



VISION  
*To be a world-class school system.*

**THE SCHOOL BOARD OF LEE COUNTY**  
**School Board Meeting – M I N U T E S**  
**Tuesday, December 5, 2006 - 6:00 p.m. (Approved Jan. 23, 2007)**

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**Attendees:** Mrs. Jeanne S. Dozier, Chairman  
Mr. Steven K. Teuber, Board Member  
Dr. James W. Browder, Secretary & District Superintendent  
Ms. Sonia M. Roberts, Recording Secretary  
Dr. Jane E. Kuckel, Board Member  
Mr. Keith Martin, Board Attorney

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**I. OPENING EXERCISES**

- A. Call to Order** – The School Board of Lee County, Florida, met on Tuesday, December 5, 2006 at 6:00 p.m. in the School Board Meeting Room for a regular School Board Meeting; Chairman Dozier presided. Dr. Scricca is out due to illness and Mr. Chilmonik is out of town on education business. Mrs. Dozier read the agenda. *Motion was made by Mr. Teuber, second by Dr. Kuckel, to accept the agenda as the Order of Business; motion carried 3-0.*
- B. Invocation/Moment of Silence** – Mr. Teuber led the evening's invocation/moment of silence.
- C. Pledge of Allegiance** – Mr. Teuber led the Pledge after the presentation of the colors by LTC Armando Christina of Fort Myers High School JROTC who was accompanied by CSM Larry Sconyers, Instructor.

**II. SPECIAL PRESENTATIONS**

- A. Recognitions** - Dr. Kuckel led the recognition of District student athletes for the State Swim Meet.
- Chelsea Franklin, Cypress Lake High School
  - Taylor Dubrasky, Estero High School
  - Robby Kennedy, Fort Myers High School
  - Amy Modglin, Fort Myers High School
  - Madison Wagner, South Fort Myers High School.
- B. Acknowledgement** – Mr. Teuber Character Word for December - Compassion:  
*Demonstrating concern for the well-being of others—giving support and showing empathy.*

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

*Donna Mutzanard* (President of the TALC and co-facilitator of the calendar committee.) Thanked McDaniel and the whole committee for their untiring work on this new calendar that will come before the Board at this meeting.

*Mrs. Alice Maillard* – parent of two children receiving ESE services; spoke of one of her son's problems with learning and the numerous schools they are transferred to by the District.

(With the Board's agreement, Mrs. Dozier requested Superintendent Browder to have someone meet with Mrs. Maillard to discuss her concerns.)

*Mr. John Traube* (President of the Substitute LCA of Substitute Teachers.) Spoke of last year's representation and pay raises for the substitute teachers; the Superintendent's and Attorney's pay raises; spoke of the recent issues for their advocating for the substitute teachers and the banning of Mrs. Sheridan Chester, VP of the LCA of Substitute Teachers from teaching at some schools and Mr. Traube from teaching at all schools.

**IV. CONSENT ACTION ITEMS** – There were no pulls from the agenda for discussion. *Motion by Dr. Kuckel, with second by Mr. Teuber, carried 3-0 to approve the Consent Agenda.*

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

1. Approval of minutes of School Board meetings.
  - October 27, 2006, School Board Retreat
  - November 6, 2006, Student Hearings
  - November 6, 2006, School Board Briefing Meeting
  - November 6, 2006, School Board Meeting
2. Approval of corrected minutes of School Board meeting:
  - March 28, 2006, School Board Meeting

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

1. Approval of one grant proposal and related agreement at no additional cost to the District:
  - a. ESEA Title V, Part D, Subpart 5 Reading Is Fundamental Inexpensive Book Distribution Program

Approval authorizes the Superintendent to execute related documents and to approve normal and customary accounting, amendment, 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 will represent best practices, and will conform to funding agency regulations; and to submit proposals and receive awards in subsequent cycles of these specific grant programs and direct successors without further Board action, providing subsequent proposals do not include a major change in focus. The Superintendent may also bring such subsequent proposals forward for Board action for any other cause, at the Superintendent's discretion.

2. Approval of the Head Start/Early Head Start Community Assessment, Strategic Plan, and Program Plans.
3. Approval of the Provider Agreement with the Early Learning Coalition of Southwest Florida for Before and After School Services for the Early Head Start Infants and Toddlers.

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

1. Approval to open a checking account for Fort Myers Beach Elementary Internal Fund at Bank of America with two signatures required on the account; and authorization for the Superintendent to execute related documents.

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

1. Approval of the defined Lottery Enhancement and the use of District Discretionary Lottery Funds.
2. Approval to remove from the Official Property Records, 1,315 items listed on the computer printout titled Property Records By Bar Code/Tag Number (BI-009) dated November 15, 2006.
3. Approval of Mainline Information Systems, as agent for the IBM Corporation, to continue licensing for the currently installed enterprise server (mainframe processor) software for the period January 1, 2007 through December 31, 2007 at a cost of \$126,264.00.
4. Approval of the following ranking of Business Software vendors for RFP R056358RG: 1) Oracle/PeopleSoft partnered with eVerge. 2) Munis, 3) Sungard, and 4) SAP; and authorization for negotiation of software/implementation contract(s). In the event negotiations with the top ranked vendor is not successful, authorization to proceed with negotiations for the next ranked vendor until the project is negotiated and the contract is executed.
5. Approval of purchase requisitions in the total amount of \$562,305.35; and authorization to issue the 16 purchase orders:
  - a. McQuay Service: Payment for preventative maintenance service on four chillers at Caloosa Elementary School for Maintenance Services. (Requisition No. Q0063854)
  - b. All Phase Electric: Purchase of labor and materials to replace fixtures and feeders at the south entry gate at Transportation West for Maintenance Services. (Requisition No. Q0063815)
  - c. Page Mechanical Services: Purchase of labor and materials to replace #3 blower unit on outside air unit at Rayma C. Page Elementary School for Maintenance Services. (Requisition No. Q-0063784)
  - d. Walker Construction, Inc.: Purchase of labor and materials to install Grantex flooring in all ground floor bathrooms including teachers bathrooms at Cypress Lake Middle School for Maintenance Services. (Requisition No. Q0063771)
  - e. Horizon Software Systems: Payment to renew existing service and annual agreement for Excent Online Maintenance coverage from July 1, 2006 through June 30, 2007 for Exceptional Student Education. (Requisition No. 237622)
  - f. Florida Gulf Coast University: Payment for the final evaluation for the I.T. magnet grant for the 2006/2007 school year for Academic Services. (Requisition No. 247567)
  - g. IBM Corporation: Payment for IBM printer usage billing charges through June 30, 2007 for two printers serial numbers 10155 and 10164 on account 5097301-00/4 for Information Systems Department. (Requisition No. 247731)
  - h. Florida Gulf Coast University: Payment for the Scholars Club Partnership commitment for the 2005/2006 year for Academic Services. (Requisition No. 247875)
  - i. Mainline Info Systems, Inc.: Payment for upgrading the District's current Scalable Tape Library for capacity expansion, additional power supply, necessary hardware and cords and an additional 24/7 warranty and service to

- complete LTO work for Technology Planning Department. (Requisition No. 247961)
- j. Walker Construction: Payment for the cleaning and minor repairs to portable classrooms CC7368/69, CC7378/79, CC7348/49 and CC7370/71 at Lehigh Acres Middle School for Construction Services. (Requisition No. 248261, 248262, 248265, 248266)
  - k. ExLogica, Inc.: Payment for SILK software maintenance and support for the School District of Lee County for the period of December 14, 2006 through December 13, 2007, including software licensing fee for additional growth of 1,757 students at the rate of \$4.00 per student as approved by the Board on December 14, 2004. (Requisition No. 248603)
  - l. Tilden Lobnitz Cooper (TLC): Payment for professional engineering design drawings for the HVAC system replacement at Estero High School for Maintenance Services. (Requisition No. Q0063689)
  - m. Tilden Lobnitz Cooper (TLC): Payment for professional engineering design drawings for the completion of the HVAC system at Mariner High School for Maintenance Services. (Requisition No. Q0063662)
6. Approval to piggy-back The City of Cape Coral Bid No. 072402-48, awarded to Ikon Office Solutions and J.M. Todd, Inc. for lease of copiers and facsimile machines, through October 21, 2007, at an estimated expenditure of \$620,000.00
  7. Approval to piggy-back Seminole County School District Bid No. 102895, awarded to various vendors for technology supplies and equipment, through June 30, 2007, at an estimated expenditure of \$150,000.00.
  8. Approval to award Bid No. B066498LO for inspections, maintenance and emergency repairs of fire hydrants to Building Systems Evaluation, Inc. DBA Fire Sprinkler Systems Co., at an estimated annual expenditure of \$25,000.00 beginning December 5, 2006 through December 4, 2007 with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.
  9. Approval to increase the estimated annual expenditure for Bid No. B066443CP, food products for Lee County Schools to Cheney Brothers, Inc., LA Foods, Inc., SWF Food & Beverage, LLC and US Food Service, Inc. by \$475,000.00 making a total anticipated expenditure of \$750,000.00 for the period of June 6, 2006 through June 5, 2007.
  10. Approval to increase purchase order number D-18935 to Heritage Product Resources for the stage drapes installation special lift requirements at Fort Myers High School in the amount of \$471.71 for a total amount of \$30,652.71.
  11. Approval to increase purchase order number D-34238 to Sam Galloway Ford for the addition of a heavy payload group and air conditioning in the amount of \$1,202 for a total amount of \$25,560.

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

1. Approval of the revised job description for Specialist, Title I Migrant Worker, SPALC Salary Schedule.

2. 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.

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

1. Approval of the Easement Agreement with Florida Power & Light Company for a 10' easement to provide electrical service to the Leonard & Leonard Transportation Facility.
2. Approval to award Bid #CS152 to complete the new parking lot addition at Allen Park Elementary School in the amount of \$161,830 to Gulf Paving Company, Inc. and authorization for the Superintendent to execute all necessary documents.
3. Approval to award Bid #CS153 to renovate the retention areas at Fort Myers High School to Bateman Contracting in the amount of \$135,400.00 and authorization for the Superintendent to execute all necessary documents.
4. Acceptance of the Certificate of Final Inspection for the Southwest Florida Public Service Academy site modifications for the fire training facility dated November 14, 2006 and final payment in the amount of \$32,769.00 to Norstar Construction; and authorization for the Superintendent to execute all necessary documents.
5. Approval to increase the total project cost of Oak Hammock Middle School "KK" and Manatee Elementary School "U" to \$63,525,818.00; and authorization for the Superintendent to execute all necessary documents.

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

**VI. SUPERINTENDENT'S RECOMMENDATIONS**

(Dr. Browder took this opportunity to recognize Ms. Michele Pescatrice the newly appointed Principal of Orangewood Elementary.)

**A. Good Cause – None**

**B. Approval of the 2007-08 Instructional Calendar**

*Motion was made by Mr. Teuber and seconded by Dr. Kuckel, to approve the 2007-2008 Instructional Calendar. Mr. Teuber spoke about the great efforts made by the calendar committee and asked those committee members present at this meeting to stand and be acknowledged. Dr. Kuckel acknowledged Ms. Mutzanard and the bargaining group for bringing to the committee the interest-based problem solving process that has worked for the calendar committee. Motion carried 3-0.*

**C. Naming New High School "HHH"**

*Motion made by Dr. Kuckel and seconded by Mr. Teuber for approval to name the new High School "HHH" located in the West Zone at the corner of Denavarr Parkway and Gator Circle, North Fort Myers, Island Coast High School. Mrs. Dozier asked how we arrived at this name and*

Superintendent Browder explained the process where the public asked, via advertising in the News-Press, for name suggestions; names were received, also attempts to match locale to the naming of the school is considered and this school is close to the Coast. *Motion carries 3-0.*

**D. Ratification of Agreement of Purchase and Sale for 15.83 acre parcel at Chiquita and El Dorado**

*Motion by Mr. Teuber and second by Dr. Kuckel, carried 3-0, to approve the ratification of the agreement to buy land in the amount of \$3,447,774.00 with Thieman Enterprises, LLC, Owners, for 15.83 acres at Chiquita and El Dorado, Cape Coral; approval of Due Diligence and closing costs up to \$100,000.00; and authorization for the Superintendent to enter into any addenda to the agreement extending the closing date or investigation period or addressing other non-financial matters and execute a settlement statement and any other documents required by the closing agent.*

**VII. ATTORNEY'S RECOMMENDATIONS – Mr. Martin**

**A. Action by Board to Set Compensation for Board Members**

*Motion made by Dr. Kuckel, seconded by Mrs. Dozier to set the compensation for School Board Members in an amount of \$38,326.00. Dr. Kuckel stated that this is the salary which is part of a formula and used by the State for all elected officials for years; a few years ago the Legislature changed this but only for school board members who would set their own salaries. However, commented Dr. Kuckel, the Lee County Board have stuck to the formula. Mr. Teuber commented that he will support this motion because this is the way this Board does this; however, it is frustrating that this is the only Board in the State of Florida that has to set its own schedule. Carried 3-0.*

**VIII. PUBLIC HEARING**

Mrs. Dozier recessed the Regular Meeting of the Board at 6:37 p.m. and open the Public Hearing as indicted on page 9 of the agenda.

**Public Comment** (related to the Public Hearing items only.)

Mr. Traube, spoke on Shared Decision-Making and concerns about the Board ignoring speakers at public comment. Mr. Traube spoke on AR-2.46, occurrences involving himself and Ms. Chester. Mrs. Dozier closed the Public Hearing meeting at 6:41 p.m.

**A. Adoption of the 2007-08 Plan for Student Assignment**

*Motion was made by Dr. Kuckel and seconded by Mr. Teuber to approve the adoption of the 2007-08 Plan for Student Assignment. Dr. Kuckel mentioned several of these just involve updating, wording in compliance with State and Federal levels and these have been discussed at our briefing meetings. Motion carried 3-0.*

**B. Adoption of the Procedures for Shared Decision-Making**

*Motion was made by Dr. Kuckel and seconded by Mr. Teuber to approve adoption of the Procedures for Shared Decision-Making to demonstrate grantee compliance with Head*

*Start legislation that requires written procedures for shared decision-making between the Lee County School Board and its Head Start Council. Commenting on a statement made at Public Comment, Dr. Kuckel stated that this policy relates only to the Head Start program. Motion carried 3-0.*

**C. Revisions to Policy 1.51, School Board Internal Audit Function**

*Motion by Dr. Kuckel, second by Mr. Teuber, carried 3-0, to approve the revisions to Policy 1.51, School Board Internal Audit Function, to clarify that the policy addresses the "School Board" Internal Auditor and correct a statutory reference.*

**D. Revisions to Policy 3.31, Community Involvement Opportunities**

*Motion was made by Mr. Teuber and seconded by Dr. Kuckel to approve the Revisions to Policy 3.31, Community Involvement Opportunities, to establish a process to assign tasks to Board Advisory Committees. Mrs. Dozier will support this because of the effectiveness of the work of the Advisory Committees. Motion carried 3-0.*

**E. Adoption of AR-1.23, Distribution of Handouts by Students**

*Motion by Dr. Kuckel, second by Mr. Teuber, carried 3-0, to approve adoption of AR-1.23 to establish a process for students to request permission to distribute handouts on a school campus.*

**F. Revisions to AR-2.46, Managerial Discipline Guidelines for Transportation Employees**

*Motion by Dr. Kuckel, second by Mr. Teuber, carried 3-0, to approve the revisions to AR-2.46, Managerial Discipline Guidelines for Transportation Employees to provide a common understanding of the expectations and penalties for specific offenses and update the common basis for the application of an equitable progressive discipline system.*

**G. Revisions to AR-3.15, Advertising**

*Motion by Dr. Kuckel, second by Mr. Teuber, carried 3-0, to approve revisions to AR-3.15, advertising, to clarify the standards for review of advertisements in school publications.*

**IX. OTHER BUSINESS**

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

**B. Next scheduled meetings:**

- December 6, 2006, 12 Noon, Board Workshop
- December 13, 2006, 2:00 p.m., Press Conference
- January 9, 2007, 3:00 p.m., Student Hearings
- January 9, 2007, 3:30 p.m., School Board Briefing Meeting
- January 9, 6:00 p.m., School Board Meeting

X. **ADJOURNMENT** – *As there was no other business to come before the Board, the meeting was adjourned .at 7:15 p.m.*

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MINUTES BOOK NO. 41 - FY07

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**Jeanne S. Dozier**, 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.*