



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, June 16, 2009

Attending

Jane K. Kuckel, PhD, Board Chair	Dr. James W. Browder, Secretary and District Superintendent
Mr. Steven K. Teuber, J.D., Vice Chair	Mr. Keith B. Martin, Board Attorney
Mr. Robert D. Chilmonik, Member	
Jeanne S. Dozier, 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, June 16, 2009, in the School Board Meeting Room for a Regular School Board Meeting. Board Chair Jane Kuckel presided and called the meeting to order at 5:59 P.M.

Dr. Browder provided justification for the addition of his two Good Cause items. Dr. Kuckel stated that as presiding officer she determined there is good cause to add these items to the agenda.

Motion by Mrs. Dozier, seconded by Mr. Chilmonik, and carried 5-0 to adopt the agenda as the Order of Business.

B. Invocation (Mrs. Dozier)

C. Pledge of Allegiance (Mr. Chilmonik)

II. Special Presentations

A. Recognitions

- 2009 Governor's Sterling Award Recipient (*Mrs. Dozier*)
 - Tropic Isles Elementary School
- 2009 Governor's Sterling Award Recipient (*Mrs. Dozier*)
 - Food and Nutrition Services
- Grandparent of the Year Award (*Dr. Scricca*)
 - Ms. Vivian Moreland
- Program of Excellence Award (*Mr. Teuber*)
 - Early Childhood Learning Services

- B. Resolutions** (None)
- C. Special Presentations to the Board** (None)
- D. Staff Presentation to the Board** (*Jason Sill, Instructional Television and Video*)
 - Video Presentation of Tropic Isles Elementary School

III. Public Comment

Speakers and the topics they addressed were as follows:

John Traube: proposed Reduction in Force

Karen Taylor: alleged retaliation by the School District

Joe Lentini: school breakfast and lunch programs; extended work year for teachers; summer school programs

Sue Jacobse: selfless work of staff to educate children

Dr. Kuckel stated that the District already has a school breakfast and lunch program; stated that it would cost the District money to place teachers on an extended work year; stated that there are a number of schools within the District with summer school programs; asked Dr. Browder to follow up with Ms. Taylor, as this is a personnel matter; thanked Mrs. Jacobse for her comments.

IV. Consent Action Items

Pulled Items:

IV.C.2. Agreement – Lee County Office of the Sheriff (*pulled by Mr. Teuber*)

IV.C.1. Annual Fire, Safety, Casualty and Sanitation Inspections for FY09 (*pulled by Mrs. Dozier*)

Motion by Mr. Teuber, seconded by Mr. Chilmonik, and carried 5-0 to approve the Consent Agenda with the exception of Items IV.C.2. and IV.C.1.

A. Executive Services – Dr. James W. Browder

1. Approval of minutes of School Board Meetings:
 - April 21, 2009, School Board Briefing Meeting
 - May 5, 2009, School Board Briefing Meeting
 - May 26, 2009, School Board Action Meeting
 - June 2, 2009, School Board Briefing Meeting
 - June 2, 2009, School Board Action Meeting

B. Academic Services – Dr. Constance Jones

1. Approval of the District Guidance Plan for the 2009-2010 school year for submission to the Florida Commissioner of Education at no cost to the District.
2. Approval of the new Memorandums of Agreement with Associates in Nephrology and Physician's Primary Care of Southwest Florida, P.L., effective July 1, 2009 through June 30, 2011. There is no cost to the District for these Agreements.
3. Approval of the renewal Memorandums of Agreement with Affiliating Healthcare Agencies, effective July 1, 2009 through June 30, 2011. There is no cost to the District for these Agreements.
4. Approval of the Memorandum of Understanding with The Southwest Florida Workforce Development Board to provide a four-week Summer 2009 Youth Career Exploration Program. There is no cost to the District for these Agreements.

5. Approval of five grant proposals at 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.
6. Approval of the fees for the High Tech Centers and Adult Education for 2009-2010.
7. Approval of the Service Agreement for Speech-Language and Occupational Therapy Services with Community Rehab Associates, Inc. at an estimated maximum cost to the District of \$176,000 for the 2009-10 school year.
8. Approval of the renewal contracts for Occupational Therapy, Physical Therapy, Certified Occupational Therapy Assistants, and Physical Therapy Assistants, and authorize the expenditure of an estimated total cost of \$96,600.00 effective June 16, 2009 through June 30, 2010.
9. Approval of the renewal contract with Audiology Consultants of Southwest Florida to provide services to hearing impaired students for the 2009-2010 school year, at a rate of \$55.00 per hour with the total cost of the contract not to exceed \$60,500 for services and \$14,000 for accessories and supplies.

C. Administrative Services – Mr. Michael McNerney

1. Approval of the Annual Fire Safety, Casualty Safety and Sanitation Inspections for the FY09 school year as required by the State Requirements for Educational Facilities (SREF) Chapter 5. *Pulled for discussion during the Unfinished Business/Tabled Items portion of the agenda.*
2. Approval of the agreement with the Lee County Office of the Sheriff, for the period of June 18, 2009 through July 23, 2009, for the 2009 Summer Youth Program, at no cost to the District. *Pulled for discussion during the Unfinished Business/Tabled Items portion of the agenda.*
3. Approval to accept the Internal Fund audit reports for the eighty-five schools completed for the fiscal year ending June 30, 2008, as required by Section 6A-1.087 (2) of the Florida State Board of Education Rules.
4. Approval to change the authorized signers on the Internal Fund Accounts at Business and Industry Services with two signatures required on this account, one of which must be administrative; and authorization for the Superintendent to execute related documents.
5. Approval to change the authorized signers on the Internal Fund Accounts at Paul Laurence Dunbar Middle School and Alva Elementary with two signatures required on these accounts, one of which must be administrative; and authorization for the Superintendent to execute related documents.

D. Business Services

1. Approval to award Bid No. B096793LO for walk-in cooler replacements at Bonita Springs Elementary, Bonita Springs Middle, Edgewood Elementary and San Carlos Park Elementary schools to Wright Construction, Inc. having the lowest response and meeting specifications for a total price of \$212,561.39; and authorization for the Superintendent to execute all necessary documents.
2. Approval to award Bid No. B096795LO for Alva cafeteria and kitchen AHU upgrades to Crowther Roofing, Inc. having the lowest response and meeting specifications for a total price of \$127,764; and authorization for the Superintendent to execute all necessary documents.
3. Approval to award the Bid No. B096800LO for fresh air make-up project for Three Oaks Middle School to Nemeth A/C, Inc. having the lowest response and meeting specifications for a total price of \$592,537.00 including all nine options; and authorization for the Superintendent to execute all necessary documents.
4. Approval to award Bid No. B096779VR for the replacement of the intercom system head end unit at Cypress Lake Middle School to Black Box Network Services having the lowest response and meeting specifications for a total price of \$20,000; and authorization for the Superintendent to execute all necessary documents.
5. Approval to award Bid No. B096780VR for the replacement of the intercom system head end unit at West Zone Schools: Dr. Carrie Robinson Littleton Academy, J. Colin English Elementary School and Pine Island Elementary School, to Black Box Network Services having the lowest response and meeting specifications for a total price of \$53,000; and authorization for the Superintendent to execute all necessary documents.
6. Approval to award Bid No. B096781VR for the replacement of the intercom system head end unit at East Zone Schools: Alva Middle School and Orange River Elementary School to Black Box Network Services having the lowest response and meeting specifications for a total price of \$35,000; and authorization for the Superintendent to execute all necessary documents.
7. Approval of purchase requisitions in the total amount of \$178,030.76; and authorization for the issuance of the fifteen (15) purchase orders as described.
8. ~~Approval to reject Bid No. B096788SW for inspection, testing, certification and repairs with limited emergency service of fire alarm systems district wide; and authorization for the solicitation to be reissued. Pulled prior to the meeting.~~
9. Approval to reject RFP. No. R096791VR for purchase of portable two-way radio equipment and accessories; and authorization for the solicitation to be reissued.
10. Approval to renew Bid No. B076590LO for paving (blacktop overlay, seal-coating of running tracks, parking lots and tennis courts) to Gulf Paving Co., Inc. and Cougar Contracting, Inc. for the renewal period through July 30, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$750,000; and authorization for the Superintendent to execute all documents.
11. Approval to renew Bid No B086668SW for uniforms for the Food and Nutrition Services Personnel to Cintas and RSVP Limited, Inc., for the period of July 30, 2009 through July 29, 2010 pursuant to the same terms and conditions as previously

approved by the Board, at an estimated annual expenditure of \$45,000; and authorization for the Superintendent to execute all documents.

12. Approval to renew Bid No. B086689SW for non slip shoes for the Food and Nutrition Services Personnel to Itchin' to Bee Stitchin', Inc. for the period of July 30, 2009 through July 29, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$40,000; and authorization for the Superintendent to execute all documents.
13. Approval to renew Bid No. B086672LO for electrical maintenance and repairs to All Phase Electrical Service of FL, Inc. for the renewal period through July 30, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$400,000; and authorization for the Superintendent to execute all documents.

E. Human Resources – Dr. Gregory Adkins

1. Approval of the general personnel recommendations including, certificated, support and substitute staff, and correction to item previously approved by the Board.
2. Approval of the Agreement with TSA Consulting Group, Inc. to provide Retirement Plan Compliance and Administration Services for the five (5) year period July 1, 2009, through June 30, 2014. The cost of TSA Consulting Group's services is \$4.00 per employee for FY10 and will increase by 3% each of the following four (4) years. The estimated total cost for FY10 is \$45,000.

F. School Support Services – Mr. William Moore

1. Approval of the Agreement between the State of Florida Department of Transportation and the Lee County School Board for provision of a storage trailer and bicycles at a cost of \$60.00 for the District to provide bicycle use awareness and education.
2. Approval of the Bill of Sale to the City of Cape Coral to transfer the utility improvements at Alternative Learning Center West.
3. Approval of the following ranking of Architectural firms to provide services for the Cape Coral High School HVAC & Mechanical Upgrade, (1) Schenkel Shultz Architecture; (2) Reynolds Smith & Hill, Inc.; (3) Harvard Jolly Architecture; (4) Alliance Design Group, P.A.; (5) Parker Mudgett Smith Architects, Inc.; (6) Titsch & Associates Architect 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 according to the final ranking.
4. Approval of the total project cost of \$750,000.00 for Buckingham Exceptional Center Remodel; and authorization for the Superintendent to execute all necessary documents.

V. Unfinished Business/Tabled Items

IV.C.2. Agreement – Lee County Office of the Sheriff.

Motion by Mr. Teuber and **seconded** by Mrs. Dozier to accept the Superintendent’s recommendation that the Board approve the agreement with the Lee County Office of the Sheriff, for the period of June 18, 2009 through July 23, 2009, for the 2009 Summer Youth Program, at no cost to the District.

Mr. Teuber stated his support of the Superintendent’s recommendation. He thanked Sheriff Scott and his staff for offering public safety programs during the summer.

Motion carried 5-0.

IV.C.1. Annual Fire, Safety, Casualty and Sanitation Inspections for FY09.

Motion by Mrs. Dozier and **seconded** by Mr. Chilmonik to accept the Superintendent’s recommendation that the Board approve the Annual Fire Safety, Casualty Safety and Sanitation Inspections for the FY09 school year as required by the State Requirements for Educational Facilities (SREF) Chapter 5.

Mrs. Dozier thanked Dr. Browder for providing a summary of the report rather than the entire report and noted that several “life threatening” issues were cited. In response to Mrs. Dozier’s request, Dr. Browder provided several examples of these issues.

Motion carried 5-0.

VI. Superintendent's Recommendations

A. Good Cause

1. Personnel Recommendations – Reappointments.

Motion by Dr. Scricca, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent’s recommendation that the Board approve the reappointments for the 2009-2010 school year effective July 1, 2009.

2. Personnel Recommendations – Administrative.

<u>Transfer and Change of Assignment</u>	<u>From</u>	<u>To</u>	<u>Effective Date</u>
*Linda Buckley	Villas Elementary, Principal	District Intervention, Principal-on-Assignment	07/01/09
<u>Transfer</u>	<u>From</u>	<u>To</u>	<u>Effective Date</u>
*Jeffrey Dobbins	Sunshine Elementary, Principal	Villas Elementary, Principal	07/01/09
<u>Transfer and Change of Assignment</u>	<u>From</u>	<u>To</u>	<u>Effective Date</u>
*Winston Bishop	Harns Marsh Elementary, Assistant Principal	Sunshine Elementary, Principal	07/01/09
<u>Transfer</u>	<u>From</u>	<u>To</u>	<u>Effective Date</u>
*William Vetter	Ida S. Baker High, Principal	Treeline Elementary, Principal	07/01/09

<u>Change of Assignment</u>	<u>Location and Position</u>	<u>Effective Date</u>
*Melissa Robery	Ida S. Baker High, from Assistant Principal Principal to Principal	07/01/09

<u>Transfer</u>	<u>From</u>	<u>To</u>	<u>Effective Date</u>
*Derrick Donnell	Alternative Learning Center West, Principal	Caloosa Middle, Principal	07/01/09

**Principals appointed as listed above will be working greater than a 196-day contract.*

<u>Resignation</u>	<u>Location</u>	<u>Reason</u>	<u>Effective Date</u>
Angie Bartlett	Mirror Lakes Elementary	Personal	06/25/09

<u>Correction</u>	<u>Location</u>
Antoinette Sindler	Cape Elementary – to correct retirement date on 06/02/09 Good Cause Agenda from 07/30/09 to 07/31/09

***Motion** by Dr. Scricca, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the above recommendation list for administrative positions and the correction to an item previously approved by the Board.*

B. Property and Casualty Insurance Renewal with Public Risk Insurance Agency.

***Motion** by Mr. Teuber, **seconded** by Mr. Chilmonik, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the property and casualty insurance renewal with Public Risk Insurance Agency for the period July 1, 2009, through June 30, 2010, up to, but not to exceed \$7,080,000.*

C. Out-of-state Travel Authorization.

***Motion** by Mrs. Dozier and **seconded** by Dr. Scricca to accept the Superintendent's recommendation that the Board approve expenditures estimated at \$46,000 for out-of-state travel for school district employees to pursue the development, business, and leadership needs of the School District. Approval authorizes the Superintendent to also provide reimbursement for incidental travel cost and to execute related documents.*

Mrs. Dozier requested that Dr. Browder provide to the Board a copy of the backup documents outlining the details of the out-of-state travel.

Motion carried 5-0.

D. Renew RFP No. R066447RG – Computer Workstations.

***Motion** by Mr. Chilmonik and **seconded** by Dr. Scricca to accept the Superintendent's recommendation that the Board approve the renewal of RFP #R066447RG for desktop workstations to Dell Corporation as primary vendor and Hewlett Packard as secondary vendor, effective July 1, 2009 through June 30, 2010 at an estimated cost not to exceed \$5,000,000.00 for FY10; authorize purchases within the \$5,000,000.00 limit; and authorize the Superintendent to execute all related documents.*

Mr. Chilmonik stated that he could not support the Superintendent's recommendation in light of the District's financial situation at this time.

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

E. Renew RFP No. R08673OVR – Portable Computer Workstations.

Motion by Mrs. Dozier and seconded by Dr. Scricca to accept the Superintendent's recommendation that the Board approve the renewal of RFP # R08673OVR for Portable Computer Workstations with Dell Computer as outlined, effective July 1, 2009 through June 30, 2010 at an estimated cost not to exceed \$1,000,000.00 for FY10; authorize purchases within the \$1,000,000 limit; and authorize the Superintendent to execute all related documents.

Mr. Chilmonik stated that, while he supports technology, he feels that the District needs to make do with what it has in light of the District's financial situation at this time.

Motion carried 4-1, with Mr. Chilmonik casting the vote in opposition to the Motion.

F. Cellular Phone Service Expenditures.

Motion by Mrs. Dozier and seconded by Mr. Chilmonik to accept the Superintendent's recommendation that the Board approve cellular voice and data service expenditures, not to exceed \$250,000 for fiscal year 2010; and authorize the Superintendent to execute all related documents.

Mr. Chilmonik stated that he would support the Superintendent's recommendation because this is a safety issue; however, he requested that Dr. Browder provide information regarding the number of District cell phones and to whom they have been issued.

Motion carried 5-0.

VII. Attorney's Recommendations – Mr. Keith Martin (None)**VIII. Public Hearing**

Dr. Browder presented his recommendations for this evening's Public Hearing items.

A. Revisions to Policy 4.32, Head Start Eligibility, Recruitment, Selection and Enrollment.**B. Contract Renewal for Lee Charter Academy, Inc.**

Dr. Kuckel recessed the Board Meeting and opened the Public Hearing at 7:05 P.M. She asked if anyone would like to address the Board regarding the two items on the agenda for Public Hearing.

Claire Douglas and Veronica Shoemaker spoke in support of the Lee Charter Academy contract renewal.

There being no additional requests to address the Board, Dr. Kuckel closed the Public Hearing and reconvened the Board Meeting at 7:11 P.M.

A. Revisions to Policy 4.32, Head Start Eligibility, Recruitment, Selection and Enrollment.

Motion by Dr. Scricca, seconded by Mr. Chilmonik, and carried 5-0 to accept the Superintendent's recommendation that the Board approve the revisions to Policy 4.32, Head Start Eligibility, Recruitment, Selection and Enrollment, to add language to provide support for best practice and improvement program integration between LAMP and Early Head Start/Head Start.

B. Contract Renewal for Lee Charter Academy, Inc.

Motion by Mr. Teuber, seconded by Mr. Chilmonik, and carried 5-0 to accept the Superintendent's recommendation that the Board approve the contract renewal for Lee Charter Academy, Inc., a kindergarten through eighth grade school, covering a term of one year, from July 1, 2009 to June 30, 2010.

IX. Other Business

A. Board Members' Comments/Reports

Mr. Chilmonik: thanked Dr. Shirley Chapman (Principal, Lee Charter Academy), who was in the audience, for doing such a great job at the school; thanked his fellow Board Members for agreeing to not move forward with a tax increase.

Mrs. Dozier: stated that 81 school sites would be set up as food banks this summer to distribute food to needy families and thanked Sam Galloway for donating the use of several large trucks for this endeavor; stated that she applauded Lee Charter Academy for the success of its students.

Dr. Scricca: announced that at today's Briefing Meeting, it was the consensus of the Board to direct the Superintendent to move forward with his Budget Plan B, which involves no tax increases to the community.

Mr. Teuber: commended Mr. Wiseman and all of the high school principals who contributed to the smooth running of last weekend's graduation ceremonies; congratulated all of the 2009 graduates; encouraged everyone to be extra careful now that school is out for the summer; applauded Budget Plan B but cautioned that it is more risky than Plan A, which is no longer an option.

Dr. Kuckel: none.

B. Board Attorney's Comments/Reports (None)

C. Superintendent's Comments/Reports

Dr. Browder: wished everyone a restful summer and congratulated all of the schools on a great school year; announced that Raymond Daniel, former Cypress Lake High School principal passed away today.

D. Next Scheduled Meetings of the Board:

- June 19, 2009, 8:30 a.m., School Board Workshop (*Dr. Kuckel charged Mr. Chilmonik with bringing forward at the workshop specific recommendations with dollar amounts and budget lines, what it would take to implement the suggestions, and their impact on the District. She added that if he did not provide that information, she would dismiss the workshop.*)
- July 29, 2009, 2:30 p.m., School Board Student Hearings
- July 29, 2009, 2:30 p.m., Special School Briefing Meeting (*immediately following Student Hearings*)
- July 29, 2009, 5:05 p.m., School Board Special Meeting for Public Hearing on FY2010 Tentative Budget
- July 29, 2009, 6:00 p.m., School Board Action Meeting

X. Adjournment

Motion Mrs. Dozier, seconded by Dr. Scricca, and carried 5-0 to adjourn the June 16, 2009, School Board Meeting.

The meeting adjourned at 7:31 P.M.

Jane E. Kuckel, PhD., Board Chair

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.