

The District School Board of Indian River County met on March 10, 2015 at 6:00 p.m. The meeting was held in the Teacher Education Center located in the School District Office at the J.A. Thompson Administrative Center located at 1990 25<sup>th</sup> Street, Vero Beach, Florida 32960. District School Board Members attending were: Chairman Matthew McCain, Vice Chairman Charles G. Searcy, and Board Members: Claudia Jiménez, Dale Simchick, and Shawn R. Frost. Dr. Frances J. Adams, Superintendent of Schools; and Suzanne D'Agresta, School Board Attorney, were also present. Prior to the meeting, an invocation was given by Deacon Dave Hankle of St. Helen's Catholic Church.

### Meeting Minutes

I. CALLED MEETING TO ORDER – Chairman McCain

II. PLEDGE OF ALLEGIANCE TO THE FLAG – Mr. Searcy

III. ADOPTION OF ORDERS OF THE DAY

Chairman McCain ask Dr. Adams to state for the record why she asked the Board to add Action E. Approval of Request to Continue Suspension of Board Policy 2520. Dr. Adams stated for the record that she temporarily waived Board Policy in order to ask the Board to support the suspension of the policy regarding the textbook selection process because the current policy did not allow for a direct purchase from the School Board depository. It was an oversight. At the next business meeting, Dr. Adams said that she would bring a re-write of the policy.

Chairman McCain called for a motion. Mr. Searcy moved approval of the Orders of the Day adding Action E and pulling Consent D for discussion. Ms. Jiménez seconded the motion. Mr. Searcy requested to have Dr. Ferrentino speak to the Board on Consent D. Approval of Contracted Services with Whiting Pediatric Therapy Services, Inc. Dr. Ferrentino, ESE Director, stated that this year they had about 23 students with autism spectrum disorder and they had District staff out on disability leaves; therefore, the salaries of those individuals on leave would be utilized for outside contract services for these students. The Board voted unanimously in favor of the motion, with a 5-0 vote.

IV. PRESENTATIONS  
No presentations

V. CITIZEN INPUT

Pat Blackburn requested to speak on school calendar.

Luke A. Flynt requested to speak on FSA.

Jim Sammons requested to speak on school calendar.

Lamarre Notargiacomo requested to speak on School Board Superintendent Search.

VI. CONSENT AGENDA

Chairman McCain called for a motion. Ms. Jiménez moved approval of the Consent Agenda. Mr. Searcy seconded the motion and it carried unanimously, with a 5-0 vote.

**A. Approval of Minutes – Dr. Adams**

Business Meeting held 2/24/2015.

Superintendent recommended approval.

**B. Approval of Personnel Recommendations – Mr. Fritz**

Attached was a list of personnel recommendations that included personnel additions, terminations, and/or changes. Superintendent recommended approval.

**C. Approval of Amendment of Job Descriptions to Reflect Fair Labor Standards Act Status – Mr. Fritz**

Fair Labor Standards Act (FLSA) was the Federal Law governing wages and work hours. Certain employee groups were exempt from FLSA for overtime purposes depending upon their wage rates and the nature of the work they perform. Examples of employees that were exempt were teachers and administrators. Covered nonexempt employees must receive overtime pay for hours worked over 40 per workweek. Currently, District job descriptions did not designate whether positions were covered or exempt from FLSA. District staff recommended that the School Board amend all job descriptions to reflect FLSA status, consistent with the Law, as denoted on the attached list. Superintendent recommended approval.

**D. Approval of Contracted Services with Whiting Pediatric Therapy Services, Inc. – Mr. Rynberg**

Whiting Pediatric Therapy Services LLC, supplied the School District with Licensed Speech Language Pathologists on a contractual basis for the 2014-2015 school year. Due to increased Exceptional Student Education needs and key staff member medical leaves, the contract request was a continuation of the existing contract to provide essential speech language services through June 30, 2015. Estimated cost: \$60,000.00. Superintendent recommended approval.

**E. Approval of Extended Day Summer Camp Fees – Mr. Rynberg**

The Extended Day Summer Camp fees provided a fun, academic-based summer program designed to accommodate elementary students from incoming kindergarten to outgoing fifth grade students, including breakfast, lunch, snack, and field trips. The summer camps would be held June 15–August 7, 2015, at Osceola Magnet and Sebastian Elementary Schools. There were no changes in fees. Superintendent recommended approval.

**F. Approval to Renew RFP #2014-16-02 with Multiple Vendors for Roof Repair - Mr. Morrison**

Pursuant to School Board Policy 6320 and the terms and conditions of RFP #2014-16, the Purchasing Department requested approval to renew this RFP for one, additional year from February 26, 2015, through February 25, 2016. The past recommendation and selection was based on price, qualifications, experience, and litigation. Projects less than \$5,000 would be awarded on a rotational basis to five (5) vendors who originally scored greater than 250 points. The vendors were: All Area Roofing and Waterproofing, Inc.; Crowther Roofing and Sheet Metal of Florida; Dato Construction, LLC; Hamilton Roofing, Inc.; and Seal-Tight Roofing Experts, LLC. Projects exceeding \$5,000 would be bid by all seven (7) awarded vendors. The vendors were: All Area Roofing and Waterproofing, Inc.; Crowther Roofing and Sheet Metal of Florida; Dato Construction, LLC; Hamilton Roofing, Inc.; Hi-Tech Roofing & Sheet Metal, Inc.; Seal-Tight Roofing Experts LLC; and The Roof Authority, Inc. The estimated annual financial impact to the District, as per the Physical Plant Department, was \$200,000. Insurance certificates would be obtained by the District and reviewed by the Risk Management Department prior to the issuance of any Notice to Proceed and/or purchase orders. All specifications, terms, conditions, and pricing would remain the same. Please see the attached renewal letters signed by the vendors. Superintendent recommended approval.

**G. Approval to Renew RFP #2014-14-02 with Multiple Vendors for Lawn Maintenance for Middle Schools, High Schools, and Other Locations - Mr. Morrison**

Pursuant to School Board Policy 6320 and the terms and conditions of RFP #2014-14, the Purchasing Department requested approval to renew this RFP for one additional year from March 5, 2015, through March 4, 2016. The estimated annual financial impact to the District for approximately twenty-five (25) cuts per location was \$95,675. The four (4) awarded vendors and ten (10) locations were: Integrity Lawns LLC for Wabasso School, Alternative Center for Education, VBHS Freshman Learning Center, Gifford Middle School, Sebastian River High School campus and ponds, the Support Service Complex, and the Transportation Complex; Absolute Landscaping Inc. for Oslo Middle School; Beautiful Lawns for Sebastian River Middle School campus and ponds; and Precision Cuts for Storm Grove Middle School. Current insurance certificates had been reviewed by the District's Insurance Specialist and were on file in the Department of Building Standards and Code Compliance. All specifications, terms, conditions, and pricing would remain the same. Please see the attached renewal letters signed by the vendors. Superintendent recommended approval.

**H. Approval to Renew RFQ #2013-11-03 with Multiple Vendors for Mechanical Engineers - Mr. Morrison**

Pursuant to School Board Policy 6320 and the terms and conditions of RFQ #2013-11, the Purchasing Department requested approval to renew this RFQ for one, final year from March 13, 2015, through March 12, 2016. The purpose and intent of this selection process was to award continuous contracts to multiple firms and assigned projects either on a rotation or best fit basis. The estimated annual financial impact to the District, as per the Facilities Department, was \$120,000. Insurance certificates would be obtained by the District and reviewed by the Risk Management Department prior to the issuance of any Notice to Proceed and/or Purchase Orders. The awarded vendors were DDC Engineering, Inc., Ingenuity Engineers, Inc., OCI Associates, Inc., SGM Engineering, Inc., and TLC Engineering for Architecture, Inc. All specifications, terms, conditions, and pricing will remain the same. Please see the attached renewal letters signed by the vendors. Superintendent recommended approval.

VII. ACTION AGENDA

**A. Approval to Award a (3) Three-Year Contract for Bond Counsel Services with Nabors, Giblin, & Nickerson, P.A. – Mr. Morrison**

Nabors Giblin and Nickerson served with distinction as the Board's Bond Counsel since July, 2010, when the School Board approved the award of RFP 2011-01 to this firm. All services were provided on an as needed basis. Since the appointment in 2010, the School Board had undertaken several short-term financings, one Qualified School Construction Bond issue and a refunding of the 2007 Certificate of Participation (COP). All prices had remained firm throughout this time period and were competitive with current market conditions. Based on the performance and pricing structure of this firm's services, the Superintendent had deemed it in the District's best interest to exercise the exemption authority afforded to School Districts under Rule 6A-1.012(11)(b), Florida Administrative Code, as this service was exempt from competitive solicitation and to proceed directly to contract. Superintendent recommended approval.

The term of agreement shall become effective from March 12, 2015, through March 11, 2018, and may be renewable for an additional two-years or longer period by mutual agreement between the parties. Chairman McCain called for a motion. Ms. Jiménez moved approval to award a three-year contract for Bond Counsel Services with Nabors, Giblin, & Nickerson, P.A. Mr. Searcy seconded the motion and it carried unanimously, with a 5-0 vote.

**B. Approval to Award SDIRC #2015-11-01 to Multiple Vendors for Athletic Supplies District Wide - Mr. Morrison**

An Invitation for Bid (ITB) was promulgated to obtain firm prices from multiple vendors for the purchase and delivery of athletic supplies on an as-needed basis. The estimated annual financial impact to the District is \$90,000. The initial term of this bid was from March 11, 2015, to March 10, 2016; and may, by mutual agreement between the Superintendent and the awardees, be renewable for two additional one-year periods. The Purchasing Department recommended the award and issuance of all subsequent purchase orders, ~~including those exceeding \$50,000~~, as well as the authority to sign the bid renewal letters for years 2 and 3. Recommended vendors were 10-S Tennis, AAE, BSN/Passon/US Games, Gilman Gear, GTM Sportswear, Lakeshore Learning, Medco Supplies, MFAP LLC, Neff, Riddell, S&S Worldwide, School Health (Sports), School Specialty, Scott's Sporting Goods, and Varsity Spirit as the best responsive and responsible bidders meeting specifications, terms, and conditions. Please see attached backup. Superintendent recommended approval.

Chairman McCain called for a motion. Mr. Searcy moved approval, with an amendment to not exceed \$50,000 by removing language, "including those exceeding \$50,000". Mrs. Simchick seconded the motion. The Board voted unanimously in favor of the motion, with a 5-0 vote.

**C. Approval of 2015-2016 Instructional Calendar – Mr. Fritz**

Current Florida Statute required District administration to submit a school calendar for approval by the District's governing body. The current statute limited the start time for students to no more than 14-days before the Labor Day holiday. Rep. Mayfield introduced legislation that, if passed, would allow Districts to start school earlier. Current legislation proposed a school start as early as August 10. Calendar A reflected a student start date (August 24, 2015) that was consistent with the current statute. Calendar B reflected an early start date (August 10, 2015) that would be implemented if the proposed legislation was passed. Additionally, the calendars specify days of student and teacher attendance, and identified purposes of the days. The submitted drafts reflected District priorities for ensuring effective instruction and provided effective and efficient delivery of school support services throughout the year.

The presented calendars were the work-products of the Instructional Calendar Committee, a collaborative team representing relevant stakeholder groups. Over the course of several months, the committee used an iterative process to draft and refine potential school year calendars. Each successive draft reflected the addition of pertinent stakeholder feedback. Once the recommendations of the Calendar Committee were completed, the calendars were reviewed and modified by the administrative team to improve continuity of instruction and to reflect recent legislative changes. The presented recommendations were reflective of student and family needs, teacher and administrator suggestions, and District priorities and requirements. The recommended calendars were also consistent with the applicable Collective Bargaining Agreements. The recommendation was to adopt both calendars, such that Calendar A would take effect, if there were no changes to Statute. Calendar B would take effect if the legislation allowed a start date of August 10. Superintendent recommended approval.

Citizen Input:

David Medina, Liz Cannon, and Cathy Damutz requested and spoke to the Board.

Chairman McCain called for a motion. Mr. Frost moved approval of Calendar A. Mr. Searcy seconded the motion. After discussing the calendars at length, the Board voted unanimously in favor of the motion with a 5-0 vote.

**D. Approval of Recommended Settlement Authority – Dr. Adams**

Approval of Recommended Settlement Authority for Personal Injury Claim, as described in the February 24, 2015, communication, and authorization for the Superintendent to execute all necessary paperwork to effectuate the recommended settlement. Superintendent recommended approval.

Chairman McCain called for a motion. Mr. Frost moved approval of the recommended settlement authority for personal injury claim, as described in the February 24, 2015, communication and authorization. Mrs. Simchick seconded the motion. After discussing the issue at length with the Board Attorney, the Board voted unanimously in favor of the motion, with a 5-0 vote.

Added on March 9, 2015:

**E. Approval of Request to Continue Suspension of Board Policy 2520 – Dr. Adams**

For the 2015-2016 school year, the School District needed to select and purchase textbooks for at least four different subject areas from the State-approved textbook list. Under the current Board policy, the District was very concerned that the District would not complete the required local bid process prior to the start of the new school year. Current Board Policy 2520 did not allow the District to take advantage of selecting textbooks from the State approved textbook list without a local bid process. In effect, Board Policy 2520 layered an additional bid process that was not required when the District purchases off of the State approved list. The local bid process was never part of Board policies in the past and was inadvertently added during the re-write of all Board policies. In accordance with the Superintendent's authority under School Board Policy 0132, the Superintendent suspended the implementation of Board Policy 2520, in regard to selecting textbooks from the State-approved list using a local bid process. Superintendent recommended approval.

Chairman McCain called for a motion. Mrs. Simchick moved approval to continue the suspension of Board Policy 2520. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

VIII. SUPERINTENDENT'S REPORT

Dr. Adams reported on the Volunteer appreciation reception. Winner of the Volunteer of the Year in the Adult category was Carol Scaramuzzi, a Sebastian River Middle School volunteer who was also named as one of fifteen 2015 Florida Outstanding Volunteers of the Year. The Senior Volunteer of the Year was Pat Hill, a Osceola Magnet School volunteer for 25 years and three years at Fellsmere Elementary School. The 2015 Youth of the Year was Daniella Marie Blake, who volunteered at Dodgertown Elementary School. The first Willie C. Reagan Award for Educational Arts Leadership was awarded to Bridget Lyons, who is the Art Teacher at Indian River Academy. Dr. Adams stated that the Florida Association of District School Superintendents was gathering information in regard to the new Florida Standards Assessment given to students throughout Florida this past week regarding online testing connectivity issues. Dr. Adams announced that the 2015 Legislative Session was in full swing.

IX. DISCUSSION

Ms. Jiménez gave an update on the Superintendent Search. She stated that the community would be given 45-minutes to speak with the candidates prior to the Board interview.

X. SCHOOL BOARD MEMBER MATTERS – Chairman McCain

Mr. Frost reported on the Indian River County Economic Development Council Meeting and his upcoming trip this week to Tallahassee for the Legislative Session.

Mrs. Simchick reported on the Volunteers of the Year Awards event and cautioned the public about being careful when driving in the dark with students walking to school.

Ms. Jiménez reported on the United Way campaign and presented a plaque received on behalf of the District. She also spoke about the work being done by speech pathologists for our students and all of the work being done behind the scenes.

Mr. Searcy reported on his attendance at the United Way event and the Value Adjustment Board meeting.

Chairman McCain thanked staff for their work.

XI. INFORMATION AGENDA

**A. Charter School Financials – Mr. Morrison**

Charter school financial statements were presented to the Board for information only. No approval of a charter school's financial statement was required. This presentation of charter school financial statements was to demonstrate compliance with section 1002.33, Florida Statutes. Specifically, subsection (5) (b) requires the District, as sponsor, to monitor the revenues and expenditures of the charter school and perform the duties provided in s. 1002.345. High performing charter schools were only required to submit financials quarterly. All charter schools currently operating in Indian River had been designated as high performing. Indian River Charter High School, Imagine Schools of South Vero, Sebastian Charter Junior High School, and St. Peter's Academy opted to submit their financials quarterly. North County Charter School opted to submit their financials monthly.

XII. SUPERINTENDENT'S CLOSING

Dr. Adams closed with a video on the Auto Tech Certified Program.

XIII. ADJOURNMENT – Chairman McCain

With no further business, the meeting adjourned at approximately 7:24 p.m.