



09 27 2011 School Board Meeting

For ADA assistance, contact the Office of Equity and Compliance, 534-0781, at least 3 business days before the meeting.

A voluntary invocation may be offered before the opening of the School Board meeting by a private citizen. The views or beliefs expressed in the invocation have not been reviewed nor approved by the School Board, and the Board is not allowed, by law, to endorse the religious beliefs or views of this, or any other speaker.

Call Meeting to Order

Acceptance of Agenda

1. [C-1 Accept the Agenda of September 27, 2011 School Board Meeting as Revised](#)

Motions:

Motion to accept the agenda of the September 27, 2011 School Board Meeting as revised. - PASS

Vote Results

Motion: Frank O'Reilly

Second: Lori Cunningham

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

Debra Wright - Aye

Pledge of Allegiance

2. [Katy Locke, Bartow Middle](#)

Special Recognitions

3. [C-3 National Hispanic Heritage Month Proclamation](#)

Attachment: [2011 National Hispanic Heritage Month.pdf](#)

Motions:

Motion to proclaim September 15, 2011 -
October 15, 2011 as National Hispanic Heritage Month. - PASS

Vote Results

Motion: Lori Cunningham

Second: Hazel Sellers

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

Debra Wright - Aye

4. [C-4 Check Presentation by Verizon Foundation](#)

5. [C-5 Disability History and Awareness Proclamation](#)

Attachment: [2011 National Disability History and Awareness.pdf](#)

Motions:

Motion to proclaim October 1- 15, 2011 as
Disability History and Awareness Weeks. - PASS

Vote Results

Motion: Hazel Sellers	
Second: Lori Cunningham	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

Public Comments on Agenda Items

6. [SPEAKERS](#)

Minutes:

Marianne Capozziello, President of Polk Education Association, commented on the 2011-2012 Legislative Platform and the successful collaborative efforts on the PEA Impasse Settlement Agreement.

Approval of Minutes

7. [C-7 Minutes of the September 6, 2011 Work Session](#)

Attachment: [09 06 11 Work Session Minutes.pdf](#)

Motions:	
Motion to approve the minutes of the September 6, 2011 Work Session.	- PASS
Vote Results	
Motion: Hazel Sellers	
Second: Tim Harris	
Lori Cunningham	- Aye
Kay Fields	- Aye

Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

8. [C-8 Minutes of the September 6, 2011 School Board Meeting](#)

Attachment: [09 06 11 School Board Minutes.pdf](#)

Motions:	
Motion to approve the minutes of the September 6, 2011 School Board Meeting.	- PASS
Vote Results	
Motion: Dick Mullenax	
Second: Hazel Sellers	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

Approval of Consent Agenda

9. [C-9 Consent Agenda](#)

Motions:	
Motion to approve the Consent Agenda.	- PASS
Vote Results	
Motion: Lori Cunningham	

Second: Hazel Sellers

Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

New Administrator Announcements

10. [C-10 New Administrators](#)

Attachment: [Boone Middle Principal - M Browning Rev 9-8-11.pdf](#)

Consent

Business Services General Items

11. [C-12 Bid Recommendations for September 27, 2011 Board Meeting](#)

Attachment: [Bid Rec 9-27-11.pdf](#)

Business Services Budget Revisions

12. [C-13 Budget Revision - Maintenance Services](#)

13. [C-14 Budget Revision - K12 Curriculum & Instruction](#)

Business Services Grant Applications with Positions

14. [C-15 Head Start Continuation Grant Application 2012](#)

Attachment: [BUDGET IMPACT ANALYSIS 2012 Head Start reapplication.pdf](#)

Attachment: [Head Start Summary 9-27-11.pdf](#)

Attachment: [HS PCSB Cont Bud NARRATIVE 2012.pdf](#)

Business Services Contracts

15. [C-18 2012 Commissioner's Academic Challenge at Disney](#)

Attachment: [2012 CAC SCHOOL BD SUMMARY for eAgenda submission.pdf](#)

Attachment: [BUDGET IMPACT ANALYSIS 2011-12 ACADTOURNEY.pdf](#)
Attachment: [FL Dept of Ed 27th Commissioners Academic Challenge 4-12 @ 1C v5.pdf](#)

16. [C-19 Penn Foster Virtual High School Agreement for Ridge Career Center/Davenport School](#)

Attachment: [BUDGET IMPACT ANALYSIS 2011-12.pdf](#)
Attachment: [Penn Foster Contract.pdf](#)
Attachment: [Davenport School.pdf](#)

Business Services Donations - CASH

17. [C-20 \\$1,000 from Tina P. Johnson to Lake Gibson High School](#)
18. [C-21 \\$500 from the Wal-Mart Foundation, Inc. to Fort Meade Middle/Senior High](#)
19. [C-22 \\$4,000 from the Pepsi Bottling Group, Inc. to Auburndale High School](#)
20. [C-23 \\$4,000 from the Pepsi Bottling Group, Inc. to Lake Region High School](#)
21. [C-24 \\$2,000 from Northern Star Generation Services to Floral Avenue Elementary](#)
22. [C-25 \\$5,000 from Polk State College to Workfore Education](#)
23. [C-26 \\$1,000 from the Wal-Mart Foundation, Inc. to Padgett Elementary](#)
24. [C-27 \\$1,500 from The Hampton's Educational Foundation to Auburndale High School](#)
25. [C-28 \\$1,000 from The Hampton's Educational Foundation to Auburndale High School](#)

Business Services Donations - NON CASH

26. [C-29 Book Donation from Target to Padgett Elementary](#)

Business Services Donations - NON CASH (Technology Related)

27. [C-30 Phonac MyLink FM System from First Aviation Sertoma to Southwest Middle School](#)

Attachment: [Donation Phonac System from 1st Aviation Sertoma.pdf](#)

28. [C-31 Online K-12 Research Information from netTrekker.com](#)

Attachment: [NetTrekker.pdf](#)

Business Services Purchasing Items for Learning Division

29. [C-32 Renew Online Subscription from Renaissance Learning, Inc.](#)

- Attachment: [SR Sole Source.pdf](#)
- Attachment: [AR Sole Source 2012.pdf](#)
- Attachment: [AR Funding Sources 2011b\(1\).pdf](#)
- Attachment: [BUDGET IMPACT ANALYSIS 2011-12.pdf](#)
- Attachment: [Renaissance Learning AR STAR w schools Q787301.pdf](#)

30. [C-33 SAT10 Testing Materials for Pearson, Inc.](#)

- Attachment: [Sole Source SAT 10 Polk County2011.pdf](#)
- Attachment: [SAT10_order_1112.pdf](#)
- Attachment: [BUDGET IMPACT ANALYSIS SAT10 for 11 12.pdf](#)

Business Services Purchasing Items for Learning Support

31. [C-34 English Language Learners Material from Santillana USA](#)

- Attachment: [Instuctional Materials for ELLs with Sole Source Letters.pdf](#)

32. [C-35 Renewal of Licensing for Excent IEP System from Excent Corp/Global Education Technologies](#)

- Attachment: [BUDGET IMPACT ANALYSIS 2011-2012.pdf](#)
- Attachment: [Polk invoice 11165.pdf](#)
- Attachment: [Sole Source - Polk.pdf](#)

Facilities & Operations General Items – Construction Services

33. [C-36 2nd Extension for 2010/2011-Engineering & Testing Firms](#)

- Attachment: [qatshortlist20102011.pdf](#)

Facilities & Operations General Items - Planning and Concurrency

34. [C-37 Loughman Oaks Replace Chiller and Windows](#)

- Attachment: [Spot Survey 3.12 - Loughman Oaks.pdf](#)

Facilities & Operations Contract Changes – Construction Services

35. [C-38 Project #C-00279-Lakeland Highlands Middle-Fire Protection System in Building 1](#)

- Attachment: [c279c0.pdf](#)

Facilities & Operations - Project Requests

36. [C-39 Project #P01309 - Bartow Middle - Reroof Building 1](#)

37. [C-40 Project #P-01308 - Snively Elementary - Replace Roof on Building 3](#)

38. [C-41 Project #P-01307 - Rochelle School of the Arts - Replace Roof on Gym](#)

Human Resource Services Recommendations

39. [C-42 Recommendations for Administrative and Instructional Personnel Actions](#)

Attachment: [Administrative and Instructional Recommendations Agenda 9-27-11.pdf](#)

Minutes:

***Approved Personnel Recommendations
are recorded in
Supplemental Minutes Book 73-A-11,
Pages 76 - 104.***

40. [C-43 Recommendations for Non-Instructional Personnel Actions](#)

Attachment: [Non-Instructional Recommendations Agenda 9-27-11.pdf](#)

Attachment: Non-Instructional Recommendations Agenda Term Suppt 9-27-11.pdf (Confidential Item)

Minutes:

***Approved Personnel Recommendations
are recorded in
Supplemental Minutes Book 73-A-11,
Pages 76 - 104.***

41. [C-44 Recommendations for Temporary Duty Assignments](#)

Attachment: [9-27-11 TDA.pdf](#)

Minutes:

***Approved Personnel Recommendations
are recorded in
Supplemental Minutes Book 73-A-11,

Support Services General Items

42. [C-45 New Bus Purchase for 2011-12](#)

Attachment: [Bus Purchase 2011.12.pdf](#)

Support Services Field Trip Requests

43. [C-46 Out of State Field Trips](#)

Attachment: [field trip form-agenda 9.27.11.pdf](#)

Regular

Administration General Items

44. [R-47 2012 PCSB Legislative Platform](#)

Attachment: [2012 PCSB Leg Platform Draft for Bd Meeting Approval.pdf](#)

Motions:

Motion to approve the 2011-2012 Legislative Platform. - PASS

Vote Results

Motion: Hazel Sellers

Second: Tim Harris

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

Debra Wright - Aye

Administration - Office of School Choice

45. [R-48 Superintendent's Recommendation on Renaissance Charter School](#)

Attachment: [Renaissance Charter School at Polk Recommendation 9.14.11.pdf](#)

Minutes:

Motions:

Motion to uphold Superintendent's Recommendation to deny the Renaissance Charter application. - PASS

Vote Results

Motion: Tim Harris

Second: Dick Mullenax

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

Debra Wright - Aye

Motion Minutes:

Carolyn Bridges, Senior Director of the Office of Magnet, Choice and Charter, reported that the application was submitted as a replication of a High Performing charter school which created a time certain deadline. The application is for a K-8 charter school replicating a Miami Dade high performing Grade 6-8 Charter School. Other differences are the number of students: 1400 for Polk County vs 200+ in Miami Dade.

The law says that it must be a substantial replication of the educational program. Staff does not feel that the replication filing is appropriate based on the grade configuration and the school size differences. If the Board denies the application, the applicant may appeal through the traditional Charter Appeals Commission and State Board of Education or, as a high performing charter replication application, they have the option to file directly to the State Board of Education for a ruling bypassing any input from the district.

John Murphy, School Board Legal Representative from Boswell and Dunlap, requested that if the Board denies the application, permission be given to file a Declaratory Judgment or Writ of Prohibition directly with the Circuit Court rather than allowing the matter to go for an appeal directly to the the State Board of Education. This would allow the School Board to determine the forum to resolve the issues and allows a more balanced and better opportunity for this area of the law to be determined.

He noted that Seminole County is also proposing to do a similar action with the replication application before them.

Mr. Murphy clarified that any legal filings would be after an appeal, if any, filed by the charter applicant.

Mrs. Sellers stated a major concern for her was the lack of transportation funding for the students of Polk County. Also, social and economic diversity was not apparent in the application.

Tim Harris asked for clarification on the Charter Review Committee's recommendation. Mrs. Bridges reported it was a 13-1 vote for denial. Mr. Harris asked if a needs assessment had determined a need for the school. Mrs. Fields also had the same concern. Mrs. Bridges reported that a Needs Assessment was not apparent in the application.

Mr. Mullenax voiced concerns on the differences between the replicating charter school in Miami Dade and the application for Polk County.

Motions:

Motion to authorize notifying the charter applicant of the denial and requesting that any appeal be filed through the local Circuit Court system. - PASS

Vote Results

Motion: Tim Harris

Second: Dick Mullenax

Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

Motion Minutes:

Mr. Kellerton, a representative of the Renaissance Charter School Board, reported that Lake County approved their replication application and he read a

statement of the Charter School Board's intent to appeal Polk County's denial.

Business Services General Items

46. [C-11 Transfer of Federal Title I Assets to Lake Wales Charter Schools as LEA](#)

Attachment: [Letter & Attachments LWCS TT1 Trsf 090811.pdf](#)

Motions:

Motion to approve the transfer of the listed federally purchased Title I assets located on the campuses of Polk Avenue Elementary, Hillcrest Elementary, and Janie Howard Wilson Elementary to Lake Wales Charter Schools. - PASS

Vote Results

Motion: Lori Cunningham

Second: Hazel Sellers

Lori Cunningham - Aye

Kay Fields - Aye

Tim Harris - Aye

Dick Mullenax - Aye

Frank O'Reilly - Aye

Hazel Sellers - Aye

Debra Wright - Aye

Business Services Contracts

47. [C-16 Ace-it! Tutoring Program](#)

Attachment: [Title III Impact Form 11-12.pdf](#)

Attachment: [Consultative Services Agreement 070111 for Ace-it! Tutoring 11-12.pdf](#)

Attachment: [Ace-it! Proposal for Polk County ESOL Program-2011-2012.pdf](#)

Motions:

Motion to approve the Ace-it! Tutoring contract for ESOL. - PASS

Vote Results	
Motion: Hazel Sellers	
Second: Lori Cunningham	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

48. [C-17 Catapult Learning, K-12 Curriculum & Instruction](#)

Attachment: [Catapult Tutoring and SRC Contract 091411.pdf](#)

Attachment: [BUDGET IMPACT ANALYSIS Catapult 091411.pdf](#)

Motions:	
Motion to approve the Catapult Learning contract. - PASS	
Vote Results	
Motion: Hazel Sellers	
Second: Lori Cunningham	
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Nay
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye

Motion Minutes:

Mrs. Wright reiterated her concerns voiced in the the work session earlier today: no research-based evidence of success, no references on record, no evidence that the program has ever been reviewed. She stated there are plenty of talented teachers within the system that could develop a program to help our students and keep the monies in the district.

David Lewis, Associate Superintendent, reported that documentation was provided on the successes of the program in diversified schools across the nation: Chicago, Detroit, Camden NJ , and California. He and staff called the administration of the schools with similar student population and economic situations as Polk County and personally asked pertinent questions of the success of the program. The program was presented to elementary Senior Directors and all 69 elementary Principals and they support the initiative. Mr. Lewis reported that those students who are not successful in the school year program will be provided a free summer school program to offer them an extended opportunity to succeed. We are investing in the students and teachers. Teachers will not be asked to do any additional planning.

Funding sources are from Title I and II, Extended Learning - all funds typically used for tutoring.

Mrs. Sellers reported that the \$1.8 million used to purchase the program had been used for tutoring programs that were not successful for our students.

Mrs. Wright asked if any other program had been offered to the principals. Mr. Lewis reported that this was the only program that was offered.

Mr. O'Reilly stated that the principals in his area are very supportive of the program. If the students attend and participate, the scores will go up.

Mrs. Fields complimented Mr. Lewis for looking outside the box to address the low achieving students.

Human Resource Services General Items

49. [R-49 Resolution of Collective Bargaining Impasse Issues with the Polk Education Association \(PEA\) and settlement of the Unfair Labor Practice Charge \(PERC Case CA-2009-057\).](#)

Attachment: [9-27 PEA Insurance SETTLEMENT AGREEMENT.pdf](#)

Attachment: [9-27 Exec Summary.pdf](#)

Motions:

Motion to approve the Settlement Agreement between PEA and the Superintendent dated August 30, 2011, subject to ratification by the three PEA bargaining unit members (Teachers, Paraeducators, and Educational Support (Clerical) Personnel). - PASS

Vote Results

Motion: Tim Harris

Second: Dick Mullenax	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

Public Hearing

To begin no earlier than 5:01 PM

50. [SPEAKERS](#)

51. [R-51 Our Children's Middle Academy Charter Contract](#)

Attachment: [BM Our Childrens Middle Contract 9.27.11.pdf](#)

Motions:	
Motion to approve the charter contract for Our Children's Middle Academy.	- PASS
Vote Results	
Motion: Lori Cunningham	
Second: Dick Mullenax	
Lori Cunningham	- Aye
Kay Fields	- Aye
Tim Harris	- Aye
Dick Mullenax	- Aye
Frank O'Reilly	- Aye
Hazel Sellers	- Aye
Debra Wright	- Aye

Superintendent's Report

52. [Superintendent's Report](#)

Minutes:

Dr. Nickell announced that 13 Polk County School students have been selected as National Merit Scholarship Program Semi-finalists. The National Merit Scholarship Program honors individual students who show exceptional academic ability and potential for success in rigorous college studies. National Merit finalists will be announced in February, 2012, and the National Merit scholarship winners will be announced in four nationwide new releases in April - July.

These thirteen, academically talented high school seniors have an opportunity to continue in the competition next spring for some 8,300 National Merit Scholarships worth more than \$34 million.

The next work session will be held at 8:30 AM on Tuesday, October 11, 2011 in the Superintendent's Conference Room followed by the School Board meeting at 1:30 PM in the auditorium located at 1915 S. Floral Avenue, Bartow.

Attorney's Report

53. ~~R-53 Request Authority to Advertise a Public Hearing~~

Auditor's Report

Board Members' Report

54. [Frank O'Reilly, District 1](#)

Minutes: No report.

55. [Lori Cunningham, District 2](#)

Minutes: Mrs. Cunningham voiced her appreciation to staff and members of the PEA for collaborating successfully on the settlement of the PEA Impasse and Unfair Labor Practice.

56. [Hazel Sellers, District 3](#)

Minutes: Mrs. Sellers distribution information on a recent Prescription Drug Summit sponsored by the InnerAct Alliance of Polk County.

57. [Dick Mullenax, District 4](#)

Minutes: No report.

58. [Kay Fields, District 5](#)

Minutes: No report.

59. [Debra Wright, District 6](#)

Minutes: No report.

60. [Tim Harris, District 7](#)

Minutes: No report.

Public Comments Addressing Items Not on Agenda

61. [SPEAKERS](#)

Minutes: L.D. Wilcox stated he taught all students with the motto: 'Leave the money alone, leave the little girls alone, and teach ALL children'. He questioned if the current teachers of Polk County are teaching all children.

Adjournment

The meeting adjourned at 6:19 PM. Minutes were approved and attested this 11th day of October, 2011.

Kay Fields, Board Chair

Sherrie B. Nickell, Ed. D, Superintendent