



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

**THE SCHOOL BOARD OF LEE COUNTY**  
**School Board Meeting – MINUTES** [Approval 10/23/07]  
(School Board Meeting Room, 2855 Colonial Blvd., Fort Myers, FL)  
**Tuesday, October 9, 2007 - 6:00 P.M.**

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**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

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**I. Opening Exercises**

**A. Call to Order**

The School Board of Lee County, Florida, met on Tuesday, October 9, 2007, at 6:00 P.M. in the School Board Meeting Room for a Regular School Board Meeting. Chairman Jeanne Dozier presided.

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

**Item VI.A.1.** 2008 Legislative Program-Greater Florida Consortium of School Boards

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

**B. Invocation**

Mr. Chilmonik delivered the Invocation.

**C. Presentation of Colors and Pledge of Allegiance**

Dr. Scricca introduced Cadet Captain Rachael Chartier of the Dunbar High School JROTC who presented the Colors for this evening's meeting. Dr. Scricca then led the Pledge of Allegiance.

**II. Special Presentations**

**A. Recognitions**

- 1. Lee County Elections Office: High School Voter Registration Challenge**  
(Dr. Kuckel)
  - Mariner High School

2. **Five Star School Awards** (Mr. Teuber)
  - Three Oaks Elementary School
  - San Carlos Elementary School
  - Spring Creek Elementary School
  - Pinewoods Elementary School
  - Trafalgar Elementary School
  - Sunshine Elementary School
  - Allen Park Elementary School
  - Cape Elementary School
  - Three Oaks Middle School
  - Lexington Middle School
  - Trafalgar Middle School
  - Diplomat Middle School
  - Fort Myers High School
  - North Fort Myers High School
3. **Edison Celebration of Art, Inc.** (Dr. Scricca)
  - 2007 Winter Arts Festival

## B. Resolution

### 1. National School Lunch Week

*Motion* by Mr. Teuber, *seconded* by Dr. Scricca, and *carried 5-0* to adopt the Resolution proclaiming the week of October 15-19, 2007, as National School Lunch Week.

## C. Acknowledgement

### Character Education Word for September (Dr. Kuckel)

- Respect: showing regard for the value of persons or things through courteous consideration and appreciation.

## III. Comments Section

### A. Public Comment

*Nancy Howell* reported on the results of this year's tabulation of the Code of Conduct form question pertaining to the release of directory information to military recruiters. (A copy of a document provided by Ms. Howell will be filed with the Official Minutes.)

*Dan Moser* expressed his appreciation for the School District's support of the annual Walk to School Project; commented on the absence of bicycle racks at the Public Education Center.

*John Traube* commented on the controversy surrounding the District's ESE program.

*Antonia Jacobse* invited the Board Members and Superintendent to participate in her Science Fair project. (A copy of a letter provided by Ms. Jacobse will be filed with the Official Minutes.)

*Dr. Eleanor Blitzer* outlined the benefits of walking/bicycling to school. (A copy of a document provided by Dr. Blitzer will be filed with the Official Minutes.)

*David Kainrad* expressed his appreciation to the Board Members and Superintendent for their support of the Walk to School initiative.

*Susan Schreiber Martin* spoke in support of the District's ESE program and shared information related to the success her son has experienced through the services offered by the District's ESE program.

*Lisa Cronen Miller* spoke in support of the District's ESE program and shared information related to the success her daughter has experienced through the services offered by the District's ESE program.

*Sue Jacobse* encouraged the media to conduct research to support the stories they have been reporting.

Mrs. Dozier responded to speakers as follows:

Thanked Ms. Howell for the data she provided; informed Mr. Moser that the Superintendent would research the bicycle rack issue; informed Mr. Traube that matters pertaining to individual students or to discipline of employees may not be discussed publicly because of confidentiality issues; informed Antonia Jacobse that she would be happy to participate in her Science Fair project; informed Dr. Blitzer that the District would do everything it could to provide safer walking conditions for its students; thanked Ms. Schreiber Martin and Ms. Cronen Miller for sharing positive information about their children's ESE experiences; informed Mrs. Jacobse that the Board would be discussing the formation of an ESE Advisory Committee at its upcoming Retreat.

## **B. Board Members' Comments/Reports**

Mr. Chilmonik: distributed the text of a PowerPoint presentation that he intends to deliver at the next Board Meeting and briefly highlighted some of the issues he plans to address; questioned why he has not been assigned to present any recognitions at Board meetings; complimented FGCU's new President on his choice of a hybrid vehicle; stated that he will be preparing an editorial piece on the District's special needs students in response to a request by the *News-Press*. *(A copy of the PowerPoint presentation text will be filed with the Official Minutes.)*

Dr. Kuckel: asked Mr. Chilmonik to respond with specific information to her nine queries; informed Antonia Jacobse that she would be happy to participate in her Science Fair project; stated that the District will do what it can regarding the childhood obesity problem. *(A copy of two memoranda distributed by Dr. Kuckel will be filed with the Official Minutes.)*

Dr. Scricca: informed Antonia Jacobse that she would be happy to participate in her Science Fair project; thanked Mrs. Jacobse for her candidness regarding research by the media; thanked Ms. Howell for the data and for recently addressing the League of Women Voters; acknowledged the Board's awareness of the childhood obesity problem; thanked Ms. Schreiber Martin and Ms. Cronen Miller for sharing positive information about their children's ESE experiences; informed Mr. Traube that the District does hold its employees accountable and recognizes them for the positive things they do.

Mr. Teuber: informed Antonia Jacobse that he would be happy to participate in her Science Fair project; commended Mrs. Jacobse for doing her research and for always speaking truthfully on matters; thanked Ms. Schreiber Martin and Ms. Cronen Miller for sharing positive information about their children's ESE experiences and expressed appreciation for parents who take an active role in their children's education; commented on the earlier recognition of the 14 schools who received the Five-Star School Awards; asked the Board to review a resolution supporting increased exercise in District schools and suggested that it be discussed at the upcoming Board Retreat; expressed concerns related to student safety during fundraising activities and suggested that the Board consider a policy outlining some strict guidelines. *(A copy of the aforementioned resolution will be filed with the Official Minutes.)*

Mrs. Dozier: stated that each Board Member should meet regularly with the Superintendent in order to maintain an open line of communication.

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

**D. Board Auditor's Comments/Reports**

Mrs. Nieminski offered her services to Antonia Jacobse with regard to validating the testing results in connection with her Science Fair project.

**E. Superintendent's Comments/Reports**

Dr. Browder informed Antonia Jacobse that he would be happy to participate in her Science Fair project; recognized Sanibel Elementary for their Blue Ribbon recognition; expressed appreciation to the Ford Fund for supporting the District's career education programs; congratulated Principal Charles Luckey for his school being recognized as an excelling Title 1 school; thanked ESE Department staff for taking an active role in the District's Board meetings and for the heart that they put into their jobs; stated that he was honored to serve as Superintendent and to represent the District's teachers, administrators and support staff.

**IV. Consent Action Items**

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

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

1. Approval of minutes of School Board Meetings:
  - September 11, 2007, Special School Board Meeting
  - September 25, 2007, Special School Board Meeting
  - September 25, 2007, School Board Briefing Meeting
  - September 25, 2007, School Board Action Meeting
2. Approval of the Production Services Agreement with Lee Memorial Health System to provide television production services to Lee Memorial Health System, at no cost to the District. The Agreement is effective upon School Board approval and will continue in effect until terminated as outlined in the agreement.

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

1. Approval of six grant proposals totaling \$15,913,643.11 (including \$496,753.16 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.
2. Approval of the Service Agreements for Speech Language Therapy Services with Community Rehab Associates, Inc., and Easter Seals Florida, Inc., effective October 10, 2007 through June 10, 2008, at an estimated cost to the District of \$189,000.

3. Approval of the replacement contract for Physical Therapy Assistant, Lisa M. Cassel, and authorization of the expenditure of an estimated total cost of \$34,500.00 effective October 10, 2007 through June 30, 2008.
4. Approval of this renewal of the agreement with The Lee Mental Health Center, Inc., for psycho-diagnostic evaluation and therapeutic services for children in the Lee County Public schools, at a cost not to exceed \$77,000.00. The agreement is for one year, July 1, 2007 through June 30, 2008.
5. Approval of Expenditures under Agreement with Maxim Health Care Services, Inc., from September 20, 2007 through the end of the 2007 -2008 school year at a cost not to exceed \$81,600.00.

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

1. Approval to change the authorized signers on the Internal Funds Account at Trafalgar Middle, with two signatures required on this account; and authorization for the Superintendent to execute related documents.

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

1. Approval of purchase requisitions in the total amount of \$31,582.58; and authorization for the issuance of the eleven (11) purchase orders as described.
  - a. Wentco, Inc.: Payment to extract secondary air flow meter at Bonita Middle School for Maintenance Services Department. (Requisition No. 270848)
  - b. Bureau Veritas North America, Inc.: For inspection fees; plan review and permitting at Gulf Middle School–Portables for Construction Services Department. (Requisition No. 270950)
  - c. Bureau Veritas North America, Inc.: For inspection fees; plan review and permitting at Mariner High School–Portables for Construction Services Department. (Requisition No. 270951)
  - d. Cabinets Plus, Inc.: Payment for countertop for press box announcer booth (Emergency – Mold remediation) at Cypress Lake High School for Maintenance Services Department. (Requisition No. 270843)
  - e. Work Space Plus: Purchase of 40' storage container plus delivery charge at Alva Middle School for Maintenance Services Department. (Requisition No. 270854)
  - f. Wentco, Inc.: Payment for emergency A/C repair work at North Fort Myers High School for Maintenance Services Department. (Requisition No. D56999)
  - g. Wentco, Inc.: Payment for material and labor to repair insulation in flex connector on chiller water pump at Ray V. Pottorf Elementary School for Maintenance Services Department. (Requisition No. 271359)
  - h. Wentco, Inc.: Payment for material, installation, insulation and labor to rebuild chiller water pump in gym at Cypress Lake High School for Maintenance Services Department. (Requisition No. 271360)
  - i. Wentco, Inc.: Payment for removal of existing make-up water assembly and installation of new valves and pipes at Buckingham Exceptional School for Maintenance Services Department. (Requisition No. 271362)
  - j. Wentco, Inc.: Payment for material and labor to repair leaks in AHU 6-5 at Gateway Elementary School for Maintenance Services Department. (Requisition No. 271363)

- k. Logan Construction, LLC: Payment to repair/replace walls including labor to storage area in cafeteria at Fort Myers Beach Elementary for Maintenance Services Department. (Requisition No. 271471)
2. 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 of October 25, 2007 through October 24, 2008 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$25,000.
3. Approval to renew Bid No. B066486LO for purchase of doors, related hardware and installation to Stanton Door Co. for the period of October 24, 2007 through October 23, 2008 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$100,000.
4. Approval to renew Bid No. B066491SW for Fencing Supplies to US Wholesale Pipe & Tube, Inc., for the period of November 21, 2007 through November 20, 2008 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$25,000.
5. Approval to piggy-back Duval County Public Schools Bid No. ITB-002-07/LM awarded to Coastal Locker for locker repairs and painting at an estimated annual expenditure of \$80,000 through October 31, 2008.
6. Approval to renew Bid No. B066450SW for Towing Services to Alligator Towing and Recovery Services, Inc. for the period of October 24, 2007 through October 23, 2008 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$71,000.

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

1. Approval of the job description for Café/Snack Bar Worker, Pay Grade 2 and incorporation of the job description into the SPALC Salary Schedule effective October 10, 2007. I further recommend approval of two additional positions to be paid for by revenue generated by the District Snack Bar.
2. Approval of the general personnel recommendations including certificated, support and substitute staff, out-of-field appointment, annual reappointments, and correction to an item previously approved by the Board.

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

1. Approval of the Temporary Licensing Agreement with Lee County Department of Public Works for use of School District vacant properties to stage and grind horticultural debris and stage construction debris in the event of local emergency.
2. Approval of the following ranking of Architect firms to provide services for “III” High School located in Cape Coral: (1) Schenkel and Shultz, Inc.; (2) Harvard Jolly, Inc.; (3) Reynolds, Smith and Hills, Inc.; (4) BRPH, Inc.
3. Approval of the following ranking of Civil Engineer firms to provide services for “III” High School located in Cape Coral: (1) Exceptional Engineering, Inc.; (2) TKW Consulting Engineers, Inc.; (3) RWA, Inc.; (4) Dyer, Riddle, Mills and Precourt, 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.

4. Approval of the following ranking of Construction Management firms to provide services for “III” High School located in Cape Coral: (1) Gulfpoint Construction Company, Inc.; (2) Kraft Construction Company, Inc.; (3) Walbridge Aldinger Company; (4) Gates Butz Institutional Construction, LLC; (5) 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.
5. Approval of the following ranking of Architect firms to provide services for “JJJ” High School located in East Lee County: (1) Schenkel and Shultz, Inc.; (2) Harvard Jolly, Inc.; (3) Reynolds, Smith and Hills, Inc.; (4) BRPH, 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.
6. Approval of the following ranking of Civil Engineer firms to provide services for “JJJ” High School located in East Lee County: (1) Exceptional Engineering, Inc.; (2) RWA, Inc.; (3) TKW Consulting Engineers, Inc.; (4) Barraco and Associates, 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.
7. Approval of the following ranking of Construction Management firms to provide services for “JJJ” High School located in East Lee County: (1) Gulfpoint Construction Company, Inc.; (2) Walbridge Aldinger Company; (3) Kraft Construction Company, Inc.; (4) Gates Butz Institutional Construction, LLC; (5) 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.
8. Approval of the acceptance of the Certificate of Final Inspection for Estero High School HVAC renovations dated August 25, 2006 and final payment in the amount of \$92,384.92 to Lodge Construction, Inc., and authorization for the Superintendent to execute all necessary documents.
9. Approval of the acceptance of the Certificate of Final Inspection for North Ft. Myers High School for HVAC replacement for the gym dated June 12, 2007 and final payment in the amount of \$33,765 to Air Mechanical & Service Corporation and authorization for the Superintendent to execute all necessary documents.

10. Approval of the acceptance of the Certificate of Final Inspection for Skyline Elementary dated January 27, 2007 and final payment in the amount of \$346,607.15 to Target Builders, Inc. and authorization for the Superintendent to execute all necessary documents.
11. Approval of the acceptance of the SREF corrections for West Zone Schools and final payment in the amount of \$84,667.80 to Target Builders, Inc. and authorization for the Superintendent to execute all necessary documents.
12. Approval to award Bid #CS192 for Transportation West Metal Building Extension to Taylor Pansing, Inc. in the amount of \$125,990; and authorization for the Superintendent to execute all necessary documents.
13. Approval to award Bid #CS193 for Alva Elementary/Middle Bathroom Conversion Improvements to Reyes, Inc., in the amount of \$54,240; plus an amount not to exceed \$5,500 for contingency, if required, at the District's discretion and authorization for the Superintendent to execute all necessary documents.
14. Approval of the Easement to Florida Power & Light Company for a 10' easement to provide electrical service to Heights Elementary School replacement.
15. Approval of the Grant of Perpetual Wastewater Easement to Lee County for a 20' easement to provide sanitary sewer service to Heights Elementary School replacement.
16. Approval of the Easement to Florida Power & Light Company to provide a 15' easement for electrical service to Lee County's well at Pinewoods Elementary School.

**V. Unfinished Business/Tabled Items – None.**

**VI. Superintendent's Recommendations**

**A. Good Cause**

1. 2008 Legislative Program – Greater Florida Consortium of School Boards.

*Motion by Dr. Kuckel and seconded by Mr. Chilmonik to accept the Superintendent's recommendation to approve the 2008 Legislative Program of the Greater Florida Consortium of School Boards.*

*Motion to amend by Mr. Chilmonik by striking from the Program the section on Impact Fees appearing on page 4.*

*Motion to amend failed for lack of a second.*

*Original Motion carried 4-1, with Mr. Chilmonik casting the opposing vote.*

**B. Approve Piggy-back of Sarasota County Schools Bide No. 7012 for Security System Installation, Repair and Parts.**

*Motion by Dr. Scricca and seconded by Mr. Teuber to accept the Superintendent's recommendation to approve piggy-backing the Sarasota County Schools Bid No. 7012, awarded to various vendors for security systems installation, repair and parts, through September 19, 2008, at an estimated annual expenditure of \$500,000.00 with an option to cancel if deemed necessary in the best interest of the District.*

Dr. Kuckel left this evening's meeting at 8:00 P.M.

*Motion carried 4-0.*

**C. Approve Piggy-back of Wichita, KS, Public Schools Bid No. 02-04-011 for School Furniture.**

*Motion by Mr. Teuber, seconded by Dr. Scricca, and carried 4-0 to accept the Superintendent's recommendation approve piggy-backing the Wichita, KS, Public Schools Bid No. 02-04-011 for school furniture awarded to Virco, Inc. through January 1, 2008, at an estimated annual expenditure of \$300,000.00 with an option to cancel if deemed necessary in the best interest of the District.*

**VII. Attorney's Recommendations – None.**

**VII. Public Hearings – None.**

**VIII. Other Business**

**A. Next Scheduled Meetings of the Board:**

- October 23 2007, 2:30 p.m., School Board Briefing Meeting (Immediately following Student Hearings and/or a 2:30 p.m. Special Board Meeting, if scheduled.)
- October 23, 2007, 4:45 p.m., Recognition of Artists of Distinction – Designs & Dreams
- October 23, 2007, 6:00 p.m., School Board Action Meeting

**IX. Adjournment**

*Motion by Mr. Teuber, seconded by Mr. Chilmonik, and carried 4-0 to adjourn the October 9, 2007, School Board Meeting.*

The meeting adjourned at 8:05 P.M.

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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.*