

LAKE HAVASU UNIFIED SCHOOL DISTRICT NO.1

2200 Havasupai Blvd., Lake Havasu City, AZ 86403

Governing Board Minutes

June 8, 2010

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 President, Jo Navaretta at 6:00pm in the District Boardroom, 2200 Havasupai Blvd., Lake Havasu City, Arizona, on June 8, 2010.

1.2 ROLL CALL

BOARD MEMBERS PRESENT: Jo Navaretta, President
Ross Hobday, Member
Nancy Iannone, Member
Pat Rooney, Vice President

BOARD MEMBERS ABSENCE: Dr. Randy Troyer, Member

ADMINISTRATION PRESENT: Gail Malay, Superintendent
Dr. Barbara Goodwin, Assistant Superintendent
Missy Wood, Director of Business Services
Aggie Wolter, Director of Special Services
Wes Brownfield, Director of Educational Services
Connie Hogard, Principal, Smoketree Elementary
Paula Levensailor, Principal, Jamaica Elementary
Paul Olson, Principal, Thunderbolt Middle School
Dale Genger, Assistant Principal, LHHS
Denise Miner, Principal, LHHS
Terry Fleming, Secretary

Others: 30

1.3 Call for Executive Session - none

1.4 Pledge of Allegiance

1.5 Moments of Silence

1.6 Recognition of Visitors

- Mrs. Wood, on behalf of the entire District, recognized and thanked the Calvary Baptist volunteers for their continuing support and all the help with the Daytona move.
- Jamaica, Nautilus and Smoketree PBIS (Positive Behavior Support) Implementation – Paula Levensailor spoke and showed a PowerPoint on the implementation of PBIS. Mrs. Wolter shared that next year all school will implement PBIS. Jamaica, Nautilus and Smoketree each received a plaque.
- Shawna Schneikart, CTE Coordinator at the High School gave a JTED (Joint Technological Education District) Update. The majority of the funds this year went to improving existing classroom needs and technology. Board thanked Mrs. Schneikart for her work. Good things are being said about our programs.
- Lake Havasu City Education Association (LHCEA) John Bradbury reported that he is encouraged to be hearing good things about LHUSD.

2. Call to Public – none

3. Consent Calendar

3.1.1 Approval of Minutes –
Regular Session of May 11, 2010
Special Session of May 20, 2010

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

Mrs. Wolter recommended that the Board approve the second official presentation of revised Policies JFB Open Enrollment; JI-R Student Rights and Responsibilities; JICEC and JICEC-E Freedom of Expression; JLCB-E Immunization of Students; and KB Parental Involvement in Education.

The following changes are from Arizona School Boards Association, September 2009 Policy Advisory.

Policy Advisory 334 JFB – Open Enrollment. Senate Bill 1196 inserted a statement into A.R.S. 15-816.01, relating to policies concerned with open enrollment, which authorizes a school district to give preference to and reserve capacity for the children of district employees when determining capacity for open enrollment.

Policy Advisor 335 JI-R Student Rights and Responsibilities. As a component associated with the development of new policy model JICEC – Freedom of Expression, a bulleted statement has been added to statements of students’ rights in regulation JI-R.

Policy Advisory 336 JICEC – Freedom of Expression. House Bill 2357 created A.R.S. 15-110 establishing law on the rights of students at public education institutions. To adequately cover the contents of the act, to be cited as “the Student’s Religious Liberties Act.” The new policy titled Freedom of Expression was created. Its purpose is to memorialize in district policy the requirement of 15-110. Important to providing a platform concerning certain student rights, the law and resulting policy also preserve necessary school rights and responsibilities. Finally, a protocol for making and receiving complaints is included, consistent with the Act, as well as the timelines by which certain actions are to occur. JICEC-E – Freedom of Expression provides a form which may be used by persons desiring to file a complaint alleging a violation of A.R.S. 15-110 and policy JICEC.

Policy Advisory 337 JLCB-E – Immunization of Students. Exhibit JLCB-E updates to the Arizona Department of Health Services immunization schedule for fiscal year 2009-10.

Policy Advisory 338 KB – Parental Involvement in Education. Also incorporated into Senate Bill 1196 is an expansion of A.R.S. 15-102 which specifies parameters for parents to request information from the school principal or the superintendent. Time periods are prescribed within which the principals or superintendent is to respond to a parental request for information. A time frame is set for parental appeal to the board if the request is denied or the response is not timely, and for the board to schedule the requested appeal on a meeting agenda. There have been no changes to the policies since the first reading on May 11, 2010.

Mr. Hobday moved that the Board approve the second official presentation of revised Policies JFB Open Enrollment; JI-R Student Rights and Responsibilities; JICEC and JICEC-E Freedom of Expression; JLCB-E Immunization of Students; and KB Parental Involvement in Education.

Mrs. Iannone seconded the motion. No discussion.

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

4.3 Task Force Public Meeting to Review and Consider Adoption of Best Practice Recommendations; Second Presentation/Review of Revised Policy JK Student Discipline

Mrs. Wolter recommended that the Board approve the second presentation of revised Policy JK Student Discipline. It is further recommended that the Board approve the District’s preferences for its programs of behavior management and discipline of special education students.

From Arizona School Boards Association Policy Services Advisories dated February 2010. *Policy Advisory 371 JK* — Student Discipline and the Form for District Choices on the Task Force Recommendations on Best Practices in Special Education and Behavior Management. Senate Bill 1197 passed an Act establishing a task force on the best

practices in special education and behavior management. The task force was directed to (1) examine, evaluate and make recommendations concerning the best practices for managing the behavior and discipline of pupils with disabilities, including (a) a list of prohibited disciplinary actions, (b) mandatory or recommended training for special education teachers and classroom aides, [and] (c) parental notice requirements concerning disciplinary actions.

The Act further directed that, on or before June 30, 2010, each school district governing board shall conduct a *public meeting* to review and consider the adoption of the best practice recommendations submitted by the task force on best practices in special education and behavior management. The governing board may modify the best practice recommendations if the governing board determines that modifications are necessary to accommodate the needs and circumstances of the school district.

The District is completing year two of its PBIS grant for Jamaica and Nautilus Elementary. As part of our PBIS grant requirements, a five year PBIS implementation and sustainability plan will be developed for the District. These recommendations will be reviewed in the future after PBIS is implemented district-wide. There have been no changes to the policies since the first reading on May 11, 2010.

Mr. Rooney moved that the Board approve the second presentation of revised Policy JK Student Discipline. It is further recommended that the Board approve the District's preferences for its programs of behavior management and discipline of special education students.

Mrs. Iannone seconded the motion. No discussion.

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

4.4 Approval of 2009-10 Revised Budget

Mrs. Wood recommended that the Governing Board approve the 2009-10 revised budget.

It is recommended that the Governing Board approve over expenditures in any of the following funds for the fiscal year 2010: 1. Regular education, 2. Special education, 3. Pupil transportation.

The revised budget includes adjustments based upon changes that have occurred since the adoption of the budget last July. The revised budget and a summary sheet will be presented for review prior to the June 8 board meeting.

The district does not expect an over expenditure in any of the funded areas mentioned above at this time, however, per A.R.S. §15-905 G., if there needs to be an over expenditure in any of the funds, we must have board approval prior to the end of the fiscal year. The maintenance and operation expenditures will not exceed the total budgeted. Original presentation of this Action Item was presented on May 11, 2010, but was tabled due to a change in State information.

Mr. Hobday moved that the Board approve the 2009-10 revised budget and any over expenditures in any of the following funds for the fiscal year 2010: 1. Regular education, 2. Special education, 3. Pupil transportation.

Mrs. Iannone seconded the motion. No discussion.

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

5. Action Items

- 5.1 To Consider and, if Deemed Advisable, to Adopt a Resolution Ordering and Calling a Special Budget Override Election to be held in and for the District

Mrs. Wood recommended that the Governing Board adopt the attached resolution providing for certain matters relating to the notice and conduct of the special maintenance and operations override election to be held in and for Lake Havasu Unified School District #1 of Mohave County, Arizona, on November 2, 2010; including the providing of notice of the election, the conduct of the election, the printing of ballots, the canvassing of the election, the adoption of a pro statement and compliance with the Voting Rights Act.

Adoption of the attached resolution will deem it necessary and in the best interest of the District to order and call a special election to submit to the voters the question of authorizing the District, for a period of seven years, to exceed the revenue control limit applicable to its maintenance and operation budget by 15%; such special election to be held in and for the District on November 2, 2010, pursuant to the provisions of A.R.S. § 15-481.

According to the American Legislative Exchange Council's "Report Card on American Education," published in 2008, Arizona school districts receive less funding than almost any other state in the nation, and Lake Havasu ranks near the bottom of school districts in the state for per pupil funding. Our district has always been committed to meeting the needs of students and pursuing excellence. In 2005, the voters in the Lake Havasu Unified School District #1 approved a maintenance and operation budget 5% K-3 override and a 10% K-12 override. Per statute, the amount of funding on both of these overrides will decrease after a period of five years and will go away after seven years.

Voter approval of the overrides will ensure that the district can begin to restore funding the prior override. Without this additional funding, our system will need to eliminate some of the opportunities it can provide students. Legal counsel has recommended that a resolution be adopted by the Governing Board.

Mr. Hobday moved that the Board adopt the attached resolution providing for certain matters relating to the notice and conduct of the special maintenance and operations override election to be held in and for Lake Havasu Unified School District #1 of Mohave County, Arizona, on November 2, 2010; including the providing of notice of the election, the conduct of the election, the printing of ballots, the canvassing of the election, the adoption of a pro statement and compliance with the Voting Rights Act.

Mr. Rooney seconded the motion.

The following people sent emails supporting the school Override; Jerome Kosters, Cheryl Hughes, Karen, Laura Rosensweet, Teliza Washington, Trisha Konen, Melinda Cole, Marie Hendry, and Sharon Neece.

The following people spoke in support of the Override: John Johnston-K12 Foundation gave its unanimous support, Christy Anderson-PAC chairman requested the board approve this item, Alice Gray-PAC Committee, and Mike Cunningham-retired educator.

Ms. Malay went over the outline draft recommendations on possible cuts if the election fails: eliminate art, music and P.E.; increase tuition for full day Kindergarten; reduce high school electives; cut exploratories at middle school; increase class size; 5 days furlough for staff; reduce stipends; reduce/cut 12 assistants currently funded under AARA; and reduce academic coaches in half.

Board thanked those who have been involved working for the best results for the students. Mr. Hobday stated that this is the biggest community decision as it is an investment in our students and our community.

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

5.2 Approval of Memorandum of Understanding for Interagency Council of Lake Havasu City

Mrs. Wolter recommended the Governing Board approve the renewal of the Memorandum of Understanding for Interagency Council of Lake Havasu City for the 2010-2011 school year.

Approval of the renewal of the Memorandum of Understanding will enable the Lake Havasu Unified School District #1 to provide much needed counseling services to students and their families at all six elementary schools.

We continue to have at risk students and behaviorally challenged students in the elementary schools. The needs of these students require additional expertise and community supports provided by Interagency through this MOU.

Interagency will provide a Master Level Behavioral Specialist and Crisis Interventionist to work for both agencies with a commitment of 30 hours per week dedicated to the participating elementary schools. Lake Havasu Unified will provide \$10,000 funding to supplement the wage and benefits of the counselor.

Funding will come from Special Education Federal Grants. A copy of the agreement has been previously approved by legal, and is also attached to this item for the Board's review. This has also been reviewed by purchasing.

Mrs. Iannone moved that the Board approve the renewal of the Memorandum of Understanding for Interagency Council of Lake Havasu City for the 2010-2011 school year.

Mr. Hobday seconded the motion. No discussion.

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

5.3 Approval of Reduction in Force Blueprint for Certified and Support Staff

Dr. Goodwin recommended that the Governing Board approve the Reduction in Force (RIF) Blueprint for certified staff. (Not for support staff at this time as there was no support staff on the committee.)

In response to the recent legislative approval of HB 2227 which restructure the way in which we must reduce staff in RIF conditions all districts in Arizona are creating new guidelines for this process. We specifically cannot use seniority as one of the governing factors.

A committee of LHUSD employees met over the last several months to create a retention format that is focused on performance rather than longevity. Dr. Goodwin reviewed a PowerPoint on the changes to our policies as a result of HB 2011 which became H2227. A copy of the PowerPoint is available from Personnel. The new Blueprint will start next fall, using a one year snapshot and administrator inter-rater reliability.

Mrs. Iannone moved that the Board approve the Reduction in Force (RIF) Blueprint for

certified staff.

Mr. Hobday seconded the motion.

Mr. Bradbury, LHECA, shared thoughts and concerns from staff, and requested that this item be tabled until options are pursued regarding the concerns. Dr. Goodwin and Mrs. Iannone responded to several of the concerns and Dr. Goodwin stated that she would sit down with Mr. Bradbury and answer any questions he had. Board members felt that we have to start somewhere and this is a good starting point – it is as fair as we can be right now. Adjustments will be made as necessary. Mrs. Becky Goldberg, former board member, stated that this is a good first step for our good teachers.

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

5.4 Approval of WACOG Memorandum of Understanding to Operate Head Start Preschool Program at Nautilus Elementary

Mrs. Wolter recommended that the Governing Board approve the WACOG memorandum of understanding (MOU) to operate Head Start Preschool Program at Nautilus Elementary School.

WACOG has been approved by the Department of Health and Human Services to provide early childhood services in the District's attendance area to at risk children from low income families. Our local Head Start program currently services 40 students in 2 half day programs. This agreement would allow them to offer services to 60 students in a full day preschool program in our community with two full day preschool classrooms being located at Nautilus Elementary. This agreement has been reviewed by legal council.

Mr. Rooney moved that the Board approve the WACOG memorandum of understanding (MOU) to operate Head Start Preschool Program at Nautilus Elementary School.

Mrs. Iannone seconded the motion. No discussion.

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

5.5 Approval of Intergovernmental Agreement Between Lake Havasu City, Lake Havasu Unified School District #1 and London Bridge Rotary Club for the Kinder Swim Program

Mrs. Wood recommended that the Governing Board approve the Intergovernmental Agreement (IGA) between Lake Havasu City, Lake Havasu Unified School District #1 and London Bridge Rotary Club for the Kinder Swim program.

Approval of the attached IGA will allow a previously instituted agreement to continue for five years, with an extension at the end of the five years for another term upon agreement of all parties. The agreement may be cancelled, by resolution, by any party, with not less than 60 days written notice to the other.

The purpose of the IGA is to provide a program of swimming instruction and water survival instruction for kindergarten children in Lake Havasu City. The City will make the Aquatic Center available on days and times agreed upon by the City and the District and will provide instructors and personnel to provide instruction. The District will agree to make the Kinder Swim program a part of the standard educational curriculum for the District's kindergarten students. Rotary agrees to fund the Kinder Swim program in the amount of \$7,500 per year for five years, beginning with the 2010-11 school year. The IGA has been approved by District counsel.

Mr. Rooney moved that the Board approve the Intergovernmental Agreement (IGA) between Lake Havasu City, Lake Havasu Unified School District #1 and London Bridge Rotary Club for the Kinder Swim program.

Mrs. Iannone seconded the motion. No discussion.

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

5.6 First Presentation/Review of Revised Policies CM School District Annual Report; DJG Vendor/Contractor Relations; DKB Salary Deductions

Mrs. Wood recommended that the Board approve the first presentation of revised Policies CM School District Annual Report; DJG Vendor/Contractor Relations; DKB Salary Deductions.

Per Arizona School Boards Association Policy Services Advisories, dated September 2009, the following policy revisions are being presented:

Policy Advisory 329 – School District Annual Report. Expiration of the statutory authorization to budget for excess utilities eliminates from policy document model CM the excess utilities annual report. Included in the revised CM document model is the requirement added to A.R.S. 15-213.01 by House Bill 2332 for annual reports to be filed with the School Facilities Board and the Department of Commerce Energy Office by school districts having a guaranteed energy cost savings contract.

Policy Advisory 330 DJG – Vendor/Contractor Relations. Issues and concerns with earlier language in A.R.S. 15-512 concerning the fingerprinting of contractors, subcontractors, and vendors contacted to provide services on a regular basis at an individual school shall obtain a valid fingerprinting clearance card unless the superintendent or principal grants an exemption. The statute now states a contractor, subcontractor, and vendor may be exempt from the fingerprint card requirements if the superintendent or principal determines the provider is not likely to have independent access or unsupervised contract with students as a result of the provider's normal job duties while at the school.

Policy Advisory 331 DKB – Salary Reductions. Duties of the district are increased and the list of salary redirections in policy model DKB is lengthened with the addition of three categorical purposes for which a district may agree to withholding reduction at the written request of an employee. House Bill 2287 added subsection I to A.R.S. 43.401 to authorize the direction of certain credits from a qualified school tuition organization, or a public school. An employer agreeing to the redirections becomes responsible for several specific duties associates with withholding, accounting for, and transferring funds withheld, and providing statements to the employee of amounts withheld and paid. District considering an agreement should familiarize themselves with the specific requirements of A.R.S. 43.401(1).

Mr. Hobday moved that the Board approve the first presentation of revised Policies CM School District Annual Report; DJG Vendor/Contractor Relations; DKB Salary Deductions.

Mrs. Iannone seconded the motion. No discussion.

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

5.7 Renewal of Aramark Food Service Contract for 2010-11 and Approval to Increase School Meal Prices

Mrs. Wood recommended the Governing Board approve renewal of the contract with ARAMARK Food Service for the fiscal year 2010-11 and approve an increase of school

meal prices.

In 2009, the district approved a five year contract with ARAMARK, with four annual renewals. This contract can be mutually cancelled or renewed by the parties. If this action item is approved, it would be the first of the four renewals. A copy of the renewal document has been approved by the Arizona Department of Education. Representatives from Aramark were available at the meeting to answer any questions.

Additionally, the board is asked to approve an increase to school meal prices, to become effective in the 2010-11 school year. The proposed increases are as follows:

Breakfast Price Increase
\$1.00 to \$1.10

Lunch Price Increase
\$1.75 to \$1.85– Elementary School
\$2.00 to \$2.10 – Secondary Schools

Mr. Rooney moved that the Board approve renewal of the contract with ARAMARK Food Service for the fiscal year 2010-11 and approve an increase of school meal prices.

Mrs. Iannone seconded the motion. No discussion.

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

6. Informational

6.1 Superintendent

- Ms. Malay gave appreciation of the Gifts and Donations.
- Ms. Malay talked about the Request for Records from the National Woman's Law Center. Extra issues, like this, are very time consuming for Administration, but by law require a response. Administrators are needed to do the continuous legal documentations that are required.

7. Communications – none.

8. Adjournment

Following a motion by Mrs. Iannone, seconded by Mr. Rooney, and approved unanimously the meeting was adjourned at 7:50pm.

Minutes of the Regular Governing Board meeting of June 8, 2010 are approved as submitted.

Jo Navaretta, Board President

Pat Rooney, Board Vice President