



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

**THE SCHOOL BOARD OF LEE COUNTY**  
**Special School Board Meeting - MINUTES**  
(School Board Meeting Room, 2855 Colonial Blvd., Fort Myers, FL)  
**Tuesday, June 16, 2009**

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**Attending**

Dr. Jane E. Kuckel, Board Chair	Dr. James W. Browder, Secretary and District Superintendent
Mr. Steven K. Teuber, J.D., Vice Chair	Mr. Keith B. Martin, Board Attorney
Mrs. Jeanne S. Dozier, Member	Mr. Robert Dodig, Staff Attorney
Mr. Robert D. Chilmonik, 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, June 16, 2009, in the School Board Meeting Room for a Special School Board Meeting. Board Chair Jane Kuckel presided and called the meeting to order at 2:45 P.M.

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

**II. Public Comment**

Speakers and the topics they addressed were as follows:

*Donna Mutzenard:* supported ratification of the SPALC and TALC Collective Bargaining Agreements

*Rob Mazza:* expressed his opposition to the implementation of block scheduling, especially at the middle school level

Dr. Kuckel: stated the Board's support of the Collective Bargaining Agreements even though they are not what they had hoped for; with regard to block scheduling, requested that Dr. Browder set up a system to track data, such as absenteeism and teacher and student comments, during the coming year should the District implement block scheduling and then bring the information to a couple of briefing meetings for Board review; also asked that consideration be given to the plan suggested by Mr. Mazza.

**III. Consent Action Items (None)**

**IV. Unfinished Business/Tabled Items (None)**

**V. Superintendent's Recommendations**

**A. Good Cause (None)**

**B. Final Order on Administrative Law Judge's Recommendation – Debra Ballard.**

Neither Ms. Ballard nor anyone else was present to speak on her behalf.

*Motion by Dr. Scricca, seconded by Mr. Chilmonik, and carried 5-0 to accept the Superintendent's recommendation that the Board adopt the Administrative Law Judge's Recommended Order and enter the Final Order terminating Debra Ballard from her employment with the Lee County School District, effective end of the day June 16, 2009.*

**C. Personnel Recommendation.**

*Motion by Dr. Scricca and seconded by Mrs. Dozier to accept the Superintendent's recommendation that the Board approve the reappointment of Edmund Chilmonik to the position of sites worker at Cypress Lake High School, effective July 1, 2009.*

Mr. Chilmonik stated that he would be abstaining from voting on this recommendation since the employee is his brother. Mr. Chilmonik left the Board table.

*Motion carried 4-0.*

Mr. Chilmonik returned to the Board table.

**D. Contract with Florida Virtual School and K12 Florida LLC for Lee County Virtual Instruction Program.**

*Motion by Mr. Teuber, seconded by Dr. Scricca, and carried 5-0 to accept the Superintendent's recommendation that the Board approve the contracts with Florida Virtual School and K12 Florida for virtual education services for Lee County Virtual Instruction Program at an estimated cost of \$247,500 for FY2010.*

**E. Approval of the Collective Bargaining Agreement between The School Board of Lee County and the Support Personnel Association of Lee County.**

*Motion by Mrs. Dozier and seconded by Mr. Teuber to accept the Superintendent's recommendation that the Board ratify the three-year Collective Bargaining Agreement with the Support Personnel Association of Lee County.*

Mr. Chilmonik stated that he could not support the Superintendent's recommendation because the Agreement does not address the needs of support personnel. He added that he feels the Agreement does not promote the hiring or retention of the most qualified individuals; that the Board did not discuss other cost savings measures; and that he was not pleased with the structure or length of the Agreement.

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

**F. Approval of the Collective Bargaining Agreement between The School Board of Lee County and the Teachers Association of Lee County.**

*Motion by Mr. Chilmonik and seconded by Dr. Scricca to accept the Superintendent's recommendation that the Board ratify the one-year Collective Bargaining Agreement with the Teachers Association of Lee County.*

Mr. Chilmonik stated that he could not support the Superintendent's recommendation because if the reasons previously mentioned and because he feels that block scheduling will be a burden on secondary teachers.

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

**G. Reduction in Force.**

*Motion* by Dr. Scricca and *seconded* by Mr. Teuber to accept the Superintendent's recommendation that the Board approve declaring a Reduction in Force (RIF)/layoff in the following job classifications due to a surplus of employees exceeding the number of jobs available: Career Specialist, District Vocational (Trowel Trades), District Vocational (TV Production), Technology Specialist, Data Specialist, Electronics Component Stock Specialist, Information Specialist-Secondary, Media Center Technology Specialist, and School Secretary. Employees will be laid off in inverse order of their seniority in the District.

Mr. Chilmonik stated that he could not support the Superintendent's recommendation until the Board looked at other areas to reduce.

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

**VI. Attorney's Recommendations – Mr. Keith Martin (None)****VII. Other Business****A. Board Members' Comments (None)****B. Board Attorney's Comments (None)****C. Superintendent's Comments**

Dr. Browder: stated that while he is not happy with the Collective Bargaining Agreements, it is the best that the District can do at this time; thanked Dr. Adkins and the members of the bargaining teams for their work and for their efforts to assist the displaced employees locate new positions; thanked Mr. Mazza for coming forward to address block scheduling and stated that while the proposal to implement block scheduling will save money, it will also benefit students; added that he is not willing to do anything that would hurt students or employees.

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

- June 16, 2009, 2:30 p.m., School Board Briefing Meeting
- June 16, 2009, 6:00 p.m., School Board Action Meeting

**VIII. Adjournment**

*Motion* Dr. Scricca, *seconded* by Mr. Teuber, and *carried 5-0* to adjourn the June 16, 2009, Special School Board Meeting.

The meeting adjourned at 3:17 P.M.

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.*