

05 26 09 School Board Meeting

Call Meeting to Order

Acceptance of Agenda

1. [Accept Agenda of May 26, 2009 School Board Meeting as Revised](#)

Attachment: [January Statement Summary.pdf](#)

Attachment: [Websense B A #2.pdf](#)

Attachment: [Websense Agreement.pdf](#)

Motions:

Motion to accept the agenda for the May 26, 2009  
School Board Agenda. - PASS

Vote Results

Motion: Kay Fields

Second: Hazel Sellers

Lori Cunningham - Aye

Tim Harris - Aye

Margaret Lofton - Aye

Dick Mullenax - Aye

Hazel Sellers - Aye

Frank O'Reilly - Aye

Kay Fields - Aye

Invocation

2. [Margaret Lofton, School Board Member District 6](#)

#### Pledge of Allegiance

3. [Kurt McDonald, Purcell Elementary](#)

#### Special Recognitions

4. [2008-09 Volunteers of the Year](#)
5. [Haines City High School's Gates Millennium Scholarship Winner](#)
6. [Winter Haven High School's Gates Millennium Scholarship Winner](#)
7. [Kathleen High School's \\$128,000 Scholarship to the University of Miami](#)
8. [Video Awards Sponsor](#)

#### Public Comments on Agenda Items

9. [Speakers](#)

#### Minutes:

##### Item C39 - Construction Manager-at-Risk Master Plan Ranking

Frank Kendricks - President of Minority Contractors Association

Don Brown - concerned on the lack of minority participation in the process.

Sheryl McKinley - QB Construction - because they could not meet the bonding requirement, they went out of the county to partner with a company, the largest school building firm within the State, and they still did not get selected.

Earley McKinley, III - QB Construction - feels the short listing and ranking should be audio and video recorded.

HB Holmes - concerned on the lack of minority participation in the process.

Pastor Picket - Spoke in support of QB Construction and their attempts to work with the district.

Mrs. Fields commented that not knowing when the FBI investigation will come to fruition, the item cannot be tabled. The process was delayed for a time for revision, however there is a timing issue. The projects are funded through sales tax bonds that have a penalty if the projects are not complete by a certain date.

Don Wilson stated that the district cannot deny a specific vendor the right to place a bid due to an on-going investigation- the district would be open to legal battle.

Fred Murphy, Acting Assistant Superintendent of Facilities and Operations, stated that sales tax bonds funded the proposed projects and there are completion dates as early as November 1, 2010. Thirty-two companies applied for 4 projects.

Mrs. Sellers stated that the policy will be reviewed and changed where necessary.

Mr. Harris announced that the policy will be discussed at the second work session in June.

Mark Grey, Assistant Superintendent of Business Services, reported that the funds were borrowed in November, 2007 with a requirement that the funds be expended with 36 months.

#### Approval of Minutes

10. [C-10 Approve Minutes of the May 5, 2009 Special School Board Meeting](#)

Attachment: [05 05 09 Special School Board Meeting.pdf](#)

Motions:

Motion to approve the minutes of the May 5, 2009 Special School Board Meeting. - PASS

Vote Results

Motion: Kay Fields

Second: Hazel Sellers

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Margaret Lofton - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

11. [C-11 Approve Minutes of the May 12, 2009 School Board Meeting](#)

Attachment: [05 12 09 School Board Minutes.pdf](#)

Motions:	
Motion to approve the minutes of the May 12, 2009 School Board Meeting.	- PASS
Vote Results	
Motion: Kay Fields	
Second: Hazel Sellers	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Margaret Lofton	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye

Approval of Consent Agenda

12. [C-12 Approve Consent Agenda](#)

Motions:	
Motion to approve the Consent Agenda of the May 26, 2009 School Board Meeting.	- PASS
Vote Results	
Motion: Lori Cunningham	
Second: Hazel Sellers	
Lori Cunningham	- Aye
Kay Fields	- Nay
Tim Harris	- Aye
Margaret Lofton	- Aye

Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye

Motion Minutes:

Mrs. Fields commented that morally she could not support Item C-39, Construction Manager-at-Risk Plan Ranking: Projects C-00273, Winter Haven Senior; C-00272, Auburndale Senior; and C-00274, Kathleen Senior; and C-00246, Boone Middle School. Even though the District has improved the selection process, she would prefer tabling the vote until after the FBI investigation is complete. She understood that it is not in the best interest to table the item due to bonding obligations.

Don Wilson, Attorney with Boswell and Dunlap, reported there is also a legal issue of denying a vendor the right to bid on a project when no charges have been filed debarring them from the process.

New Administrator Announcements

13. [New Administrators](#)

Attachment: [Brigham Academy AP - I Bennett.pdf](#)

Consent

Business Services General Items

14. [C-13 Bid Recommendations for May 26, 2009 Board Meeting](#)

Attachment: [Bid Rec 5-26-09.pdf](#)

15. [C-14 January 2009 Monthly Financial Statements](#)

Attachment: [January Statement Summary.pdf](#)

Attachment: [Jan 2009 Monthly Financials.pdf](#)

16. [C-15 February 2009 Monthly Financial Statements](#)

Attachment: [Feb 2009 Monthly Financials.pdf](#)

17. [C-16 June 30, 2008 Financial Audit Report](#)

Attachment: [0902-1026559 PCSB 2008 Audit Results Final 5-5-09.pdf](#)

Attachment: [0903-1044131 Polk County School complete book Final 5-6-09.pdf](#)

18. [C-17 Authorization for Superintendent to Approve Documents](#)
19. [C-18 Donation of Drawing Tables to Polk Museum of Art from Harrison's Visual Arts Department](#)
20. [C-19 Request permission to donate Portable #99-004 to the Polk County Sheriff's Office](#)

#### Business Services Budget Revisions

21. [C-20 Resolutions to Amend District School Budget - April 2009](#)

Attachment: [Summary 5-26-2009.pdf](#)

#### Business Services Contracts

22. [C-21 Contract Renewal, Polk Virtual School, 2009-2010 School Year, \\$100,000](#)

Attachment: [School Board Summary \(2\).pdf](#)

Attachment: [Franchise Contract 2009 2010 for Polk.pdf](#)

Attachment: [BUDGET IMPACT ANALYSIS 09-10 \(2\).pdf](#)

23. [C-22 2nd Addendum, Learning Resource Center of Polk County, Inc., \\$20,000.00](#)

Attachment: [LRC Tutoring contract 0809 addendum \(2\).pdf](#)

Attachment: [LRC tutoring sow 08-09 addendum 2.pdf](#)

Attachment: [Budget Impact LRC 08 09 addendum 2.pdf](#)

24. [C-23 Websense Software](#)

Attachment: [Websense Agreement.pdf](#)

Attachment: [Websense B A #2.pdf](#)

25. [C-24 Learning Resource Center--PASBOC--\\$33,120](#)

Attachment: [CSA LRC 0509 PASBOC.pdf](#)

Attachment: [3-Site Proposal Final Final--05-06-09.pdf](#)

Attachment: [Budget Impact PASBOC LRC 0509.pdf](#)

#### Business Services Donations - CASH

26. [C-25 \\$1,000 Donation from the Wal-Mart Foundation, Inc. to Alta Vista Elementary](#)
27. [C-26 Non-Cash Donation \(books\) from Opta Comp, Inc. to Alta Vista Elementary](#)
28. [C-27 \\$1,150 Donation from Richard McKenzie & Sons to Frostproof Elementary](#)
29. [C-28 Non-Cash Donation \(books\) from the Second and Seven Foundation to Denison Middle School](#)

30. [C-29 \\$700 Donation from Fort Meade FFA Alumni to Fort Meade Middle Senior High](#)
31. [C-30 \\$1,500 Donation from the Wal-Mart Foundation, Inc. to Roosevelt Academy](#)
32. [C-31 Non-Cash Donation from Rodda Construction, Inc. to Dr. N.E. Roberts Elementary](#)  
Attachment: [SKMBT\\_42009051021560.pdf](#)
33. [C-32 \\$2,342.75 Donation from the Medulla Elementary PTA to Medulla Elementary](#)
34. [C-33 \\$1,500 Donation to Medulla Elementary from the Polk County Chiropractic Society](#)
35. [C-34 \\$750.00 Donation from the FSU Foundation, Inc. to Garner Elementary School](#)

Business Services Purchasing Items for Learning Division

36. [C-35 Scientific Learning Corporation-- Elementary ESE 5 Pilot Sites--\\$561,500](#)  
Attachment: [111439 Polk Co SD FL 5 Sites 04-24-2009 PAO.pdf](#)  
Attachment: [Scientific Learning-Sole Source Letter.pdf](#)
37. [C-36 Purchase of Instructional and Parental Involvement Materials for ELLs and their Parents - \\$226,438.40](#)  
Attachment: [Budget Impact Analysis for Order of ESOL Materials May 2009.pdf](#)  
Attachment: [ESOL Materials Order May 2009.pdf](#)  
Attachment: [ESOL.pdf](#)

Facilities & Operations General Items – Architectural Services

38. [C-37 Consultant List for Small Projects](#)  
Attachment: [CONSULTANT LIST.pdf](#)

Facilities & Operations General Items – Construction Services

39. [C-38 Project #C-00148-Lawton Chiles Middle Academy-Music Suite & 6 Classroom Addition & Sitework](#)
40. [C-39 Construction Manager-at-Risk Master Plan Ranking-Project #C-00273-Winter Haven Senior/#C-00272-Auburndale Senior/#C-00274-Kathleen Senior/#C-00246-Boone Middle](#)  
Attachment: [mpranking.pdf](#)

41. [C-40 Project #C-00263-Lake Gibson Middle-Fire Sprinkle School](#)

Facilities & Operations General Items - Planning and Concurrency

42. [C-41 Interlocal Agreement for Loughman Oaks Elementary](#)

Attachment: [Loughman Oaks Elementary School Use Agreement Final.pdf](#)

43. [C-42 Five Year Educational Plant Survey](#)

Attachment: [Five Year Educational Plant Survey Report 2009.pdf](#)

Facilities & Operations Contract Changes – Construction Services

44. [C-43 Project #C-00240/#C-00244-Ridge Career Center-Covered Pavilion with Restrooms/Fire Fighting Facility](#)

Attachment: [turnerltr.pdf](#)

45. [C-44 Project #C-00152-Tenoroc High School-New High School "BBB"](#)

Attachment: [c152pb200.pdf](#)

46. [C-45 Project #C-00241-Haines City Senior-Freshman Academy](#)

Attachment: [c241co4.pdf](#)

Facilities & Operations Maintenance Project Requests

47. [C-46 Project #R-01276 - Ridge Career Center - Replace Door Knobs](#)

48. [C-47 Project #R-01277 - Frostproof Middle/Senior - Replace Boiler](#)

49. [C-48 Project #P-01218 - Support Services/Lake Wales Bus Garage - Install Fence](#)

Human Resource Services Recommendations

50. [C-49 Recommendations for Instructional Personnel Actions](#)

Attachment: [Instructional Agenda 5-26-09.pdf](#)

Minutes:

\*\*Approved Personnel Recommendations

are recorded in

Supplemental Book 70 A 08,

Pages 456-480.\*\*

51. [C-50 Recommendations for Non-Instructional Personnel Actions](#)

Attachment: [Non-Instructional Agenda 05-26-09.pdf](#)  
Attachment: Non-Instructional Term Suppt 5-26-09.pdf (Confidential Item)

Minutes:

\*\*Approved Personnel Recommendations

are recorded in

Supplemental Book 70 A 08,

Pages 456-480.\*\*

52. [C-51 Recommendations for Temporary Duty Assignments](#)

Attachment: [TDA 5-26-09.pdf](#)

Minutes:

\*\*Approved Personnel Recommendations

are recorded in

Supplemental Book 70 A 08,

Pages 456-480.\*\*

School Based Operations General Items

53. [C-52 Carl Perkins DJJ - Avon Park Youth Development Center Grant Application 09](#)

Attachment: [Perkins DJJ - Avon Park BS BIA 09.pdf](#)

Support Services General Items

54. [C-53 Readiness & Emergency Management Grant Application 09](#)

Attachment: [REMS BS & BIA 09.pdf](#)

Attachment: [SalaryScaleBoardApproved06102008.pdf](#)

Attachment: [Senior Coordinator - Safe Schools - Job Description.pdf](#)

Attachment: [Support Services Org Chart.pdf](#)

Support Services Field Trip Requests

55. [C-54 Out of State Field Trip](#)

Attachment: [field trip form-agenda 05.26.09.pdf](#)

Regular

Administration - School Board

56. [R-55 Nominees for the Sales Tax Oversight Committee](#)

Attachment: [Tim Jackson Bio 5-09.pdf](#)

Attachment: [Alice Hunt Bio 5-09.pdf](#)

Motions:

It is recommended that these two nominations be approved. - PASS

Vote Results

Motion: Hazel Sellers

Second: Margaret Lofton

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Margaret Lofton - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

57. [R-56 FSBA Board of Directors](#)

Attachment: [FSBA Bylaws Article VI 4-09.pdf](#)

Motions:

Motion to appoint Hazel Sellers as the District 7 Director on the FSBA Board of Directors and Tim Harris as the Alternate Director for a term of two (2) years beginning in July 2009. - PASS

Vote Results

Motion: Margaret Lofton

Second: Lori Cunningham

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Margaret Lofton	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye

Business Services General Items

58. [R-57 Termination of Swaption Agreement](#)

Motions:	
Motion to approve the termination of swaption agreement entered into with Citibank, N.A. with a trade date of October 5, 2005, related to the Certificates of Participation (School Board of Polk County, Florida Master Lease Program), Series 1999A (the "Series 1999A Certificates") and not currently issuing variable rate demand Certificates of Participation to refund the Series 1999A Certificates.	- PASS
Vote Results	
Motion: Dick Mullenax	
Second: Lori Cunningham	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Margaret Lofton	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Not Present

Public Hearing

Superintendent's Report

59. [Superintendent's Report](#)

Minutes:

Dr. McKinzie provided words of encouragement for graduating seniors and thanked staff and parents for their support throughout the year.

As a cost savings measure, the district will be utilizing the 4 10-hour work days beginning Monday, June 8th and ending Friday, August 14th. The only exception will be week of June 29th which is the 4th of July week and the District will work 4 8-days that week and observe the holiday of Friday, July 3rd.

The next work session will be held at 8:30 AM June 9, 2009 in the Superintendent's Conference Room followed by the regular School Board Meeting at 1:30 PM in the auditorium located at 1915 S. Floral Avenue, Bartow.

Attorney's Report

Auditor's Report

Board Members' Report

60. [Frank O'Reilly, School Board Member District 1](#)

Minutes: No report.

61. [Lori Cunningham, School Board Member District 2](#)

Minutes: No report.

62. [Hazel Sellers, School Board Member District 3](#)

Minutes: No report.

63. [Dick Mullenax, School Board Member District 4](#)

Minutes: No report.

64. [Kay Fields, School Board Member District 5](#)

Minutes: Congratulated Corey Joyner for receiving a full scholarship to the University of Miami.

65. [Margaret Lofton, School Board Member District 6](#)

Minutes: No report.

66. [Tim Harris, School Board Member District 7](#)

Minutes: Congratulated JoAnne Hartley, East Area Adult ITV Teacher, for receiving a grant from Bright House Networks that will provide 500 free air time spots to promote the school.

#### Public Comments Addressing Items Not on Agenda

67. [Speakers](#)

Minutes:

David Hand, parent - lack of education provided at Ben Hill Griffin Elementary. He would like his child to attend the Chain of Lakes Elementary or Garden Grove Elementary.

Marianne Capozziello - President of Polk Education Association, spoke on the proposed Health Insurance Benefits with cost of benefits so high staff will not access them. Dr. McKinzie announced that a Frequently Asked Questions document will be released soon to provide employees information on the proposed health plan.

Tony Blair - President of AFSCME, suggested a GAP Insurance be offered to help subsidize the out-of-pocket expenses with the higher cost of the health insurance. The 13 plans that have been reviewed are from the same company. He has a grave concern with the plan and the effect it will have on the chronic illness of our employees.

Mark Grey, Assistant Superintendent of Business Services, reported that health care is a national problem. It is the most expensive benefit offered to employees.

#### Adjournment

Meeting adjourned at 7:34 PM. Minutes were approved and attested this 9th day of June, 2009.

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Frank J. O'Reilly, Chairman

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Gail F. McKinzie, Ph. D., Superintendent