



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, September 22, 2009

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
Mr. Robert D. Chilmonik, Member	
Mrs. 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, September 22, 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 6:00 P.M.

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

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

B. Invocation (Mr. Teuber)

C. Presentation of Colors / Pledge of Allegiance (Mr. Chilmonik)

- Cadet Lieutenant Colonel Matias O'Connor, Cypress Lake High School JROTC
- Colonel Gary E. Morgan, Senior JRTOC Army Instructor

II. Special Presentations

A. Recognitions

1. Florida Odyssey of the Mind State Tournament (*Dr. Scricca*)
 - Forty-seven students from nine Lee County Schools

B. Resolutions

1. Disability History and Awareness Weeks: October 4-17, 2009 (*Mrs. Dozier*)

Motion by *Mrs. Dozier*, *seconded* by *Mr. Teuber*, and *carried 5-0* to adopt the Resolution proclaiming October 4-17, 2009, as Disability History and Awareness Weeks.

RESOLUTION

WHEREAS, the 2008 Florida Legislature created a statute requiring school boards to designate the first two weeks in October each year as “Disability History and Awareness Weeks”; and

WHEREAS, the educators of The School District of Lee County recognize that each student is unique, learns differently, and, therefore, learns better if teaching is tailored to individual abilities and interests; and

WHEREAS, the educators of The School District of Lee County recognize the need to expand student knowledge, understanding, and awareness of individuals with disabilities, the history of disability, and the disability rights movement; and

WHEREAS, by the efforts of the educators to promote disability history and awareness instruction in The School District of Lee County, there will be better treatment for individuals with disabilities and increased attention to preventing bullying or harassment of students with disabilities; and

WHEREAS, by the efforts of the educators to promote disability history and awareness instruction in The School District of Lee County, encouragement will be provided to individuals with disabilities to develop increased self-esteem, resulting in more individuals with disabilities gaining pride in being an individual with a disability, obtaining postsecondary education, entering the workforce, and contributing to their community; and

WHEREAS, Disability History and Awareness Weeks will reaffirm the local, state, and federal commitment to the inclusion in society and equal opportunity for all individuals with disabilities;

NOW, THEREFORE, BE IT RESOLVED that The School Board of Lee County, Florida, hereby proclaims October 4-17, 2009, as

DISABILITY HISTORY AND AWARENESS WEEKS

Adopted at a regular meeting of The School Board of Lee County, Florida

This Twenty-second day of September 2009

C. Special Presentations to the Board (None)

D. Staff Presentation to the Board (None)

III. Public Comment

Speakers and the topics they addressed were as follows:

John Traube: participation of minority students in academic competitions; the President’s speech

Barbara Gribin: Dr. Browder’s editorial clarifying the District’s decision regarding the President’s speech

Karen Taylor: the President’s speech

Brian Mayberry: Agenda Item IV.B.2.; requested that the Board remove this item from the Consent Agenda and put the issue of campus security out for bid (Mr. Mayberry disclosed that he is employed by the Whitestone Group, a private security firm)

Sue Jacobse: initiatives underway at Bonita Springs Middle School; appreciation for personnel stability within the District

Joann Thomas Joseph: her request for information regarding Federal stimulus dollars received by the District.

Dr. Kuckel asked the Superintendent to check with the Public Information Office regarding the status of Ms. Joseph’s request

IV. Consent Action Items

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to approve the Consent Agenda as presented.

A. Executive Services – Dr. James W. Browder

1. Approval of minutes of School Board Meetings:
 - September 8, 2009, School Board Briefing Meeting
 - September 8, 2009, School Board Special Meeting to adopt FY 2010 Final Budget
 - September 8, 2009, School Board Action Meeting
2. Approval of the appointments to the Construction Advisory Committee, Compliance Advisory Committee, Curriculum Advisory Committee and Finance Advisory Committee, effective September 22, 2009, through the date of the Regular School Board meeting in September 2010, at which the Board takes action to appoint members to Board Advisory Committees.
3. Approval to establish and fund 21 bus operator positions in order to improve on-time delivery and length of bus ride for students. The estimated cost of \$653,522 will be funded from the District's Contingency Fund.
4. Approval of the report outlining the changes the School Board of Lee County has approved to School Board Rules for the period October 1, 2007 through September 30, 2009, to comply with Section 120.74, F.S.; and authorization for the Superintendent to sign and submit all required documents.

B. Academic Services – Dr. Constance Jones

1. Approval for the ESE Department to purchase up to forty air cards for the Hospital Homebound program during the 2009–2010 school year at a maximum cost of \$20,000.
2. Approval of the Interlocal Agreements with The Lee County Sheriff's Office and The City of Cape Coral for the continuation of the School Resource Officer (SRO) Program for August 11, 2009 to August 10, 2010, at a cost of \$1,104,600.

C. Administrative Services – Mr. Michael McNerney

1. Approval to change the authorized signers on the Internal Fund Account at Robinson Littleton Elementary and Diplomat Middle, with two signatures required on these accounts, one of which must be administrative; and authorization for the Superintendent to execute related documents.
2. Approval to reimburse the identified persons qualified for transportation of isolated/handicapped students to and/or from a public school facility or authorized school bus stop. The rate of \$.55 per mile per Florida Statute 1006.22 (1) (a) and 112.061, and Board Policy 7.02 (11) at a total cost of \$1,426.00.

D. Business Services

1. Approval of the Final Budget Amendment to amend the 2008-09 annual District budget.
2. Approval of expenditures estimated at \$11,781 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 costs, and to execute related documents.
3. Approval to award Bid No. B096811JM for office supplies for District Warehouse Operations to be awarded as outlined on the bid tabulation for the period of September 22, 2009 through September 21, 2010, at an estimated annual expenditure of \$275,000 and authorization for the Superintendent to execute all documents.
 4. Approval to award Bid No. B096814JM for rebuilt and remanufactured alternators and starters to be awarded as outlined on the bid tabulation for the period of September 22, 2009 through September 21, 2010, at an estimated annual expenditure of \$98,900 and authorization for the Superintendent to execute all documents.
 5. Approval to award Bid No. B096815JM for HVAC water treatment service, supplies and equipment to be awarded as outlined on the bid tabulation for the period of September 22, 2009 through September 21, 2010, at an estimated annual expenditure of \$25,000 and authorization for the Superintendent.
 6. Approval to award Bid No. B096818JM for wheel seals for Transportation Services to be awarded as outlined on the bid tabulation for the period of September 22, 2009 through September 21, 2010, at an estimated annual expenditure of \$55,000 and authorization for the Superintendent to execute all documents.
 7. Approval to award Bid No. B096790JM for fertilizers, herbicides, insecticides & pesticides to be awarded as outlined on the bid tabulation fro the period of September 22, 2009 through September 21, 2010, at an estimated annual expenditure of \$50,000 and authorization for the Superintendent to execute all documents.
 8. Approval to award Bid No. B096817LO for the replacement of chiller coils at Diplomat Middle School to United Mechanical, Inc. having the lowest response and meeting specifications for a total price of \$46,800.00 and authorization for the Superintendent to execute all necessary documents.
 9. Approval to extend Bid No. B086714JM for electrical supplies to City Electric Supply, Graybar Electric Co., HD Electrical Supply and Wesco International, Inc. for a ninety day period of September 23, 2009 through December 23, 2009 or until a new bid is in place pursuant to the same terms and conditions as previously approved by the Board at an estimated expenditure of \$100,000 and authorization for the Superintendent to execute all documents.
 10. 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 \$75,000 through October 31, 2010 and authorization for the Superintendent to execute all documents.
 11. Approval to piggy-back Duval County Public Schools Bid No. ITB-037-08/LM awarded to Storagecraft for lockers, student wardrobe, varsity and PE at an estimated annual expenditure of \$25,000 through August 31, 2010 and authorization for the Superintendent to execute all documents.
 12. Approval to piggy-back State Contract No. 425-001-06-1 for Office Furniture and Files, through March 1, 2010, at an estimated annual expenditure of \$200,000.00 and authorization for the Superintendent to execute all documents.

13. Approval to piggy-back State of Florida contract No. 445-001-07-1 for the purchase of tools: hand held and power awarded through July 29, 2010 at an estimated expenditure of \$100,000.00 and authorization for the Superintendent to execute all documents.
14. Approval of the purchase requisitions in the total amount of \$214,932.32; and authorization for the issuance of the eight (8) purchase orders as described.
15. Approval to reject Bid No. B096810SW for pressure washing and authorization for the solicitation to be reissued utilizing revised specifications.

E. Human Resources – Dr. Gregory Adkins

1. Approval of the general personnel recommendations including certificated, support and substitute staff, out-of-field appointments, annual reappointments, and corrections to items previously approved by the Board.

F. School Support Services – Mr. William Moore

1. Approval to accept the Certificate of Final Inspection for East Zone Staging School P.E. Building and Pavilion dated October 17, 2008 and final payment in the amount of \$11,449.50 to Wright Construction Group, Inc. and authorization for the Superintendent to execute all necessary documents.
2. Approval of the Easement Agreement to Florida Power & Light Company for an easement ten feet in width to provide utility service to athletic facilities at James Stephens International Academy.
3. Approval of the Interlocal Agreement with the City of Fort Myers for Use of Fort Myers Middle School to allow the City use of a field in exchange for improvements made at their expense.
4. Approval to accept the Certificate of Final Inspection for Transportation Central Fuel Tank and Fueling System Replacement dated June 22, 2009 and final payment in the amount of \$9,161.31 to UST Environmental Services, Inc. and authorization for the Superintendent to execute all necessary documents.

V. Unfinished Business/Tabled Items (None)

VI. Superintendent's Recommendations

A. Good Cause

1. Proposed 2010 Legislative Program – Greater Florida Consortium of School Boards.

Motion by Mrs. Dozier and seconded by Mr. Chilmonik to accept the Superintendent's recommendation that the Board ratify the issues contained in the proposed 2010 Legislative Program of the Greater Florida Consortium of School Boards.

Mr. Chilmonik stated that he would not be supporting the Superintendent's recommendation. He stated that although he agrees with most of the issues in the Program, he has a concern about the "Waiver of Statutes" issue. He added that legislators put statutes in place and he feels that this is an area that needs to be maintained for accountability purposes.

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

B. Annual Financial Report for Fiscal Year 2008-2009.

Motion by Dr. Scricca, seconded by Mr. Teuber, and carried 5-0 to accept the Superintendent's recommendation that the Board approve the Annual Financial Report for The School District of Lee County, Florida, for the fiscal year ended June 30, 2009.

C. Approve Piggy-back of State Contract No. 420-420-07-1 – Educational and Institutional Furniture.

Motion by Mrs. Dozier, seconded by Dr. Scricca, and carried 5-0 to accept the Superintendent's recommendation that the Board approve piggy-backing State Contract No. 420-420-07-1 for Educational and Institutional Furniture and Playground Equipment, through June 30, 2010, at an estimated annual expenditure of \$1,000,000.00; and authorize the Superintendent to execute all necessary documents.

~~**D. Total Project Cost for the Conversion of Michigan Elementary School to the Public Service Academy.** Pulled from the agenda prior to the meeting.~~

VII. Attorney's Recommendations – Mr. Keith Martin (None)

VIII. Public Hearing

A. Tentative Facilities Work Program 2009-2010 through 2028-2029.

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

Dr. Kuckel recessed the Board Meeting and opened the Public Hearing at 6:50 P.M. She asked if anyone would like to address the Board regarding the one item on the agenda for Public Hearing.

There being no requests to address the Board, Dr. Kuckel closed the Public Hearing and reconvened the Board Meeting at 6:51 P.M.

A. Tentative Facilities Work Program 2009-2010 through 2028-2029.

Motion by Dr. Scricca, seconded by Mrs. Dozier, and carried 5-0 to accept the Superintendent's recommendation that the Board approve the Tentative District Facilities Work Program 2009-2010 through 2028-2029.

IX. Other Business

A. Board Members' Comments/Reports

Mr. Chilmonik: read a letter that he had written to President Obama. (A copy of the letter is on file with the official minutes.)

Mrs. Dozier: no comments

Dr. Scricca: no comments

Mr. Teuber: no comments

Dr. Kuckel: requested that the Superintendent remind teachers that the President's speech is available to be used as part of the Character Education curriculum.

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

C. Superintendent's Comments/Reports

Dr. Browder: announced that the School District is the recipient of the Platinum Heart Award from the American Heart Association; stated that Mr. Chilmonik's letter to the

President is filled with inaccurate statements and that he cannot continue to listen to Mr. Chilmonik berate School District employees, especially teachers and principals.

Recess: 6:54 P.M.-6:57 P.M.

Dr. Browder excused himself from the meeting. Dr. Kuckel called a brief recess, after which Dr. Browder did not return to the table.

D. Next Scheduled Meetings of the Board:

- October 6, 2009, 2:30 P.M., School Board Briefing Meeting (*Immediately following a Special Board Meeting, if scheduled)
- October 6, 2009, 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 September 22, 2009, School Board Meeting.

The meeting adjourned at 7:00 P.M.

Jane E. Kuckel, PhD., Board Chair

ATTEST:

James W. Browder, Ed.D., Secretary and District Superintendent

An audio-visual recording of this meeting has been produced to provide a verbatim record of the proceedings and may be viewed on the School District's Website at www.leeschools.net/board/stream/welcome.htm Members of the public wishing to obtain a copy of the recording of this or any meeting of the School Board must make a request through the District's Communications Department at (239) 337-8327.