2.3 The institution has a chief executive officer whose primary responsibility is to the institution and who is not the presiding officer of the board. (See the Commission policy “Core Requirement 2.3: Documenting an Alternate Approach.”) (Chief Executive Officer)

Non-Compliance

The title of the College’s chief executive officer is President. The current President, David Armstrong, has been in this role since July 9, 2007. He serves with his chief responsibility being to the college. According to Florida Statute, the President serves as the corporate secretary to the board and is responsible for the operation and administration of the institution. This relationship has been specified in board policy. The President reports to the Board of Trustees and Board policy states that the President will attend, but not vote at, all board meetings.

Core Requirement 2.3 requires that the chief executive officer “is not the presiding officer of the board.” The institution’s narrative confirms this also as does board policy on the General Powers, Duties, and Responsibilities of the President (Policy Number: 6Hx2-2.01). A conflict with this requirement was noted in the college policy on Board of Trustees: Appointment, Term of Office Organization (Policy Number: 6Hx2-1.05; Organization Section). The policy states (with underlining added): “At its first regular meeting after July 1 of each year, the Board shall organize by electing a chair and a vice chair. The President shall preside until the chair is elected.”

Response:

The Board has statutory authority, as the President's employer, to suspend or dismiss the President. This authority ensures that there is no conflict of interest between the Board and the President. State Board rules require the President to perform the duties and responsibilities assigned by the Board (1) (2).

Pursuant to Florida law, the President is also responsible for setting the Board's agenda in consultation with the Board's chairperson. Although the President advises and counsels the Board (3), recommends Board action (4), and prepares the agenda in consultation with the Board's chairperson, the chairperson is the presiding officer of the Board and presides over all Board meetings. If the chairperson is absent or disabled, the vice chairperson presides at Board meetings (5) (6). The President is a non-voting participant at Board meetings and is, therefore, not eligible to serve as its presiding officer. The current Board chair is Sean Guerin, and the vice-chair is Sean Alveshire.

An amendment to this policy was approved at the July 9, 2013, meeting of the Board of Trustees (7), removing the following language from Broward College Policy Board of Trustees: Appointment, Term of Office Organization: “The President shall preside until the chair is elected” (8).

Minutes of this meeting will be available online after approval by the Board at its subsequent meeting in August 2013 (9).
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6A-14.0261 General Powers of the President.
The president shall:

(1) Exercise general oversight of the college to determine needs and recommend improvements.
(2) Advise and counsel the board of trustees and recommend board action.
(3) Recommend and enforce rules of the board of trustees.
(4) Recommend and enforce minimum standards for the operation of college programs and for student completion of instructional programs.
(5) Perform duties and exercise responsibilities assigned by law, by rules of the State Board of Education, and by the board of trustees.
(6) Delegate authority necessary to insure that laws and rules are executed efficiently.

Specific Authority 1001.02(1), (9), 1001.65 FS. Law Implemented 1001.61, 1001.64 FS. History—Formerly 6A-8.77, Repromulgated 12-19-74, Amended 12-9-75, 12-26-77, 7-26-84, Formerly 6A-14.261.
6A-14.026 Employment of a President.

Boards of trustees shall notify the State Board of Education of the appointment, suspension, or dismissal of presidents immediately upon such action. At the time the contract is issued, the board of trustees shall inform the president of duties and responsibilities, of the procedure by which performance shall be evaluated, and of the criteria for evaluation. The board shall evaluate the president annually. After completion of the evaluation and acceptance by the board of trustees, the notice of findings shall be submitted to the Chancellor of the Division of Community Colleges for review.

Rulemaking Authority 1001.02(1), (4)(g), (7)(b), (9)(a), 1001.64(19) FS. Law Implemented 1001.64, 1001.64(18), (19), 1001.61 FS. History–Formerly 6A-8.30, Repromulgated 12-19-74, Amended 10-28-75, 12-26-77, 7-26-84, Formerly 6A-14.26, Amended 7-20-04.
6A-14.0261 General Powers of the President.

The president shall:

(1) Exercise general oversight of the college to determine needs and recommend improvements.
(2) Advise and counsel the board of trustees and recommend board action.
(3) Recommend and enforce rules of the board of trustees.
(4) Recommend and enforce minimum standards for the operation of college programs and for student completion of instructional programs.
(5) Perform duties and exercise responsibilities assigned by law, by rules of the State Board of Education, and by the board of trustees.
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The 2012 Florida Statutes

Title XLVIII

K-20 EDUCATION CODE

Chapter 1001

K-20 GOVERNANCE

1001.65 Florida College System institution presidents; powers and duties.—The president is the chief executive officer of the Florida College System institution, shall be corporate secretary of the Florida College System institution board of trustees, and is responsible for the operation and administration of the Florida College System institution. Each Florida College System institution president shall:

(1) Recommend the adoption of rules, as appropriate, to the Florida College System institution board of trustees to implement provisions of law governing the operation and administration of the Florida College System institution, which shall include the specific powers and duties enumerated in this section. Such rules shall be consistent with law, the mission of the Florida College System institution, and the rules and policies of the State Board of Education.

(2) Prepare a budget request and an operating budget pursuant to s. 1011.30 for approval by the Florida College System institution board of trustees at such time and in such format as the State Board of Education may prescribe.

(3) Establish and implement policies and procedures to recruit, appoint, transfer, promote, compensate, evaluate, reward, demote, discipline, and remove personnel, within law and rules of the State Board of Education and in accordance with rules or policies approved by the Florida College System institution board of trustees.

(4) Govern admissions, subject to law and rules or policies of the Florida College System institution board of trustees and the State Board of Education.

(5) Approve, execute, and administer contracts for and on behalf of the Florida College System institution board of trustees for licenses; the acquisition or provision of commodities, goods, equipment, and services; leases of real and personal property; and planning and construction to be rendered to or by the Florida College System institution, provided such contracts are within law and guidelines of the State Board of Education and in conformance with policies of the Florida College System institution board of trustees, and are for the implementation of approved programs of the Florida College System institution.

(6) Act for the Florida College System institution board of trustees as custodian of all Florida College System institution property and financial resources. The authority vested in the Florida College System institution president under this subsection includes the authority to prioritize the use of Florida College System institution space, property, equipment, and resources and the authority to impose charges for the use of those items.

(7) Establish the internal academic calendar of the Florida College System institution within general guidelines of the State Board of Education.
(8) Administer the Florida College System institution’s program of intercollegiate athletics.

(9) Recommend to the board of trustees the establishment and termination of programs within the approved role and scope of the Florida College System institution.

(10) Award degrees.

(11) Recommend to the board of trustees a schedule of tuition and fees to be charged by the Florida College System institution, within law and rules of the State Board of Education.

(12) Organize the Florida College System institution to efficiently and effectively achieve the goals of the Florida College System institution.

(13) Review periodically the operations of the Florida College System institution in order to determine how effectively and efficiently the Florida College System institution is being administered and whether it is meeting the goals of its strategic plan adopted by the State Board of Education.

(14) Enter into agreements for student exchange programs that involve students at the Florida College System institution and students in other institutions of higher learning.

(15) Approve the internal procedures of student government organizations and provide purchasing, contracting, and budgetary review processes for these organizations.

(16) Ensure compliance with federal and state laws, rules, regulations, and other requirements that are applicable to the Florida College System institution.

(17) Maintain all data and information pertaining to the operation of the Florida College System institution, and report on the attainment by the Florida College System institution of institutional and statewide performance accountability goals.

(18) Certify to the department a project’s compliance with the requirements for expenditure of PECO funds prior to release of funds pursuant to the provisions of chapter 1013.

(19) Provide to the law enforcement agency and fire department that has jurisdiction over the Florida College System institution a copy of the floor plans and other relevant documents for each educational facility as defined in s. 1013.01(6). After the initial submission of the floor plans and other relevant documents, the Florida College System institution president shall submit, by October 1 of each year, revised floor plans and other relevant documents for each educational facility that was modified during the preceding year.

(20) Establish a committee to consider requests for waivers from the provisions of s. 1008.29 and approve or disapprove the committee’s recommendations.

(21) Develop and implement jointly with school superintendents a comprehensive dual enrollment articulation agreement for the students enrolled in their respective school districts and service areas pursuant to s. 1007.271(21).

(22) Have authority, after notice to the student of the charges and after a hearing thereon, to expel, suspend, or otherwise discipline any student who is found to have violated any law, ordinance, or rule or regulation of the State Board of Education or of the board of trustees of the Florida College System institution pursuant to the provisions of s. 1006.62.

(23) Submit an annual employment accountability plan to the Department of Education pursuant to the provisions of s. 1012.86.

(24) Annually evaluate, or have a designee annually evaluate, each department chairperson, dean, provost, and vice president in achieving the annual and long-term goals and objectives of the Florida College System institution’s employment accountability plan.

(25) Have vested with the president or the president’s designee the authority that is vested with the Florida College System institution.

History.—s. 81, ch. 2002-387; s. 22, ch. 2011-5; s. 3, ch. 2012-191.
Note.—Repealed by s. 21, ch. 2009-59.
The 2012 Florida Statutes

Title XLVIII
K-20 EDUCATION CODE

Chapter 1001
K-20 GOVERNANCE

1001.64 Florida College System institution boards of trustees; powers and duties.—

(1) The boards of trustees shall be responsible for cost-effective policy decisions appropriate to the Florida College System institution’s mission, the implementation and maintenance of high-quality education programs within law and rules of the State Board of Education, the measurement of performance, the reporting of information, and the provision of input regarding state policy, budgeting, and education standards.

(2) Each board of trustees is vested with the responsibility to govern its respective Florida College System institution and with such necessary authority as is needed for the proper operation and improvement thereof in accordance with rules of the State Board of Education.

(3) A board of trustees shall have the power to take action without a recommendation from the president and shall have the power to require the president to deliver to the board of trustees all data and information required by the board of trustees in the performance of its duties. A board of trustees shall ask the Commissioner of Education to authorize an investigation of the president’s actions by the department’s inspector general if the board considers such investigation necessary. The inspector general shall provide a report detailing each issue under investigation and shall recommend corrective action. If the inspector general identifies potential legal violations, he or she shall refer the potential legal violations to the Commission on Ethics, the Department of Law Enforcement, the Attorney General, or another appropriate authority.

(4)(a) The board of trustees, after considering recommendations submitted by the Florida College System institution president, may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of law conferring duties upon it. These rules may supplement those prescribed by the State Board of Education if they will contribute to the more orderly and efficient operation of Florida College System institutions.

(b) Each board of trustees is specifically authorized to adopt rules, procedures, and policies, consistent with law and rules of the State Board of Education, related to its mission and responsibilities as set forth in s. 1004.65, its governance, personnel, budget and finance, administration, programs, curriculum and instruction, buildings and grounds, travel and purchasing, technology, students, contracts and grants, or college property.

(5) Each board of trustees shall have responsibility for the use, maintenance, protection, and control of Florida College System institution owned or Florida College System institution controlled buildings and grounds, property and equipment, name, trademarks and other proprietary marks, and the financial and other resources of the Florida College System institution. Such authority may include placing restrictions...
on activities and on access to facilities, firearms, food, tobacco, alcoholic beverages, distribution of printed materials, commercial solicitation, animals, and sound.

(6) Each board of trustees has responsibility for the establishment and discontinuance of program and course offerings in accordance with law and rule; provision for instructional and noninstructional community services, location of classes, and services provided; and dissemination of information concerning such programs and services. New programs must be approved pursuant to s. 1004.03.

(7) Each board of trustees has responsibility for: ensuring that students have access to general education courses as identified in rule; requiring no more than 60 semester hours of degree program coursework, including 36 semester hours of general education coursework, for an associate in arts degree; notifying students that earned hours in excess of 60 semester hours may not be accepted by state universities; notifying students of unique program prerequisites; and ensuring that degree program coursework beyond general education coursework is consistent with degree program prerequisite requirements adopted pursuant to s. 1007.25(5).

(8) Each board of trustees has authority for policies related to students, enrollment of students, student records, student activities, financial assistance, and other student services.

(a) Each board of trustees shall govern admission of students pursuant to s. 1007.263 and rules of the State Board of Education. A board of trustees may establish additional admissions criteria, which shall be included in the dual enrollment articulation agreement developed according to s. 1007.271(21), to ensure student readiness for postsecondary instruction. Each board of trustees may consider the past actions of any person applying for admission or enrollment and may deny admission or enrollment to an applicant because of misconduct if determined to be in the best interest of the Florida College System institution.

(b) Each board of trustees shall adopt rules establishing student performance standards for the award of degrees and certificates pursuant to s. 1004.68.

(c) Boards of trustees are authorized to establish intrinstitutional and interinstitutional programs to maximize articulation pursuant to s. 1007.22.

(d) Boards of trustees shall identify their general education curricula pursuant to s. 1007.25(6).

(e) Each board of trustees must adopt a written antihazing policy, provide a program for the enforcement of such rules, and adopt appropriate penalties for violations of such rules pursuant to the provisions of s. 1006.63.

(f) Each board of trustees may establish a uniform code of conduct and appropriate penalties for violation of its rules by students and student organizations, including rules governing student academic honesty. Such penalties, unless otherwise provided by law, may include fines, the withholding of diplomas or transcripts pending compliance with rules or payment of fines, and the imposition of probation, suspension, or dismissal.

(g) Each board of trustees pursuant to s. 1006.53 shall adopt a policy in accordance with rules of the State Board of Education that reasonably accommodates the religious observance, practice, and belief of individual students in regard to admissions, class attendance, and the scheduling of examinations and work assignments.

(9) A board of trustees may contract with the board of trustees of a state university for the Florida College System institution to provide college-preparatory instruction on the state university campus.

(10) Each board of trustees shall establish fees pursuant to ss. 1009.22, 1009.23, 1009.25, 1009.26, and 1009.27.
(11) Each board of trustees shall submit an institutional budget request, including a request for fixed capital outlay, and an operating budget to the State Board of Education for review in accordance with guidelines established by the State Board of Education.

(12) Each board of trustees shall account for expenditures of all state, local, federal and other funds in the manner described by the Department of Education.

(13) Each board of trustees is responsible for the uses for the proceeds of academic improvement trust funds pursuant to s. 1011.85.

(14) Each board of trustees shall develop a strategic plan specifying institutional goals and objectives for the Florida College System institution for recommendation to the State Board of Education.

(15) Each board of trustees shall develop an accountability plan pursuant to s. 1008.45.

(16) Each board of trustees must expend performance funds provided for workforce education pursuant to the provisions of s. 1011.80.

(17) Each board of trustees is accountable for performance in certificate career education and diploma programs pursuant to s. 1008.43.

(18) Each board of trustees shall establish the personnel program for all employees of the Florida College System institution, including the president, pursuant to the provisions of chapter 1012 and rules and guidelines of the State Board of Education, including: compensation and other conditions of employment; recruitment and selection; nonreappointment; standards for performance and conduct; evaluation; benefits and hours of work; leave policies; recognition; inventions and work products; travel; learning opportunities; exchange programs; academic freedom and responsibility; promotion; assignment; demotion; transfer; ethical obligations and conflict of interest; restrictive covenants; disciplinary actions; complaints; appeals and grievance procedures; and separation and termination from employment.

(19) Each board of trustees shall appoint, suspend, or remove the president of the Florida College System institution. The board of trustees may appoint a search committee. The board of trustees shall conduct annual evaluations of the president in accordance with rules of the State Board of Education and submit such evaluations to the State Board of Education for review. The evaluation must address the achievement of the performance goals established by the accountability process implemented pursuant to s. 1008.45 and the performance of the president in achieving the annual and long-term goals and objectives established in the Florida College System institution’s employment accountability program implemented pursuant to s. 1012.86.

(20) Each board of trustees is authorized to enter into contracts to provide a State Community College System Optional Retirement Program pursuant to s. 1012.875 and to enter into consortia with other boards of trustees for this purpose.

(21) Each board of trustees is authorized to purchase annuities for its Florida College System institution personnel who have 25 or more years of creditable service and who have reached age 55 and have applied for retirement under the Florida Retirement System pursuant to the provisions of s. 1012.87.

(22) A board of trustees may defray all costs of defending civil actions against officers, employees, or agents of the board of trustees pursuant to s. 1012.85.

(23) Each board of trustees has authority for risk management, safety, security, and law enforcement operations. Each board of trustees is authorized to employ personnel, including police officers pursuant to s. 1012.88, to carry out the duties imposed by this subsection.
(24) Each board of trustees shall provide rules governing parking and the direction and flow of traffic within campus boundaries. Except for sworn law enforcement personnel, persons employed to enforce campus parking rules have no authority to arrest or issue citations for moving traffic violations. The board of trustees may adopt a uniform code of appropriate penalties for violations. Such penalties, unless otherwise provided by law, may include the levying of fines, the withholding of diplomas or transcripts pending compliance with rules or payment of fines, and the imposition of probation, suspension, or dismissal. Moneys collected from parking rule infractions shall be deposited in appropriate funds at each Florida College System institution for student financial aid purposes.

(25) Each board of trustees constitutes the contracting agent of the Florida College System institution. It may when acting as a body make contracts, sue, and be sued in the name of the board of trustees. In any suit, a change in personnel of the board of trustees shall not abate the suit, which shall proceed as if such change had not taken place.

(26) Each board of trustees is authorized to contract for the purchase, sale, lease, license, or acquisition in any manner, including purchase by installment or lease-purchase contract which may provide for the payment of interest on the unpaid portion of the purchase price and for the granting of a security interest in the items purchased, subject to the provisions of subsection (38) and ss. 1009.22 and 1009.23, of goods, materials, equipment, and services required by the Florida College System institution. The board of trustees may choose to consolidate equipment contracts under master equipment financing agreements made pursuant to s. 287.064.

(27) Each board of trustees shall be responsible for managing and protecting real and personal property acquired or held in trust for use by and for the benefit of such Florida College System institution. To that end, any board of trustees is authorized to be self-insured, to enter into risk management programs, or to purchase insurance for whatever coverage it may choose, or to have any combination thereof, in anticipation of any loss, damage, or destruction. A board of trustees may contract for self-insurance services pursuant to s. 1004.725.

(28) Each board of trustees is authorized to enter into agreements for, and accept, credit card, charge card, and debit card payments as compensation for goods, services, tuition, and fees. Each Florida College System institution is further authorized to establish accounts in credit card, charge card, and debit card banks for the deposit of sales invoices.

(29) Each board of trustees may provide incubator facilities to eligible small business concerns pursuant to s. 1004.79.

(30) Each board of trustees may establish a technology transfer center for the purpose of providing institutional support to local business and industry and governmental agencies in the application of new research in technology pursuant to the provisions of s. 1004.78.

(31) Each board of trustees may establish economic development centers for the purpose of serving as liaisons between Florida College System institutions and the business sector pursuant to the provisions of s. 1004.80.

(32) Each board of trustees may establish a child development training center pursuant to s. 1004.81.

(33) Each board of trustees is authorized to develop and produce work products relating to educational endeavors that are subject to trademark, copyright, or patent statutes pursuant to chapter 1004.

(34) Each board of trustees shall administer the facilities program pursuant to chapter 1013, including but not limited to: the construction of public educational and ancillary plants; the acquisition and disposal of property; compliance with building and life safety codes; submission of data and
information relating to facilities and construction; use of buildings and grounds; establishment of safety
and sanitation programs for the protection of building occupants; and site planning and selection.

(35) Each board of trustees may exercise the right of eminent domain pursuant to the provisions of
chapter 1013.

(36) Each board of trustees may enter into lease-purchase arrangements with private individuals or
corporations for necessary grounds and buildings for Florida College System institution purposes, other
than dormitories, or for buildings other than dormitories to be erected for Florida College System
institution purposes. Such arrangements shall be paid from capital outlay and debt service funds as
provided by s. 1011.84(2), with terms not to exceed 30 years at a stipulated rate. The provisions of such
contracts, including building plans, are subject to approval by the Department of Education, and no such
contract may be entered into without such approval.

(37) Each board of trustees may purchase, acquire, receive, hold, own, manage, lease, sell, dispose
of, and convey title to real property, in the best interests of the Florida College System institution.

(38) Each board of trustees is authorized to enter into short-term loans and installment, lease-
purchase, and other financing contracts for a term of not more than 5 years, including renewals,
extensions, and refundings. Payments on short-term loans and installment, lease-purchase, and other
financing contracts pursuant to this subsection shall be subject to annual appropriation by the board of
trustees. Each board of trustees is authorized to borrow funds and incur long-term debt, including
promissory notes, installment sales agreements, lease-purchase agreements, certificates of
participation, and other similar long-term financing arrangements, only as specifically provided in ss.
1009.22(6) and (9) and 1009.23(11) and (12). At the option of the board of trustees, bonds issued
pursuant to ss. 1009.22(6) and (9) and 1009.23(11) and (12) may be secured by a combination of
revenues authorized to be pledged to bonds pursuant to such subsections. Revenue bonds may not be
secured by or paid from, directly or indirectly, tuition, financial aid fees, the Florida College System
Program Fund, or any other operating revenues of a Florida College System institution. Lease-purchase
agreements may be secured by a combination of revenues as specifically authorized pursuant to ss.
1009.22(7) and 1009.23(10).

(39) Each board of trustees shall prescribe conditions for direct-support organizations to be certified
and to use Florida College System institution property and services. Conditions relating to certification
must provide for audit review and oversight by the board of trustees.

(40) Each board of trustees may adopt policies pursuant to s. 1010.02 that provide procedures for
transferring to the direct-support organization of that Florida College System institution for
administration by such organization contributions made to the Florida College System institution.

(41) The board of trustees shall exert every effort to collect all delinquent accounts pursuant to s.
1010.03.

(42) Each board of trustees shall implement a plan, in accordance with guidelines of the State Board
of Education, for working on a regular basis with the other Florida College System institution boards of
trustees, representatives of the university boards of trustees, and representatives of the district school
boards to achieve the goals of the seamless education system.

(43) Each board of trustees has responsibility for compliance with state and federal laws, rules,
regulations, and requirements.

(44) Each board of trustees may adopt rules, procedures, and policies related to institutional
governance, administration, and management in order to promote orderly and efficient operation,
including, but not limited to, financial management, budget management, physical plant management,
and property management.
(45) Each board of trustees may adopt rules and procedures related to data or technology, including, but not limited to, information systems, communications systems, computer hardware and software, and networks.

(46) Each board of trustees may consider the past actions of any person applying for employment and may deny employment to a person because of misconduct if determined to be in the best interest of the Florida College System institution.

(47) Each contract or employment agreement, or renewal or renegotiation of an existing contract or employment agreement, containing a provision for severance pay with an officer, agent, employee, or contractor must include the provisions required in s. 215.425.

(48) Each board of trustees shall use purchasing agreements and state term contracts pursuant to s. 287.056 or enter into consortia and cooperative agreements to maximize the purchasing power for goods and services. A consortium or cooperative agreement may be statewide, regional, or a combination of institutions, as appropriate to achieve the lowest cost, with the goal of achieving a 5-percent savings on existing contract prices through the use of new cooperative arrangements or new consortium contracts.

History.--s. 80, ch. 2002-387; s. 75, ch. 2004-357; s. 4, ch. 2005-146; s. 74, ch. 2007-217; s. 1, ch. 2008-163; s. 2, ch. 2009-60; s. 21, ch. 2011-5; ss. 4, 12, ch. 2011-177; s. 4, ch. 2012-134; s. 2, ch. 2012-191; s. 4, ch. 2012-195.
APPOINTMENT
Trustees shall be appointed by the Governor, and confirmed by the Senate in regular session. Members of the Board of Trustees shall receive no salary but may receive reimbursement for official travel and other expenses as provided by Section 112.061, Florida Statutes. In the case of a vacancy, due to illness, resignation or any other reason, the Governor shall appoint a successor for the remainder of the term.

TERM
Trustees shall be appointed for terms of four (4) years and may be reappointed. Terms shall expire on May 31 of the year of expiration, or as soon thereafter as the successors shall be qualified to serve. Residential address shall determine a trustee’s county of origin.

ORGANIZATION
At its first regular meeting after July 1 of each year, the Board shall organize by electing a chair and a vice chair. The President shall preside until the chair is elected. The chair’s duties are to (1) preside at all meetings of the Board, (2) call special Board meetings, (3) attest to actions of the Board, and (4) notify the Governor, in writing, whenever a Board member fails to attend three consecutive regular Board meetings in any one fiscal year, since such absences may be grounds for removal. The vice chair’s duty is to act as chair during the absence or disability of the elected chair.

The Board may, at its own option, elect a co-chair to serve during the year. Use of a co-chair might be preferred by the Board when two Board members who have not served as chair are in the final year of their appointments. If co-chair(s) are elected, the Board must clarify during which part of the year each co-chair will preside.

Within fourteen days after the annual organizational meeting of the Board of Trustees, the President shall file with the State Board of Education, a copy of the organizational proceedings identifying the chair and the vice chair and the schedule of regular meetings of the year. Should the office of the chair become vacant, the Board shall elect a chair at its first meeting after the vacancy occurs, and the President shall notify the State Board of Education.

PRESIDENT
The College President is the chief executive officer and corporate secretary of the Board and shall be responsible to the Board for setting the agenda for meetings in consultation with the chair. The President also serves as the chief administrative officer of the College, and all the components of the institution and all aspects of its operation are responsible to the Board through the President.
AGENDA

1:00 P.M. REGULAR MEETING

I. MEETING CALLED TO ORDER

II. PRELIMINARIES: Student, faculty media and employee recognitions.
   A. Retirement recognition of Maurice Berkowitz – Dr. Mercedes Quiroga, Central Campus President
   B. Retirement recognition of Kenneth Stevenson – Nancy Botero, Vice President of Advancement
   C. Retirement recognition of John Service – Dr. Avis Proctor, North Campus President

III. AGENDA AND ACKNOWLEDGEMENT OF PUBLIC NOTICE

IV. APPROVAL OF BOARD OF TRUSTEE MINUTES
   A. Minutes of the Regular Meeting of May 28, 2013

V. OLD BUSINESS – (None)

VI. CONSENT AGENDA ITEMS

Those items included under the Consent section are self-explanatory and are not expected to require discussion before action. Items will be enacted by one motion. If discussion is desired by any Board member on any item, the item should be identified and removed from the Consent agenda for separate action.

A. Human Resources
   1. Employment of Full-Time and Part-Time Personnel and Resignation and Termination of Personnel

B. Purchasing
   1. Waiver of Bids - (None)
   2. Disposal of Surplus Property – (None)
   3. Invitations to Bids – Award Recommendations – (None)

C. Contracts
   1. Ratification of Previously Approved Contracts

D. Finance
   1. Warrants – May 2013
   2. Student Accounts Receivable Write-Off – (None)
E. Donations

F. Policies – (None)

G. Curriculum Committee Recommendations
   1. Fees
   2. Courses

H. Operations
   1. Educational Plant Survey and Capital Improvement Program

I. Academic Affairs – (None)

VII. COLLEGE PRESENTATIONS
   1. Total Compensation Study conducted by Fox, Lawson & Associates – Dr. Denese Edsall, AVP Human Resources
   2. Broward Online Campus – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success

VIII. ITEMS REMOVED FROM CONSENT AGENDA

IX. ACTION ITEMS

A. Campuses – (None)

B. Academic Affairs
   1. Revised renewal of the Dual Enrollment Articulation Agreement between the School Board of Broward County (SBBC) and Broward College (BC) – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success

C. Student Affairs – (None)

D. Operations
   1. Recommendation to approve a series of agreements associated with a long term operating leasing structure to cause the construction of the new Broward College Southwest Center – Tom Olliff, SVP for Administration
   2. Recommendation to award the contracts for Project Management Services to Gilbane Building Company, Bermello Ajamil & Partners, Inc., and JWR Construction Services – John Dunnuck, VP of Operations

E. Information Technology
   1. Recommendation to approve the addition of Cloud-based Software-as-a-Service (SaaS) subscription over three years for Grants Management, Big Data Analysis (BDA) as well as the Design Partner Program and Subscription for the Student System including implementation services provided by CedarCrestone – Patti Barney, VP for Information Technology
2. Recommendation to authorize Schedule 2 of the contract with Randstad Technologies to outsource technology helpdesk services for the college – Patti Barney, VP for Information Technology

3. Recommendation to approve the procurement of Information Technology consulting services acquired through the State of Florida Department of Management Services contract #973-561-10-1 – Patti Barney, VP for Information Technology

F. Finance – (None)

G. Human Resources
   1. Recommendation to authorize the agreement between Broward College and the United Faculty of Florida (UFF) – Dr. Denese Edsall, AVP for Human resources

H. Other Action Items
   1. Recommendation to authorize the award of advertising and media services to Green Advertising, a division of Pace Communications Group, Inc. and Strategic Philanthropy, Inc. – Aileen Izquierdo, VP for Public Affairs and Marketing
   2. Recommendation to accept the financial audit for the Broward College Foundation as of December 31, 2012 and for the period January 1, 2012 through December 31, 2012 – Nancy Botero, VP for Advancement and Executive Director for the Broward College Foundation
   3. Review and annual evaluation of Broward College President, J. David Armstrong Jr., review proposed minor contract amendment and adopt a performance plan for the President encompassing fiscal year 2013-14

I. Policies and Procedures
   1. Revision to Policy 6Hx2-1.05 – Board of Trustees; Appointment, Term of Office Organization –
   2. Revision to Policy 6Hx2-4.08 – Academic Freedom – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success
   3. Adopt previously repealed Policy 6Hx2-4.15 – Faculty Grievances Other Than Contractual Matters – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success
   4. Adoption of proposed Policy 6Hx2-xxx - Appointment and Contract type of Faculty – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success
   5. Adoption of proposed Policy 6Hx2-xxx - Award of Continuing Contract – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success
   6. Adoption of proposed Policy 6Hx2-xxx - Dismissal or Return to Annual Contract – Dr. Linda Howdyshell, College Provost and SVP for Academics and Student Success
   7. Repeal of Policy 6Hx2-5.33 – Re-entry Into a Health Sciences Program – Angeliac Millender, VP for Student Affairs and Enrollment Management
X. INFORMATION ITEMS
   A. Information Items
   B. Board Comments

XI. ADJOURNMENT
NOTICE OF PUBLIC MEETING
DISTRICT BOARD OF TRUSTEES
BROWARD COLLEGE

The Board of Trustees of Broward College will hold its regular meeting and student forum on July 9, 2013 at 1:00 p.m. This meeting is open to the public and will be held at the Willis Holcombe Center 111 East Las Olas Boulevard, Building 33, Boardroom 1208, Fort Lauderdale, FL 33301. The purpose of the regular monthly meeting is for the Board of Trustees, the legal governing body, to conduct public business.

A copy of the agenda is available in the President’s Office, 111 East Las Olas Boulevard, Boardroom 1208, Fort Lauderdale, FL 33301.

Any person who intends to appeal any decision made by the Board on any matter considered at this meeting will need a record of the proceeding and may need to insure that a verbatim record is taken on the testimony and evidence upon which the appeal is based.

Any person with a disability requiring auxiliary aids and services for this meeting may call the President’s Office at (954) 201-7401 with their request at least two business days prior to the date of the meeting.

J. David Armstrong, Jr.
Secretary
District Board of Trustees
Broward College
APPOINTMENT
Trustees shall be appointed by the Governor, and confirmed by the Senate in regular session. Members of the Board of Trustees shall receive no salary but may receive reimbursement for official travel and other expenses as provided by Section 112.061, Florida Statutes. In the case of a vacancy, due to illness, resignation or any other reason, the Governor shall appoint a successor for the remainder of the term.

TERM
Trustees shall be appointed for terms of four (4) years and may be reappointed. Terms shall expire on May 31 of the year of expiration, or as soon thereafter as the successors shall be qualified to serve. Residential address shall determine a trustee’s county of origin.

ORGANIZATION
At its first regular meeting after July 1 of each year, the Board shall organize by electing a chair and a vice chair. The chair’s duties are to (1) preside at all meetings of the Board, (2) call special Board meetings, (3) attest to actions of the Board, and (4) notify the Governor, in writing, whenever a Board member fails to attend three consecutive regular Board meetings in any one fiscal year, since such absences may be grounds for removal. The vice chair’s duty is to act as chair during the absence or disability of the elected chair.

The Board may, at its own option, elect a co-chair to serve during the year. Use of a co-chair might be preferred by the Board when two Board members who have not served as chair are in the final year of their appointments. If co-chair(s) are elected, the Board must clarify during which part of the year each co-chair will preside.

Within fourteen days after the annual organizational meeting of the Board of Trustees, the President shall file with the State Board of Education, a copy of the organizational proceedings identifying the chair and the vice chair and the schedule of regular meetings of the year. Should the office of the chair become vacant, the Board shall elect a chair at its first meeting after the vacancy occurs, and the President shall notify the State Board of Education.

PRESIDENT
The College President is the chief executive officer and corporate secretary of the Board and shall be responsible to the Board for setting the agenda for meetings in consultation with the chair. The President also serves as the chief administrative officer of the College, and all the components of the institution and all aspects of its operation are responsible to the Board through the President.
Board Meeting Archive

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