

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA
Miami, Florida

Excerpts from Unofficial Minutes of November 18, 2020 School Board Meeting

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| | APPROVED | | Bid Opening Lists of <i>October 1, 8, 13, 15, 20, and 22, 2020</i> |
| | APPROVED | | Minutes of the October 21, 2020 Regular School Board Meeting. |
| 120,955 | <u>A-1</u> | HEARD | Superintendent's Informational Reports to the Board on Selected Topics. |
| 120,956 | <u>A-2</u> | FOUND/
ADOPTED | <ol style="list-style-type: none"> 1) That the emergency policy is necessary because of the immediate danger caused by the COVID-19 pandemic; and 2) Emergency School Board Policy 9140e, Board Advisory Committee Meetings During Declared Covid-19 Emergency, to be effective upon adoption and to remain in effect for 90 days. |
| 120,957 | <u>C-1</u> | AUTHORIZED | <p>The Superintendent to negotiate and execute:</p> <ol style="list-style-type: none"> (1) a charter school colocation services agreement for KIPP Miami's Poinciana Park Elementary School campus, for specific areas of support, facilities coordination, food services, and IT support services for a mutually agreed upon fee of up to 10% of funds received by the school through the Florida Education Finance Program per student Full Time Equivalent per year; and (2) a charter school colocation services agreement for KIPP Miami's Madison Middle School campus, for specific areas of support, facilities coordination, food services, and IT support services for a mutually agreed upon fee of up to 10% of funds received by the school through the Florida Education Finance Program per student Full Time Equivalent per year. <p>These colocation agreements are proposed for one (1) year, but may be extended for up to four (4) additional periods of one (1) year each based on whether the Board renews the leases. Terms are consistent with those set forth in lease agreements presented at the October 21, 2020, School Board Meeting under Agenda items F-1 and F-2, respectively.</p> |
| 120,958 | <u>C-100</u> | AUTHORIZED | The Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to amend Board Policy 5410, Student Progression Plan. |
| 120,959 | <u>D-20</u> | APPROVED | <p>The:</p> <ol style="list-style-type: none"> 1. Personnel Action Listing 1137 for Instructional and Non-instructional appointments, reassignments, leaves, separations, retirements and resignations from September 11, 2020 through October 22, 2020. |

2. resignations from employment of those Deferred Retirement Option Program (DROP) participants, included in DROP Listing 45, as of the dates indicated.

120,960 **D-21** **APPROVED***

The recommendation for appointments and lateral transfers to be effective November 19, 2020, or as soon thereafter as can be facilitated, with the exception of the effective dates as noted throughout the item and authorize compensation adjustments upon appointment and thereafter as stipulated in the agenda item, upon Board approval, pursuant to the Managerial Exempt Personnel (MEP) manual.

*Amended as reflected above.

120,961 **D-22** **GRANTED**

A personal leave of absence from teaching to Ms. Lucia Baez for a one-year period, effective November 19, 2020.

120,962 **D-55** **APPROVED**

1) The Superintendent's recommendation for disciplinary action, as delineated in the Official Agenda item, which has been agreed to by the employees.

A) Craig Baker: suspension without pay from his position as Lead Custodian at Gloria Floyd Elementary School, for fifteen (15) calendar days, effective November 19, 2020.

B) Jacqueline Cano: suspension without pay from her position as Teacher at Norman S. Edelcup/Sunny Isles Beach K-8 Center, for three (3) workdays, effective November 19, 2020.

C) Walter J. Edel: suspension without pay from his position as Teacher at Southwest Miami Senior High School, for ten (10) workdays, effective November 19, 2020.

D) Eric Howard: suspension without pay from his position as Custodian at Gloria Floyd Elementary School, for ten (10) calendar days, effective December 7, 2020.

E) Ulysses Jenkins: suspension without pay from his position as Assistant Food Service Manager at Spanish Lake Elementary School, for ten (10) calendar days, effective November 19, 2020.

F) Antonia V. Mole: suspension without pay from his position as Head Custodian at Jose de Diego Middle School, for fifteen (15) calendar days, effective November 19, 2020.

G) Kenia M. Rarick: suspension without pay from her position as Teacher at Bob Graham Education Center, for fifteen (15) workdays, effective November 19, 2020.

H) Tomas Sanchez: suspension without pay from his position as Teacher at Mandarin Lakes K-8 Academy, for fifteen (15)

workdays, effective November 19, 2020.

- I) Maria A. Velez: suspension without pay from her position as Custodian at Gloria Floyd Elementary School, for ten (10) calendar days, effective December 4, 2020.
- 2) The Superintendent's recommendation for disciplinary action, pending the outcome of an administrative hearing or grievance/arbitration proceeding, if requested.
 - A) Ana B. Alvarez: suspension without pay from her position as Teacher at Gateway Environmental K-8 Learning Center, for thirty (30) workdays, effective November 19, 2020.
 - B) Halaine A. James: suspension without pay from her position as Teacher at Mandarin Lakes K-8 Academy, for ten (10) workdays, effective November 19, 2020.
 - C) Robert Kuse: suspension without pay and initiation of dismissal proceedings from his position as Electrician II at Maintenance Service Center 1, effective November 19, 2020.
 - D) Kathleen D. Quarles: suspension without pay from her position as Teacher at Young Women's Preparatory Academy, for ten (10) workdays, effective November 19, 2020.
 - E) Jose L. Sardinias: suspension without pay and initiation of dismissal proceedings from his position as Teacher at South Dade Senior High School, effective November 19, 2020.
 - F) Rodney Weatherspoon: suspension without pay from his position as Teacher at Hibiscus Elementary School, for five (5) workdays, effective November 19, 2020.
 - G) Cecilia M. Zumeta: suspension without pay from her position as Teacher at Gulfstream Elementary School, for ten (10) workdays, effective November 19, 2020.

120,963 **D-65** **APPROVED**

A new charter school contract with BridgePrep Academy, Inc., d/b/a BridgePrep Academy of Miami Dade (MSID 5028), for a five-year term commencing July 1, 2021, and ending June 30, 2026.

120,964 **D-66** **AUTHORIZED**

The Superintendent to:

- 1. enter into contractual agreements with the following sites for graduation rehearsals and exercises, June 1, 2021 through June 9, 2021:
 - Adrienne Arsht Center for the Performing Arts (Knight Concert Hall and Ziff Ballet Opera House)
 - Fair Expo Center

- Florida International University – Roz and Cal Kovens Conference Center
- Jungle Island
- Miami Beach Convention Center
- Miami Dade College North Campus – William and Joan Lehman Theater
- Miami Marine Stadium / City of Miami
- Ocean Bank Convocation Center at FIU
- Olympia Theater
- South Miami-Dade Cultural Arts Center
- Watsco Center at the University of Miami
- Zoo Miami

2. enter into agreements permitting waiver of the School Board’s traditional termination clause, indemnification and hold harmless clauses with the graduation sites listed above; and
3. authorize payment for charges incurred to lease the facilities and to pay for ancillary services associated with graduation, e.g., stagehands, electricians, ushers, parking and parking attendants, the rental of audio-visual equipment, plants, chairs, pianos, crowd control dividers, and the rental of caps and gowns for District and Region administrators who will attend graduations as platform guests, at a total cost not to exceed \$556,600.00.

The appropriation for these items is included in the General Fund of the 2020-2021 Adopted Budget.

120,965	<u>E-1</u>	RECEIVED/ FILED	The Monthly Financial Report for the period ending September 2020.
120,966	<u>E-2</u>	APPROVED	The Non-Expendable Personal Property Inventory Deletions and Recoveries Report containing 689 deletions with a depreciated cost of \$101,144 and 24 recoveries with a depreciated cost of \$21,468 to update the records for July, August and September 2020.
120,967	<u>E-141</u>	AWARDED	Invitation to Bid No. ITB-19-037-EA – Wastewater And Potable Water Treatment Facilities, Operate And Maintain, to establish contracts at firm fixed rates for all personnel, labor, supervision, materials, equipment, services, permits, licenses and insurance, transportation and all things necessary for, or incidental to, the operation and maintenance of wastewater and potable water treatment plants for Miami-Dade County Public Schools, as delineated in the Official Agenda item.
120,968	<u>E-143</u>	AWARDED	Invitation to Bid No. ITB-19-077-HR Water-Based Fire Protection Systems, Inspections, Maintenance And Service Contract, to establish a contract for all necessary labor, transportation, material and equipment to test, service, inspect, repair, correct and maintain water-based fire protection systems, for Miami-Dade County Public Schools, as delineated in the Official Agenda item.
120,969	<u>E-144</u>	AWARDED	Invitation to Bid No. ITB-19-018-HR HVAC and Controls: Replace, Supply and/or Install, to establish a contract with pre-approved vendors, to furnish all labor, supervision, equipment and materials necessary to repair/replace HVAC

equipment, controls and related components in schools and other facilities throughout Miami-Dade County Public Schools, as delineated in the Official Agenda item.

120,970 **E-145** **AWARDED**

Request for Proposals No. RFP-19-044-CM – American Sign Interpretation/ Transliteration, Caption and/or Computer Assisted Transcription (CART) Services, to provide American Sign Interpretation/Transliteration services to The School Board of Miami-Dade County, Florida, students, parents and employees who are deaf or hard of hearing, as delineated in the Official Agenda item.

120,971 **E-146** **AWARDED**

Invitation to Bid No. ITB-20-002-MV – Personal Protective Equipment (PPE) to establish a contract, with firm unit prices, to purchase personal protective equipment (PPE), as delineated in the Official Agenda item.

120,972 **E-147** **AWARDED**

Invitation to Bid No. ITB-19-006-MV – Tree, Palm And Shrub Pruning/Removal to establish a contract, with pre-approved vendors, to furnish all labor, supervision, equipment and materials necessary to perform tree, palm, and shrub, trimming, pruning and stump removal, as delineated in the Official Agenda item.

120,973 **E-148** **AWARDED**

Invitation to Bid No. ITB-19-007-MV – Demolition of Portable Classrooms And Site Restoration to establish a contract, with preapproved vendors, for the demolition of portable classrooms and site restoration, as delineated in the Official Agenda item.

120,974 **E-201** **AUTHORIZED**

The Superintendent to:

1. accept ten grant awards and four donations, as delineated in the Official Agenda item, from:
 - a. United States Department of Education (USDOE) under the Coronavirus Aid, Relief, and Economic Security (CARES) Act: Higher Education Emergency Relief Fund (HEERF) – Fund for the Improvement of Postsecondary Education (FIPSE) – The English Center;
 - b. United States Department of Education (USDOE) under the CARES Act: HEERF – Student Portion – George T. Baker Aviation Technical College;
 - c. United States Department of Education (USDOE) under the CARES Act: HEERF – Institutional Portion – George T. Baker Aviation Technical College;
 - d. United States Department of Education (USDOE) under the CARES Act: HEERF – Student Portion – Lindsey Hopkins Technical College;
 - e. United States Department of Education (USDOE) under the CARES Act: HEERF – Institutional Portion – Lindsey Hopkins

- Technical College;
- f. United States Department of Education (USDOE) under the Teacher and School Leader Incentive Program;
 - g. Florida Department of Education (FLDOE) under the Public Charter School Program COVID-19 Distance Learning – AcadeMir Charter Preparatory;
 - h. Florida Department of Education (FLDOE) under the 21st Century Community Learning Centers (21st CCLC) – STREAMing in Action;
 - i. Florida Department of Education (FLDOE) under the 21st Century Community Learning Centers (21st CCLC) – Miami Community Charter School;
 - j. Florida Department of Agriculture and Consumer Services under the Fresh Fruit and Vegetable Program;
 - k. Global G.L.O.W. (Girls Leading Our World) under the Girl-to-Girl Mentoring Initiative;
 - l. Windward Fund under the Urban School Food Alliance (USFA) Student Emergency Food Access Fund;
 - m. SmartHome Designer, Inc./Silent Victims of Crime for in-kind support of equipment;
 - n. United States Department of Defense (USDOD) for in-kind support of equipment;
2. enter into contractual service agreements with the agencies prescribed in the grant, with whom the School Board must contract, pursuant to Board Policy 6320 – Purchase Approval and Competitive; Bidding Process Requirements;
 - a. RMC Research Corporation, in the approximate amount of \$240,000, in support of the Teacher and School Leader Incentive Program.
 3. extend these programs and contractual agreements as authorized through official notification from the granting agency in order to complete the goals of the program;
 4. retain funds from the grant in an amount not to exceed the annually negotiated indirect cost rate, as allowed and approved by the FLDOE;
 5. direct Financial Services to establish appropriations in the amount approved or as amended by the granting agency; such appropriations to be reported periodically to the Board;
 6. authorize travel out-of-state as required by the grant parameters; and

7. eliminate any grant-funded position upon cessation of the grant funds, and place the impacted employee(s) on the Personnel Action Listing of Instructional and Non-Instructional Appointments, Reassignments, Leaves and Separations for the relevant period.

120,975 **E-202** **ADOPTED/
AUTHORIZED**

1. The proposed 2021 State and Federal Legislative programs; and
2. The Superintendent to use District resources and to advocate for the best interest of the District on issues at the state and federal levels that may have fiscal, local control, and/or governance impact on Miami-Dade County Public Schools' operations, but does not have major policy implications, provided such issues are reported to the Board.

120,976 **F-1** **AUTHORIZED**

The Superintendent to:

- 1) execute a Joint Use Agreement (“Agreement”) with the City of Miami Beach (“City”), for use of recreational facilities at Miami Beach Senior High School, located at 2231 Prairie Avenue, Miami Beach, Florida 33139, under, substantially, the terms and conditions noted above;
- 2) execute amendments to the Agreement within the authority granted to the Superintendent by the Board in the Agreement; and
- 3) grant or deny all approvals or waivers required under the Agreement, including, without limitation, authorizing construction of improvements within the Demised Area, renewing, extending, canceling or terminating the Agreement, and placing the City in default, as may be applicable.

120,977 **F-2** **AUTHORIZED**

A) The Superintendent to:

1. Execute a public School Concurrency Proportionate Share Mitigation Development Agreement by and among 34 Plaza, LLC (the “Applicant”), the School Board, and City of Miami, in connection with a new 560-unit residential development providing for monetary proportionate share mitigation pursuant to the Interlocal Agreement for Public School Facility Planning in Miami-Dade County;
2. execute any other documentation that may be required to effectuate implementation of the Agreement; and
3. grant or deny any approvals required under the Agreement, including, without limitation, issuance of Reports and Releases, and placing the Applicant in default, as may be applicable.

B) The School Board Attorney to execute the waiver of conflict letter from Greenberg

Traurig, which firm is serving solely as counsel for the Applicant in this transaction.

- 120,978 **F-26** **COMMISSIONED** Laura M. Perez and Associates, Inc., as Architect/Engineer of Record for General Obligation Bond funded Phase I Building Addition for Replacement of Buildings 1 & 2, at Charles R. Drew K-8 Center, (a reuse of Comstock Elementary School New, Three-Story Classroom Building), as delineated in the Official Agenda item.
- 120,979 **F-40** **APPROVED** B-1. Change Order Number 2 on Project Number 01442702, pull out to expedite new bus drop off and parking lot expansion, Gulfstream Elementary School for an additional cost of \$10,054.72.
B-2. Change Order Number 1 on Project Number 01509000, General Obligation Bond funded renovation project, North Miami Elementary School for a time extension of 60 days.
- 120,980 **F-41** **AWARDED** To Vercetti Enterprises, the new addition and renovations project at Fairlawn Elementary School, as delineated in the Official Agenda item.
- 120,981 **F-42** **AWARDED** To Thornton Construction Corporation, Inc., the General Obligation Bond funded Phase I, K-8 conversion at Biscayne Gardens Elementary School/ Thomas Jefferson Middle School, as delineated in the Official Agenda item.
- 120,982 **F-44** **AWARDED** Guaranteed Maximum Price to D. Stephenson Construction Inc., for the General Obligation Bond funded renovations project at Dr. Henry W. Mack/ West Little River K-8 Center, as delineated in the Official Agenda item.
- 120,983 **F-80** **APPROVED** The prequalification certificates for eight (8) new contractor applications for educational facilities construction, as listed on Attachment "A" on the agenda item.
- 120,984 **G-1** **AUTHORIZED** The Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to amend Board Bylaws 0165.1, *Agendas*, and 0122, *Board Powers*.
- 120,985 **G-2** **AUTHORIZED** The Superintendent to initiate rulemaking proceedings in accordance with the Administrative Procedure Act to amend Board Policies 9215, Direct-Support Organizations, 6460, Business Code of Ethics, and 1129, Conflict of Interest.
- 120,986 **G-3** **EXTENDED** The time to conduct a hearing on the Superintendent's Exceptions in the case of The School Board of Miami-Dade County, Florida v. Blucher Menelas, DOAH Case No. 19-6566TTS until the January 2021 regular School Board meeting.
- 120,987 **H-3** **DIRECTED*** The Superintendent of Schools to review, update, and/or develop a COVID-19 Parent Handbook in English, Spanish, and Haitian Creole, in consultation with the County Council PTA/PTSA; and the *2020-2021 Guide to the Reopening of*

Miami-Dade County Public Schools – Reopen Smart Return Safe inclusive of the most recent briefings submitted to schools and in compliance with federal, state, and local health protocols ensuring uniformity and consistency; and provide a report to the Board by January 12, 2021.

* Amended to include Ms. Perla Tabares Hantman, Chair; Dr. Steve Gallon III, Vice Chair; Ms. Lucia Baez-Geller, Dr. Dorothy Bendross-Mindingall, Ms. Christi Fraga, School Board Members, as co-sponsors.

120,988 **H-5** **FAILED**

To direct the Superintendent to present an item at the Board’s regular January 2021 meeting, which includes all endorsements, celebrations, promotions and proclamations, and to permit the observance of these recognitions at their respective and appropriate time of the year.

120,989 **H-6** **DIRECTED**

The Superintendent of Schools to provide the Board a report of all Managerial Exempt Personnel (MEP) who have received a higher initial compensation at the time of hiring and those who have received additional compensation beyond those approved by the Board. This report should include the title of the position, the pay grade, amount of additional compensation, total salary compensation, and date of transaction, for each MEP position affected by these actions since July 1, 2019; and provide this report to the School Board by January 12, 2021.

120,990 **H-7** **DIRECTED***

The Superintendent to:

1. review procedures for COVID-19 related identification, notification, quarantine, and testing and confirm the process for COVID-19 testing for employees that confirm current positive or negative status;
2. provide a detailed plan regarding the deployment of COVID-19 rapid testing kits to schools as well as the deployment of nurses and health related support staff;
3. explore the availability of cost neutral partnerships with entities, organizations, and/or municipalities for COVID-19 testing;
4. develop and implement a communication plan and strategy for employees, parents, community stakeholders, and students regarding relevant and related COVID-19 procedures governing identification, notification, quarantine, and testing;
5. review, clarify, and further codify criteria for determining COVID-19 related school closures;
6. review and strengthen where needed, procedures for contact tracing as it specifically relates to siblings and/or relatives residing in the same household who attend different schools;
7. review and strengthen where needed, procedures and processes to monitor quarantined students pursuant to established CDC guidelines and/or requirements;
8. ensure full and immediate compliance with School Board policy for all COVID-19 and emergency related contracts and agreements; and

9. provide an update to the Board on the above steps taken as well as any additional COVID-19 relevant information in a presentation at the December 2, 2020 Committee meeting.

* Amended to include Ms. Perla Tabares Hantman, Chair; Ms. Lucia Baez-Geller, Dr. Dorothy Bendross-Mindingall, Ms. Christi Fraga, and Ms. Maria Teresa Rojas, School Board Members, as co-sponsors.

120,991 **H-8** **DIRECTED*^**

The Superintendent to:

1. Develop a standard written notification protocol that applies evenly throughout Miami-Dade County Public School System, if an employee test positive for COVID-19;
2. Notify all supervisors and Board Members immediately if someone has contracted COVID-19 within the School Board Administration (SBAB) building, (without disclosing the identity of a person);
3. Provide written directives for staff within SBAB, once an employee of the SBAB has a positive result;
4. ~~Add~~ Explore the addition of another field to the COVID-19 dashboard immediately notifying the number of quarantined employees and students in real time; and
5. Report to the Regular Board meeting on ~~December 9, 2020~~ December 2, 2020.

*Amended as reflected above.

^ Amended to include Ms. Perla Tabares Hantman, Chair; Dr. Steve Gallon III, Vice Chair; Ms. Lucia Baez-Geller, Ms. Christi Fraga, and Ms. Maria Teresa Rojas, School Board Members, as co-sponsors.

120,992 **H-9** **AUTHORIZED***

The Superintendent of Schools to:

1. Advocate:
 - a. for changes, amendments and revisions to municipal and county zoning codes, local municipal compacts, and ordinances to require that the School Board and the Superintendent be notified by certified mail prior to the approval of any planned commercial development that is to be built within 1,000 feet of a public school;
 - b. that formal notification occurs at every critical stage, including but not limited to, the zoning application and public hearing stages;
 - c. that the County or municipality be legally required to notify the School Board Attorney of any proposed settlement with a developer that concerns any future commercial project to be located within 1,000 feet of a public school; and
 - d. for the amendment of all local educational compacts with municipalities to include a requirement that such notices be provided to the District.
2. Report Send correspondence to request local zoning authorities to identify and notify the School Board of any commercial development projects that were approved within the last 12 months, wherein such projects are proposed to be located within 1,000 feet of any public school, and indicate whether appropriate enforcement mechanisms have been (or will

be) instituted to protect the health, safety, and welfare of students.

3. In collaboration with the School Board Attorney, request a copy of a duly recorded Amended Declaration of Restriction (Covenant running with the Land) including all “assurances” and representations made by the developer in connection with the municipality’s approval of its development and restricting the sale of alcoholic beverages made in the subject development; and
4. Report back to the Board regarding paragraphs 1. a-d, 2 and 3 above by the April 2021 School Board meeting.

* Amended to include Ms. Perla Tabares Hantman, Chair; Dr. Steve Gallon III, Vice Chair; Dr. Dorothy Bendross-Mindingall and Ms. Christi Fraga, School Board Members, as co-sponsors.

120,993 **H-10** **REQUESTED***

The Superintendent to provide appropriate guidance information, as may be necessary, to reminding instructional personnel ~~on how to~~ regarding properly address ~~or discuss and~~ discussing controversial issues and political viewpoints with students during classroom instruction. This guidance information should indicate that classroom instruction is not used in an attempt to indoctrinate or persuade students to a particular point of view and should also be mindful to not infringe on the academic freedom provided instructional personnel in these matters; no later than January 29, 2021.

*Amended as reflected above.

120,994 **H-11** **DIRECTED**

1. The Superintendent to schedule a Board Workshop to discuss the Office of Procurement Management, including but not limited to material changes in personnel, practices, and/or policies governing the function and use of the PMS, as well as related measures to be taken to ensure and improve compliance with applicable State statutes, Florida State Board of Education Rules, School Board policies, and administrative procedures at the Fiscal Accountability and Governmental Relations Committee Meeting of January 2021;
2. The School Board Attorney and Chief Auditor to provide any related updates at the Fiscal Accountability and Governmental Relations Committee Meeting of January 2021 regarding their roles and responsibility in working with and/or the auditing of the Office of Procurement Management to ensure compliance with all applicable State statutes, Florida State Board of Education Rules, School Board policies, and administrative procedures; and provide any individual and/or joint recommendations to the School Board in writing no later than the January 2021 School Board meeting.

/dp