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To be a world-class school system.

THE SCHOOL BOARD OF LEE COUNTY
School Board Meeting - MINUTES
(School Board Meeting Room, 2855 Colonial Blvd., Fort Myers, FL)
Tuesday, September 25, 2007 - 6:00 P.M.

Attending

Mrs. Jeanne S. Dozier, Chairman	Dr. James W. Browder, Secretary and District Superintendent
Dr. Jane E. Kuckel, Vice Chairman	Mr. Keith Martin, Board Attorney
Mr. Robert D. Chilmonik, Member	Ms. Julie Nieminski, Board Auditor
Mr. Steven K. Teuber, Member	
Dr. Elinor C. Scricca, Member	Mrs. Donna Lesansky, Recording Secretary

I. Opening Exercises

A. Call to Order

The School Board of Lee County, Florida, met on Tuesday, September 25, 2007, at 6:00 P.M. in the Board Room for a Regular School Board Meeting. Chairman Jeanne Dozier presided.

Mrs. Dozier noted the following changes to tonight's agenda:

▪ **PULLED:**

- VIII.A. Application for Charter School Status for Bright Scholars Academy Group
- VIII.B. Application for Charter School Status for Fort Myers Preparatory and Fitness Academy, Inc. Group
- VIII.C. Application for Charter School Status for Florida High School for Accelerated Learning – North Lee County Campus Charter
- VIII.D. Application for Charter School Status for Florida High School for Accelerated Learning – South Lee County Campus Charter

Motion by Dr. Scricca, seconded by Mr. Teuber and carried 5-0 to accept the agenda as the Order of Business.

B. Invocation

Dr. Scricca delivered the Invocation.

C. Presentation of Colors and Pledge of Allegiance

Mr. Chilmonik introduced Cadet Lieutenant Colonel Alyssa Candiano of the Cape Coral High School JROTC who presented the Colors for this evening's meeting. He then led the Pledge of Allegiance.

II. Special Presentations

A. Resolutions

1. Do The Right Thing Month

Motion by Mr. Teuber, seconded by Dr. Scricca, and carried 5-0 to adopt the Resolution proclaiming September 2007 as Do The Right Thing Month.

III. Comments Section

A. Public Comment

Donna Mutzenard, Executive Director of Island Coast FEA Service Unit, addressed Agenda Item IV.B., 1., Paperwork Reduction Initiative Report, highlighting some of the paperwork requirements placed on teachers.

Kellie Elders commented on the District's treatment of her disabled daughter.

Shawn Elders commented on the District's treatment of disabled students and federally mandated services.

Julie Marchetti addressed the need for a forum in which parents, teachers, administrators and parents of disabled students can work together.

Sue Jacobse expressed appreciation for the hard work of Dr. Browder, Board Members and staff in the area of ESE education.

John Traube commented on the District's treatment of disabled students.

Mrs. Dozier thanked the speakers for their comments. She also asked the Superintendent to advise the Board regarding the status of providing services to the Elders student.

B. Board Members' Comments/Reports

Mr. Chilmonik: stated that he would present a starting point for solutions to the ESE issue at the next Board Meeting; distributed a list of highlights from the District's audit in response to Dr. Kuckel's public records request. *(A copy of the handout will be filed with the official minutes.)*

Dr. Kuckel: stated that the District needs to monitor the paperwork demands made on teachers; encouraged individuals with concerns to visit ESE classrooms to see what is really going on; distributed a memorandum in which she requests that Mr. Chilmonik provide documentation specific to and in support of his accusations. *(A copy of the memorandum will be filed with the official minutes.)*

Dr. Scricca: stated that the Board is sensitive to what teachers need to do to fulfill their duties, adding that she feels that a teacher's primary responsibility is to teach; stated that she is dismayed by the repeated accusations of abuse to disabled students since the State has exonerated the District of any wrongdoing.

Mr. Teuber: reported that he had recently attended the FSBA Delegation Meeting and that there is a big issue with COPS and the Class Size Amendment; referred to a letter that the Board received from Associates in Pediatrics regarding childhood obesity and called upon the Board to support the position of the medical practice; announced that "Prayer at the Pole" would take place tomorrow prior to the start of school.

Mrs. Dozier: informed the Board that she had responded to the letter from Associates in Pediatrics suggesting their involvement in the District's Health Advisory Committee; stated that she has met with and would be willing to meet again with the parents of the ESE student who continues to be in the news; acknowledged the presence of two Boy Scouts in the audience and asked them to write an account of what they saw at tonight's meeting;

stated that she received an e-mail from a parent inquiring about the former ESE Advisory Committee and announced her intention to bring the matter to the next Briefing Meeting for discussion; stated that the District has an internal auditor who will conduct an audit of the District's ESE program and random IEP's.

C. Board Attorney's Comments/Reports – None.

D. Board Auditor's Comments/Reports

Ms. Nieminski stated that she would be bringing a recommendation for Board approval later in the meeting.

E. Superintendent's Comments/Reports

Dr. Browder provided each Board Member with a placemat that was made by a student at Tanglewood. With regard to Mrs. Dozier's request surrounding the ESE issue, Dr. Browder stated that he would not publicly discuss matters related to any student nor would he engage in a public debate with parents about their children. He reiterated his support for the District's ESE teachers, administrators and coordinators and stated that he would encourage parents to come forward so that he could meet privately with them. Dr. Browder announced that Dr. Brunick (Director of ESE) had scheduled training sessions for ESE parents on the following dates: October 18th, December 13th, February 21st, and April 24th. Dr. Browder acknowledged Matt and Mark Barak (*sp?*) who were attending this evening's meeting in order to earn a badge toward their Eagle Scout rank.

IV. Consent Action Items

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to approve the Consent Agenda.

A. Executive Services – Dr. James Browder

1. Approval of minutes of School Board Meetings:
 - August 28, 2007 School Board Workshop
 - September 11, 2007 Student Hearing
 - September 11, 2007 School Board Briefing Meeting
 - September 11, 2007 School Board Action Meeting
2. Approval of the appointments to the District Advisory Committee, Finance Advisory Committee, Curriculum Advisory Committee, Compliance Advisory Committee, and Construction Advisory Committee effective September 25, 2007 through the date of the regular School Board meeting in September 2008 at which the Board takes action to appoint members to Board Advisory Committees.
3. Approval of the report outlining the changes the School Board of Lee County has approved to School Board Rules during the past two years, to comply with Section 120.74, F.S.; and authorization for the Superintendent to sign any required documents.

B. Academic Services – Dr. Constance Jones

1. Approval of the Paperwork Reduction Report submitted to the Florida Department of Education as required by subsection 1001.42 (22), F.S.
2. Approval of these six grant proposals totaling \$20,135,141.99 (including \$628,057.38 in indirect costs) with 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.
3. Approval of the renewal of the Interlocal Agreement with The City of Fort Myers for the continuation of the School Resource Officer (SRO) / D.A.R.E. Program for August 11, 2007 to August 10, 2008, at a cost of \$334,575.
4. Approval of the amendment to the contract with CCSC, Inc. d/b/a naplesyacht.com, to extend the contract expiration date from October 1, 2007 to October 31, 2007, to provide training to the United States Department of Defense, at no cost to the District.

C. Administrative Services – Mr. Michael McNeerney – None.**D. Business Services – Mr. Lee Legutko**

1. Approval to remove from the Official Property Records, 85 items listed on the computer printout titled Property Records By Bar Code/Tag Number (BI-009) dated September 7, 2007.
2. Approval of the Tentative District Facilities Work Program 2007-2008 through 2026-2027.
3. Approval of purchase requisitions in the total amount of \$21,839.21; and authorization for the issuance of the four (4) purchase orders as described.
 - a. Bureau Veritas North America, Inc.: For inspection fees for elevated covered walkway at Pelican Elementary School for Construction Services Department. (Requisition No. 270115)
 - b. Bureau Veritas North America, Inc.: For inspection fees for interior renovation at Sunshine Elementary School for Construction Services Department. (Requisition No. 270118)
 - c. Bureau Veritas North America, Inc.: For inspection fees for interior renovation at Mirror Lakes Elementary School for Construction Services Department. (Requisition No. 270307)
 - d. Wentco Inc.: Payment to repair pipe insulation on roof and install drain pans in ceiling at North Fort Myers Academy for the Arts for Construction Services Department. (Requisition No. 270483)
4. Approval to increase purchase order number D-50862 to Commercial Electrical Systems for additional parts and labor required for the fire alarm system in the amount of \$4,150 for a total amount of \$44,750.
5. Approval to renew Bid No. B066483LO for pressure washing to Mike Griffins Pressure Washing and Cleaning Services for the period of October 9, 2007 through

October 8, 2008 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$160,000.

6. Approval to award Bid No.B076605LO for HVAC repair service to Debon Air Mechanical, Inc. as the primary vendor, Page Mechanical Group, Inc. as the secondary vendor and C. S. Service Experts, LLC as the alternate vendor, at an estimated annual expenditure of \$250,000 beginning September 25, 2007 through September 24, 2008, with renewal options for two additional one year periods upon the written agreement of the vendors and the School Board.
7. Approval to award Bid No. B076606LO for a/c unit replacements for North Fort Myers Academy for the Arts to Air Mechanical and Service Corp. at a total price of \$199,850.
8. Approval of Bid No. B076600SW for padlocks and combination locks to Southern Lock and Supply Company for items 1 & 2 and to Stanley Security Solutions for items 3 & 4, at an estimated annual expenditure of \$60,000 beginning September 25, 2007 through September 24, 2008, with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.

E. Human Resources – Dr. Gregory Adkins

1. Approval of the general personnel recommendations including certificated, support and substitute staff, annual reappointments, and correction to an item previously approved by the Board.
2. Approval of job description, Supervisor, Adult Education (ESOL), S-46.61 Salary Schedule N, grade 9.
3. Approval of the renewal contract with the Visiting Nurses Association of Southwest Florida, Inc., effective October 22, 2007, through March 31, 2008, to provide on-site influenza and pneumonia vaccinations to District employees. There is no cost to the Board for this program.

F. School Support Services – Mr. William Moore

1. Approval of the acceptance of the Certificate of Final Inspection for Ida S. Baker High School for dining room improvement/renovation dated August 27, 2007 and final payment in the amount of \$5,500.50 to Norstar Construction, Inc. and authorization for the Superintendent to execute all necessary documents.
2. Approval of the Certification of Facilities Data which has been verified as of September 25, 2007, as current and accurate pursuant to applicable statutes and rules.
3. Approval of the Easement Deed with Embarq Florida, Inc. for a 10' easement for relocation of underground wires at Manatee Elementary School.
4. Approval of the Easement Agreement with Lee County Electric Cooperative for a 20' easement to provide electrical service to Island Coast High School.
5. Approval of the Deed of Conservation Easement to South Florida Water Management District to fulfill permitting requirements at Heights Elementary School replacement.

V. Unfinished Business/Tabled Items – None.

VI. Superintendent's Recommendations

- A. **Good Cause – None.**
- B. **Resolution Declaring Land and Building Unnecessary for Educational or Ancillary Purposes – Dr. James A. Adams Public Education Center.**

Motion by Dr. Scricca, seconded by Dr. Kuckel, and carried 5-0 to adopt the Resolution declaring the Dr. James A. Adams Public Education Center, located at 2055 Central Avenue in Fort Myers, as unnecessary for educational or ancillary purposes.

- C. **Resolution Declaring Land and Building Unnecessary for Educational or Ancillary Purposes – R & R Building.**

Motion by Dr. Kuckel, seconded by Dr. Scricca, and carried 5-0 to adopt the Resolution declaring the R & R Building, located at 2097 Central Avenue in Fort Myers, as unnecessary for educational or ancillary purposes.

- D. **Resolution Declaring Land and Building Unnecessary for Educational or Ancillary Purposes – G. Weaver Hipps Annex.**

Motion by Dr. Scricca and seconded by Mr. Teuber to adopt the Resolution declaring the G. Weaver Hipps Annex, located at 2523 Fowler Street in Fort Myers, as unnecessary for educational or ancillary purposes.

Dr. Kuckel requested that the Superintendent compile a list of the buildings that the District currently has for sale and the appraisal on each.

Motion carried 5-0.

VII. Board Auditor's Recommendation

- A. **2007-2008 Audit Plan.**

Motion by Dr. Kuckel, seconded by Dr. Scricca, and carried 5-0 to accept the Board Auditor's recommendation to approve the proposed 2007-2008 Audit Plan.

VII. Public Hearing

Dr. Browder presented his recommendation for this evening's public hearing item.

- A. ~~Application for Charter School Status for Bright Scholars Academy Group.~~ *Pulled prior to this evening's meeting.*
- B. ~~Application for Charter School Status for Fort Myers Preparatory and Fitness Academy, Inc. Group.~~ *Pulled prior to this evening's meeting.*
- C. ~~Application for Charter School Status for Florida High School for Accelerated Learning – North Lee County Campus Charter.~~ *Pulled prior to this evening's meeting.*
- D. ~~Application for Charter School Status for Florida High School for Accelerated Learning – South Lee County Campus Charter.~~ *Pulled prior to this evening's meeting.*

E. Extension of the Policies and Procedures for Specially Designed Instruction and Related Services for Exceptional Students (SP&P) for the 2007-2008 School Year.

Mrs. Dozier recessed the Board Meeting and opened the Public Hearing at 7:15 P.M. She asked if anyone would like to address the Board regarding the one remaining issue on the agenda for Public Hearing.

The following individuals addressed the Board: Betsy Taylor, Tracy Ferguson, John Traube, Julie Marchetti, Shawn Elders, Kellie Elders, and Sue Jacobse. Suggestions by these speakers included: a meaningful advisory committee consisting of Board Member, parent and staff representation; parental participation in the IEP process; training for substitute teachers; improved training for teachers; better communication; open classrooms; implementation of an audio/video surveillance system in ESE classrooms.

There being no further requests to address the Board, Mrs. Dozier closed the Public Hearing and reconvened the Board Meeting at 7:34 P.M.

E. Extension of the Policies and Procedures for Specially Designed Instruction and Related Services for Exceptional Students (SP&P) for the 2007-2008 School Year.

Motion by Mr. Chilmonik, seconded by Dr. Kuckel and carried 5-0 to accept the Superintendent's recommendation to approve the extension of the Policies and Procedures for the Provision of Specially Designed Instruction and Related Services for Exceptional Students (SP&P) for the 2007-08 school year.

VIII. Other Business

Mr. Martin referred to Dr. Kuckel's request for appraisal figures on District property that is for sale and stated that this information is exempt from the public record law until the property is sold.

Dr. Kuckel amended her request by asking that the information be provided to the Board once negotiations are no longer pending and the property has been sold.

A. Next Scheduled Meetings of the Board:

- October 9, 2007, 2:30 p.m., School Board Briefing Meeting (*immediately following Student Hearings and/or Special Board Meeting, if scheduled*)
- October 9, 2007, 6:00 p.m., School Board Action Meeting

IX. Adjournment

Motion by Dr. Kuckel, seconded by Dr. Scricca, and carried 5-0 to adjourn the September 25, 2007, School Board Meeting.

The meeting adjourned at 7:43 P.M.

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.