

**Lee County Board Of County Commissioners
Agenda Item Summary**

Blue Sheet No. 20040423

1. REQUESTED MOTION:

ACTION REQUESTED: Request Board execute Agreement between the Lee County Board of County Commissioners and the Lee County School Board for the Driver's Education Program and authorize the release of \$70,500 from the funds collected through Lee County Ordinance #02-28 Dori Slosberg Driver Safety Education Act.

WHY ACTION IS NECESSARY: Board execution of the Agreement is required.

WHAT ACTION ACCOMPLISHES: Provides approval for the release of funds collected for use of the Drivers Education Program with the Lee County School Board for enhanced Driving Education program activities.

2. DEPARTMENTAL CATEGORY:
COMMISSION DISTRICT #

CIA

3. MEETING DATE:

05-11-2004

4. AGENDA:

- CONSENT
- ADMINISTRATIVE APPEALS
- PUBLIC WALK ON
- TIME REQUIRED:

5. REQUIREMENT/PURPOSE:
(Specify)

- STATUTE
- ORDINANCE *02-28*
- ADMIN. CODE
- OTHER

6. REQUESTOR OF INFORMATION:

- A. COMMISSIONER
- B. DEPARTMENT *County Administration*
- C. DIVISION *Budget Services*

BY: *Antonio Majul, Director*

AM

7. BACKGROUND:

The Dori Slosberg Driver Education Safety Act was passed by the Florida Legislature and became effective October 1, 2002. The Lee County Board of County Commissioners duly passed and adopted County Ordinance #02-28 authorizing the collection of an additional \$3.00 with each civil traffic penalty issued within Lee County.

Participation in this program is limited to public or nonpublic schools in Lee County that have an existing drivers education program. Funds must be used to enhance school driver education programs in public and/or nonpublic schools in Lee County. Funds must be used for Direct Educational Expenses.

We are therefore requesting the Board execute the Agreement between the Lee County Board of County Commissioners and the Lee County School Board for the Driver's Education Program and authorize the release of \$70,500 from the funds collected through Lee County Ordinance #02-28 Dori Slosberg Driver Safety Education Act.

Funds are available in Account # GC5190313833.35900.9002

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL:

A Department Director	B Purchasing Or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services	G County Manager
<i>[Signature]</i>	<i>[Signature]</i>	<i>N/A</i>		<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>
				<i>OA</i>	<i>OM</i>	<i>Risk</i>
				<i>4/27/04</i>	<i>4/29/04</i>	<i>4/29/04</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
 Date: *4/26/04*
 Time: *3:38 PM*
 Forwarded To:
4/26/04
500000

RECEIVED BY
 COUNTY ADMIN: *[Signature]*
4/26/04
4:57 PM EDT
 COUNTY ADMIN: *[Signature]*
 FORWARDED TO:
4-29-04
3PM

HS

CONTRACT
SCHOOL DISTRICT OF LEE COUNTY
DRIVERS EDUCATION PROGRAM
ORDINANCE #02-28
DORI SLOSBERG DRIVER SAFETY EDUCATION ACT

This CONTRACT is made and entered into this _____ day of _____, 2004, between the Board of County Commissioners of LEE COUNTY, a political subdivision of the STATE OF FLORIDA hereinafter referred to as the "COUNTY", and _____ School Board of Lee County, hereinafter referred to as the "SCHOOL BOARD".

The SCHOOL BOARD Agrees:

1. To offer again this year a summer drivers education program at all nine (9) of its high schools.
2. To provide twelve (12) instructors that will offer drivers education to 24 students per instructor for a four week, seven hours a day program at their nine (9) high schools.
3. To begin on June 1, 2004 and end on June 28, 2004.
4. To provide the COUNTY a "final" report of all expenditures using this program funding.

This delivery model will be sufficient for providing the required "in the classroom" instruction as well as the "on the road" instruction for students. The program's objective is to have 100% of the students earn their driver's license.

The COUNTY Agrees:

1. The funds generated by the Dori Slosberg Driver Safety Education Act will allow the School District of Lee County to offer this program.
2. Allow for the release of \$70,500.00 from the funds collected through Lee County Ordinance #02-28.

PROGRAM BUDGET:

The budgetary needs for this program are:

- | | |
|---|---------------------------|
| • Salary/benefits for 12 teachers for 20 days | \$68,500.00 |
| • Gas and maintenance for 12 cars for 20 days | <u>\$ 2,000.00</u> |

TOTAL BUDGET FOR THIS PROGRAM:	\$70,500.00
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The School District of Lee County would like the flexibility to move the estimated \$70,500.00 between the areas if needed.

AUDITABLE RECORDS:

The SCHOOL BOARD shall maintain auditable records concerning the procurement adequate to account for all receipts and expenditures. These records shall be kept in accordance with generally accepted accounting methods, and Lee County reserves the right to determine the record-keeping method required in the event of non-conformity. These records shall be maintained for two years after completion of the project and shall be readily available to County personnel with reasonable notice, and to other persons in accordance with the Florida Public Disclosure Statutes.

Both Parties Agree:

If either party shall fail to perform, or shall breach any provision of this Contract the SCHOOL BOARD or the COUNTY may give no less than 30 days notice to terminate this Contract, or take such actions and pursue such remedies as provided by law. The prevailing party in any action for breach of this Contract shall be entitled to receive attorneys' fees and costs incurred in such legal action.

The funding for this Contract is dependent upon the funds collected pursuant to the Dori Slosberg Driver Safety Education Act, Lee County Ordinance #02-28.

Each party warrants and covenants to the other that the officers executing this Contract have the authority to do so.

IN WITNESS WHEREOF, the parties have executed this Agreement effective the day and year first written above.

ATTEST:
CLERK OF CIRCUIT COURT
Charlie Green, Clerk

COUNTY: LEE COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS


BY: _____

BY: _____
Chairman

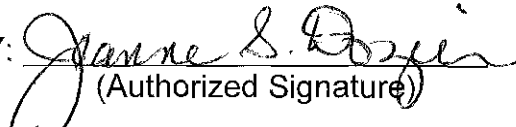
DATE: _____

APPROVED AS TO FORM

BY: _____
County Attorney's Office

ATTEST 

SCHOOL BOARD OF LEE COUNTY

BY: 
(Authorized Signature)
CHAIRMAN

(Title)
DATE: 4-20-04

APPROVED

MAR 23 2004

SCHOOL BOARD OF
LEE COUNTY

Approved as to Form:

BY: 
School Board Attorney