

# **LAKE HAVASU UNIFIED SCHOOL DISTRICT NO.1**

2200 Havasupai Blvd., Lake Havasu City, AZ 86403

## **Governing Board Minutes**

February 8, 2011

### **REGULAR MEETING SESSION:**

#### 1. Opening of Meeting

##### 1.1 Call to Order

The regular session of the Governing Board of Lake Havasu Unified School District No. 1 was called to order by Governing Board Vice President, Pat Rooney at 6:13 p.m. in the District Boardroom, 2200 Havasupai Blvd., Lake Havasu City, Arizona, on February 8, 2011.

##### 1.2 ROLL CALL

BOARD MEMBERS PRESENT: Jo Navaretta, President – entered at 6:20pm  
Pat Rooney, Vice President  
Ross Hobday, Member  
Nancy Iannone, Member  
Dr. Randy Troyer, Member

BOARD MEMBERS ABSENCE:

ADMINISTRATION PRESENT: Gail Malay, Superintendent  
Dr. Barbara Goodwin, Assistant Superintendent  
Missy Wood, Director of Business Services  
Connie Hogard, Principal, Smoketree Elementary  
Claude Sanders, Principal, Havasupai Elementary  
Shaun Goodwin, Principal, Starline Elementary  
Mari Jo Mulligan, Principal, Nautilus Elementary  
Brad Gardner, Principal, Oro Grande Elementary  
Paula Levensailor, Principal, Jamaica Elementary  
Hector Fimbres, Assistant Principal, TMS  
Denise Miner, Principal, High School  
Dale Genger, Assistant Principal, High School  
Cole Morris, Maintenance Supervisor  
Terry Fleming, Secretary

Others: 20

##### 1.3 Call for Executive Session - none

##### 1.4 Pledge of Allegiance

##### 1.5 Moments of Silence

##### 1.6 Recognition of Visitors

- Laura Bopp, Administrative Assistant at the Round Table Program, thanked French Bouquet - Judy Gothia, for their donation to the High School of formal wear for boys and girls in the amount of over \$ 31,000.

- Noma Barley for the Arizona's Children Association presented a Certificate of Appreciation to High School students involved in the Family Career and Community Leaders of America (FCCLA). Marie Hendry and Deborah Strother, FCCCLA sponsors, were also present.

#### 2. Call to Public – none.

#### 3. Consent Calendar

##### 3.1.1 Approval of Minutes –

Regular Session of January 11, 2011

Special Session of January 18, 2011; January 26, 2011

Executive Session of January 18, 2011; January 26, 2011

Organizational Session of January 11, 2011

- 3.1.2 Approval or Modification of Agenda
- 3.1.3 Personnel Report – Certified; Employment, Separation, Exception to Policy, Long Term Medical, Other. Support Staff; Employment, Separation, Exception to Policy, Long Term Medical, Other
- 3.1.4 Approval of Vouchers for December 2010 in the amount of \$3,737,886.69  
Student Activity Funds for K-8 for December 2010 / \$67,431.12  
Student Activity Funds for 9-12 for December 2010/ \$146,926.18  
Auxiliary Funds for 6-12 for December 2010/ \$573,445.12
- 3.1.5 Acceptance of Gifts and Donations to the Lake Havasu Unified School District in the amount of \$47,447.89 and to Student Activities Organizations in the amount of \$0. *A detailed list of donations can be viewed as background material by contacting the District.*
- 3.1.6 Approval of Change in Policy GBGC-EA Employee Assistance Goodwin
- 3.1.7 Approval of Governing Board Travel Malay

Mr. Hobday moved that the board approve the consent calendar as presented.

Mrs. Iannone seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

#### 4. Old Business

##### 4.1 Second Presentation/Review of Revised Policy JL– Student Wellness

Dr. Goodwin recommended that the Board approve the second official presentation of Revised Policy JL - Student Wellness.

Per Arizona School Boards Association Policy Services Advisories, dated August 2010, the following policy revisions are being presented:

##### **Policy Advisory 395 JL Student Wellness**

A.R.S. 15-108 was revised by HB2725 to REQUIRE the Governing Board of a school district providing instruction for students in a kindergarten program and grades one through five to hold a public meeting not later than January 1, 2011. The District held that meeting on December 2, 2010 at 5:00pm where the parents of the students enrolled in the district were invited and given the opportunity to comment on a proposed policy to provide the students with daily recess that totals at least thirty minutes. The Board decision was made to leave things the way they are and let scheduling be up to each building Principal.

There have been no changes to the policy since the first reading on January 11, 2011.

Mrs. Iannone moved that the board approve the second official presentation of Revised Policy JL - Student Wellness.

Mr. Hobday seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

##### 4.2 Second Presentation/Review of JICI-Weapons in School, JK-Student Discipline, and KB & KB-EB-Parental Involvement in Education

Ms. Malay recommended that the Board approve the second presentation of revised Policies JICI-Weapons in School, JK-Student Discipline, and KB & KB-EB-Parental Involvement in Education.

Per Arizona School Boards Association Policy Services Advisories, dated August 2010, the

following policy revisions are being presented:

**Policy Advisory 393 JICI – Weapons in School**

HB2725 made modifications to some language in A.R.S. 15-714.01 addressing the Arizona gun safety program course. Training in the use of bows and firearms MAY be offered by a school district as a voluntary elective course for no credit, or as a one semester elective course for credit. Document model JICI previously and currently contains a statement that no student shall carry a weapon or simulated weapon on school premises without authorization from a school administrator. The common inclination is, however, opposed to allowing students to bring any such devices onto school premises. To mitigate anxieties that might arise when a district offers an Arizona gun safety program course creating the need for a student to bring a firearm for training purposes, a sentence pertinent to that issue is offered in document model JICI. A choice to adopt the language should be considered in terms of whether a district does or will likely offer a gun safety program.

**Policy Advisory 394 JK – Student Discipline**

A.R.S. 15-183 was modified by HB2281 to mandate that rules pertaining to the discipline, suspension and expulsion of pupils SHALL NOT be based on race, color, religion, sex, national origin, or ancestry.

**Policy Advisory 398 KB and KB-EB - Parental Involvement in Education**

The legislature enacted SB1309 creating A.R.S. 1-601 that makes two declarations: (A) the liberty of parents to direct the upbringing, education, health care and mental health of their children is a fundamental right, and (B) this state, any political subdivision of this state or any other governmental entity shall not infringe on these rights without demonstrating that the compelling governmental interest as applied to the child involved is of the highest order, is narrowly tailored and is not otherwise served by a less restrictive means.

Also, the bill created A.R.S. 1-602, known as the Parent' Bill of Rights. The Parent' Bill of Rights, stylized and formatted to be consistent with the other Manual documents, is presented as model document exhibit KB-EB.

The bill made substantial revisions to A.R.S. 15-102 pertaining to parental involvement in the school. The new parental rights REQUIRED by 15-102 are embodied in document model KB. Some permissive items are also presented in KB and may be selected or omitted at the Board's discretion.

There have been no changes to the policies since the first reading on January 11, 2011.

Mr. Hobday moved that the board approve this item as presented.

Mrs. Iannone seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

- 4.3 Second Presentation/Review of Revised Policies DEC-Funding from Federal Tax Sources, DFF-Income from School Sales and Services, DJE-Bidding /Purchasing Procedures, ECB-Building and Grounds Maintenance, EEAE-Bus Safety Programs, EHB-R-Data/Records Retention, JFAB-Tuition/Admission of Nonresidential Students, and KHB-Advertising

Mrs. Wood recommended that the Board approve the second official presentation/review of revised policies DEC-Funding from Federal Tax Sources, DFF-Income from School Sales and Services, DJE-Bidding/Purchasing Procedures, ECB-Building and Grounds Maintenance, EEAE-Bus Safety Programs, EHB-R-Data/Records Retention, JFAB-Tuition/Admission of Nonresidential Students, and KHB-Advertising.

Per Arizona School Boards Association Policy Services Advisories, dated August 2010, the following policy revisions are being presented:

**Policy Advisory 378 DEC - Funding from Federal Tax Sources**

HB2725 added to A.R.S. 15-905 language applicable to districts receiving Impact Aid Program funds pursuant to Title VIII of the Elementary and Secondary Education Act of 1965. The statute specifies the school districts are to establish a local impact aid fund into which impact aid monies are to be deposited. A separate accounting is to be made for the fund monies and shall not be combined with any other source of local, state or federal assistance. Monies in the fund shall be expended pursuant to federal law only for the purposes allowed by 15-905. The school district MUST comply with the uniform system of financial records to account for monies in the fund. The Superintendent of Public Instruction shall separately account for monies in each school district's impact aid fund in the annual report required by section 15-255. Monies in the fund

are considered federal monies and are not subject to legislative appropriation. Policy document model DEC is recommended for Board adoption to require compliance with 15-905.

### **Policy Advisory 379 DFF – Income from School Sales and Services**

Laws 1999 authorized the selling of advertising at school athletic facilities and District and District-owned websites, and for the deposit of any revenues to a District advertisement fund. The 2000 legislative session produced HB2725 which amended A.R.S. 15-342(27) to authorize school districts to sell advertising unless otherwise prohibited by law. Although no limitation is placed on the sale of advertising, the statute continues to prescribe restrictions and requirements on the content in the advertising, as well as the placement of advertising displayed on the exterior of school buses. Document model DFF is modified to reflect the changes to 15-342.

### **Policy Advisory 380 DJE – Bidding/Purchasing Procedures**

Research into a minimal change to A.R.S. 15-213 by HB2725 led to a determination that more language from 15-213 should be included in policy document model DJE to encompass additional procurements not requiring bidding by school districts. Although the exemption of intergovernmental agreements and contracts between school districts as well as between school districts and other governing bodies is already provided in regulation DJE-R, it is believed to be important that the exemptions are acknowledged in Board policy. Also, the authority given for school districts to engage in online bidding by A.R.S. 41-2671 through 2673 is added to the document model to formalize that the Governing Board sanctions that authority.

### **Policy Advisory 381 ECB – Building and Grounds Maintenance**

Several unfortunate incidents in recent years has heightened sensitivity for school systems to have in place processes to detect building design and construction deficiencies and equipment malfunctions that place persons and property at risk. The legislature enacted HB2760 making amendments to require school systems to adopt policies and procedures to create controls for those circumstances. Modifications in document model ECB reflect the legislative action.

A.R.S. 15-2002(K) was expanded to REQUIRE that district facilities routine preventative maintenance guidelines SHALL include plumbing systems, electrical systems, heating, ventilation and air conditions systems, special equipment and other systems, and for roofing systems a recommendation that visual inspections by district staff to be performed to check for signs of structural stress and weakness. A.R.S.-342.01 REQUIRES districts to have a roof inspection protocol to be followed prior to any repair or replacement of roof elements or roof mounted equipment to be performed in accordance with local building per requirements. The inspections MUST be conducted by a registered structural engineer or other professional with appropriate skills, training and certification.

### **Policy Advisory 382 EEAE - Bus Safety Programs**

A.R.S. was amended by HB2197 to specify that the REQUIRED school bus inspections SHALL be performed according to rules adopted pursuant to A.R.S. 28-900. 28-900 directs that the Department of Administration in consultation with the Department of Public Safety and the school bus advisory council shall adopt rules as necessary to improve the safety and welfare of school bus passengers by minimizing the probability of accidents involving school buses and school bus passengers and by minimizing the risk of serious bodily injury to school bus passengers in the event of an accident. The rules were adopted by the Department of Administration in 2008. Document model EEAE has been updated to align with current state and federal standards applicable to school buses and school bus drivers.

### **Policy Advisory 383 EHB-R - Data/Records Retention**

Regulation document model EHB-R alerts districts that there are completed and pending revisions to the records retention requirements of AZLAPR and explains that the ongoing modifications of the rules necessitates vigilance by district personnel to assure the district has the most current versions of the retention schedules. The uniform resource locator (URL) to the AZLAPR website is displayed in the regulation to assist districts in accessing the schedules to assure that retention and disposal of public records complies with the most recent revisions to the requirements.

### **Policy Advisory 390 JFAB – Tuition/Admission of Nonresidential Students**

A paragraph is added to document model JFAB to include the restriction added to A.R.S. 15-823 by HB2722 that PROHIBITS a district from including in its student count students who are not residents of this state, and declaring that districts SHALL NOT receive funding from the state for such students.

### **Policy Advisory 399 KHB - Advertising in Schools**

As described previously in the discussion of Policy Advisory 379 for policy document model DFF, HB2725 altered A.R.S. 15-185 such that the Governing Board is given broad rights to authorize sell advertising. The content of the advertising MUST comply with the restrictions stated in the statute and the location of advertising on the exterior of school buses MUST be as prescribed in 15-185. KHB defines the conditions as they now appear in law.

There have been no changes to the policies since the first reading on January 11, 2011, with the exception of Board requested change to Policy ECB – Building and Grounds Maintenance (see attached copy of policy-“, provided that State funding and resources are available to cover the District’s costs in this endeavor:”).

Mr. Hobday moved that the board approve this item as presented.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

5. Action Items

5.1 Selection and Approval of Lake Havasu High School Auto Shop Improvement to be Paid In Full by WAVE JTED (Western Arizona Vocational Education District)

Mr. Morris recommended that the Governing Board select and approve one of the six options listed below for the CTE (Career Technical Education) improvement project at Lake Havasu High School Auto Shop, to be paid in full by WAVE JTED.

The total budgeted amount selected will include all burden, profit, taxes, permits, bonds, insurance, warranty, design and engineering costs that would be associated with the scope of work that has been assessed. This project will be paid in full by WAVE JTED with the work to be performed by Core Construction Services of AZ, Inc. per their attached TCPN #R5047 quote dated 1/24/11. If one of the options is approved, the project will be completed in the time frame leading up to and for the duration of the L.H.U.S.D. spring break schedule.

EVAP Option #1: Repair existing evaporative cooling system	\$ 52,687.00
EVAP Option #2: Replace existing evaporative cooling system with new coolers	\$ 70,469.00
EVAP Option #3: Replace existing evaporative cooling system with new Premium coolers	\$ 94,047.00
EVAP Option #4: Replace existing evaporative cooling system with new Premium Indirect L/H Coolers	\$198,337.00
HVAC Option #5: Replace existing evaporative cooling system with new 5000 CFM Indoor Air handlers	\$123,784.00
HVAC Option #6: Replace existing evaporative cooling system with new Rooftop Units	\$106,064.00

The Lake Havasu Unified School District will be responsible to obtain and pay for construction insurance. Paperwork has been submitted to the district's insurer, The Trust. If the cost exceeds the threshold as stated in governing board policy, a separate item will be prepared for the board's approval. All items have been reviewed by purchasing.

Mrs. Schneikart, Career & Technical Education Coordinator, explained that if the allocated money for the Auto Shop was not all used on cooling costs, the remaining money can be used for other WAVE JTED approved programs.

Mr. Hobday moved that the Board select EVAP Option #2: Replace existing evaporative cooling system with new coolers for \$70,469.00 for the High School Auto Shop, to be paid in full by WAVE JTED.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: NO, Iannone: YES, Navaretta: YES

5.2 Approval of Lake Havasu High School Early Childhood Little Knights Preschool Center Improvements to be Paid In Full by WAVE JTED (Western Arizona Vocational Education District)

Mr. Morris recommended that the Governing Board approve the CTE (Career Technical Education) improvement projects at Lake Havasu High School Early Childhood Little Knights Preschool Center, to be paid in full by WAVE JTED.

The total budgeted amount includes all burden, profit, taxes, permits, bonds, insurance, warranty, design and engineering costs that would be associated with the scope of work that has been assessed. This project will be paid in full by WAVE JTED with the work to be performed by Core Construction Services of AZ, Inc. per their attached TCPN #R5047 quote dated 1/25/11. If the projects are approved, all efforts will be made to complete them during the L.H.U.S.D. spring break schedule, however, if items are back ordered, completion will take place before the end of the fiscal year, June 30, 2011.

Project #1: Replace existing play structure with Exerplay Playshaper \$21,802.00  
The existing play structure is in a state of disrepair, held together in some spots with duct tape. The Exerplay Playshaper was designed for commercial application and will provide a much improved and safer play environment for the children enrolled in the program.

Project #2: Replace existing pea gravel and sand with rubber \$22,706.00  
play surface. The pour in place rubber play surface is poured in like concrete and dries soft like foam working together with the Playshaper to create a much improved and safer play environment for the children enrolled in the program.

Project #3: Closet shelving in closet recently built with JTED funds \$ 3,262.00  
New closet has storage tubs stacked up from the floor. This makes it necessary for the teacher to remove and restack the tubs in order to access them.

TOTAL SUM FOR BOTH PROJECTS:  
\$51,770.00

The Lake Havasu Unified School District will be responsible to obtain and pay for construction insurance. Paperwork has been submitted to the district's insurer, The Trust. If the cost exceeds the threshold as stated in governing board policy, a separate item will be prepared for the board's approval. All items have been reviewed by purchasing.

Mr. Hobday moved that the Board approve this item as presented.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

5.3 Approval of Lake Havasu High School Auto Shop Improvements to be Paid In Full by WAVE JTED (Western Arizona Vocational Education District)

Mr. Morris recommended that the Governing Board approve the CTE (Career Technical Education) improvement projects at Lake Havasu High School Auto Shop, to be paid in full by WAVE JTED.

The total budgeted amount includes all burden, profit, taxes, permits, bonds, insurance, warranty, design and engineering costs that would be associated with the scope of work that has been assessed. This project will be paid in full by WAVE JTED with the work to be performed by Core Construction Services of AZ, Inc. per their attached TCPN #R5047 quote dated 1/25/11. If the projects are approved, all efforts will be made to complete them during the L.H.U.S.D. spring break schedule, however, if items are back ordered, completion will take place before the end of the fiscal year, June 30, 2011.

Project #1: Auto Shop storage cabinets and shelving in material storage closet area \$16,935.00  
Shelving in the auto shop is very old and some cannot safely hold the weight of the items stored on them. New shelving will be attached to the wall and will properly hold the weight placed on them.

Project #2: Replace existing 225 KVA Transformer in Building D \$14,677.00  
This transformer supplies power to "D" Hall of which 80 to 90% of the load is from the auto shop. The transformer has been increasingly warm and buzzing loudly, giving signs that it will be going out shortly.

TOTAL SUM FOR BOTH PROJECTS: \$31,612.00

The Lake Havasu Unified School District will be responsible to obtain and pay for construction insurance. Paperwork has been submitted to the district's insurer, The Trust. If the cost exceeds the threshold as stated in governing board policy, a separate item will be prepared for the board.' All items have been reviewed by purchasing.

Mrs. Iannone moved that the Board approve this item as presented.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

5.4 Approval of Lake Havasu High School "I" Hall Audio Visual Area Improvement to be Paid In Full by WAVE JTED (Western Arizona Vocational Education District)

Mr. Morris recommended that the Governing Board approve the CTE (Career Technical Education) improvement project at Lake Havasu High School "I" Hall Audio Visual Area, to be paid in full by WAVE JTED.

The total budgeted amount includes all burden, profit, taxes, permits, bonds, insurance, warranty, design and engineering costs that would be associated with the scope of work that has been assessed. This project will be paid in full by WAVE JTED with the work to be performed by Core Construction Services of AZ, Inc. per their attached TCPN #R5047 quote dated 1/25/11. If the projects are approved, all efforts will be made to complete them during the L.H.U.S.D. spring break schedule, however, if items are back ordered, completion will take place before the end of the fiscal year, June 30, 2011.

Audio Visual Loft Shelving \$5,645.00  
Shelving needed to better organize and safely store equipment.

The Lake Havasu Unified School District will be responsible to obtain and pay for

construction insurance. Paperwork has been submitted to the district's insurer, The Trust. If the cost exceeds the threshold as stated in governing board policy, a separate item will be prepared for the board's approval. All items have been reviewed by purchasing.

Mr. Hobday moved that the Board approve this item as presented.

Mrs. Iannone seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

#### 5.5 Compliance with Tax Reform Act of 1986

Mrs. Wood recommended the Governing Board approve and sign the required form to be forwarded to the Mohave County Treasurer, along with a copy of the district's budget.

The Mohave County Treasurer's office has made arrangements with Wells Fargo to register warrants for the calendar year 2011. The Mohave County Treasurer has requested the Governing Board approve and sign the attached letter of declaration to do so for calendar year 2011 and has also requested that a copy of the district's budget be provided to the treasurer's office.

Mr. Hobday moved that the Board approve and sign the required form to be forwarded to the Mohave County Treasurer, along with a copy of the district's budget.

Mrs. Iannone seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

#### 5.6 Approval of High School Allied Health Healthcare Classes Field Trip

Mrs. Schneikart recommended that the Governing Board approve the High School Allied Health classes day field trip to "BODIES: The Exhibition" in Las Vegas, Nevada on February 22, 2011.

The High School Allied Health classes are requesting a field trip to BODIES: The Exhibition being displayed at the Luxor Hotel in Las Vegas, Nevada. This exhibit is amazing for the students to connect visually with the awesome display of dignified, scientifically preserved, human anatomical parts and the classroom instruction in this area that they have received thus far. The opportunity literally "opens their eyes" to the real world of human life and the healthcare fields related to preserving and caring for it. This is a one-day trip and requires School Board approval because it's out-of-state.

DEPART: Tuesday, February 22, students will depart from LHHS. They will attend the exhibition, eat lunch, and then return to the exhibition. There is a high school curriculum packet that accompanies this exhibit. [www.bodiestheexhibition.com](http://www.bodiestheexhibition.com).

RETURN: Expected return is 6pm to LHHS the same evening.

FUNDING: Students will pay for admission & lunch. WAVE/JTED funds will be paying for this travel (bus & substitute).

Mrs. Iannone moved that the Board approve the High School Allied Health classes day field trip to "BODIES: The Exhibition" in Las Vegas, Nevada on February 22, 2011.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

5.7 Approval to Proceed with Request for Proposal (RFP) - Bilingual School Psychologist

Mrs. Wood recommended the Governing Board determine that competitive sealed bidding is not practicable and not advantageous to the district for the following positions: Contracted School Psychological Services – Bilingual, therefore, it is recommended that the Business Office proceed with the Request for Proposal (RFP) for the position of Psychologist – Bilingual.

Before a school district can use the competitive sealed proposal selection method, the governing board must make a written determination that competitive sealed bidding is either not practicable or not advantageous to the district.

The Lake Havasu Unified School District #1 is required to provide related services including bilingual evaluations in a student's primary language. This is to ensure a student is properly identified and has appropriate services to allow him to make adequate progress and access the general curriculum. The district has made a good faith effort to recruit and hire for these services, however we have been unable to hire qualified applicants at this time and are unable to provide services with our current staffing. RFP's have been initiated for the Bilingual School Psychologist Services for several years.

Once the governing board determines that competitive sealed bidding is not practicable or advantageous to the district, competitive sealed proposals may be used only if it is necessary to:

- A. Use a contract other than a fixed-price type;
- B. Conduct oral or written discussions with offerors concerning technical and price aspects of their proposals;
- C. Afford offerors an opportunity to revise their proposals;
- D. Compare the different price, quality and contractual factors of the proposals submitted; or
- E. Award a contract in which price is not the determining factor.

These services will be paid from M & O funds.

Mrs. Iannone moved that the Board determine this item as presented.

Mr. Hobday seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

5.8 Approval to proceed with Request for Proposal (RFP) - Physical Therapist

Mrs. Wood recommended the Governing Board determine that competitive sealed bidding is not practicable and not advantageous to the district for the following position: Contracted Physical Therapist and, therefore, it is recommended that the Business Office proceed with the Request for Proposal (RFP) for the positions listed above.

Before a school district can use the competitive sealed proposal selection method, the governing board must make a written determination that competitive sealed bidding is either not practicable or not advantageous to the district.

Once the governing board determines that competitive sealed bidding is neither practicable

or advantageous to the district, competitive sealed proposals may be used only if it is necessary to:

- A. Use a contract other than a fixed-price type;
- B. Conduct oral or written discussions with offerors concerning technical and price aspects of their proposals;
- C. Afford offerors an opportunity to revise their proposals;
- D. Compare the different price, quality and contractual factors of the proposals submitted; or
- E. Award a contract in which price is not the determining factor.

RFP's have been initiated for a Physical Therapist position several years prior. This is an extremely hard to fill positions for our District.

Mr. Hobday moved that the Board determine this item as presented.

Mr. Rooney seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

#### 5.9 Approval to Proceed with request for Proposal (RFP) - Speech Language Pathologist

Mrs. Wood recommended the Governing Board determine that competitive sealed bidding is not practicable and not advantageous to the district for the following position: Contracted Speech Language Pathologist and, therefore, it is recommended that the Business Office proceed with the Request for Proposal (RFP) for the positions listed above.

Before a school district can use the competitive sealed proposal selection method, the governing board must make a written determination that competitive sealed bidding is either not practicable or not advantageous to the district.

Once the governing board determines that competitive sealed bidding is neither practicable or advantageous to the district, competitive sealed proposals may be used only if it is necessary to:

- A. Use a contract other than a fixed-price type;
- B. Conduct oral or written discussions with offerors concerning technical and price aspects of their proposals;
- C. Afford offerors an opportunity to revise their proposals;
- D. Compare the different price, quality and contractual factors of the proposals submitted; or
- E. Award a contract in which price is not the determining factor.

RFP's have been initiated for a Speech Language Pathologist position several years prior. This is an extremely hard to fill positions for our District.

Mrs. Iannone moved that the Board determine this item as presented.

Mr. Hobday seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

#### 5.10 Approval to Proceed with Request for Proposal (RFP) - Occupational Therapist

Mrs. Wood recommended the Governing Board determine that competitive sealed bidding is not practicable and not advantageous to the district for the services of an Occupational

Therapist and, therefore, it is recommended that the Business Office proceed with a Request for Proposal (RFP).

The Lake Havasu Unified School District #1 is required to provide related services, including occupational for special education students who qualify, to allow them to make adequate progress and access the general curriculum. The district has made a good faith effort to recruit and hire an Occupational Therapist however we have been unable to hire a qualified applicant in prior years. We are unable to provide services with our current staffing. In order to ensure compliance, we are making this request to use the RFP process to subcontract for these services if we continue to be unable to fill the position.

Before a school district can use the competitive sealed proposal selection method, the governing board must make a written determination that competitive sealed bidding is either not practicable or not advantageous to the district.

Once the governing board determines that competitive sealed bidding is neither practicable or advantageous to the district, competitive sealed proposals may be used only if it is necessary to:

- A. Use a contract other than a fixed-price type;
- B. Conduct oral or written discussions with offerors concerning technical and price aspects of their proposals;
- C. Afford offerors an opportunity to revise their proposals;
- D. Compare the different price, quality and contractual factors of the proposals submitted; or
- E. Award a contract in which price is not the determining factor.

This position will be paid from M & O funds.

Mr. Hobday moved that the Board determine this item as presented.

Mrs. Iannone seconded the motion. No discussion.

ROLL CALL VOTE: Rooney: YES, Hobday: YES, Troyer: YES, Iannone: YES, Navaretta: YES

6. Informational

6.1 Superintendent

- Ms. Malay gave appreciation of the Gifts and Donations given to the District.
- Ms. Malay announced that our 2010 Tax Credit total was up over \$48,000 from last year with a total of \$543,472.18.

7. Communications – none.

8. Adjournment

Following a motion by Mr. Hobday, seconded by Mr. Rooney, and approved unanimously the meeting was adjourned at 7:00 p.m.

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Minutes of the Regular Governing Board meeting of February 8, 2011 are approved as submitted.

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Jo Navaretta, Board President

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Pat Rooney, Board Vice President