



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 10/24/06)**  
**Tuesday—September 12, 2006 / 6:30 p.m.**

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**Attendees:** Mr. Steven K. Teuber, J.D., Chairman  
Mr. Robert D. Chilmonik, Board Member  
Dr. Jane E. Kuckel, Board Member  
Dr. James W. Browder, Secretary & District Superintendent  
Dr. Elinor C. Scricca, Vice Chair  
Mrs. Jeanne S. Dozier, Board Member  
Mr. Keith Martin, Board Attorney  
Mrs. Denise Mangus, Recording Secretary

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**I. OPENING EXERCISES**

**A. Call to Order** – The School Board of Lee County, Florida, met on Tuesday, September 12, 2006 at 6:30 in the School Board Meeting Room for a regular School Board Meeting. Chairman Teuber presided; the following changes to the agenda were noted: two Good Cause Items added—Item VI.A.1/Supervisory, Technical and Confidential Employee Salary Schedule for FY07 and Item VI.A.2/Administrators' Salary Schedule for FY07; and Pulled Items from the agenda—IV.F.1 and IV.F.2 (Certificates of Final Inspections). *Motion made by Dr. Scricca, and second by Mrs. Dozier, carried 5-0 to approve the agenda as the Order of Business.*

**B. Invocation/Moment of Silence** – Dr. Scricca led this for tonight.

**C. Pledge of Allegiance** – Mrs. Dozier led the Pledge after presentation of the colors by Cadet CPT Leslie Zuniga of Ida Baker High School JROTC (1SG John Hyler, Instructor).

**II. SPECIAL PRESENTATIONS**

**A. Recognitions**

1. Teen Trendsetters – Mr. Chilmonik led the recognition of 22+ students and an on-site coordinator from each of the 10 high schools.
2. Business Recognition Awards – Dr. Kuckel led the recognition of Harlan Parrish (Colonial Bank) and Claudia Rands (Domino's Pizza Team/St. Pete, Inc.) for their donation efforts.

**B. Presentation to the Board** – Mr. Cliff Smith (United Way) – The Circle of Excellence award was presented to the District.

**C. Acknowledgment** – Character Word for September (Dr. Scricca read) / Tolerance – *A fair and objective attitude toward those whose opinions, practices, race, religion, nationality or the like differ from one's own: freedom from bigotry.*

**III. PUBLIC COMMENT (Mr. Martin provided the Public Comment guidelines)**

*Bob Rushlow* (SPALC Pres.) – Noted a Board Member's inappropriate action of contacting an employee (with 'rewards' for talking) to meet/talk about illegal Maintenance "goings-ons." There is the question if the incumbent Board Member violated election laws, and an investigation's requested.

*John Traube* – Re sub teachers' raises, he appreciates some of what's happening. Particularly on the bottom end, people will be happy though those with bachelors will receive 1-2% raise; he further commented a few dollars in that direction would help in getting quality people—proper remuneration.

*Sheridan Chester* – Noted thanks (sub pay) but bachelor's amount doesn't cover gas; maybe a stipend for long-term. Feels children under-educated with sub teachers' lowered standard, ACT scores lower, and system's failing children due to compensation. Lee County's wealthy but no affordable housing.

*Simone Bynoe* – Commented on test scores (met with principal and peers) in country/county that may affect out-of-state teachers moving here plus students wanting to be doctors, lawyers, etc. She noted to Mr. Chilmonik that he needs to apologize to Accounting re money-spending comments.

*Liz McGrath* – Noted trying to be involved/positive parent but upset SAC rep and alternate chosen (her school) without a meeting; told these were offers to serve after she asked. Doesn't want parents turned away from a parent group. She's heard rumor about employees painting for administrators.

**IV. CONSENT ACTION ITEMS** – No pulls were made from the agenda for discussion; *motion by Mrs. Dozier, and second by Mr. Chilmonik, carried 5-0 to approve the consent agenda.*

**A. Executive Services** – Dr. James Browder (none)

**B. Academics** – Dr. Constance Jones

1. Approval of five grant proposals at no additional cost to the District:
  - a. WIA Title II Adult Education and English Literacy and Civics Education Continuation (Project 2) 2006-2007;
  - b. ESEA Title IV, Part A/Subpart 2 Emergency Response and Crisis Management 2006-07;
  - c. ESEA Title I, Part G/Advanced Placement Incentive Program 2006-07.
  - d. William F. Goodling Even Start Family Literacy Projects 2006-07; and
  - e. IDEA Part B: IDEA Part B Preschool 2006-07.
2. Approval of the test voucher expenditures, payable to Pearson VUE, at a cost not to exceed \$100,000 for Dunbar High School for the 2006-07 fiscal year.

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

1. Approval to change the authorized signers on the Internal Fund Accounts at Gulf Middle, Michigan International Academy and North Fort Myers Academy for the Arts, with two signatures required on these accounts; and authorization for the Superintendent to execute related documents.

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

1. Approval to remove from the Official Property Records, 535 items listed on the computer printout titled Property Records by Bar Code/Tag Number (BI-009) dated August 28, 2006 and obsolete and used parts from the Instructional Technology Support Inventory.
2. Approval of purchase requisitions in the total amount of \$119,590.42 and authorization to issue the nine purchase orders:

- a. Swartz Associates: purchase of installation, materials and equipment for a replacement playground for Mirror Lakes Elementary School (Requisition No. 240816);
  - b. Contract Connection, Inc.: purchase of installation, materials and equipment for a kindergarten playground at Gateway Elementary School (Requisition No. 240663);
  - c. Percon Abatement, Inc.: payment for the emergency clean up of fire extinguisher contents due to vandalism at Bonita Middle School for Maintenance Services (Requisition No. Q-0063223);
  - d. Percon Abatement, Inc.: payment for the removal and disposal of sinks and basins containing asbestos material at Bonita Middle School for Maintenance Services (Requisition No. Q-0063222);
  - e. Synergy Broadcast Systems: purchase and installation of Synergy Broadcast digital video master control hard drives and storage units. The replacement of the existing microwave video system is part of the total project of the ITV distribution equipment for the compliance with the new FCC-ITFS channel regulations and the accommodation for the relocation to the Lee County Public Education Center for Information Technology Support Department (Requisition No. 241313);
  - f. Walker Construction: payment for the labor and materials for repairs and remediation of mold in Pre-K portable at J. Colin English Elementary School for Maintenance Services (Req. No. Q0063261);
  - g. Walker Construction: payment for the replacement of potentially contaminated carpet in portable at Transportation South for Maintenance Services (Requisition No. Q-0063229);
  - h. Percon Abatement: payment for mold remediation at Fort Myers Middle School due to an air conditioning issue for Maintenance Services (Requisition No. Q0063230);
  - i. American Management Resources: payment for the air sampling and visual inspection in 16 rooms at Hector A. Cafferata, Jr. Elementary School for Maintenance Services (Req. No. Q-0063231).
3. Approval to award Bid No. B066456CP for HVAC water treatment service, supplies and equipment to SWE, Inc./dba Southwest Engineers at an estimated annual expenditure of \$34,500 beginning September 12, 2006 through September 11, 2007, with renewal options for two additional one-year periods upon the written agreement of the vendors and the School Board.
  4. Approval to award Bid No. B066467CP for heavy duty upright vacuums to Pyramid II, Inc. at an estimated annual expenditure of \$46,000 beginning September 12, 2006 through September 11, 2007, with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.
  5. Approval to award Bid No. B066468CP for the purchase of automotive equipment for High Tech Central to Fast Equipment at a total price of \$72,372.
  6. Approval to award Bid No. B066469CP for brake parts and relined shoes to Fleetpride, Sam Galloway Ford and Wallace International Trucks, Inc., if the primary vendors are unable to meet the needs of the District, authorization for staff to proceed to the next low bidder(s) until the requirements of the district have been satisfied at an estimated annual expenditure of \$222,000 beginning September 12, 2006 through September 11, 2007, with renewal

options for two additional one-year periods upon the written agreement of the vendor and the School Board.

7. Approval to award Bid No. B066472LO for kitchen exhaust hood cleaning to Around The Clock, Inc. at an estimated annual expenditure of \$30,000 beginning September 12, 2006 through September 11, 2007, with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.
8. Approval to award Bid No. B066479RG for Altiris Deployment Solutions to Advanced Market Place, Inc. at an estimated expenditure of \$162,200 for the total required software package and consulting.
9. Approval to renew Bid No. B056395LO for locksmith services to Anytime Lock, Key and Door, Inc. as primary vendor and AA Quality Safe and Lock, Inc. as secondary vendor for the period beginning October 25, 2006 through October 24, 2007 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$25,000.

**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 new supplemental position and job description for Assistant Athletic Trainer, and the revised job descriptions for High School Athletic Trainer and District Athletic Trainer..

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

- PULLED* – 1. Acceptance of the Certificate of Final Inspection for Ida S. Baker High School dated July 18, 2006 and final payment in the amount of \$1,388,719.52 to Kraft Construction Co., Inc. and authorization for the Superintendent to execute all necessary documents..
- PULLED*—2. Acceptance of the Certificate of Final Inspection for South Fort Myers High School dated July 26, 2006 and final payment in the amount of \$111,445.69 to Owen-Ames-Kimball Company and authorization for the Superintendent to execute all necessary documents.
3. Acceptance of a reduction of retainage from ten percent to five percent in the amount of \$155,499.38 to ACI Construction Services, Inc. for the Cape Elementary School Addition; and authorization for the Superintendent to execute all necessary documents.
  4. Approval to award Bid #CS151-Leonard Transportation Facility Phase I to Lodge Construction at a cost of \$6,122,430.00; and authorization for the Superintendent to execute all necessary documents.

**V. UNFINISHED BUSINESS/TABLED ITEMS (none)**

**VI. SUPERINTENDENT'S RECOMMENDATIONS****A1. Good Cause–Supervisory, Technical & Confidential Employee Salary Schedule for FY07**

*Mrs. Dozier moved, with Dr. Kuckel seconding, for Board approval of the Supervisory, Technical, and Confidential Employee Salary Schedule for FY07 to be retroactive to July 1, 2006 at an estimated fiscal impact of \$1,788,000; motion carried 5-0.*

**A2. Good Cause – Administrators' Salary Schedule for FY07**

*Dr. Scricca moved, with Mrs. Dozier seconding, for Board approval of the Administrators' Salary Schedule for FY07 to be retroactive to July 1, 2006 at an estimated fiscal impact of \$2,448,000. It was noted this is in line with TALC and SPALC. Motion carried 5-0.*

**VII. ATTORNEY'S RECOMMENDATIONS – none****VIII. PUBLIC HEARING -- none****IX. OTHER BUSINESS****A. Special Request Presentations (Policy 1.31) – none****B. Board Member Comments/Reports**

*Dr. Scricca* – Noted Mr. Rushlow's comments cause her concern; she awaits offered responses. On the sub teacher wage comparables, she requested these be repeated. Re Ms. McGrath's comments on the SAC/DAC appointee, this should be looked into.

*Mr. Chilmonik* – He thanked the speakers, noting Mr. Traube's good point re sub teachers' compensation for bachelor degrees. Mr. Chilmonik stated he'd be more than happy to give an opening on DAC to Ms. McGrath. Mr. Chilmonik noted, re Mr. Rushlow's comments, that he was approached/called re possible improprieties within the District—not just a lower levels but at higher levels of the Board—and they came back to him to have a meeting and were told by their supervisor not to meet; Mr. Chilmonik will have more information forthcoming.

*Mrs. Dozier* – Re sub teacher comparables, she asked the Superintendent to have this information readily available. Georgia, Louisiana, Virginia, South Carolina, and Alabama were some of the other states compared; there's one pot of money, and the District does the best it can. Mrs. Dozier also noted that the Internal Auditor reported no misuse of funds.

*Dr. Kuckel* – She noted, in looking at fuller scale of comparable sub teacher salaries, only one was higher (Martinsville, West Virginia); it's very respectful (the current District amounts).

*Mr. Teuber* – Noted comments at workshop earlier today regarding DAC but Dr. Browder will address issue about that committee's attendance/participation. Mr. Teuber requested, re his two-page memo, that the Board direct Mr. Martin to draft policy to make more clear; he noted Dr. Blanton's training last year to Board Members. The power is as a Board; Mr. Teuber noted the high percentage of 5-0 votes (hundreds) but lately things are astray re direction given to Dr.

Browder and staff. Board policy is wanted for direction from the Board and work as power of the Board; this will be brought up further at a Briefing. (Mr. Chilmonik started to ask a question but Mr. Teuber noted Roberts Rules of Order.) Mr. Teuber noted, re Mr. Rushlow’s issue brought forward, that to call an unknown employee to meet privately outside business is unethical and possibly illegal in the discretion of power; he’ll talk with the Board Attorney. Mr. Teuber noted Mr. Chilmonik’s admission of such; Mr. Teuber doesn’t want employees intimidated; he’s very disappointed with hearing this and awaits to see what transpired.

**C. Attorney Comments/Reports**

*Mr. Martin* – Noted having no knowledge of hearing anything from Mr. Rushlow. Mr. Martin cautioned, re School Board Member conduct, it’s inappropriate for the Board or staff to investigate and he’s unsure of the allegations—e.g., if a form of bribery, it may be appropriate to report to law enforcement; Florida Commission on Ethics may be another appropriate place as well as the Supervisor of Elections. Again, it’s not a matter for the Board to investigate; Mr. Martin believes the union has legal counsel, as it’s not appropriate for him (Mr. Martin).

**D. Superintendent Comments/Reports** (Dr. Browder had none tonight)

**E. Next Scheduled Meetings:** September 20—2:00 p.m., Press Conference; September 26—2:30; Student Hearings; September 26—2:30; Special School Board Meeting; September 26—3:00; School Board Briefing; and September 26—6:30, School Board Regular Meeting.

**X. ADJOURNMENT** – *As there was no other business to come before the Board, the meeting was adjourned at approximately 7:35 p.m.*

/dwm

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*MINUTES BOOK NO. 41 - FY07*

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**Steven K. Teuber, J.D.,** Chairman

ATTEST:

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**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.*