Approved in Open Board Meeting, May 6, 2014

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

March 17, 2014
Monday, 10:15 a.m.

MINUTES OF REGULAR MEETING

The School Board of Broward County, Florida, met in regular session at 10:15 a.m., Monday, March 17, 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, Heather P. Brinkworth, Abby M. Freedman, Laurie Rich Levinson, Ann Murray, Dr. Rosalind Osgood, Nora Rupert; Superintendent Robert W. Runcie; and J. Paul Carland, II., Esq.

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

Mrs. Bartleman introduced Principal David Watkins and students from Whiddon-Rogers Educational Center (appearing through video conference) led the Pledge of Allegiance to the Flag of the United States of America and sang the Star Spangled Banner.

Mrs. Bartleman stated that the school has the highest graduation rate among all the district's alternative high schools. These students recently performed for the individuals attending the Juvenile Justice Department Teacher of the Year event.

Mr. Watkins spoke with pride about the accomplishments of the students, their graduation, college and career goals. Mr. Watkins introduced Daniel Jimenez, Chorus Teacher, and Assistant Principal Liz Tatum introduced the students and school staff.

On behalf of the School Board, Mrs. Bartleman thanked the school for the opportunity to showcase the school's students, staff, and teachers.

Minutes for Approval Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the official minutes for the following Board Meetings, as amended: (9-0 vote)

February 11, 2014 – Special Meeting
February 19, 2014 – Special – Expulsions

As requested by Mrs. Bartleman, corrections were made to the February 11, 2014 Special Meeting, page 13, to add one word.

Close Agenda Upon motion by Mrs. Korn, seconded by Mrs. Rupert and carried, the Agenda was approved and declared closed. (9-0 vote)

REPORTS

No committee reports were presented.

BOARD MEMBERS

No reports were presented.

SUPERINTENDENT

Mr. Runcie informed that staff will provide an update on the Worker Compensation Self-Administration. Reminding the Board that operations on the worker compensation program began in October 2013, Mr. Runcie stated that a more detailed report will be provided to the Board at a future workshop and questions from the Board will be answered.

Jeffrey Moquin, Chief of Staff, Office of the Superintendent, provided an update by reflecting back on the decision to bring the program in-house and the major contributing factors that led to that recommendation by staff. Mr. Moquin stated that discussion was held regarding the volatility that was occurring in the industry, the desire to stabilize the program and have a faithful execution of the criteria-based model, which had proven successful for this district since its implementation in 2006 in terms of human outcomes, and making sure that district employees are getting access to quality medical care in a timely manner and having proved financial outcomes relative to the district's overall spending in workers compensation.

Mr. Moquin informed that this month Sedgwick, one of the largest global private investment firms, purchased the largest claims administration firm in North America for $2.4 billion. Mr. Moquin opined that the movement to have private equity firms come into the industry is due to two primary drivers: (1) the programs represent a consistent and steady stream of revenue; (2) an economies of scale and efficiencies, which will drive higher returns and higher profit margins. These two incentives are in complete opposition to the criteria-based model and why "we do what we do." The focus has always been on effectiveness and having the right outcomes, not just having fast outcomes.

Mr. Moquin further stated that the program went live on September 7, 2013; there were 1,000 claims that the unit inherited and managed on a day-to-day basis. Subsequently, there has been 1,500 new claims that have been submitted and they have settled or close about 1,200 claims. Additionally, they processed over 13,000 worker's compensation expenditure payments and they participated in nearly 200 mediations. These statistics represent an operational and functioning unit. Mr. Moquin said that during this transition the district has maintained a 96% satisfaction rate from employees in terms of service that they are garnering from the programs.

Mr. Moquin noted it is too early to do a formal comparative analysis on the claims outcomes, the oldest claim being five (5) months. The comparison of the administrative expense was shared; a desire to keep the cost neutral, recognizing that the larger, more significant impact would be on the decisions that the unit would make being able to drive the claims expense down. Mr. Moquin stated that the district will enjoy a $350,000 annual savings of the cost of the unit over the course of the next three years, as compared to what the district was paying when it was third-party administered.

Mr. Moquin acknowledged the 28 experienced professionals in the worker's compensation unit and the hard work they do every day.

In closing, Mr. Moquin provided the Board with the assurance that the unit is being structured and poised to garner these same outcomes and sustain them over a period of time. A robust internal structure of data reporting has been created, using a data analyst who worked previously with National Council on Compensation Insurance (NCCI), the nation's most experienced providers of workers compensation analysis. Trend analysis is being done through the workflow, setting up escalation processes and other controls to ensure there is a good oversight of the program. Mr. Moquin stated that the Chief Auditor's office will be conducting a review beginning in August 2014 and preliminary meetings have been held to ensure that staff is able to provide the documentation needed to facilitate that review. The state will visit the district to conduct an audit in the near future to ensure there is financial and fiduciary controls within the programs, and the excess insurance carriers will visit the district next month to conduct a review. Mr. Moquin further stated that the district has an independent actuary who annually reviews the financial outcomes in order to set the reserves, as well as independent auditors who annually produce the financial reports and will review the self-insured reserves.

Mr. Moquin stated that he is pleased with the progress to date and the positioning of the program to sustain the results that the district has enjoyed going into the future. He stated that a workshop setting will be held at the appropriate time to share the results of the claims, once they have had an opportunity to mature.

Mrs. Good thanked the Superintendent, Mr. Moquin, and the entire Worker Compensation team for their efforts.

Mr. Runcie announced that Florence Cancilla, was nominated as a state finalist for the 2012-2013 Juvenile Justice Teacher of the Year. Ms. Cancilla, a Drop-out Prevention Specialist, Whiddon-Rogers Education Center, was honored on March 10, 2014, during a ceremony at the Pompano Youth Treatment Center (YTC). (See page 6 for formal recognition).

SPECIAL PRESENTATIONS

Holocaust Education & Awareness

Michaelle Valbrun-Pope, Director, Student Support Initiatives, stated that the district has partnered with the Holocaust Learning & Education Fund, and a recognition will be presented to inform others about their work.

Amalio Nieves, Director, Diversity Cultural Outreach & Prevention, stated that Board Member Mrs. Rich Levinson approached the department with an opportunity to share this wonderful experience.

Mrs. Rich Levinson informed that the Holocaust educational program is being offered to 35 Broward County public high schools and centers. This collaboration involves the Student Support Initiatives department, the Diversity Cultural Outreach & Prevention, and the Holocaust Learning and Educational Fund to meet the state of Florida mandates regarding Holocaust education and awareness.

The initial program conducted by the Holocaust Education & Learning Fund is to bring to the United States an historian, researcher and guide Jan Malecha of the Buchenwald Concentration Camp Memorial in Weimar, Germany in order to conduct educational workshops at Broward County public high schools. This educational interchange between Germany and the United States began on February 18, 2014 and runs through the end of April 2014. Following the successful completion of this program, Mrs. Rich Levinson stated the Holocaust Learning & Education Fund will be conducting continuing programs in Florida schools for the 2014-2015 school year, and each year thereafter, while encouraging the duplication of these efforts throughout the country.

Mrs. Rich Levinson introduced Craig and Barbara Weiner, Holocaust Learning Education Fund, Inc., who are responsible for bringing this program to Broward County Public Schools. She stated that Mr. and Mrs. Weiner visited Buchenwald Concentration Camp and met with Mr. Malecha, who was their guide at the concentration camp. They spoke about their idea to have Mr. Malecha come to the United States to work hands-on with Broward students, talk to them about the Holocaust and teach about tolerance and speaking up for their beliefs.
Mrs. Rich Levinson urged everyone to visit these schools and observe how engaged the students are and how they are learning about history firsthand.

Mr. Wiener thanked the School Board for allowing he and his wife to bring this extraordinary educational experience to the students and faculty. Mr. and Mrs. Weiner relayed the comments and impressions of the students upon viewing the Holocaust program. Mr. Weiner stated that students are learning about choices made in life, and students understand through engagement, one-on-one, interaction and discussion with Jan Malecha.

Mr. Weiner thanked Mrs. Rich Levinson for her leadership on this program. He thanked Superintendent Runcie for taking his personal time on a Sunday to listen and being engaged at one of the workshops. Remarking that the program was presented in Miami-Dade and West Palm Beach schools, and will be going to Orlando, Mr. Weiner asked for a commitment that this candle will not burn out and that the program continue in public schools. Mr. Weiner spoke about and provided statistics regarding the bullying issue and its link to suicide and illness. He stated the choice is to continue this type of education to students.

Introducing Mr. Malecha, Mr. Weiner stated that he has left his family and friends, and has taken a leave of absence from his job in Germany to come and volunteer to teach at the schools. Mr. Weiner informed that arrangements have been made with generous sponsors and individuals who have helped with this program and funding.

Mr. Malecha thanked the School Board for the chance to come to Broward County. He stated he was very satisfied with the work and visit to the schools, especially with the students. Mr. Malecha further stated he will take his experience with the language and visit back to the Buchenwald Concentration Camp.

Mr. Nieves thanked the Weiners for their generosity, Mrs. Rich Levinson for championing this initiative, and invited the Board Members, Senior Leaders, staff and community to a Meet and Greet event with Mr. Malecha at Cinema Paradiso, beginning at 6:00 p.m.

Mrs. Korn stated this program is an example of how to best educate students, a program that has a real impact for students. She thanked the Weiners for their vision and Mrs. Rich Levinson for championing the program.

Mrs. Freedman stated that having taught the Holocaust for many years she understands what this program means to children in understanding what other individuals do to other individuals, and to avoid these atrocities is to continue with education. She thanked Mr. Malecha for taking the time to come to Broward County to educate children about this dark period in history. Mrs. Freedman thanked the Weiners for their initiative.

Mr. Weiner stated that the key is to educate children and making it relevant to their lives today.

Women's History Month

Mrs. Pope stated that School Board Members make decisions that exemplify compassion. She wished the School Board a happy Women's History Month and bringing forward this resolution.

Dr. Osgood, reminding her colleagues that the School Board adopted a resolution in Support of Women's History Month in August 2013, read the resolution into the record. Dr. Osgood stated that women make their legacy by creating opportunities for children to grow through the best educated system in Broward County. She commended Mrs. Pope and her department for the great work they do.

Board Members viewed a short video in honor of Women's History Month; a poem A Good Woman was recited by Lashara Perry, 5th grader, Discovery Elementary School, who appeared with her parents, Sean and Kimberly Perry.

Mr. Nieves presented flowers to Mrs. Pope. Mrs. Pope thanked the School Board and all women who stand behind her.

Dr. Osgood commended Mrs. Pope and her department for the great work they do.

Mrs. Good, on behalf of the School Board, thanked Mrs. Pope and Mr. Nieves, and stated that Board Members are honored to serve with each other.

Recognition of Florence Cancilla

Superintendent Runcie announced that Florence Cancilla, a 25-year district teacher, was nominated as a state finalist for the 2012-2013 Juvenile Justice Teacher of the Year. A token of appreciation and gratitude was offered to Ms. Cancilla from Mrs. Bartleman, who is not present at today's presentation.

Principal David Watkins, Whiddon-Rogers Education Center, stated it is an honor to be present before the Board to recognize Ms. Cancilla, a phenomenal lady who pours her heart into working with special needs students every day. These special needs children do not speak English, have disabilities and are incarcerated, and children who are in need of course and credit recovery.

Ms. Cancilla, remarking that she can only speak in front of kids, thanked the Board for the opportunity and privilege to be a teacher in Broward County.

Appearing telephonically, Mrs. Bartleman stated that the district has amazing teachers and she had an opportunity to visit Ms. Cancilla's classroom at the substance abuse center. Mrs. Bartleman stated Ms. Cancilla is an inspiration to the young men at the center.

Mrs. Good, on behalf of the School Board, welcomed and introduced Heather Brinkworth, District 3, to the School Board.

Mrs. Brinkworth stated it was an honor to be appointed to the School Board, as she has a great passion for education and she is excited to serve.

Proclamation in Recognition of Irish-American Heritage and St. Patrick's Day 2014

Mrs. Rupert thanked the Superintendent, Board Members, staff and Administrative Assistants for their efforts on the proclamation.

Reading the proclamation, Mrs. Rupert recognized the neighborhood and nationwide communities who are predominately Irish-born, who began the strong and proud tradition of organized labor in Irish communities, and early female labor leaders. Mrs. Rupert noted that more than 200 Irish-Americans have been given the Congressional Medal of Honor.

Reading the proclamation, Ms. Murray stated that the Irish-American Heritage continue to enrich our nation and this month reflects on proud traditions handed down through the generations by celebrating the many threads of green woven into the red, white and blue.

Ms. Murray and Mrs. Rupert reflected on the contributions to the country by Irish-Americans, including sports figures, art and film, literature, business magnets, and presidents.

Ms. Murray and Mrs. Rupert reflected on the Irish-American heritage, stating that today Americans of all backgrounds can find common ground in their Irish values of faith and perseverance, and draw strength from the belief that through hard work and sacrifice better lives can be forged for everyone.

On behalf of The School Board of Broward County, Florida, Ms. Murray and Mrs. Rupert proclaimed March as Irish-American Heritage Month and celebrate today St. Patrick's Day 2014.

Mrs. Good quoted, "May your day be touched by a bit of Irish luck, brightened by a song in your heart and warmed by the smiles of the people you love."

Speakers
Rhonda Ward (ESE matters)

CONSENT AGENDA Following identification of those items Board Members and members of the public indicated they would like considered separately, motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Consent Agenda for the remaining items **(identified by *)**. (9-0 vote)

CONSENT ITEMS

A. RESOLUTIONS

B. BOARD MEMBERS

E. OFFICE OF STRATEGY & OPERATIONS

*E-1. Approve Contract Documents for Division 0 and Division 1 (Approved)

Approved revisions to the Division 0, Document 00520: Agreement Form for Hard Bid, and Document 00700: General Conditions of the Contract, and Division 1, Document 01450: Quality Control, and Document 01770i: Application for Certificate of Occupancy.

The revised documents have been amended to include the recommendations provided by the Chief Building Official regarding the assessment of re-inspection fees and mandatory inspections required for construction projects. The documents have also been amended to include recommendations by the General Counsel's office regarding an amendment to Florida State Statute 119.0701, which refers to the contractor's compliance with public records laws.

There is no financial impact. This item is not affecting the overall budget; therefore, it does not require a Collaboration Form from the Capital Budget Department.

*E-2. Pre-Qualification of Contractors – Approval of Application and Issuance of Certification (Approved)

Approved the recommendations of the Superintendent indicated in Exhibit 2.

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

The Qualification Selection Evaluation Committee (QSEC) convened on February 26, 2014, to review staff's recommendations in response to the submitted pre-qualification applications. Upon review of staff's recommendations, QSEC makes the recommendations to the Superintendent indicated in Exhibit 2.

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

There is no financial impact to the district.

F. OFFICE OF ACADEMICS

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

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Third Amendment to the contract between The School Board of Broward County, Florida, and Broward Behavioral Health Coalition (BBHC). Mrs. Bartleman was absent for the vote. Dr. Osgood abstained from the vote. (7-0 vote)

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

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

Amendment One to the contract was approved on 11/5/2013.
Amendment Two to the contract was approved on 2/4/2014.

BBHC has added additional requirements per attached third contract amendment. This amendment was received on 1/24/2014.

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

There is no other financial impact to the district.

Dr. Osgood informed that she was recently appointed to the board of the Broward Behavioral Health Coalition and will recuse herself from the vote.

*F-2. Agreement between The School Board of Broward County, Florida and The City of Lauderhill A Florida Municipal Corporation (Approved)

Approved the new Agreement between The School Board of Broward County, Florida and The City of Lauderhill A Florida Municipal Corporation. The contract period is April 1, 2014 through March 30, 2017.

Career and Technical Education high school and adult postsecondary students, who are enrolled in Health Science Education Programs, participate in clinical learning experiences through contractual agreements with hospitals, nursing homes, municipal agencies and other healthcare related facilities.

The new Agreement with The City of Lauderhill will provide Emergency Medical Responder/Firefighter 1 clinical experiences to Lauderhill 6-12 students, enrolled in the Introduction to Firefighting program. On-site clinical experiences are necessary to meet Florida Department of Education mandated student performance standards. This agreement also addresses the requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

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

There is no financial impact to the district.

*F-3. Agreement between The School Board of Broward County, Florida and GEO Care, LLC (Approved)

Approved the continuation Agreement between The School Board of Broward County, Florida and GEO Care, LLC. The contract period is April 1, 2014 through March 31, 2016.

Currently there are 1,445 Career and Technical Education high school and adult postsecondary students district-wide enrolled in Health Science Education Programs. These students participate in clinical learning experiences through contractual agreements with hospitals, nursing homes, and other healthcare related facilities. The continuation agreement with GEO Care, LLC provides clinical experiences necessary to meet the Florida Department of Education mandated student performance standards. This agreement also addresses the requirements of regulatory agencies for students to qualify for certification/licensure examinations upon program completion.

In accordance with a School Board request, staff in the Career, Technical, Adult and Community Education Department developed a survey to measure the effectiveness of the clinical experience. The results of the survey will be used to make recommendations for modifying clinical agreements that will strengthen the student's job-site clinical experience and strengthen the overall Health Science Program. A summary of the survey responses from each group indicates an overall rating of 100% as above average and outstanding.

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

There is no financial impact to the district.

G. OFFICE OF HUMAN RESOURCES

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

Approved the personnel recommendations for the 2013-2014 appointments and leaves as listed in the Executive Summary and respective lists for Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida Department of Education and The School Board of Broward County, Florida.

The teacher approvals on this G-1 item are teachers in subject areas for which there is no surplus and/or layoff teacher in that certification area that could be placed in these positions.

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)

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

The Personnel Recommendations for Instructional Employees include the following items:

1. Instructional Resignations/Retirements/Layoffs

There will be no financial impact to the school district.

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

Motion was made by Mrs. Korn, seconded by Mrs. Rupert 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. (9-0 vote)

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.

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.

The following individual addressed this item:

Rhonda Ward

Following the vote on the item, newly-appointed district personnel were recognized and congratulated by Mrs. Korn and Mrs. Bartleman, on behalf of the School Board.

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

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the personnel recommendations for separation of employment or discipline as listed on the respective lists for Non-Instructional staff. All recommendations are made with the understanding that these individuals will comply with regulations/policies as set forth by the Florida Department of Education and The School Board of Broward County, Florida. Mrs. Bartleman, Mrs. Korn and Dr. Osgood were absent for the vote. (6-0 vote)

The Personnel Recommendations include the following items:

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

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

There is no financial impact to the school district.

Ms. Murray recognized Vernell Morgan, Transportation Specialist, Pupil Transportation, Central Terminal, for serving the district for many years and wished her well in her retirement.

*G-5. Supplemental Pay Positions – List #16 (Approved)

Approved the recommended supplemental pay positions of employees for the 2013-2014 school/fiscal year. Employees are recommended for supplemental pay positions by Principals or Department Supervisors and approved by the appropriate Division Head. Supplemental positions are listed alphabetically by last name, with location and supplement type.

The Supplemental Pay Positions include the following type of supplements: Secondary department chairpersons high school; secondary department chairpersons and/or team leaders middle school; elementary grade level chairpersons and/or team leaders; athletic supplements; general supplements; and special supplements for the 2013-2014 school year.

Individuals listed meet the requirements for the supplemental positions.

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

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

Approved 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.

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.

H. OFFICE OF THE GENERAL COUNSEL

I. OFFICE OF THE SUPERINTENDENT

I-1. Proposed School Board of Broward County, Florida 2014-2015 School Calendar (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Proposed School Board of Broward County, Florida 2014-2015 Work Calendars, Year-Round Calendars, and Summer Term Calendar for Community Schools and Technical Centers. (9-0 vote)

On December 17, 2013, the School Board approved the school calendar for the 2014-2015 school year. The Calendar Committee has now developed work calendars, year-round calendars, and the summer term calendars for the 2014-2015 school year. All calendars align to the primary school calendar and provide the appropriate number of work days and paid holidays in accordance with the respective collective bargaining agreements.

There is no financial impact to the district.

Mrs. Freedman shared that there have been positive comments in the community regarding this year's calendars.

J. OFFICE OF FACILITIES & CONSTRUCTION

K. OFFICE OF FINANCIAL MANAGEMENT

K-1. General Fund Amendment as of January 31, 2014 (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the General Fund Amendment as of January 31, 2014. Mrs. Bartleman was absent for the vote. (8-0 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 January 2014.

There is no financial impact to the district.

No discussion was held on this item.

*K-2. Special Revenue Grants Funds Amendment as of January 31, 2014 (Approved)

Approved the Special Revenue Grants Funds Amendment as of January 31, 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 January 2014.

There is no financial impact to the district.

*K-3. Interim Financial Statements for the Period Ended January 31, 2014 (Approved)

Approved the Interim Financial Statements for the Period Ended January 31, 2014.

Financial Statements are submitted to the School Board pursuant to State Board Administrative Rule 6A-1.008. As of January 2014, the fund balance as a percentage of projected revenues was 3.62% and the fund balance, excluding Charter Schools revenues, was 4.17%.

There is no financial impact to the district.

*K-4. Revision to Capital Funds Budget Amendments (Approved)

Approved the Capital Funds Budget Amendments for Fiscal Year 2013-2014. These amendments are as of January 2014.

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)
Increase $1.5 million for a legal settlement for construction as approved at the 9/3/2013 School Board Meeting (HH-1)

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.

Increase:

- Increase $1.5 million for construction settlement placed in the Long Term Reserve

Capital Reserves (Exhibit C)

- There are no changes to the Short Term Reserve between January 1, 2014 and January 31, 2014.
- There is an $11.6 million increase to the Long Term Reserve
    - $1.5 million from the legal settlement
    - $10.1 million from closing projects and purchase orders

There is no additional financial impact to any capital projects for this agenda as of January 2014 as indicated on Exhibit B. There is an $11.6 million increase in the Long Term Reserves as described in the Summary Explanation and Background.

L. OFFICE OF PORTFOLIO SERVICES

L-1. Approval to Notify The Red Shoe, Inc., d/b/a Urban Academy, (The Obama Academy for Boys – 5431), of the Proposed Termination of their Charter (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to authorize the Superintendent to notify The Red Shoe, Inc., d/b/a Urban Academy, (The Obama Academy for Boys – 5431), of the proposed termination of the Charter School Agreement. (9-0 vote)

The terms and conditions for the operation of a charter school are set forth by the governing board of the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(8)(a)(4), Florida Statutes, a Sponsor may terminate a charter agreement for failure to meet requirements set forth in the charter.

In accordance to Charter School Agreement 6B – Compliance with Building and Zoning Requirements: "The School shall comply with all applicable laws, ordinances, and codes of federal, state, and local governance, including IDEA, the ADA, and Section 504 of the Rehabilitation Act. The School shall obtain all necessary licenses, permits, zoning, use approval, facility certification, and other approvals required for use and continued occupancy of the facility as required by the local government or other governmental agencies, and copies shall be provided to the Sponsor".

Additionally, in accordance with the First Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Red Shoe, Inc., d/b/a Urban Academy, both parties agreed that "...the facility to be used by the school beginning with 2012-2013, and subsequent years, for operation of the charter school shall be located at 404 N.W. 7th Terrace, Fort Lauderdale, Florida 33311". On Monday, August 19, 2013, The Red Shoe, Inc., d/b/a Urban Academy, Inc., (The Obama Academy for Boys – 5431), failed to open in the facility agreed upon in its charter contract.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 2), notifying The Red Shoe, Inc., d/b/a Urban Academy, (The Obama Academy for Boys – 5431), of the proposed termination of the charter agreement. An Executive Summary provides additional details for the termination.

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

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

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

There is no financial impact to the district.

Ms. Murray requested the Superintendent to explain the process for the closure of charter schools. She noted that over 14 charter schools have closed this year.

Mr. Runcie responded that charter schools are closed for financial reasons that have been identified through continuous monitoring by Charter Schools Support and the Audit department. Another reason for closure revolves around the corrective action of academic performance. The Superintendent stated if the health, safety and concerns of students are at risk staff will take immediate action.

Mr. Runcie further stated that charter schools are public schools and staff needs to ensure that they are receiving the right to a quality education. Mr. Runcie stated that staff will continue to work on the authorization process to ensure that charter school organizations have the financial capacity to run an operation, to ensure they are not in corrective action of financial/academics in this district or any other district in the state, and to ensure they have established a place where they will deliver services and have a certificate of occupancy two weeks before school begins.

The following individual addressed this item:

Corey Alston

Jody Perry, Director, Charter Schools Support, informed the Board that this charter school involves a 90-calendar day notice of intent to terminate. If in fact during that time period schools have been able to correct the action, staff recommends that the action cease.

Responding to Mrs. Freedman's inquiry, Mrs. Perry stated that the school does not need to have a Certificate of Occupancy (CO) at the application process; it is required when they open the school.

Leslie Brown, Chief Portfolio Services Officer, informed that each time staff has asked for a document they have submitted a document which goes through the review process with the district's building inspector, if the document is not as expected for a CO for an educational facility. This has occurred three (3) times with this school, allowing them time to cure the action, but it still does not meet the letter of the law.
Mrs. Brown further stated that the opportunity has been extended to the school to cure the defect with the documents.

Dr. Osgood inquired whether the recommendation is not to close the doors of the school immediately.

Mrs. Perry responded affirmatively, and concurred that this is the final 90-day opportunity to remedy the CO.

Robert Hamburger, Chief Building Official, informed that the CO is for a daycare center and the Florida Building Code requires that all schools have an educational occupancy. If the school is affiliated with a place of worship, as in this case, the occupancy load cannot exceed 100 people. In this case there is 194 students.

Appearing telephonically, Mrs. Bartleman inquired how the students are legally allowed to stay in the school.

Mr. Hamburger responded that the jurisdiction falls under the City of Fort Lauderdale and the School Board of Broward County. The district is simply acting as the liaison to the charter school and rendering an opinion that is consistent with state code.

Mrs. Perry, in response to Mrs. Bartleman's concerns, stated that the closing of the school is within the 90-day window to the end of the school year. The school can choose to go through an appeal process, which would extend the process and they could potentially open school in the fall.

Dr. Osgood inquired of any potential liability to the district in the event of an accident.

Mr. Carland advised that the district has notified the city of the violation regarding occupancy and they have chosen not to take any action. It is their jurisdiction to close the school, Mr. Carland stated the district has taken its due diligence in notifying the district of the concern. The governing board of the charter school is ultimately responsible for anything that occurs at their school.

Remarking that the city is aware of the situation, Mrs. Good stated it is up to the applicant to get a necessary facility to accommodate the students.

Mrs. Perry informed that the contract reads that the school can never exceed the CO load even if their contract with the district says, as an example, 500. There is a provision to take care of that by making sure that they can never exceed the CO.

Mrs. Good inquired whether the city has taken any action over this safety issue and when were they notified about the occupancy issue.

Mrs. Perry responded that the city has not taken any action and they were notified in August and September 2013 by Gerald Graziose, Director, Safety and Chief Fire Official, in writing.

Mrs. Good requested that a letter be issued from the Superintendent to the City of Fort Lauderdale advising them of the concerns that the location is exceeding occupancy, although the contract allows for more.

L-2. Approval to Notify The Red Shoe, Inc., d/b/a Urban Academy, (The Red Shoe Charter School for Girls – 5434), of the Proposed Termination of their Charter (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to authorize the Superintendent to notify The Red Shoe, Inc., d/b/a Urban Academy, (The Red Shoe Charter School for Girls – 5434), of the proposed termination of the Charter School Agreement. (9-0 vote)

The terms and conditions for the operation of a charter school are set forth by the governing board of the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(8)(a)(4), Florida Statutes, a Sponsor may terminate a charter agreement for failure to meet requirements set forth in the charter. In accordance to Charter School Agreement 6B – Compliance with Building and Zoning Requirements: "The School shall comply with all applicable laws, ordinances, and codes of federal, state, and local governance, including IDEA, the ADA, and Section 504 of the Rehabilitation Act. The School shall obtain all necessary licenses, permits, zoning, use approval, facility certification, and other approvals required for use and continued occupancy of the facility as required by the local government or other governmental agencies, and copies shall be provided to the Sponsor".

Additionally, in accordance with the First Amendment to the Charter School Agreement between The School Board of Broward County, Florida, and The Red Shoe, Inc., d/b/a Urban Academy, both parties agreed that "...the facility to be used by the school beginning with 2012-2013, and subsequent years, for operation of the charter school shall be located at 404 N.W. 7th Terrace, Fort Lauderdale, Florida 33311". On Monday, August 19, 2013, The Red Shoe, Inc., d/b/a Urban Academy, Inc., (The Red Shoe Charter School for Girls – 5434), failed to open in the facility agreed upon in its charter contract.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 2), notifying The Red Shoe, Inc., d/b/a Urban Academy, (The Red Shoe Charter School for Girls – 5434), of the proposed termination of the charter agreement. An Executive Summary provides additional details for the termination.

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

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

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

There is no financial impact to the district.

*L-3. New Charter School Agreement – Broward County Charter High School, Inc. (Approved)

Approved a new Charter School Agreement for Broward County Charter High School, Inc., (Broward County Charter High School).

On September 19, 2012, The School Board of Broward County, Florida, approved a charter application to start a new charter school during the 2013-2014, academic year. On June 25, 2013, Broward County Charter High School, Inc., was approved to defer the opening of the school until the 2014-2015, school year. Broward County Charter High School, Inc., will be the non-profit entity contracting with The School Board of Broward County, Florida. Broward County Charter High School will serve students in grades 9-12 and will open in August 2014.

Pursuant to Section 1002.33, Florida Statutes, the terms and conditions for the operation of a charter school shall be set forth by the charter school and The School Board of Broward County, Florida, in a written contractual agreement. This agreement shall constitute a school's charter.

In accordance with Florida Statutes, The School Board of Broward County, Florida, shall monitor and review the charter's revenues, expenditures, and progress toward the goals established in the charter. This is for an opening of a new charter school.

The school will be located at 2099 West Prospect Road, Tamarac, Florida 33309, which is in District 3.

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

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

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

There is no financial impact to the district.

*L-4. Approval to Notify RISE Education Schools, Inc., of the Proposed Non-Renewal of its Charter School Agreement (Approved)

Authorized the Superintendent to notify RISE Education Schools, Inc., (RISE Academy of Science and Technology – 5389), of the proposed non-renewal of the Charter School Agreement and Charter Renewal Program Review.

The terms and conditions for the operation of a charter school are set forth by the governing board of the charter school and The School Board of Broward County, Florida, in a written contractual agreement that constitutes a school's charter. Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's charter school agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented.

The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by RISE Education Schools, Inc., (RISE Academy of Science and Technology – 5389), and has recommended the non-renewal of the charter agreement.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3) notifying RISE Education Schools, Inc., (RISE Academy of Science and Technology – 5389), of the proposed non-renewal of the charter agreement. RISE Education Schools, Inc., (RISE Academy of Science and Technology – 5389), agreed in Section 2.D.1.b., of the current Charter School Agreement that good cause would exist for its non-renewal, if the school did not meet contractual or statutoral requirements. An Executive Summary specifies the grounds for the non-renewal. In the event that RISE Education Schools, Inc., (RISE Academy of Science and Technology – 5389), requests a hearing, The School Board of Broward County, Florida, is requested to authorize the referral of such request to the Florida Division of Administrative Hearings.

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

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

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

There is no financial impact to the district.

L-5. <u>Approval to Notify Kidz Choice Charter School, Inc., of the Proposed Renewal of its Charter School Agreement</u> (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to authorize the Superintendent to notify Kidz Choice Charter School, Inc., on behalf of Kidz Choice Charter School – 5409, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review. Mrs. Bartleman was absent for the vote. (8-0 vote)

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by Kidz Choice Charter School, Inc., on behalf of Kidz Choice Charter School – 5409. The Committee has recommended a five-year renewal of its Charter Agreement.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying Kidz Choice Charter School, Inc., on behalf of Kidz Choice Charter School – 5409, of the approval of the Charter Renewal Program Review and of the proposed five-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the five-year renewal.

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

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

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

There is no financial impact to the District.

Remarking that this charter school is located in District 1, Ms. Murray stated this well-operated school in the past had issues and staff assisted to bring the school to the level of performance where they can get a five-year renewal. Ms. Murray said this is an example of how a team effort can be achieved for charter schools to succeed.

Ms. Perry stated this school is a success school, at one point having a point value of "F" and the school has been an "A" school two years in a row.

*L-6. Approval to Notify Renaissance Charter School, Inc., of the Proposed Renewal of its Charter School Agreement (Approved)

Authorized the Superintendent to notify Renaissance Charter School, Inc., on behalf of Hollywood Academy of Arts and Science – 5325, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by Renaissance Charter School, Inc., on behalf of Hollywood Academy of Arts and Science – 5325. The Committee has recommended a renewal of its Charter Agreement.

Renaissance Charter School, Inc., on behalf of Hollywood Academy of Arts and Science – 5325, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying Renaissance Charter School, Inc., on behalf of Hollywood Academy of Arts and Science – 5325, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-7. Approval to Notify The City of Coral Springs of the Proposed Renewal of its Charter School Agreement (Approved)

Authorized the Superintendent to notify The City of Coral Springs, on behalf of Coral Springs Charter School – 5091, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by The City of Coral Springs, on behalf of Coral Springs Charter School – 5091, and has recommended a renewal of its Charter Agreement.

The City of Coral Springs, on behalf of Coral Springs Charter School – 5091, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The City of Coral Springs, on behalf of Coral Springs Charter School – 5091, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-8. Approval to Notify The City of Pembroke Pines of the Proposed Renewal of its Charter School Agreement – 5121 (Approved)

Authorized the Superintendent to notify The City of Pembroke Pines, on behalf of Pembroke Pines Charter High School – 5121, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented.

The Superintendent's Charter School Review Committee has reviewed and analyzed the Renewal Charter Program Review submitted by The City of Pembroke Pines, on behalf of Pembroke Pines Charter High School – 5121, and has recommended a renewal of its Charter Agreement.

The City of Pembroke Pines, on behalf of Pembroke Pines Charter High School – 5121, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

The City of Pembroke Pines, on behalf of Pembroke Pines Charter High School – 5121, has elected to a renewal at this time, in order to coincide the term of the charter agreement with The City of Pembroke Pines Charter Elementary School – 5051, and Pembroke Pines Charter Middle School – 5081.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The City of Pembroke Pines, on behalf of Pembroke Pines Charter High School – 5121, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-9. Approval to Notify Somerset Academy, Inc., of the Proposed Renewal of its Charter School Agreement (Approved)

Authorized the Superintendent to notify Somerset Academy, Inc., on behalf of Somerset Academy East Preparatory – 5391, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by Somerset Academy, Inc., on behalf of Somerset Academy East Preparatory – 5391, and has recommended a renewal of its Charter Agreement.

Somerset Academy Inc., on behalf of Somerset Academy East Preparatory – 5391, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying Somerset Academy, Inc., on behalf of Somerset Academy East Preparatory – 5391, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-10. Approval to Notify The National Ben Gamla Charter School Foundation, Inc., of the Proposed Renewal of its Charter School Agreement

(Approved)

Authorized the Superintendent to notify The National Ben Gamla Charter School Foundation, Inc., on behalf of Ben Gamla Charter School South Broward – 5392, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by The National Ben Gamla Charter School Foundation, Inc., on behalf of Ben Gamla Charter School South Broward – 5392, and has recommended a renewal of its Charter Agreement.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The National Ben Gamla Charter School Foundation, Inc., on behalf of Ben Gamla Charter School South Broward – 5392, of the approval of the Charter Renewal Program Review and of the proposed renewal of the Charter Agreement.

Pursuant to Section 1002.33(7)(b)(1), Florida Statutes, a charter may be renewed provided that a program review demonstrates that the criteria in paragraph (a) have been successfully accomplished and that none of the grounds for nonrenewal established by paragraph (8)(a) has been documented. The Superintendent's Charter School Review Committee has thoroughly reviewed the Charter Renewal Program Review and determined that it meets the renewal criteria. The Superintendent's Charter School Review Committee has recommended a five-year renewal of its Charter Agreement. The Executive Summary specifies the grounds for the five-year renewal.

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

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

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

There is no financial impact to the district.

*L-11. Approval to Notify The City of Pembroke Pines of the Proposed Renewal of its Charter School Agreement – 5051 (Approved)

Authorized the Superintendent to notify The City of Pembroke Pines, on behalf of Pembroke Pines Charter Elementary School – 5051, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by The City of Pembroke Pines, on behalf of Pembroke Pines Charter Elementary School – 5051, and has recommended a renewal of its Charter Agreement.

The City of Pembroke Pines, on behalf of The City of Pembroke Pines Charter Elementary School – 5051, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The City of Pembroke Pines, on behalf of Pembroke Pines Charter Elementary School – 5051, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The attached Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-12. Approval to Notify The City of Pembroke Pines of the Proposed Renewal of its Charter School Agreement – 5081 (Approved)

Authorized the Superintendent to notify The City of Pembroke Pines, on behalf of Pembroke Pines Charter Middle School - 5081, of the proposed renewal of the Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by The City of Pembroke Pines, on behalf of Pembroke Pines Charter Middle School – 5081, and has recommended a renewal of its Charter Agreement.

The City of Pembroke Pines, on behalf of Pembroke Pines Charter Middle School – 5081, desires to include the charter school's designation as a high-performing charter school in the Charter School Agreement and receive a fifteen-year renewal pursuant to Section 1002.331, Florida Statutes.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The City of Pembroke Pines, on behalf of Pembroke Pines Charter Middle School – 5081, of the approval of the Charter Renewal Program Review and of the proposed fifteen-year renewal of the Charter Agreement. The Superintendent's Charter School Review Committee has recommended a fifteen-year renewal of its Charter Agreement. The Executive Summary specifies the grounds for the fifteen-year renewal.

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

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

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

There is no financial impact to the district.

*L-13. Approval to Notify The Charter School of Excellence, Inc., of the Proposed Renewal of its Charter School Agreement (Approved)

Authorized the Superintendent to notify The Charter School of Excellence, Inc., on behalf of Charter School of Excellence Tamarac 1 Campus – 5021, of the proposed renewal of its Charter School Agreement and approve the Charter Renewal Program Review.

Pursuant to Section 1002.33(8)(b), Florida Statutes, a school's Charter School Agreement may be renewed subject to a program review and provided that none of the statutory grounds for non-renewal have been documented. The Superintendent's Charter School Review Committee has reviewed and analyzed the Charter Renewal Program Review submitted by The Charter School of Excellence, Inc., on behalf of Charter School of Excellence Tamarac 1 Campus – 5201. The Committee has recommended a five-year renewal of its Charter Agreement.

It is requested that The School Board of Broward County, Florida, authorize the Superintendent to send the letter (Exhibit 3), notifying The Charter School of Excellence, Inc., on behalf of Charter School of Excellence Tamarac 1 Campus – 5201, of the approval of the Charter Renewal Program Review and of the proposed five-year renewal of the Charter Agreement. The Executive Summary specifies the grounds for the five-year renewal.

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

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

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

There is no financial impact to the district.

*L-14. Grant of Utility Easement to Florida Power and Light for Quiet Waters Athletic Park Improvements on the Campus of Quiet Waters Elementary School (Approved)

Approved the grant of a Utility Easement to Florida Power and Light (FP&L) to provide a new primary electrical service at Quiet Waters Athletic Park on the campus of Quiet Waters Elementary School.

On January 25, 2011 the City of Deerfield Beach (City) and The School Board of Broward County, Florida (SBBC) entered into a Forty (40) year Master Lease Agreement for the lease of the five (5) acres of open space acquired by the Board in December 2008. The City, in conjunction with Broward County, funded the construction of Quiet Waters Athletic Park, consisting of a ball field, two multi-purpose fields, sports lighting, and retention areas for the joint use by Quiet Waters Elementary School students and the local residents.

The proposed Utility Easement is required by FP&L to provide a new primary electrical service sufficient to feed the Quiet Waters Athletic Park currently under construction on the campus of Quiet Waters Elementary School.

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

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

OPEN ITEMS

AA. RESOLUTIONS

BB. BOARD MEMBERS

CC. BOARD POLICIES

CC-1. Revisions to Exceptional Student Education Policies and Procedures (SP&P) (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve Revised Policy 6000.4 – Exceptional Student Education Policies and Procedures (SP&P), at this first reading. Mrs. Bartleman and Dr. Osgood were absent for the vote. (7-0 vote)

Florida Statutes and State Board of Education Rules require that School Boards adopt, as policy, the Exceptional Student Education Policies and Procedures (SP&P) in order to receive Federal and State funding. This document describes the process for determining eligibility, developing individual education plans (IEPs) for students with disabilities, developing education plans (EPs) for gifted students, and making placement decisions for exceptional students. The School Board previously approved SP&P for 2009-2010 through 2011-2012. This revision includes requirements of Senate Bill 1108.

These revisions were discussed at the January 14, 2014 School Board Workshop, the January 15, 2014 Public Rule Development Meeting, and the February 11, 2014 School Board Workshop with no recommendations.

There is no financial impact to the district.

No discussion was held on this item.

CC-2. Revised Job Description for the Manager II, Administrative Support Position (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the revised job description for the Manager II, Administrative Support position. This is the first reading. Dr. Osgood was absent for the vote. (8-0 vote)

The job description is being revised to update the qualifications and performance responsibilities of the position. The revision will ensure the job description accurately reflects the required minimum and preferred qualifications, accountability, goal and appropriate salary band of the position. The modifications presented better align to the District's Strategic Plan.

Revision of the job description does not impact the salary band of the position. The position is filled and will not require staffing changes. See Executive Summary.

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

There is no additional financial impact to the district.

No discussion was held on this item.

CC-3. New or Revised Job Descriptions for the Coach, Science; Coach, Mathematics; and Coach, Literacy Positions (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the new or revised job descriptions and minimum qualifications for the Coach, Science; Coach, Mathematics; and Coach, Literacy positions. Approval is required to advertise for the positions after the first reading. This is the first reading. Dr. Osgood was absent for the vote. (8-0 vote)

The job descriptions for the Coach, Science; Coach, Mathematics; and Coach, Literacy have been created or revised to improve teaching practices and learning in the classroom. The creation or revision of the job descriptions support the District's initiative of alignment and prioritization in regards to the instructional coaching program for the School District.

The positions are vacant and will follow the standard advertising and selection process. See Executive Summary.

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

There is no financial impact to the district.

No discussion was held on this item.

CC-4. Revised Job Description for the Specialist, Florida Inventory of School Houses (FISH) Position (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the revised job description for the Specialist, Florida Inventory of School Houses (FISH) position. Approval is requested to advertise for the position after the first reading. This is the first reading. Mrs. Bartleman and Dr. Osgood were absent for the vote. (7-0 vote)

The job description is being revised to update the qualifications and performance responsibilities of the position. The objective of the revision is to ensure the job description accurately reflects the required minimum and preferred qualifications, and performance responsibilities necessary to perform the job in the assigned area.

Revision of the job description does not impact the pay grade of the position. The position is vacant and will follow the standard advertising and selection process. See Executive Summary.

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

There is no financial impact to the district.

Mrs. Rupert inquired how long the position has been vacant.

Mrs. Brown responded that the position has been vacant for three (3) to six (6) weeks, the individual just retired. The position is a critically essential position that needs to be filled as soon as possible.

Mrs. Good stated that the educational requirements of architecture and engineering seem excessive for a specialist position. She inquired whether the norm is for the individual to have a bachelor's degree in architecture or engineering. Mrs. Good was of the opinion that these are high level degrees for this position. She stated that the educational requirements may exclude someone from being considered and that they fulfill the obligations.

Mrs. Brown responded that the basic tenet of this position is going into the CAD drawings and analyzing whether or not they meet specifications based on what the state requires the district. It is a technical position that requires knowledge of the rules of architecture, designing, planning and more than just a technical person entering information into the system.

Mrs. Good requested that staff review the job description, as it is a bit convoluted and may cause confusion.

DD. <u>OFFICE OF THE CHIEF AUDITOR</u>

EE. <u>OFFICE OF STRATEGY & OPERATIONS</u>

EE-1. <u>Yes, Virginia The Musical School Grant Program Declaration of Compliance, Liability & Publicity Release</u> (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Yes, Virginia The Musical school grant program Declaration of Compliance, Liability & Publicity Release so that Dolphin Bay Elementary can be reimbursed for production expenses. Mrs. Bartleman and Dr. Osgood were absent for the vote. (7-0 vote)

Yes, Virginia The Musical aims at students in grades three through six based on an animated nonmusical television special, “Yes Virginia” that carries the theme “Believe.” Macy’s has sponsored the special since 2009 and now shares the musical version with schools through a website that offers content like downloadable scripts and scores, production reference materials, video clips, and a recent performance by children attending Stagedoor Manor Performing Arts Training Center. The content is shared free of charge and in addition, Macy’s is giving 100 schools $1,000 each to help them defray the costs of putting on the musical. Dolphin Bay Elementary received one of the grants, which was used to produce the Yes, Virginia musical locally.

The declaration has been approved as to form and legal content.

The positive potential financial impact is $1,000 from the Macy's Corporation through ePrize, an online event promoter. There is no additional financial impact to the district.

No discussion was held on this item.

EE-2. Grant Applications – Post-submission (Approved)

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

A. Dart Foundation STEM Grant, $24,067 (requested)
B. Gardening for Grades TEAM School Grant, $1,000 (awarded)
C. Florida Farm Bureau Agriculture in the Classroom Mini Grant, $500 (awarded)
D. Lowe's Toolbox for Education, $2,270 (awarded) and $77,401 (requested)
E. Target Field Trip Grant, $1,050 (awarded)
F. Walmart Foundation Local Facility Giving Program, $5,000 (requested)

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

The potential positive financial impact, if all grants are funded, is $109,018 from various sources. There is no additional financial impact to the District.

Mrs. Rupert recognized Crystal Lake Middle School and Pompano Beach High School for receiving their grants (Dart Foundation STEM).

Mrs. Korn recognized the schools and individuals for going above and beyond to apply for and have grants awarded (as indicated in the agenda item).

EE-3. Request for Proposals (RFP) 14-045V Recommendation – Motor Coach Transportation Services (Approved)

Motion was made by Mrs. Rupert, seconded by Mrs. Korn and carried, to approve the RFP recommendation as stated on the award recommendation and Agreements between The School Board of Broward County, Florida, and Awardees. Mrs. Bartleman was absent for the vote. (8-0 vote)

RFP	**TITLE**	**LOCATION**	**AMOUNT**
14-045V	Motor Coach Transportation Services	Various Locations	$1,500,000

The School Board of Broward County, Florida (SBBC), received twenty-five (25) proposals from motor coach/charter bus companies interested in "pre-qualifying" to provide coach transportation services. Twenty-three (23) companies are being recommended for award to provide extra-curricular transportation services to transport students, staff, chaperones, advisors, etc., to and from athletic and scholastic events, field trips, and grad night.

Multiple-day trips had a significant reduction in costs of an average of 40%, as compared to the last RFP issued in 2008, which will provide an estimated savings to the District of $300,000 for the term of the contract.

A complete copy of Exhibit 2, Proposed Agreements, is available online via the Broward County Public Schools eAgenda at: http://eagenda3.broward.k12.fl.us/cgi-bin/WebObjects/eAgenda.

These Agreements have been reviewed and approved as to form and legal content by the Office of the General Counsel.

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

No discussion was held on this item.

EE-4. Request for Proposals (RFP) 14-046E Recommendation – Computer Servers (Approved as Amended)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the RFP recommendation as stated on the award recommendation and Agreement between The School Board of Broward County, Florida (SBBC), and Dell Marketing, L.P. This motion was superseded by Motions to Amend (pages 40 & 41). (9-0 vote)

RFP	**TITLE**	**LOCATION**	**AMOUNT**
14-046E	Computer Servers	Various Locations	$1,000,000

Computer servers purchased under this Agreement will ultimately support the needs of students, administrators, faculty, and staff. The intent is to purchase efficient and effective rack and blade server products, as well as related enterprise technology.

This Agreement will establish a contract beginning March 18, 2014, and continuing through December 31, 2018. The term of the contract may, by mutual agreement between SBBC and the Awardee, be extended for two additional one-year periods, and if needed, 180 days beyond the expiration date of the renewal period.

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

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

Mrs. Good noted that Mrs. Bartleman is appearing telephonically.

Mrs. Rich Levinson inquired why there was only one bidder on this RFP. She stated the district would realize more savings if more vendors bid on these items.

Maurice Woods, Chief Strategy & Operations Officer, responded that the competitive bid was issued through normal channels, DemandStar and other advertising channels. A lot of the servers are vendor specific and part of the reason only one response was received was due to the specificity around the servers that the district is currently using. Mr. Woods informed that the manner in which to advertise bids is being expanded, going forward, in order to continue to get good representative responses on some of the bids that are put out to the public.

Mrs. Good voiced her concern with having only one entity respond to the bid. She inquired about the Agreement, page 2 of 11, 2.04 <u>Price Adjustment</u>.

Mr. Woods responded that at the end of the contract, and all contracts, the Supply Management department reviews the competitive pricing in the Producer Price Index (PPI) and Consumer Price Index (CPI). If there is any rationale for a price adjustment, usually in the area of lower pricing, at that point the district renegotiates with the vendor to get that lower price.

Mrs. Good stated the current contract allows for an adjustment at any time should better pricing be located, and she was not supportive of going beyond the initial term and the price not being established.

Responding to Mrs. Korn's inquiry, Mr. Woods stated that the district would not have to renew if the Board did not like the price adjustment. The term is 3. 9 years and there is 180 days that could go beyond the three years. Mr. Woods concurred that the contract ends in December 31, 2018, and the additional two years less the 180 days would kick in.

Mrs. Korn was of the opinion that the processes need to be changed by not having the renewals available. She stated it is incumbent upon staff to make sure the RFP is being done on time and that competitive bids are secured. Mrs. Korn inquired whether an amendment can be made to eliminate the two additional periods.

Mr. Runcie suggested modifying the item if there is no time sensitivity, to a one or two year contract with no extension.

Mrs. Good inquired whether the item could be deferred to the April 1, 2014 Board meeting.

Mr. Carland responded that a contract needs to be in place by March 31, 2014, and staff would need to meet with the vendor to get approval since they have already signed off.

Mrs. Korn inquired whether the RFP had a minimum contract period.

Ruby Crenshaw, Director, Procurement & Supply Management, responded the procurement policy indicates that technology contracts can go from a period of five to seven years in order to maximize the pricing. This contract referred to five (5) years and it reflects 4.5 months due to the three-month negotiation. Ms. Crenshaw stated that there will probably be a challenge to the time modification.

Mrs. Rich Levinson offered tabling the item until later in the meeting, for staff's review.

<u>Motion to Table</u> (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Rupert and carried, to table the agenda item to later in the meeting. (9-0 vote)

A vote was taken on the Motion to Table.

Following the action of Agenda Item LL-5 , the following discussion continued on this item:

Note: A motion was made to remove the item from the table by Mrs. Korn, seconded by Dr. Osgood, and came off the table without objection.

Ms. Crenshaw informed that numerous bidders submitted questions prior to the bid opening, however, only one bidder did submit. This had to deal with insurance requirements than with an indemnification clause. Regarding the length of the term, Ms. Crenshaw stated that during the recess staff spoke with Dell about the term and they are responsive to removing the two additional option years from the contract.

Regarding the price adjustment, Mr. Runcie stated if they offered a lower price than what the district is offered, the district would automatically get the reduced pricing.

Mrs. Good stated this was pertaining to contract extensions, but since there will no longer be contract extensions it will not be an issue.

Mrs. Korn stated this would apply throughout the three-year period; it would be incumbent upon Dell to lower the district's rate amount if they did so for another contract. This is not how it is stated now.

Mr. Carland advised if the Board makes any revisions today it becomes a counter-offer and the vendor would have to agree to those terms. There is not an approved agreement at this point.

Motion to Amend (Carried)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to amend Agreement, 2.04 Price Adjustment, last sentence ... then the price under the Contract shall ~~be immediately~~ automatically be reduced to the lower price. Second sentence will be eliminated because it does not apply: ~~Price adjustments requested for any contract extension periods will be evaluated at the inception of the extension of the initial contract, and on an annual basis thereafter.~~ Mrs. Freedman was absent for the vote. (8-0 vote)

The following individual addressed this amendment:

Rhonda Ward

A vote was taken on the Motion to Amend.

Second Motion to Amend (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Korn and carried, to amend 2.01 Term of Agreement remove paragraph: ~~The term of the contract may, by mutual agreement between SBBC and DELL be extended for two additional one-year periods and, if needed, 180 days beyond the expiration date of the renewal period. Supply Management & Logistics Department, will, if considering renewing, request a letter to renew from DELL, prior to the end of the contract period. Any renewal period shall be approved by the Amendment of this Agreement.~~ (9-0 vote)

Mrs. Good noted that staff is nodding affirmatively, in response to Mrs. Bartleman's inquiry, there are no E-Rate dollars involved in this item.

Appearing telephonically, Mrs. Bartleman requested that in the future the financial impact indicate whether the items include the E-Rate contribution.

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

EE-5. Request for Proposals (RFP) 14-061E Recommendation – Digital Transmission and Internet Access Services (Approved as Amended)

Motion was made by Mrs. Korn, seconded by Mrs. Bartleman and carried, to approve the RFP recommendation as stated on the award recommendation for Item 1 and Item 3 and Agreements between The School Board of Broward County, Florida, and BellSouth Telecommunications, LLC, dba AT & T Florida; and The School Board of Broward County, Florida, and ENA Services, LLC. This motion was superseded by a Motion to Amend (page 44). (9-0 vote)

The Digital Transmission and Internet Access Agreement will allow the District to procure essential Internet bandwidth and Wide Area Network (WAN) circuits that interconnect all schools, support sites, and administrative facilities. The competitive bidding opportunity via RFP 14-061E delivered cost savings for the two commodities at a cost 50% less, when comparing the new rate proposed and the current price levels. The contract award will allow the District to address the rapidly increasing demand for bandwidth without driving up budget. The District can leverage significant federal cost subsidies, approximately a 75% discount, through the E-Rate program. The contract period is March 17, 2014, through June 30, 2018.

The need to increase the District bandwidth capacity is driven by several factors; the expansion of online end-of-course testing; the migration from print to digital instructional resources; the increased use of online resources to inform instruction; and the move toward 1 to 1 computing, including Bring Your Own Device.

A future Board item will be submitted with a recommendation for Item 2.

These Agreements have been reviewed and approved as to form and legal content by the Office of the General Counsel.

There is a financial impact of $16,000,000. The source of funding is the Information & Technology general fund budget.

Mrs. Rich Levinson noted this contract is for five years with five (5) one-year renewals, with the possibility of a 10-year contract. Due to the competitive bidding process there is a cost savings of 50%. She inquired why the district would tie itself for that many years without ever looking at the price again.

Doug Pearce, Director, Technical Support Services, responded for this commodity under the purchasing policy the option is exercised to make the award for a longer period of time. The current Wide Area Network (WAN) has reached the end of its lifetime and the proposers in the RFP are being asked to build a new WAN for the district. Mr. Pearce explained that the term of the contract needs to be longer than a year; they will not be able to recoup the costs of building a new network for the district within a year. Acknowledging that the lengthy term is not what the Board has been requesting for a lot of commodities, Mr. Pearce stated in this case, to have competitive responses the term had to be extended to that five-year period.

Mrs. Rich Levinson noted a discrepancy within the Summary Explanation - the contract period from March 17, 2014 through June 30, 2018 and the Agreement indicates March through June 30, 2019.

Mr. Carland responded it would be fine as long as the contract reflects the correct amount.

Edward Hineline, Director, Business Applications, informed that the contract is July 1, 2014 through June 30, 2019, a five-year contract as indicated in the Agreement. The Summary Explanation is incorrect.

Appearing telephonically, Mrs. Bartleman inquired whether the financial impact of $16 million is over a five-year period. She voiced concern over where the money will come from and whether this has gone through an executive review process.

Mr. Pearce responded affirmatively.

Mr. Woods informed that these funds are funded for this year and they are included in what is classified as the Utility budget for Information Technology, as a line item.

Mr. Pearce stated that the spending authority for the cost of these items, Wide Area Network and the Internet, are rolled into this particular item; the financial impact encompasses both. It is a five-year spending authority projection and the total is less than was spent in the last five years. Mr. Pearce explained that the competitive bid opportunity allowed purchasing substantially greater bandwidth at costs lower than the current rates.

Mrs. Bartleman voiced concern that the item is a last-minute item and she has not had an opportunity to meet with staff to discuss the expenditure.

Recognizing the short lead time associated with the item, Mr. Woods stated that staff has worked to push the Strategic Plan forward, preparing for the new school year and taking advantage of some E-Rate subsidies.

Mrs. Korn stated this is a reduction to the line item and it is not an additional cost. She stated this is a savings from what the Board has already approved in this year's budget. Mrs. Korn stated she could not support additional renewal periods and would support an amendment.

Mr. Pearce concurred.

Mrs. Good stated that she could not support language under 2.06 <u>Price Adjustment</u>.

<u>Motion to Table</u> (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Korn and carried, to table the agenda item to later in the meeting. (9-0 vote)

A vote was taken on the Motion to Table.

Mrs. Bartleman requested staff to call her during the recess.

Following the action of Agenda EE-4, the following discussion continued on this item:

Note: A motion was made to remove the item from the table by Mrs. Korn, seconded by Mrs. Rupert, and came off the table without objection.

Ms. Crenshaw informed that the Agenda Request Form is being revised to reflect the correct contract term date, and the vendors are willing to remove the renewal dates. The contract date begins on July 1, 2014 through June 30, 2019.

Mr. Carland confirmed there is no need to amend because the contract date is correct.

Motion to Amend (Carried)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Rupert and carried, to amend Agreement, 2.01 Term of Agreement that the five additional one-year periods are removed and any corresponding language that talks about renewals. (9-0 vote)

A vote was taken on the Motion to Amend.

Appearing telephonically, Mrs. Bartleman inquired how much of an E-Rate savings is the district receiving.

Mr. Pearce responded because the services the district is buying, internet and wide area connectivity, both called E-Rate Priority One services, are both eligible for a 75% discount. As a spending authority the full amount must be listed, the contract price, and it would be 75% of the $16 million. Mr. Pearce stated that the Board has made the financial commitment to the contract's full price prior to the discount, not just the discounted amount. On each item, as the prices are quoted in the RFP responses the district will receive a 75% discount pending E-Rate approval. Mr. Pearce informed that the E-Rate program evaluates the district's filings and modifies their own rules every year.

Mr. Runcie stated that E-Rate does not allow the submission of an application with the dollar amount that includes a subsidy. The full amount must be identified as if the district is committed to paying the entire amount.

Mrs. Bartleman inquired whether the financial impact of $16 million could potentially be less.

Mr. Runcie responded that is always the case and there is always a risk. The program is structured on a year-by-year basis, even though it is a multi-year award. The Board is required to approve the item before it is submitted to the federal government under E-rate.

Mr. Woods informed when looking at the district's E-Rate eligibility there are calculations and spreadsheets that are utilized to help in developing the applications, in identifying the amounts.

Explaining the process to maximize funding, Mr. Pearce informed that funding for Priority Two services is an attempt to access funds that are leftover from the nationwide distribution of Priority One funds to underwrite the cost of projects - upgrading wireless, telephones and switching and networks.

A vote was taken on the item as amended.

EE-6. Ellevation – Software System (Postponed)

Motion was made by Mrs. Korn, seconded by Mrs. Brinkworth, to approve the purchase of Ellevation for the English for Speakers of Other Languages (ESOL) program. This motion was superseded by a Motion to Defer (page 48). (9-0 vote)

The Ellevation platform puts all information and data about English Language Learners (ELLs) in one place. This platform will enhance instruction, ensure compliance with State and Title III requirements, and improve monitoring of the ESOL program across the District.

School Board Policy 3320, Part II (H), authorizes the purchase of any type of copyrighted materials, instructional materials, and computer software without competitive solicitations. However, purchases in excess of $50,000 for commodities or services, for which competitive solicitations have been waived, require School Board approval. Ellevation, through Ellevation, LLC, is the sole source supplier.

The proposal being submitted for School Board approval consists of 500 subscriptions for all schools including charter schools.

There is a financial impact of $170,125. The source of funds is the Information & Technology general fund budget.

Remarking that this fantastic program will move the district forward, Mrs. Korn stated she did not see the actual agreement and inquired what is being requested.

Mr. Hineline indicated the Board is being asked to give spending authority to purchase a subscription for the software package. The financial cost of $170,125 is a 17-month subscription which includes the software installation, planning, training, and the use of the software. The renewal fee is unknown at this time, because if the software does not perform as ESOL staff expects, the product will not be renewed. If the product is satisfactory, staff will begin the process of negotiating the renewal fee.

Mrs. Korn inquired whether the charter school is reimbursing the district for 1/10th of the cost, out of the 10 schools in Phase I.

Mr. Hineline responded that the fee is for the users and to get the maximum discount was for 500 users. If the charter school would like the software, staff would ascertain through the Business Office how to get reimbursements from them.

Victoria Saldala, Director, ESOL, informed that these conversations have been previously held to make sure there is clarification by the state. Because it is required by Florida Statute to have electronic ELL folders as the district has so chosen, the district will have to provide it to charter schools.

Concurring, Jody Perry, Director, Charter Schools Support, stated since each of the charter schools has agreed contractually to follow the district's ELL plan, this new system will be part of the ELL plan. The district provides IEP Wizard without cost to the charters. Because it is a mandate that the district ensure charters are compliant, there is currently ongoing conversation to determine whether this software can be charged.

Mrs. Saldala noted that the web-based program is accessed by one user per school to ensure that a variety of people will not be making changes to the data. In the future, fee-only users will be used and staff wants one point of entry at each school. Mrs. Saldala stated that the program can be accessed at any point and a review can be made on the view-only piece as to how to access some of those additional licenses.

Mrs. Korn stated she would be more comfortable knowing, as soon as Phase I begins, the view-only is already available for everybody and making it effective.

Appearing telephonically, Mrs. Bartleman inquired about the funding source and why the fee is not coming from Title III funds, as it is a re-occurring expense for ESOL programs. Mrs. Bartleman inquired who is paying for IDEA software.

Marie DeSanctis, Ph.D., Executive Director, Instruction & Interventions, responded that it is paid through Medicaid.

Mrs. Saldala responded that Title III grant funds cannot be used because this is a state requirement through statute and the general budget has to be used. Title III is only used to supplement the ESOL program. Mrs. Saldala stated this would be replacing the current ELL folder; the state has amended state statute to allow school districts to use an electronic ELL plan. This decision was based on past FTE recurring audit findings and based on the amount of required guidelines that the district is asked to maintain.

Mrs. Bartleman indicated the state is mandating something without a funding source, there is not a budget item and this will be a reoccurring expense for the district over multiple years. Remarking that this is a choice the district is making, Mrs. Bartleman inquired how this is being considered a supplant situation when Title III funds cannot be used. She stated it is in statute that it is a choice, not that it is mandated. Mrs. Bartleman requested this information be provided.

Remarking that this item was presented to the Technology Advisory Committee (TAC) on March 10, 2014, Mrs. Rupert stated that the committee felt there was not sufficient time to vet this item and appointees felt they were not given the opportunity to share their knowledge.

Myra Burden, Director, Technology, Planning & Policy, responded that TAC was presented information on March 10, 2014 as an added item in order to be transparent and share what Information & Technology was doing.

Mrs. Rupert stated that transparency involves vetting information in a timely manner and, due to a lack of transparency and timing aspect, she will not support the item.

Mrs. Korn said she would have preferred seeing an agreement, approving the software and the purchase terms.

Mrs. Good inquired whether there is an agreement.

Dr. DeSanctis responded that a proposal from the company is attached to the item but it is not the standard legal agreement.

Responding to Mrs. Korn's inquiry, Mr. Hineline stated the Board would be approving a line item, a subscription for the software program.

Ms. Murray stated that she has also met with her appointee regarding this item, what the agreement entails and whether there was a notice to bid. Ms. Murray suggested tabling or deferring the item so staff can provide the information and address the concerns of the Board.

Motion to Defer (Carried)

Motion was made by Ms. Murray, seconded by Mrs. Rupert and carried, to defer the item to the April 1, 2014 Regular School Board meeting. (9-0 vote)

Following extensive discussion, Board Members Mrs. Bartleman, Mrs. Good, Mrs. Korn, and Mrs. Rupert requested information on how this particular software program was selected; what involvement did teachers have in reviewing this software; and ensure that the TAC committee review all the information.

Dr. Osgood suggested in moving forward, that the goals and objectives for those committees be set.

Mrs. Good requested that more descriptive and comprehensive items be presented, delineating the history and how the item evolved.

Mrs. Bartleman stated when the item is brought back it should include a contract; voting down this item and bringing back a new item.

A vote was taken on the Motion to Defer.

EE-7. Agreement for Cabling Labor and Material with Universal Cabling Systems, Inc. (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Agreement between The School Board of Broward County, Florida, and Universal Cabling Systems, Inc. (9-0 vote)

The District must provide an infrastructure that meets the strategic demands for quality educational outcomes, effective communication, and operational efficiency. The most cost effective approach to meeting these needs is to leverage funding support available through the Federal E-Rate program. Utilization of this contract will allow the District to procure goods and services required to modify the cabling infrastructure at District locations and to meet the needs of required E-rate filings. An examination of available procurement options revealed that the use of this contract would deliver highly competitive rates in an E-rate eligible fashion from a qualified contractor whose work will protect the long-term warranty investment made in the District’s current cabling systems.

Work conducted under this contract will provide schools with wireless overlays and upgrades to the wireless services at schools with older systems. The need for additional cabling infrastructure comes from the demands of online testing and the move to digital content in support of Florida Standards. Additionally, all repairs and modifications to the current cabling infrastructure will be procured and conducted under the terms and conditions of this contract.

Spending authority is needed to procure the goods and services described above using the St. Lucie Public School's contract through June 30, 2015, and may be renewed for two (2) additional one-year periods.

This aligns with the District Education Technology Plan (DETP) 2013-2016, Goal 3: Information Technology (IT) Service Management and Support – Deliver customer-focused technical services and support to all schools and District departments.

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

The total projected expenditure is for $4,000,000. The funding sources are Information & Technology and other school and department budgets, as needed.

Mrs. Korn, voicing concern that the district is piggybacking a $4 million expense, inquired whether this is the best pricing and asked for a clarification regarding the E-Rate time component.

Ms. Crenshaw informed that the item is being piggybacked because the district had a contract with Quality Communications, who went out of business. The amended dates reflect the addendums/questions that were requested by Port St. Lucie when potential proposers were getting ready to submit bids. Ms. Crenshaw stated staff had to find a company that could continue the work and who would qualify; there were a lot of recommendations for the company that is handling the work now.

Mrs. Korn stated it is very usual for an amendment date to proceed the actual executed contract date.

Ms. Crenshaw stated that addendums should have been reflected instead of amendments. The amendments are prior to a bid being awarded and addendums are after the award. Ms. Crenshaw clarified that staff selected Universal Cabling because their pricing was a lot lower than what the district was already getting with Quality Communications.

Mrs. Korn inquired when Quality Communications went out of business, how long has the district been without a vendor, and how urgent is the issue.

Mr. Woods responded that staff would need to adequately research this information for the Board.

Remarking that the district should not lose the E-Rate opportunity, Mrs. Korn inquired about the risks to this opportunity if a deferral is requested.

Mr. Woods responded that the risk is severe; the E-Rate window closes on March 21st or 23rd, 2014. The rush to get the item to the Board is to meet the deadline and a deferral jeopardizes the district taking advantage that E-Rates provides.

Ms. Crenshaw stated it is imperative to have this contract in place right now in order to conduct the work.

Mrs. Korn requested the Board be provided with an evaluation on the pros and cons of going forward with an RFP.

Mrs. Rupert voiced concern over the contract issues, the amendments and the initial contract date with this company. Remarking that the district should not miss an opportunity to better the district, Mrs. Rupert stated the Board has a fiscal responsibility to make the best decisions with the most complete information.

Concurring, Ms. Murray stated that the piggybacking process may take care of the issue in the short term and this district is working with a county that has the ability to cancel that contract, which would leave the district with nothing. Ms. Murray requested that the Board be provided an evaluation on the benefits of doing an RFP.

Mr. Woods recommended that this contract move forward and the evaluation will be brought to the Board. If an RFP is needed, based on the evaluation, it will be done without losing subsidies. Mr. Woods stated that any modifications would need to be discussed with the vendor, which would jeopardize the opportunity to receive the E-Rate discount.

Mrs. Good stated that the deadline puts the Board in a very uncomfortable position, a concern that has previously been raised. Remarking that the item was submitted late, Mrs. Good said the item does not explain anything about a deadline referenced by staff. No information has been provided regarding how the piggyback delivers highly competitive rates and how it compares with anyone else.

Mrs. Good inquired whether this district is being afforded the same terms and conditions as those afforded to the other district, and whether their bid indicates that the contract can be piggybacked.

Ms. Crenshaw responded affirmatively.

Mrs. Good stated she was upset and insulted that an expenditure of this magnitude has been presented at the last minute and the Board is being told the district will be put in a predicament if the item is not supported today.

Mr. Woods responded that he is sensitive to the level of frustration, but the reality is that there is a current transition in the IT and Procurement departments; there may not have been the amount of oversight and diligence related to move the item any faster than it was.
Due to that conversation and some of the legal issues staff dealt with, Mr. Woods stated the intent was not to miss the window for the school opening and the E-Rate subsidy.

Mrs. Good noted that issues related to legalities or any circumstances that arose should have been shared with the Board.

Concurring that this is a reoccurring issue, Mrs. Rich Levinson inquired when Quality Communications went out of business and how long the district has been without a contract or vendor.

Mr. Woods responded that he did not have the specific details and wanted to verify the date before it is given.

Mrs. Rich Levinson inquired whether this forced the piggyback contract. If this was a couple of months ago and the district could not go out for an RFP and needed a piggyback, this would give the Board some understanding of why staff proceeded in this manner.

Mr. Woods responded without knowing the date, he believed it was longer than a couple of months ago.

Mrs. Rich Levinson inquired how much E-Rate money is at stake.

Mr. Woods responded a $2.7 million E-Rate subsidy, which the district would be required to pay 10%.

Mrs. Rich Levinson was of the opinion that it boxes the Board into having to approve the item. She stated the Board needs to seriously look at where to move forward with this issue.

Mrs. Korn noted if the company has gone out of business and another company will provide those same services at a lesser amount of money, this will result in a savings, but it appears it is a $4 million new expense. She inquired how much was approved with Quality Communications, how much was spent, how much was left of the contract, and what is the potential savings. Mrs. Korn stated she will support this item knowing that an RFP can be issued and the contract can be canceled in six months, if needed, once the RFP process is completed.

Dr. Osgood said she appreciated staff bringing it forth but asked staff to be direct with the Board on the issue. Remarking that she understood that sometimes deadlines are missed and there are department transitions, as it is a part of business, Dr. Osgood stated the district could not afford to lose the money that is on the table. While acknowledging that the Board is uncomfortable with the item, Dr. Osgood further stated she was comfortable moving forward as long as other questions by her colleagues can be answered and that staff improve the process to identify deadlines sooner.

Concurring that she did not want to lose the E-Rate money, Mrs. Bartleman (appearing telephonically) requested a thorough review and report from the Superintendent as to why this happened and when, and an evaluation of the contract, with pricing information and short-term alternatives.

Concurring, Mrs. Rupert stated that awarding the contract is the right thing to do, however, the process has not been transparent.

Mr. Runcie stated that the E-Rate program is the same every year and items can be taken care of in advance. Concurring that agenda items presented without a full business rationale needs to be fixed, the Superintendent explained that the items did not go through the Agenda Preparation Group (APG) process and said that discipline needs to be maintained in this organization to bring items in a timely basis through the APG process in order to ensure correct information.

Mr. Runcie informed that the district is going through a new procurement process. He said that Procurement needs to be a strategic partner in this organization where value is being added, being able to monitor that proper strategic sourcing is performed to get the greatest value. Mr. Runcie requested scheduling a workshop to discuss and review what the strategic process will be, putting measures in place to ensure that these situations do not occur and to continue to move in the path of progress that the district has been on.

Mr. Moquin offered his apology and took full responsibility for authorizing the added agenda items.

The following individual addressed this item:

Rhonda Ward

Mrs. Rich Levinson noted that two agenda items have substantive savings to the district. Going out to bid on the items produced a substantive return on investment, and even with the piggyback contract the district is saving and it is not costing the district money.
Mrs. Rich Levinson said the Board is interested in maximizing that amount of savings.

FF. OFFICE OF ACADEMICS

GG. OFFICE OF HUMAN RESOURCES

HH. OFFICE OF THE GENERAL COUNSEL

II. OFFICE OF THE SUPERINTENDENT

II-1. Professional Development Contract Agreement between Broward County Public Schools and Corwin Press, Inc., for Fulfillment of Visible Learning Program for Schools (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Visible Learning Contract Agreement between Broward County Public Schools and Corwin Press, Inc., for professional development services. (9-0 vote)

Broward County Public Schools was awarded Race To The Top, Project 10 Amendment 14 grant funds from the Florida Department of Education to support continuous professional learning specific to school leadership teams to improve instructional practices. The approval of this agreement will allow for school teams comprised of the Principal, a Teacher Leader and a Coach to implement Dr. John Hattie's work and the Visible Learning approach through a set of professional development series to include two days in June and a follow-up day in October.

By using the meta-analysis of research collected over 15 years, this series will share the major factors and practices that influence biggest gains in student achievement, allow schools to pinpoint areas of need in their schools, and offer change that will increase achievement levels for all students, across all content areas.

This targeted professional learning series will further support the Marzano Instructional Framework for teacher assessment and growth as well as the development of school leaders using the Broward Assessment for School Administrators (BASA). The work of Dr. John Hattie and Dr. Vivian Robinson greatly influenced the development of both the Marzano Instructional Framework and the BASA.

Teachers and Administrators have gained much knowledge around the strengths of the Marzano Instructional Framework and the BASA as developmental tools. Our professional workforce is now ready to deepen their learning of the research that both of these systems embody and how to apply the level of research to student success. Dr. Hattie notes that giving students 100% visibility into what they are learning is the single most effective method of improving student achievement across all levels and demographics. Visible Learning Professional Development supports the goals of High Quality Instruction and Continuous Improvement by developing school teams to effectively identify and analyze impact data to improve teacher effectiveness and student achievement.

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

There is no financial impact to the District General Fund. The funding source is the Race to the Top grant funds from the Florida Department of Education in the amount of $327,600.

Agenda Items II-1 and II-2 were discussed concurrently.

Mrs. Rupert inquired whether a school would be included in the process if a school missed a deadline for their Professional Study Days. She did not want teachers, students and a Student Success Opportunity School (SSOS) to be left out of the process or leave the conversation unturned.

Mrs. Rich Levinson complimented staff on the thoroughness of the agenda item, explaining what would be offered, the team approach (principal, teacher, coach), and staff taking the feedback from the first round and using it to delve into the second round.

Dr. Osgood stated that through the SSOS process the district is transitioning teachers from one environment and one culture in certain schools and putting them in different cultures, in many instances, in other schools. Dr. Osgood requested staff to be sensitive to teachers and strengthen them in their transition, going through professional development to be acclimated to a new culture.

Appearing telephonically, Mrs. Bartleman inquired how much training is offered to teachers over the summer.

Elisa Calabrese, Ed.D., responded that there is a plethora of comprehensive professional learning, face to face, online and blended. She indicated she and Jose Dotres, Chief Academic Officer, are working closely to put together a comprehensive plan, beginning this summer, to work with teachers, administrators and district staff pertaining to the state standards and the content area.

Dr. Calabrese informed that she will make an appointment with Mrs. Bartleman to discuss the training and data.

The following individual addressed this item:

Rhonda Ward

II-2. Professional Development Contract Agreement between Broward County Public Schools and Houghton Mifflin Harcourt Publishing Company for Fulfillment of Common Formative Assessments and Leadership Development Program for Schools (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Common Formative Assessments and Leadership Development Program Contract Agreement between Broward County Public Schools and Houghton Mifflin Harcourt Publishing Company for professional development services. (9-0 vote)

This contract will support additional courses for school teams as they implement continuous improvement strategies focused on high quality instruction. Broward County Public Schools was awarded the Race to the Top (RTTT), Project 10 Amendment 14 grant funds from the Florida Department of Education to support continuous professional learning specific to school leadership teams to improve instructional practices. Previously, school teams participated in professional learning entitled, *Decision-Making for Results and Data Teams, Prioritizing for Effective Leadership Practice and Common Formative Assessments*.

Based on Principal feedback, these courses provided a foundation for implementing strategies and skills needed to provide High Quality Instruction and Continuous Improvement for all students. This contract will allow the continuation of courses and a deepening of understanding for those schools that participated in previous sessions. A brief description of each course supported by this contract follows:

The "Decision-Making for Results and Data Teams" two-day course includes examining data and making leadership and instructional decisions within the framework of a proven and effective five-step process that focuses on adult actions to impact student performance. Participants utilize tools to implement and sustain successful Data Teams at their school sites. Currently, 333 participants representing eighty (80) school leadership teams, including Administrators, have participated in this professional learning.

"Prioritizing for Effective Leadership Practice" is a two-day course designed around the eighteen BASA indicators that are closely linked to effective management practices. Learning is grounded in current research and focuses on the organizational side of leaders' responsibilities and reflective practices, self-assessments, and a variety of interactive learning activities to assist leaders in structuring their time most effectively and efficiently to support student learning. Currently, eighty-five (85) Principals and Assistant Principals have participated in this professional learning.

"Common Formative Assessments" is a two-day course that is integral to successfully implementing Data Teams. School teams including leaders learn to collaboratively develop, test, refine, and analyze common formative assessments in order to gain reliable and timely feedback on student progress and to adjust instructional practices appropriately. Currently, 136 participants representing forty (40) school leadership teams, including Administrators, have participated in this professional learning.

"Building Data Teams and Coaching the Process" is a new professional learning to BCPS.

Participants in this session will continue to deepen the understanding of distributed leadership and how to implement it through the use of school site Data Teams. Participants will learn to monitor and support the effectiveness of teams already implemented. Explicit guidance in linking cause (adult action) and effect (student achievement data) will be discussed as well as how to use this relationship to adjust actions throughout the year and apply coaching skills and concepts.

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

There is no financial impact to the District General Fund. The funding source is the Race to the Top funds from the Florida Department of Education in the amount of $89,809.

Agenda Items II-1 and II-2 were discussed concurrently.

JJ. OFFICE OF FACILITIES & CONSTRUCTION

JJ-1. Change Order #3 – Fort Lauderdale High – Kaufman Lynn Construction, Inc. Remodeling/Renovations – Project No. P.000687 (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Change Order #3, Fort Lauderdale High, Kaufman Lynn Construction, Inc., Remodeling/Renovations, Project No. P.000687, in the amount of $216,960, 46 days. Mrs. Bartleman and Mrs. Rupert voted "no." (7-2 vote)

Fort Lauderdale High		Change Order 03	$216,960
Consultant Omission	$153,551		
Owner Request	$27,836		
Unforeseen Condition	$35,573		

Refer to Exhibits 1 and 3 for detailed information.

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

Mrs. Brinkworth inquired about the process for recouping dollars under Consultant Omission.

Shelley Meloni, Task Assigned, Chief Facilities & Construction Officer, responded that during the closeout process at the end of the project staff will work with the legal department and determine the cost to recover. In terms of omissions, a percentage is recovered of that cost.

Responding to Mrs. Rupert's inquiry about the process of change order items that deal with a high percentage, Mrs. Meloni stated that only through the Project Management Council process does she sign off on the Board item. The 1250g Construction Change Order form is signed by the consultant, contractor, and the project manager.

Referring to page 3 of 3, Fort Lauderdale High School Unforeseen Condition, Mrs. Good inquired whether the amount of $19,048 can be recovered due to the failure to note the existing electrical service.

Gregory T. Boardman, Project Manager, responded that the service fed to the field house, a metal structure that holds equipment, was constructed by some parents.

Responding to Mrs. Rupert's inquiry, Mrs. Meloni stated there will be additional change orders coming forward.

Mrs. Rupert referred to the additional change orders coming forward on this project and requested staff to review ways to submit change orders collectively verses bringing the item forward piecemeal.

Voicing concern over the cost of the Owner Requests, Mrs. Bartleman inquired how a determination is made of what items are needed.

Mr. Boardman explained that the original design was older and staff determined bringing the project up to the current criteria by adding a doorway as an owner's request to provide more privacy and allow the screening of visitors before meeting with the principal. Twenty-five (25) built-ins were removed.

KK. OFFICE OF FINANCIAL MANAGEMENT

LL. OFFICE OF PORTFOLIO SERVICES

LL-1. Lease Agreement between The School Board of Broward County, Florida, and Faith United Church of Christ Ft. Lauderdale, Inc.

(Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the Lease Agreement between The School Board of Broward County, Florida (SBBC), and Faith United Church of Christ Ft. Lauderdale, Inc. (9-0 vote)

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

The current Lease Agreement between SBBC and Faith United Church of Christ Ft. Lauderdale, Inc., commenced on August 1, 2013 and expires on July 31, 2014. This Lease Agreement is for a term of one year with a 90-day cancellation clause by either party.

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

The annual financial impact to the District's OCLC Budget is $34,680. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the District; therefore, this item does not require a Collaboration Form from the Capital Budget Department.

Agenda Items LL-1, LL-2, LL-3 and LL-4 were discussed concurrently.

Remarking that LL-1 and LL-2 are two of the district's off-campus learning center sites, Mrs. Rich Levinson inquired how many of these agreements will be coming forward.

Mrs. Brown responded that these are the last two agreements and there are four total agreements.

Mrs. Freedman requested information on whether the Reciprocal Use Agreement for the City of Parkland will be completed prior to the summer.

LL-2. Lease Agreement between The School Board of Broward County, Florida, and The Word of the Living God Ministries, Inc. (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the Lease Agreement between The School Board of Broward County, Florida (SBBC), and The Word of the Living God Ministries, Inc. (9-0 vote)

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

The current Lease Agreement between SBBC and The Word of the Living God Ministries, Inc., commenced on August 1, 2013 and expires on July 31, 2014. This Lease Agreement is for a term of one year with a 90-day cancellation clause by either party.

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

The annual financial impact to the District's OCLC Budget is $29,019. The source of funding is Florida Education Finance Program (FEFP). There is no additional financial impact to the District; therefore, this item does not require a Collaboration Form from the Capital Budget Department.

Agenda Items LL-1, LL-2, LL-3 and LL-4 were discussed concurrently.

LL-3. Reciprocal Use Agreement between The School Board of Broward County, Florida and the City of Deerfield Beach (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the Reciprocal Use Agreement between The School Board of Broward County, Florida and the City of Deerfield Beach. (9-0 vote)

The current Reciprocal Use Agreement (RUA) between The School Board of Broward County, Florida (SBBC) and the City of Deerfield Beach was entered into on June 2, 2009. The Agreement is scheduled to expire on June 2, 2014.

This RUA contains prior School Board approved solutions to issues (such as the District's implementation of its Four-Day Summer Work Week and the potential resultant increase in facility costs and energy cost) certain municipalities raised a few years ago regarding their utilization of the District's school facilities. The City has indicated its desire to renew the RUA with the SBBC, and has reviewed the RUA.

This Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel, and upon approval by the SBBC, the City will execute the Agreement.

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

Agenda Items LL-1, LL-2, LL-3 and LL-4 were discussed concurrently.

LL-4. Reciprocal Use Agreement between The School Board of Broward County, Florida and the City of Lauderdale Lakes (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rich Levinson and carried, to approve the Reciprocal Use Agreement between The School Board of Broward County, Florida and the City of Lauderdale Lakes. (9-0 vote)

The current Reciprocal Use Agreement (RUA) between The School Board of Broward County, Florida (SBBC) and the City of Lauderdale Lakes was entered into on June 2, 2009. The Agreement is scheduled to expire on June 2, 2014.

This RUA contains prior School Board approved solutions to issues (such as the District's implementation of its Four-Day Summer Work Week and the potential resultant increase in facility costs and energy cost) certain municipalities raised a few years ago regarding their utilization of the District's school facilities. The City has indicated its desire to renew the RUA with the SBBC, and has reviewed the RUA.

This Agreement has been reviewed and approved as to form and legal content by the Office of the General Counsel, and upon approval by the SBBC, the City will execute the Agreement.

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

Agenda Items LL-1, LL-2, LL-3 and LL-4 were discussed concurrently.

LL-5. Modular Classroom Agreement with the City of Parkland (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve the Modular Classroom Agreement between The School Board of Broward County, Florida and the City of Parkland ("City"). (9-0 vote)

The owner(s)/developer(s) of various properties in the City of Parkland have entered into separate agreements with the City, which obligate them to contribute monies into a City fund for a community project or other municipal purposes.

In order to help accommodate for the increase in students from the planned residential development of the Parkland properties, the City has proposed payment in the amount of one million seven hundred seventy-one thousand dollars ($1,771,000) from the City's fund to the School Board to pay for the School Board to construct, maintain, and operate seven (7) permanent modular classrooms at public school(s) within the corporate limits of the City and to remove seven (7) portable classrooms at a location of the School Board's sole discretion as long as it is within the North School Impact Fee Service Area, which also includes the corporate limits of the City.

It should be noted that the payment is intended to supplement any school concurrency or school impact fee requirements and is not in lieu of any such requirements. Pursuant to the Modular Classroom Schedule contained in the Agreement, payments shall be made in three installments: 1) upon execution of the Agreement by the School Board, 2) by May 15, 2014, and 3) by February 15, 2015, to fund the completion of three modular classrooms by September 29, 2015 and four modular classrooms prior to the opening day of school in the 2016 school year.

The Modular Classroom Agreement with the City of Parkland has been reviewed and approved as to form and legal content by the Office of the General Counsel.

The financial impact is $1,771,000. The source of these funds is the City of Parkland.

Mrs. Rich Levinson thanked the City of Parkland for being proactive and getting involved with the situation early on, to help the school system and working collaboratively, which is a positive step forward in this partnership.

Mrs. Freedman thanked the City of Parkland for ensuring there are seats available for children, and Mira Lago West Lennar, Lennar Homes, Standard Pacific, and Richmond American Homes for coming forward and realizing they are building in a community that wants to keep their children within their neighborhood school. Thanks was also given to Mayor Michael Udine and Denis Mealy (sic) for their hard work and effort on this endeavor.

Mrs. Freedman inquired whether the contract can be amended regarding utilizing a particular city's funds to potentially clean up a generalized area. She stated that seven (7) or eight (8) portables are no longer able to be used because they are boarded up. Mrs. Freedman suggested the money Parkland is putting forth would be appropriate to remove those portables.

Mr. Runcie stated there are particulars around these portables/modules and the timing of which ones can or cannot be removed, and it may not always align to a particular municipality. The Superintendent indicated the issue must be looked at on a districtwide level, the number of available seats and what portables can be removed. They may not always be in a municipality that offers to partner with the district in this manner. Mr. Runcie said we need maximum flexibility in order to do the right thing and locking it down to specific cities.

Mrs. Freedman inquired whether the district is maximizing the amount of seats for the use of dollars.

Responding to Mrs. Freedman's inquiry, Mrs. Brown stated that given the amount of money that the district was working on with the city, the district has maximized the number of seats possible given the current donation.

Remarking that the maximum capacity is needed in Parkland, Mrs. Rich Levinson stated that whatever is removed is beneficial to the city because seats are taken off the books, freeing up to deal with future growth.

Mrs. Brown clarified that the actual relocatables that will be removed have not been identified. The only characteristic in the contract is that they will be removed from the North Area Benefit Zone. It gives the Board an opportunity to take a look across that area, provide more flexibility to be able to remove relocatables where they are not actually needed, and to decrease the overall capacity in the district.

Mrs. Korn thanked the mayor and the City of Parkland for their donation and partnership that will provide a collective solution.

Appearing telephonically, Mrs. Bartleman stated this is a wonderful opportunity for the district to have these modulars. She thanked the city for their partnership. (Inaudible).

Referring to the Riverglades site, Mrs. Freedman requested confirmation of the number of portables that are not able to be utilized at that site.

Mrs. Brown indicated there are relocatables on Riverglades that staff is investigating.

Mrs. Good commended Mayor Udine, the City Commission and the district for a team effort, including the Development Committee, for coming forward with a unique and beneficial solution for the students of Broward County.

The following individual addressed this item:

Michael Udine, Mayor, City of Parkland

LL-6. Premium Service Agreement Approval – Learning Excellence Foundation of East Broward County, Inc., (Imagine Elementary at North Lauderdale Charter School, Location Number 5171) (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 Learning Excellence Foundation of East Broward County, Inc. (9-0 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 Learning Excellence Foundation of East Broward County, Inc. The agreement delineates the negotiated terms as well as the structure and components that will comprise the services purchased by the School.

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

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

There is estimated positive revenue to the District in the amount of $1,850 for this 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.

Agenda Items LL-6, LL-7 and LL-8 were discussed concurrently.

Appearing telephonically, Mrs. Bartleman inquired about additional staffing for ESE and whether school psychologists will be performing this service.

Maria de L. Rodriguez, Ph.D., Assistant Director, School Design/Support, responded that the contracts are put together in collaboration with the department that is going to be assisting in providing the services, and additional staff has not been hired. Dr. Rodriguez spoke about the work that has been done with the individual departments, working hand-in-hand with social workers and assignments of social workers to the charter school.

Mrs. Bartleman indicated that the social worker and psychologist per people ratio is beyond the national norm, and the case loads are very high for both of these groups. She requested that staff provide an analysis in the near future.

LL-7. Premium Service Agreement Approval – Broward Community Charter School, Inc., (Broward Community Charter School, Location Number 5315) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Premium Services Agreement between The School Board of Broward County, Florida (SBBC), and Broward Community Charter School, Inc. (9-0 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 this Premium Services Agreement for fee-supported services with Broward Community Charter School, Inc. The agreement delineates the negotiated terms as well as the structure and components that will comprise the services purchased by the School.

A copy of all supporting documents is available at the Innovative Programs Design/ Support Department on the 4th floor of the K. C. 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 $500 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.

Agenda Items LL-6, LL-7 and LL-8 were discussed concurrently.

LL-8. Premium Service Agreement Approval – Discovery Middle Charter School, Inc., (Discovery Middle Charter School, Location Number 5412) (Approved)

Motion was made by Mrs. Korn, seconded by Mrs. Rupert and carried, to approve Premium Services Agreement between The School Board of Broward County, Florida (SBBC), and Discovery Middle Charter School, Inc. (9-0 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 this Premium Services Agreement for fee-supported services with Discovery Middle Charter School, Inc. The agreement delineates the negotiated terms as well as the structure and components that will comprise the services purchased by the School.

A copy of all supporting documents is available at the Innovative Programs Design/ Support Department on the 4th floor of the K. C. 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 $500 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.

Agenda Items LL-6, LL-7 and LL-8 were discussed concurrently.

LL-9. 2014 High School Graduation Facility Rental Agreement with Broward College (Omni Auditorium) (Approved)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Korn and carried, to approve the 2014 High School Graduation Rental Agreement with Broward College for Atlantic Vocational Center. (9-0 vote)

Broward College (Omni Auditorium) will be the 2014 graduation site for Atlantic Vocational Center on June 4, 2014. The times of the graduation ceremonies are 4:00 p.m. and 7:00 p.m. The criteria established by The School Board of Broward County, Florida, for the selection of 2014 graduation sites are:

- ensure that every graduate has access to a minimum of four tickets for family and guests,
- consolidate graduation venues to reduce costs,
- reduce costs by eliminating all graduation rehearsals,
- no split class graduations,
- schedule weekday and weekend graduations, and
- make every effort to avoid conflicts in scheduling high school graduations based on School Board member districts.

There is no charge for event parking.

This Agreement will be executed by Broward College after School Board approval.

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

The financial impact of this item is $3,645. The source of funding is the Department of Student Activities and Athletics budget. This budget item does not require a Collaboration Form from the Capital Budget Department.

Agenda Items LL-9 and LL-10 were discussed concurrently.

Remarking that the cost has been slightly reduced than last year, Mrs. Rich Levinson stated there are two to three graduations at Nova Southeastern University per day and the high price should be negotiated.

Michael Roland, Student Activities Liaison/Stadium Manager, Athletics, indicated that last year the district paid $11,700 per graduation and the district is saving $10,000 at Nova this year. He stated that every venue eliminated rehearsals which reduced the cost tremendously.

Appearing telephonically, Mrs. Bartleman stated that parents are being charged $5 to park and this should be included as part of the compensation. She stated that teachers and parents should not have to pay for parking.

Mr. Roland indicated that the only exception would be War Memorial Auditorium. Usually it is run by a separate agency at the facility, as would be the case at the Performing Arts Center where the charge is $7 to park.

Staff was requested to negotiate the charge per graduation and also include the parking fee as part of the negotiation process for next year.

Mrs. Good commended staff for their efforts in negotiating the leases.

LL-10. 2014 High School Graduation Use License Agreement with Nova Southeastern University (Approved)

Motion was made by Mrs. Rich Levinson, seconded by Mrs. Korn and carried, to approve the 2014 High School Graduation License Agreement with Nova Southeastern University for fifteen graduation ceremonies at the Don Taft University Center. (9-0 vote)

Nova Southeastern University will be the 2014 graduation host site for approximately fifteen public high schools. The graduation ceremonies will be conducted May 30 through June 5, 2014. The criteria established by The School Board of Broward County, Florida for the selection of 2014 graduation sites are as follows:

- ensure that every graduate has access to a minimum of four tickets for family and guests,
- consolidate graduation venues to reduce costs,
- reduce costs by eliminating all graduation rehearsals,
- no split class graduations,
- schedule weekday and weekend graduations, and
- make every effort to avoid conflicts in scheduling high school graduations based on School Board member districts.

The graduation schedule at Nova Southeastern University is as follows:
Friday, May 30 – 7:00 p.m.
Saturday, May 31 – 9:00 a.m., 2:00 p.m., and 7:00 p.m.
Sunday, June 1 – 9:00 a.m., 2:00 p.m., and 7:00 p.m.
Monday, June 2 – 2:00 p.m., and 7:00 p.m.
Tuesday, June 3 – 2:00 p.m., and 7:00 p.m.
Wednesday, June 4 – 2:00 p.m., and 7:00 p.m.
Thursday, June 5 – 2:00 p.m., and 7:00 p.m.

A $5.00 parking fee will be charged in the designated Nova Southeastern University parking lots.

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

The financial impact of this item is $165,000. The source of funding is the Department of Student Activities and Athletics budget. This budget item does not require a Collaboration Form from the Capital Budget Department.

Agenda Items LL-9 and LL-10 were discussed concurrently.

ADJOURNMENT

Adjournment This meeting was adjourned at 4:20 p.m.

RT