



VISION  
To be a world-class school system.

**THE SCHOOL BOARD OF LEE COUNTY**  
**School Board Meeting – M I N U T E S** (Approved 6/19/07)  
**Tuesday—May 8, 2007 / 6:00 p.m.**

---

**Attendees:** Mrs. Jeanne S. Dozier, Board Chairman  
Mr. Robert D. Chilmonik, Board Member  
Dr. Elinor C. Scricca, Vice Chair  
Dr. James W. Browder, Secretary & District Superintendent

Dr. Jane E. Kuckel, Vice Chair  
Mr. Steven K. Teuber, J.D., Board Member  
Mr. Keith Martin, Board Attorney  
Mrs. Julie Nieminski, Board Auditor  
Mrs. Denise Mangus, Recording Secretary

---

**I. OPENING EXERCISES**

- A. Call to Order** – The School Board of Lee County, Florida, met on Tuesday, May 8, 2007 at 6:00 p.m. in the School Board Meeting Room for a regular School Board Action Meeting; Chairman Dozier presided. *Motion by Mr. Teuber, second by Dr. Kuckel, carried 5-0 to accept the agenda as the Order of Business.*
- B. Invocation** – Dr. Scricca led the invocation.
- C. Pledge of Allegiance** – Dr. Kuckel led the Pledge after Fort Myers High School JROTC Color COL Christine Quinones, Lee County Brigade Commander, presented the colors (Gordon Rodell, Instructor).

**II. SPECIAL PRESENTATIONS**

- A. Recognitions**
- Duke University Talent Identification Program (TIP) Awards** – Mr. Teuber led the recognition of 44 students from 15 schools.
  - Florida Thespians** – Mr. Teuber led the recognition of 33 students from 4 schools. (A five-minute recess was taken.)
  - Outstanding Subject Area Teachers** – Dr. Kuckel led the recognition of 54 teachers in twenty categories.
  - JROTC Honor Units with Distinction** – Dr. Kuckel led the recognition of 11 high schools.
- B. Resolutions**
- Teacher Appreciation Week** – *Dr. Scricca presented for Board adoption a resolution proclaiming the week of May 6-12, 2007 as Teacher Appreciation Week and Substitute Teacher Appreciation Week; Mr. Chilmonik seconded, and the motion carried 5-0.*
  - Military Appreciation Month** – *Mr. Chilmonik presented for Board adoption a resolution proclaiming the month of May as National Military Appreciation Month; Dr. Scricca seconded, and the motion carried 5-0.*

**C. Presentation to the Board**

- 1. **Reading Resource for Teachers and Parents** – this was cancelled for this meeting. (A five-minute recess was taken.)

**III. PUBLIC COMMENT** (Mr. Martin provided the public comment guidelines.)

**A. Public Comment**

*Bob Rushlow* – Noted: IV.E.2, thanks, and caring custodians’ work on formula/allocations; committee derived quality process (with benchmarks and opportunities for review and adjustments) re high absenteeism or other factors of a school needing special attention.

*Jennifer Kyle* – Noted previously appearing here re son (a bullying issue); she thanked the Board for empathy and noted concerns handled by Dr. Browder as sincere, his taking notes/outlining corrective action (he personally called when handled), and his initiative and his word.

**B. Board Members Comments/Reports**

*Dr. Scricca* – She noted the confidence in Dr. Browder’s leadership, the situation resolved re Mrs. Kyle, and testimonials lend to validity.

*Mr. Chilmonik* – Noted thanks for the positive news and for those attending. He mentioned the Attorney General (of Florida) will be here on May 21<sup>st</sup> at Caloosa Elementary, 6:00 p.m. to discuss the latter’s internet protection plan, and all are invited as it will be insightful/impactful.

*Dr. Kuckel* – none

*Mr. Teuber* – none

*Mrs. Dozier* – none

**C. Board Attorney’s Comments** -- none

**D. Superintendent’s Comments/Reports** – Dr. Browder noted Lt. Gov. Kottkamp will visit North High on Thursday morning for teacher appreciation.

**IV. CONSENT ACTION ITEMS** – Item IV.F.3, page 119, pulled (Mr. Chilmonik). *Motion by Mr. Teuber, and second by Dr. Scricca, carried 5-0 for approval of the remainder of the Consent Agenda.*

**A. Executive Services** – Dr. James Browder

- 1. Approval of April 3, 2007 Meeting Minutes – Special School Board Meeting and School Board Briefing Meeting.

**B. Academic Services** -- Dr. Constance Jones

- 1. Approval of the two grant proposals at no additional cost to the District. Approval authorizes the Superintendent to execute related documents, and to approve normal and customary accounting, bookkeeping, and payroll processes to maintain continuity of federal and state grant expenditures during fiscal year changes and other technical transitions. Any processes so approved by the Superintendent will represent best practices, and will conform to funding agency regulations.
  - a. Cape Coral Charter School North “Christa McAuliffe Elementary” 2007-2009 First Implementation Budget;

- b. City of Cape Coral Charter School Middle “Oasis Middle” 2007-2009 First Implementation Budget.
2. Approval of the contract with American Evaluation Services Inc. (AES), to provide evaluation services in support of the ESEA Title V, Part C Magnet Schools Assistance Grant, beginning on May 1, 2007, and ending on April 30, 2008, at a cost of no less than \$60,000 per year, or \$15,000 per school, whichever is greater, for each year of the MSAP grant.

**C. Administrative Services – Mr. Michael McNerney**

1. Approval of the agreement with Christ Lutheran School for the period May 28, 2007, through August 10, 2007 to transport children to the Christ Lutheran School’s summer program, at no cost to the District.
2. Approval of agreement with the City of Bonita Springs for the period June 5, 2007, through August 9, 2007, to transport children to the Bonita Springs Parks and Recreation summer program, at no cost to the District.
3. Approval of the renewal agreement with Department of Highway Safety and Motor Vehicles to authorize the District as a Certified Commercial Driver’s License Tester at no cost to the District.

**D. Business Services – Mr. Lee Legutko**

1. Approval of the purchase requisition in the total amount of \$427,937.58; and authorization for the issuance of the eight (8) purchase order as described.
  - a. Wentco, Inc.: Payment for repair of duct work at Spring Creek Elementary School for Maintenance Services Department. (Requisition No. 25764)
  - b. Tekplan Solutions of Florida: Payment to upgrade existing temperature controls at Lehigh Senior High School for Maintenance Services Department. (Requisition No. 257974)
  - c. Tekplan Solutions of Florida: Payment to upgrade existing DMS controllers to I/A Niagara Front End at Cypress Lake High School for Maintenance Services Department. (Requisition No. 258090)
  - d. Technical Training Aids: Payment to upgrade 2007 autodesk design academy at Cypress Lake High School, Fort Myers High, Estero High East, Lee County High, Ida Baker High, North Fort Myers High, Mariner High, and South Fort Myers High for Technical, Career and Adult Education. (Requisition No. 258340)
  - e. Global Education Technologies: Payment to renew existing service and annual agreement for Excent Online Maintenance coverage from July 1, 2007 through June 30, 2008 for Exceptional Student Education. (Requisition No. 258566)
  - f. Mail Barcoding Services of SW Florida Inc.: Increase in open purchase order for pick up and processing service of preaddressed 1<sup>st</sup> class mail for District Warehouse Operations. (Requisition No. D26133)
  - g. Compass Learning Inc.: Purchase of Compass Learning Odyssey management system including seventy (70) licenses offline materials, professional development guides, software support, professional development services, software integration, shipping and handling for Cape Elementary School. (Requisition No. 258269)
  - h. Phonak Hearing Systems: Purchase of TX5 XS Campus Multi Channel Transmitter w/MM8 for hearing impaired students at Allen Park Elementary School for Exceptional Student Education. (Requisition No. 258576)

2. Approval to award Bid No. B076538SW for clinic supplies to Dade Paper and Bag Company, Henry Schein, Inc. and Moore Medical Corporation, at an estimated annual expenditure of \$56,000 beginning May 8, 2007 through May 7, 2008, with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.
3. Approval to award Bid No. B076540LO for fire alarm monitoring services to The Hamilton Company, the lowest overall response meeting specifications at an estimated annual expenditure of \$25,000 beginning May 8, 2007 through May 7, 2008 with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.
4. Approval to award Bid No. B076541LO for water main replacement at Riverdale High School to United Mechanical, Inc. for total price of \$83,200.
5. Approval to award Bid No. B076542LO to Florida Painters of Lee Co., Inc. for paint at Alva Elementary and Alva Middle, Lee Middle, J. Collin English Elementary and Cape Coral High schools at a total price of \$227,461 and to Pyramid remodeling & Construction, Inc. for Tice Elementary School at a total price of \$41,475 for a grand total price of \$268,936.
6. Approval to increase the estimated annual expenditure for Bid No. B056354LO, roof repairs, to Advanced Roofing & Sheet Metal, Inc., Camp-Rigby Roofing-Sheet Metal Contractors, Inc. and Crowther Roofing & Sheet Metal of Florida, Inc. by \$50,000 making a total estimated annual expenditure of \$650,000 through June 13, 2007.
7. Approval to piggy-back The School Board of Collier County Bid #2-7/05 for recycling services awarded to Sunshine Recycling Services of S.W. Florida, LLC per Collier County's original terms and conditions through June 30, 2008, at an annual anticipated expenditure of \$160,000.
8. Approval to piggy-back The Orange County Schools Bid No. 04-03-12, awarded to multiple vendors for classroom supplies and equipment, through September 14, 2007, at an estimated expenditure of \$200,000.
9. Approval to piggy-back the Sarasota County Schools Bid No. 7012, awarded to multiple vendors for security system installation, repair and parts, through Sept. 19, 2007, at an estimated expenditure of \$200,000.
10. Approval to piggy-back The Volusia County Schools Bid No. CL-734KP, awarded to multiple vendors for music instruments and equipment, through December 31, 2007, at an estimated expenditure of \$400,000.
11. Approval of the anticipated annual expenditure of \$105,000 for Bid No. B056313CP for uniforms for support personnel to UniFirst Corporation for the third year period of April 13, 2007 through April 12, 2008 pursuant to the same terms and conditions as previously awarded by the Board.
12. Approval of the anticipated annual expenditure of \$25,000 for Bid No. B056325CP for paints and paint supplies to Color Wheel Paints & Coatings, Duron Paints & Wallcoverings, Lowes Home Center, Porter Paints and Sherwin Williams for the period of June 2, 2007 through June 1, 2008 pursuant to the same terms and conditions as previously awarded by the Board.

**E. Human Resources – Dr. Gregory Adkins**

1. Approval of the general personnel recommendations including administrative, certificated, support and substitute staff, out-of-field appointments, annual reappointments, and corrections to items previously approved by the Board.
2. Approval of the Memorandum of Understanding for Custodial Services Guidelines and the related revisions to the Supervisory, Technical and Confidential Salary Schedule.
3. Approval of the job description School Improvement Plan Coordinator.
4. Approval to spend a maximum of \$20,000 on awards and incentives to participate in Employee Wellness Program events during period of April 1, 2007 through March 31, 2008. The \$20,000 comes directly from the \$75,000 given to the District by BSBS-FL for use by the Employee Wellness Program. Expenditures on awards will comply with Board Policy 2.25 and all allocations per individual will not exceed \$100.

**F. School Support Services – Mr. William Moore**

1. Approval of the following ranking of Engineer firms to provide services for Sunshine Elementary various mechanical and plumbing systems upgrades: (1) Olde McGuire Shook; (2) JE Gonzalez; (3) Burgess Engineering and authorization for negotiation of a contract; and for the Superintendent to execute all necessary documents. In the event negotiations with the top ranked firm are not successful, I recommend authorization to proceed with negotiations and execution of a contract following the ranking of the Interview Committee.
2. Approval of the following ranking of Civil Engineer firms to provide services for Elementary “V” on Gunnery Road located in the East Zone: (1) RWA, Inc.; (2) Dyer, Riddle, Mills & Precourt, Inc.; (3) Speath Engineering and authorization for negotiation of a contract; and for the Superintendent to execute all necessary documents. In the event negotiations with the top ranked firm are not successful, I recommend authorization to proceed with negotiations and execution of a contract following the ranking of the Interview Committee.

***PULLED***

3. Approval of the following ranking of Construction Management firms to provide services for Elementary “V” on Gunnery Road located in the East Zone: (1) Gates McVey Butz Institutional Construction; (2) Walbridge Aldinger; (3) Gulfpoint Construction Company, Inc.; (4) DeAngelis Diamond Construction, Inc. and authorization for negotiation of a contract; and for the Superintendent to execute all necessary documents. In the event negotiations with the top ranked firm are not successful, I recommend authorization to proceed with negotiation and execution of a contract following the ranking of the Interview Committee.
3. Approval of the following ranking of Engineer firms to provide services for Gulf Middle various mechanical and plumbing systems upgrades: (1) Johnson, Auedano, Lopez, Rodriguez & Walewski Engineering Group, Inc.; (2) JE Gonzalez; (3) Olde McGuire Shook and authorization for negotiation of a contract; and for the Superintendent to execute all necessary documents. In the event negotiations with the top ranked firm are not successful, I recommend authorization to proceed with negotiations and execution of a contract following the ranking of the Interview Committee.
5. Acceptance of the Certification of Final Inspection for Riverdale High Modular Classrooms dated September 26, 2005 and final payment in the amount of \$66,109.45 to Royal Concrete Concepts, Inc. and authorization for the Superintendent to execute all necessary documents.

6. Approval of the Bill of Sale to Florida Government Utility Authority to transfer the lift station at East Lee County High School and Board approval of the Easement Agreement to provide a 20' Easement for access for the lift station.

**V. UNFINISHED BUSINESS/TABLED ITEMS** – *Motion was made by Mr. Chilmonik, with second by Mr. Teuber, to approve Consent Action Item IV.F.3.* Mr. Chilmonik respectfully requests, though no dollars, items like this be placed under Superintendent's Recommendations; he will support it. Mr. Teuber doesn't support that request, as the item will come back for approval again when the bid comes back; he noted this is part of the process that Mr. Moore makes available. There's a Review Committee with a lengthy policy that's been developed, and Mr. Teuber asked Mr. Chilmonik if he feels the process is flawed. Mr. Chilmonik noted improvements can be made but doesn't think it's too much to ask for one item to be put on the Superintendent's Recommendations which is about every four months; Mr. Chilmonik will be bringing back policy recommendations on construction though he's not saying this will be part of it. Mrs. Dozier stated there is a process and noted this item being pulled off of the regular agenda and voted on independently; she doesn't see the current process as inefficient and as Mr. Teuber commented, the item will come back to the Board again. Mrs. Dozier is confident staff used the rubric and followed the process; she is confident with the recommendation. *Motion carried 5-0.*

**VI. SUPERINTENDENT'S RECOMMENDATIONS**

**A. Good Cause** – none

**B. Piggy-back of Martin County School District's RFP No. 501-0-2006/JK—Food and Supplies Distribution Service for the P.O.W.E.R. Buying Group**

*Motion by Mr. Teuber, and second by Dr. Scricca, carried 5-0 for approval to piggy-back Bid No. 501-0-2006/JK with Martin County School District for food and supplies distribution service for the P.O.W.E.R. Buying Group awarded to U.S. Foodservice, beginning June 30, 2006 through June 30, 2011 and approval of an estimated annual expenditure of \$5,250,000 beginning June 30, 2007 through June 29, 2008.*

**C. Removal of Items from Official Property Records**

*Motion was made by Dr. Kuckel, and seconded by Mr. Teuber, for Board approval to remove from the Official Property Records, 300 items listed on the computer printout titled Property Records by Bar Code/Tag Number (BI-009) dated April 24, 2007.* Mr. Chilmonik inquired as to equipment recycling. They are stripped down; some parts go into specialized areas and others sold. Dr. Scricca inquired why this is requested again; explanation has been provided. Dr. Browder noted a variety comes to us and much is damaged beyond repair; several people would have to be hired for the recycling Mr. Chilmonik is talking about but if the Board wants to put money into a program like this, Dr. Browder would be happy to do so. We're running on a 7-year cycle with computers, and Mr. Alton is feverously works on what we receive. Some larger districts may do to the extent Mr. Chilmonik's questioning but Lee doesn't have the personnel to do this; it's a struggle to keep up with the technology for schools. Obsolete computers are torn apart and disposed of properly. Dr. Scricca suggested putting the actual figures down on paper, though she doesn't doubt the explanation provided, to see the cost of hiring individuals, etc. *Motion carried 5-0.*

**D. Award RFP No. R076521RG—Data Management and Assessment Components for The School District of Lee County, Florida**

*Motion was made by Dr. Scricca, and seconded by Mr. Teuber, for Board approval to award the fiscal year 06-07 scanning and scoring phase of RFP No. R076521RG for Data Management and*

*Assessment Component(s) for The School District of Lee County, Florida, to Excelsior Software, Inc. in the amount of \$80,500; and to enter into contract negotiations with Excelsior Software, Inc. for RFP No. R076521RG for a total project cost not to exceed \$2,500,000; and authorization for the Superintendent to execute all necessary documents; and if negotiations with Excelsior are not successful for continuing phases, staff will be directed to enter into negotiations with the second-ranked firm (EDmin.com) or consider other procurement options. Dr. Scricca noted, as Dr. Browder said, there's been lengthy discussion at Briefing and this is the beginning of a wonderful journey; the assessment procedure will go down as one of the major innovations the District has done, and she's completely in accord and noted as Dr. Browder Measuring has been talked about, and Ms. Mutzenard has noted it; teachers, students, and the Board are to be evaluated and have accurate technology and procedures to do so. Motion carried 5-0.*

**E. Food Service and Meal Price Plan**

*Motion was made by Dr. Scricca, and seconded by Dr. Kuckel, for Board approval of the price increase of \$.30 for student lunches with additional recommended increases of \$.05 for FY09 and FY10 and increase the cost of breakfast to \$1.00 for all levels for FY08. Mr. Chilmonik expressed his non-support of this recommendation; he feels we can look at other ways for revenue enhancement. It was noted that no one actually wants the prices to go up but there are necessary costs to provide nutritional meals; further to this, Mr. Teuber gave accolades to Wayne Nagy as we have one of the best healthy start/nutritional programs in the state and it's being asked to duplicate our program in other districts. Mr. Nagy has squeezed every penny for a long time and last time, documentation was requested and they went back to the drawing board; Mr. Teuber noted the Briefings, and he'll be supporting this. Motion carried 4-1, with Mr. Chilmonik dissenting.*

**F. Award Bid No. B076544LO—Chiller Replacement at Three Oaks Elementary.**

*Motion made by Mr. Teuber, and second by Dr. Scricca, carried 5-0 for Board approval to award Bid No. B076544LO for chiller replacement at Three Oaks Elementary School to J. P. Brett & Sons, Inc. for a total price of \$104,000.*

**G. Award Bid No. B076546LO—Cooling Tower Replacement at Spring Creek Elementary School**

*Motion made by Mr. Teuber, and second by Dr. Scricca, carried 5-0 for Board approval to award Bid No. B076546LO for cooling tower replacement at Spring Creek Elementary School to Debon Air Mechanical, Inc. for a total price of \$112,367.*

**H. Award Bid No. B076549LO—Wood Floor Refinishing**

*Motion was made by Dr. Scricca, and seconded by Dr. Kuckel, for Board approval to award Bid No. B076549LO for wood floor refinishing to Trident Surfacing, Inc.—the lowest overall response meeting specifications at an estimated annual expenditure of \$400,000 beginning May 13, 2007 through May 12, 2008 with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board. It was noted to Mrs. Dozier that this was primarily for middle school. Motion carried 5-0. Separately, Dr. Scricca asks clarification re Superintendent Recommendations; it will be scheduled at an upcoming Briefing to discuss what goes under this agenda section but Mrs. Dozier pulled this off of Consent and it placed here. Inventory items were also put under Superintendent's Recommendation but time can be taken to re-discuss.*

**VII. ATTORNEY'S RECOMMENDATIONS – Mr. Martin (none).**

**VIII. PUBLIC HEARINGS** – none

**IX. OTHER BUSINESS**

**A. Special Request Presentation (Policy 1.31)** – none

**B. Next scheduled meetings of the Board:**

- May 16, 2007 – 1:00 p.m., Department of Education (DOE) Regional 2007 Legislative Update;
- May 21, 2007 – 2:00 p.m., Special School Board Meeting
- May 21, 2007 – 2:30 p.m., Legislative Briefing Meeting
- June 5, 2007 – 2:30 p.m., School Board Briefing Meeting (following Student Hearings)
- June 5, 2007 – 6:00 p.m., School Board Action Meeting

**X. ADJOURNMENT** – *Motion made by Dr. Scricca, and second by Mr. Chilmonik, carried 5-0 to adjourn the meeting at 7:50 p.m.*

/dwm

---

*MINUTES BOOK NO. 41 - FY07*

---

---

**Jeanne S. Dozier**, Chairman

ATTEST:

---

**James W. Browder, Ed.D.**, Secretary and District Superintendent

*An audio/visual tape of this meeting has been produced to provide a verbatim record of the proceedings. Members of the public may obtain a copy of the tape of any meeting by making a request for such through the Communications Department and paying the actual cost of copying the tape. Members of the public may view any Board meeting tape at the Communications Department at no cost. Anyone wishing to view a Board meeting tape should contact the Communications Department at 337-8327 to make such a request.*