Mission: To promote high-quality school readiness, voluntary pre-kindergarten and after school programs, thus increasing all children's chances of achieving future educational success and becoming productive members of society. The Coalition seeks to further the physical, social, emotional and intellectual needs of Miami-Dade and Monroe County children with a priority toward the ages before birth through age 5.
Provider Services Committee Meeting
January 30, 2019; 2:00 PM
ELC Board Room

Committee Attendees: Rick Beasley (via conference call), Jenni Roig; Loreen Chant

Absent Committee Member: Abilio Rodriguez

Staff Attendees: Evelio Torres; Angelo Parrino; Lisa Sanabria; Ileana Vallejo; Vanessa Aguilera; Jackye Russell; Amy Tongson; Miguel Alfonso; Josh Garcia; Fiorella Christie; Lisney Badillo; Sandra Gonzalez; Mercy Castiglione; Alex Sanchez; Jose Hernandez; Belkis Torres

General Attendees: Bob de la Fuente; Arthur Jones, Sheena Williams, Ms. Richardson, Andrea Copeland

I. Welcome and Introductions

Rick Beasley

II. Approval of Minutes

Rick Beasley

  o Motion to approve by J. Roig.
  o Motion seconded by R. Beasley.
  o Motion unanimously passed.

III. Informational Items

  ▪ Provider Insurance
  ▪ Change of Ownership

IV. Creative Kidz Preparatory Academy

Bob de la Fuente

  • B. de la Fuente stated that Creative Kidz Preparatory Academy received notification of multiple EHS non-compliances during EHS Health & Safety Screener visits. Per the EHS Contract: Each classroom must have two paid teachers at all times regardless of the number of children in attendance. Maximum group six for EHS, whether blended or not, shall be eight children. During naptime, one teaching staff member may be replaced by
one staff member or volunteer who does not meet the minimum EHS teaching qualifications required for the age group. The Provider was out of ratio on the following dates:

- 12/28/2018: The ratio for classrooms 1, 3, and 4B was 1:4 in each classroom.
- 1/9/2019: The ratio for classrooms 3, 4A, and 4B was 1:6 each.
- 1/30/2019: The ratio for classroom 4B was 1:4.
- 2/11/2019: The ratio for classroom 4B was 1:4.
- 3/18/2019: During naptime, the ratio for classrooms 3, 4A, and 4B was 1:5 each.
- 4/3/2019: The ratio for classroom 3 was 1:6.
- 4/22/2019: The ratio for classrooms 1 and 4A was 1:4 each.
- 4/25/2019: The ratio for classroom 1 was 1:5 and for classroom 3 was 1:7.
- 5/14/2019: During naptime, the ratio for classrooms 1, 3, and 4B was 1:8 each. The ratio for classroom 4A was 1:7.
- 5/29/2019: The ratio for classroom 1 was 1:4.
- 6/14/2019: One teacher in classroom 1. One teacher provided coverage for classroom 4a and 4b while a teacher slept in 4a during her break. The ratio for both classrooms was 1:10 (classroom 4A 6 children and 4B 4 children). The ratio for classroom 1 was 1:6.
- 8/20/2019: Exceeded the maximum number of eight children in all classrooms. Number of children in classrooms were between 9 and 10. Two of the three open classrooms had infants. The ratio for classrooms 2, 4A, and 4B was 2:10 each. Classroom 1 was closed.
- 8/30/2019: During naptime the ratio for classroom, one was 0:4.

• Per the EHS Contract: Provider will ensure safety practices and responsive care are adhered to at all times. Specifically, the Provider must place chemicals and teacher’s personal belongings in locked cabinets; adhere to DCF regulations on safe sleep; and ensure daily cleaning of center. The Provider was out of compliance on the following dates:

- 4/25/2019: Diapering table used for storage in classroom 1.
- 5/22/2019: Infant placed on his stomach with a bib around her neck and a pacifier attached to the bib. (Addressed immediately by EHS Technical Assistance Specialist).
- 8/20/2019: Baby placed to sleep on her stomach with a rubber headband around her neck. (Addressed immediately by EHS Technical Assistance Specialist).
- 4/25/2019: Food debris from lunch on floor during nap in classroom 3.
- 5/22/2019: Classrooms observed to be unclean.
- 8/20/2019: Floor and tables and sticky and unclean.
• Per the EHS Contract, Attachment 1 Scope of Work, Section I.8 Nutrition: All foods must be stored appropriately to prevent spoilage and served at the correct temperature. If funds are available, Early Head Start may assist the center with purchasing a refrigerator for the classroom to store breastmilk. The Provider was out of compliance on the following dates:
  
  o 3/18/2019: Two bottles with formula not labeled in classroom 1.
  o 4/25/2019: Two bottles with formula not labeled in classroom 1.

• Per Head Start Policy and Regulation 1302.47(b)(6)- Hygiene Practices, all staff systematically and routinely implement hygiene practices that at a minimum ensure: (i) Appropriate toileting and hand washing, and diapering procedures are followed. The following was not being implemented during EHS monitoring:
  
  o 3/18/2019: No hand washing in Classroom 1 and 4A.
  o 4/25/2019: Running water not available for handwashing (portable sink unplugged and water needed to be changed).
  o 5/29/019: No Hand washing Classroom 1.
  o 6/11/2019: No Hand washing Classroom 4B.
  o 8/20/2019: No Hand washing Classroom in all 4 classrooms.
    8/30/2019: No Hand washing during Health and Safety Screener Monitoring

• Per Head Start Policy and Regulation 1302.47(b)(1)(iv)- Facilities. All facilities where children are served, including areas for learning, playing, sleeping, toileting, and eating are, at a minimum...designed to prevent child injury and free from hazards, including choking, strangulation, electrical, and drowning hazards, hazards posed by appliances and all other safety hazards. The following non-compliance occurred:
  
  o 4/25/2019: Peeling paint in classroom 1

• Two parents whose children attended Creative Kidz were present and testified against the childcare center.

  • After reviewing all documents and hearing the providers’ testimony, the committee, voted to terminate the contract and revoked eligibility for 5 years.
    
    o Motion to approve by J. Roig.
    o Motion seconded by R. Beasley.
    o Motion unanimously passed.
v. Public Comments

vi. Adjourn

Rick Beasley
Provider Services Committee Meeting  
February 18, 2020; 1:30 PM  
Via Conference Call  

Committee Attendees: Rick Beasley Jenni Roig; Abilio Rodriguez  

Absent Committee Member: Loreen Chant  

Staff Attendees: Evelio Torres; Angelo Parrino; Lisa Sanabria; Ileana Vallejo; Jackye Russell  

General Attendees: Bob de la Fuente  

I. Welcome and Introductions  

Rick Beasley  

II. Creative Kidz Preparatory Academy  

Bob de la Fuente  

• B. de la Fuente stated that as per OEL the coalition could not ask providers to waive their right to a second appeal.  

III. Public Comments  

Rick Beasley  

IV. Adjourn  

Rick Beasley
Action Requested: The Executive Leadership Team recommends termination of the SR and VPK Contract for the 2019-2020 FY and revocation of eligibility for a period of five (5) years subject to provider testimony and verification of supporting documentation submitted by provider.

Background

St. Justin Martyr Pre-School

- License Capacity: 93
- Care Level offered: 2 months to 11 years
- Approximate Children enrolled for SR: 22
- Approximate Children enrolled for VPK: 5
- Approximate number of providers within the same zip code offering the same services: 5
- Accreditations/Gold Seal: N/A
- Provider has offered services since: 2007
- 2018-2019 reimbursements: Approximately $175,026.51

Issues

Two Class 2 Violations During Corrective Action Plan (“CAP”) Period

- On 5/31/2016, the Provider attended a Review Hearing for receiving 1 class 1 Violation for Access/Child Abuse or Neglect/Misrepresentation. The decision was no further action after confirming corrective action was taken.

- On 9/26/2019, the Provider attended the Provider Services Review Hearing and the decision was to place the Provider on a Corrective Action Plan “CAP” for the period of one (1) year. The CAP period began 9/26/2019 and ending 9/26/2020.

- On 12/16/2019, the Provider received two class II violations while under a CAP.

Continued on Page 2
Issues

Continued from Page 1

12. Facility Environment Child Care Facility (“CCF”) Handbook, Section 3.1 (Form Office of Early Learning (“OEL”)-School Readiness (“SR”)-6202, Section 10 Physical Environment, Pages 22-23)

- **12/16/2019**- 12-18: The facility had electrical outlet covers that were not in place. CCF Handbook, Section 3.1, I

  - **Comments on the DCF Inspection Report**: Outlet in two-year-old room left uncovered. Outlet covers re-installed during the inspection. Technical Assistance (“T/A”) given that: All accessible electrical outlets must be tamper-resistant electrical outlets that contain internal shutter mechanisms to prevent children from sticking objects into receptacles. In settings that do not have tamper-resistant electrical outlets, outlets shall have safety covers. Violation was completed at the time of inspection.

17. Outdoor Play Area/Fencing CCF Handbook, Section 3.5 (Form OEL-SR-6202, Section 7 Planned Activities, Pages 19-20), (Form OEL-SR-6202, Section 10.7 Outdoor Play Area and Section 10.8 Fencing, Pages 25-26)

- **12/16/2019**- 17-02: The facility's outdoor play area contained litter, nails, glass or other hazards that posed a threat to the health, safety or well-being of the children. CCF Handbook, Section 3.5, A (Section 10.7, number 1) [SR]

  - **Comments on the DCF Inspection Report**: The wooden swing/slide play structure on the playground had an exposed screw, rotted wood in one of the support beams, and a rotted post rail. Provider states they will just remove the entire structure. T/A given to have the structure repaired or removed as soon as possible. The outdoor play area must be clean and free from litter, nails, glass and other hazards. The due date is 1/3/2020.

Comments:

- School Readiness Contract effective: 07/01/2019
- Voluntary Pre-Kindergarten Contract effective: 08/14/2019
Action Requested: The Executive Leadership Team recommends termination of the SR contract for the 2019-2020 FY and revocation of eligibility for a period of five (5) years subject to provider testimony and verification of supporting documentation submitted by provider.

Background

**Toddler Tech of Miramar**
- License Capacity: 183
- Care Level offered: 6 weeks to 12 years
- Approximate Children enrolled for SR: 1
- Approximate Children enrolled for VPK: N/A
- Approximate Number of providers within the same zip code offering the same services: 7
- Accreditations/Gold Seal: N/A
- Provider has offered services since: 1998
- 2018-2019 Approximate reimbursements: $3439.64

**Issues**

**One Class 1 Violation within a 12-month period**
- On 12/3/2019 the Contract Department received notification via email from The Department of Children and Family (“DCF”) and the inspection report stated the following:

08. Ratios of Personnel to Children Group: Section 7-4.06, Ordinance and Department of Children and Families Handbook.

9/26/2019: 08-02 Section 7-4.06(c), Ordinance: There shall be at least one (1) staff person providing direct supervision at all times when one (1) or more children are present. At no time shall any child be left alone for any reason without direct supervision. Direct Supervision means watching and directing the children’s activities within close proximity within the same room inside or within a designated outdoor play area and responding to each child’s needs. Child care personnel and volunteers at a facility must be assigned to provide care to a specific group of children and be present with that group of children at all times during the day including during meals, napping, snack time, and transportation of children.
Illustrated from page 1

2.4.1(B), Handbook: Children must never be left inside or outside the facility, in a vehicle, or at a field trip location by themselves. Lack of direct supervision was observed in the [SEE COMMENTS]. (Section 5, numbers 1-17) [SR]

Per DCF, upon arrival to the childcare facility, a group of 7 children, ages 4 and 5, were observed alone and unsupervised in the VPK classroom. The staff member responsible for the group was in the office. Additionally, a group of 4 children, ages infant and 1's, was also observed unsupervised. The staff member responsible for that group was in the kitchen preparing the lunches.

Comments:
- On 12/16/2019, Lucia Rodriguez, Provider Relations Specialist, advised that Early Learning Coalition of Broward County will be placing this Provider on a Corrective Action Plan due to violations received
- The Provider has no previous, CAP’s, or non-compliances with Early Learning Coalition of Miami-Dade/Monroe.
### Background

**PATTY CAKE ACADEMY**
- License Capacity: 140
- Care Level offered: 6 Weeks to 12 years
- Approximate Children enrolled for SR: 2
- Approximate Children enrolled for VPK: N/A
- Approximate Number of providers within the same zip code offering the same services: 10
- Accreditations/Gold Seal: N/A
- Provider has offered services since: 2012
- 2018-2019 Approximate reimbursements: $4,969.08

### Issue

**Three Class 1 Violations and Three Class 2 Violations within a 12-month Timeframe**

- **On 11/6/2019 Provider received a Class 1 Violation in standard, Ratios of Personnel to Children Group:** Section 7-4.06, Ordinance and Department of Children and Families (“DCF”) Handbook (Form Office of Early Learning (“OEL”)- School Readiness (“SR”)’-6202, Section 3 Ratios, Page 13 and Section 5 Supervision.

*Non- Compliance description:*
Section 7-4.06(c), Ordinance: There shall be at least one (1) staff person providing direct supervision at all times when one (1) or more children are present. At no time shall any child be left alone for any reason without direct supervision. Direct supervision means watching and directing the child(ren) activities within close proximity within the same room inside or with a designated outdoor play area and responding top each child’s needs. Child care personnel and volunteers at a facility must be assigned to provide care to a specific group of children and be present with that group of children or child at all times during the day including during meals, napping, snack time, and transportation of children. 2.4.1(B), Handbook: Children must never be left inside or outside the facility, in a vehicle, or at a field trip location by themselves. Lack of direct supervision was observed in the [SEE COMMENT]. (Section 5, numbers 1-17) [SR].

Continued on page 2.
Issue

Comments from DCF Inspection Report: Monitor arrives at the facility and observed two (2) staff in the front building. One (1) staff was in a toddler room with five (5) children. The other staff was with a group of children ages 2-5 Years. The staff took one child into an empty classroom to change a diaper and left the remaining seven (7) children unsupervised. Therefore, a notice of violation will be issued for a lack of direct supervision with an administrative fine recommended. Due Date: completed at the time of inspection.

- On 12/3/2019, Provider received a Class 1 Violation in standard, General Facility Requirements Group: Section 7-5.01 Ordinance and DCF Handbook. 2.4.1(F) Handbook: No person can be an operator, owner, or employee of a childcare facility while using or under the influence of narcotics, alcohol, or other drugs that impair a person’s ability to provide safe care and supervision. An employee was under the influence during operational hours. (section 5, number 14) [SR].

Non-Compliance description:
11-04 2.4.1(F), Handbook: No person can be an operator, owner, or employee of a child care facility while using or under the influence of narcotics, alcohol, or other drugs that impair a person’s ability to provide safe care and supervision. An employee was under the influence during operational hours. (Section 5, number 14) [SR]

Comments from DCF Inspection Report:
The complaint was reported to Child Protective Investigators (“CPI’s”) on 11/18/2019. CPI’s reported the complaint to Child Care Licensing and Enforcement on 12/3/2019. An investigation was started on 12/4/2019. A complaint alleges that an employee was intoxicated while on the job. On Monday, 11/18/2019 at approximately 7:08pm, Hollywood Police Officer N. Dequarto (“ND”) was dispatched to Patty Cake Academy. Officer ND states that there was a face to face conversation with employee Carolina Buitrago (“CB”). During that conversation the office noted the following with regard to employee CB: CB was unable to maintain her balance without the support of her vehicle; CB eyes were glassy; CB had a strong odor of alcohol on her breath; CB admitted to Officer ND that she had been drinking wine while she was on duty; CB couldn’t follow basic requests such as to produce her driver’s license; The Officer determined that CB was not able to drive. The Officer had to call another employee to drive CB home; and Officer ND called the supervisor of employee CB to apprise her of the situation.
Early Learning Coalition Review Hearing Committee
February 27, 2020
PATTY CAKE ACADEMY- 45915
6300 Polk Street, Hollywood, FL. 33024

Continued from page 2

Issue

Comments (Cont’d) from DCF Inspection Report: Based on actual face-to-face conversations as well as the multiple observations made by Officer ND, which were outlined in the Officer’s report, this complaint is deemed SUBSTANTIATED. A Class 1 Notice of Violation is being issued. The incident occurred 11/18/2019.

- On 12/3/2019 Provider received a Class 1 Violation in standard, Ratios of Personnel to Children Group: Sec. 7-4.06, Ordinance and DCF Handbook

Non-Compliance Description:
08-03 Sec. 7-4.06(c), Ordinance: Direct supervision means watching and directing the children’s activities within close proximity within the same room inside or within a designated outdoor play area and responding to each child’s needs. Inadequate supervision occurred when a child(ren)’s needs were not met in the following incident: [The parent (LS) observed staff member (CB) outside of the school while her three (3) children were left alone and unsupervised inside the facility.]. (Section 5, numbers 1-17) [SR]

Comments from DCF Inspection Report:
The complaint was report to CPIS on 11/18/2019. CPIS reported the complaint to CCLE on 12/03/2019. An investigation was started on 12/04/2019. A complaint alleges that on 11/18/2019 at approximately 7:00 pm there were no staff watching the children. Teacher was observed outside when complainant arrived.

In a report written by Hollywood police officer (ND), employee (CB) told the officer that since 5:30 pm that day she was the only employee on site. Employee (CB) never denied that she left the children inside the building unsupervised.

Based on that admission when the parent (LS) observed staff member (CB) outside of the school then her three (3) children would have had to been left alone and unsupervised inside the facility. This complaint is deemed SUBSTANTIATED. A class 1 NOV is being issued. The incident occurred 11/18/2019. NOV issued 12/09/2019.

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Early Learning Coalition Review Hearing Committee

February 27, 2020

PATTY CAKE ACADEMY- 45915

6300 Polk Street, Hollywood, FL. 33024

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- On 11/6/2019 Provider received a Class 2 Violations in standard, Outdoor Play Space Group: Section 7-5.03, Ordinance and DCF Handbook (Form OEL-SR-6202, Section 10.7 Outdoor Play Area and Section 10.8 Fencing.

**Non-Compliance Description:**
Section 7-5.03, Ordinance: There shall be a minimum of six (6) inches of resilient, impact resistant material such as sand, mulch, grass, etc., under all permanently installed equipment unless approved rubber padding is used. The six (6) inch resilient, impact material shall not be on top of a non-yielding surface for facilities licensed after the date this Ordinance is adopted. Non-yielding surfaces, such as concrete, gravel, rock, or paving shall not exceed one-fourth (1/4) of the required outdoor play space. 3.12(D), Handbook: Permanent or stationary playground equipment must have a minimum of six (6) inches in depth of loose ground cover (such as but not limited to: mulch, shredded rubber chips, or sand) or other shock absorbing protective surface under the equipment and within the fall zone that provides resilience, and is maintained to reduce the incidence of injuries to children in the event of falls. Asphalt, concrete, hard packed dirt, hay, grass or leaves are unsuitable for use in the fall zone area. The playground surface was insufficient. (Section 11.2, number 3) [SR].

**Comments from DCF Inspection Report:**
Provide sufficient surface under stationary and permanently installed equipment (Large climber and blue toddler slide and tunnel). The due date was 12/4/2019.

- On 11/6/2019 Provider received a Class 2 Violation in standard, Outdoor Play Space Group: Section 7-5.03, Ordinance and DCF Handbook (Form OEL-SR-6202, Section 10.7 Outdoor Play Area and Section 10.8 Fencing.

**Non-Compliance Description:**
3.5.1(D), Handbook: The outdoor play area must have adequate fencing or walls a minimum of 4 feet in height. Fencing, including gates, must be continuous and must not have gaps or opening larger than 3 inches that would allow children to exit the outdoor play area. The base of the fence must remain at ground level, and be free from erosion or build-up to prevent inside and outside access by children or animals. These areas must have at least two exits, with at least one being remote from the buildings. If an outdoor play area was approved for usage by the Department prior to the effective date of this rule, no new exits are required to be added to meet this standard. However, if outdoor play area fencing is changed then the standard would apply and two exits must be provided. The facility’s fencing was inadequate in that [SEE COMMENT]. (Section 10.8, number 2) [SR].

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Continued from page 4

**Issue**

**Comments from DCF Inspection Report:**
Repair bent chain-link fence by the VPK Room; Repair multiple areas of the chain-linked fence observed bent and rusty; Repair chain-linked fence in the back of the playground with gap; Repair blue slide and tunnel with peeling paint and broken wood slab; Cover areas of exposed concrete by the picnic tables; Paint yellow and red poles observed with peeling paint; and Repair broken exposed pipes on wall observed with rust and dark substance. The due date was 12/4/2019.

- **On 12/10/2019 Provider received a Class 2 Violation in section, Outdoor Play Space Group:** Section 7-5.03, Ordinance and DCF Handbook (Form OEL-SR-6202, Section 10.7 Outdoor Play Area and Section 10.8 Fencing.

**Non-Compliance Description:**
Section 7-5.03(e), Ordinance: There shall be a minimum of six (6) inches of resilient, impact resistant material such as sand, mulch, grass, etc., under all permanently installed equipment unless approved rubber padding is used. The six (6) inch resilient, impact material shall not be on top of a non-yielding surface for facilities licensed after the date this Ordinance is adopted. Non-yielding surfaces, such as concrete, gravel, rock, or paving shall not exceed one-fourth (1/4) of the required outdoor play space. 3.12(D), Handbook: Permanent or stationary playground equipment must have a minimum of 6 inches in depth of loose ground cover (such as but not limited to: mulch, shredded rubber chips, or sand) or other shock absorbing protective surface under the equipment and within the fall zone that provides resilience, and is maintained to reduce the incidence of injuries to children in the event of falls. Asphalt, concrete, hard packed dirt, hay, grass or leaves are unsuitable for use in the fall zone area. The playground surface was insufficient. (Section 11.2, number 3) [SR].

**Comments from DCF Inspection Report:**
This area failed to comply during the last inspection on 11/6/2019. The facility did not comply by the due date. Provide sufficient surface under stationary and permanently installed equipment (Large climber and blue toddler slide and tunnel). The due date was 12/247/2019.
Early Learning Coalition Review Hearing Committee
February 27, 2020
PATTY CAKE ACADEMY- 45915
6300 Polk Street, Hollywood, FL. 33024

Issue

Comments:

- Provider has no previous CAP’s, Term’s, or non-compliances.
- On 12/20/2019, Angie Palomino, Provider Relationship Specialist, advised that Early Learning Coalition of Broward County will be placing this Provider on a Corrective Action Plan due to the number of Class 1 and Class 2 Violations received.
- Provider currently has an SR and VPK contract with Early Learning Coalition of Broward County.
- The Provider’s SR contract with Early Learning Coalition of Miami-Dade/Monroe commenced on 7/1/2019.