

THE SCHOOL BOARD OF MIAMI-DADE COUNTY, FLORIDA

Miami, Florida

Excerpts from Unofficial Minutes of the August 16, 2023, School Board Meeting

		APPROVED	Bid Opening Lists of June 6, 2023, July 6, 2023, and July 20, 2023.
		APPROVED	Minutes of the July 19, 2023, Regular School Board Meeting.
	A-1	WITHDRAWN	SUPERINTENDENT'S INFORMATIONAL REPORTS TO THE BOARD ON SELECTED TOPICS: <ul style="list-style-type: none"> • Opening of Schools
	B-3	WITHDRAWN	Resolution No. 23-040 of the School Board of Miami-Dade County, Florida Recognizing Florida State Representative Daniel 'Danny' Perez.
122,805	B-4	APPROVED*	Resolution No. 23-041 of The School Board of Miami-Dade County, Florida, recognizing Miami Dade College and President Madeline Pumariega. <u>*Amended to include Ms. Maria Teresa Rojas, Chair, Mr. Daniel Espino, Vice Chair, Mr. Roberto J. Alonso, Ms. Lucia Baez-Geller, Dr. Bendross-Mindingall, Ms. Monica Colucci, Dr. Steve Gallon, III, and Ms. Luisa Santos, School Board Members, as cosponsors of this item.</u>
122,806	B-5	APPROVED*	Resolution No. 23-042 of The School Board of Miami-Dade County, Florida, recognizing St. Jude Children's Research Hospital for providing free health care and accommodations to children and families with pediatric catastrophic disease for over 60 years. <u>*Amended to include Ms. Maria Teresa Rojas, Chair, Mr. Roberto J. Alonso, Ms. Lucia Baez-Geller, Dr. Bendross-Mindingall, Ms. Mary Blanco, Ms. Monica Colucci, Dr. Steve Gallon, III, and Ms. Luisa Santos, School Board Members, as cosponsors of this item.</u>
122,807	B-6	APPROVED*	Resolution No. 23-043 of The School Board of Miami-Dade County, Florida, recognizing Mrs. Beverly Heller for her years of service to Miami-Dade County Public Schools. <u>*Amended to include Ms. Maria Teresa Rojas, Chair, Ms. Mary Blanco, Ms. Monica Colucci, Dr. Steve Gallon, III, and Ms. Luisa Santos, School Board Members, as cosponsors of this item.</u>
122,808	B-7	APPROVED	Resolution No. 23-044 of The School Board of Miami-Dade County, Florida, Recognizing the Contributions of Progressive Fighters Association Charities Inc.

122,809	C-1	APPROVED	The Miami-Dade County Public Schools 2023-2024 Testing Calendar for Grades Pre-K through 12.
122,810	C-2	AUTHORIZED	The Superintendent to negotiate and execute a renewal charter school management agreement with (1) Downtown Doral Charter Upper School, Inc., d/b/a Downtown Doral Charter Upper School, (2) Academy for Innovative Education, and (3) The Miami Boarding School, Inc., a Florida Not-for-Profit Corporation, on behalf of The SEED School of Miami, for the term of the current charter contract.
122,811	C-100	REPEALED	Board Policy 2370, Magnet Programs/Schools, and replace it with Board Policy 2370, Magnet Choice Schools/Programs, and authorize the Superintendent to file the policy with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.
122,812	C-101	ADOPTED	School Board Policy 9147, Educational Materials Advisory Committee, and authorize the Superintendent to file the policy with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.
122,813	D-20	APPROVED	The Personnel Action Listing 1170 for Instructional and Non-Instructional appointments, reassignments, leaves, separations, retirements, and resignations from June 23, 2023, through July 20, 2023.
122,814	D-21	APPROVED	That effective August 17, 2023, or as soon thereafter as can be facilitated, The School Board of Miami-Dade County, Florida approve the recommendation for appointments and lateral transfers to be effective August 17, 2023, or as soon thereafter as can be facilitated, with the exception of the effective dates as noted throughout the item and authorize compensation adjustments pursuant to the MEP Manual.
122,815	D-23	RATIFIED	The 2023-2024 Tentative Agreement Reopener Contract with FOP is effective July 1, 2023, through June 30, 2024.
122,816	D-55	APPROVED	The Superintendent's recommendation for disciplinary action, which has been agreed to by the employees. A) Krista J. Isaza: suspension without pay from her position as Teacher at Jorge Mas Canosa Middle School, for three (3) workdays, effective August 17, 2023, for just cause, including, but not limited to: misconduct in office; and violation of School Board Policies 3210, Standards of Ethical Conduct; 3210.01, Code of Ethics; and 3213, Student Supervision and Welfare. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), 1012.33, and 447.209, Florida Statutes; and State Board Rules 6A-5.056 and 6A-10.081, FAC. B) Jorge L. Martinez: suspension without pay from his position as Teacher at Lawton Chiles Middle School, for three (3) workdays, effective August 17,

2023, for just cause, including, but not limited to: misconduct in office; gross insubordination; and violation of School Board Policies 3210, Standards of Ethical Conduct; 3210.01, Code of Ethics; and 3213, Student Supervision and Welfare. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), 1012.33, and 447.209, Florida Statutes; and State Board Rules 6A-5.056 and 6A-10.081, FAC.

C) Teddy Orozco: suspension without pay from his position as Teacher at Miami Senior High School, for three (3) workdays, effective August 17, 2023, for just cause, including, but not limited to: misconduct in office; continued gross insubordination; and violation of School Board Policies 3210, Standards of Ethical Conduct; 3210.01, Code of Ethics; and 3213, Student Supervision and Welfare. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), 1012.33, and 447.209, Florida Statutes; and State Board Rules 6A-5.056 and 6A-10.081, FAC.

D) James A. Williams: suspension without pay from his position as Lead Custodian at Scott Lake Elementary School, for thirty (30) calendar days, effective August 17, 2023, for just cause, including, but not limited to: violation of School Board Policies 4210, Standards of Ethical Conduct; 4210.01, Code of Ethics; and 4213, Student Supervision and Welfare. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), and 447.209, Florida Statutes; and Articles II and XI of the Contract between the Miami-Dade County Public Schools and the American Federation of State, County, and Municipal Employees (AFSCME).

2) That the School Board of Miami-Dade County, Florida, approve the Superintendent's recommendation for disciplinary action, pending the outcome of an administrative hearing or grievance/arbitration proceeding, if requested.

A) Wayne Kirkland: suspension without pay from his position as Teacher at Benjamin Franklin K-8 Center, for twenty (20) workdays, effective August 17, 2023, for just cause, including, but not limited to: misconduct in office; gross insubordination; and violation of School Board Policies 3210, Standards of Ethical Conduct; 3210.01, Code of Ethics; and 3213, Student Supervision and Welfare. This action is taken in accordance with Sections 1001.32(2), 1012.22(1)(f), 1012.33, and 447.209, Florida Statutes; and State Board Rules 6A-5.056 and 6A-10.081, FAC.

B) Sylvia Parks: suspension without pay from her position as School Bus Driver at South Transportation Center, for thirty (30) calendar days, effective August 17, 2023, for just cause, including, but not limited to: violation of School Board Policies 4210, Standards of Ethical Conduct; 4210.01, Code of Ethics; 4213, Student Supervision and Welfare; and 8600, Transportation. This action is taken in accordance with Sections 1001.32(2),

1012.22(1)(f), and 447.209, Florida Statutes; and Articles II and XI of the Contract between the Miami-Dade County Public Schools and the American Federation of State, County, and Municipal Employees (AFSCME).

122,817 D-65 APPROVED

- A. Three (3) charter school contract amendments with:
1. Florida High School for Accelerated Learning – Miami-Dade Campus, Inc., d/b/a Doral Park High School (MSID 7675) to allow the school to be temporarily located at 3800 NW 115 Avenue, Doral, Florida 33178 (Folio 35-3030-031-0040) commencing August 17, 2023, and ending September 22, 2023;
 2. Mater Academy Inc., d/b/a Mater Academy Biscayne North Miami Middle School (MSID 5555) to increase contract capacity for student enrollment by 100 students for a maximum of 400 students, effective July 1, 2023; and,
 3. The Miami Boarding School, Inc., d/b/a The SEED School of Miami (MSID 6018) to extend the term of the charter contract to a 15-year term aligning with the current location lease, subject to the approval of the lease by the School Board, commencing with the 2023-2024 school year and ending on June 30, 2036.
- B. Approve a Reduction-in-Force/Layoff as needed, only to the extent described in this item as Total Loss, in accordance with School Board Policies and applicable collective bargaining agreements.

122,818 D-68 EXPEL/MODIFY

1. expel or modify the expulsion requirement for students specified in supplemental material SM-01 (Grade 7), SM-02, SM-03, and SM-07 (Grade 8), SM-04 (Grade 9) furnished under separate cover to School Board members from the regular, specialized centers and adult programs of Miami-Dade County Public Schools. Expulsion assignments to an alternative school/program will be for the maximum time permitted under law, which is the 2022-2023 school year, the 2023 summer session, and the 2023-2024 school year.
2. provide continuing educational services in an alternative school/program during the term of the expulsion.

122,819 D-69 APPROVED

The attached list of Out-of-County/Out-of-State trips for the 2023-2024 school year for use in conjunction with School Board Policy 2340 – Field and Other District-Sponsored Trips.

122,820	E-86	RECEIVED/ FILED	The State of Florida Auditor General Report No. 2023-188 – Miami-Dade County District School Board Operational Audit.
122,821	E-87	RECEIVED/ FILED	RSM US LLP’s Audit Report: Educational Facilities Impact Fees Custodial Fund of Miami-Dade County, Florida - Financial Reports September 30, 2022.
122,822	E-88	RECEIVED/ FILED	The School Board of Miami-Dade County, Florida - FY 2023 Overview of Audit Strategy for the Year Ended June 30, 2023.
122,823	E-89	RECEIVED/ FILED	The Office of Management and Compliance Audits’ 2023-2024 Audit Plan.
122,824	E-90	RECEIVED/ FILED	The Internal Audit Report – Selected Schools/Centers.
122,825	E-91	RECEIVED/ FILED	The Follow-Up – Internal Audit Report – Audit of Virtual Private Network (VPN) – Security Controls And Access Management.
122,826	E-106	APPROVED	The following schedule of Board meeting dates for the period January-December 2024: January 17, February 13, March 13, March 20 (Instructional Materials Public Hearing), April 17, May 15, June 18, July 24, July 31 (First Budget Public Hearing), August 13, September 11 (Regular Meeting/Second Budget Public Hearing), October 16, November 19 (Organization Meeting), November 20, and December 11. The final listing of meeting dates for 2024 will be established by the Board at the 2023 Organization Meeting scheduled for Tuesday, November 14, 2023. Furthermore, no fewer than two (2) Budget Workshops shall be scheduled between May and the First Budget Public Hearing in preparation for the Budget cycle.
122,827	E-202	WAIVE/ AUTHORIZED	<ol style="list-style-type: none"> 1. waive and suspend prohibitions outlined in Board Policies 5830 - Student Fundraising and 9700 - Relations with Special Interest Groups in order to allow fundraising and/or other charitable activities in support of relief efforts in response to Maui Wildfire Disaster Recovery Efforts; and 2. Authorize the Superintendent to provide assistance and resources as appropriate, to assist and support the Hawaii Department of Education and Maui public schools.
122,828	F-1	AUTHORIZED	The Superintendent to finalize negotiations and execute amendments to the Lease Agreement and the Ground Lease Agreement between the School Board and The Miami Boarding School, Inc. (d/b/a The Seed School of Miami), a District-managed Charter School, to extend the lease term of both the Lease Agreement and the Ground Lease to June 30, 2036, in conformance with, and contingent upon, the School Board’s approval to extend SEED’s Charter Contract term to June 30, 2036;

and substantially in conformance with the other terms and conditions set forth in the agenda item.

122,829	F-2	APPROVED	To Miami-Dade County of a request from Ambar Tower Riverview, LTD., a Florida limited partnership, for exemption from Educational Facilities Impact Fees, in connection with a housing project for the elderly consisting of 105 housing units, located at 1250 NW 36 Street, Miami, Florida 33142.
122,830	F-3	APPROVED	To Miami-Dade County of a request from Horizon at NoMi, LLC, a Florida limited liability company, for exemption from Educational Facilities Impact Fees, in connection with a housing project for the elderly consisting of 175 housing units located at 950 NE 124 Street, North Miami, Florida 33161.
122,831	F-4	APPROVED	To Miami-Dade County of a request from the Housing Authority of the City of Homestead for exemption from Educational Facilities Impact Fees, in connection with a housing project for the elderly consisting of 118 housing units located at 29355 S. Harriet Tubman Highway, Homestead, Florida 33033.
122,832	F-5	AUTHORIZED	The Chair and Secretary to execute a Grant of Easement Agreement with Florida Power and Light Company for the electrical service requirements associated with the construction of the Herbert A. Ammons Middle School facility replacement, as described in the agenda item.
122,833	F-26	TERMINATED/ PROVIDED/ AUTHORIZED	<ol style="list-style-type: none"> 1) terminate the agreement with SR Architects, P.A., without cause as Project A/E for the Renovations project at Everglades K-8 Center, Project No. 01424800; 2) provide written notification of such action to SR Architects, P.A.; and 3) authorize the assignment of a successor A/E for the Renovations project at Everglades K-8, Project No. 01424800
122,834	F-41	AWARDED	Guaranteed Maximum Price to Carivon Construction Company the General Obligation Bond (GOB), for the renovations and remodeling project at Pine Lake Elementary School; Project Number 01618100; in the amount of \$3,304,800.93, which includes owner's contingency in the amount of \$142,500.00 and an Allowance of \$50,000.00.
122,835	F-80	APPROVED	The prequalification certificate for one (1) increase to single bid limit application for educational facilities, as listed in Attachment "A" that's delineated in the agenda.
122,836	G-1	AUTHORIZED	The Superintendent is to initiate rulemaking proceedings in accordance with the Administrative Procedures Act to amend Board Policies 1217, 3217, 4217, 5772, 7217, Weapons and 5771, Search and Seizure.

122,837	G-2	AUTHORIZED	The Office of the General Counsel to provide or secure legal representation for the legal defense of the current School Board employees who are individually named as defendants in the cases of Quenia Cagnet v. Reinaldo Montano, Case No. 2023-11846- SP-05; and Barbara Etienne (Mother) and on behalf of T.B. (a minor child) v. Miami-Dade County School Board, a political entity or subdivision of the State of Florida, and Margarita Crown M.D.S.P.D, Circuit Court Case No. 2023-016366-CA-01.
122,838	G-3	AUTHORIZED	The General Counsel to retain outside legal counsel including, but not limited to, the litigation group of Robbins Geller Rudman & Dowd LLP; Kopelowitz Ostrow Ferguson Weiselberg Gilbert; and, Haliczzer Pettis & Schwamm, P.A. to represent and file claim(s) on behalf of the School Board in a multi-district litigation against Facebook, TikTok, Snap Chat, YouTube, as well as other social media companies and to execute any necessary contracts to effectuate such legal representation in the manner described in this item.
122,839	G-4	AMENDED/ APPROVED	<ol style="list-style-type: none"> 1. amend Board Policies 0164, Notice of Meetings, and 0165, Public Meetings, and authorize the Superintendent to file the policies with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023. 2. approve the written procedures for the delivery of legislative invocations before each regular Board meeting.
122,840	G-5	AMENDED	Board Policies 1210, 3210, 4210, Standards of Ethical Conduct, and authorize the Superintendent to file the policies with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.
122,841	G-6	AMENDED	Board Policies 7540.01, Technology Privacy, 7540.03, Student Responsible Use of Technology, Social Media, and District Network Systems, 7540.04, Staff Responsible Use of Technology, Social Media, and District Network Systems, 7540.05, Staff Electronic Mail, and 7540.06, Student Electronic Mail, and authorize the Superintendent to file the policies with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.
122,842	G-7	AMENDED	Board Policies 0133, Quasi-Judicial Proceedings and 5610, Suspension and Expulsion of Students, and authorize the Superintendent to file the policies with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.
122,843	G-8	AMENDED	Board Policies 2215, Program of Instruction, 2417, Reproductive Health and Disease Education, and 2510, Instructional Materials, School Library/Media Center, and Other Educational Materials, and authorize the Superintendent to file the policies with The School Board of Miami-Dade County, Florida, to be effective August 16, 2023.

122,844	G-10	ADOPTED	The Recommended Order of the Administrative Law Judge in its entirety as its Final Order in the case of Miami-Dade County School Board v. Patricia Lauter, DOAH Case No. 23-0404TTS, and dismiss the complaint and issue Respondent backpay for thirty (30) workdays.
122,845	G-11	APPROVED	The proposed Settlement Agreement in the case of The School Board of Miami-Dade County, Florida v. Chevas V. Clements, DOAH Case No. 23-000699TTS, issuing the Respondent back pay from the date that his criminal case was dismissed to the date of his reinstatement on August 17, 2023.
122,846	G-12	AUTHORIZED	The General Counsel is to enter into an employment contract with Ms. Karla Cejas, Esq., for the position of Associate General Counsel (General Litigation) and the salary adjustments for Associate General Counsels that are being assigned additional responsibilities in accordance with the approved salary schedule.
122,847	H-2	DIRECTED	the Superintendent of Schools to develop an instructional transformation plan for the 2023-2024 school year and subsequent school years to support rapid and sustainable improvements for students who are not proficient in reading and mathematics in third through tenth grade, including an enhanced emphasis on the primary grades instruction, by developing strategies and support systems that may not have been previously implemented, inclusive of any budgetary enhancements that may be necessary to implement this plan, and provide a report and a presentation at the Academics, Innovation, Evaluation & Technology Committee on November 8, 2023
122,848	H-4	AUTHORIZED	The Superintendent of Schools to: <ul style="list-style-type: none"> 1. Explore the feasibility of implementing a school bus infraction detection system by installing the requisite camera system on District school buses, as authorized by SB 766. Report back to the Personnel, Student, School, and Community Support Committee on August 30th, 2023, on the feasibility and estimated cost to the District of installing such a system; 2. If it is determined that the implementation of a school bus infraction detection system is both feasible and economical, and that implementation of this system is based solely on the need to increase public safety, authorize that the Superintendent implement procurement procedures pursuant to School Board Policy 6320 and explore the seeking of all alternate and grant related funding for such a system, provided that Superintendent can satisfactory fulfill the necessary statutory requirements for implementing the

program, including, but not limited to, entering into interlocal agreements with law enforcement and conducting a public awareness campaign before commencing enforcement of such a system; and
3. Develop a process of regular evaluation and feedback from bus drivers, students, parents, and stakeholders that would help identify areas for improvement and refinement in the implemented camera system and enforcement strategies.

122,849 H-5 AUTHORIZED

The Superintendent of Schools to:

1. in consultation with the Office of Communications, Office of Strategic Planning and Initiatives, and our Enterprise Development Officer, to explore the feasibility of conducting a SWOT analysis of our District.

2. develop a comprehensive marketing plan that will increase exposure and accessibility to all families we serve focused on the findings of the SWOT analysis, as appropriate.

3. explore the need to augment our district marketing team and/or contract outside agencies to assist, if feasible.

4. Report findings concerning potential options to conduct a SWOT Analysis and Development of a Comprehensive Marketing plan to the Board on October 4, 2023, Personnel, Student, School & Community Support Committee Meeting.

122,850 H-6 DIRECTED

The Superintendent to:

1. Explore the feasibility of developing and implementing a plan in accordance with HB389, that includes:

- a. requiring all schools to make menstrual hygiene products available to their students;
- b. ensuring that all students are provided appropriate notice as to the availability and location of the menstrual hygiene products; and
- c. partnering with nonprofit organizations, nongovernmental organizations, businesses, and other organizations to assist in supplying and maintaining the menstrual hygiene products for our schools; and

2. report back to the board by September 30, 2023.

122,851 H-7 ENDORSED

The month of September 2023 is National Suicide Prevention Awareness Month in Miami-Dade County Public Schools (M-DCPS).

122,852	H-8	ENDORSED	Hispanic Heritage Month in Miami-Dade County Public Schools from September 15, 2023, through October 15, 2023.
122,853	H-9	ENDORSED	“Ethical Governance Day 2023” to take place on October 18, 2023, in Miami-Dade County Public Schools sponsored by the Miami-Dade Commission on Ethics and Public Trust.
122,854	H-10	AUTHORIZED	<p>The Superintendent in a manner consistent with Senate Bill 1054 to:</p> <ol style="list-style-type: none"> 1. Review and update the initial surveys and measures of middle and high school students concerning financial literacy proficiency conducted pursuant to Agenda Item H-15, at the October 2021, Board Meeting; 2. examine whether integrating data collected concerning the initial and updated surveys and measures for students would assist in updating or enhancing financial literacy lessons and courses being offered in Miami-Dade County Public Schools; 3. explore the feasibility of offering or expanding financial literacy lessons and/or courses to elementary and middle school students; 4. determine the additional financial implications of implementing the lessons and/or courses, if any; 5. if deemed feasible and appropriate, develop an online system for teachers to evaluate the quality of the professional development, instruction, and instructional resources utilized to support instruction in financial literacy; and 6. provide an update to the School Board regarding an established plan of action no later than the November School Board Committee meeting in 2023.
122,855	H-11	DIRECTED	<p>The Superintendent to:</p> <ol style="list-style-type: none"> 1. Consistent with the provisions of any existing contract between the District and its existing vendor: review, evaluate, and provide an update of the capability of the vendor platform to support the district’s efforts in collaborating with the vendor to incorporate an enhanced tracking system through which mental health professionals will have a comprehensive system to maintain student records including referrals and services with a focus on Tier II and III students; and 2. Present the results of the evaluation of the effectiveness of the vendor platform at the January 10, 2024, and June 11, 2024, Academics, Innovation, Evaluation & Technology Committee meetings.

122,856 H-12 AUTHORIZED

The Superintendent of Schools to:

1. Through the District's review process of the Code of Student Conduct, which incorporates contributions from student, parents, teachers, and school administrators, consider and is done in consultation with the General Counsel, consider amendments thereto that establish an explicit prohibition on filming acts of violence on school premises, school buses, athletic activities, and related activities that fall under district purview and distributing those videos digitally or through posting them online, when such acts cause harm to students or disrupt the educational environment, if deemed appropriate and lawful;
2. Consistent with any changes to the Code of Student, establish workshops and educational sessions on responsible digital citizenship and on any amendments to the Code of Student Conduct contemplated by this item;
3. Explore the feasibility of enhancing the confidential reporting mechanisms for students and staff to foster a culture of accountability and trust and of developing a campaign to educate parents and guardians about responsible cell phone use and how to better monitor their children's online activities to promote a safer digital environment.
4. Report back to the Board prior to the review of the Code of Student Conduct but no later than the October 4, 2023, Personnel, Student, School, and Community Support Committee.

H-13 WITHDRAWN

~~The Superintendent to:~~

- ~~1. explore the feasibility of offering members of the public the option to participate in School Board meetings through remote or virtual means;~~
- ~~2. review the cost of implementation, the effectiveness and efficiency of including this option, and a comparison of virtual platform options; and~~
- ~~3. present a report regarding the feasibility of this item at the Personnel, Student, School, and Community Support Committee Meeting of November 8, 2023.~~

122,857 H-14 DIRECTED

The Superintendent to:

1. Explore the feasibility of developing and implementing a plan to strengthen current mental health support for students and families going through the postsecondary planning process by expanding training for our high school student services teams, including but not limited to CAP advisors, guidance counselors, TRUST counselors' mental health coordinators, and student support specialist on the topic;
2. Facilitate district-wide workshops for groups, including but not limited to parents and community

members, and high school students on this topic;
and

3. Report back findings to the School Board at the
Academics, Innovation, Evaluation & Technology
Committee Meeting of November 8, 2023.

Adjourned
/lrh