



VISION:
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, February 12, 2008 - 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. Robert Dodig, Staff Attorney
Mr. Robert D. Chilmonik, Member	
Mr. Steven K. Teuber, Member	Mrs. Donna Lesansky, Recording Secretary
Dr. Elinor C. Scricca, Member	

I. Opening Exercises

A. Call to Order

The School Board of Lee County, Florida, met on Tuesday, February 12, 2008, at 6:00 P.M. in the School Board Meeting Room for a Regular School Board Meeting. Chairman Jeanne Dozier presided.

Mrs. Dozier announced that Robert Dodig, Staff Attorney, would be filling in this evening for Keith Martin, Board Attorney.

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

B. Invocation (Mr. Teuber)

C. Presentation of Colors and Pledge of Allegiance (Dr. Scricca)

- Cadet Lieutenant Col. Gisselle Dominguez, Riverdale High School JROTC
- Major Steven Falck, JROTC Instructor

II. Special Presentations

A. Recognitions

1. Technical and Career Education Department (Dr. Kuckel)

2. Outstanding Business Partners (Mr. Teuber)

- Century 21 Town and Country
- First Community Bank of Southwest Florida

3. Outstanding School Volunteers (Mr. Chilmonik)

- Youth: Steven Swanson – Cape Coral High School

- Adult: Mrs. Cindi Smith – Alva Elementary & Alva Middle Schools
- Senior: Mr. Don Sauerman – Buckingham Exceptional Center

4. 2008 Lee County Educational Support Person of the Year (*Dr. Kuckel*)

- Paula Backus, Bus Operator

5. SADD Advisory of the Year (*Mr. Teuber*)

- Ms. Bonnie Raith

6. Sunshine State Scholar Program District Representatives (*Mr. Chilmonik*)

- Alicia Gaidry – Cypress Lake Center for the Arts
- Xu (David) Huang – Fort Myers High School

B. Resolutions

1. Career and Technical Education Month – February 2008 (*Dr. Kuckel*)

Motion by *Dr. Kuckel*, *seconded* by *Dr. Scricca*, and *carried 5-0* to adopt the Resolution proclaiming the month of February 2008, as Career and Technical Education Month.

C. Acknowledgement

Character Education Word for February (*presented by Dr. Scricca*)

- Honesty: Being truthful and trustworthy.

D. Special Presentations to the Board – None.

E. Staff Presentation to the Board – None.

III. Public Comment

Rolf Samulewicz: acknowledged the importance and value, as a former graduate, of the District's High Tech programs and thanked the Board for adopting the Resolution proclaiming February 2008 as Career and Technical Education Month.

John Traube: provided copies of two News-Press articles from 2005 regarding pay increases for the Superintendent and substitute teachers and stated that he supported equal raises for all. (*A copy of the handout will be filed with the official minutes.*)

Jerome Doviak: provided photographs of the campus at Skyline Elementary School and commented on its appearance. Since Mr. Doviak did not have time to finish his comments, the Board asked that a staff member meet with him.

Sue Jacobse: encouraged the Board to do whatever is necessary to keep Dr. Browder in the School District.

IV. Consent Action Items

Motion by *Dr. Scricca*, *seconded* by *Mr. Chilmonik*, 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, School Board Audit Plan Workshop
 - January 15, 2008, School Board Workshop

- January 22, 2008, Student Hearings
- January 22, 2008, School Board Briefing Meeting
- January 22, 2008, School Board Action Meeting

B. Academic Services – Dr. Constance Jones

1. Approval of the School Advisory Council Membership list from Heights Elementary School.

C. Administrative Services – Mr. Michael McNerney

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

D. Business Services – Mr. Lee Legutko

1. Approval to remove from the Official Property Records, 305 items listed on the computer printout titled Property Records, By Bar Code/Tag Number (BI-009) dated January 28, 2008.
2. Approval of the Monthly Budget Report for the period ending December 7, 2007.
3. Approval of the Budget Amendment dated December 7, 2007 to amend the 2007-08 annual school budget.
4. Approval to piggy-back the Lake County Schools contract No. 2627CK for the purchase of incidental supplies (educational and operative) awarded to various vendors through December 31, 2008 at an estimated expenditure of \$60,000.00 and authorization for the Superintendent to execute all documents.
5. Approval to piggy-back Pinellas County Schools Bid No.08-480-053 for catalog discounts on multi-line educational products awarded to multiple vendors through December 31, 2008 at an estimated expenditure of \$350,000.00 and authorization for the Superintendent to execute all documents.
6. Approval to piggy-back State of Florida Contract No. 445-001-07-1 for the purchase of tools; hand held and power awarded to various vendors through July 29, 2009 at an estimated expenditure of \$100,000.00 and authorization for the Superintendent to execute all documents.
7. Approval to piggy-back State of Florida contract No. 450-000-07-1 for the purchase of electrical equipment awarded to Mayer Electric Supply and safety equipment awarded to Medical & Safety Solutions through November 13, 2009 at an estimated expenditure of \$50,000.00 and authorization for the Superintendent to execute all documents.
8. Approval to piggy-back State Contract No. 518-020-05-1 for rental vehicles to Avis Rent-a-Car System, Inc. through February 11, 2008 at an estimated annual expenditure of \$35,000 and authorization for the Superintendent to execute all documents.
9. Approval to award Bid No. B076635JM for Flags for District Warehouse Operations to Banner Flags & Poles dba Tidmore Flags; Head's Flags Inc.; JBBB Holdings, LLC dba Sign-A-Rama and L&L Enterprises of Southwest Florida dba PRG South Signs &

Designs, at an annual estimated expenditure of \$50,000.00 beginning February 12, 2008 through February 11, 2009, with renewal options for two additional one-year periods upon the written agreement of the vendor and the School Board.

10. Approval of Bid No. B076630SW for purchase of pianos on an as needed basis district wide. It is recommended that multiple awards of this bid be approved to Jay & Kay's Organ at an annual estimated expenditure of \$100,000 beginning February 12, 2008 through February 11, 2009, with renewal options for two additional one-year periods upon the written agreement of the vendors and the School Board and authorization for the Superintendent to execute all documents.
11. Approval to award Bid No. B086642LO for air handler replacements at Buckingham Exceptional Center to Wind Chill Mechanical Corp., at a total price of \$74,304.00 and authorization for the Superintendent to execute all necessary documents.
12. Approval of the estimated annual expenditure of \$25,000 on State of Florida Contract No. 863-000-06-1 for the purchase of tires awarded to Bridgestone/Firestone North America Tire, LLC, and The Goodyear Tire and Rubber Company through February 28, 2009.
13. Approval of the estimated annual expenditure of \$40,000.00 for Bid No. B066490LO, awarded to DS Waters d/b/a Crystal Springs for drinking water, through November 5, 2008.
14. Approval to renew RFP No. R6218 for the annual bid for band uniforms, costumes and formal wear from budgeted funds for the acquisition and replacement of customized band uniforms to DeMoulin Brothers, Inc.; Fruhauf Uniforms, Inc.; Ictus Limited; Fred J. Miller, Inc. and Stanbury Uniforms, Inc. for the period of March 7, 2008 through March 6, 2009 at an estimated annual expenditure of \$120,000 pursuant to the same terms and conditions as previously approved by the Board and authorization for the Superintendent to execute all documents.
15. Approval to renew Bid No. B056410CP for rebuilt or remanufactured alternators and starters for the period of February 13, 2008 through February 12, 2009 with Sam Galloway Ford and Southeast Power Systems pursuant to the same terms and conditions at an estimated annual expenditure of \$86,000.
16. Approval to renew Bid No. B066431CP for liquid petroleum gas to Balgas for the final period of March 12, 2008 through March 11, 2009 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$472,000 and authorization for the Superintendent to execute all documents.
17. Approval to renew Bid No. B066512LO for backflow repairs/replacements related to domestic/potable water to United Mechanical, Inc. for the renewal period through January 22, 2009 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$50,000.00 and authorization for the Superintendent to execute all documents.
18. Approval to reject RFQ No.R076613SW for tree trimming and removal services and authorization to solicit new bids utilizing revised specifications.
19. Approval of purchase requisitions in the total amount of \$372,805.96; and authorization for the issuance of the nineteen (19) purchase orders as described:

- a. eInstruction: For the purchase of thirteen (13) wireless chalkboards and thirteen (13) 24-pad RF Classroom Performance Systems plus shipping and handling for Cypress Lake Middle School. (Requisition No. 278170)
- b. eInstruction: For the purchase of Examview Learning Series License for up to 449 seats; (1) 32-pad IF Classroom Performance System; (3) 24-pad IF Classroom Performance Systems; (4) wireless chalkboards, (3) IR receivers plus shipping and handling for Pine Island Elementary. (Requisition No. 278448)
- c. Wentco, Inc.: Payment to provide line voltage thermostat in kiln room to make exhaust fan control circuit when room temperature exceeds 80 degrees and to replace missing 195 degree heat detector in kiln room for Construction Services Department. (Requisition No. 278510)
- d. Gulf Lawn and Tree Services, Inc.: Payment to trim (64) Cabbage Palms in courtyard; remove (1) Washitonian Palm and dispose of all debris at Tropic Isles Elementary for Maintenance Services Department. (Requisition No. 278857)
- e. Gulf Lawn and Tree Services, Inc.: Payment to trim (97) palms; lift and thin (13) hardwoods 0-6"; lift and thin (3) hardwoods 6-12"; lift and thin (4) hardwoods 12+" at North Fort Myers Academy for the Arts for Maintenance Services Department. (Requisition No. 278950)
- f. Gulf Lawn and Tree Services, Inc.: Payment to remove (1) tree restricting water meter; and dispose of all debris at Cypress Lake High School for Maintenance Services Department. (Requisition No. 278951)
- g. eInstruction: For the purchase of two (2) wireless chalkboards and two (2) 32-pad RF Classroom Performance Systems for Lexington Middle School. (Requisition No. 278804)
- h. Bob Dean Supply Inc.: For the purchase of (1) 8"x11.5 channel 20' engine stand for Lee County High Tech Center Central School. (Requisition No. D 64654)
- i. A+ Cooling & Heating, Inc.: For the purchase and installation of a 1-ton mini split system; also included are condenser pad and electrical hook-up at Riverdale High School for Maintenance Services Department. (Requisition No. 279349)
- j. Follett Software Corp.: Payment for the renewal of Destiny Library and Textbook Manager Solution at four (4) sites from June, 2008 through October, 2008 for Curriculum Services. (Requisition No. 278983)
- k. Follett Software Corp.: Payment for the renewal of Destiny Library and Textbook Manager Solution at seventy-four (74) sites from June, 2008 through October, 2008 for Curriculum Services. (Requisition No. 279253)
- l. Creel Tractor Company: For the purchase of one (1) Kubota Tractor L-3400HST, 4-WD Hydrostat 34 HP; one (1) A&B Eagle Box Blade 66"; one (1) Kubota loader package L2256 60" loader bucket with quick attach grill guard; one (1) Kubota sunshade canopy for Maintenance Services Department. (Requisition No. 279802)
- m. Emergency Management Telecommunications, Inc.: For the purchase of Emergency Notification System Package which includes computer system, software, access keys and technical support and includes pre-paid phone calls for Student Services Department. (Requisition No. W-04688)
- n. PrideRock Holding Company, Inc.: Payment for fingerprinting of School Board employees for the month of October, 2007 invoice # 2661; The School Board of Lee County teacher fingerprint submissions to FDLE for the month of November, 2007 invoice # 2826; The School Board of Lee County teacher fingerprint submissions to FDLE for the month of December, 2007 invoice # 2968; Fingerprinting of School Board employees (Discounted) for the month of September, 2007 invoice # 2542; The School Board of Lee County teacher

fingerprint submissions to FDLE for the month of January, 2008 invoice # 3083 for Professional Standards and Equity Department. (Requisition No. 278582)

- o. eInstruction: For the purchase of four (4) 24-pad Classroom Performance Systems for Hector A. Cafferata Jr. Elementary School. (Requisition No. 279381)
- p. Sam Galloway Ford: For the purchase of one (1) 2008 Ford E350 commercial cutaway van with box oxford white in color; medium flint vinyl for Printing Services. (Requisition No. 279784)
- q. Sam Galloway Ford: For the purchase of one (1) 2008 Ford E250 Econoline cargo van, 138"; oxford white in color, standard vinyl BKT ST for Printing Services. (Requisition No. 279788)
- r. Communication Conexions of Florida: Open PO for Toshiba PBX phone upgrade until March, 2008 for Information Technology Support. (Requisition No. 279672)
- s. Tropic Supply Inc.: Payment for Copeland compressor for Three Oaks Middle School for Maintenance Services Department. (Requisition No. D-65270)

E. Human Resources – Dr. Gregory Adkins

- 1. Approval of the revised job descriptions for the positions of Clinic Assistant, Licensed Practical Nurse, Head Coach (High School), Head Coach (Middle School), School Nurse and Coordinator, Health Services to include the essential function regarding providing emergency medical treatment to students and employees.
- 2. Approval of the general personnel recommendations including administrative, certificated, support and substitute staff, out-of-field appointments, and annual reappointments.
- 3. Approval of the renewal agreement with Johns Eastern Company, Inc. to provide claims administration services to The School District of Lee County for the three-year period July 1, 2008, through June 30, 2011, for the annual service fees of \$560,500, \$560,500 and \$588,525, respectively

F. School Support Services – Mr. William Moore

- 1. Approval of the contract with Reynolds, Smith and Hills, Inc., for the reuse of the elementary prototype design and contract administration in the amount of \$324,000 for G. Weaver Hipps Elementary to be built on Gunnery Road in Lehigh Acres, Florida; and authorization for the Superintendent to execute all necessary documents.
- 2. Approval of the contract with Reynolds, Smith and Hills, Inc., for the reuse of the elementary prototype design and contract administration in the amount of \$344,000 for New Michigan Elementary to be built at the corner of Marsh and Ballard, Fort Myers, Florida; and authorization for the Superintendent to execute all necessary documents.
- 3. Approval of the Addendum to CLUBTENNIS, LLC/Cape Coral High School Tennis Agreement providing an extension until January 31, 2009 for completion of improvements to tennis courts at Cape Coral High School; and authorization for the Superintendents to execute all necessary documents.
- 4. Approval of the Easement to Florida Power and Light Company for a 10' easement to provide electrical service to Treeline Elementary School.

5. Approval of the increase in the Consultant Contract for David Douglas Associate Inc. in the amount of \$14,447.50 for closeout of the Agualinda Boulevard roadway project at the 20th Avenue extension from Savona Boulevard to 32nd Street in Cape Coral, Florida; and authorization for the Superintendent to execute all necessary documents.
6. Approval of the following ranking of Architectural firms to provide services for Lehigh Elementary School Renovations and Addition; (1) RS&H; (2) Schenkel Shultz; (3) Harvard Jolly; (4) BRPH; and authorization 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 revised Total Project Cost of \$37,318,810 for Oak Hammock Middle (KK) and \$26,207,008 for Manatee Elementary (U), totaling \$63,525,818, located on Tice Street, east of I-75; and authorization for the Superintendent to execute all necessary documents.
8. Approval of the project cost of \$37,500 for Phase I Remodel of Support Services Annex on Canal Street and authorization for the Superintendent to execute all necessary documents.
9. Approval of the Easement to Lee County Electric Cooperative for a 10' easement to provide electrical service to portable classrooms at Mariner High School.

V. Unfinished Business/Tabled Items – None.

VI. Superintendent's Recommendations

A. Good Cause – None.

B. Audited Comprehensive Annual Financial Report.

Motion by Mr. Teuber, seconded by Dr. Scricca, and carried 5-0 to accept the Superintendent's recommendation to accept the Audited Comprehensive Annual Financial Report for The School District of Lee County for the fiscal year ended June 30, 2007.

C. Increase Piggy-back of Palm Beach County School District Bid No. 06C-24E for Software, Peripherals, Computer Accessories and Repair Parts.

Motion by Dr. Kuckel, seconded by Mr. Teuber, and carried 5-0 to accept the Superintendent's recommendation to approve increasing the estimated annual expenditure for piggy-backing Palm Beach County School District Bid No. 06C-24E to various manufacturers the purchase of software, peripherals, computer accessories and repair parts, by \$750,000, making the total annual expenditure \$1,750,000 through November 19, 2008.

D. Ratification of Agreement of Purchase and Sale for 36.08 Acre Parcel on Sunrise Boulevard.

Motion by Mr. Teuber, seconded by Dr. Scricca, and carried 5-0 to accept the Superintendent's recommendation to approve ratification of the agreement to buy land in the amount of \$2,453,440 with S.W. Florida Land Seven, L.L.C., for 36.08 acres on Sunrise Boulevard, Lehigh Acres; to approve due diligence and closing costs up to \$100,000; and

to authorize the Superintendent to enter into any addenda to the agreement addressing non-financial matters and to execute any documents required by the closing agent.

E. Total Project Cost for Sunshine Elementary School – Remodel Project.

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to accept the Superintendent's recommendation to approve the total project cost of \$5,193,000 for the Sunshine Elementary School remodel project; and to authorize the Superintendent to execute all necessary documents.

F. Increase Piggy-back of State Contract No. 250-000-03-1, I.T. Hardware.

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to accept the Superintendent's recommendation to increase the estimated annual expenditure of State Contract No. 250-000-03-1, awarded to various manufacturers for I.T. Hardware, through June 30, 2008, by \$750,000 making the total annual expenditure \$950,000 through June 30, 2008.

G. Increase RFQ No. R076557LO – Request for Qualifications for General Contractors Relating to SREF (State Requirements for Educational Facilities).

Motion by Mr. Teuber, seconded by Dr. Kuckel, and carried 5-0 to accept the Superintendent's recommendation to increase the estimated annual expenditure by \$700,000 for RFQ No. R076557LO, general contractors relating to SREF (State Requirements for Educational Facilities), to Gulfpoint Construction Co., Inc.; Wright Construction Group, Inc.; and Gates McVey Butz, LLC as the top ranked firms to perform repairs per zone as assigned by The School District; and The Chris-Tel Co., Inc, and Walbridge Aldinger Co. as alternates if deemed necessary, making a total estimated annual expenditure of \$2,200,000 through June 18, 2008.

VII. Attorney's Recommendations

A. Good Cause

1. Superintendent's Compensation Package.

Motion by Dr. Scricca and seconded by Dr. Kuckel to accept the Attorney's recommendation to establish an annual Compensation Package range of \$210,000 to \$250,000 for the position of Superintendent of Schools of Lee County, Florida.

Dr. Scricca referred to the Fiscal Impact statement and stated that she was under the impression from discussion at the workshop that the Compensation Package included the cost of health insurance and the employer contributions to FICA and FRS; however, that is not what is indicated in the Fiscal Impact statement.

Dr. Greg Adkins (Chief Human Resources Officer) stated that discussion at the workshop indicated that fringe benefits were included in the Compensation Package; however, the \$210,000 to \$250,000 range did not include the cost of health insurance and the employer contributions to FICA and FRS.

Motion to Amend the Main Motion by Dr. Scricca and seconded by Mrs. Dozier that the \$210,000 to \$250,000 range should be inclusive of the cost of health insurance and employer contributions to FICA and FRS.

The Board discussed the possibility of increasing the Compensation Package range.

*Dr. Scricca withdrew her **Motion to Amend the Main Motion.***

***Second Motion to Amend the Main Motion** by Dr. Scricca and **seconded** by Mr. Teuber to increase the range to \$210,000 to \$270,000 which would include the cost of health insurance and employer contributions to FICA and FRS.*

Mrs. Dozier stated that an option that the Board did not discuss, entertain or consider at the workshop was to table one or both of the Attorney's Recommendations. However, she added that approval of the first recommendation would provide a starting point in the event that Dr. Browder leaves the District.

***Motion to Table the Second Motion to Amend the Main Motion** by Mrs. Dozier.*

Motion to Table the Second Motion to Amend the Main Motion failed for lack of a second.

***Second Motion to Amend the Main Motion defeated 3-2** with Mrs. Dozier, Mr. Chilmonik and Dr. Kuckel casting the votes in opposition.*

***Motion to table the Main Motion** by Mrs. Dozier.*

Motion to table the Main Motion failed for lack of a second.

***Main Motion carried 4-1** with Mr. Chilmonik casting the vote in opposition.*

2. Authority to Initiate Renegotiation of Superintendent's Contract.

***Motion** by Dr. Scricca to accept the Attorney's recommendation to direct the Board Chairman to initiate negotiations with Dr. James W. Browder, Superintendent, as outlined.*

Motion failed for lack of a second.

VII. Public Hearings

Dr. Browder presented his recommendation for this evening's Public Hearing item.

A. Revisions to Policy 7.04, Driving and Replacing District Vehicles.

Mrs. Dozier recessed the Board Meeting and opened the Public Hearing at 7:25 P.M. She asked if anyone would like to address the Board regarding the one issue on the agenda for Public Hearing.

There being no requests to address the Board, Mrs. Dozier closed the Public Hearing and reconvened the Board Meeting at 7:26 P.M.

A. Revisions to Policy 7.04, Driving and Replacing District Vehicles.

***Motion** by Mr. Chilmonik, **seconded** by Dr. Scricca, and **carried 5-0** to accept the Superintendent's recommendation to approve the revisions to Policy 7.04, Driving and Replacing District Vehicles, to establish guidelines relating to the use of Driver Education vehicles.*

VIII. Other Business**A. Board Members' Comments/Reports**

Mr. Chilmonik: thanked the Board for their support of Mr. Doviak's concerns regarding the massive radio tower on the Skyline campus; applauded the Board for using good sense in their decisions this evening.

Dr. Kuckel: stated that she attended the Proclamation Ceremony at the Sanibel City Hall and that she had the Proclamation to present to the Superintendent.

Dr. Scricca: none.

Mr. Teuber: none.

Mrs. Dozier: thanked the Board Members for their cooperation at yesterday's workshops; stated that she felt confident that a stronger Board would leave this evening's meeting; apologized to Dr. Browder for having to sit through this evening's discussions surrounding the Attorney's recommendations; thanked Mr. Dodig for being at the meeting.

B. Attorney's Comments/Reports – None.**C. Superintendent's Comments/Reports**

Dr. Browder: wished a Happy 80th Birthday to Former Superintendent Ray Pottorf; stated that he could no longer sit by while members of the District are attacked without reason and told Mr. Chilmonik that if his attacks are about driving him [Dr. Browder] out of the District that he should admit that and stop criticizing staff.

D. Next Scheduled Meetings of the Board:

- February 26, 2008, 2:30 p.m., Special School Board Meeting
- February 26, 2008, 2:30 p.m., School Board Briefing Meeting
- February 26, 2008, 6:00 p.m., School Board Action Meeting

IX. Adjournment

Motion by Dr. Kuckel, seconded by Mr. Teuber, and carried 5-0 to adjourn the February 12, 2008, School Board Meeting.

The meeting adjourned at 7:30 P.M.

MINUTES BOOK NO. 44 - FY08

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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.