

Approved in Open Board Meeting, April 1, 2014

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

February 19, 2014
Wednesday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:15 a.m., Wednesday, February 19, 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, Katherine M. Leach, Laurie Rich Levinson, Ann Murray, (Dr. Rosalind Osgood was absent), Nora Rupert; Superintendent Robert W. Runcie; and J. Paul Carland, II., Esq.

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

Mrs. Rupert introduced Crystal Lake Middle School Principal Sabine Philips and students (appearing through video conference) who led the assembly in the Pledge of Allegiance to the Flag of the United States of America, and the orchestra performed America the Beautiful.

Mrs. Good requested a moment of silence to honor students who recently passed away: James Dillon, 9th grader, Northeast High School and Justin Flowers, 9th grader, J.P. Taravella High School.

Mrs. Bartleman requested a moment of silence to honor Dr. Gwen Hankerson, long-time district employee, who recently passed away.

(A moment of silence was observed).

Minutes for Approval Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the official minutes for the following Board Meetings, as amended: Dr. Osgood was absent. (7-0 vote)

January 22, 2010 - Regular School Board Meeting
February 4, 2014 - Special Meeting - Expulsions

Mrs. Rupert requested a correction to page 20/46, Board Member Bartleman motioning the agenda item twice.

Close Agenda Upon motion by Mrs. Korn, seconded by Mrs. Rupert and carried, the Agenda was approved and declared closed. Dr. Osgood was absent. (7-0 vote)

SPECIAL PRESENTATIONS

Presentation by Students from CITY Academy, Parkway Middle School of the Arts

Mrs. Rich Levinson introduced Jacob Aronin, Team Leader, Language Arts 6-8, and students from the CITY (Center for Intellectual Talented Youth) program, Gifted Academy; Cathy Keeler, Gifted Cluster Coordinator, College & Career Readiness; Donna Turner, Gifted District Director, College & Career Readiness; and Sharon Brooks, Education Coordinator, and Tammy Holder, Musical Director, Broward Center for the Performing Arts.

Students will perform "If I Only Had," a collaboration between the CITY Academy, Parkway Middle School, and the Broward Center for the Performing Arts. 8th grade students wrote essays for their Language Arts teacher dealing with the tools students need to be successful academically and professionally. The themes from their essays became the starting point for the poetry and lyrics in their original song. Musical Director Tammy Holder worked with the students to put their thoughts to music. The score and orchestration was created for this original music presentation.

Students choreographed the piece, "If I Only Had."

Following the performance, Mrs. Rich Levinson noted this is an example of the wonderful things happening in Broward schools. Gratitude was extended to Mr. Aronin, Ms. Brooks, Ms. Holder and students for the privilege to see the performance.

Mrs. Rupert shared her experience as a gifted student and having a gifted son. Remarking that she understood the perfectionism that gifted students experience, Mrs. Rupert stated the students' performance portrayed the creative outlet beautifully and wished them well in their endeavors.

Mrs. Bartleman thanked teachers and staff at Parkway Middle for the amazing job they are doing, and thanked Principal Bradford Mattair for his leadership. She stated that many people are going on tours to see the CITY program this year.

Partners in Education: Recognizing Bayview Title Services

Adrienne Jackson, Coordinator, Partners in Education, informed that she received a letter of nomination from Dr. Ingrid Osgood, Assistant Principal, Oriole Elementary School, to nominate Bayview Title Services.

Reading the letter, Ms. Jackson highlighted the excellent partnership of Bayview Title Services and demonstrated commitment to educating all students at Oriole Elementary School. In August 2013, the company offered to adopt the school's faculty, staff, and students to show their support in educating tomorrow's leaders and to discuss the student's immediate resource needs to ensure their academic success.

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Subsequently, Oriole students received hundreds of composition books, pencils, erasers, backpacks, rule paper, crayons, and other supplies, resources purchased and donated by the 90 staff members at Bayview Title Service and personally delivered to the school by Susie Randazzo. Additionally, Ms. Randazzo solicited one of her vendors who donated 10 reams of copy paper to the school; several boxes of school supplies, and the company reached out to companies within the community to solicit cash donations, earmarked to purchase student incentives and to recognize teachers throughout the school year.

Ms. Jackson further stated that Ms. Randazzo approached school staff about doing something special for the Halloween holiday; rather than candy, she and her staff filled 700 party bags with a mix of healthy snacks, sugar-free candy, pencils, erasers and coupons for area restaurants. Bayview staff personally delivered the goody bags to the students just prior to the 2:00 p.m. school dismissal. On November 1, 2013, Bayview staff arrived at the school and distributed 55 turkeys and 55 large food baskets to needy families who were previously identified. As an added treat, nine turkeys were left to be given for random selection to staff members. On December 1, 2013, Bayview was notified that a Book Parade would be held to represent the characters in the books students read. Bayview staff planned to attend the parade to present every student with goody bags filled with school supplies and activity books for the holidays.

Bayview has challenged and encouraged their 90 employees to become volunteers within the School Board of Broward County; 12 staff members have been cleared as volunteers and have served as chaperones on several field trips throughout the district.

To spotlight this premier Partner in Education, a certificate of recognition was given to Bayview Title Services recognizing their service to Broward County Schools. Ms. Randazzo and Nicole Siu, Bayview Title, thanked the School Board for their recognition.

Mrs. Good, on behalf of the School Board, thanked Bayview Title for the support provided to Broward County Schools.

Mrs. Rich Levinson expressed gratitude to Ms. Randazzo and Bayview Title for the amazing things they have done for Oriole Elementary School in this time frame. She said this company is a great example for so many other companies to adopt some of the district's schools.

REPORTS

The following report was presented:

Broward County Association of Student Councils and Student Advisor to the Board - Kirsten Zeiser and Sarah Park

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Mr. Runcie spoke about supporting the Broward County Association of Student Councils and their project, Honor Flight. The Broward County Association of Student Councils (BCASC) voted to adopt support of Honor Flight as their project. The district supports students and their efforts to raise funds to send at least 72 World War II and Korean War veterans to Washington D.C., on the Spring Honor Flight from Fort Lauderdale/Hollywood International Airport.

Honor Flight is a non-profit organization created solely to honor America's veterans for all their sacrifices. They transport our heroes to Washington D.C. to visit and reflect at their memorials. Top priority is given to senior veterans – World War II survivors, along with other veterans who may be terminally ill.

The fundraising effort across Broward County Public Schools (BCPS) began on February 18, 2014 and extends through February 28, 2014. A link has been added to the district's website, <http://www.browardschools.com> where staff, parents and community can support this project by way of a [donation or by purchasing a T-shirt](#).

Mr. Runcie, School Board Members and Student Advisors showed their support of this effort by wearing their T-shirts and participated in a group photo session.

The Superintendent and Board Members expressed their pride of Broward County Association of Student Council students and their project to raise funds for Honor Flight. When the students asked us for our support, we immediately joined their mission," said Superintendent Robert W. Runcie.

BOARD MEMBERS

Mrs. Rupert invited her colleagues to the Butterfly World Festival event in Coconut Creek on Saturday, February 22, 2014.

Mrs. Rupert announced that Principal Sabine Phillips, Crystal Lake Middle School, e-mailed her gratitude to the School Board for having the students lead the Pledge of Allegiance and the orchestra performance at this meeting.

Speakers

Rhonda Ward

Lisa Maxwell

Terry Preuss (At the conclusion of Agenda Item K-5)

During a pause of Ms. Preuss' remarks, Mrs. Good stated the speaker indicated she was running for an elected position within the union. She inquired whether it meets all protocol and the Board is not putting themselves in a certain situation.

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Mr. Carland advised that generally the content of speech is not regulated when the public comes forward. The only concern would be if other members who are running for office may want to approach the podium, that they be given the same treatment as individuals who have asked to come forward and request to speak.

Mrs. Bartleman stated there is a policy as pertains to campaigning in a building.

Mr. Carland advised that the particular policy is 1400.1, Visits from Elected Officials, Dignitaries, and Campaign Activities on School Campuses and School Board Facilities and it does address elected officials and campaigning. It does not specifically address union activity; if that has been the interpretation in the past, it is consistent.

Mr. Carland further stated it does refer to any campaigning, but it is not specific to the type of campaign. If the speaker is intending to not discuss their campaign or obtaining votes, and is intending to speak as a teacher on the issue of general education, such as testing, that would be appropriate for the Board to hear.

Mrs. Good stated when the speaker signed up to address the Board the emphasis was on testing, and that should be the focus of the remarks.

Mr. Carland stated that the Board has given clear direction to the speaker for the benefit of other persons, that the Board in terms of Policy 1400.1 would not want to entertain campaign speeches or campaign activities.

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, the Consent Agenda was approved, by affirmation, 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. Rupert, seconded by Mrs. Korn and carried, to approve the recommendations of the Superintendent indicated in Exhibit 2. Dr. Osgood was absent. Ms. Murray was absent for the vote. (6-0 vote)

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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 29, 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.

Mrs. Rupert referred to page 1, Contractor Pre-Qualification Review Committee Tracking Report, the second and fifth contractors on the list, and inquired whether there is a reason their per project and aggregate limits were done in this manner.

Denis Herrmann, Manager, Procurement & Supply Management, responded this is what the proposer requested; a sum as per one project and the per project limit and multiple in the aggregate. The \$210 million and \$2,100,000,000 for the fifth contractor is correct. The contractor has a letter from the surety indicating that the surety would bond them in those amounts.

F. OFFICE OF ACADEMICS

G. OFFICE OF HUMAN RESOURCES

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

Approved 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.

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The Personnel Recommendations for Instructional Employees include the following items:

1. Teacher Approvals
2. Substitute Teachers
3. Instructional Leaves

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

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

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

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.

The following individual addressed this item:

Rhonda Ward

On behalf of the School Board, Mrs. Good extended best wishes to Anthony (Tony) Hunter, Chief Information Officer, who is resigning from the school district. Remarking that he will certainly be missed, Mrs. Good thanked Mrs. Ward for sharing her thoughts about Mr. Hunter.

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

Motion was made by Mrs. Rupert, seconded by Mrs. Korn 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. Dr. Osgood was absent. (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.

Mrs. Rupert shared that she attended the Food & Nutrition Service Department's tasting event at Pompano Beach High School and met with Susan DePasquale, Assistant Coordinator, and Melissa Schneider-Moore, Area Supervisor, Food & Nutrition Services. Students from Pompano Beach Elementary and Middle schools tasted some of the cafeteria items and provided real-time data on their thoughts of the food and nutrition. Mrs. Rupert acknowledged these two newly-appointed employees and thanked Food & Nutrition Services.

Mrs. Rich Levinson acknowledged and congratulated Kelly Heverly on her appointment as Interim Assistant Principal, Hollywood Central Elementary, and said she will be missed at Davie Elementary School.

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Following the vote on the item, newly-appointed district personnel were acknowledged and congratulated by Mrs. Bartleman, Mrs. Korn 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)**

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

The Personnel Recommendations include the following items:

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

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.

***G-5. Supplemental Pay Positions – List #14 (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.

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

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

This disciplinary action recommendation is a result of an investigation by the Broward District Schools Police Department. The individual(s) involved have been provided the opportunity to appear and participate, with representation, before the Professional Standards Committee and in a pre-disciplinary hearing prior to submission of this recommendation. This case was reviewed with the Superintendent of Schools Designee, who agreed to this discipline. The District has followed the School Board processes for disciplinary action. The requested action(s) is listed on the attachment.

There is no financial impact to the school district.

Mrs. Rupert inquired generally about the timeline for the notification of employees. She noted the timeline for the two employees under investigation until the determinations were made, five (5) months and eight (8) months to the pre-disciplinary meetings. Mrs. Rupert inquired whether anything can be done to speed up the process.

David Golt, Executive Director, Chief of Police, responded that under the policy the number of school days were factored in; sometimes if an investigation comes just before the summer and the employee is gone and does not come in over the summer, they cannot be forced to come in during their time off. Mr. Golt stated that additional time has to be factored in to get cases transcribed; the Professional Standards Committee, attorneys and representatives for the employees often request time continuances. When cases are presented staff tries to expedite them through, but there are many factors that play into the time frame.

Mr. Golt further stated that several cases are presented to the Professional Standards Committee; if one case is pending, staff will wait for the next month period so that enough cases are presented to the committee. If the case involves a teacher and they are not working, that will cause a delay in moving forward.

Mrs. Rupert requested staff to review a "global" way to speed up the time frame for all processes.

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Mrs. Korn inquired about the back-up information regarding the terminations and whether this information is posted online. She stated that one of the substitute teachers was moved to a different site, which was corrected.

Mr. Golt responded that there was a scrivener's error in the back-up information and it was corrected to state that the substitute was removed from the sub-list and therefore was not working during the time of the investigation. Mr. Golt stated that substitutes are not reassigned; if they are under investigation that would require some type of reassignment, they are just not utilized during that time frame.

H. OFFICE OF THE GENERAL COUNSEL

H-1. Broward County School Board vs. Patrick Geller (Adopted)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to adopt the Recommended Order, rendered on January 13, 2014 by Robert E. Meale, Administrative Law Judge, in the matter of Broward County School Board vs. Patrick Geller, Case No. 13-1975TTS before the State of Florida Division of Administrative Hearings and enter the proposed final order. Dr. Osgood was absent. Mrs. Rich Levinson voted "no." (6-1 vote)

In May 2013, The School Board approved the recommendation from the Superintendent of Schools to suspend without pay Patrick Geller, a teacher. The legal basis for his suspension was Misconduct in Office and Incompetence. Mr. Geller challenged The School Board's action and requested an administrative hearing before the State of Florida Division of Administrative Hearings.

Following the administrative hearing, the Administrative Law Judge issued a Recommended Order recommending that the School Board enter a final order dismissing the Administrative Complaint.

No exceptions to the Recommended Order were filed by either party. The School Board of Broward County Florida must take final agency action by rendering a final order. Attached hereto as Exhibit 2 is a Final Order that has been approved as to form and legal content by the Office of the General Counsel.

There is no financial impact to the district.

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Mrs. Rich Levinson stated that the Administrative Law Judge (ALJ) has ruled against the recommendation brought forward from the high school. She inquired whether the district will be pursuing any other infractions or any other issue that may occur, and it would not preclude the school from moving forward with discipline.

Mr. Carland responded that the opinion of the hearing officer is only related to the specific facts as charged in that particular case. It is not dispositive of any other concerns that may come forward in the future, that may otherwise exist.

Mrs. Rupert informed that she pulled the item as a courtesy to provide the attorney and the employee, if present, an opportunity to discuss the item.

Mrs. Korn informed that her questions were previously answered by staff.

I. OFFICE OF THE SUPERINTENDENT

*I-1. School Improvement Plans: Elementary and Middle School Levels (Approved)

- 1) Approved the District Improvement & Assistance Plan,
- 2) Approved the District Differentiated Accountability Checklist of Compliance
- 3) Approved the School Improvement Plans submitted by elementary and middle schools as required by the State of Florida Statute 1001.42 and SB Policy 1403

Schools in Florida are required to submit an annual School Improvement Plan (SIP) for School Board approval. Each School Advisory Council (SAC), representing all stakeholder groups, has developed a plan that addresses Florida's Educational Goals and Broward's District Strategic Plan Goals. All SIP plans were peer reviewed by principal instructional cadre groups. The process for all SIPs has been met in accordance with Florida Statute 1001.42 (School Improvement Plans) and 1001.452 (School Advisory Councils).

The State requires each District to develop a District Improvement & Assistance Plan that describes how the District will provide assistance and intervention to schools at risk of not meeting state standards or not making annual measurable objectives by implementing the required support and interventions under Differentiated Accountability.

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The District Improvement & Assistance Plan was developed collaboratively with District divisions and departments. It is designed to deliver a single voice of support services to the District's most critical schools and students performing below proficiency levels and reflects the requirements under Differentiated Accountability.

The SIPs, the District Improvement & Assistance Plan and the District Differentiated Accountability Checklist of Compliance, are available at: <http://www.broward.k12.fl.us/schoolimprove>.

There is no financial impact to the district.

- *I-2. School Advisory Council Membership for 2013-2014 (Approved)

Approved the School Advisory Council membership for the 2013-14 school year.

Each school in the State of Florida is required to submit to the District School Board a list of members of the School Advisory Council (SAC). The membership must be representative of all stakeholders duly elected or appointed according to guidelines in alignment with State Statute and School Board Policy 1403. Membership guidelines require that a majority of the members not be employed by Broward County Public Schools and that the membership reflect the diversity of the school's population. All SAC membership lists have been reviewed by the Office of Strategic Achievement, and have been approved as meeting the requirements outlined in the State Statute and School Board Policy. The primary focus of the SAC is to collaborate in the School Improvement Plan (SIP) process.

A copy of the SAC Membership for 2013-2014 school year is available at: <http://www.broward.k12.fl.us/schoolimprove>.

There is no financial impact to the district.

- I-3. 2013-2014 School Improvement Plan for Charter School: Charter School of Excellence – Tamarac 2 Campus (5291) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the School Improvement Plan submitted by Charter School of Excellence Tamarac 2 Campus in alignment with the State Board Rule 6A-1.099827, Charter School Corrective Action and School Improvement Plans, Section 1008.33(3)(c), Florida Statutes rule to implement Section 1002.33(9)(n), Florida Statutes. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

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Charter schools that receive a school grade of "D" or "F" are required to develop and implement a School Improvement Plan (SIP). The SIP must contain the nine components outlined in State Board of Education Rule 6A-6.1099827, which can be found at:

<https://www.flrules.org/gateway/ruleNo.asp?id=6A-1.099827>.

A District SIP Review Committee conducted a support session to assist the school with the SIP process and review content.

The director and a representative of the school's governing board shall submit to the Sponsor for approval, a School Improvement Plan to raise student achievement. (Section 1002.33(9)(n)1., Florida Statutes). The director and a representative of the governing board must appear before the Sponsor at a public meeting to present the plan.

The Sponsor shall approve or deny the SIP and shall notify the charter school in writing within 10 calendar days of its decision to approve or deny the SIP. The Sponsor shall deny a SIP if it does not comply with guidelines as outlined in subsection 4 of the rule. If denied, the Sponsor shall provide, in writing, specific reasons for denial and timeline for resubmission.

There is no financial impact to the district.

Mrs. Korn inquired about the comparison of the School Improvement Plans for charter schools versus at the school level for a "D" or an "F" school.

Mark Quintana, Coordinator, Office of Strategic Achievement, responded that charter schools are governed by statute than traditional schools as far as School Improvement Plans. They are only required to go before the sponsor, the School Board, if they have a grade of "D" or "F" as assigned by the Florida Department of Education (FDOE). Otherwise, the governing board is the entity that approves the charter school and the district has no review jurisdiction over it. For School Improvement Plans for traditional schools, the district is required to have a peer review of each of the SIP plans, which the Office of Strategic Achievement facilitates for the schools. In addition, schools with an assigned letter grade of "D" or "F" from the FDOE are required to do a state template which other "A," "B" and "C" grade schools are not required to do. Broward County has taken local control over that template this school year, which the schools follow.

Ultimately, the School Board needs to approve the School Improvement Plans by statute for non-traditional schools. For charter schools, only for those schools with assigned letter grades of "D" or "F."

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Mrs. Korn inquired whether the School Board is receiving the School Improvement Plans or are approving them. She stated their governing board has already approved them.

Jody Perry, Director, Charter Schools Support, responded that in the cases of the charter schools it is a dual program. Once the district receives notification from the state of a "D" or "F" status the Charter Schools Support office, in coordination with the Office of Strategic Achievement, bring together the experts in the district to assist the charter schools in developing their plan. They then work with their governing boards who approve the plan with the understanding that ultimately, as per state Statute 1002.33, on "D" or "F" charter schools the sponsor must also approve. This process occurred prior to today and, included in that was an interview process with both departments to meet with the governing board structure of the charter schools to make sure that they were on target. In addition, staff from Charter Schools Support has gone to the schools to make sure that as part of the statutory required monitoring they have in fact put the pieces in place to promote success.

Mrs. Korn noted the resubmittal of the SIP, which indicates that the first admission was not complete or needed some type of revisions. She inquired about any changes that were required.

Mrs. Perry responded that this is part of the process. They send in a proposed initial submission and then a meeting is held with the governing board and leadership of the school to make suggestions, to assist them, and then they resubmit. Upon resubmittal is when it is presented to the Board for approval. Mrs. Perry concurred that they can either use the district's suggestions or not use them.

Mr. Quintana stated that district staff collaborates with the schools on recommendations, but the statute does require that the School Board approve the School Improvement Plan for "D" and "F" schools in the district.

Mrs. Korn stated the Board needs to weigh in on whether in the process, before the Board approves the plans, whether we need the plans that the schools themselves have approved or whether to receive them, such as receiving an audit.

Mr. Quintana clarified that the Peer Review Process for the last couple of years has been at the principal/sub-cadre level. This is facilitated by his department, sessions are held where principals are peer reviewing each other's School Improvement Plans, the data and all the components that they want, and that goes back to the school.

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Mrs. Korn stated that staff is working with principals and cadre to meet and discuss the overall goals of the district, and the only way to achieve those goals is for each school to reach their own individual goals.

Mrs. Korn and Mrs. Rich Levinson suggested having a Board workshop to further discuss the School Improvement Plans, and the overall plan of setting goals for our schools.

Mrs. Bartleman stated she had an issue with the School Improvement team not buying into what is being put forward when it is suppose to be a collaboration. She stated that statistically the numbers are unrealistic in some cases. Mrs. Bartleman stated that schools are not meeting their readiness goals, and concurred with having a further Board Workshop discussion to discuss the School Improvement Plans and goals for the schools.

Mrs. Good acknowledged Dr. Dorothy Orr, Chairperson of the Board of Directors of BrightStar Credit Union, and former district education leader.

- *I-4. 2013-2014 School Improvement Plan for Charter School: Charter School of Excellence – Riverland (5281) (Approved)

Approved the School Improvement Plan submitted by Charter School of Excellence – Riverland in alignment with the State Board Rule 6A-1.099827, Charter School Corrective Action and School Improvement Plans, Section 1008.33(3)(c), Florida Statutes rule to implement Section 1002.33(9)(n), Florida Statutes.

Charter schools that receive a school grade of “D” or “F” are required to develop and implement a School Improvement Plan (SIP). The SIP must contain the nine components outlined in State Board of Education Rule 6A-6.1099827, which can be found at:
<https://www.flrules.org/gateway/ruleNo.asp?id=6A-1.099827>.

A District SIP Review Committee conducted a support session to assist the school with the SIP process and review content.

The director and a representative of the school’s governing board shall submit to the Sponsor for approval, a School Improvement Plan to raise student achievement. (Section 1002.33(9)(n)1., Florida Statutes) The director and a representative of the governing board must appear before the Sponsor at a public meeting to present the plan.

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The Sponsor shall approve or deny the SIP and shall notify the charter school in writing within 10 calendar days of its decision to approve or deny the SIP. The Sponsor shall deny a SIP if it does not comply with guidelines as outlined in subsection 4 of the rule. If denied, the Sponsor shall provide, in writing, specific reasons for denial and timeline for re-submission.

There is no financial impact to the district.

- *I-5. 2013-2014 School Improvement Plan for Charter School: Imagine Charter School at North Lauderdale (5171) (Approved)

Approved the School Improvement Plan submitted by Imagine Charter School at North Lauderdale in alignment with the State Board Rule 6A-1.099827, Charter School Corrective Action and School Improvement Plans, Section 1008.33(3)(c), Florida Statutes rule to implement Section 1002.33(9)(n), Florida Statutes.

Charter schools that receive a school grade of "D" or "F" are required to develop and implement a School Improvement Plan (SIP). The SIP must contain the nine components outlined in State Board of Education Rule 6A-6.1099827, which can be found at:

<https://www.flrules.org/gateway/ruleNo.asp?id=6A-1.099827>.

A District SIP Review Committee conducted a support session to assist the school with the SIP process and review content.

The director and a representative of the school's governing board shall submit to the Sponsor for approval, a School Improvement Plan to raise student achievement. (Section 1002.33(9)(n)1., Florida Statutes) The director and a representative of the governing board must appear before the Sponsor at a public meeting to present the plan.

The Sponsor shall approve or deny the SIP and shall notify the charter school in writing within 10 calendar days of its decision to approve or deny the SIP. The Sponsor shall deny a SIP if it does not comply with guidelines as outlined in subsection 4 of the rule. If denied, the Sponsor shall provide, in writing, specific reasons for denial and timeline for re-submission.

There is no financial impact to the district.

Approved in Open Board Meeting, April 1, 2014

- *I-6. 2013-2014 School Improvement Plan for Charter School: Somerset Academy Village Middle School (5002) (Approved)

Approved the School Improvement Plan submitted by Somerset Academy Village Middle School in alignment with the State Board Rule 6A-1.099827, Charter School Corrective Action and School Improvement Plans, Section 1008.33(3)(c), Florida Statutes rule to implement Section 1002.33(9)(n), Florida Statutes.

Charter schools that receive a school grade of "D" or "F" are required to develop and implement a School Improvement Plan (SIP). The SIP must contain the nine components outlined in State Board of Education Rule 6A-6.1099827, which can be found at:
<https://www.flrules.org/gateway/ruleNo.asp?id=6A-1.099827>.

A District SIP Review Committee conducted a support session to assist the school with the SIP process and review content.

The director and a representative of the school's governing board shall submit to the Sponsor for approval, a School Improvement Plan to raise student achievement. (Section 1002.33(9)(n)1., Florida Statutes) The director and a representative of the governing board must appear before the Sponsor at a public meeting to present the plan.

The Sponsor shall approve or deny the SIP and shall notify the charter school in writing within 10 calendar days of its decision to approve or deny the SIP. The Sponsor shall deny a SIP if it does not comply with guidelines as outlined in subsection 4 of the rule. If denied, the Sponsor shall provide, in writing, specific reasons for denial and time line for re-submission.

There is no financial impact to the district.

- *I-7. Request to Move the March 18, 2014 School Board Meetings to March 17, 2014 (Approved)

It is recommended that The School Board of Broward County, Florida move the March 18, 2014 Special and Regular School Board Meetings to March 17, 2014 at 10:00 a.m. and 10:15 a.m., respectively.

Due to several School Board Members attending the Florida School Boards Association 27th Annual Day in the Legislature, it has been recommended The School Board of Broward County, Florida move the March 18, 2014 Special and Regular School Board Meetings to March 17, 2014 at 10:00 a.m. and 10:15 a.m., respectively.

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 December 31, 2013 (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the General Fund Amendment as of December 31, 2013. Dr. Osgood was absent. (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 December 2013.

There is no financial impact to the district.

Referring to page 6 of 6, General Fund Amendment, (2) Instructional Media Services, Mrs. Bartleman stated there was an increase from the BECON department for renewal of program licenses that was not done on a yearly basis.

Oleg Gorokhovskiy, Director, Budget, informed that two years ago the budget was developed based on actual expenditures and they were developed in April. The licensing fees in 2012 actually occurred in the months of May and June, and when the budget was developed those fees were not incorporated in the budget of BECON. Remark that these funds came from the Fund Balance, Mr. Gorokhovskiy stated this year these funds will be added to the BECON budget, going forward.

Mrs. Bartleman inquired whether they will be required to replenish the Fund Balance in the future.

Mr. Runcie responded that staff will review how much can be recovered from their existing budget, but the entire amount may not be able to be recovered. The Superintendent concurred, there should be some consequences related to it because this money was counted on.

Mrs. Rupert referred to page 1 of 6, McKay Scholarship Program, reduction of \$1 million.

Approved in Open Board Meeting, April 1, 2014

Mr. Gorokhovsky responded that the state requires the district to budget at the beginning of the year with the McKay Scholarship Program and it is not known until the October FTE count comes in as to exactly what it is. This year it was \$19 million. He stated that no programs or services will be affected. There was an extra \$1 million coming from the state so this helped to resolve this. Mr. Gorokhovsky further stated that in moving forward better estimates are needed; \$19 million should be the standard as to what the state will take from the district.

Referring to page 5 of 6, Changes in Estimated Revenues, (A) (III), Mr. Gorokhovsky stated there was some money for a subsidy the state was suppose to put in their budget in July, which was not done until the October count. It was a mistake on the part of the state, so the district is getting the money and it helped to offset the difference. He noted, for the record, the money never comes to the district directly, it goes directly for private schools.

Mrs. Rupert stated there are public school students receiving McKay Scholarship money.

I. Benjamin Leong, Chief Financial Officer, clarified that students attending district schools during the October count will earn the FTE. For those attending private schools, that money goes directly to private schools. The State Department of Education directly issues a voucher for the McKay Scholarship.

Mrs. Rupert stated she was not aware for several years that the McKay Scholarship could be used for public schools. She noted that Leslie Brown, Chief Portfolio Services Officer, was instrumental last year, through the district's website and publication, to increase the McKay Scholarship usage in public schools, which may have affected the FTE numbers as well.

Ms. Murray inquired whether any of the \$19 million reduction is tied to the sequester money from the federal government.

Mr. Gorokhovsky responded, to his knowledge none of the money is tied to the sequester. It is purely McKay funding.

Mr. Leong concurred with Ms. Murray that this is money that the state funds the district and is money generated by property taxes within the state.

*K-2. Special Revenue Grants Funds Amendment as of December 31, 2013
(Approved)

Approved the special Revenue Grants Funds Amendment as of
December 31, 2013.

February 19, 2014

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Approved in Open Board Meeting, April 1, 2014

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 December 2013.

There is no financial impact to the district.

K-3. Revision to Capital Funds Budget Amendments (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Capital Funds Budget Amendments for Fiscal Year 2013-2014. These amendments are as of December 2013. Dr. Osgood was absent. (7-0 vote)

This amendment is being submitted to adjust revenue and appropriations in the Capital Budget. The major changes reflected in this amendment are summarized below:

Revenues (Exhibit A)

There are no changes to the capital budget revenue estimates between July 1, 2013 and December 31, 2013.

Appropriations (Exhibit B)

Reclassifications:

Changes this month in the appropriations summary are only reclassifications and do not change the budgeted amount for any capital projects. The amounts being reclassified are to align with the ongoing activity within the budgeted projects.

Capital Reserves (Exhibit C)

Reserve Uses:

The Long Term Reserve is being increased by \$68,018 to reflect the budgetary impacts from previous School Board Agenda Items approved between July 1, 2013 and December 31, 2013.

There is no additional financial impact to any capital projects for this agenda as of December 2013, as indicated on Exhibit C. There is a \$68,018 increase to the long-term reserve as described in the Summary Explanation and Background.

Approved in Open Board Meeting, April 1, 2014

Remarking that she previously discussed this item with staff, Mrs. Korn stated that at the last Board meeting the Board discussed the anticipated savings for debt service of approximately \$800,000 a year. She informed that when it is brought forward in April, the initial \$267,000 will be shown in the Capital Budget amendment.

- *K-4. Interim Financial Statements for the Period Ended December 31, 2013 (Approved)

Approved the Interim Financial Statements for the Period Ended December 31, 2013.

Financial Statements are submitted to the School Board pursuant to State Board Administrative Rule 6A-1.008. As of December 2013, the fund balance as a percentage of projected revenues was 3.61% and the fund balance, excluding Charter Schools revenues, was 4.15%.

There is no financial impact to the district.

- K-5. Tentative Budget Calendar for Fiscal Year 2014-15 (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the District Budget Timeline & Process for Fiscal Year 2014-15. Dr. Osgood was absent. (7-0 vote)

Per Truth in Millage (TRIM) law, the School Board must approve the Tentative Budget for advertising, and hold two public hearings.

Required Meeting & Hearing Dates:

- Approve Budget for Advertising; Date: **July 22, 2014** (Regular School Board Meeting)
- Public Hearing #1: Date: **July 29, 2014** – Time: 5:30 p.m. (FS 200.065(2)(f)(1))
- Final Public Hearing: Date: **September 16, 2014** – Time: 5:30 p.m. (FS 200.065(2)(f)(3))

Please note that July 24, 2014 is the last day that the School Board can approve advertising the budget per Florida statute.

Adoption of District Educational Facilities Plant (FS 1013.35(2)(d))

Public Hearing #1; Date: **July 22, 2014** – Time: 5:30 p.m.

Public Hearing #2; Date: **September 9, 2014** – Time: 5:30 p.m.

All of the dates have been scheduled using a July 1st Property Appraiser's certification date.

There is no financial impact to the school district.

Approved in Open Board Meeting, April 1, 2014

Mrs. Rupert inquired whether Board Members can call into the Board meeting and vote when absent from the dais, and whether the vote is reflected. She stated there needs to be a better way for Board Members to be heard when they do call in.

Mr. Carland responded that generally the requirement is to have a quorum physically present in the hearing room and as long as there is no objection by the Chair, the vote would count even if the Board Member is appearing electronically.

Remarking that it is unknown when a Board Member is no longer on the line, Mrs. Korn inquired how a vote would be recorded. She suggested that staff in the broadcast room notify the Chair when the call is disconnected.

Mr. Carland responded when Board Members are physically present in the hearing room, if there is no voice vote the assumption by law is that it is a "yes" vote. Logistically for the Board Member on the phone, the Chair has checked with the person on the phone to ascertain what the vote is. Mr. Carland suggested it would be helpful for Board Members who are on the phone to advise the Chair that they are getting off the phone and will not be participating. If they come back on the phone, they announce that they are back on the line.

Mrs. Korn stated that occasionally the phone line may drop out for whatever reason.

L. OFFICE OF PORTFOLIO SERVICES

- L-1. Fourth Amendment to Lease and Funding Agreement with City of Weston (Approved)

Motion was made by Mrs. Bartleman, seconded by Mrs. Rupert and carried, to approve the Fourth Amendment to the Lease and Funding Agreement between The School Board of Broward County, Florida and the City of Weston authorizing the City of Weston to serve as project manager for the installation at Cypress Bay High of synthetic turf and the resurfacing of the track. Dr. Osgood was absent. (7-0 vote)

The fourth amendment continues the relationship between The School Board of Broward County, Florida and the City of Weston to enhance the athletic facilities at Cypress Bay High School. The improvements to Cypress Bay High shall include the installation of a synthetic turf on the school's main athletic field and include the resurfacing of the surrounding track. The City of Weston shall serve as the construction manager causing the preparation of construction drawings and specifications, bidding, contract documents and construction inspection services.

Approved in Open Board Meeting, April 1, 2014

The amendment further authorizes Cypress Bay High School to solicit donations for the project and to have such donations deposited with the City of Weston. There is no obligation for The School Board of Broward County, Florida to expend any public funds for the conversion of the athletic field from natural turf to synthetic turf and the resurfacing of the track. All funds shall be raised from business and community donors to fund the project. No School Board of Broward County funds shall be utilized for this project.

The benefit of synthetic turf is its longevity. The synthetic turf shall benefit both boys and girls sports and activities at Cypress Bay High including boys tackle football, girls flag football, boys/ girls soccer, boys/ girls track and field, boys/ girls cross country, boys/ girls lacrosse, physical education activities and marching band. Further, the synthetic turf field shall be enjoyed and utilized by other public high schools when competing against Cypress Bay.

Exhibit 2 provides a brief history of the Lease and Funding Agreements with the City of Weston and the corresponding amendments.

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

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

Mrs. Rupert inquired whether the cost incurred is included in the District Educational Facilities Plan (DEFP).

Damian Huttenhoff, Director, Athletics & Student Activities, responded there is no cost to the School Board. All funds will be raised through private businesses or by the municipality. There will be no money out of the DEFP or General Fund for this project.

Mrs. Rich Levinson thanked the City of Weston for stepping forward and agreeing to work as the Project Manager and providing extra work with the track after this project is completed. Mrs. Rich Levinson also thanked the businesses who will be stepping forward to partner with the district. She stated this is truly a model of how to get things done in the district, considering the current capital program. Mrs. Rich Levinson noted there are 10 other stadiums that have gone through similar models, where the city has acted as the Project Manager and has been involved. She thanked everyone involved for working as a team to enhance what can be provided for students and schools.

Approved in Open Board Meeting, April 1, 2014

Mrs. Bartleman thanked the City of Weston for everything they do for schools and stepping up to the plate.

Mrs. Good expressed gratitude to the City of Weston, as other cities that partner with the district when there is a need. She stated these are wonderful opportunities for the district to further partner and provide opportunities for students.

Referring to page 3 of 6, Lease and Funding Agreement, Mrs. Good requested clarification of (b) SBBC Funding.

Mr. Huttenhoff responded that Exhibit 2, the original agreement, Lease and Funding Agreement with the City of Weston, March 2, 2004, was entered into for the construction of a stadium. The School Board funded \$150,000 and the City of Weston funded \$400,000. Subsequently, both parties funded \$50,000 for the expansion of bleachers. The allocation of \$150,000 by the School Board has already been done.

Mrs. Good stated that since this funding has been allocated there is no reference in the agenda item that it is no longer required.

Mr. Huttenhoff responded that with four amendments staff wanted to reflect the total amount that was spent on the project by the district and the city.

Mrs. Good stated the fact that it is paid, it is a historical perspective and part of the original agreement, but there is no notation that it is no longer required.

Mr. Huttenhoff responded that everything on Exhibit 2 gives a historical perspective on the project and has already been dealt with. The total funding, to date, is represented in the amendment - \$797,000 by the City of Weston and \$200,000 by the School Board.

Mrs. Good inquired whether the bleachers are installed.

Responding affirmatively, Mr. Huttenhoff stated that the stadium press box is installed, including the softball field lighting.

Regarding the potential donors, Mrs. Good inquired whether this involves the turf issue and nothing else.

Responding affirmatively, Mr. Huttenhoff stated that the city is handling the scope of the project dealing with the turf and the track. He clarified that the city is committed to giving dollars to the track and the donors' dollars will be allocated to the turf. The work will begin immediately; funding must be secured from large corporate donors and hopefully it will begin this summer.

Approved in Open Board Meeting, April 1, 2014

Responding to Mrs. Good's inquiry about the warranties on the installation of the turf, Mr. Huttenhoff stated it is the district's property and the inspections will be done by the city. Once they complete the project it reverts to the ownership of the district. Mr. Huttenhoff concurred that it will be the city's responsibility to reimburse the donors and not the School Board's responsibility.

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

BB-1. Value Adjustment Board (VAB) Direct Cost Billing (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve payment for the semi-annual billing for the School Board's share of VAB direct costs. Dr. Osgood was absent. (7-0 vote)

The County Commission uses a Hearing Officer to adjudicate taxpayer petitions concerning property appraisal values and exemptions. The School Board participates in these hearings. The School Board's share in the cost of the proceedings is 40% of the net expenses. The net VAB expenses for the period April 1, 2013 through September 30, 2013 were \$295,560.95 and the School Board's share (40%) is \$118,224.38.

Donna Korn is the representative for the School Board on the Value Adjustment Board.

The financial impact to the District is \$118,224.38. The source of funds is the Board Members' Department Budget.

No discussion was held on this item.

CC. BOARD POLICIES

CC-1. New Job Descriptions for the Information & Technology Department (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to adopt the new job descriptions for the Information & Technology Department. This is the final reading. Dr. Osgood was absent. Mrs. Rupert voted "no." (6-1 vote)

The seven (7) 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 Executive Summary.

Approved in Open Board Meeting, April 1, 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. Bartleman discussed her concerns regarding the district continuously adding new administration positions over the last year and conducting numerous job studies that in some cases resulted in salary level increases. Mrs. Bartleman inquired whether staff is keeping track of the increase to the budget for each year and how it is being monitored.

Mr. Runcie responded when the budget is presented to the Board, along with the Organizational Chart, it begins with last year's budget and illustrates how we performed relative to that. The Superintendent noted that over the last couple of years the budget has come in below what was projected from an organizational standpoint and will continue to do that again so the Board can have some visibility. Mr. Runcie stated from the Board perspective, where oversight is provided on the budget total expenditures, there is continual information through the workshops and Board agenda items presented to the Board.

Mrs. Bartleman inquired about the numerous technology positions and whether the positions will be filled when the new Chief Information Officer (CIO) is selected.

Mr. Runcie responded that these positions are anticipated relative to the strategic direction of the district in technology. Whoever the replacement for Mr. Hunter will be, this direction will continue and the approach will not be changed.

Maurice Woods, Chief Strategy & Operations Officer, informed that the intent is to continue the momentum that has been established in Information Technology (IT). Recognizing the Common Core in Florida, Mr. Woods stated there is the need to make sure the technology is available and to move forward and execute the Strategic Plan, while expediting the transition of the new CIO.

Mrs. Bartleman was of the opinion when bringing in someone new, like a Project Coordinator, they should have some ability to choose their team for the higher level positions when they come in. Mrs. Bartleman questioned the additional position of Web Designer, in addition to the Senior Web Designer, but will support the item as a whole.

Approved in Open Board Meeting, April 1, 2014

Mrs. Rupert requested clarification on what positions the Board is voting on, since at a previous workshop Board Members felt the two positions were too much.

Jeff Moquin, Chief of Staff, responded that there was a motion made by a Board Member and failed on a 4-4 vote, therefore, the item went forward as presented.

Motion to Amend (Failed)

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

Mrs. Rich Levinson stated that the previous discussion on this issue dealt with the district not hiring off these job descriptions; the ability to hire one or the other would remain, whatever staff believes is appropriate. Mrs. Rich Levinson further stated when job descriptions are presented to the Board they are not guarantees of positions. Having job descriptions in place is being proactive, so as jobs come forward there are appropriate descriptions and they can be slotted correctly. Mrs. Rich Levinson said it was made very clear to the Board that they would not be hiring two people for these two positions.

Mrs. Korn stated she can support having the job descriptions so that a critical analysis can be made to determine whether both positions are necessary. Remarking that there is a critical need in classrooms, Mrs. Korn said she is hopeful that as staffing is made at the district level there is always consideration given as to whether these positions are critical.

Mrs. Good inquired whether both positions are above the line in the Organizational Chart.

Mr. Woods responded that one position is above the line and one is below the line.

Mr. Runcie spoke of the commitment to whichever position is chosen it would be presented and made known to the Board upon delivery of the Organizational Chart conversations that are held in the spring.

Remarking that she will not support the two positions, Mrs. Rupert stated even though one position may be below the line it should be delineated that it is on the chart, in order to have transparency.

Approved in Open Board Meeting, April 1, 2014

Mrs. Rich Levinson inquired whether the same motion can be made if a Board Member is not on the prevailing side.

Mr. Carland responded that technically the issue of prevailing side would be if there was an attempt to rescind prior action or reconsider the same motion within the same meeting. The only difference would be whether or not this would be considered a re-doable motion.

Mr. Carland stated that the issue at hand, parliamentary speaking, was the renewal of a motion. According to Robert's Rules, the renewal of a motion is the re-making of a motion as if it is new, after having been previously made and disposed of without adoption. In this instance, there was a similar motion made at a prior meeting and it was disposed of; there was a tie vote which, by Robert's Rules, is a failed motion.

Additionally, Mr. Carland stated that a renewed motion can be made at a later session where it is still applicable, unless it has come over from the previous session such as by way of delay or postponement.

Mr. Carland advised that the present motion appears to be applicable at this point because it is a subsequent reading of the same job descriptions, as is required by rule making. The issue in Robert's Rules is whether or not the previous motion was made and disposed of, which in this case it was made at the prior meeting. The issue is not properly before the assembly again because it is the final reading.

The motion was restated and a vote was taken.

Mrs. Korn did not believe this Board is looking to not hire well-qualified individuals just because there is an increase in what they happen to be making in their prior job to what the entry level is for the position.

Mrs. Korn stated if this Board has agreed with staff's recommendations, that a job should be hired at a minimum and a maximum for a position, the Board will not overlook individuals who are qualified because they were not previously making enough money. She noted there have been several people overlooked because the district's entry-level salary happens to be a distinct difference from the salary they were making before.

Concurring, Mrs. Rupert stated she advocates promoting from within, but if an individual is well qualified and will take the district forward, their previous salary should not be a criteria that we are looking at right away.

Mrs. Bartleman noted that the district's salaries are not competitive for individuals in a specialized field, such as IT. She inquired whether this has been a standard practice.

Approved in Open Board Meeting, April 1, 2014

Responding that it has not been a practice, Mr. Runcie stated that staff attempts to ensure to work through all the guidelines. There may be a situation with the compensation that an individual made and may dictate based on the district's guidelines, based on expectations. The current structure has not prevented staff from constantly working to ensure that the best candidate possible is secured.

Amanda Bailey, Acting Chief Human Resources Officer, informed that Mrs. Korn's comments are currently in discussion amongst staff. There has been some confusion created over the past year-and a-half regarding large increases in salary to recommended candidates; whether those candidates are external or internal is irrelevant. Mrs. Bailey reiterated there has been confusion by staff and indication to management to support candidates who directly possess qualifications and experience for the position. Mrs. Bailey stated that standardized guidelines have been made when reappointing any candidate. If their salary is significantly lower than the position to which they are being appointed, every attempt is made during the interviews and from the resume those direct qualifications that the candidate possesses before he or she comes before the Board for appointment.

Mrs. Bailey further stated in some cases where technical skills are being sought, the position had to be re-advertised. Some appointments have come before the Board already where there are significant jumps in salary, however, staff has been able to confidently justify that the person being appointed possesses the direct skills and qualifications for the jobs. In the past, particularly with some represented groups where the salary structure is subject to negotiations, the minimum entry for some of those pay grades are higher than the skills being sought for appointed candidates.

Mrs. Good stated that further dialogue is needed on this issue at a Board Workshop to get further clarity.

The following individual addressed this item:

Rhonda Ward

- CC-2. Revised Job Description for the Manager II, Administrative Support Position (Withdrawn)
- CC-3. Revised Job Descriptions for the Director, Literacy and the Director, English for Speakers of Other Languages (ESOL) Positions (Withdrawn)

DD. OFFICE OF THE CHIEF AUDITOR

DD-1. Internal Audit Report – Audit of the Internal Funds of Selected Schools
(Received)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to receive Internal Audit Report – Audit of the Internal Funds of Selected Schools. Dr. Osgood was absent. (7-0 vote)

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

The Audit report represents 10 schools in which a total of 5 schools had no audit findings and 5 had some audit findings.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Audit Committee's January 23, 2014 meeting.

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

Referring to Internal Audit Report, page 58, Audit Exceptions, Missing Funds, Mrs. Korn inquired whether the bookkeeper was removed from the school for missing funds.

Patrick Reilly, Chief Auditor, responded affirmatively, due to the investigation.

Mrs. Korn inquired what occurred as the result of the person being removed due to \$10,000 in missing funds.

Desmond Blackburn, Ph.D., Chief School Performance & Accountability Officer, informed that typically when a person is under investigation or removed they are not in a similar type of position; it is pending the investigation.

Referring to page 18, Plantation High School Booster Club, Mrs. Korn voiced concern regarding the \$500 cost to be on the team, and said the fee limits the ability of some students to participate because some may not have the money. Mrs. Korn stated that the Board has spoken against a fee to play; even though booster clubs are independently run, they are still directly affiliated with the school district.

Approved in Open Board Meeting, April 1, 2014

Mr. Reilly informed that this is the prior year audit that is brought forward for comparison. When the audit was done this year this issue was cleared and no longer was an issue. Mr. Reilly stated there is no \$500 fee to play baseball.

Dr. Blackburn informed that the change was corrected as a result of the audit before the Board.

Mr. Reilly concurred with Mrs. Freedman inquiry, if there is a booster club the students do not have to participate in sanctioned sports to be able to play.

Mrs. Freedman inquired whether those students have to pay to play if the sport is not sanctioned.

Mr. Reilly responded that this would be a traveling type of team that is outside the district's athletic opportunities in the Florida Athletic Association and separate from the schools.

Mrs. Rupert and Mrs. Freedman requested staff to provide clarification regarding sanctioned and non-sanctioned sports and provide additional information regarding new practices the district has implemented; for example, money collection of a booster club activity.

DD-2. Internal Property Audit Report – Property and Inventory Audits of Selected Locations 2013-2014 (Received)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to receive Internal Property Audit Report – Property and Inventory Audits of selected Locations 2013-2014. Dr. Osgood was absent. (7-0 vote)

Property and Inventory Audits of Selected Locations were performed, as authorized by the Florida Statute 274.02(2), School Board Policy 1002.1 and School Board Policy 3204.

The Audit report represents 26 locations in which a total of 25 locations had no audit findings and 1 location had audit findings.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's January 23, 2014 meeting.

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

Mrs. Good congratulated the 25 locations that had no audit exceptions.

Approved in Open Board Meeting, April 1, 2014

- DD-3. State of Florida Auditor General Report No. 2014-043 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 30, 2012 (Received)

Motion was made by Mrs. Bartleman, seconded by Mrs. Korn and carried, to receive State of Florida Auditor General Report No. 2014-043 – Broward County District School Board – Florida Education Finance Program (FEFP) Full-Time Equivalent (FTE) Students and Student Transportation for the Fiscal Year Ended June 30, 2012. Dr. Osgood was absent. (7-0 vote)

As part of the continued effort to improve accountability, the Auditor General, State of Florida performed the Broward County District School Board – Florida Education Finance Program (FEFP), Full-Time Equivalent (FTE) Students and Student Transportation Audit for the Fiscal Year Ended June 30, 2012.

Except for the material noncompliance involving teachers and reporting errors or records that were not properly or accurately prepared or were missing and could not be located for students in Basic and ESOL, the Broward County District School Board complied, in all material respects, with State requirements regarding the determination and reporting of full-time equivalent (FTE) students under the Florida Education Finance Program (FEFP) and the number of students transported for the fiscal year ended June 30, 2012:

Thirty-nine of the 286 teachers in our sample did not meet State requirements governing certification, School Board approval of out-of-field teacher assignments, notification to parents regarding teachers' out-of-field status, the earning of college credits toward certification in out-of-field subject areas, or the earning of required in-service training points in ESOL strategies.

Thirty-six of the 246 students in our Basic sample and 144 of the 572 students in our ESOL sample had exceptions involving reporting errors or records that were not properly or accurately prepared or were missing and could not be located.

Noncompliance related to reported FTE resulted in 74 findings. The resulting proposed net adjustment to the District's reported, unweighted FTE totaled to a negative 427.2250 but has a potential impact on the District's weighted FTE of a negative 490.7196. Noncompliance related to student transportation resulted in 11 findings and a proposed net adjustment of a negative 134 students.

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Weighted adjustments to FTE are presented in the report for illustrative purposes only. The weighted adjustments to FTE do not take special program caps and allocation factors into account and are not intended to indicate the weighted FTE used to compute the dollar value of adjustments. That computation is the responsibility of the Department of Education. However, the gross dollar effect of our proposed adjustments to FTE may be estimated by multiplying the proposed net weighted adjustment to FTE by the base student allocation amount. For the Broward County District School Board, the estimated gross dollar effect of our proposed adjustments to reported FTE is a negative \$1,707,321 (negative 490.7196 times \$3,479.22).

We have not presented an estimate of the potential dollar effect of our proposed adjustments to student transportation because there is no equivalent method for making such an estimate.

The ultimate resolution of our proposed adjustments to FTE and student transportation and the computation of their financial impact is the responsibility of the Department of Education.

As of January 31, 2014, the Office of the Chief Auditor has not received notification of the final adjustments to FTE and Student Transportation from the Florida Department of Education.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's January 23, 2014 meeting.

Copies of all supporting documents are available at the Board Member's 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>.

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

Mrs. Bartleman stated that the district had a negative impact with an FTE audit of \$1.7 million and the majority of the audit dealt with charter schools. The district had to expend approximately \$1.8 million to pay a fine out of the 2011-2012 budget and the charter schools are going to have scheduled payments to pay the district. Remarking that this is a huge issue for school districts across the state, Mrs. Bartleman stated if this involved one of the charter schools that closed this year the district would not have been able to recoup those dollars.

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Mrs. Bartleman further stated there is a lot of movement in the Legislature regarding this topic, possibly having the charter school posting a bond before they open. If it is a fine against the charter school the state should have to wait for their money and go after the charter schools and take payments from the charter schools, rather than taking money from the district.

Mr. Runcie responded that this issue is already a topic in the Legislature on a couple of bills and there is good support to have some type of surety bond or a line of credit, some element of financial security for the enterprise. Discussion revealed the specific example of which dollars were sent to the charter school, teachers not receiving their payments, and resources were not provided to the schools. Mr. Runcie stated that there will be legislation that comes out that will allow the district to address the issue without creating too many constraints on flexibility and choice that people want to have.

Mrs. Bartleman noted that this audit does not fall into that category because the audit is done during a fiscal year and the audit is not received until the year after. The school could close and their books can be clean when they close, but the fine does not come until a year later.

Mrs. Korn voiced concern that 25% of the ESOL category had reporting errors or records that were not properly or accurately prepared. She inquired whether this reporting falls on the district's responsibility or whether it is not being properly recorded at the charter level.

Mr. Reilly responded that the charter schools and the district schools have similar types of audit exceptions relating to teacher certification, reporting out-of-field requirements and student records. The key difference - \$1.5 million of the potential penalty of close to \$1.7 million is still subject to appeal and has not been finalized. Mr. Reilly stated for the charter schools a major portion of the findings had to do with the contact time, not meeting the requirement of 900 hours, 180 days. Also, students that were listed that should not have been claimed as FTE. The district's portion is around \$200,000 based on the FTE that they identified as penalties.

Mr. Reilly noted that the State Auditor General did provide a comparison when the district exited with them for the final audit. The district did a lot better, approximately 199 FTE related to these teacher/student issues, and this year it was around 56 FTE which is approximately less than \$200,000.

Mrs. Korn stated that the audit is only worthwhile if something is done with the audit, but it is critical to know how the district did separate from the charter schools.

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Mrs. Rupert indicated that a lot of exceptions noted that no ESOL committee had convened to discuss progress or plans similar for ESE students with an Individual Education Plan (IEP). She inquired what is being done to change this as a policy or procedure, in moving forward.

Mr. Reilly responded that affected departments are providing the training. He stated in the 2010 audit versus the 2012 audit there has been significant improvements in those areas, though improvement is still needed. Mr. Reilly stated those departments that handle the ESOL, ESE, and teacher certification are on top of the situation; there has been training provided in the last few audits. In the 2012 audit, 18 of the district schools and five (5) charter schools were reviewed, and previously 19 district schools and one (1) charter school were reviewed.

Ms. Murray stated that staff is educating the schools, and some of the practices put in place in the district in the last decade should be offered to the charter schools. Many times people do not have the training and most of the errors were human errors.

Mrs. Good requested staff to provide information on the process.

Leslie Brown, Chief Portfolio Services Officer, informed that a cycle of reviews is conducted at every charter school; a poll is conducted of every school for the Limited English Proficient (LEP) students; making sure that every student has a folder and if they do not, this is documented. Mrs. Brown stated that the LEP Committee is a struggle with the charter schools; charter schools sometimes believe that they do not have to follow certain rules and they do not. When it comes to federal dollars and working with Title I and ELL students, they are held to the exact standards that the district is held to.

Mrs. Brown further stated that the training is provided for their ELL Content Specialist to go through the Talent Development Department, and they are invited to ELL contact meetings and conferences. When these findings are noted, staff can put the schools into a corrective action plan, but they cannot be forced. The corrective action plan is filled out and approved by their governing board, sent back to the district, and staff will go out and monitor again.

Concurring with her colleagues, Mrs. Good stated that the School Board's hands are somewhat tied to a certain extent. Legislatively this may be better addressed in a multitude of ways. Mrs. Good stated that the district fronting the dollars impacts the district and students.

Mrs. Korn requested staff to explore a way to charge the charter school interest on the payment plans to the district. She said as long as the district remains whole, rather than penalizing.

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Mrs. Bartleman noted that she spoke with Mr. Gorokhovsky who indicated that the penalty has been paid and the district will get the money back. It is still money coming out of the district's budget, money the district is entitled to but does not have. Mrs. Bartleman stated that the whole payment could not be taken because the school would not be able to survive.

The following individuals addressed this item:

Rhonda Ward
Lisa Maxwell

DD-4. McGladrey, LLP – Management Letter for the Year Ended June 30, 2013
(Received)

Motion was made by Mrs. Rupert, seconded by Mrs. Bartleman and carried, to receive McGladrey, LLP – Management Letter for the Year Ended June 30, 2013. Dr. Osgood was absent. (7-0 vote)

The School Board's external auditor, McGladrey LLP completed their Management Letter ("the report") for the year ended June 30, 2013. The Management Letter identifies certain matters involving the District's internal control structure and its operations related to bank reconciliations and SAP User Access and contains recommendations relative to those matters. In addition, management responded to three prior year observations/recommendations, which are included in the report.

This report is intended to be used as a resource for management and staff. The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's January 23, 2014 meeting.

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

Mrs. Bartleman inquired about the recommendations regarding the issue of the screenings and whether the screenings will be completed by June 30, 2014. She stated the status report is a management question.

Mr. Moquin responded that the issue with the ZTIM Report was an isolated issue, and with the centralization of Transportation department's payroll those documents are being backed up electronically and that issue will not occur again.

Approved in Open Board Meeting, April 1, 2014

Mr. Moquin stated the other issue is a training issue and staff will continue to emphasize Business Practice Bulletin 0100 around not procuring fixed asset items in bundles. The third issue is fingerprinting, having adequate resources to procure a new system.

Mr. Golt informed that there is disagreement with what the management letter indicates because staff indicated there would only be an IT review done by February 2014, not actually implementing a new system. For the record, Mr. Golt stated that staff is processing the clearances, screenings, and re-submissions are all being done. With some type of new computerized data system a more robust process could be had. One of the things staff reviewed with Sysco Software Solutions, one of the vendors that creates software programs, was the cost of \$100,000 or \$200,000 for them to create a program.

Mr. Golt further stated, in an effort to save the school district money, gradually working with the district's IT department could create a more automated system. Mr. Golt informed that the district is in compliance with the audit, but the district does not have the most robust computerized system at this point. The district is in compliance with the five-year cycle of certification.

Mrs. Bartleman inquired about the growing number of charter schools for the school employment and fingerprint retention.

Mr. Golt responded that charter schools are now outsourced to the vendor to handle that process.

Referring to page 10, Appendix B, Mrs. Bartleman inquired why the report does not indicate the information that was shared by Mr. Golt.

Mr. Reilly responded that since this is a re-occurring item the prior year audit activity is shown, with the current comments and responses. The outside auditors might have understood an issue a certain way at the time of the audit and the next year they take a look at the item a second time, as indicated by Mr. Golt and Mr. Moquin. Mr. Reilly stated since this was a 2010 audit a recommendation was made, not necessarily a fault, to have a better system that handles what records have to be maintained and what records have be followed up to meet that five-year re-fingerprinting process. Originally the Auditor General made that recommendation.

Referring to page 5, Mr. Reilly noted the prior year observations represented by fiscal year and a number, such as "2010-01 System needed to monitor FBI screenings." The others are year 2012, and as they clear off they are placed under the category of "Comment Addressed or No Longer Relevant."

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Mrs. Bartleman stated that since 2010 the auditor has recommended the district to fix the FBI screenings, which has not yet been done.

Mr. Golt responded that the FBI screenings are not broken so they do not need to be fixed. There was no indication in the response that the district would have a new system in place by February 2014; the Management Letter is incorrect. Mr. Golt reiterated that "we" would be working with an IT solution through February 2014. This would be an enhancement to make it more automated for the district. The district is in compliance.

Mrs. Bartleman stated that she will meet with staff to discuss this issue.

Mr. Golt noted that the district has successfully been audited by the Florida Department of Law Enforcement (FDLE) and the Federal Bureau of Investigation (FBI).

DD-5. McGladrey, LLP – Auditors' Reports Required by the Office of Management and Budget (OMB) Circular A-133 (Single Audit Report) for the Year Ended June 30, 2013 (Received)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to receive McGladrey, LLP – Auditors' Reports Required by the Office of Management and Budget (OMB) Circular A-133 (Single Audit Report) for the Year Ended June 30, 2013. Dr. Osgood was absent. (7-0 vote)

The School Board's external auditor, McGladrey, LLP, completed their Single Audit report in accordance with OMB Circular A-133 for the Year Ended June 30, 2013. The Schedule of Expenditures of Federal Awards (the Schedule) presents the activity of all federal award programs for The School Board of Broward County, Florida for the year ended June 30, 2013. Federal awards received directly from federal agencies, as well as federal awards passed through other governmental agencies are included in the schedule. Federal financial assistance expenditures are reported in the general purpose financial statements as expenditures in the Special Revenue Fund. The total expenditures of federal awards amounted to \$260,563,505. There were no findings or questionable costs reported for the fiscal year ended June 30, 2013.

This report is intended to be used as a resource for management and staff. The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's January 23, 2014 meeting.

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

Approved in Open Board Meeting, April 1, 2014

No discussion was held on this item.

DD-6. Audit of the Family Counseling Behavioral Health Program Grant for the Period Ended September 30, 2013 (Received)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to receive Audit of the Family Counseling Behavioral Health Program Grant for the Period Ended September 30, 2013. Dr. Osgood was absent. (7-0 vote)

In accordance with the Family Counseling Behavioral Health Program requirements, we have audited the accompanying Statement of Grant Assistance, under agreement number 10-CP-CSA-8267-01 for the period ended September 30, 2013. The Statement of Grant Assistance (the "Statement") is the responsibility of the Grant Administrators of The School Board of Broward County, Florida. Our responsibility is to express an opinion on this Statement based on our audit.

We conducted our audit in accordance with Government Auditing Standards issued by the Comptroller General of the United States and Rules of the Auditor General of the State of Florida. Those standards and rules require that we plan and perform the audit to obtain reasonable assurance that the Statement is free of material misstatement.

An audit includes examining, on a test basis, evidence supporting the amounts in the Statement. In planning and performing our audit of the Statement for the year ended September 30, 2013, we considered the internal control structure. Our review of the internal control structure facilitates the development of the auditing procedures and the expression of an opinion on the Statement. We believe our audit provides a reasonable basis for our opinion.

In our opinion, the Statement mentioned in the first paragraph presents fairly, in all material respects, the cash receipts and disbursements of the grant for the year then ended. Additionally, no funds, including interest earned on such funds, are due back to the County.

This report is intended solely for the information of the Community Partnerships Division, Children's Services Section of Broward County and the School Board and should not be used for any other purpose. This restriction is not intended to limit the distribution of this report which, upon acceptance by Broward County, is a matter of public record.

The Audit Committee reviewed and approved this report for transmittal to the School Board during the Committee's January 23, 2014 meeting.

Approved in Open Board Meeting, April 1, 2014

The source of funds to perform the Internal Audit Report was the General Fund budget allocation for the Office of the Chief Auditor.

There is no additional financial impact to the school district.

No discussion was held on this item.

EE. OFFICE OF STRATEGY & OPERATIONS

FF. OFFICE OF ACADEMICS

- FF-1. Amendment to Agreement between The School Board of Broward County, Florida and Helping Abused, Neglected, Disadvantaged Youth, Inc., (HANDY) (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the Amendment to the Continuation Agreement between The School Board of Broward County, Florida and Helping Abused, Neglected, Disadvantaged Youth, Inc., (HANDY). The contract period is September 1, 2013 through June 30, 2014. Dr. Osgood was absent. (7-0 vote)

Following the board's approval of this amendment to the above noted agreement, Helping Abused, Neglected, Disadvantaged Youth, Inc., (HANDY) will be awarded a total of \$18,600, to implement the Life Skills component of the Innovative Concepts (iCon) Program funded by the Workforce Investment Act (WIA) Grant through the Broward Workforce Development Board in two additional Broward County High Schools: Fort Lauderdale and Piper. Through the amendment, HANDY will provide Life Skills instruction during the afterschool iCon Program at the two new schools for one hour per day, one day per week for 13 weeks at the above two iCon Program schools. HANDY has been providing these services to eight iCon Program schools through the original agreement approved by the board on 08/20/13 for \$13,600. Through this amendment, an additional \$5,000 for the two new schools will be added to the agreement.

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

There is an additional financial impact of \$5,000, through this amendment, for a total of \$18,600 to the District. The source of funds is the Workforce Investment Act Grant. There is no additional financial impact to the district.

No discussion was held on this item.

Approved in Open Board Meeting, April 1, 2014

FF-2. Agreement between The School Board of Broward County, Florida and CE Tours (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve agreement with CE Tours to provide services under the U.S. Department of Education High School Graduation Initiative Grant (USDOE HSGI). Dr. Osgood was absent. (7-0 vote)

The School Board of Broward County, Florida (SBBC) is the recipient of a five-year grant from the U.S. Department of Education, entitled High School Graduation Initiative. The Mentoring Tomorrow's Leaders (MTL) project is being funded through this grant. The USDOE will provide in excess of \$4.5 million over five years to re-engage students who have dropped out and to ensure that at-risk students at two SBBC schools with the highest dropout rates (Boyd H. Anderson and Plantation High Schools) successfully complete high school and go on to post-secondary educational institutions. A portion of these funds is being used to send at-risk students and their peer mentors from these schools on a Tri-State College Tour. The target population is 10th graders who have been enrolled in Mentoring Tomorrow's Leaders and shown significant academic progress, as well as their peer mentors (11th and 12th graders). The intent of the initiative is to create a college-going culture at these schools through inspiring at-risk students and their peers to successfully complete high school and go on to post-secondary educational institutions.

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

The financial impact is \$29,645. The source of the funds is the USDOE High School Graduation Initiative Grant budget. There is no additional 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 between The School Board of Broward County, Florida and Grace & Naem Uddin, Inc. (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Settlement Agreement between The School Board of Broward County, Florida and Grace & Naem Uddin, Inc. Dr. Osgood was absent. (7-0 vote)

Approved in Open Board Meeting, April 1, 2014

This Agreement is the result of efforts to resolve differences and disputes between Grace & Naeem Uddin, Inc. ("GNU") and The School Board of Broward County, Florida (the "SBBC") arising out of the construction of new stadium bleachers at Dillard High School (the "Project").

On November 28, 2008, GNU filed a Complaint against defendants Clyde Phil Vanderhider, Jr., Seating Construction USA, Inc., d/b/a Seating Constructors USA, Inc., and Wachovia Bank, N.A., in Broward County Case Number 08-054605 (05), alleging entitlement to damages totaling \$675,921. One year later, on November 29, 2009, GNU filed its Amended Complaint by adding The School Board of Broward County, Florida as an additional Defendant.

In its lawsuit, GNU sought \$675,921 from the SBBC and alleged it performed as general contractor pursuant to a contract. The SBBC denied GNU's claim based on the lack of a fully-executed contract, and further, because the SBBC contracted with and paid contractor Seating Constructors, USA, Inc. for such work.

The Office of the General Counsel successfully obtained dismissal of GNU's Amended Complaint in January 2010, and dismissal of GNU's Second Amended Complaint in May 2010. In October 2010, the Office of the General Counsel obtained Summary Judgment with respect to GNU's Third Amended Complaint. However, in July 2011, the Court reversed itself and vacated the Summary Judgment. Upon reinstatement of the lawsuit by the Court, GNU continued to pursue its claims.

Through settlement negotiations, GNU has agreed to accept \$175,000 from the SBBC in full and complete settlement of its lawsuit (the "Settlement Sum").

This item resolves and settles the litigation between the SBBC and GNU. District staff, cadre counsel and the General Counsel's Office recommend approval of the Settlement Agreement as a fair, reasonable and cost-effective resolution of the dispute between the parties.

The financial impact to the district is \$175,000. The source of funds is the Adopted District Educational Facilities Plan, Fiscal Years 2013-2014 to 2017-2018, Legal and Contingency budget.

No discussion was held on this item.

II. OFFICE OF THE SUPERINTENDENT

- II-1. Agreement between The School Board of Broward County, Florida and Arthur J. Gallagher Risk Management Services, Inc. (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the Agreement between The School Board of Broward County, Florida and Arthur J. Gallagher Risk Management Services, Inc., for the placement of the District's Property and Casualty insurance policies. Dr. Osgood was absent. Mrs. Bartleman was absent for the vote. (6-0 vote)

Florida Statute Referencing Direct Negotiations:

School districts are required to carry property insurance on all school buildings (except buildings with three classrooms or less) and all school plants, including contents, boiler and machinery, pursuant to the provisions of section 1001.42(11) (d), Florida Statutes.

Florida Administrative Rule 6A-1.012(15) states, except as otherwise required by statute, a district school board, when purchasing insurance, entering risk management programs, or contracting with third party administrators, may make any such acquisitions through the competitive solicitation process or by direct negotiations and contract.

(See eAgenda for the continuation of Summary Explanation and Background.)

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

The financial impact of placing the District's property and casualty insurance policies for three years is estimated at \$47 million. The source of funds for all casualty insurance premiums will be the General Fund.

No discussion was held on this item.

JJ. OFFICE OF FACILITIES & CONSTRUCTION

- JJ-1. Change Order #2 – Tedder Elementary – JWR Construction Services, Inc. – Single Point of Entry – Project No. P.001427 (0571) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Change Order #2, Tedder Elementary, JWR Construction Services, Inc., Single Point of Entry, Project No. P.001427, in the amount of \$19,817, -14- days. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

Approved in Open Board Meeting, April 1, 2014

<u>Tedder Elementary</u>		Change Order 02	\$19,817
Owner Request	\$16,823		
Unforeseen Condition	\$2,994		

Refer to Exhibits 1 and 3 for detailed information.

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

No discussion was held on this item.

- JJ-2. Change Order #1 – Ramblewood Middle – Anatom Construction Services, Inc. – ADA Restroom Renovations – Project No. P.000478 (f.k.a. 2711-24-04) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Change Order #1, Ramblewood Middle, Anatom Construction Services, Inc., ADA Restroom Renovations, Project No. P.000478, in the amount of \$21,783, -49- days. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

<u>Ramblewood Middle</u>		Change Order 01	\$21,783
Unforeseen Condition	\$21,783		

Refer to Exhibits 1 and 3 for detailed information.

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

No discussion was held on this item,

- JJ-3. Change Order #1 – Charles Drew Resource Center – MVP Contractors, Inc. – Restroom Renovation – Project No. P.001425 (0301) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Change Order #1, Charles Drew Resource Center, MVP Contractors, Inc., Restroom Renovation, Project No. P.001425, in the amount of \$2,703, -14- days. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

<u>Drew, Charles Resource Center</u>		Change Order 01	\$2,703
Unforeseen Condition	\$2,703		

Refer to Exhibits 1 and 3 for detailed information.

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

No discussion was held on this item.

Approved in Open Board Meeting, April 1, 2014

- JJ-4. Final Acceptance/Release of Retainage – Cedars Electro-Mechanical, Inc. – Indoor Air Quality Repairs – Heating Ventilation and Air Conditioning System – (IAQ Repairs HVAC) – Crystal Lake Middle School – Project Number P.000368 (f.k.a. 1871-99-05) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Final Acceptance of the Crystal Lake Middle School, (IAQ Repairs HVAC), Project Number P.000368, and release the balance of retainage in the amount of \$28,102.15. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 vote)

The Contractor, Cedars Electro-Mechanical, Inc., has completed the scope of their contract within the contract limits. Final Acceptance and Release of Retainage will occur upon execution of the General and Full Release of Lien by the Contractor.

The funds being released totaling \$28,102.15 are included in the Adopted District Educational Facilities Plan, Fiscal Years 2013-2014 to 2017-2018, Page 23.

No discussion was held on this item.

KK. OFFICE OF FINANCIAL MANAGEMENT

LL. OFFICE OF PORTFOLIO SERVICES

- LL-1. Premium Services Agreements Approval – Somerset Academy, Inc., (Location Numbers 5030, 5388, and 5413) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Premium Services Agreements between The School Board of Broward County, Florida (SBBC), and Somerset Academy, Inc. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 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 Somerset Academy, 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.

Approved in Open Board Meeting, April 1, 2014

The agreements have 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 \$500 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. Premium Service Agreement Approval – Excelsior Charter of Broward, Inc., d/b/a Everest Charter School (Everest Charter School, Location Number 5407) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Premium Services Agreement between The School Board of Broward County, Florida (SBBC), and Excelsior Charter of Broward, Inc., d/b/a Everest Charter School. Dr. Osgood was absent. Mrs. Freedman was absent for the vote. (6-0 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 Excelsior Charter of Broward, Inc., d/b/a Everest Charter School. 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. Wright Administration Center.

The 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 \$540 for the 2013-2014 Premium Service Agreement. 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.

Mrs. Bartleman requested that staff, prior to the one-year anniversary of these agreements, review these to make sure the district is not losing money.

Approved in Open Board Meeting, April 1, 2014

Responding affirmatively, Maria de L. Rodriguez, Ph.D., Assistant Director, School Design/Support, stated that currently a pilot program review is being conducted and effective March 2014, additional items will not be presented to the Board. The close-out will occur and a report will be presented shortly thereafter.

Following the Delegation of Speakers, the following Attorney-Client Session commenced at 12:15 p.m.

Announcement by Chair

"The School Board of Broward County, Florida, will meet in an Attorney-Client Private Session in accordance with Florida Statutes, Section 286.011(8), today February 19, 2014, 12:45 p.m. The Attorney-Client Session will be held in the Board Room of the first floor of the Kathleen C. Wright Administration Center, 600 Southeast Third Avenue, Fort Lauderdale, Florida 33301.

"The purpose of this Attorney-Client Session is for the School Board and Counsel to discuss pending litigation relative to the following case: Pompano Imports, Inc. vs. The School Board of Broward County, et. al., Case No.: 11-009753 (04), before the Circuit Court of the 17th Judicial Circuit in and for Broward County, Florida. A Certified Court Reporter will record the entire session.

"The following persons will attend the Attorney-Client Session: Chair Laurie Rich Levinson; Vice Chair Patricia Good; Members Robin Bartleman, Abby M. Freedman, Donna P. Korn, Katherine M. Leach, Ann Murray, (Dr. Rosalind Osgood absent), Nora Rupert; Superintendent Robert W. Runcie; Alan L. Gabriel, Esq., Mitchell Burnstein, Esq.; and J. Paul Carland, II., Esq.

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

The Attorney-Client Session recessed at 1:00 p.m. The Regular School Board meeting reconvened at 2:30 p.m.

Adjournment This meeting was adjourned at 3:46 p.m.

RT