

Hearing Officer Review, if necessary, will be held at 5:30 p.m. in the Large Personnel Conference Room to be followed by Business Portion of Meeting at 6:00 p.m.

Indian River County District School Board
Business Meeting Agenda
September 13, 2011 at 6:00 p.m.

It is hereby advised that if a person decided to appeal any decision made by the Board with respect to any matter considered at this meeting, he/she will need to ensure that a verbatim record is made which includes the testimony and evidence upon which the appeal is to be made.

- I. **Call Meeting to Order – Chairman McCain**
(Announcement: Please turn off all cell phones. Cell phones, even when set to a silent mode, can cause loud disturbances within the rooms audio enhancement system.)
- II. Invocation by Pastor Kellie Tipton, Children’s Pastor at Central Assembly of God.
- III. PLEDGE OF ALLEGIANCE TO THE FLAG AND PRESENTATION OF COLORS
BY: Vero Beach High School’s Air Force Junior ROTC under the direction of Chief Master Sergeant (Ret), USAF, Wade Dues
- IV. ADOPTION OF AGENDA
- V. PRESENTATIONS
No presentations
- VI. CITIZEN INPUT
- VII. CONSENT AGENDA
 - A. Approval of Minutes – Dr. Adams**
 - 1. Sick, Vacation, and Other Board Policies Discussion held 8/23/2011
 - 2. Regular Business Meeting held 8/23/2011
 - 3. Annual Legislative Summit held 8/25/2011
 - 4. Special Business Meeting held 9/1/2011Superintendent recommends approval.
 - B. Approval of Personnel Recommendations – Mrs. Lannon**
Attached is a list of personnel recommendations, which includes personnel additions, terminations, and/or changes. Superintendent recommends approval.
 - C. Approval of Interagency Agreement – Mrs. D’Albora**
An Interagency Agreement is currently in place between Circuit 19 Florida Department of Children and Families, the School Board of Indian River County, Florida Department of Juvenile Justice, Florida Agency for Persons with Disabilities, Workforce Solutions, and United for Families to coordinate services for children served by the Florida Child Welfare System. The continuation of this agreement will allow the above agencies to work

collaboratively and to share appropriate information as mandated by Florida Statute. There is no fiscal impact to the School District. Superintendent recommends approval.

D. Approval of Donation – Mr. Morrison

Beachland Elementary received a grant in the amount of \$1,000 from Sam's Club (Wal-Mart Foundation One Time Grant). The funds will be utilized for club activities. Superintendent recommends approval.

VIII. ACTION AGENDA

A. Approval to Set Public Hearing Date for Adoption of Revisions to Board Policy 1.04 Board Meetings – Dr. Adams

On August 23, 2011, the District School Board discussed the revisions. The purpose of the policy revisions is to bring Policy 1.04 into compliance with State Statutes and current practice. The Public Hearing will be held during the regular Business meeting on October 25, 2011. Superintendent recommends approval.

B. Approval to Set Public Hearing Date for Adoption of New Board Policy 6.141 Eligibility for Participation in Interscholastic Extracurricular Student Activities Sanctioned or Regulated by Florida High School Athletic Association – Mrs. D'Albora

On August 23, 2011, the District School Board discussed the adoption of a new School Board policy. The purpose of this policy is to fully comply with Florida Statutes 1006.15. The Public Hearing will be held during the regular Business meeting on October 25, 2011. Superintendent recommends approval.

C. Approval to Set Public Hearing Date for Adoption of New Board Policy 7.291 School Board's Participation in Risk Management Consortium – Ms. Roberts

On August 23, 2011, the District School Board discussed the adoption of a new School Board policy. The purpose of the policy is to provide direction for matters involving the Risk Management Consortium. The Public Hearing will be held during the regular Business meeting on October 25, 2011. Superintendent recommends approval.

D. Approval of Greater Florida Consortium of School Boards' 2012 Legislative Program – Mrs. Disney-Brombach

The proposed Greater Florida Consortium of School Boards' 2012 Legislative Program is attached. The Consortium bylaws require each School District to approve the Program. Superintendent recommends approval.

E. Approval of 2012 Treasure Coast School Districts' Legislative Program – Mrs. Disney-Brombach

The proposed Treasure Coast School Districts' 2012 Legislative Program is attached. Bylaws require each School District to approve the Program. Superintendent recommends approval.

- IX. SUPERINTENDENT'S REPORT
- X. DISCUSSION
No discussion items
- XI. SCHOOL BOARD MEMBER MATTERS – Chairman McCain
- XII. INFORMATION AGENDA
- XIII. SUPERINTENDENT'S CLOSING
- XIV. ADJOURNMENT – Chairman McCain

Anyone who needs a special accommodation for this meeting/workshop may contact the School District's American Disabilities Act Coordinator, at 564-3060 (TTY 564-8507) at least 48 hours in advance of meeting. NOTE: Changes and amendments to the agenda can occur 72 hours prior to the meeting. All business meetings will be held in the Teacher Education Center (TEC) located in the District Central Offices at 1990 25th Street, Vero Beach, unless otherwise specified. Meetings may broadcast live on Comcast Ch. 28 and may be replayed on Wednesday's and Friday's at 7 p.m. and on Saturday's at 9 a.m. The agenda can be accessed by Internet at <http://www.indianriverschools.org>.

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The Indian River County District School Board met on Tuesday, August 23, 2011, at 1:00 p.m. The discussion was held in the Teacher Education Center located at the Central Administrative Offices, 1990 25th Street, Vero Beach, Florida. School Board Members attending were: Chairman Matthew McCain, Vice Chairman Carol Johnson, and Board Members: Karen Disney-Brombach, Claudia Jiménez, and Jeffrey Pegler. Dr. Frances J. Adams, Superintendent of Schools, and School Board Attorney Suzanne D'Agresta were also present.

Sick and Vacation Policies and Board Policy Edits Review

- I. Discussion Session was called to order by Chairman McCain.
- II Purpose of the Discussion – Superintendent Adams
Dr. Adams stated that the purpose of the discussion was to provide Board Members with information regarding sick and vacation leave policies. Dr. Adams said that Mrs. D'Agresta would review other policy changes for consideration.
- III. Presentation of Information and Open Discussion - Chairman McCain
 - A. Sick and Vacation Policy Review – Mr. Morrison**

Mr. Morrison presented a survey of how other School Districts administered their sick and vacation time. He also reviewed a comparative analysis of Indian River County's policies. Board Members were given an opportunity to ask questions. Mrs. D'Agresta stated the statutory laws governing sick and vacation leave for each employee group. Board Members asked about caps, yearly payouts, rate of payout based on amount earned at the time of accrual, elimination of big payouts, 30-days accumulation of sick before being eligible to use it with only half as a payout, incentive to stay in the classroom, liability on the books, and use or lose vacation time. Board Members asked Mr. Morrison to find out what the District's exposure would be if there were to be an annual payout, with and without the possibility of a mid-year cut in State funding. Board Members were interested in stabilizing the School District's bond rating now and for the future. Chairman McCain asked Dr. Adams to try to put something together for the current year, with a buy out option, and a dollar figure, with annual leave use or lose, and what the savings would be in the future.
 - B. Board Policy Edits – Mrs. D'Agresta**
 - 1.04 Board Meetings
Mrs. D'Agresta stated that the purpose of the revision was to clarify existing practice.
 - 6.141 "New" Eligibility for Participation in Interscholastic Extracurricular Student Activity Sanctioned or regulated by the Florida High School Athletic Association
Mrs. D'Agresta stated that the purpose of the new policy was to comply with the statute regarding student arrests. The new wording included the

requirement of students to report within 24-hours any arrest and being barred from participating in extra-curricular activities under the FHSAA regulations until adjudicated.

- 7.291 “New” School Boards Participation in Risk Management Insurance Consortium

Mrs. D’Agresta stated that the language may need to be tweaked before being adopted. Board Members mentioned that they wanted reports included in the policy, along with the \$25,000 limit of authority for the Superintendent.

C. Other Items Discussed

- Ms. Jiménez asked about reaching a quorum telephonically. Mrs. D’Agresta said that you cannot reach a quorum by telephone; however, if the Board was interested, she could prepare a policy for consideration.
- Chairman McCain brought up the American Health Act, a Florida RX Blue Print that focused on saving money. He said that it could potentially save the District money but would be extremely complicated. Dr. Adams stated that the Retiree group met with Brown & Brown and talked about it. It was suggested that an actuary study be done. Dr. Adams said that she would find out how much the study would cost and report back to the Board.
- Mrs. Disney-Brombach distributed copies of the District School Board’s Legislative Platform. She also talked about Mr. Crawford’s presentation on the Legislative priorities for the Greater Florida Consortium to be held in September.
- Mr. Pegler asked that information regarding FEMA funds be included in the RFP workshop. He also stated that the Board should look into the District’s retention policy. Dr. Adams said that she would gather information and report to the Board.
- Dr. Adams informed the Board that she met with staff to review the District’s Emergency Plan in the event of a hurricane. She also presented binders with all of the information regarding the Pointe West property. Dr. Adams reminded the Board about the Executive Session scheduled for September 1.

IV. ADJOURNMENT – Chairman McCain

With no further business, the discussion adjourned at approximately 3:28 p.m.

The Indian River County District School Board met on Tuesday, August 23, 2011, at 6:00 p.m. The business meeting was held in the Teacher Education Center located at the Central Administrative Offices, 1990 25th Street, Vero Beach, Florida. School Board Members attending were: Chairman Matthew McCain, Vice Chairman Carol Johnson, and Board Members: Karen Disney-Brombach, Claudia Jiménez, and Jeffrey Pegler. Dr. Frances J. Adams, Superintendent of Schools, and School Board Attorney Suzanne D'Agresta were also present.

Business Meeting

- I. Meeting was called to order by Chairman Matthew McCain.

- III. PLEDGE OF ALLEGIANCE TO THE FLAG

- IV. ADOPTION OF AGENDA
Chairman McCain called for a motion for the Orders of the Day. Mr. Pegler moved approval of the Orders of the Day. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

- V. PRESENTATIONS
 - A. Certificate of Achievement for Excellence in Financial Reporting (CAFR) for Fiscal Year Ending June 30, 2010 – Dr. Adams**
Finance Department was recognized by the District School Board and Superintendent of Schools for their outstanding work. The Superintendent and Chairman presented the award to attendees: Mr. Morrison, Assistant Superintendent of Finance and Operations; and Accounting Managers, Charlene Atkins and Ellie Simpson.

- VI. CITIZEN INPUT
Dr. Harry Hurst requested to speak on observations.

- VII. CONSENT AGENDA
Chairman McCain called for a motion on the Consent Agenda. Mrs. Johnson moved approval of the Consent Agenda. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.
 - A. Approval of Minutes – Dr. Adams**
 - 1. Legislative Priorities Discussion held 7/28/2011
 - 2. Special Meeting held 7/28/2011
 - 3. Osceola Magnet Workshop held 8/9/2011
 - 4. Round Table Discussion held 8/9/2011
 - 5. Regular Business Meeting held 8/9/2011Superintendent recommended approval.

B. Approval of Personnel Recommendations – Mrs. Lannon

Attached was a list of personnel recommendations, which included personnel additions, terminations, and/or changes. Also attached were revised and new job descriptions. Superintendent recommended approval.

C. Approval of Out of County Student Admissions to Charter Schools – Mrs. D’Albora

Parents requested permission for their children to attend schools in Indian River County. Approvals to attend Imagine Charter School were attached along with release letters from Osceola County. Superintendent recommended approval.

D. Approval of Donation – Mr. Morrison

Rosewood Magnet School received a grant for Art in the amount of \$2,000 from Target (Black and White Photography). The funds were deposited into Rosewood Magnet School’s internal funds account titled, Target Grant for Art. Superintendent recommended approval.

E. Approval of Students Leaving Indian River County – Mrs. D’Albora

Parents resided in Indian River County and requested permission for their children to attend schools in Brevard County (4) and St. Lucie County (1). Superintendent recommended approval.

F. Approval of Out of County Student Admissions – Mrs. D’Albora

Parents requested permission for their children to attend schools in Indian River County. The approved out-of-county requests were signed by the Principals of the requested schools and release letters from the student’s home county were attached. Of the six students, five were currently attending schools in the District. Four were children of employees. There was one new student and one student who moved to Brevard. Superintendent recommended approval.

G. Approval of the District Contractual Agreement for State-Approved Supplemental Education Services (SES) Providers – Mrs. D’Albora

Contractual Agreements for State-Approved Supplemental Education Services (SES) Providers were presented for approval for 2011-2012. Supplemental Education Services were offered to eligible students to provide tutoring by a State approved independent contractor, which would then be paid for with federal Title I funds set aside for this purpose. The District was required to enter into an Agreement with the State approved independent contractor(s) for the provision of Supplemental Education Services detailing the terms of the service. These State approved providers elected to provide Supplemental Education Services in the School District and signed the District Agreement to that effect. All individual agreements were available in the School Board Office. Attached were a template and a list of all SES Providers for Board approval. Superintendent recommended approval.

H. Approval of 2011-2012 Transportation Routes – Mrs. Lannon

Approval was requested for the 2011-2012 Bus Transportation Routes for the Indian River County Schools. Routes were available for review in the Board Office prior to the meeting. *Bus routes were subject to change throughout the school year depending upon student utilization of services.* Superintendent recommended approval.

VIII. ACTION AGENDA

A. Approval of District School Board's 2012 Legislative Priorities – Mrs. Disney-Brombach

Legislative priorities were discussed at a School Board Workshop held July 28, 2011, and at the Round Table held 8/9/2011. Upon Board approval, the priorities would be submitted to the Florida School Boards Association, the Local Legislative Delegation, as well as other individuals and interest groups. Superintendent recommended approval.

Citizen Input: Luke Flynt requested to speak on this topic.

Chairman McCain called for a motion. Mrs. Disney-Brombach moved approval to adopt the 2012 Legislative Priorities, with the removal of the last item titled, Teacher Lead Allocation. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

B. Approval of Revised Inter-Instructional Articulation Agreement with Indian River State College – Mrs. D'Albora

Attached was a contract with Indian River State College. The contract that was approved on June 28, 2011, was being replaced with this newly revised contract which reflected the statutory changes that became effective on July 1, 2011. Superintendent recommended approval.

Dr. Adams stated that the previously approved Agreement received from the College was last year's form. She said that they sent the District a revised Agreement with a few changes. Mrs. Johnson moved approval of the revised Inter-Instructional Articulation Agreement with Indian River State College. Mrs. Disney-Brombach seconded the motion. Board reflected on the number of dual enrollment opportunities offered to the District and Charter High School students.

IX. SUPERINTENDENT'S REPORT

Dr. Adams reported on the presentation to teachers and school support staff by Dr. Harry K. Wong, renowned, motivational speaker. She also spoke about student orientations and the smooth start of school.

- X. DISCUSSION
No Discussion items
- XI. SCHOOL BOARD MEMBER MATTERS – Chairman McCain
Mr. Pegler reported on the newspaper article regarding Dr. Adams and Career Technology Programs.
Ms. Jiménez urged parents to stay involved in their children’s education and gave an update on Facilities projects, including the savings in electrical usage throughout the District.
Mrs. Disney-Brombach stated, as the Legislative Liaison for the District School Board, that the Local Legislative Delegation would meet with the Board on Thursday, August 25, 2011. She also noted the presentation by Dr. Wong regarding the climate in the classrooms and student/teacher relationships.
Mrs. Johnson congratulated Mr. Morrison and his Staff on the CAFR Award and for setting the tone and commitment for serving the District.
Chairman McCain agreed with Mrs. Johnson’s statements. He said that the CAFR was recognition of extremely good work. Chairman McCain welcomed everyone back for the new school year and reported that the Glendale bus loop and dress code went without any complaints.
- XII. INFORMATION AGENDA
A. Financial Report for Month Ending May 2011 – Mr. Morrison
Attached was the Financial Report for month ending May 31, 2011.
B. Monthly Facilities Report – Mr. Morrison
Attached was the monthly Facilities Report.
- XIII. SUPERINTENDENT’S CLOSING
Dr. Adams stated that her Staff was working hard every day. She recognized Mrs. D’Albora, Mrs. Lannon, Mr. Green, and Mr. Morrison. She noted the Instructional and Information Technology Department’s reorganization and welcomed Mrs. Suzanne D’Agresta as the Board’s Attorney from Brown, Garganese, Weiss, & D’Agresta, P.A. Dr. Adams gave a report on hurricane Irene. She also welcomed Keona Gardner as the newest reporter from the *Vero Beach Press Journal* and Colleen Wixon for her many years of coverage on school issues. Dr. Adams visited the Transportation Compound and said that the school administrators and teachers were just incredible in the smooth opening of schools. Dr. Adams reminded the community to watch out for our children and our school zones.
- XIV. ADJOURNMENT – Chairman McCain

With no further business, the meeting adjourned at approximately 6:27 p.m.

The Indian River County District School Board met on Thursday, August 25, 2011, at 9:30 a.m. The information session was held in the Teacher Education Center located at the Central Administrative Offices, 1990 25th Street, Vero Beach, Florida. School Board Members attending were: Chairman Matthew McCain, Vice Chairman Carol Johnson, and Board Members: Karen Disney-Brombach, Claudia Jiménez, and Jeffrey Pegler. Dr. Frances J. Adams, Superintendent of Schools, was also present.

Annual Legislative Summit Information Session

- I. Called Session to Order – Chairman McCain
- II. Welcome and Introductions – Chairman McCain
Members of Local Legislative Delegation in attendance were:
Carrie Lira, Legislative Assistant to State Senator Joe Negron
State Senator Mike Haridopolos (Senate President)
State House Representative Tom Goodson
 Amy Gregory, Legislative Aide
 Karen Orth Legislative Aide
State House Representative Debbie Mayfield
 Dustin Paulson, Legislative Assistant
David Jackson, Community Relations Director for US Congressman Bill Posey
- III. Purpose of the Session – Dr. Adams
Dr. Adams stated that Mrs. Disney-Brombach, the Board's Legislative Liaison, spearheaded the event. She turned the discussion over to Mrs. Disney-Brombach.
- IV. Presentations – Mrs. Disney-Brombach
Mrs. Disney-Brombach said that the District School Board wanted the Representatives to have us in mind as they made their decisions in Tallahassee. Mrs. Disney-Brombach announced that they would begin with a video presentation from Dr. Adams on the District's positive accomplishments.

Mr. Morrison gave a brief history of the financial position of the District starting with 2008. He also reviewed projections, reserves, TANS, \$36 million cut, 300 positions eliminated, and still kept cuts away from the classrooms. Mr. Morrison said that no stone was left unturned. He said that going into the next Legislative Session, the District was down to bare bones.

Mrs. Johnson gave a report on the District's fine arts programs. Mrs. Jiménez reported on the increased usage of technology. Mr. Pegler mentioned the new leadership of the District and the repurposing of J. A. Thompson Elementary School into the J. A. Thompson Life Long Learning Center. Chairman McCain elaborated on the Career and Technical Programs. Dr. Adams talked about a number of successful student programs. Mrs. Disney-Brombach focused back that student learning was the District's goal.

V. District School Board's 2012 Legislative Priorities – Mrs. Disney-Brombach
Mrs. Disney-Brombach touched on some points included in the 2012 Legislative Priorities Brochure; such as, Capital Outlay & School Construction and College Readiness.

VI. Open Discussion between District School Board and Local Legislative Delegation Members

Representative Goodson asked the Board to help him by prioritizing the Legislative Priorities in the order of importance. Mrs. Disney-Brombach distributed a list of Unfunded Mandates. Dr. Adams asked Legislators to hold off on any new mandates and to give the Districts flexibility during a time when Districts had less money. Mrs. Johnson asked Legislators to re-focus on the achievers. Ms. Jiménez reminded them about children who do not come to school prepared to learn. She said that the mandates equated to \$14 million in underfunded dollars to Indian River County School District. Representative Mayfield asked the Board to prioritize the mandates and to tell them what would happen if the mandate was eliminated. She asked the Board for advice in streamlining the Pre-kindergarten State funds. Representative Mayfield also asked whether the Board thought Adult Education funding should stay at the State college level.

Mr. Pegler talked about unpaid leave for serious offenders. Representative Goodson asked about the cost of fingerprinting per year. Representative Mayfield asked why A/P Program students were dual enrolled. She also wanted to know how many students were dual enrolled and what the overlap was.

State Senator Mike Haridopolos said, in closing, that he was pleased that Florida education was going into the top ten in the Nation. He stated that when the dollars come back, education was where the money would come back to. Representative Mayfield asked that the Board contact the Legislative Delegation when something comes up or was about to come up so that they could hear the other side.

VII. ADJOURNMENT – Chairman McCain

With no further items, the information session adjourned at approximately 10:44 a.m.

Note: Information Sessions are not televised or audio taped. Minutes will be taken.

The Indian River County District School Board met on Thursday, September 1, 2011, at 3:30 p.m. The special business meeting was held in the Teacher Education Center located at the Central Administrative Offices, 1990 25th Street, Vero Beach, Florida. School Board Members attending were: Chairman Matthew McCain, Vice Chairman Carol Johnson, and Board Members: Karen Disney-Brombach, Claudia Jiménez, and Jeffrey Pegler. School Board Attorney Suzanne D'Agresta was also present. Dr. Frances J. Adams, Superintendent of Schools, was not present. Mr. Carter Morrison, Assistant Superintendent of Finance and Operations, attended as Superintendent.

Business Meeting

- I. Special meeting was called to order by Chairman Matthew McCain. Chairman McCain announced that Dr. Adams was out of town and that Mr. Morrison would sit in her stead.
- II. Purpose of the Meeting – Mr. Morrison
Mr. Morrison stated that the purpose of the meeting was to approve personnel recommendations for existing instructional assignments, student monitor positions, and reassignments in a timely manner.
- III. ACTION AGENDA
 - A. **Approval of Personnel Recommendations – Mrs. Lannon**
Attached was a list of personnel recommendations, which included personnel additions and changes. Superintendent recommended approval.

Ms. Jiménez moved approval of the personnel recommendations. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.
- IV. CLOSING COMMENTS – Mr. Morrison
Mr. Morrison thanked School Board Members for being available to perform this duty for us.
- V. ADJOURNMENT – Chairman McCain

With no further business, the meeting adjourned at approximately 3:35 p.m.

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CONSENT AGENDA 9/13/11

Personnel Recommendations

1. Instructional Changes
2. Instructional Leaves
Harris, Stephanie – Beachland, 9/22/11-10/2/11
3. Instructional Promotions
Woodall, Kathryn – from Substitute Teacher to Dodgertown 5th Grade Teacher 8/17/11
4. Instructional Transfers
5. Instructional Separations
Bortolotti, Terri – Substitute Teacher, resignation 8/25/11
Kebbel, John – SRMS, retirement, entering DROP 9/1/11
Lauger, Robert – Substitute Teacher, resignation 8/26/11
Rochowiak, Pamela – Substitute Teacher, deceased 8/24/11
Spivey, Rhonda – Substitute Teacher, resignation 8/24/11
6. Instructional Employment
Batsche, Brynn - Substitute Teacher 9/14/11
Boulet, Carol - Substitute Teacher 9/14/11
Brown, Shannon - Substitute Teacher 9/14/11
Clark, Russell – Substitute Teacher 9/14/11
Cohen, Monica - Substitute Teacher 9/14/11
Ewert, Victoria – Substitute Teacher 9/14/11
Kerperien, Alyssa – Substitute Teacher 9/14/11
Lasky, Kimberly – Substitute Teacher 9/14/11
Moore, Christiana – Substitute Teacher 9/14/11
Patterson, Ataaba - Substitute Teacher 9/14/11
Railton, Tammy - Substitute Teacher 9/14/11
Reynolds, Elizabeth - Substitute Teacher 9/14/11
Stranzin, John – Substitute Teacher 9/14/11
Wear, Lowry – Substitute Teacher 9/14/11
7. Support Staff Changes
Balsamo, Deborah - Citrus, from ESE Teacher Assistant to Library Media Assistant 9/2/11
Fletcher, Tim – from District Office to Purchasing 8/31/11
Santos, Manuel – correction, from Gifford Middle Head Custodian to Beachland Head Custodian 8/8/11
8. Support Staff Leaves
Emard, Holly – Storm Grove Middle, 8/12/11-8/24/11
Ganter, Arlene – SRMS, 9/19/11-9/30/11
Jones, Eric – Transportation, 8/22/11-10/31/11
Smith, Tina – Alternative Center, extend from 6/8/11 to 11/14/11
Zarn, Robert – Transportation, 8/22/11-9/5/11
9. Support Staff Promotions
Mixon, Jeff – I.T., from Program Analyst II to Systems

Administrator 9/7/11

10. Support Staff Transfers
 - Masi, Catherine – from VBHS Teacher Assistant to Glendale Computer Lab Assistant 8/29/11**
 - Smith, Rickey – from Glendale Computer Lab Assistant to Rosewood Magnet Teacher Assistant 8/29/11**
11. Support Staff Separations
 - Brandt, Cynthia – Substitute Health Assistant, resignation 9/6/11**
 - Billic, John – Maintenance, retirement, entering DROP 8/1/11
 - Peacock, Bobbie – Thompson Learning Center, retirement, entering DROP 11/1/11
 - Thompson, Clarence – Purchasing, retirement, entering DROP 9/1/11
 - Williams, Shirley A. – Highlands, retirement, entering DROP 2/1/12
12. Support Staff Employment
 - Albee, Sharon – Pelican Island, 21st Century Grant Worker 9/6/11**
 - Anderson, Jerri - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Andrade, Jeanice – Glendale, 21st Century Grant Worker 9/7/11**
 - Attwood, Laura - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Berwick, Cari Ann - Glendale, 21st Century Grant Worker 9/7/11**
 - Campbell, Tina – Pelican Island, Student Monitor 9/1/11
 - Condron, Michele - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Davis, Kerrie Lynn - Glendale, 21st Century Grant Worker 9/7/11**
 - Douglas, Cynthia - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Ferguson, Jeff - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Fish, William - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Graham, Donna - Glendale, 21st Century Grant Worker 9/7/11**
 - Hall, Delores - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Henry, Lateshia - Pelican Island, 21st Century Grant Worker 9/6/11**
 - Kulp, Nancy - Glendale, 21st Century Grant Worker 9/7/11**
 - Lindsey, Shannon - Pelican Island, 21st Century Grant Worker**

9/6/11
Louima, Sophie - Glendale, 21st Century Grant Worker
9/7/11
McCombs, Kenyatta - Pelican Island, 21st Century Grant
Worker 9/6/11
McNamara, Lois - Pelican Island, 21st Century Grant Worker
9/6/11
Nelson, Margaret – Dodgertown, Student Monitor 9/7/11
Presley, Barbara – Glendale, 21st Century Grant Worker
9/7/11
Ruggiero, Karen - Pelican Island, 21st Century Grant Worker
9/6/11
Sands, Vicky - Glendale, 21st Century Grant Worker
9/7/11
Smith, Henry G. – VBHS, Custodian 9/14/11
Stranzin, Samuel - Glendale, 21st Century Grant Worker
9/7/11
Sturgis, Judith - Pelican Island, 21st Century Grant Worker
9/6/11
Streeter, Jonna - Glendale, 21st Century Grant Worker
9/7/11
Taylor, Debra - Pelican Island, 21st Century Grant Worker
9/6/11
Thigpen, Vickie – VBE, Student Monitor 9/14/11
Thomas, Dorothy - Pelican Island, 21st Century Grant Worker
9/6/11
Valentino, Priscilla – Rosewood Magnet, Student Monitor
9/14/11
Vause, Amanda - Glendale, 21st Century Grant Worker
9/7/11
Walkup, Mary – Liberty Magnet, Student Monitor 9/14/11
Wallace, Antonio – Sebastian Elementary, Custodian 9/14/11
Walleshauer, Rebecca - Pelican Island, 21st Century Grant
Worker 9/6/11
Walleshauer, Joann - Pelican Island, 21st Century Grant
Worker 9/6/11
Wear, Lowry – Pelican Island, 21st Century Grant Worker
9/14/11
Wentz, Donna - Pelican Island, 21st Century Grant Worker
9/6/11
Whitney, Nora - Glendale, 21st Century Grant Worker
9/7/11
Willems, Josephine - Pelican Island, 21st Century Grant
Worker 9/6/11
Williams, Andrea T. - Glendale, 21st Century Grant Worker
9/7/11

**Wright, Timothy - Pelican Island, 21st Century Grant
Worker 9/14/11**

13. Administrative Separations
14. Administrative Employment

**Interagency Agreement between Circuit 19 Florida Department of Children
and Families
School Board of INDIAN RIVER County
Florida Department of Juvenile Justice
Florida Agency for Persons with Disabilities
Workforce Development Board of the Treasure Coast, dba "Workforce
Solutions", and United For Families
To Coordinate Services for Children Served by the Florida Child Welfare
System**

The Department of Children and Families (DCF), the School Board of INDIAN RIVER County, the Department of Juvenile Justice, the Agency for Persons with Disabilities (APD), and the Workforce Development Board of the Treasure Coast, Inc, dba Workforce (WORKFORCE SOLUTIONS), the Parties, enter into this interagency agreement to coordinate their respective responsibilities for furnishing educational and vocational services and supports for children known to the Department of Children and Families, acting through their contracted Community Based Care providers throughout the State of Florida. The coordination of services and supports across agencies is critical to positive educational and meaningful life outcomes for Florida's children. Such services require the coordinated flow of information across multiple child-serving agencies to ensure that policy, procedure, service delivery and resource development are provided in a manner that maximizes the likelihood of positive outcomes.

The specific terms and conditions of this agreement are as follows:

1. Effective Date

The terms of this Interagency Agreement shall begin on the date of the last signature and shall continue until June 30, 2012. The agreement shall be reviewed by July 1, 2012, and be renewed and/or renegotiated as needed.

2. Definitions.

- a. "Children known to the Department" (hereinafter "youth") means children who are found to be dependent or children in shelter care.
- b. "Parent" means either or both parents of a student, any guardian of a student, any person in a parental relationship to a student, or any person exercising supervisory authority over a student in place of a parent.
- c. "Surrogate parent" means an individual appointed to act in the place of a parent in educational decision-making and in safeguarding a

student's rights under the Individuals with Disabilities Education Act ("IDEA").

3. General

The Parties acknowledge that the well-being of children, youth and young adults across child and youth serving systems and the progress of the youth in appropriate educational and career/technical (vocational) programs requires a commitment of the Parties to work together. Further, stability within the educational setting and educational progress, including progress toward post-secondary education, and employability skills through either vocational or post-secondary education are important to the youth served by all parties to this agreement. The Parties consequently agree to the following:

- a. SCHOOL BOARD OF INDIAN RIVER COUNTY is the Local Education Agency ("LEA") for the Individuals with Disabilities Education Act ("IDEA") and an administrative entity for Section 504 of the Rehabilitation Act of 1973 and must fulfill its obligations for educationally relevant services to children and youth with disabilities that interfere with their learning or inhibit their access to the education environment before, during and after the ages of compulsory school attendance. Pursuant to IDEA, some students with disabilities are eligible to attend school up to age 22; and
- b. DCF is the state agency to provide, either directly or through contracted Community Based Care providers, child welfare services under Florida Statutes and Administrative Rules; and
- c. Section 39.0016(3), Florida Statutes, requires DCF to enter into an agreement with SCHOOL BOARD OF INDIAN RIVER COUNTY regarding the education and related care of children known to the department; section 39.0016(4), Florida Statutes, also requires DCF to enter into local agreements with district school boards or other local education entities regarding children known to the department who are of school age and children known to the department who are younger than school age but who would otherwise qualify for services from the district school board; and
- d. AWI is the state agency responsible for job training and employment services and functions as the grant recipient of federal workforce funds and administrative entity for Workforce Florida, Inc. Workforce Solutions is the regional workforce Board responsible for providing workforce training and services in Martin, St. Lucie, Indian River and Okeechobee Counties. The youth subject to this agreement will receive a priority status in services by WS; and

e. AWI's Office of Early Learning (OEL) is the lead agency charged with administering Florida's early childhood education system. OEL partners with DOE and DCF to provide a comprehensive early childhood education system. The system is composed of three primary programs:

a) Child Care Resource and Referral (CCR&R) is a service provided to parents throughout the state that assists parents in making educational decisions related to their childcare needs;

b) Florida's School Readiness program provides eligible children and families with quality child care and educational activities; and

c) Florida's Voluntary Pre-K (VPK) program is a constitutionally mandated program allowing eligible 4 year olds the opportunity to participate in a high quality educational program at no charge.

f. Workforce Development Board of the Treasure Coast dba "Workforce Solutions" is the regional Workforce board which serves as the designated agency for purposes of federal workforce development grants, disperses grants pursuant to the plans and policies of Workforce Florida, Inc. for Workforce Region 20, and provides training and employment services to local participants.

g. APD serves as the designated agency for purposes of providing support to individuals, in this case children, youth, and young adults with developmental disabilities in living, learning and working in their communities. APD provides critical services and supports to eligible children and youth with developmental disabilities to assist that youth in reaching their full potential as they mature into adult life. The agency serves people with spina bifida, autism, cerebral palsy, Prader-Willi syndrome, and mental retardation; and

h. The Department of Juvenile Justice ("DJJ") is the designated state agency that provides preventive, rehabilitative and correctional services for youth in the juvenile delinquency system. DJJ recognizes the importance of ensuring educational opportunities for children and youth and will work with the parties to this agreement in ensuring educational services consistent with other agreements for youth jointly served.

i. United for Families is the lead agency for Community Based Case in Circuit 19, contracted with DCF to provide child welfare and related services to children in Circuit 19.

j. The children and youth covered by this agreement are those children and youth known to DCF who are being served while remaining in their own homes, and those who have been placed by DCF or by order of the court in a licensed setting in a shelter home or facility, a foster family or group home, a residential child care institution, or in an unlicensed setting with a relative or non-relative, or any combination thereof; and

k. Youth may have, or be “at risk” of developing academic and/or behavioral problems possibly due to the disruption in their lives and may require services including, but not limited to, those included in the Guide to Improve Educational Opportunities for Florida’s Foster Youth and defined by section 1003.01 (3) (b) and (10), Florida Statutes; section 1003.53; Florida Statutes, section 39.0016(4), Florida Statutes; and section 445.004(10), Florida Statutes.

l. The provisions of Section. 39.0016, Florida Statutes, establish standards and not rights, and do not require the delivery of any particular service or level of service in excess of existing appropriations. The provisions do not require the expenditure of funds to meet the standards except funds specifically appropriated for such purpose.

4. Liaisons.

Each party to this Interagency Agreement will appoint a liaison, with the intent that such Liaisons shall be responsible for implementation of the requirements in this Agreement. The Liaisons shall work to achieve appropriate educational, job training and employment services for the youth subject of this agreement; and shall work cooperatively to resolve systemic issues statewide and locally, as well as any individual youth-specific issues. These liaisons will work cooperatively to resolve local educational system issues as well as youth specific educational service issues for the youth. The liaison list will be updated quarterly and forwarded to each of the parties to this agreement.

a. The Liaisons will use the Guide to Improve Educational Opportunities for Florida’s Foster Youth to draft or modify local policies related to the Interagency agreement.

b. The Liaisons will meet at least quarterly to discuss and resolve systemic issues. Meetings to discuss youth-specific cases must be convened without delay.

5. Training and Staff Development.

DCF, United for Families (UFF) and SCHOOL BOARD OF INDIAN RIVER COUNTY agree to the provision of specific training and staff development related to the implementation of this Agreement to share expertise and better serve the youth:

a. DCF/UFF shall incorporate an education component into all training programs for relevant staff of their agency and contractors regarding the youth. DCF shall utilize, and refer relevant staff and contractors to, trainings on educational issues that are currently provided by the Florida Department of Education (DOE). DCF shall offer opportunities for education, APD, DJJ, and workforce personnel to participate in such training, which shall include:

1) Training for parents and families in cases in which reunification is the goal, or for pre-adoptive parents when adoption is the goal, so that such parents and care givers learn how to access the services needed to produce positive educational outcomes for the youth and the importance of their involvement in the education and life of the youth;

2) Training for dependency caseworkers, foster parents (substitute care givers or providers) and waiver support coordinators to include information on the rights of the youth to an education, the role of an education in the development and adjustment of a youth, the proper and varied ways to access education and related services for the youth, and the importance and strategies for parental involvement in education for the success of the youth;

3) Training of dependency caseworkers regarding the services and information available through the DOE or SCHOOL BOARD OF INDIAN RIVER COUNTY, and other education related organizations such as the Florida Diagnostic and Learning Resource Services (FDLRS) including, but not limited to, the current Sunshine State Standards, the Surrogate Parent Training program and Manual, and other resources accessible through the DOE or SCHOOL BOARD OF INDIAN RIVER COUNTY to facilitate educational access for a youth or his or her parents or family.

b. SCHOOL BOARD OF INDIAN RIVER COUNTY shall encourage the practice of allowing Guardians Ad Litem and foster parents to attend surrogate parent training offered by school district Exceptional

Student Education (ESE) staff or other persons designated by the school district. This includes the promotion of the use of the FDLRS in the recruitment and training of surrogate parents.

c. SCHOOL BOARD OF INDIAN RIVER COUNTY shall share information regarding resources for Independent Living transition and transition planning, and will work with DCF/UFF to develop suggested guidelines for transition plans to meet the needs of special needs students.

d. SCHOOL BOARD OF INDIAN RIVER COUNTY shall encourage participation by local School Board staff in DCF's Dependency Court Improvement Conference and other conferences, including providing suggestions for speakers and training materials.

e. DCF and UFF will promote practices that engage caseworkers and foster parents in the education of youth such as attendance at parent-teacher conferences, school open houses, and other events significant to the education of the youth and creating the message to the youth that his or her education is important to the adults in his or her life.

6. Sharing of Information.

Each Party agrees:

a. To promote to the fullest extent permissible and in compliance with federal law, Florida Statutes, including but not limited to Chapters 39, 984 and 985, Florida Statutes, and Section 1002.22, Florida Statutes, and Administrative Rules and in furtherance of the work of the Children and Youth Cabinet, the sharing of information on the youth when it is relevant to their educational growth including post secondary pursuits, job training, employment or other benefits;

b. That it may be necessary to restrict information sharing due to statutory prohibitions other than those enunciated in Section 39.202, Florida Statutes. It is understood that the sharing of student records with parental or custodial consent does not abrogate the confidentiality of the records as to other non-designated parties;

c. To continue to improve the technical interface among state and local automated data systems of the Parties to provide for the efficient sharing of information;

d. To promote the sharing of all information, including lists of services available in each local area, on an on-going basis. In particular, SCHOOL BOARD OF INDIAN RIVER COUNTY shall promote the

identification of the services available within the school district that the school district believes are reasonably necessary to meet the needs of, and to facilitate educational access for, the youth. A listing of these services shall be provided by local school district liaisons, to RWB, DJJ, APD and DCF staff. The services identified shall include, but not be limited to, current Sunshine State Standards, the Surrogate Parent Training Manual, diploma options, graduation requirements, virtual school, career/technical (vocational) programs and other resources accessible through SCHOOL BOARD OF INDIAN RIVER COUNTY to facilitate educational access for a youth. WORKFORCE SOLUTIONS shall promote the identification of employment and training services available at each Regional Workforce Board (RWB) One Stop Career Center and the availability of a listing of these services for local SCHOOL BOARD OF INDIAN RIVER COUNTY and DCF staff. RWBs will provide current information on available youth services on their websites;

e. That it is necessary to obtain appropriate consent or court authorization to share information. DCF and UFF shall take all steps necessary to promote consent by the court, natural parent(s) and/or legal guardians of the youth to enable school districts and DJJ and Regional Workforce Board (RWB) staff to provide to DCF and UFF the educational and job training records for the youth. Local School Districts have consent forms for this purpose;

f. That DCF, APD, DJJ, UFF and WORKFORCE SOLUTIONS shall promote the maintenance of current databases of clients/consumers and their respective caseworkers/waiver support coordinators and the periodic updating of these databases to reflect changes;

g. That DCF and UFF agree to :

1) The notification by DCF and UFF staff to the school and school district in which a youth is enrolled of the name and phone number of the youth, the youth's caregiver, the surrogate parent if one is appointed by the court, and the youth's caseworker for safety purposes.

2) The establishment of a protocol for DCF and UFF to share information about a youth with the school district, DJJ and APD when appropriate, consistent with the Family Educational Rights and Privacy Act and relevant state statutes, since the sharing of information will assist these agencies in obtaining education and related services for the benefit of the youth. This protocol shall establish the use of the Florida Safe Families Network case

management system (FSFN) by school district personnel to include:

- a. Type of information to be accessed,
- b. Security issues,
- c. Number of individuals having access in each school district,
- d. An understanding that this information concerns only students placed in out of home care by DCF and cannot be used for any other purposes.

h. That SCHOOL BOARD OF INDIAN RIVER COUNTY agrees to the following requirements:

- 1) The establishment of local procedures to ensure continued access to the Free and Reduced Lunch Program for eligible students upon notification regarding a youth's change of status to "a child known to the department."
- 2) Access to information on youth's attendance to the DCF and UFF Liaison in order to support continued school attendance and agency collaboration.
- 3) The establishment of local procedures to ensure that a transcript of each student's annual academic record is made available to DCF or UFF at the end of each grading period.

i. That DCF or its Community Based Care providers shall establish procedures to provide the youth's school and the district School Board's Foster Care Educational Liaison (FCEL) a copy of the Foster Care School Registration Form at initial removal of the youth from the natural parents and any subsequent change in a youth's status in state care that affects the delivery of services under this Agreement. Attached to that Registration Form shall be a copy of any court order that prohibits the natural parent or any other person from contact with the student and information from any other court order which may be relevant to the youth's educational program or setting;

j. DCF or its Community Based Care providers shall ensure that the Foster Care School Registration Form and its attachments are provided to the assigned school at the time of the status change in foster care status or no later than 72 hours subsequent to the change. A change in caseworker shall result in the submission of a new Foster Care School Registration Form so that the school has accurate contact information; and

k. DCF or its Community Based Care providers shall ensure, upon proper release, that current psychological and/or psychiatric evaluations of the youth that were obtained by DCF or its Community Based Care providers and have relevant information related to the educational needs of the youth, shall be provided to the assigned District School Board, DJJ, APD and Regional Workforce Board FCE Liaisons, who in turn shall ensure that the information is considered in determining the educational, habilitation, job training and employment services required to meet the needs of the youth. A court order for the exchange of information may substitute for a release, if it is determined by the court to be in the best interest of the youth.

l. DCF shall provide access to SCHOOL BOARD OF INDIAN RIVER COUNTY to its Florida Safe Families Network (FSFN) case management system to obtain information about children known to the department, consistent with the Family Educational Rights and Privacy Act (FERPA) as determined in the state level protocol for DOE FSFN Access, under s. 39.0016 , F.S.

7. Educational Stabilization.

In order to facilitate the school attendance necessary for academic achievement, the Parties will explore methods of encouraging prompt enrollment, continuation of youth in the school of origin whenever safe and feasible, and regular attendance within their respective systems. Specifically but not exclusively, the Parties will discourage practices that remove youth from school to attend appointments and dependency court dates, and non-emergency changes of placement during a school quarter or semester. SCHOOL BOARD OF INDIAN RIVER COUNTY, DCF and UFF shall take the following steps to support school stability for youth who experience a change in out-of-home placement:

- a. Promote program initiatives to facilitate the effective and efficient delivery of education and related services to eligible youth placed in licensed shelter care, foster care and other out-of-home settings;
- b. Promote the placement of youth in shelter care and foster care homes within or closest to their home school boundaries to facilitate stabilization of school placements;
- c. Promote the continuity of school placement for youth who are in an out-of-home placement when they move to a placement in a new school zone, including procedures that allow requests for school reassignment and transportation when appropriate;

- d. Promote the provision of transportation for youth living in an out-of-home placement when it is in the best interest of the youth to attend a school not within the approved school assigned boundaries of the out-of-home placement location;
- e. Promote recognition of the authority of foster parents to enroll in school the youth who are in their care; and
- f. Identify and recommend the removal of any statutory or administrative rule, policy or practice that creates a barrier to prompt and continuous enrollment in an appropriate school or program for youth.
- g. Promote the practice of changing schools during vacations or other logical breaks to minimize disruption of educational services.

8. Transportation.

The designated Parties below agree to promote the availability of transportation resources for youth who are in out-of-home care to ensure that they can access education, job training and employment services, as follows:

- a. DCF, UFF and SCHOOL BOARD OF INDIAN RIVER COUNTY will explore the use of funding provided by the McKinneyVento Act for youth in emergency shelter care;
- b. DCF and UFF shall explore transportation options including the use of Title IV E funding to support such options as the purchase of public bus system passes;
- c. DCF, UFF and SCHOOL BOARD OF INDIAN RIVER COUNTY shall explore the funding of transportation and assess the availability of federal, charitable, or grant funding for such transportation; and
- d. DCF or its Community Based Care providers shall retain the responsibility to coordinate temporary transportation for youth to and from school during the time that transportation by the school system is being arranged.

9. Dependency Case Planning.

The Parties agree that all case plans relating to a youth should be coordinated.

- a. The Parties shall promote the involvement of school district, APD and DJJ, when appropriate, and Regional Workforce Board personnel

in the DCF dependency case planning process, as necessary, to effectively address educational, developmental or other disabilities, job training and employment issues regarding the youth. DCF or UFF shall notify the District School Board Liaison and the Regional APD FCE and DJJ Liaisons, when appropriate, of DCF case planning for a youth, both at the time of plan development and plan review. Within the plan development or review process, the school district may be asked to provide relevant educational information regarding the youth. DCF or UFF shall provide this notification to the Regional Workforce Board FCE Liaison when there is documentation in the DCF/UFF case file of a youth's involvement in Workforce services. DCF/UFF shall provide notice to APD when a youth has been deemed eligible for APD services, whether he or she is receiving services or is on a wait list. Further if there is reason to believe the youth needs to be referred for APD services and has not been so referred, the DCF/UFF person responsible for the case shall make the appropriate referral as soon as practicable. APD shall advise if a waiver support coordinator has been assigned to the youth and provide contact information so that person may also be invited to the dependency case planning when appropriate. DJJ will participate when appropriate in dependency case planning;

b. SCHOOL BOARD OF INDIAN RIVER COUNTY shall promote the provision of individualized student intervention for all youth, when appropriate and when individual student needs require an intervention. Individual interventions are also provided to students with disabilities who have Individual Educational Plans (IEPs) or Section 504 plans, when a determination has been made through legally appropriate criteria that intervention services are required. The intervention or IEP must include strategies to enable the youth to maximize the attainment of educational goals; and

c. DCF, UFF and SCHOOL BOARD OF INDIAN RIVER COUNTY shall cooperate in ensuring that each youth has a legally appropriate educational decision-maker and identify that person in the case plan. If the school system or the court has appointed a surrogate parent for education decision making, that individual shall be invited to the portion of the case plan review regarding the youth.

10. Pursuit of Post Secondary Education.

The Parties recognize the importance of encouraging post-secondary education pursuits for the youth and agree to work collaboratively to encourage continued education to the highest level achievable for as many youth as possible. SCHOOL BOARD OF INDIAN RIVER COUNTY will assist the Parties with the education of youth known to the department (as well as

youth adopted over the age of 16) regarding the availability of financial assistance to include tuition exemptions, fee waivers and Road to Independence and related funding from the State to help with post-secondary pursuits. SCHOOL BOARD OF INDIAN RIVER COUNTY shall promote the provision of on-going guidance support for the children/youth to ensure that they are aware of post-secondary options as to all relevant school and financial opportunities and will include strategies for providing on-going guidance.

11. Priority Employment, Training and Support Service, and Early Learning Programs.

The Parties recognize the importance of the Regional Workforce Boards in providing employment and support for the youth, including but not limited to eligible foster care participants receiving independent living transition services, youth in the juvenile justice system, and youth with disabilities. WORKFORCE SOLUTIONS shall facilitate the provision of such services and support by promoting the following activities:

- a. Attendance of child welfare staff at Regional Workforce Board meetings;
- b. Providing DCF and UFF a description of local referral processes for employment and training services;
- c. Informing the various stakeholders about the available service array and the need for services;
- d. Distributing information about career awareness opportunities and promoting labor market information on jobs in demand at the state and local level for the appropriate education level of each youth;
- e. Establishing strategies for coordination of the various funding sources and services regarding employment and training; and
- f. Exploring ways to collaborate improve and expand on Operation Full Employment with DCF.

WORKFORCE SOLUTIONS will participate in AWI's statewide effort to promote the Strengthening Youth Partnership, a sustained dialogue to improve programs, services and outcomes for at-risk youth by integrating complementary services, identifying duplicative efforts, gaps in services, and resource alignment. This partnership involves interagency and Regional Workforce Board collaboration.

12. Opening and Closing of Licensed Residential Programs.

In order to give the respective agencies sufficient time for program and resource planning, DCF shall ensure by contract that Community Based Care providers give written notice to the District School Board and Regional Workforce Board Liaisons prior to opening or closing a group residential program.

13. Parental Rights/Exceptional Student Education (ESE).

In order to ensure that the youth receive an appropriate education consistent with the Individuals with Disabilities Education Act and state implementing laws, rules, and assurances, the coordination of services for a youth who has or may have a disability, may include:

- a. Referral for screening and evaluations to determine eligibility;
- b. Sharing of evaluations between the Parties, as appropriate;
- c. Provision of specially designed instruction, special education and related services appropriate for the needs and abilities of a youth;
- d. Coordination of services and plans between the school and the youth's residential setting to avoid duplication or conflicting service plans;
- e. Appointment of a surrogate parent by the school district or the dependency court, consistent with the Individuals with Disabilities Education Act, for educational purposes for a youth who qualifies as soon as the child is determined to be without a parent to act for the youth. A surrogate parent shall be appointed as provided by law with consideration given to individuals who know the youth, and recommendations made by DCF, UFF and the courts, without regard to where the youth is placed, so that one surrogate parent can follow the education of the youth during his or her entire time in state custody; (Section 300.519 of Title 32 of the Code of Federal Regulations and Section 39.0016, Florida Statutes).

14. Psycho-educational and Psychological Assessments:

- a. DCF, to the extent feasible, shall require contracted agencies and individuals performing psycho-educational assessments of the youth to

use evaluation instruments and procedures that are consistent with SCHOOL BOARD OF INDIAN RIVER COUNTY and school district requirements as outlined in school districts' with the ESE Policies and Procedures for the Provision of Special Instruction and Services for Exceptional Students; and

b. SCHOOL BOARD OF INDIAN RIVER COUNTY acknowledges the requirement for the consideration of outside assessments including those completed by DCF contracted agencies and individuals when they are consistent with evaluation instruments and procedures established by the district school board.

15. Independent Living Skills.

DCF, UFF and SCHOOL BOARD OF INDIAN RIVER COUNTY agree to promote collaborative programming, as required by IDEA, for each youth who has or is suspected of having a disability and is 14 years of age and older to include independent living transition planning by DCF, UFF and all of the youth's service providers to meet the requirements of the local school district for educational purposes. The collaboration shall be designed to enhance but not supplant DOE's responsibilities under IDEA. This collaboration will work to promote educational progress and to assist students in acquiring essential independent living skills, including readiness for pursuit of higher education goals and/or employment. Where applicable, the Parties shall also undertake collaborative programming on independent living skills and post high school opportunities for the youth not having a known or suspected disability.

16. Early Intervention.

DCF, UFF and SCHOOL BOARD OF INDIAN RIVER COUNTY shall engage in collaborative efforts and develop protocols for identifying preschool age youth who may qualify for Part C of IDEA, Infants and Toddlers with Disabilities, early intervention services for youth ages birth through 2 and Part B of IDEA for youth over 3. The Parties shall develop and implement protocols to ensure compliance with the Child Abuse Prevention and Treatment Act (CAPTA) requirement that referrals be made for a Part C evaluation for all youth ages birth to 3 where there has been an administrative finding of child abuse or neglect, and it is suspected the youth may be eligible for and in need of services specified under, Part C of IDEA.

17. Agency Designees.

The Parties agree that for the purpose of executing, administering and monitoring compliance with the requirements of this agreement:

- a. School Board of INDIAN RIVER County's designee shall be the, Assistant Superintendent of Student Services and Exceptional Student Education who may designate an administrator;
- b. DCF's designee shall be the Circuit Administrator, who may designate an administrator ;
- c. WORKFORCE SOLUTIONS's designee shall be the Director of WORKFORCE SOLUTIONS, who may designate an administrator;
- d. APD designee shall be the Area Administrator of APD, who may designate an administrator.
- e. DJJ's designee shall be the Chief Probation Officer, who may designate an administrator.
- f. UFF's designee shall be the Chief Executive Officer, who may designate an administrator.

18. Interagency Dispute.

Each Party agrees to comply with the following steps in the case of an interagency dispute:

- a. Step 1 is resolution of the dispute among the staff who surfaced the issue; and
- b. Step 2 is resolution of the dispute among the signatories to this agreement.

19. Evaluation.

Each Party agrees to participate, as appropriate, in evaluations conducted by the agencies or a neutral third party as agreed upon by the Parties to determine the effectiveness of the Agreement and to make recommendations for future enhancements that may benefit children known to the department.

20. General Conditions

- a. **No Waiver of Sovereign Immunity.** Nothing contained in this Agreement is intended to serve as a waiver of sovereign immunity by any agency to which sovereign immunity may be applicable.
- b. **No Third Party Beneficiaries.** This Agreement does not confer any additional rights or obligations enforceable by a third party beyond

those rights and obligations created by federal and state law. Nothing herein shall be construed as consent by an agency or political subdivision of the State of Florida to be sued by third parties in any manner arising out of this agreement.

c. **Non-Discrimination.** The Parties shall not discriminate against any employee or participant in the performance of the duties, responsibilities and obligations under this Agreement because of race, age, religion, color, gender, national origin, marital status, disability or sexual orientation.

d. **Records.** Each Party shall maintain its own respective records and documents associated with this Agreement in accordance with the records retention requirements applicable to public records. Each Party shall be responsible for compliance with any public documents request served upon it pursuant to section 119.07, Florida Statutes, and any resultant award of attorney's fees of non-compliance with that law. Each Party shall comply with confidentiality requirements pursuant to federal and state law including, but not limited to Chapter 39, regarding child abuse records, as well as applicable sections of the Health Insurance Portability and Accountability Act (HIPAA) and The Family Education Rights and Privacy Act (FERPA).

e. **Entire Agreement.** This document incorporates and includes all prior negotiations, correspondence, conversations, agreements and understandings applicable to the matters contained herein and the Parties agree that there are no commitments, agreements or understandings concerning the subject matter of this Agreement that are not contained in this document. Accordingly, the Parties agree that no deviation from the terms hereof shall be predicated upon any prior representations or agreements, whether oral or written.

f. **Amendments.** No modification, amendment, or alteration in the terms or conditions contained herein shall be effective unless contained in a written document prepared with the same or similar formality as this Agreement and executed by each Party hereto.

g. **Preparation of Agreement.** The Parties acknowledge that they have sought and obtained whatever competent advice and counsel as was necessary for them to form a full and complete understanding of all rights and obligations herein and that the preparation of this Agreement has been their joint effort. The language agreed to herein expresses their mutual intent and the resulting document shall not, solely as a matter of judicial construction, be construed more severely against one of the Parties than the other.

h. **Waiver.** The Parties agree that each requirement, duty and obligation set forth herein is substantial and important to the formation of this Agreement and, therefore, is a material term hereof. Any Party's failure to enforce any provision of this Agreement shall not be deemed a waiver of such provision or modification of this Agreement. A waiver of any breach of a provision of this Agreement shall not be deemed a waiver of any subsequent breach and shall not be construed to be a modification of the terms of this Agreement.

i. **Compliance with Laws.** Each Party shall comply with all applicable federal and state laws, codes, rules and regulations in performing its duties, responsibilities and obligations pursuant to this Agreement.

j. **Governing Law.** This Agreement shall be interpreted and construed in accordance with and governed by the laws of the State of Florida and federal law. Any controversy or legal problems arising out of this Agreement and any action involving the enforcement or interpretation of any rights hereunder shall be submitted to the jurisdiction of the state court of the Nineteenth Judicial Circuit, in and For INDIAN RIVER County, Florida, for claims under state law and in the Southern District of Florida for claims justiciable in federal court.

k. **Binding Effect.** This Agreement shall be binding upon and inure to the benefit of the Parties hereto and their respective successors and assigns.

l. **Assignment.** Neither this Agreement nor any interest herein may be assigned, transferred or encumbered by any Party without the prior written consent of the other Parties.

m. **Force Majeure.** None of the Parties shall be obligated to perform any duty, requirement or obligation under this Agreement if such performance is prevented by fire, hurricane, tornado, earthquake, explosion, wars, sabotage, accident, flood, acts of God, strikes or other labor disputes, riot or civil commotions, or by reason of any other matter or condition beyond the control any of the Parties, and which cannot be overcome by reasonable diligence and without unusual expense.

n. **Severability.** In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, unlawful, unenforceable or void in any respect, the invalid, illegal, unlawful, unenforceable or void nature of that provision shall not affect any other provision and this Agreement shall be considered as if such

invalid, illegal, unlawful, unenforceable or void provision had never been included herein.

o. **Notice.** When any of the Parties desire to give notice to the other, such notice must be in writing, addressed to the Party for whom it is intended at the place last specified. The address for giving notice shall remain such until it is changed by written notice in compliance with the provisions of this paragraph. For the present, the Parties designate the following as the respective Party and place for giving notice:

Peter Karlan, Area 15 Program Administrator
Agency for Persons with Disabilities
337 North U.S. Highway # 1
Fort Pierce, Florida 34950

Richard Stetson, President/CEO
Workforce Solutions
584 N.W. University Boulevard, Suite 100
Port Saint Lucie, Florida 34986

Vern Melvin, Circuit Administrator
Department of Children and Families
337 North U.S. Highway # 1
Fort Pierce, Florida 34950

Dr. Frances J. Adams, Superintendent
School Board of INDIAN RIVER COUNTY
1190 25th Street
Vero Beach, Florida 32960

Wydee'a Wilson, Chief Probation Officer
Department of Juvenile Justice
2215 South 25th Street
Fort Pierce, Florida 34947

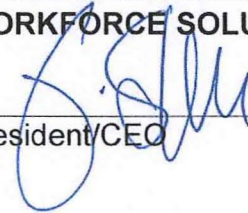
Christine Demetriades, Chief Executive Officer
United for Families
10570 South U.S. Highway # 1
Port Saint Lucie, Florida 34952

IN WITNESS WHEREOF, the Parties have caused their hand to be set to this Agreement written by their respective authorized officials thereto.

AGENCY FOR PERSONS WITH DISABILITIES

 7/22/11
Area Administrator Date

**WORKFORCE DEVELOPMENT BOARD OF THE TREASURE COAST, dba
WORKFORCE SOLUTIONS**

 7/25/2011
President/CEO Date

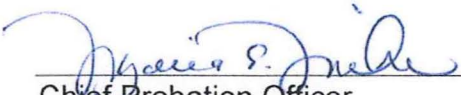
DEPARTMENT OF CHILDREN AND FAMILIES

 7.22.11
Circuit Administrator Date

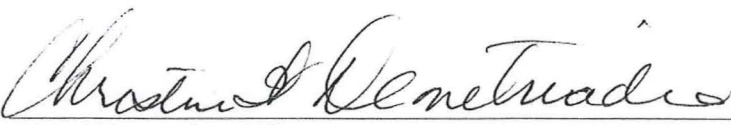
SCHOOL BOARD OF INDIAN RIVER COUNTY

Superintendent Date

DEPARTMENT OF JUVENILE JUSTICE

 8-16-11
Chief Probation Officer Date

UNITED FOR FAMILIES

 8/22/11
Chief Executive Officer Date

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LF 8/25/11

Beachland Elementary School

3350 Indian River Drive East
Vero Beach, Florida 32963-1799

Telephone: (772) 564-3300

FAX: (772) 564-3350

Carol Wilson
Principal

Theresa Wagner
Assistant Principal

August 24, 2011

{To}: School Board Members

{From}: Carol Wilson, Principal

Regarding: Request Approval for Grant



A grant for Future Leaders Club in the amount of \$1,000.00 was received from Sam's Club (Wal-Mart Foundation One Time Grant). These funds are to be used for club activities.

These funds were deposited into Beachland Elementary School's Internal funds account entitled Future Leaders Club – Sam's Grant.

Carol P. Wilson, Principal

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1.04 BOARD MEETINGS

A. Regular meetings of the School Board will be held on the date and time set by the Board at its organization meeting. The date of a regular meeting may be changed by action of the Board taken in accordance with law. When a meeting date is changed, the Superintendent shall take appropriate action to inform the public.

- (1) Special meetings of the Board will be conducted in accordance with the called pursuant to procedures set out in this Rule 1.04, except that a special meeting of the Board will be called pursuant to the procedures established in F.S. Section 1001.372(1), Florida Statutes.
- (2) All ~~official~~ meetings of the School Board shall be open to the public to the fullest extent required by Florida's Sunshine Law, Section 286.011, Florida Statutes. However, certain types of meetings are exempt from the Sunshine Law and will not be open to the public. These exempt meetings include executive sessions to discuss pending litigation as permitted by and in accordance with the procedures in subsection 286.011(8), Florida Statutes, executive sessions to discuss matters pertaining to collective bargaining as permitted in Section 447.605, Florida Statutes, and student disciplinary hearings conducted by or before the School Board, as provided in subsection 1006.07(1)(a), Florida Statutes. and any other meetings or conferences shall be conducted as meetings in the public.
- (3) Unless a supermajority vote is required by law, Formal action is will be taken by the School Board by majority vote of quorum present only at a duly constituted regular or special meeting of the Board. Unless there is a specific exemption to the Sunshine Law, all meetings of the School Board, including quasi-judicial hearings conducted by the Board shall be in the Sunshine in order for such meeting to be considered duly constituted.
- (4) All meetings of the School Board during which the discipline of a student is considered or discussed shall be closed, confidential, and exempt from the Sunshine Law, Section 286.011, Florida Statutes (as that statute may be amended), and all documents concerning the discipline of the student presented to or otherwise made available to the Members of the School Board shall be confidential both under federal law and the requirements of Sections 1002.22 and 1002.221, Florida Statutes. However, a parent or guardian may open up the proceeding and make the disciplinary proceeding a meeting open to the public. A decision by a parent or guardian to open up to the public a disciplinary proceeding involving their student shall be made in writing signed by the parent or guardian and will be made a part of the official record of the proceeding. However, notwithstanding the fact that a parent or guardian may open a disciplinary proceeding involving their student, the School Board will not broadcast or publish the proceedings by audio, video, Internet or any other means, and the opening of the proceeding will be limited only to access by the public who wish to be physically present at the proceeding, and no right to

require the District to broadcast by any means the proceeding will attach to the parents' or guardians' decision to open the student disciplinary proceeding to the public. The parent or guardian must notify the Board that the meeting will be open regarding their student at least three (3) business days before the student discipline meeting will be held so that the School Board may provide the forty-eight (48) hours of notice required by Section 1001.372(2)(c), Florida Statutes.

(5) Members of the School Board may attend and participate in School Board meetings and workshops through the use of communication media technology, as long as a quorum of School Board members are physically present at the School Board meeting or workshop. The absentee School Board member shall notice the Superintendent of his/her request to participate via communication media technology and the circumstances of the absence.

B. Place of meeting

All regular and special meetings of the Board will be held in the School Board meeting room of the District Office in Vero Beach, Florida, except when the Board determines that the public interest can be served better by holding the meeting elsewhere. When such a determination is made, the meeting will be held at an appropriate public place within the School District as chosen by the School Board, provided that public notice of at least forty-eight (48) hours is given. When a Board meeting is to be held at any place other than the School Board meeting room, the Superintendent shall give due public notice as required by law.

C. All Board meetings shall be conducted in accordance with Robert's Rules of Order, except as provided by law and these policies. Board meetings are business meetings of the School Board of Indian River County, and in applying Robert's Rules of Order, it is understood that the membership of the body subject to the Rules are the elected School Board Members and the Superintendent of schools acting as ex officio secretary to the Board.

D. Agenda

The Superintendent is responsible for the development of the agenda. Any Board Member may request that an item be placed on the agenda of a meeting. Any item requested in writing by a Board Member at least seven (7) business days prior to the date of a meeting shall be placed as a specific item on the discussion or action portion of the agenda for that meeting. Notwithstanding, a Board Member may discuss any matter that is in order during the portion of the agenda reserved for Board Member comments or discussion and reports. At each Board meeting before the items on the agenda are considered, the Board will adopt the agenda as presented or as amended by action of the Board.

The Superintendent shall cause the agenda for each regularly scheduled Board meeting to be prepared and distributed to members of the School

Board seven (7) days before the scheduled date of the meeting. However, the agenda for a special meeting of the Board called under the authority of Section 1001.372(1) shall be prepared not less than forty-eight (48) hours before the meeting, as permitted by Section 120.81(1)(j), Florida Statutes.

- (1) The agenda shall contain the items (topic heading) in the order they will be considered. When possible, explanatory materials will be included at the time the agenda is submitted to Board Members. Recommendations and back-up material will be provided to Board Members at least forty-eight hours prior to the meeting.
- (2) At a meeting the Superintendent may request the deletion of an item from the agenda. The Board shall have the discretion to modify the agenda as requested by the Superintendent, subject to the requirement that after the agenda has been made available, a change shall be made only for good cause, as determined by the chairman or person acting as presiding officer at the meeting, with such good cause being stated in the record. The Board may overrule the presiding officer by majority vote of members present. The agenda may also be amended without a Superintendent's recommendation to amend by action of the presiding officer (which may be overridden by majority vote of Board Members present) or by a majority vote of the School Board Members present at the meeting, subject to the same requirements for determination of good cause for the amendment or revision to the agenda and such cause being stated in the record.
- (3) An item may be added to the agenda without compliance with the required time period of prior notice of the agenda if the School Board determines that there is an immediate danger to the public health, safety or welfare; and that immediate action is required because of such danger. In the event that the School Board takes action based on such an emergency, then Board shall take such action that is fair and reasonable under the circumstances and necessary to protect the public interest.
- (4) If a Board Member wishes to move an item from the consent portion of the agenda for a separate vote or discussion, the Board Member shall notify the Superintendent of such a request at least 24 hours prior to the scheduled School Board meeting. If a Board member fails to notify the Superintendent at least twenty-four (24) hours prior to the scheduled School Board meeting, the Board Member may propose a motion to move that item from the consent agenda. If the motion is carried by a majority vote of the members present, the item shall be moved from the consent agenda.
- (5) Copies of the agenda, or any addendum, shall be made available to the media and the public upon request at the time they are submitted to the School Board.

E. Voting

The vote shall be recorded as unanimous if all members vote in the affirmative or in the negative on any issue. When a split vote occurs, the minutes shall show how each member voted.

Where a member abstains from voting because of a possible conflict of interest, this fact shall be recorded in the official minutes. Each member present at any meeting of the Board shall vote on each item for which a vote is presented, and a vote for each member shall be recorded or counted for each matter that is voted on, except when, with respect to a member, there is, or appears to be, a possible conflict of interest under the provisions of Sections 112.311, 112.313, or 112.3143, Florida Statutes.

(1) A School Board Member who declares a conflict of interest will file with the Board secretary within 15 days of the vote a memorandum disclosing the nature of that interest, which shall be made a part of the minutes.

F. Minutes

The official minutes of the Board shall be kept as prescribed by law in F.S. 1001.42(1).

(1) Only motions, resolutions, and the title of each such motion and resolution and only such additional information as is reasonably necessary to record the specific action approved, directed or rejected by each Board vote, or the specific matters resolved or refused to be resolved for each resolution, the name of the person making the motion or submitting the resolution, the name of the person who seconds the motion, and the vote or action thereon, shall be recorded. If any member of the Board or the Superintendent wishes any of his statements recorded, he may request that such become a part of the official minutes. However, by majority vote of quorum present of the Board taken in the ordinary manner, the Board may override the request of the Board Member or Superintendent with respect to having his or her specific statements recorded. If the Board does not override and the statements are recorded as provided herein, then the recording secretary to the Board will use her best efforts to record as much of the complete statement as is reasonably possible under the circumstances, and with respect to any statement made in a public meeting there will be an audio recording made of each statement by the Board Member or Superintendent. Any other matter may be made a part of the official minutes by direction of the chairman or by a majority vote of the Board.

G. Presiding officer

The chairman shall be the presiding officer at a meeting unless he or she is absent from the meeting or passes the gavel to the vice chairman, and in the absence of the vice chairman, to another Board Member. If the chairman is absent or has passed the gavel, the vice chairman shall be the presiding officer at the School Board meeting, and he or she may pass the gavel to another Board Member during the course of such meeting. If both the chairman and vice chairman are absent from a meeting and a quorum is present, then on motion seconded and by majority vote, a presiding officer shall be appointed pro tem for that meeting.

Whenever the term "chairman" is used in these policies, such term shall mean the presiding officer in accordance with this rule. A decision of the presiding officer may be overridden by a majority vote on motion, seconded by the members of the School Board in attendance.

Authority: 120.536, 120.54, 120.81, 1001.41, 1001.51, 1001.49, 1001.42(17), 1001.43, F.S.

Implemented: 286.012, 1001.371, 1001.372(1), 1001.372(2), 1001.372(4), 1001.42(1), 1001.43(10), 1001.32, F.S.

Adopted: 9/27/83

Amended: 9/27/83, 5/6/97, 4/14/98, 10/14/03, 3/8/05, 1/22/08

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PART I THE REGULAR SCHOOL PROGRAM

PART II THE ADULT EDUCATION PROGRAM

PART I

THE REGULAR SCHOOL PROGRAM

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- 6.03 School district policy for grading students
- 6.04 Requirements for promotion, promotion with remediation, and a progress monitoring plan, retention, and graduation
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- 6.12 Controversial issues
- 6.13 Assignment to an alternative program
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PART II

THE ADULT EDUCATION PROGRAM

- 6.15 Adult education
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- 6.17 School calendar
- 6.18 School days
- 6.19 Testing center for administration of the general educational development (GED) diploma test
- 6.20 Non-certified, part-time instructors

6.141 ELIGIBILITY FOR PARTICIPATION IN INTERSCHOLASTIC EXTRACURRICULAR STUDENT ACTIVITIES SANCTIONED OR REGULATED BY THE FLORIDA HIGH SCHOOL ATHLETIC ASSOCIATION

Pursuant to Florida law, the FHSAA regulates interscholastic athletics. Participation in a program of extracurricular interscholastic athletics is a privilege and not a right. The School Board shall fully comply with the requirements of Section 1006.15, Florida Statutes (the "Craig Dickinson Act"). To be eligible to participate in interscholastic extracurricular student activities, a student must maintain all standards specified in the Craig Dickinson Act. The Superintendent shall require appropriate personnel of the District to monitor student compliance with the required standards for participation, and to take appropriate action when a student is found to be ineligible for participation in FHSAA sanctioned and regulated activities.

A student participating in an FHSAA sanctioned athletic program in the School District must report his or her arrest for any crime, including a notice to appear in court. The report shall be made to the principal of the school at which the student is participating in an athletic program or the student's coach for the sport in which the student is participating. The student athlete shall report the arrest within 24 hours after being arrested. If the student is arrested on a weekend or school holiday, then he or she shall report the arrest by the end of the school day on the first school day following the arrest. Failure to report the arrest as required by this policy shall result in the student being dismissed from the athletic program for that sport and all other FHSAA sanctioned activities and sports for the remainder of the school year. The school principal, in consultation with the athletic director, may consider extending the suspension from participation in FHSAA sanctioned activities and sports for a longer period of time than the remainder of the school year, in his or her discretion, it being recognized that such participation is a privilege and not a right.

A student arrested for a criminal offense, including a charge of a juvenile crime or offense, shall be immediately suspended from participation in all FHSAA sanctioned athletic activities and sports until the criminal charges are resolved. The student shall thereafter be dismissed from all FHSAA programs of activities and sports if the student pleads no contest, is adjudicated guilty, has adjudication withheld, or is otherwise found to have committed the offense for which the student was arrested. This shall include entry into a pretrial diversion program, which program entry shall be treated as an adjudication under this policy. Upon completion of the sentence and terms of all court requirements, the principal will make a recommendation to the Superintendent whether the student will be allowed to participate in interscholastic activities sanctioned or regulated by FHSAA. After receiving the recommendation of the principal, the student may

participate in an FHSAA program of sports or activities only if the Superintendent of Schools gives permission in writing.

The Superintendent shall take all action necessary to enforce the requirements of this policy, and shall impose these requirements on school administrators and coaches.

Authority: 120,536, 120.54, 120.81, 1001.41, 1001.51, 1001.49, 1001.42(17), 1001.43
F.S.

Implemented: 1006.15, 1001.32

Adopted:

Amended:

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PART I

GENERAL RULES

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- 7.02 Salaries
- 7.03 Preparation and distribution of payroll
- 7.04 Employee payroll deductions
- 7.05 Salary corrections
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- 7.07 Payment of professional membership dues
- 7.08 Communication devices
- 7.09 Investment of temporarily idle funds
- 7.10 Purchasing
- 7.11 School construction bids

- 7.12 Purchasing manual
- 7.13 Inventories and property records
- 7.14 Petty cash funds and change funds
- 7.15 Group insurance, health insurance, other programs, and retired personnel benefits
- 7.16 Bonded personnel
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- 7.18 Donations and gifts to school district

- 7.19 Vending machines
- 7.20 School pictures

- 7.21 Budget amendments
- 7.22 Payment on construction contracts
- 7.23 Recognition and public relations expenditures
- 7.24 Moving expenses
- 7.25 Audit committee
- 7.26 Reports and forms control
- 7.27 Vehicle utilization by school district employees
- 7.28 Lease-purchase agreements – debt service ratio
- 7.29 Fund balance
- 7.291 School Board's participation in risk management insurance consortium

7.291 SCHOOL BOARD'S PARTICIPATION IN RISK MANAGEMENT INSURANCE CONSORTIUM

Subsection 768.28(16)(a), Florida Statutes, authorizes the School Board to enter into a risk management program. Pursuant to this authority, the School Board currently participates in a risk management consortium (hereinafter referred to as the "Risk Management Consortium"). The Superintendent shall insure that the School Board receives reports from Risk Management Consortium on at least a quarterly basis. These reports shall identify each Indian River School District matter currently being handled through the Risk Management Consortium, and its agents and employees, where the reserve for such claim or matter is established at \$25,000.00 or more. The reported information shall not contain strategic or confidential information, but shall merely state the nature of the claim, the amount reserved, the identity of the plaintiff (unless that identity is confidential by law), and the identity of the plaintiff's attorney. The Superintendent shall also insure that the Risk Management Consortium complies with the requirements of subsection 69.081(9), Florida Statutes, by publication of the required notice in the event of settlements subject to this statute, and proofs of any publications pursuant to this statute shall be furnished on a quarterly basis to the School Board along with the required reports.

Before any matter is settled for an amount in excess of \$25,000.00, if the claim is in litigation, there shall be an executive session of the School Board with the Risk Management Consortium retained counsel present to explain the litigation and the settlement being recommended. The executive session will be conducted pursuant to Section 286.011(8), Florida Statutes. If the matter is not litigation but a settlement is recommended in excess of \$25,000.00, then a confidential report pursuant to subsection 768.28(16), Florida Statutes, shall be prepared and provided to the Superintendent and Board Members. The report shall become a public record upon conclusion of all litigation and settlement of all claims arising out of the same incident reported on in the confidential settlement report. For purposes of this report, the School Board officially establishes that the Board's review of this confidential memorandum is part of the risk management program administered by the School Board pursuant to subsection 768.28(16).

Authority: [120.536](#), [120.54](#), [120.81](#), [1001.41](#), [1001.42](#)

Implemented: [768.28](#)

Adopted: _____

Amended: _____

MEMORANDUM

August 30, 2011

TO: Greater Florida Consortium of School Boards

FROM: Andrea Messina
President

SUBJECT: PROPOSED 2012 LEGISLATIVE PROGRAM

Attached is the **proposed** 2012 Legislative Program of the Greater Florida Consortium of School Boards. The proposal is the result of a Consortium legislative meeting held in Punta Gorda, Florida on August 26-27, 2011. There are two (2) versions: one clean, the other with old and new language. Please forward the proposed program to your School Board for its action.

Please remind your Board that, under the consortium bylaws, if any Board rejects any issue, that issue automatically is removed from the program.

The consortium members also agreed that, in addition to the issues included in the proposed program, the following items should be submitted to the Florida School Boards Association since they have a major impact on all 67 school districts.

Funding

- Provide long-term funding stability for teacher performance pay and teacher evaluation systems, the cost of end-of-course exam development/implementation and differentiated accountability.
- Replace federal funds (Edujobs) put into the base funding with state funds rather than local sources.
- Provide state funding to offset the major increases in transportation costs that result from the requirements necessary to implement Public School Opportunity Scholarships.

Residency Requirement

- Remove the one-year residency requirement before attending post-secondary programs at an in-state tuition level.

DJJ Funding

- Ensure that any additional funding for Juvenile Justice centers supplements rather than supplants funds available for the basic education program.
- Allow districts to waive the \$45 fee for adult education basic or GED courses offered to students in jails, stockades, or DJJ facilities.

Virtual Education

Allow virtual education reporting of FTE in all reporting periods for total 12-month FTE limit of 1.0 and open virtual enrollment to any Florida student entering kindergarten and ensure the Florida virtual school charges no more than the BSA.

Governance

- Provide for the same level of student and educator accountability for all state providers.
- High school graduation requirements should accommodate diploma options for students entering the workforce, technical or career education programs, or military, national or international study.
- Eliminate the requirement that middle school students must pass Civics (EOC exam) to be promoted to high school.
- Oppose any legislation that dictates a specific percentage of a district's operating budget that must be allocated to "direct classroom instruction."

Technology Infrastructure

Provide funding for the technology infrastructure (internet/hardware connectivity) within and among districts and provide for equitable access to virtual and online resources.

PECO Funds

Reinstate PECO funds for traditional public schools to no less than one third of the total dollars available.

School Board Members' Duties and Salaries

Oppose any restrictions to school board duties or salaries.

School Board Structure

Oppose any provisions impacting the school board's governance without local school board and community input.

We will appreciate your expediting action on the 2012 Program so that we can move ahead in seeking support for the issues it contains.

Please send the results of your school board's action to Florida School Services, Inc., Attention: Tom Cerra, at flschoolservices@mindspring.com.

Thank you.

AM:pw
Attachments

PROPOSED

GREATER FLORIDA CONSORTIUM OF SCHOOL BOARDS' 2012 LEGISLATIVE PROGRAM

Constitution of the State of Florida, Article IX - - Section I.

“The education of children is a fundamental value of the people of the State of Florida. It is therefore a paramount duty of the State to make adequate provision for the education of all the children residing within its borders. Adequate provision shall be made by law for a uniform, efficient, safe, secure, and high quality system of free public schools that allows students to obtain a high quality education....”

GOAL: TO INCREASE, ON A PHASED-IN BASIS, THE AVERAGE PER STUDENT FUNDING TO ENSURE THAT FLORIDA IS IN THE TOP HALF OF THE STATES AND CAN PROVIDE A WORLD CLASS EDUCATION TO ENABLE ITS STUDENTS TO COMPETE AND EXCEL IN THE GLOBAL MARKET PLACE.

PRIORITY ISSUES

FUNDING

In order to accomplish this goal:

Allocate sufficient state dollars with flexibility to enable school districts (traditional public schools) to support: guaranteed continuation budgets that provide for enrollment changes, inflationary increases, competitive salaries and benefits for teachers and other personnel, and quality program improvements including those mandated by SB 736. **Use state revenue to provide for this continuation budget as opposed to the state using increases in local property tax revenues as the source of additional funds.**

- Conduct an impartial third-party study of the Florida Price Level Index to reflect the cost of housing, insurance, poverty and transportation rather than wages.
- Guarantee, at least, the same dollars per FTE in total potential funds appropriated for FY 2006-07 adjusted for the three-year average of inflation, as this was the benchmark for eligibility for receipt of federal stimulus funds.
- Pending the fiduciary study, absorb any increase and/or reduce the FRS costs for employers and employees.
- Develop a state plan to reinvest a specific percentage of state growth revenue to the FEFP.

- Continue to authorize co-enrollment funding for high school students taking adult education courses who need credits for graduation or improved grade point average.
- Increase funding for Safe Schools, Transportation, Instructional Materials, and Supplemental Academic Instruction to accommodate higher enrollment and higher costs, and maintain these programs as categoricals with maximum flexibility.
- Uphold the 90 percent rule in the FEFP and fund state mandates for transportation and instructional materials entirely from state revenue and do not include this funding when calculating the 90 percent rule.
- Restore the program weights for Exceptional Student Education (ESE), English Speakers of Other Languages (ESOL), and all secondary (middle and high school) career education programs to pre-2001 levels.

Stable Funding for Public Education

Identify alternative revenue sources, including efforts to enforce the existing state sales tax on all internet sales made in Florida and study a phase-out of exemptions on non-essential goods.

Local Discretionary Millage (LDM)

- Oppose further equalization of the LDM until the basic education program is funded to the 2006-07 level adjusted for the three-year average of inflation.
- Extend the voter-approved operating millage authority from four (4) years to ten (10) years and allow for voter approval of the half-cent sales tax for operational as well as capital construction purposes.

Funding

- Reinstate the funding for 251, 252, 253, and gifted students on a per student basis.
- Hold funding in abeyance for the School Recognition Program.
- Reject any new funded or unfunded mandates or new programs.
- Public School Funding should follow the student when the student's educational enrollment location changes between a non-traditional school and a traditional public school
- Restore pre-k funding to the FY 2010 level to eliminate waiting lists.
- Preserve Advanced Placement and International Baccalaureate Programs and other advanced academic programs by restoring funding to the 2006-2007 levels (.24 factor).
- Return the rate of local tax roll collections from 96 percent to 95 percent for FEFP calculation purposes.

HURRICANE/DISASTER RELIEF

Establish permanent statutory authority to assist school districts with hurricane damage without negatively affecting resources for other districts, including:

- providing an avenue for school boards to seek necessary waivers of state law for up to a year, such as shortening the school year, in order to resolve some of the immediate impact of hurricane damage; and
- funding all operational costs associated with shelter operations.

CLASS SIZE

- Fully fund the class size constitutional mandate and distribute all funds on a per student basis and eliminate all monetary penalties.
- Give traditional public schools the same exemptions provided charter schools.

GOVERNANCE

Voucher Programs

Oppose any further expansion of the Florida Tax Credit and John McKay Scholarship Programs.

Charter Schools

- Provide traditional schools the same laws, rules, and regulations as charter schools.
- Allow school boards to serve as the Board of Directors to establish their own charter schools within each district.
- Maintain school boards' authority regarding the disposition of local capital outlay funds and impact fees and authorize school boards to collect administrative fees for all students served by the charter school.

School Board Structure

Oppose any provisions impacting the school board's governance without local school board and community input.

Waiver of Statutes

Provide the authority for the governor or of the Commissioner of Education to waive statutes, except for those dealing with life safety issues, upon request of the school board for up to three years.

Articulation Programs and Agreements

- Allow local or regional determination in the operation of post-secondary and adult education articulation programs and dual delivery systems.
- Provide for statewide articulation agreements for school districts, community and state colleges and universities so that dual enrollment credit will transfer to and among all state higher education institutions.

School Board Calendar

Abolish the portion of Florida Statute that requires the first day of school to be no more than 14 days before Labor Day of each year and allow each district the authority to set its own start date.

Pay for Performance/Teacher Evaluation Systems

Provide the authority for school boards to design local evaluation and performance systems rather than impose a one size fits all mandate.

Constitutional Authority and Home Rule

Preserve school board constitutional and home rule authority.

CAPITAL OUTLAY

School Construction

Provide adequate school construction funds to support: new facilities, renovations, replacement schools, school maintenance, land acquisition, mandated class size reduction, hurricane shelter retrofitting, pre-kindergarten programs housed in public schools, and the additional costs of constructing environmentally efficient “green” schools.

Optional Capital Outlay Levy (2.0 mills)

- Restore the full optional 2.0 mill levy for capital purposes and reject any further reduction and continue the flexibility to use this revenue to pay property and casualty insurance premiums; to purchase equipment to implement on-line testing; and, to purchase software required to run equipment purchased with capital funding.
- Oppose any mandatory diversion of Local Discretionary Capital Outlay levy revenue from traditional public schools to non-traditional public schools.

Impact Fees

- Define school boards as “infrastructure”-- not “developers.”
- Maintain fees and reinstate local capital outlay funding for the purposes that they were collected.

Relocatables

Allow, but do not require, local governments and school boards to include the capacity of temporary relocatable facilities in the level of service calculation.

Critical Needs .25 Mill Levy

Allow the critical needs .25 mill levy without a referendum.

Student Station Costs

Provide for a district or regional index for the per-student-station cost cap to keep pace with changing market place increases for labor, materials, and code requirements.

General Obligation Bonds

Extend the maximum term for GOBs from 20 to 30 years and allow school boards to schedule the maturities.

Local Sales Tax

Expand the allowable use of locally-voted sales tax to include operating expenses that maintain, renovate, or repair existing school facilities and maintain, secure, or upgrade school technology equipment.

ACCOUNTABILITY AND STATE TESTING PROGRAM

- Establish and fund better systems to develop, implement, and audit valid and reliable state tests and expedite the scanning and scoring to provide better, more reliable student data.
- Develop and fund the teacher/administrator evaluation and performance pay system and provide maximum local flexibility for local collaboration and negotiations for the implementation.
- Fully fund end-of-course exams and provide that EOCs should not be the determining factor in receiving credit; should not exceed 30 percent of a student’s total grade; and, allow students to retake the exams.
- Modify the state’s criteria for “intervene status” to ensure clarity, consistency, and fairness.
- Provide for the same level of student and educator accountability for all state providers.

OTHER ISSUES

Student Safety

Prohibit reading, writing, or sending text messages on an electronic device while operating a motor vehicle in a school zone.

Best Practices of Assessment Programs

Require the state DOE to conduct a “Global Best Practices” review of professional and student assessment programs.

DJJ Funding

- Ensure that any additional funding for Juvenile Justice centers supplements rather than supplants funds available for the basic education program.
- Allow districts to waive the \$45 fee for adult education basic or GED courses offered to students in jails, stockades, or DJJ facilities.

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2012 Preliminary State Legislative Priorities

August, 2011

Treasure Coast School Districts

(Indian River, Martin, Okeechobee, Palm Beach, St. Lucie)

Guiding Principles

- K-12 Education is a paramount duty of the state pursuant to Article IX of Florida's Constitution;
- Improvement of economic development cannot occur with a reduction of educational dollars and services to support business recruitment/retention;
- The state needs to raise its resources to be internationally competitive, not decrease its financial support for education and workforce programs.

1. Funding

Florida school districts continued to experience declines in state/local total potential dollars with an additional 7.92% reduction for FY12. Legislative calculation of the value of federal Edujobs dollars (\$554 million) plus a Florida Rretirement system employer contribution rate reduction (est. \$528 million) are used in Tallahassee to show offsetting reductions with a net loss to districts of about 2% OVER FY11. Actual state/local dollars, however, have dropped 16% since Florida's economy took a turn for the worse in 2008.

For FY13:

- Florida will lose the \$554 million in federal Edujobs funds; Districts already in FY12 have had to accommodate the loss of \$900 million in federal stabilization dollars earmarked for Prek-12, plus another amount equal to that in additional stimulus Title I and IDEA special education funds that flowed directly to school districts;
- Local property tax rolls continue to drop 2-5% among Treasure Coast districts (see Table 1). School districts lose funds on discretionary operating and capital outlay funds whose millage rates are preset by the Legislature.

It is imperative the legislators during the regular 2013 session approve funding--and if necessary, new revenue mechanisms--that will not only compensate for the loss of federal dollars, but make up for the continuing decline of state sales tax and local property tax dollars for Prek-12 schools.

- Replace the loss of \$554 million in federal Edujobs funds, dollar for dollar, and cover the critical cost increases for changes in enrollment, price level inflation, and avoid job and program cuts that only contribute to worsening unemployment and depriving students of a high quality and effective programs, especially in targeted industries;
- Remove referendum requirement for .25-mill levy; keep existing flexibility in use of capital millage; remove compression requirement for any voted millage;
- Fully fund the class size constitutional mandate as a "fixed, critical cost" and distribute all funds on a per student basis; eliminate all monetary penalties; give traditional public school the same exemptions provided charter schools;
- Restore constitutional Public Education and Capital Outlay (PECO) funding to district public schools, particularly for school maintenance and repairs; oppose any further reduction in the capital outlay millage below the current 1.5 mills (July 1, 2010) and provide flexibility to locally elected, constitutional school boards to transfer funds received under this subsection to the operating fund for non-capital expenditures deemed "critical" by those school boards. Allowing district facilities to deteriorate is not good for local economic development as businesses look to locate, relocate or expand in our neighborhoods.

2. Accountability with Flexibility

Prudent business practice requires common goals and streamlined flexibility among the implementers to achieve those.

- Using the same policy standards for charter schools, school boards should be given the option to have specific statutes waived by the Governor that are not in conflict with life-safety or other federal requirements and which can be demonstrated by the Board as ineffective or extraneous to improving student performance;
- Oppose further micromanaging of district fiscal resources including any program (e.g. "70% Solution") that puts an arbitrary cap on district instructional, noninstructional or administrative expenditures;
- High school standards legislation (SB4, 2010) needs to be modified to allow for retakes of end of course (EOC) exams on a frequent basis, not just at the end of a semester; consideration should be given to making

EOC's count as part of the student's grade permanently, not as a pass-fail requirement for credit which makes EOC's into mini-FCAT's;

- Require the Department of Education to conduct a thorough "best practices" review of ongoing, successful professional and student assessment programs, nationally and internationally, that focus on achievement of curricular goals--what it is we want students to learn, know and be able to do; concomitantly, require the FLDOE to provide real cost projections to fund highly effective teachers (Student Success Act of 2011) without taking away existing resources;
- Restore FY10 funding and standards for Voluntary PreKindergarten (VPK) programs; funding should be provided to eliminate waiting lists and to recognize space requirements in state facilities specifications (SREF)

Table I

Comparison of Estimated Tax Roll to Certified Tax Roll for 2010-2011

<u>District</u>	<u>FY11 Certified</u>	<u>FY12 Certified</u>
Indian River	\$14,998,024,735	\$14,044,332,671
Martin	18,510,698,192	18,164,264,439
Okeechobee	1,679,074,269	1,575,178,143
Palm Beach	134,374,396,636	132,258,526,057
St. Lucie	16,526,598,505	15,875,050,688

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