



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, August 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. Keith Martin, Board Attorney
Mr. Robert D. Chilmonik, Member	
Mr. Steven K. Teuber, J.D., 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, August 12, 2008, at 6:02 P.M. in the School Board Meeting Room for a Regular School Board Meeting. Chairman Jeanne Dozier presided.

Mrs. Dozier noted that two Good Cause items had been added under Superintendent's Recommendations and asked Dr. Browder to provide an explanation for the items.

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

B. Invocation (Mr. Chilmonik)

C. Pledge of Allegiance (Dr. Kuckel)

II. Special Presentations

A. Recognitions

- 1. Florida Grant Developers Network President-Elect (Dr. Scricca)**
 - Jeff McCullers, Director, Grants and Program Development
- 2. SUNSPRA 2008 Sunshine Medallion Award (Dr. Kuckel)**
 - Joseph Donzelli, Director of Communications
 - Laura Howard, Webmaster
 - Dwayne Alton, Director, Information Technology Support

3. International Baccalaureate Program (*Mr. Chilmonik*)

- Fort Myers High School

4. ARTS Achieve! Model School (*Mr. Teuber*)

- North Fort Myers Academy for the Arts

B. Resolutions (None)**C. Special Presentations to the Board** (None)**D. Staff Presentations to the Board** (None)**III. Public Comment**

John Traube addressed the issues of outsourcing government work and a recent training conference in Las Vegas attended by some District employees.

Ami Desamours, as a taxpayer and Harns Marsh parent, spoke in support of the recent training conference attended by Harns Marsh employees.

Donna Wilson, a third grade teacher at Harns Marsh Elementary School, spoke in support of the benefits of the recent training conference attended by the school's employees.

Patty Lochner, a retired School District teacher, spoke in support of the PLC (Professional Learning Community) conference attended by Harns Marsh employees.

Candace Dolan, a teacher at Harns Marsh Elementary School, spoke in support of the benefits of the recent training conference attended by the school's employees and the school's academic gains attributable to such training.

Charles Luckey, Principal of Harns Marsh Elementary School, thanked the members of his staff for their support and stated that he has been distressed by the public attacks aimed at them for attending the recent training conference.

Sue Jacobse thanked the Harns Marsh staff for all they do and thanked Dr. Browder for placing Dr. Lohmeyer at Bonita Springs Middle School.

Mrs. Dozier responded to speakers as follows: asked Mr. Martin to again address the issue of job outsourcing.

Mr. Martin referred to Title 7 of the Civil Rights Act and stated that he felt the School District would not be in compliance with Federal Law if it were to place restrictions on contractors' hiring practices.

Mrs. Dozier continued by thanking the parent who spoke on behalf of her children at Harns Marsh Elementary School and for her involvement in the school's activities; stated appreciation for what the Harns Marsh Elementary School teachers are doing for the students and encouraged them to continue to work collaboratively for the benefit of the students.

Mrs. Dozier recessed the Board Meeting at 6:51 P.M. She reconvened the meeting at 6:55 P.M.

IV. Consent Action Items

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

A. Executive Services – Dr. James W. Browder (None)

B. Academic Services – Dr. Constance Jones

1. Approval of seven 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.
2. Approval of the resolution expressing intent to join the Florida Adult and Technical Distance Education Consortium.
3. Approval of expenditures under agreement with Maxim Health Care Services, Inc., from August 12, 2008 through the end of the 2008-2009 school year at a cost not to exceed \$81,600.
4. Approval of the Service Agreements for Speech-Language and Occupational Therapy Services with Community Rehab Associates, Inc. and Easter Seals Florida Inc. at an estimated maximum cost to the District of \$176,400 for the 2008-09 school year.
5. Approval to renew the Interlocal Agreement with The City of Fort Myers for the continuation of the School Resource Officer (SRO) and D.A.R.E. Program for August 11, 2008 through August 10, 2009, at a cost of \$344,655.

C. Administrative Services – Mr. Michael McNerney

1. Approval to open a checking account for Business and Industry Services Internal Fund at Bank of America with two signatures required on this account; and authorization for the Superintendent to execute related documents.
2. Approval to change the authorized signers on the Internal Fund Account at Bayshore Elementary, with two signatures required on these accounts; and authorization for the Superintendent to execute related documents.

D. Business Services – Mr. Lee Legutko

1. Approval of the Budget Amendment dated June 6, 2008 to amend the 2007-08 annual school budget.
2. Approval of the Monthly Budget Report for the period ending June 6, 2008.
3. Approval to award Bid No. B086693LO for wood floor refinishing on an as needed basis to Trident Surfacing, Inc. having the lowest overall response and meeting specifications for the period of August 12, 2008 through August 11, 2009 with renewal options for two additional one-year periods upon the written agreement of the vendor and the Board at an estimated annual expenditure of \$100,000; and authorization for the Superintendent to execute all necessary documents.
4. Approval of Bid No. B086705SW for petroleum products to Palmdale Oil Company, Inc. at an estimated expenditure of \$180,000 beginning August 12, 2008 through February 11, 2009, with renewal options for two additional six month periods upon the written agreement of the vendor and the Board; and authorization for the Superintendent to execute all documents.

5. Approval to piggy-back Columbia County School Board Bid No. 3150, for Classroom, Auditorium, Office, Cafeteria and Media Furniture awarded to multiple vendors, through August 31, 2009 at an estimated annual expenditure of \$200,000; and authorization for the Superintendent to execute all documents.
6. Approval to piggy-back PRIDE of Florida for the purchase of recapped tires effective upon Board approval through August 11, 2009 and to approve the estimated annual expenditure of \$93,000 with an option to cancel if deemed to be in the best interest of the District; and authorization for the Superintendent to execute all documents.
7. Approval to piggy-back State Contract No. 515-630-06-1 for the purchase or lease of lawn equipment, awarded to various dealers and authorized distributors through May 16, 2009, at an estimated annual expenditure of \$250,000; and authorization for the Superintendent to execute all documents.
8. Approval to increase the estimated annual expenditure for piggy-backing Lake County School Board Bid No. 2627CK, awarded to various vendors for Incidental Supplies through December 31, 2008, by \$200,000 making a total annual estimated expenditure of \$260,000; and authorization for the Superintendent to execute all documents.
9. Approval to increase the estimated expenditure for piggy-backing Florida Sheriffs Association and the Florida Association of Counties Bid No. 07/08-03-0117 awarded to various dealers/distributors throughout the state of Florida for the purchase of tires and related services, by \$50,000 making the total expenditure \$314,000 through February 28, 2009; and authorization for the Superintendent to execute all documents.
10. Approval to renew RFQ No. R076596LO for HVAC filter replacement program on an annual basis to Kleen Air Research, Inc. for the renewal period through August 13, 2009 at an estimated annual expenditure of \$330,000 pursuant to the same terms and conditions as previously approved by the Board; and authorization for the Superintendent to execute all documents.
11. Approval to reject Bid No. B086696LO for roof repairs; and authorization for the solicitation to be reissued.
12. Approval to reject Bid No. B086685SW for replacement and repair of exhaust fans; and authorization for the solicitation to be reissued.
13. Approval to reject Bid No. B086700SW for emergency glass material/repair; and authorization for the solicitation to be reissued.
14. Approval of purchase requisitions in the total amount of \$109,236.00; and authorization for the issuance of the four (4) purchase orders as described:
 - a. Modular Space Corp: Payment for the annual lease of three (3) bathroom portables at various locations in the district for Construction Services Department. (Requisition No. 291368)
 - b. Altiris, Inc. Payment for deployment solutions for clients (K-12) annual maintenance from 09/21/08–09/21/09 for Information Technology Support. (Requisition No. 291857)
 - c. SimplexGrinnell: Payment for installation of fire alarm system in six (6) portables at Tice Elementary for Construction Services Department. (Requisition No. 291832)

- d. SimplexGrinnell: Payment for installation of fire alarm system in six (6) portables at Pelican Elementary for Construction Services Department. (Requisition No. 291834)

15. Approval of the agreement with The Richard Milburn Academy doing business as Lee Alternative Charter High School to purchase meal service from the District for the period August 13, 2008 through July 31, 2009, at no cost to the District.

E. Human Resources – Dr. Gregory Adkins

1. Approval of the general personnel recommendations including administrative, certificated, support and substitute staff, out-of-field appointments, and annual reappointments.

F. School Support Services – Mr. William Moore

1. Approval of the Bills of Sale to the City of Cape Coral to transfer the utility and road improvements at Island Coast High School.
2. Approval of the Sidewalk Easement to the City of Cape Coral for use of the sidewalks at Island Coast High School.
3. Approval of the Utility Infrastructure Conveyance and Service Agreement to Florida Government Utility Authority for construction of utility improvements for G. Weaver Hipps Elementary School.

V. Unfinished Business/Tabled Items (None)

VI. Superintendent's Recommendations

A. Good Cause

1. **Utilize FreshPoint of Southwest Florida to Supply Fresh Produce for Food and Nutrition Services.**

In accordance with Florida Statute 287.057(5)(a) and School Board Policy 1.12, Emergencies, I have determined that an immediate danger to the public health, safety, or welfare or other substantial loss requires emergency action.

***Motion** by Dr. Scricca-, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent's recommendation that formal solicitations be suspended and the Board approve utilizing FreshPoint of Southwest Florida for the purchase of fresh produce for a period of ninety (90) calendar days beginning August 12, 2008 through November 10, 2008, or until a new bid for supplying fresh produce to the District is solicited and awarded at an estimated expenditure of \$250,000; and authorize the Superintendent to execute all necessary documents.*

2. Personnel Recommendations / Administrative.

***Motion** by Dr. Scricca, **seconded** by Dr. Kuckel, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the following recommendations for administrative positions:*

- *Transfer of Jacqueline Hare from East Lee County High, Assistant Principal, to Lee Middle, Assistant Principal, effective 8/13/08.*
- *Transfer of James Buchanon from Lee Middle, Assistant Principal, to East Lee County High, Assistant Principal, effective 8/13/08.*
- *Transfer of Ronald Davis from Varsity Lakes Middle, Principal, to East Lee County High, Principal, effective 8/13/08.*
- *Transfer and change of assignment of Maura Bennington from Cypress Lake Middle, Teacher, to Cape Coral High, Assistant Principal, effective 8/13/08.*
- *Transfer and change of assignment of Scott Cook from Estero High, Assistant Principal, to Varsity Lakes Middle, Principal, effective 8/13/08.*

B. Bid No. B086692SW – Installation of Fencing District-wide

***Motion** by Dr. Kuckel, **seconded** by Mr. Chilmonik, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve Bid No. B086692SW for the installation of fencing district wide to Smith Fence Company of Fort Myers, Inc. as primary vendor and to Carter Fence Company, Inc. as secondary at an estimated expenditure of \$500,000 beginning August 12, 2008 through August 11, 2009, with renewal options for two additional twelve month periods upon the written agreement of the vendor and the Board; and authorize the Superintendent to execute all documents.*

C. Piggy-back Brevard County Schools Bid No. 08-024/BP – Bulk Commodity Processing

***Motion** by Dr. Scricca, **seconded** by Dr. Kuckel, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve piggy-backing Brevard County Schools Bid No. 08-024/BP for bulk commodity processing awarded to multiple vendors at an estimated expenditure of \$500,000; and authorize the Superintendent to execute all documents.*

D. Piggy-back The Pasco County Board of Commissioners RFP No. 08-086 – Purchase of Office Products and Related Services.

***Motion** by Mr. Teuber, **seconded** by Dr. Kuckel, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve piggy-backing The Pasco County Board of Commissioners RFP No. 08-086 for the purchase of office products and related services awarded to OfficeMax, Incorporated for 90 days from August 12, 2008 through November 11, 2008, to allow time for The School District of Lee County to solicit and award its own RFP for office products and related services, at an estimated annual expenditure of \$500,000; and authorize the Superintendent to execute all documents.*

E. Renewal of RFP R066447RG – Computer Workstations.

***Motion** by Dr. Kuckel, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve renewing the desktop computer category of RFP R066447RG with Dell Computer as primary vendor and Hewlett Packard as secondary vendor, pursuant to existing terms and conditions, until June 30, 2009, with an estimated annual expenditure of \$7,000,000.*

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

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

A. Adoption of the 2008/09 Athletic Manual.

Mrs. Dozier 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 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 7:06 P.M.

A. Adoption of the 2008-2009 Athletic Manual.

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to accept the Superintendent's recommendation that the Board adopt the 2008/09 Athletic Manual to set forth the pertinent operating procedures for the District's activities and interscholastic athletic programs, to assist administrators, coaches, teachers, parents/guardians, and students with the understanding of the program in its proper perspective, and to conform to the new modifications in the FHSAA By-laws.

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

Mr. Chilmonik: stated that while he listened to the passionate words of the Harns Marsh teachers and Principal, the true issue is public perception; suggested bringing training opportunities to Lee County so that all employees could benefit.

Dr. Kuckel: addressed the academic gains realized at Harns Marsh Elementary due to professional training; stated that the training was a way of sharing best practices and could not have been brought to Lee County; apologized to Mr. Luckey for the comments made earlier by speakers and stated that she was very proud of his accomplishments at the school.

Motion by Dr. Kuckel and seconded by Mr. Chilmonik that the Board Members no longer accept reimbursement for in-county travel.

Following discussion it was the consensus of the Board to direct Mr. Martin to bring forth an amendment to Policy 6.01, Authorized Travel Reimbursement, to remove authority to reimburse Board Members for travel expenses from their residences to the School Board Office or other first place of duty and return.

The Board also directed Mr. Martin to research the Board's authority to amend Board Policy 6.01 to eliminate in-county mileage reimbursement for all Board Members. It was decided that a workshop be scheduled to discuss this issue.

Dr. Kuckel withdrew her Motion.

Mrs. Dozier clarified that in the meantime, Board Members would not accept any reimbursement for in-county travel.

Dr. Scricca: stated that with school beginning next week, everyone should watch out for students; stated that the positive things going on in the District should be discussed; applauded Dr. Kuckel's efforts with regard to travel reimbursement;

Mr. Teuber: no comments.

Mrs. Dozier: thanked Mr. Luckey and the Harns Marsh teachers for attending the Board Meeting; stated that she looks forward to a wonderful opening of school; cautioned everyone to be careful as traffic increases with the start of school.

B. Attorney's Comments/Reports (None)

C. Superintendent's Comments/Reports

Dr. Browder: reiterated the Board Members' words of caution about school buses, etc. on the roads beginning next week; thanked Mr. Luckey for attending the meeting and stated his distress at the cavalier attitude that the District is doing something wrong; stated that the data from Harns Marsh speaks volumes about the benefits of professional development training and that Professional Learning Community training is one of the most important things that the District can do for its students.

D. Next Scheduled Meetings of the Board:

- August 27, 2008, 6:00 p.m., School Board Action Meeting

X. Adjournment

Motion by Dr. Scricca, seconded by Mr. Chilmonik, and carried 5-0 to adjourn the August 12, 2008, School Board Meeting.

The meeting adjourned at 7:30 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.