



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, October 20, 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, October 20, 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.

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

B. Invocation (Dr. Scricca)

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

- Cadet Major Chris Everts, Riverdale High School JROTC
- Major Steve Falck, Army Instructor, JROTC

II. Special Presentations

A. Recognitions

1. ASBO Certificate of Achievement in Financial Reporting (*Mrs. Dozier*)
 - Financial Accounting Department
2. GFOA Certificate of Excellence in Financial Reporting (*Mrs. Dozier*)
 - Financial Accounting Department
3. President of the Florida Association for JROTC Personnel (*Dr. Scricca*)
 - LTC (Retired) Thomas L. Madigan
4. 2009 JROTC Leadership and Academic Bowl (*Dr. Scricca*)
 - Ida S. Baker High School Team: Alicia Duncan, Andres Ochoa, Derek West, and Kevin West

B. Resolutions

- 1. National Red Ribbon Week: October 23-31, 2009 (*Mr. Teuber*)

Motion by Mr. Teuber, seconded by Mr. Chilmonik, and carried 5-0 to adopt the Resolution proclaiming October 23-31, 2009, as National Red Ribbon Week.

RESOLUTION

WHEREAS, alcohol and drug abuse in this nation has reached epidemic proportions; and
WHEREAS, this substance abuse is particularly damaging to our most valuable resource, our children; and

WHEREAS, it is a contributing factor in the three leading causes of death for teenagers: accidents, homicides, and suicides; and

WHEREAS, the National Red Ribbon Campaign offers citizens the opportunity to demonstrate their commitment to drug-free lifestyles (no use of illegal drugs and no illegal use of legal drugs); and

WHEREAS, it is imperative that visible, unified prevention education efforts by community members be launched to eliminate the demand for drugs; and

WHEREAS, it is the goal of the National Red Ribbon Campaign and The School Board of Lee County, Florida, to involve families, schools, businesses, churches, law enforcement agencies and service organizations in all aspects of the Campaign and to establish an atmosphere that supports awareness, education, and on-going initiatives to prevent illegal drug use;

NOW, THEREFORE, BE IT RESOLVED that The School Board of Lee County, Florida, recognizing that “Drug Free is the Key,” does hereby proclaim October 23-31, 2009, as

NATIONAL RED RIBBON WEEK

“Drug Free is the Key”

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

This Twentieth day of October 2009

- 2. Parental Involvement in Education Month: November 2009 (*Mr. Teuber*)

Motion by Mr. Teuber, seconded by Mrs. Dozier, and carried 5-0 to adopt the Resolution proclaiming November 2009 as Parental Involvement in Education Month.

RESOLUTION

WHEREAS, family involvement in a child’s learning is critical to his/her success from preschool through college; and

WHEREAS, family involvement sets the foundation for preparing Lee County students to be life-long learners and meaningful contributors to society; and

WHEREAS, creating an environment where learning takes place not just in a classroom, but as a central part of family life requires that parents play a more active role in their children’s education; and

WHEREAS, research indicates that when families are involved, students achieve more, regardless of socioeconomic status, ethnic or racial background, or the parents’ education level; and

WHEREAS, families who read together and have discussions about school and homework strengthen the cohesiveness of the family and impact student achievement; and

WHEREAS, the strength of the family fosters the positive development of children; and

WHEREAS, Lee County schools and educational leaders are developing resources for parents looking to engage more fully in their children’s education and to strengthen the connection between families and schools;

NOW, THEREFORE, BE IT RESOLVED that The School Board of Lee County, Florida, in collaboration with the Governor and Cabinet of the State of Florida, hereby proclaims the month of November 2009 as

PARENTAL INVOLVEMENT IN EDUCATION MONTH

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

This Twentieth day of October 2009

C. Special Presentations to the Board (None)

D. Staff Presentation to the Board (None)**III. Public Comment**

Speakers and the topics they addressed:

John Traube: proposed resolution to censure

Karen Taylor: special needs student; personnel-related matter

Sheridan Chester: lessons learned

Kim Hawk: taxes and revenue; proposed resolution to censure

Les Cochran: proposed resolution to censure

Mary Conrod: art and music in the schools

Patti Lochner: teamwork

Sue Jacobse: FSBA workshop to foster cooperation

Dr. Kuckel addressed comments made by speakers.

IV. Consent Action Items

Mr. Chilmonik requested that Item IV.E.2., Revisions to and Adoption and Deletion of Job Descriptions Resulting from the Adoption of the FY10 Budget, be pulled from the Consent Agenda for discussion during the Unfinished Business/Tabled Items portion of the agenda.

Motion by Mr. Chilmonik, *seconded* by Dr. Scricca, and *carried 5-0* to approve the Consent Agenda with the exception of Item IV.E.2.

A. Executive Services – Dr. James W. Browder

1. Approval of minutes of School Board Meetings:
 - October 6, 2009, School Board Special Meeting
 - October 6, 2009, School Board Briefing Meeting
 - October 6, 2009, School Board Action Meeting
2. Approval of the Agreement with Cerra Consulting Group, Inc., to provide federal legislative services, for the period October 15, 2009 and ending October 15, 2010, at a cost of \$24,000.00 and, if necessary, payment up to (12) days of service over a maximum of three round trips to Washington, D.C. in order to meet the needs of the School Board and District.

B. Academic Services – Dr. Constance Jones

1. Approval of three 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 renewal agreement with EBSCO to purchase an online reference tool for District-wide use beginning October 1, 2009 to September 30, 2010, not to exceed \$59,325 and authorization for the Superintendent to execute the documents.
3. Approval of the Addendum to the Health Care Affiliation Agreement with The Christian & Missionary Alliance Foundation, Inc., d/b/a Shell Point. There is no cost to the District for this Agreement.

4. Approval of the new Health Education Affiliation Agreement with the Department of Veterans Affairs (VA) Medical Clinic of Fort Myers, FL., effective October 20, 2009. There is no cost to the District for this Agreement.
5. Approval of the Service Agreements for Speech-Language, Occupational Therapy, and Physical Therapy Services with Community Rehab Associates, Inc. at an estimated maximum cost to the District of \$176,000 for the 2009-10 school year.

C. Administrative Services – Mr. Michael McNerney

1. Approval to change the authorized signers on the Internal Fund Account at Fort Myers Middle Academy, with two signatures required on this account, one of which must be administrative; and authorization for the Superintendent to execute related documents.

D. Business Services

1. Approval to remove from the Official Property Records, 1342 items listed on the report titled *Property Records Asset Retirement by Bar Code/Tag Number*.
2. Approval of expenditures estimated at \$29,560 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 of ITN No. N096824SW for pressure washing district-wide to be awarded as outlined on the bid tabulation for the period of October 20, 2009 through October 19, 2010, at an estimated annual expenditure of \$75,000 and authorization for the Superintendent to execute all documents.
4. Approval to piggy-back Broward County Public Schools Bid No. 10-011R for locks, keys and door hardware through September 30, 2014 at an estimated annual expenditure of \$100,000 and authorization for the Superintendent to execute all documents.
5. Approval to piggy-back State Contract No. 515-630-06-1 for lawn equipment through February 16, 2010, at an estimated annual expenditure of \$100,000 and authorization for the Superintendent to execute all documents.
6. Approval to piggy-back State Contract No. 640-002-06-1 for paper: tissues and towels, through July 31, 2010, at an estimated annual expenditure of \$100,000 and authorization for the Superintendent to execute all documents.
7. Approval of the purchase requisitions in the total amount of \$563,810.39; and authorization for the issuance of the twenty-three (23) purchase orders as described.
8. Approval to renew Bid No. B086742JM for brake parts and relined shoes to Total Truck Parts, Inc. and Wallace International Trucks, Inc., for the renewal period through November 17, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$297,000 and authorization for the Superintendent to execute all documents.
9. Approval to renew Bid No. B086688JM for custodial equipment to Alpha Chemical & Janitorial Supplies Inc., The Cleaners Closet, Inc., and Dade Paper & Bag Co. for the renewal period through October 20, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$25,000 and authorization for the Superintendent to execute all documents.

10. Approval to renew Bid No. B086703SW for school bus seat foam for the renewal period through November 2, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$38,500 and authorization for the Superintendent to execute all documents.
11. Approval to renew Bid No. B086704SW for strobe light assemblies and replacement parts for the renewal period through November 2, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$27,500 and authorization for the Superintendent to execute all documents.
12. Approval to renew Bid No. B086726SW for uniforms for public service programs for the renewal period through November 17, 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. B086738SW for fire extinguishers and hood suppression systems inspections, maintenance and repairs for the renewal period through November 17, 2010 pursuant to the same terms and conditions as previously approved by the Board at an estimated annual expenditure of \$135,000 and authorization for the Superintendent to execute all documents.

E. Human Resources – Dr. Gregory Adkins

1. Approval of the general personnel recommendations including administrative, certificated, support and substitute staff, appointments, annual reappointments.
2. Approval of the revisions to and adoption and deletion of job descriptions, as presented, to align and reflect the personnel changes approved with the adoption of the FY10 budget. *Pulled for discussion during the Unfinished Business/Tabled Items portion of the agenda.*

F. School Support Services – Mr. William Moore

1. Approval to accept the License Agreement from the City of Fort Myers for the Support Services Annex.
2. Approval to accept the Change Order One to Schedule E with FPL Services, LLC for substitution of facilities within Phase II of the Energy Performance Contracting Program.

V. Unfinished Business/Tabled Items

IV.E.2. Revisions to and Adoption and Deletion of Job Descriptions Resulting from the Adoption of the FY10 Budget

Motion by Mr. Teuber and seconded by Mr. Chilmonik to accept the Superintendent's recommendation that the Board approve the revisions to and adoption and deletion of job descriptions, as presented, to align and reflect the personnel changes approved with the adoption of the FY10 budget.

Motion to amend the Superintendent's recommendation by Mr. Chilmonik and seconded by Mr. Teuber to accept the Superintendent's recommendation with the exception of the deletion of the position of Auditor to the School Board.

During discussion, Dr. Browder pointed out that even if the position is not funded, by virtue of it remaining in place, it would count as an administrative position and would be reflected in the

State’s accounting of administrative costs and the number of administrative positions for the School District. He added that the job description would remain in Human Resources, enabling the position to be reinstated at any time.

Motion to amend failed 1-4, with Dr. Kuckel, Mr. Teuber, Mrs. Dozier, and Dr. Scricca casting the votes in opposition to the Motion.

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

VI. Superintendent's Recommendations

A. Good Cause (None)

B. Proposed High School Graduation Schedule for the 2009-2010 School Year.

Motion by Mr. Teuber, seconded by Mrs. Dozier, and carried 5-0 to accept the Superintendent’s recommendation that the Board approve the proposed high school graduation schedule for the 2009-2010 school year.

Date	High School	Location	Time
June 3, 2010 Thursday	Adult Education	Fort Myers High School Auditorium	7:00 P.M.
June 5, 2010 Saturday	Buckingham School	Buckingham School	1:00 P.M.
June 12, 2010 Saturday	Dunbar High	Harborside	2:00 P.M.
	Estero High	Germain Arena	2:00 P.M.
	Lehigh Senior High	Civic Center	2:00 P.M.
	Island Coast High	Island Coast H.S. Auditorium	2:00 P.M.
	Cape Coral High	Harborside	7:00 P.M.
	South Fort Myers High	Germain Arena	7:00 P.M.
June 13, 2010 Sunday	Fort Myers High	Civic Center	7:00 P.M.
	East Lee County High	Harborside	2:00 P.M.
	North Fort Myers High	Germain Arena	2:00 P.M.
	Riverdale High	Civic Center	2:00 P.M.
	Mariner High	Harborside	7:00 P.M.
	Cypress Lake High	Germain Arena	7:00 P.M.
	Ida S. Baker High	Civic Center	7:00 P.M.

This information will be posted to the School District’s website and shared with high school principals for publication in their school newsletters.

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

VIII. Public Hearing

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

- A. Contract for Charter School Status with Pivot Education, Inc.**
- B. Contract for Charter School with The Learning Place Academy Charter School Inc.**
- C. Contract for Charter School with Edison State College.**
- D. Contract for Charter School Status with Lee Charter School of Excellence, Inc.**

Dr. Kuckel recessed the Board Meeting and opened the Public Hearing at 7:10 P.M. She asked if anyone would like to address the Board regarding the four items on the agenda for Public Hearing.

John Traube addressed the reason and need for charter schools.

There being no further requests to address the Board, Dr. Kuckel closed the Public Hearing and reconvened the Board Meeting at 7:13 P.M.

A. Contract for Charter School Status with Pivot Education, Inc.

(Dr. Browder noted at the afternoon's Briefing Meeting that the Pivot Charter School would serve students in grades 6-12, not 6-8 as indicated in his recommendation.)

***Motion** by Mrs. Dozier, **seconded** by Dr. Scricca, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the contract with Pivot Education, Inc. for a 6-12 school to be called Pivot Charter School. Approval authorizes the Superintendent to execute related documents.*

B. Contract for Charter School with The Learning Place Academy Charter School Inc.

***Motion** by Dr. Scricca, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the contract for charter school status with The Learning Place Academy Charter School Inc. for a K-8 school to be called The Learning Place Academy. Approval authorizes the Superintendent to execute related documents.*

C. Contract for Charter School with Edison State College.

***Motion** by Mrs. Dozier and **seconded** by Mr. Teuber to accept the Superintendent's recommendation that the Board approve the contract with Edison State College for a high school to be called Edison Collegiate High School. Approval authorizes the Superintendent to execute related documents.*

Mr. Chilmonik recused himself from voting, as he is employed part-time by Edison State College.

Motion carried 4-0.

D. Contract for Charter School Status with Lee Charter School of Excellence, Inc.

***Motion** by Dr. Scricca, **seconded** by Mr. Teuber, and **carried 5-0** to accept the Superintendent's recommendation that the Board approve the contract for charter school status with Lee Charter School of Excellence, Inc. for a K-8 school to be called Lee Charter School of Excellence. Approval authorizes the Superintendent to execute related documents.*

IX. Other Business

A. Board Members' Comments/Reports

Mr. Chilmonik: thanked speakers for their comments and support; acknowledged that he has been very vocal regarding the need for a Board Auditor.

***Motion** by Mr. Chilmonik and **seconded** by Dr. Scricca to reinstate the job description for the position of Auditor to the School Board, to direct the Superintendent to bring forward a recommendation for a budget amendment to reestablish funding for the position of Internal Auditor to the School Board, and to begin the selection process to fill the position of Internal Auditor to the School Board.*

Although the Board Members agreed that this is a worthwhile position, it was expressed that the timing is not right to expend funds to hire someone. It was noted that an agreement exists with Mr. Charlie Green, Lee County Clerk of Courts, to serve as an independent

auditor when needed and that audits are conducted by internal staff, private firms and the state on a regular basis.

Motion failed 1-4, with Dr. Kuckel, Mr. Teuber, Mrs. Dozier, and Dr. Scricca casting the votes in opposition to the Motion.

Mr. Chilmonik: requested that possible areas for audit review be discussed at the upcoming Board Organizational Planning Meeting; thanked Dr. Browder for commemorating the service of Mr. Carl Snipes with a plaque that will be displayed in the Community Training Room and requested that a recognition be scheduled for an upcoming Board Meeting when Mr. Snipes' family can attend; stated that he has requested information regarding the timeliness of responses to media inquiries, processes for dealing with crime scenes in the vicinity of District schools, and transportation issues.

Mrs. Dozier: thanked community members for their input regarding the proposed resolution for censure; stated that rather than moving in that direction, she was making a public request that everyone follow procedures and processes that are in place; clarified an article on ESOL certification for teachers; stated that elementary art/music programs are not mandated by the State and urged individuals to contact legislators to mandate and fund those programs.

Dr. Scricca: stated that it was a very difficult decision to reduce elementary art/music programs; announced that even with these cuts, art and poetry entries for the annual Pride & Patriotism Celebration have far exceeded the past 6 years.

Mr. Teuber: referred to the earlier recognition of the Financial Accounting Department and thanked Ms. Greta Campbell and her staff for their continued excellence.

Dr. Kuckel: stated that education is the future and that she wants to refocus the Board in this area.

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

C. Superintendent's Comments/Reports

Dr. Browder: stated that he the opportunity to welcome a regional school foundation group and listen to their discussion on a number of issues including class size, graduation rates, and industry certifications; announced that Jennifer Novelo, an Estero High School Health Academy student, is his hero for saving the life of an infant by performing CPR; expressed appreciation for the District's teachers and administrators.

D. Next Scheduled Meetings of the Board:

- November 3, 2009, 2:30 P.M., School Board Briefing Meeting (**Immediately following a Special Board Meeting, if scheduled*)
- November 3, 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 October 20, 2009, School Board Meeting.

The meeting adjourned at 7:50 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.