

The Indian River County District School Board met on Tuesday, December 13, 2011, at 6:00 p.m. The business meeting was held in the Indian River County Commission Chambers at 1801 27th St., Vero Beach, FL 32960, in the Administration Building A, First Floor. School Board Members attending were: Chairman Pegler, Vice Chairman Carol Johnson, and Board Members: Matthew McCain, Karen Disney-Brombach, and Claudia Jiménez. Dr. Frances J. Adams, Superintendent of Schools, and School Board Attorney Suzanne D'Agresta were also present.

Business Meeting

Location:

(Purpose of the change in venue was to accommodate a large number of people that were anticipated to attend.)

Indian River County Commission Chambers
1801 27th St., Vero Beach, FL 32960
Administration Building A, 1st Floor

- I. Meeting was called to order by Chairman Pegler.
Chairman Pegler announced that there was a hand out available from Mr. Blanco, in Spanish, regarding the Osceola Magnet School and Dodgertown Elementary School Action items. He also announced that at 8 p.m. there would be a recess.
- II. Invocation was given by Ms. Claudia Jiménez, "How Are the Children?"
- III. PLEDGE OF ALLEGIANCE TO THE FLAG
- IV. ADOPTION OF AGENDA
Chairman Pegler called for a motion to adopt the Orders of the Day. He said that the first motion was to add Action Q to the Agenda.

Mrs. Disney-Brombach moved approval to hear Action B. Approval for Closing Dodgertown Elementary School prior to Action A. Approval of Osceola Magnet School Relocation. Mr. McCain seconded the motion. Dr. Adams stated that Action B was contingent upon Action A. The motion failed with a 2-3 vote. Mrs. Disney-Brombach and Mr. McCain voted in favor of the motion. Mrs. Johnson, Ms. Jiménez, and Chairman Pegler voted against the motion.

Board Members voted unanimously in favor of adding Action Q to the Orders of the Day. Mr. McCain moved approval of the Orders of the Day, with the addition of Action Q. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

V. PRESENTATIONS

A. Learning Alliance School Awards – Mrs. D’Albora

Mrs. D’Albora introduced Raymond Oglethorpe who is a local philanthropist, who generously donated \$50,000 to the Learning Alliance for Indian River County students. Dr. Adams and Chairman Pegler assisted with the presentation of plaques to Principals in recognition of the implementation and participation in the reading intervention through Learning Alliance.

B. Sunshine State Scholar – Mrs. D’Albora

Caroline Colbert, a Junior at Sebastian River High School, received a plaque from Chairman Pegler and Dr. Adams in recognition of her accomplishments.

VI. CITIZEN INPUT

Sandra Martin Tyler requested to speak on Osceola School.

Jason Gonzalez requested to speak on logical cost.

Richard Marini requested to speak on Dodgertown.

Cyndi Fields requested to speak on Osceola Magnet.

Tom Cavill requested to speak on OMS relocation.

Scott Oberlink requested to speak on schools.

Magdalena Zych requested to speak on Osceola MS relocation.

Larry Wilson requested to speak on Dodgertown.

John Young requested to speak on Osceola School.

Alyssa McKenzie requested to speak on disregard of School Board to respect the community and constituents.

Althea McKenzie requested to speak on transition of Dodgertown Elementary.

Millicent Pulliane requested to speak on closing of Dodgertown.

Bridgett Levering requested to speak on Dodgertown Elementary closing down.

VII. CONSENT AGENDA

Mrs. Johnson moved approval of the Consent Agenda. Mr. McCain seconded the motion and it carried unanimously with a 5-0 vote.

A. Approval of Hearing Officer’s Recommendations – Dr. Adams

It was recommended that the District School Board accept the Hearing Officer’s Findings of Fact, Conclusions of Law, and recommendations in regard to Hearings 11-174 and 11-169. Superintendent recommended approval.

B. Approval of Minutes – Dr. Adams

1. Osceola Magnet School Relocation Workshop held 11/15/2011

2. District School Board Organization Meeting held 11/22/2011

3. Regular Business Meeting held 11/22/2011

Superintendent recommended approval.

C. Approval of Personnel Recommendations – Mrs. Lannon

Attached was a list of personnel recommendations, which included personnel additions, terminations, and/or changes. Superintendent recommended approval.

D. Approval of Donations – Mr. Morrison

1. Beachland Elementary received a donation in the amount of \$1,150 from the Beachland Elementary PTA. Proceeds were to benefit the Beachland Elementary fifth grade class and would be utilized toward field trips, graduation, general classroom expenses, and spending needs. Beachland Elementary School received a donation in the amount \$2,637.05 from Scholastic Book Fair. Proceeds were to benefit the Beachland Elementary Media Center.
2. Liberty Magnet School received a donation in the amount of \$2,500 from Syngenta. The funds would be utilized for the Fast Math Program at Liberty Magnet School.
3. Rosewood Magnet School received a donation in the amount of \$2,015.31 from Mr. and Mrs. Heimler and their son, Joshua, through donations from School Outfitters. The microscopes and scales were for each of Rosewood Magnet School's third, fourth, and fifth grade classrooms and would be used for science experiments.
4. Vero Beach Elementary School received a donation in the amount of \$2,154 from the Cobb Family Foundation. The funds would be used for Mrs. Sitkowski's second grade class to assist with the "Ipad Project." A donation in the amount of \$1,000 was received from the G.E. Warren, Corporation. The funds would be utilized to enhance the student uniform account at Vero Beach Elementary School. A donation in the amount of \$2,555 was received by the Mardy Fish Foundation. The funds would be used to enhance Vero Beach Elementary students' afterschool program in the areas of arts, physical education, and gardening.
5. Rosewood Magnet School received a donation in the amount of \$2,000 from Rosewood Magnet School PTA. The funds would be utilized to offset the cost for the Rosewood Magnet's fifth grade students' Sea Camp expenses.

Superintendent recommended approval.

E. Approval of Out of County Student Admissions – Mrs. D'Albora

Parent requested permission for his/her children to continue to attend schools in Indian River County. The approved out-of-county requests signed by the principals of the requested schools and release letters from the students' home county were posted to the E-Agenda site for Board Members to review. The family currently lives in Indian River County and planned to move to Brevard in January. Parent would like the children to remain at their current schools in Indian River County. Superintendent recommended approval.

F. Approval to Dispose of Surplus Property – Mr. Morrison

This was a request for approval to dispose of surplus property in accordance with Florida Statutes 274.05 and 274.06. The attached lists represented property to be deleted from various inventories and/or for items that had been declared surplus. After Board approval the property would be recycled and/or auctioned. Superintendent recommended approval.

G. Approval to Extend Agreement with Senior Resource Association - Mrs. Lannon

The Food Service Department provided meals to Senior Resource Association, formerly Council on Aging, since 1997. The prepared meals were generated out of Storm Grove Middle School. The Food Service Staff prepared and delivered approximately 400 hot meals each week day to Indian River County senior citizens. The cost of the program was at breakeven for the District, costing approximately \$355,000 yearly. The initial term of this Agreement was for a one-year period commencing on January 1, 2009, and ending on December 31, 2009; with the option to extend the Agreement for two (2) additional twelve (12) month periods following the initial term upon mutual agreement. The Senior Resource Association and the Food Service Department agreed to extend the initial Agreement an additional 12 months, with no additional price increase. Therefore, it was recommended to extend the Agreement from January 1, 2012, to December 31, 2012. This was an important service provided to the community. Superintendent recommended approval.

VIII. ACTION AGENDA

A. Approval of Osceola Magnet School Relocation – Dr. Adams

Ongoing flooding issues and a Castaldi report conducted in 2006 causes the District to look at options for Osceola Magnet School. Using the parameters of optimizing current student station capacity and maximizing fiscal resources in this time of fiscal crisis, it was recommended that Osceola Magnet be relocated to Dodgertown Elementary School site. Superintendent recommended approval.

Citizen Input Requests:

Delfanie Mitchner requested to speak on Dodgertown Elementary.

Jim Hill requested to speak.

Wendy Reeves requested to speak.

Dr. Harry Hurst requested to speak.

Chuck Mechling, President of Pointe West, requested to speak.

Victor Hart, Sr., Member of NAACP, requested to speak.

Tony Brown, President of NAACP, requested to speak.

Chairman Pegler thanked everyone for coming and speaking to the Board. Dr. Adams stated that this was an emotional and difficult decision. She said

that every option was brought forth for consideration. Dr. Adams said that her recommendation was based on economics. She stated that funding goes down when enrollment goes down. Dr. Adams said that the District may have to face closing more schools in the near future. She explained the decision process. Dr. Adams summarized her recommendation by stating that she could not ignore the cost to build a new school, she could not ignore the current empty student seats, and she could not ignore the declining enrollment.

Chairman Pegler announced that, with Board approval, the Board would deviate a little by having Board discussion prior to having a motion on the floor. Board Members were given an opportunity to discuss the options and to talk about their concerns. Mrs. Disney-Brombach moved approval to reject the Superintendent's recommendation. Mrs. Johnson seconded the motion. After stating their concerns, the Board voted unanimously in favor of the motion, with a 5-0 vote.

B. Approval for Closing Dodgertown Elementary School – Dr. Adams

Above approval of relocation of Osceola Magnet School to Dodgertown Elementary school site constituted the closing of the school and reassigning and rezoning current Dodgertown students. Superintendent recommended approval.

Dr. Adams withdrew Action B. from the Agenda.

C. Public Hearing for Adoption of Revisions to District School Board Policy 2.29 Pediculosis Capitis (head lice) – Dr. Adams

On October 25, 2011, the District School Board moved approval to set the Public Hearing date for proposed revisions to District School Board Policy 2.29 Pediculosis Capitis (head lice). The purpose of the revisions was to include the following: Change the title to Head Lice; correct the title to read Health Assistant, instead of aide/nurse; remove the statement that the Health Department makes "home visits"; and remove the statement that medication was given if there was a financial need. This had not been the case for many years and medication was not given out. The policy change process was followed in accordance with Florida Administrative Procedures Act, State Statutes, and District School Board Policy #1.06. Superintendent recommended approval.

Public Hearing

Chairman Pegler asked the Superintendent if the Public Hearing was properly advertised in accordance with State Statutes. Dr. Adams said, "Yes." Chairman Pegler recessed the meeting to conduct the Public Hearing. Chairman Pegler announced that the Public Hearing was in session. He

asked Dr. Adams if there were any written responses to be read. Dr. Adams said, "No." The public was invited to address this issue.

Hearing no requests to speak, Chairman Pegler announced that the Public Hearing was conducted pursuant to notice and that ample opportunity to address this issue was provided to all. The Board meeting was reconvened.

Mrs. Johnson moved approval to adopt revisions to District School Board Policy 2.29 Pediculosis Capitis (head lice). Mrs. Disney-Brombach seconded the motion and it carried unanimously, with a 5-0 vote.

D. Approval to Set Public Hearing Date for Revisions to District Board Policy 6.14 Student Participation in Interscholastic, Extracurricular Student Activities – Dr. Adams

On November 8, 2011, the District School Board discussed the revisions and requested to move forward with the adoption process. The purpose of the revisions was to comply with §1006.15 F.S., that transformed a pilot program into a statewide mandate. Language was added specifically for individual private school students' eligibility to participate in interscholastic or intrascholastic sports at public middle or high schools to which the student would be assigned according to attendance area policies. Changes were in line with current practice. The Public Hearing would be held during the regular Business meeting on January 24, 2012. Superintendent recommended approval.

Dr. Adams explained the purpose of the revisions. Mrs. Johnson moved approval to set the Public Hearing date for revisions to District Board Policy 6.14 Student Participation in Interscholastic, Extracurricular Student Activities. Mrs. Disney-Brombach seconded the motion and it carried unanimously, with a 5-0 vote.

E. Approval to Set Public Hearing Date for Revisions to District School Board Policy 10.10 Inspections – Dr. Adams

On November 8, 2011, the District School Board discussed the revisions and requested to move forward with the adoption process. The purpose of the revisions was to comply with a statewide mandate under §1013.12 F.S., regarding annual fire safety inspections of School District facilities, as well as charter school facilities. New language was added to address charter schools and the requirement of a District School Board appointed Fire Official. The Public Hearing would be held during the regular Business meeting on January 24, 2012. Superintendent recommends approval.

Mr. McCain moved approval to set the Public Hearing date for revisions to District School Board Policy 10.10 Inspections. Mrs. Disney-Brombach seconded the motion and it carried unanimously, with a 5-0 vote.

F. Approval of Revised Employee Contracts for Administrators, Instructional Personnel, Confidential Managerial, Professional Technical Employees, and Professional Support Staff - Mrs. Lannon

Pursuant to 1012.27, Florida Statutes, the Superintendent recommended to the District School Board terms for contracting with employees. Contracts for the listed employee groups were revised to conform to new legislation and were being presented in a uniformed format. Superintendent recommended approval.

Mrs. Johnson moved approval of the revised employee contracts for administrators, instructional personnel, confidential managerial, professional technical employees, and professional support staff. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

G. Approval of Contract for Probationary Instructional Personnel - Mrs. Lannon

Pursuant to 1012.27, Florida Statutes, the Superintendent recommended to the District School Board terms for contracting with employees. A recently enacted Florida Statute, 1012.335, required the District School Board to enter into specific written contracts with all probationary, instructional personnel. Superintendent recommended approval.

Mrs. Johnson moved approval of the contract for probationary, instructional personnel. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

H. Approval of Underground Easement for Florida Power and Light for Vero Beach Elementary Replacement Project – Mr. Morrison

Approval was recommended for the attached Underground Easement granted to Florida Power & Light located on the Vero Beach Elementary School Replacement Project property as per attached Sketch and Description of Easement. This easement was necessary for the construction, operation, and maintenance of underground electric utility facilities (including cables, conduits and appurtenant equipment, and appurtenant above ground equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage; as well as, the size of and remove of such facilities or any of them, within an easement as described in Exhibit “A” (“Easement Area”). Superintendent recommended approval.

Ms. Jiménez moved approval of the underground easement for Florida Power and Light for Vero Beach Elementary replacement project. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

I. Approval of Revised Underground Easement for Florida Power and Light for Sebastian River High School – Mr. Morrison

Approval was recommended for the attached assignment of an Easement granted to Florida Power & Light located on the Sebastian River High School property as per attached Sketch and Description. This Underground Easement superseded the FP&L Utility Easement for Sebastian River High School Board approved on February 8, 2011. The easement was necessary for the construction, operation, and maintenance of overhead and underground electric utility facilities (including wires, poles, guys, cables, conduits, and appurtenant equipment) to be installed from time to time; with the right to reconstruct, improve, add to, enlarge, change the voltage; as well as, the size and remove of such facilities or any of them within an easement as described in Exhibit "A" (Easement Area) – Sketch of Description. Superintendent recommended approval.

Mrs. Disney-Brombach moved approval of the revised underground easement for Florida Power and Light for Sebastian River High School. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

J. Approval of Bill of Sale of Utility Facilities to Indian River County 57th Street and 66th Avenue Improvements – Mr. Morrison

Approval was recommended for the attached Bill of Sale of Utility Facilities for 57th Street and 66th Avenue Improvements Bridge Utility Crossing to be granted to Indian River County. Exhibit "A" described which utility facilities were located within the road right-of-way of 57th Street, which were constructed within the road rights-of-way. The School District shall be responsible for failure or defects of the described utility facilities during a period of one year from the date of acceptance. Superintendent recommended approval.

Mrs. Johnson moved approval of the Bill of Sale of utility facilities to Indian River County 57th Street and 66th Avenue improvements. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

K. Approval of Bill of Sale of Bridge and Intersection Improvements to Indian River County, 57th Street and 66th Avenue – Mr. Morrison

Approval was recommended for the attached Bill of Sale of Bridge and Intersection Improvements located at 57th Street and 66th Avenue to be granted to Indian River County. Exhibit "A" described which bridge and intersection improvements were located in existing easements or road right-of-way, were constructed in connection with the middle school construction projects and more particularly described as 57th Street east of the bridge approximately 340 feet; 57th Street west of 66th Avenue approximately 50 feet (all in the 66th Avenue right-of-way); and 66th Avenue improvements for a total

length of approximately 1,490 feet. The School District shall be responsible for failure or defects of the described improvements during a period of one year from the date of acceptance. Superintendent recommended approval.

Mrs. Johnson moved approval of the Bill of Sale of bridge and intersection improvements to Indian River County, 57th Street and 66th Avenue. Mrs. Disney-Brombach seconded the motion and it carried unanimously, with a 5-0 vote.

L. Approval of Bill of Sale of 57th Street Improvements to Indian River County – Mr. Morrison

Approval was recommended for the attached Bill of Sale of 57th Street Improvements (58th Avenue to West of 64th Avenue) to be granted to Indian River County. Exhibit "A" described where the road improvements were located in existing easements or road right-of-ways; and where they were constructed in connection with the middle school construction project; and was more particularly describe as 57th Street from 58th Avenue west to approximately 1,000 feet west of 64th Avenue entrance into the school site for a total length of roadway of approximately 4,860 feet. Superintendent recommended approval.

Ms. Jiménez moved approval of the Bill of Sale of 57th Street improvements to Indian River County. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

M. Approval to Award Contract for Consulting Services for Property Casualty Insurance, SDIRC 2012-05 - Mr. Morrison

The Human Resources and Risk Management Department requested that an RFQ be promulgated for consulting services. Scope included assisting in the preparation of an RFP to select a provider for Property Casualty Insurance. The consultant's task was to prepare an analysis from the proposals received and to assist the District in determining the most beneficial property casualty program. The net financial impact as estimated by the Risk Department was \$40,000. It was recommended that negotiations proceed as per Chapter 287.055 F.S. to obtain a contract with Siver Insurance Consultants for consulting services. Superintendent recommended approval.

Mrs. Disney-Brombach moved approval to proceed with negotiations as per Chapter 287.055 F.S. to obtain a contract with Siver Insurance Consultants for Consulting Services. Mr. McCain seconded the motion. Board Members were given an opportunity to talk about their concerns. Board voted unanimously in favor of the motion, with a 5-0 vote.

N. Approval to Award Term Contract for Electrical Contractor Services, SDIRC 2012-09 - Mr. Morrison

The Maintenance Department requested that an RFP be promulgated to establish a term contract for the services of electrical contractors on an as needed basis. The purpose and intent of this RFP was to award continuous contracts to three or more qualified professional electrical contractors. When services were required, a quote packet would be provided to all awarded vendors. Each vendor must then provide a sealed quote for that specific project that would be opened publicly in the Purchasing Department. Final award would be made to the bidder who provided the lowest price for each project. The net annual financial impact as estimated by our Maintenance Department was \$60,000. Award for Item 1 (high voltage projects) was recommended to Bismark Electrical Services, Inc., Bradford Electric, Inc., Cast Electric, Inc., Complete Electric, Inc., Davco Electrical Contractors Corp., F. V. Casano Electrical Contractor, Gerelcom, Inc., Paragon Electric of Vero, Inc., and Schlitt Electrical Contracting, Inc. as best responsive and responsible bidders meeting specifications, terms, and conditions. Award for Item 2 (low voltage projects) is recommended to Complete Electric, Inc., and Gerelcom, Inc., as best responsive and responsible bidders meeting specifications, terms, and conditions. Superintendent recommended approval.

Mr. McCain moved approval of the Award Term Contract for Electrical Contractor Services, SDIRC 2012-09, as stated. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

O. Approval to Award Term Contract for Plumbing Contractor Services – SDIRC 2012-10 - Mr. Morrison

The Maintenance Department requested that an RFP be promulgated to establish a term contract for the services of plumbing contractors on an as needed basis. The purpose and intent of this RFP was to award continuous contracts to three or more qualified professional plumbing contractors. When services were required, a quote packet would be provided to all awarded vendors. Each vendor must then provide a sealed quote for that specific project that would be opened publicly in the Purchasing Department. Final award would be made to the bidder who provided the lowest price for each project. The net annual financial impact as estimated by our Maintenance Department was \$35,000. Award was recommended to Du-All Sewer & Drain Services, Meeks Plumbing, and Southern Plumbing as best responsive and responsible bidders meeting specifications, terms, and conditions. Superintendent recommended approval.

Mrs. Johnson moved approval to award term contract for Plumbing Contractor Services to Du-All Sewer & Drain Services, Meeks Plumbing, and Southern Plumbing as stated. Ms. Jiménez seconded the motion and it carried unanimously, with a 5-0 vote.

P. Approval to Appoint District School Board of Indian River County Fire Official – Mr. Morrison

Recent changes to Florida Statute 1013.12, now required the District School Board to have a "Fire Official appointed by the School Board." In order to comply with the new requirements of the Statute, it was recommended that the District School Board of Indian River County appoint Mr. Peter Copeman as the School Board's duly appointed Fire Official. Prior to this statutory amendment, Mr. Copeman served as the "local fire official" for the School Board for five years. Superintendent recommended approval.

Mrs. Johnson moved approval to appoint Peter Copeman as the District School Board of Indian River County's Fire Official. Mr. McCain seconded the motion and it carried unanimously, with a 5-0 vote.

Added to the Agenda:

Q. Approval of Pedestrian Access Easement for Indian River County at Sebastian River Middle School – Mr. Morrison

Approval was recommended for the attached Pedestrian Access Easement granted to Indian River County located at the Sebastian River Middle School property as per attached Sketch and Description of Easement. The easement was necessary for the use by the County as a portion of their "Rails to Trails Pathway" initiative that would connect the Sebastian Inlet all the way west to Fellsmere. Indian River County was eager to begin this grant-funded project, with this being the one remaining piece needed to begin construction. There would be no cost to the School District. Superintendent recommended approval.

Mrs. Disney-Brombach moved approval of Pedestrian Access Easement for County of Indian River at Sebastian River Middle School. Mrs. Johnson seconded the motion and it carried unanimously, with a 5-0 vote.

IX. SUPERINTENDENT'S REPORT

Dr. Adams stated that tonight's business meeting was difficult. She said that she looked forward to working with the Board.

X. DISCUSSION

No discussion items.

- XI. SCHOOL BOARD MEMBER MATTERS – Chairman Pegler
Chairman Pegler thanked Dr. Adams and staff for their time and due diligence in presenting all options to the Board regarding the Osceola Magnet School relocation.
Mrs. Disney-Brombach spoke of the Inclusion Show at Sebastian River High School and Vero Beach High School.
Mrs. Johnson commended Dr. Adams on her presentation of options. She said that it was up to the Board to ensure that the Superintendent had clear expectations. She asked Dr. Adams to email the drop dead date for borrowing funds for the Osceola move/rebuild.
Chairman Pegler thanked all of the Board Members and Mrs. D’Agresta for their hard work. He said that this evening showed that the Board was willing to explore other options.
Ms. Jiménez said that she would like to take this opportunity to thank the taxpayers for supporting the Arts that included the PRISM Concert and all holiday events held throughout the School District. She wished everyone a happy holiday.
- XII. INFORMATION AGENDA
A. Monthly Facilities Report – Mr. Morrison
Attached was the Monthly Facilities Report.
B. Financial Report for Month Ending July 31, 2011 – Mr. Morrison
Attached was the Financial Report for month ending July 31, 2011.
C. Financial Report for Month Ending August 31, 2011 – Mr. Morrison
Attached was the Financial Report for month ending August 31, 2011
- XIII. SUPERINTENDENT’S CLOSING
Dr. Adams was pleased to announce the increase in the District’s graduation rates.

Mrs. Disney-Brombach thanked Facilities for the stellar report on progress of Facilities projects. ~~Ms. Jiménez talked about the cuts in education funding, Prism concert, and all of the schools’ holiday concerts.~~
- XIV. ADJOURNMENT – Chairman Pegler
Chairman Pegler wished everyone a great holiday.

With no further business, the meeting adjourned at approximately 9:03 p.m.