

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

Blue Sheet No. 20070576

1. ACTION REQUESTED/PURPOSE:

Request Board execute Agreement between the Lee County Board of County Commissioners and the School Board of Lee County for the Driver's Education Program and authorize release of \$83,300.00 from the funds collected through Lee County Ordinance #02-28 Dori Slosberg Driver Safety Education Act. Authorize Chair to execute agreement upon receipt from the School Board of Lee County.

2. FUNDING SOURCE: Fund: Driver's Education Trust; **Program:** Driver's Ed Fee-Lee P; **Project:** School Board of Lee County for the Driver's Education Program

3. WHAT ACTION ACCOMPLISHES:

Provides approval for the release of funds collected for use of the Driver's Education Program with the School Board of Lee County.

4. MANAGEMENT RECOMMENDATION: Approve

5. Departmental Category: 01. **CIB** **6. Meeting Date:** APR 24 2007

<p>7. Agenda: <input checked="" type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input type="checkbox"/> Public <input type="checkbox"/> Walk-On</p>	<p>8. Requirement/Purpose: (specify) <input type="checkbox"/> Statute <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Admin. Code <u>AC-4-4</u> <input type="checkbox"/> Other</p>	<p>9. Request Initiated: Commissioner _____ Department <u>County Admin</u> Division <u>Budget Services</u> By: <u>Dinah Lewis, Admin Dir</u></p>
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10. Background:

The Florida Legislature passed the Dori Slosberg Driver Safety Education Act in 2002 and the county adopted an ordinance that mandated an additional \$3.00 assessment with each civil traffic penalty issued within Lee County to generate the revenue to fund this project.

Funds must be used to enhance school driver education programs in public and/or nonpublic schools.

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 \$83,300.00 from the funds collected through Lee County Ordinance #02-28 Dori Slosberg Driver Safety Education Act.

Funds will be available in the following account: GC5190313833.35900.9002

Attachment: 1. Draft Contract

11. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i>	<i>[Signature]</i> 4/6/07	N/A		<i>[Signature]</i>	<i>[Signature]</i> 4/9/07	<i>[Signature]</i> 4/9/07	<i>[Signature]</i> 4-7-07	<i>[Signature]</i> 4/9/07	<i>[Signature]</i>

12. Commission Action:

- Approved
- Deferred
- Denied
- Other

Rec. by CoAtty
Date: <u>4/6/07</u>
Time: <u>2:50pm</u>
Forwarded to: <u>Admin 46-57</u>

RECEIVED BY COUNTY ADMIN:
<u>4/6/07</u>
<u>440</u> TD
COUNTY ADMIN FORWARDED TO: <u>111</u>
<u>4-9-07</u>
<u>[Signature]</u>

Draft

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 _____, 2007, 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 eleven (11) of its high schools.
2. To provide twelve (12) instructors that will offer drivers education to an estimated 288 students for a four week, seven hours a day program at their eleven (11) high schools.
3. To begin on May 29, 2007 and end on June 25, 2006.
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 \$83,300.00 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 **\$78,300.00**
- Gas and maintenance for 12 cars for 20 days **\$ 5,000.00**

TOTAL BUDGET FOR THIS PROGRAM: \$83,300.00

The School District of Lee County would like the flexibility to move the estimated \$83,300.00 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: _____
Chair

DATE: _____

APPROVED AS TO FORM

BY: _____
County Attorney's Office

ATTEST:

SCHOOL BOARD OF LEE COUNTY
BY: _____
(Authorized Signature)

(Title)
DATE: _____