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.

ELC Provider Services Committee Meeting
June 21st, 2016, 3:00 p.m.
ELC Board Room

I. Welcome & Introductions
   Rick Beasley

II. Approval of Minutes
   A. Motion to approve May 31st, 2016 Minutes.
   Rick Beasley

III. YWCA
   A. Windows
   Jenifer Hernandez/Erika Erched
   B. Gerry Sweet

IV. FCAA
   A. New Mt. Zion Early Childhood
   Angela Gill/Erika Erched
   B. Dr. Dazelle Simpson

V. Little Lights of the World
   Natalie Cabrera/Erika Erched

VI. Holy Family Catholic School
    Angela Gill/Erika Erched

VII. Children’s Choice
     Jenifer Hernandez/Erika Erched

VIII. Our Lady of Charity
     Yesenia Reyes/Erika Erched

IX. Clara Mohammed School
    Jenifer Hernandez/Erika Erched

X. Marie Rivette
   Yesenia Reyes

XI. Mercedes Fuentes
    Yesenia Reyes

XII. Public Comments
     Rick Beasley

XIII. Adjourn
      Rick Beasley
Committee Attendees: Shaleen Fagundo; Abilio Rodriguez; Mara Zapata, Rick Beasley

Staff Attendees: Angelo Parrino; Lisa Sanabria; Lisney Badillo; Natalie Cabrera; Jenifer Hernandez; Erika Erched; Fiorella Altare; Jackye Russell; Natalie Cabrera; Michelle Meilan; Evelio Torres

General Attendees: Santiago Echemendia

I. Welcome and Introductions

II. Approval of Minutes

   o Motion to approve by M. Zapata.
   o Motion seconded by S. Fagundo.
   o Motion was unanimously passed.

III. St Justin’s Martyr Pre-school

   • J Hernandez stated that this provider received a Class 1 licensing violation which posed a threat to the health, safety or welfare of the children.
   • S. Echemendia stated that based on schools record, the fact that they self-reported and had no prior incidents, and terminated the teacher involved in the incident no further action should be taken.

   • The Hearing Committee’s recommended that no further action be taken.

      o Motion to approve by S. Fagundo.
      o Motion seconded by A. Rodriguez.
      o Motion was unanimously passed.

IV. The Children’s Place Child Care Center

   • J. Hernandez stated that this provider had outstanding deliverables greater than 30 days and did not meet the requirements of the Early Learning Performance Funding Pilot Project Contract.
• E. Torres stated that this could potentially become an audit finding if they were allowed to remain in the program.

• The Hearing Committee’s recommended terminate them from the funding pilot.
  o Motion to approve by S. Fagundo.
  o Motion seconded by A. Rodriguez.
  o Motion was unanimously passed.

V. YWCA Windows to Early Learning Child Care and the Gerry Sweet Child Care  Rick Beasley
• J. Hernandez stated that these providers received VPK Monitoring and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

• S. Echemendia stated that due to this being in the statutes there is not much flexibility in the 5 year termination for non-compliance.

• After discussion among the committee members it was decided that E. Torres would contact OEL to ask for flexibility with the length of the termination.

• The Hearing Committee’s recommended to terminate them from the VPK Program.
  o Motion to approve by M. Zapata.
  o Motion seconded by S. Fagundo.
  o Motion was unanimously passed.

VI. Clara Mohammed School  Rick Beasley
• J. Hernandez stated that this provider received a VPK Monitoring on March 7, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment. The committee motioned to terminate the VPK contract.

• The Hearing Committee’s recommended terminate them from the VPK Program.
  o Motion to approve by A. Rodriguez.
  o Motion seconded by M. Zapata.
  o Motion was unanimously passed.

VII. Our Lady of Charity School  Rick Beasley
• Y. Reyes stated that this provider received a VPK Monitoring on March 21, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

• The school representative stated that the assessments were done and she had them with her.
• S. Echemendia questioned the school representative about the validity of her statement and warned that if the ELC found them to be untrue this could potential become a fraud case.

• The school representative repeated to the committee that the assessments were done on time.

• The Hearing Committee’s recommended to continue to the next meeting in order to allow the ELC staff time to review the packets.
  
  o Motion to approve by A. Rodriguez.
  o Motion seconded by M. Zapata.
  o Motion was unanimously passed.

VIII. Just for Kids

• N. Cabrera stated that this provider failed to supply supporting documents to a corrective action plan they were previously placed on. Since they failed to comply on a timely basis the committee motioned to terminate the School Readiness contract.

• The committee discussed sending a letter to the Broward ELC with their concerns over the severity of the violations
  
  o Provider has one instructor with a month gap in the background screening.
  o Window screen missing resulting in a lizard in the classroom.
  o One playground fountain’s drinking water was observed to be green, another to be brown.
  o Water fountains connected to outside water hose.
  o Locks/latches on playground gates not appropriate
  o Playground locked and key could not be found.
  o Sippy cup stored in a cabinet with the changing table.
  o Food containers were not stored above the floor and protected from contamination.
  o Two children had expired immunization records.
  o Password or number identifier missing from the Child Care Enrollment Information Card.
  o Parent Complaint: Twelve infants to one instructor. Infant observed in a swing, not strapped, with a bottle propped up.

• The Hearing Committee’s recommended terminate and send a letter to the Broward County Coalition.
  
  o Motion to approve by A. Rodriguez.
  o Motion seconded by S. Fagundo.
  o Motion was unanimously passed.

IX. FCAA New Mt. Zion Early Childhood Center and Dr. Dazell Simpson Early Childhood Center

• N. Cabrera stated that these providers received VPK Monitoring’s and it was found that the centers did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.
• The school representatives stated that the assessments were done and they would be able to supply them to the ELC by noon the following day.

• The Hearing Committee’s recommended to continue to the next meeting in order to allow the ELC staff time to review the packets.
  o Motion to approve by M. Zapata.
  o Motion seconded by S. Fagundo.
  o Motion was unanimously passed.

X. Little Lights of the World

• N. Cabrera stated that this provider received a VPK Monitoring on February 24, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

• The schools representative stated that the assessments were not entered in to the system because she only had 3 children and was under the impression that it must be 4 or more to be considered a VPK class. The schools representative stated that the assessments were done for those 3 children and she would be able to supply them by noon the following day.

• The Hearing Committee’s recommended to continue to the next meeting in order to allow the ELC staff time to review the packets.
  o Motion to approve by S. Fagundo
  o Motion seconded by A. Rodriguez.
  o Motion was unanimously passed

XI. Holy Family Day Care Center

• N. Delgado stated that this provider received a VPK Monitoring on April 12th 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

• The school representative was not present so the committee asked ELC staff to contact the provider and determine if assessments were actually administered.

• The provider were to bring in packets immediately, if completed.

• The Hearing Committee’s recommended to continue to the next meeting in order to allow the ELC staff time to review the packets.
  o Motion to approve by A. Rodriguez.
  o Motion seconded by M. Zapata.
  o Motion was unanimously passed
XII. Public Comments

XIII. Meeting Adjourned
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective June 9th, 2016.

Background

YWCA Windows to Early Learning Child Care Center
- Has been contracted since 2012 - 2013 SR & VPK
- Center’s Capacity: 41
- 2015-2016 School Readiness Contract Active
- Has current VPK & SR
- 8 Children Enrolled for VPK
- For the 2015-2016 FY has approximately received $4,171.56

Issues
The center received a VPK Monitoring on April 4, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.
- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective June 9th, 2016.

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**Background**

<table>
<thead>
<tr>
<th>YWCA Gerry Sweet Child Care</th>
</tr>
</thead>
<tbody>
<tr>
<td>Has been contracted since 2012 - 2013 SR &amp; VPK</td>
</tr>
<tr>
<td>Center’s Capacity: 133</td>
</tr>
<tr>
<td>2015-2016 School Readiness Contract Active</td>
</tr>
<tr>
<td>Has current VPK &amp; SR</td>
</tr>
<tr>
<td>1 Children Enrolled for SR</td>
</tr>
<tr>
<td>4 children Enrolled for VPK</td>
</tr>
<tr>
<td>For the 2015-2016 FY has received approximately $49,337.45</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Issues</th>
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<tbody>
<tr>
<td>The center received a VPK Monitoring on January 7, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.</td>
</tr>
<tr>
<td>Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.</td>
</tr>
</tbody>
</table>
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to revoke eligibility for a period of five years.

Background

FCAA New Mt Zion Early Childhood Center

- Has been contracted since 2012 - 2013 VPK
- Center’s Capacity: 40
- 2015-2016 School Readiness Contract Active
- Has current VPK 2015 – 2016; No SR
- 14 Children Enrolled for VPK
- Since January 2015 – July 2015 and November 2015 – April 2016 received approximately $33,047.33 from the Coalition.

Issues

The center received a VPK Monitoring on January 20, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to revoke eligibility for a period of five years.

Background

**Issues**

The center received a VPK Monitoring on May 9, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective 6/9/2016.

### Background

<table>
<thead>
<tr>
<th>Little Lights of the World</th>
</tr>
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<tbody>
<tr>
<td>- Has been contracted since 2012 SR &amp; 2013 VPK</td>
</tr>
<tr>
<td>- Center’s Capacity: 21</td>
</tr>
<tr>
<td>- 2015-2016 School Readiness Contract Active</td>
</tr>
<tr>
<td>- Has current SR &amp; VPK for 2015 – 2016</td>
</tr>
<tr>
<td>- 5 Children Enrolled for SR / 3 Children Enrolled for VPK</td>
</tr>
<tr>
<td>- Since January 2015 received approximately $31,184.78 from the Coalition.</td>
</tr>
</tbody>
</table>

### Issues

The center received a VPK Monitoring on February 24, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Early Learning Coalition Review Hearing Committee Meeting

June 21st, 2016

Holy Family Day Care Center – C11MD1887

Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to revoke eligibility for a period of five years.

Background

**Holy Family Day Care Center**
- Has been contracted since 2012 - 2013 SR & VPK
- Center’s Capacity: 52
- 2015-2016 School Readiness Contract Active
- Has current VPK 2015 – 2016; and SR contracts
- 17 Children Enrolled for VPK; 13 children enrolled for SR
- Approximately $2,500 per month

**Issues**

The center received a VPK Monitoring on April 12th, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective June 9th, 2016.

Background

Children’s Choice Academy
- Has been contracted since 2013-2014 SR & VPK
- Center’s Capacity: 34
- 2015-2016 School Readiness Contract Active
- Has current VPK & SR 2015 - 2016
- 14 Children Enrolled for SR
- 6 Children Enrolled for VPK
- For the 2015-2016 FY has received approximately $61,480.93

Issues
The center received a VPK Monitoring on March 15, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.

- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Early Learning Coalition Review Hearing Committee Meeting

May 31, 2016

Our Lady of Charity School – C11MD0720

Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective last day of VPK.

Background

<table>
<thead>
<tr>
<th>Our Lady of Charity School</th>
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<tbody>
<tr>
<td>• Has been contracted since 2012 - 2013 SR &amp; VPK</td>
</tr>
<tr>
<td>• Center’s Capacity: 405</td>
</tr>
<tr>
<td>• 2015-2016 School Readiness Contract Active</td>
</tr>
<tr>
<td>• Has current VPK &amp; SR 2015 – 2016</td>
</tr>
<tr>
<td>• 19 Children Enrolled for SR / 24 Children Enrolled for VPK</td>
</tr>
<tr>
<td>• Since January 2015 received approximately $183,429.5 from the Coalition.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Issues</th>
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</thead>
<tbody>
<tr>
<td>The center received a VPK Monitoring on March 21, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.</td>
</tr>
<tr>
<td>• Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.</td>
</tr>
</tbody>
</table>
Action Requested: A review of assessment data submission was conducted and the center did not administer Assessment Period 1 for the 2015-16 school year. The Coalition recommends to terminate VPK contract and revoke eligibility for a period of five years effective June 9th, 2016.

Background

**Clara Mohammed School**
- Has been contracted since 2012 - 2013 SR & VPK
- Center’s Capacity: 75
- 2015-2016 School Readiness Contract Active
- Has current VPK & SR 2015 - 2016
- 2 Children Enrolled for SR
- 4 Children Enrolled for VPK
- For the 2015-2016 FY has received approximately $10,386.76

**Issues**
The center received a VPK Monitoring on March 7, 2016 and it was found that the center did not administer Assessment Period 1 (Pre-Assessment) of the Florida VPK Assessment.
- Based on Sections 1002.67(3)-(4), Florida Statutes, VPK providers are required to implement the pre- and post-assessments approved in rule by the State Board of Education. Additionally, a VPK provider that does not comply or that engages in misconduct is no longer eligible to offer the VPK Education Program for a period of five years.
Early Learning Coalition Review Hearing Committee Meeting

June 21st, 2016

Marie A. Rivette Child Development Center LLC– L11MD0001

Action Requested: Consider all factors given in the background below and to determine whether termination or corrective action is necessary for this provider.

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**Background**

**Marie A Rivette Child Development Center LLC**
- Center's Capacity: 70
- Provider has been contracted with the ELC since 2012-2013
- Active School Readiness and VPK contracts
- Children enrolled for SR: 12
- Children enrolled for VPK: 10
- For the 2015-2016 FY, provider has received approximately $65,513.39

**Issues**
- On April 20th, 2016, the coalition received a phone call and official notification of an unusual incident of suspected child abuse and neglect (physically injury on the child)
  - Coalition notified DCF regarding the call and case.
  - Coalition received notification of incident from center that afternoon (which read as followed...read report attached) with the following information noted:
    - Child was sent home without notifying DCF
- The coalition has considered the above incident and lack of action of the provider a threat for the health, safety and wellbeing of the child and is recommending termination
  - Case is still under investigation with DCF and no licensing violations have been given.
May 27, 2016

Marie A. Rivette Child Development Center, LLC
Claude Rivette
175 NW 128 St.
Miami, Florida 33168

RE: Notice of Termination
Voluntary Pre-Kindergarten Contract (FY 2015-2016), School Readiness Contract (FY 2015-2016)
Provider License # C11MD1811

Dear Mr. Rivette,

Pursuant to the terms of your School Readiness Contract ("SR Contract") and Voluntary Pre-Kindergarten Contract ("VPK Contract"), you agreed to provide a healthy and safe environment for children in your care in accordance with s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S.

Section 57 of the SR Contract and Section 52 of the VPK Contract provide that the Provider agrees the Coalition has the right to terminate these Contracts for cause at any time. The following grounds for termination for cause are:

(a) Action, or lack of action, which threatens the health, safety or welfare of children.

Based upon the child Incident which occurred April 20th, 2016, and lack of action from the provider for the health, safety and wellbeing of the child, the coalition will be terminating your SR and VPK Contracts effective Monday, June 27, 2016. You are also notified of the Coalition's intent to revoke your eligibility to deliver SR and VPK program services for a period of five (5) years.

Please be advised that you have an opportunity to request a review hearing of the Coalition’s determination as described in the SR Contract at Section 64 and Exhibit 5: Due Process Procedures, and as described in the VPK Contract at Section 58 and Exhibit 2: Due Process Procedures.

You must respond in writing requesting a review hearing within five (5) business days of your receipt of this notice. Please reference the Due Process Procedures set forth in above mentioned Exhibits to your SR and VPK Contract with respect to the required information that must be included in your written request for a review hearing. The request for a review hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Coalition.

If you have any questions related to the VPK and SR Contract, please contact your provider relationship manager: Yesenia Reyes, Provider Relationship Manager: yreyes@elcmdm.org, phone number: (305) 646-7220 ext. 2292

Thank you for your cooperation.

Sincerely,

Angelo Párrino
Senior VP & Chief Administrative Officer

CC: Jose Hernandez, Director of Provider Payments
Mercy Castiglione, Controller
Jackie Russell, Chief of Program Policy & Community Relations
Lynney Badillo, Director of Contracts and Procurement
Ana Rodriguez, Fiscal Review Manager
Sandria P. Gonzales, Interim Director for SR & VPK
Michelle Metlan, Interim Quality Assurance Manager
Fiorella Altara, Director of Quality Counts

2015 -- 2016 Board of Directors
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Gerald K. Schwartz, Esq.
Alexander Soto, MBA
Mara Zapata, Ph.D.
President & CEO
Evelio C. Torres
Founding Chair
David Lawrence Jr.
Date: 4-20-16  Child's Name: Kymani Fulton  Time of Incident/accident: 7:45 AM

Type of Incident/Accident:
- Fell down
- Hit a child
- Scratched a child
- Bit a child
- Was bitten by an insect
- Other

Came to school with:
- Bruise
- Bump
- Scratches
- Rash
- Eye discharge
- Other: Black eye (right)

Further details:
I received a call from Mrs. Kingshinika McKnight and a text (picture) of Kymani's face. Mrs. Kingshinika stated that when she came in

First Aid Administered:
- Parent/Guardian called-Time:

Recorder Signature: ____________________________  Parent/Guardian Signature: ____________________________

Signature of Director/Operator: ____________________________  (CHERI EASTER SWALL)

On what part of the body? Right eye, forehead.
To work at 8:00 AM, Kymani Futon, one of the VPK children in her class had a black eye and a swollen forehead. Ms. Kingshinika stated that she asked Ms. Stevenson, who is the teacher who received Kymani what happened to him and Ms. Stevenson stated that his mother, Keone Mews said she did not know what happened to him. Ms. Stevenson stated that she gave him ice to put on his eye and forehead.

I advised Ms. Kingshinika to tell Ms. Chella, the assistant director, to call the ABOFE hotline to report his injury and to call Kymani’s mother to inform her that she needed to take Kymani to the hospital to be checked out. Mom stated to Ms. Krystal that she was not home last night and did not see his face until she got home this morning. Ms. Krystal asked Kymani what happened and he said he was running and hurt himself on the bed with his cousin.

When I arrived at work at 10:00 AM I asked Ms. Chella if she reported the incident and she said no because she spoke to Mr. Claude Livette, the owner who told her not to call.
I text Mr. Claude Rivette and advised him that we are required by law to report any suspicion of abuse or neglect to DCF. I advised him that I felt that we did not do our job and that the child received no medical attention.

Mr. Rivette text me back and stated that he will take full responsibility of any repercussion and that he did not think that his injury merited a call to DCF.

I contacted Jennifer Prieto of the ELC and advised her of the situation and it was confirmed that the call had to be made.

The incident was reported to the Abuse Hotline at 1:12 pm 4/20/16 Intake worker ID # 580 Shaveta

X Charnaice Bosworth
Re: Kymani Fulton,

I Charnaine Bestwick received a call from Investigator Daris from the Department of Children and Families at 4:30 pm. I stated to her what Kymani told his teacher as well as what was told to Mr. Brielle, that Kymani was playing with his cousin Lorenzo and he got hurt. The DCF worker stated that in 2013 when investigating a call in reference to the same child this is the same story that was told; and the injuries are the same.

[Signature]
RE: Kymani Fulton,

I had the opportunity of speaking with Mr. Claude Rivette this afternoon (4:15 pm). Mr. Rivette advised me that the reason he said not to call DCF was because Kymani's grandmother came to his job and stated to him that Kymani hurt himself last night while playing with his cousin. Grandmother also stated that when she left for work she did not see Kymani's mother to advise her of his injury.
### Early Learning Coalition Review Hearing Committee Hearing

**June 21\(^{st}\), 2016**

**Mercedes Fuentes Large Family Child Care Home – L11MD0001**

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**Action Requested:** Consider all factors given in the background below and to determine whether termination or corrective action is necessary for this provider.

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### Background

**Mercedes Fuentes Large Family Child Care Home**

- Center’s Capacity: 12
- Provider has been contracted with the ELC since 2012-2013
- Active School Readiness contract
- Children enrolled for SR: 1
- For the 2015-2016 FY, provider has received approximately $4,146.36

### Issues

- On March 22, 2016, provider received the following one class I violation:

  Access to the Premises/Misrepresentation ss. 209.319, F.S. && rule 65C-20.012(4), F.A.C.

  34-04 The operator, employee or substitute misrepresented information, impersonated, or provided fraudulent information related to the family day care home to a parent/guardian, licensing authority, or law enforcement.

  The owner submitted a CPR certificate for M.F. that expired on 9/28/15. However, the date was altered by the owner’s husband for M.F.’s CPR certificate to reflect an expiration date of 9/28/2016. Technical assistance was provided informing the provider that the CPR license is only valid for two years and that falsifying information to the licensing authority is a class one violation.
May 27, 2016

Mercedes Fuentes Large Family Child Care Home
Mercedes Fuentes
11270 SW 84 St.
Miami, Florida 33165

Subject: Notice of Termination
School Readiness Contract (FY 2015-2016)

Dear Provider,

Pursuant to Section 11 of the School Readiness Contract (“SR Contract”), Provider agreed to provide a healthy and safe environment for children in care pursuant to s. 402.305(5), (6), and (7), F.S., as applicable, and as verified pursuant to s. 402.311, F.S. Health and Safety requirements are specifically addressed in each provider type attachment.

Your facility received the below DCF licensing violations that posed a threat to the health, safety or welfare of the children in your care:

3-22-2016: Access to Premises/Misrepresentation ss. 409.319, F.S. & rule 65C-20.012(4), F.A.C. 34-04, The operator, employee or substitute misrepresented information, impersonated, or provided fraudulent information related to the family day care home to a parent/guardian, licensing authority, or law enforcement.

The DCF Violation total 1 Class 1 in the past 12 months. Which threatens the health, safety or welfare of children in your care.

Based upon the foregoing DCF licensing violations, the Coalition has decided to terminate your SR Contract, effective in 30 business days, June 27, 2016. You are also notified of Coalition’s intent to revoke your eligibility to deliver SR program services for a period of five (5) years.

Section 57 (a), SR contract - Termination for Cause.

a. Basis of Termination for Cause. “PROVIDER agrees that COALITION has the right to terminate this Contract for cause at any time. The following are grounds for termination for cause: (a) Action, or lack of action, which threatens the health, safety or welfare of children...”

Section 59, SR contract - Revocation of Eligibility. “In accordance with s. 1002.88(2), F.S., if PROVIDER’s Contract is terminated under paragraph 56, 57, or 58, COALITION may revoke PROVIDER’s eligibility to deliver the school Readiness program for a period of five (5) years...”;

Please be aware that this decision is preliminary and you have an opportunity to request a review hearing of the Coalition’s determination as described in the SR Contract at Section 64 and Exhibit 5: Due Process Procedure.
You must respond in writing requesting a review hearing within five (5) business days with copies of documentation supporting your claim and copy of this letter. The deadline for the Coalition to receive your response is June 6, 2016.

The Request for a hearing must be submitted in written form: electronic to RequestReview@elcmdm.org or by mail to the Early Learning Coalition.

If you have any questions related to the SR Contract, please contact your provider relationship manager:

Yesenia Reyes
Provider Relationship Manager
yreyes@elcmdm.org
Phone number: 305-646-7220 ext. 2292
Early Learning Coalition of Miami-Dade/Monroe

Sincerely,

Angelo Parrino
Senior VP & Chief Administrative Officer

CC: Jose Hernandez, Director of Provider Payments
Mercy Castiglione, Controller
Jackye Russell, Chief of Program Policy & Community Relations
Lisney Badillo, Director of Contracts and Procurement
Ana Rodriguez, Fiscal Review Manager
Sandra P. Gonzalez, Interim Director for SR & VPK
Michelle Melian, Interim Quality Assurance Manager
STAFFING REQUIREMENTS

01. Operator/Occupant/Advertising 65C-20.013(1)(c), 65C-20.009(2)(a) and 65C-20.009(3)(c), F.A.C && 402.318, F.S. Not Monitored

02. Written Plan for Substitute rule 65C-20.009(2)(b), F.A.C. Not Monitored

03. Background Screening Requirements ss. 402.3131(2) 402.305(2)(a), 402.3055 && 402.302(13), F.S && rule 65C-20.008(3) && (4), F.A.C. Not Monitored

04. Staff Training rule 65C-20.009(1)(a), 65C-20.009(3)(d)&(e) && (4), 65C-20.013(5) && (6), F.A.C. Not Monitored

05. Indoors and Outdoors Supervision rule 65C-20.009(2)(c)&(5) && rule 65C-20.013(7), F.A.C. Not Monitored

HEALTH REQUIREMENTS

06. Animal Immunizations rule 65C-20.010(1)(a), F.A.C. Not Monitored

07. Toxic, Hazardous Materials and Hazardous Items rule 65C-20.010(1)(b), F.A.C. Not Monitored

08. Smoking on Premise rule 65C-20.010(1)(c), F.A.C. Not Monitored

09. Firearms and Weapons rule 65C-20.010(1)(d), F.A.C. Not Monitored

10. Play Areas Clean and Free of Litter rule 65C-20.010(1)(e), F.A.C. Not Monitored
11. Outdoor Time and Play Area Requirements rule 65C-20.010(1)(f)-(h) & rule 65C-20.013(11)(c) F.A.C. Not Monitored


13. Appropriate, Safe and Sanitary Bedding rule 65C-20.010(1)(k)-(o), F.A.C. Not Monitored


15. Vermin/Pest Control rule 65C-20.010(1)(r), F.A.C. Not Monitored

16. Furnishings and Equipment rule 65C-20.010(1)(s), (2)(d), F.A.C. Not Monitored

17. Smoke Detector, Fire Extinguisher, Corded Telephone, Lighting, Temperature and Ventilation rule 65C-20.010(1)(s), F.A.C. Not Monitored

18. Nutritious Meals and Snacks Provided rule 65C-20.010(1)(t), F.A.C. Not Monitored

19. Handwashing rule 65C-20.010(2)(a) & (d)-(f), F.A.C. Not Monitored

20. Soiled Items rule 65C-20.010(2)(b), F.A.C. Not Monitored

21. Potty Chairs Cleaned and Sanitized rule 65C-20.010(2)(c), F.A.C. Not Monitored

22. Individual Towels and Wash Cloths rule 65C-20.010(2)(f), F.A.C. Not Monitored

23. Diapering Area Clean and Sanitized rule 65C-20.010(2)(g), F.A.C. Not Monitored
24. First Aid Kit rule 65C-20.010(3)(a), F.A.C.
Not Monitored

25. Emergency Telephone Information rule 65C-20.010(3)(b)1, F.A.C.
Not Monitored

26. Accidents, Incidents, Health Related Symptoms Documented and Shared With Parents rule 65C-20.010(3)(b) 2 & 3, F.A.C.
Not Monitored

27. Fire Drills/Emergency Preparedness rule 65C-20.010(3)(b)4 through 7, & rule 65C-20.010, F.A.C.
Not Monitored

28. Communicable Disease Control rule 65C-20.010(4), F.A.C.
Not Monitored

29. Prescription and Non-Prescription Medication rule 65C-20.010(5)(a)(c)(g)(h), F.A.C.
Not Monitored

30. Documentation of Dispensed Medication rule 65C-20.010(5)(a)(b)(d)-(f), F.A.C.
Not Monitored

HEALTH RECORDS

31. Immunization Records rule 65C-20.011(1)(a)
Not Monitored

32. Student Health and Records rule 65C-20.011(1)(b)(c), F.A.C. & s. 408.3131, F.S.
Not Monitored

33. Enrollment Information rule 65C-20.011(2), F.A.C.
Not Monitored

ENFORCEMENT

34. Access to the Premises/Misrepresentation ss. 409.319, F.S. & rule 65C-20.012(4), F.A.C.
Noncompliance

Non-Compliance Description
34-04 The operator, employee or substitute misrepresented information, impersonated, or provided fraudulent information related to the family day care home to a parent/guardian, licensing authority, or law enforcement.

Comments
The owner submitted a CPR certificate for M.F. that expired on 9/28/2015. However, the date was altered by the owner's husband for M.F.'s CPR certificate to reflect an expiration date of 9/28/2016. Technical assistance was provided informing the provider that the CPR license is only valid for two years and that falsifying information to the licensing authority is a class one violation.

Due Date Completed at time of inspection

Violation Level Class 1
36. License Posted rule 65C-20.013(3)(g), F.A.C. Not Monitored

37. Employee and Substitute Requirements rule 65C-20.013(2)(a)(e), F.A.C. Not Monitored

38. Supervision Requirements for Field Trips rule 65C-20.013(7)(b), F.A.C. Not Monitored

39. Driver Licensed/Vehicle Insurance rule 65C-20.010(8), 65C-20.013(a)(b), F.A.C. Not Monitored

40. Seat Belts and Child Restraints rule 65C-20.010(8), 65C-20.013(8)(c), F.A.C. Not Monitored

41. Transportation & Supervision rule 65C-20.010(8), 65C-20.013(8), F.A.C. Not Monitored

42. Planned Activities rule 65C-20.013(9)(a), F.A.C. Not Monitored

43. Communication Equipment and Emergency Contacts rule 65C-20.010(8)(i)-(j), 65C-20.013(9)(b) F.A.C. Not Monitored

44. Child Discipline/Compliance rule 65C-20.010(6), F.A.C. Not Monitored

45. Fire Safety rule 65C-20.013(11)(a), F.A.C. Not Monitored

46. Indoor Floor Space rule 65C-20.013(11)(b)-4, F.A.C. Not Monitored

47. Toys, Equipment and Furnishings rule 65C-20.013(11)(b)5 & 6, F.A.C. Not Monitored
48. Outdoor Play Area rule 65C-20.013(11)(c)1 & 2, F.A.C.

49. Outdoor Equipment rule 65C-20.010(1)(h), F.A.C.

50. Emergency Plan/Posted rule 65C-20.010(3)(a)4., F.A.C.

51. Child Abuse or Neglect/Misrepresentation ss. 402.319, F.S. & rule 65C-20.010(7), F.A.C.

Counselor Comments
• Report was reviewed with Director before signing.
• REMINDER: All advertisement must have the facility/home license number (signs, brochures, flyers, etc).

Counselor Contact Information:
Name: Patrick Karch
Cell #: (786) 472-0938
Email: Patrick.karch@myffamilies.com

Received by: Mercedes Fuentes
Date: 03/22/2016

Inspected by: Patrick Karch
Date: 03/22/2016
Sr: Evelio Torres

Yo, Mercedes Fuentes Family Day Care Inc quien pertenece a ELC por varios anos se nos quiere excluir del programa apartir de 06/27/2016 nos informo la Sra Jeniffer Prieto el 06/15 2016 AM sin previo aviso, poniendo como excusa problemas de violacion con la licencia, aun no hemos recibido ninguna notificacion al respect por parte de ELC.

Pertenecemos a esa organizacion hace muchos anos sin problema alguno, sin discutir la situacion toman una conducta drastica sin cuestionar los hechos.

Es real, el 22 de marzo recibimos en el centro la visita de DCF Inspector Patrick Karch telefono 786-257 5200 para valorar la alteracion de una fecha del FIRST AID Credentials que de forma inconciente al no estar legible entendimos que la fecha de expiracion era igual al CPR y se coloco esa fecha para mandar con suficiente tiempo extra los papeles de renovacion de la licencia de DCF pues siempre existen problemas para que ELC reciba los papeles a tiempo por la demora en la inspeccion de DCF. Al dia siguiente enviamos el First Aid Credentials actualizado.

Al plantearnos tal problema lo entendimos y fueron evaluados a un nivel superior y como resultado recibimos el 05/14/2016 la penalidad de $100.00. Aceptamos la correccion de ser penalizados y el 05/14/2016 hicimos cheque # 2512 pagadero a DCF. Nosotros continuamos operando en el centro con la Licencia renovada por CDF.

Considero que sean mas persuasivos y poder sentarnos para manejar esta situacion con un poco menos de rigurosidad mas aun habiendo recorrido con ustedes largos anos de trabajo.

Espero por su respuesta, puede contactarme al 305-595 2019 o 786-553 8657.

Gracias

MERCEDES FUENTES
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DIRECTORA