ELC Provider Services Committee Meeting
July 30, 2020, 2:00 p.m.
Zoom Meeting ID: 956 8943 9055

I. Welcome & Introductions  Rick Beasley

II. Approval of Minutes  Rick Beasley
   A. Motion to approve June 25, 2020 Minutes.

III. Charita M. Hunter Family Day Care Home  Bob de la Fuente

IV. Montessori Children's House of Miami Lakes  Bob de la Fuente

V. Public Comments  Rick Beasley

VI. Adjourn  Rick Beasley

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
June 25, 2020; 2:00 PM
Zoom Meeting ID: 919 8656 1178

Committee Attendees: Rick Beasley, Loreen Chant, Abilio Rodriguez, Jenni Roig

Absent Committee Member:

Staff Attendees: Evelio Torres; Angelo Parrino, Jackye Russell, Vanessa Aguilera; Amy Tongson, Johnetta Ruby; Amanda Torres; Ileana Vallejo; Mercy Castiglione;

General Attendees: Bob de la Fuente; Yasmeen Vayani, Adil Vayani, Shaukat Vayani,

I. Welcome and Introductions

   Rick Beasley

II. Approval of Minutes

   Rick Beasley

   o Motion to approve by A. Rodriguez.
   o Motion seconded by L. Chant.
   o Motion unanimously passed.

III. Small World Montessori I, II and Preschool

   Bob de la Fuente

   • B. de la Fuente stated that on 2/05/2020, Lisney Badillo, Director of Contracts and Procurement, was informed via email that Small World Montessori Method School Inc. dba Small World Montessori Method School II was placed on the Florida Child Care Food Program (“CCFP”) United States Department of Agriculture (“USDA”) National Disqualified List on 1/31/2020. On 5/10/2019, the Contracts Department was informed via email Small World Montessori Method School Inc. dba Small World Montessori Method School II, Yasmeen Vayani and Adil Vayani, were placed on the CCFP USDA Disqualified Providers List on 4/25/2019. On 6/11/2019, the Provider was granted Petitioners. Motion to Stay Final Order until the resolution of the appeal.

   • B. de la Fuente stated that Small World Montessori III owner who appears on Sunbiz, Shaukat Vayani, is the father of Adil Vayani (who was placed the Florida Child Care Food Program (“CCFP”) United States Department of Agriculture (“USDA”) National
Disqualified List on 1/31/2020). As per rule 6M-4.610 FAC, Program Ineligibility. For the purpose of this subsection "individual associated with a provider" means an individual or family member of an individual who, regardless of compensation, holds a management position, oversees the operations of a provider, or is an officer, shareholder, beneficial owner or member of the board of directors of a provider. A provider shall not be eligible to contract to offer the SR program if any of the following circumstances apply: An individual associated with the provider was, or is, associated with another provider that is on the United States Department of Agriculture National Disqualified List is ineligible to provide services. Adil Vayani was previously listed as the Director of the facility.

- B. de la Fuente stated that Small World Montessori Preschool owner who appears on Sunbiz, Shaukat Vayani, is the father of Adil Vayani (who was placed the Florida Child Care Food Program (“CCFP”) United States Department of Agriculture (“USDA”) National Disqualified List on 1/31/2020).

- The provider stated that he could not go into details of what had accord because they were attempting to appeal the disqualification.

- L. Chant recommended that the provider not be revoked for 5 years but enable them to reapply if the appeal was won.

- After reviewing all documents and hearing the providers’ testimony, the committee, voted to terminate the contract and revoke eligibility for five years.
  - Motion to approve by A. Rodriguez.
  - Motion seconded by J. Roig.
  - Motion did not unanimously pass L. Chant was opposed.

IV. Public Comments

V. Adjourn
Action Requested: The Executive Leadership Team ("ELT") recommends termination of the School Readiness ("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

Charita M. Tyne Family Day Care Home
- License Capacity: 10
- Care Level offered: 2 months to 13 years
- Approximate Children enrolled for SR: 10
- Approximate Children enrolled for VPK: N/A
- Approximate number of providers within the same zip code offering the same services: 35
- Accreditations/Gold Seal: N/A
- Provider has offered services approximately since: 2003

Issues

Three Class 2 Licensing Violations During Corrective Action Plan ("CAP") Period
- On 5/29/2020, the Contract Department was notified via email by the Department of Children and Families ("DCF") that the Provider was non-compliant within the standard 06-01: Background Screening Requirements.

The following was noted on the DCF inspection report(s):

Background Screening Requirements Family Day Care Home ("FDCH")/Large Family Child Care Home ("LFCCH") Handbook, Section 4
- 06-01: Required background screening was missing for [a juvenile family member, 12 and older (a Florida department of Law Enforcement “FDLE” check)]. 402.313(3) F.S. and FDCH/LFCCH Handbook, Section 4.1 (Section 18.4; Section 2.1, number 2; Section 2.2, number 1) [School Readiness ("SR")]

- 5/22/2020: The juvenile screening has not been done for family members living in the home. As technical assistance per the handbook, Operators, household members (adults and children 12 to 17 years of age), substitutes, volunteers and LFCCH employees must have a level 2 background screening clearance from the Department prior to obtaining a license, residing in the home, employment, or volunteering unsupervised with children.

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Early Learning Coalition Review Hearing Committee

July 30, 2020

Charita M. Tyne Family Day Care Home– F11MD0005

16313 SW 103rd Place, Miami, FL. 33157

Issues

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• 5/22/2020: The employer/owner/operator must review each employment application to assess the relevancy of any issue uncovered by the complete background screening, including any arrest, pending criminal charge, or conviction, and must use this information in employment decisions in accordance with state laws. As provided in section 402.310, Florida Statutes and Rule 65C-20.012, Florida Administrative Code, this serves as notice that the Department will assess a Per Day fine beginning on 5/22/2020 until the violation is corrected as this is the fourth violation of standard 6-1 within a 2-year period. The due date was 6/5/2020.

• 3/5/2020: The juvenile screening has not been done for family members living in the home. As technical assistance per the handbook, Operators, household members (adults and children 12 to 17 years of age), substitutes, volunteers and LFCCH employees must have a level 2 background screening clearance from the Department prior to obtaining a license, residing in the home, employment, or volunteering unsupervised with children. The employer/owner/operator must review each employment application to assess the relevancy of any issue uncovered by the complete background screening, including any arrest, pending criminal charge, or conviction, and must use this information in employment decisions in accordance with state laws. The due date was 3/19/2020.

• 2/6/2020: One of the family members is missing documentation of their background screening. As technical assistance per the handbook, Operators, household members (adults and children 12 to 17 years of age), substitutes, volunteers and LFCCH employees must have a level 2 background screening clearance from the Department prior to obtaining a license, residing in the home, employment, or volunteering unsupervised with children. The employer/owner/operator must review each employment application to assess the relevancy of any issue uncovered by the complete background screening, including any arrest, pending criminal charge, or conviction, and must use this information in employment decisions in accordance with state laws. The due date was 2/20/2020.

• The Provider advised Isha Sanders, Contract Manager, that the individual at issue is the Provider’s minor daughter. Furthermore, that the Provider submitted the background screening on 6/2/2020. Once clearance letter is received, Provider would submit to Contract Manager.

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Early Learning Coalition Review Hearing Committee

July 30, 2020

Charita M. Tyne Family Day Care Home– F11MD0005
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Issues

Continued from Page 2

Additional Information:

- On 12/4/2018, the Provider was presented to ELT for a gap in general liability insurance. The decision was to terminate. However, the Provider requested a hearing.

- On 1/31/2019, the Hearing Committee decided to place the Provider on a CAP for a period of 2 years effective 1/31/2019 and ending 1/31/2021. The Provider was also required to submit quarterly proof of their liability policy displaying the policy in full force without any lapse in coverage. The Provider has remained in compliance of the CAP.

- The Provider has the following DCF Violations within two years: (0) Class 1, (8) Class 2, and (7) Class 3 violations (refer to pages 3 and 4 of the supporting documentation).

- (2) of the Class 2 violations for Staffing Requirements (missing level 2 screening documents) are pending an action status by DCF (refer to page 3 of the supporting documentation).

- The Provider has not been monitored by Loss Prevention within the last 12-months.


- The Provider is currently open.
Action Requested: The Executive Leadership Team ("ELT") recommends non-renewal of the Voluntary Prekindergarten ("VPK") Contract for the 2020-2021 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

Montessori Children's House of Miami Lakes

- License Capacity: 165
- Care Level offered: 2 years to 13 years
- Approximate Children enrolled for SR: N/A
- Approximate Children enrolled for VPK: 0
- Approximate Number of providers within the same zip code offering the same services: 28
- Accreditations/Gold Seal: N/A
- Provider has offered services approximately since: 2012
- 2018-2019 Approximate reimbursements: $42,868.72

Issue

Cancellation of General Liability Insurance Policy

- On 5/5/2020, Pierina Campozano, Insurance Agent from Jackson Insurance Agency sent e-mail notification that the Provider cancelled their insurance policy effective 3/16/2020.
- On 5/7/2020, Contract Manager, Johnetta Nuby contacted the Provider via e-mail to inquire about the policy. The Provider stated they have been closed since March 2020 and will not re-open until August 2020.
- Provider also stated the decision to cancel the policy was due to the facility currently having no students, staff or income. Additionally, due to the lack of income the Provider does not intend to reinstate the policy until they reopen in August.
- On 5/8/2020, the Provider further informed by e-mail that they have contacted Governor Ron DeSantis’ office for further guidance on this issue.
- Insurance policy on file was effective 2/21/2020-2/21/2021.
Additional Information:

- The Provider currently has the following violations with Department of Children and Families ("DCF") within a 2-year timeframe: (0) Class 1 violation, (2) Class 2 violations, and (5) Class 3 violations. (refer to pages 8-9 in the supporting documentation)
- On 11/4/2019, the Provider was monitored by the VPK Monitoring Team, the following was found non-compliant (refer to page 10 in the supporting documentation):
  - Second Lead Teacher in Class B (Diamary Peguero) was not approved by the ELC to be in this role.
- The Provider has not been monitored within the past 12-months by the Loss Prevention Team. (refer to page 11 in the supporting documentation)
- The Provider is currently closed due to COVID-19.