reviewed.

The following individual addressed this item:

Rhonda Ward

II. OFFICE OF THE SUPERINTENDENT

**II-1. Amendment to the 2013-2014 Organizational Chart – Page 16
(Approved)**

Motion was made by Mrs. Korn, seconded by Dr. Osgood and carried, to amend page 16 of the 2013-2014 Organizational Chart to add one (1) position. (8-0 vote)

The English for Speakers of Other Languages (ESOL) Department has recommended organizational chart changes that align staffing needs to grants that have been awarded to the District.

The additional full-time employee in the position of Research Specialist will collect and analyze data, develop and interpret reports, and disseminate evaluation results, which will support and enhance the services provided to schools and students by the ESOL Department.

The end date for the grant is June 30, 2014. This position will be included in the 2014-2015 grant application.

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This position will be fully funded by the Title III grant. There is no financial impact to the District's General Fund.

Responding to Mrs. Korn's inquiry, Dr. DeSanctis responded that the position has not been filled, the position tied to the Title III grant. The grant is through June 30, 2014, and it is anticipated to be written into next year's grant.

Mrs. Korn inquired why the Organizational Chart would change if the position is only granted for five months.

Dr. DeSanctis responded that staff does not anticipate there will be any issues with Title III renewing the approval for that position. If Title III would not approve the funding, the position would have to be eliminated like any other grant position.

Mrs. Korn voiced concern over placing a grant-funded position on the chart so late in the year, because there have been positions that have been grant funded and the position is not eliminated.

Mr. Runcie stated when changes have been made to the Organizational Chart there has been specificity about the funding sources and breaking down the grant. The Board will see the information relative to those amounts and where those funding levels are going. The Superintendent stated that a decision may be made to keep the position because of the value it brings to the organization, and if this occurs something else will be cut. Mr. Runcie further stated the approach is to look at the budget and the number of people in the organization, and a strategic assessment would be made if the funding were to be eliminated.

Mrs. Bartleman stated that Title III money is given annually and the allocation can be chosen each year if the position continues. It is re-occurring dollars, not one-time dollars. Mrs. Bartleman suggested that the Organizational Chart note the sunset date of those grant funded positions.

Victoria B. Saldala, Director, ESOL, informed that the position was brought forth late in the year to ensure that the grant award letter was received, which was not received until November 1, 2013. This begins the process of bringing forward the position to the Board.

Dr. Osgood stated when funding ends on a grant the position should not be eliminated if it is really needed. The district needs to take a serious step toward making sure that adequate funding is attained.

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Responding to Mrs. Good's inquiry, Ms. Saldala stated the position involves collecting and analyzing school and district level data, as well as the examination of the effectiveness of additional staff and supplemental materials to better deploy support teachers and to select the most effective strategies for implementation. Reports from benchmark tests and state assessments, in addition to reports generated from programs, will be analyzed and used to inform instruction and future Title III grant initiatives.

Mrs. Good suggested that staff identify grant funded positions with an asterisk on the Organizational Chart.

JJ. OFFICE OF FACILITIES & CONSTRUCTION

- JJ-1. Change Order #1, South Broward High, Recreational Design & Construction, Inc., New Prototype Aquatic Facility, Project No. P.001357 (0171) (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve Change Order #1, South Broward High, Recreational Design & Construction, Inc., New Prototype Aquatic Facility, Project No. P.001357, in the amount of \$19,423, -0- days. (8-0 vote)

<u>South Broward High</u>		Change Order 01	\$19,423
Owner Request	\$14,041		
Unforeseen Condition	\$5,382		

Refer to Exhibits 1 and 3 for detailed information.

The sources of funds are identified in the Adopted District Educational Facilities Plan, Fiscal Years 2013-2014 to 2017-2018.

No discussion was held on this item.

- JJ-2. Agreement for Professional Services – Jacobs Project Management Co. – Facilities Needs Assessment – Project Number P.001595 (Not Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert, to approve the contract between Jacobs Project Management Co. ("Jacobs) and The School Board of Broward County, Florida and authorize the Task Assigned Chief Facilities and Construction Officer to expend \$1,269,783 for Facilities Needs Assessment Services. (8-0 vote)

The scope of this Agreement is to conduct a comprehensive facilities condition and educational adequacy assessment of the District's facilities for the purpose of obtaining an objective status of physical and functional educational and administrative plant deficiencies. The data collected will provide the basis of current and future capital planning efforts.

Jacobs Project Management Co., a national leader in facility needs assessments, will provide professional staff, expertise, guidance, training, and lead a team comprised of District subject matter experts in this collaborative data collection process.

The scope of services is further explained in the attached Executive Summary (Exhibit 1) and as set forth in the Agreement (Exhibit 2).

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

The financial impact is \$1,269,783. The source of these funds is already identified in the Adopted District Educational Facilities Plan, Page 65 – Facilities/Capital Salaries & Program Management Fees.

Mrs. Good reminded the Board that a yes vote will vote down the item, as requested through memorandum by the Superintendent.

KK. OFFICE OF FINANCIAL MANAGEMENT

LL. OFFICE OF PORTFOLIO SERVICES

- LL-1. Premium Services Agreements Approval – Renaissance Charter School, Inc., (Location Numbers 5325, 5362, 5161, 5371, 5049, 5020, 5023 and 5048) (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve Premium Services Agreements between The School Board of Broward County, Florida (SBBC), and Renaissance Charter School, Inc. (8-0 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 Premium Services Agreements for fee-supported services with Renaissance Charter School, Inc. The agreements delineate 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. Wright Administration Center.

The agreements have been approved as to form and legal content by the Office of the General Counsel.

Approved in Open Board Meeting, March 4, 2014

There is estimated positive revenue to the District in the amount of \$800 for the 2013-2014 Premium Services Agreements. This amount is based on the minimum contracted hours and may increase depending on the actual total hours of service delivered throughout the academic year.

No discussion was held on this item.

- LL-2. Modular Classroom Agreement with the City of Parkland (Withdrawn)

- LL-3. Renewal of Lease Agreement between The School Board of Broward County, Florida and Hispanic Unity of Florida, Inc. (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the renewal of the Lease Agreement between The School Board of Broward County, Florida and Hispanic Unity of Florida, Inc., for Community School South. (8-0 vote)

The Community School South will lease a 2,417 square foot building located at 5811 Johnson Street for the Community School South's ESOL program. The term of the lease is from June 1, 2014 through May 31, 2015 with a one-year option to renew. Additionally, the Agreement stipulates that either party could terminate the lease upon a 90-day written notice to the other party.

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

The financial impact to the District is \$43,290 per year plus certain utilities. The source of funds is the Community School South's budget.

No discussion was held on this item.

- LL-4. Lease Agreement between The School Board of Broward County, Florida, and Hallandale Church of God, Inc. (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the Lease Agreement with Hallandale Church of God, Inc. (8-0 vote)

This community based location is one of the off campus sites which will provide classroom space for the Off Campus Learning Centers (OCLC). The OCLC provide a full 24 credit high school diploma, credit recovery / retrieval, and technical school opportunities for students who have dropped out of school or who are at risk of dropping out of school.

Approved in Open Board Meeting, March 4, 2014

This site has been previously utilized for the OCLC program since 2009, most recently from August 1, 2012 to July 31, 2013. This Lease Agreement between The School Board of Broward County, Florida and the Hallandale Church of God, Inc., is for a term of sixteen months, commencing April 1, 2014 and expiring July 31, 2015, with a 90-day cancellation clause by either party.

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

The financial impact to the School District's OCLC Budget is \$34,340. The source of funding is the Florida Education Finance Program (FEFP). There is no additional impact to the District, therefore this item does not require a Collaboration Form from the Capital Budget Department.

No discussion was held on this item.

Adjournment This meeting was adjourned at 3:27 p.m.

RT