

Board of Education

Mesa County Valley School District 51

Business Meeting

September 15, 2009

Business Meeting Minutes

A - Diann Rice
 B - Cindy Enos-Martinez
 C - Harry Butler
 D - Leslie Kiesler
 E - Ron Rowley

Board of Education

Mesa County Valley School District 51

Business Meeting Minutes: September 15, 2009

Adopted: October 20, 2009

	A	B	C	D	E	AGENDA ITEM	ACTION
Present				x		A. CALL TO ORDER/PLEDGE OF ALLEGIANCE/ROLL CALL	6:00 pm
Absent	x	x	x	x		[Mr. Harry Butler & Mrs. Diann Rice: Absent, Excused]	
Motion					x	B. AGENDA APPROVAL	Adopted
Second		x					As Presented
Aye		x		x			
No			x				
Motion					x	C. MINUTES APPROVAL	
Second		x				C-1. August 4, 2009, Regular Meeting & Work Session Summary	Adopted As Presented
Aye		x		x			
No			x				
Motion		x				C-2. August 18, Business Meeting	Adopted As Presented
Second		x		x			
Aye			x				
No				x			
						D. RECOGNITIONS	
						D-1. CHSAA Class 5A Spring Academic State Champions: FMHS Boys' and Girls' Track, and FMHS Girls' Tennis [Resolution: 09/10:17]	
						➤ Mrs. Enos-Martinez asked for the Fruita Monument High School Teams to come forward to be recognized. Mrs. Jody Mimmack, Principal of FMHS, was present, as well as representatives from the teams. The teams are coached by Clint Davis, Randy Majors, and Tom Goff. Mrs. Enos-Martinez read the resolution and presented the Board's Certificates of Recognition.	
						➤ The Board and Superintendent congratulated the teams for their hard work and dedication, both in the classroom and on the athletic field.	
						D-2. Exemplary Band Awards: OMMS, GMMS, RMS, and GJHS [Resolution: 09/10: 21]	
						➤ Mr. Rowley asked the band directors to come forward to accept the recognition for receiving the 2008-2009 Colorado Band Masters Exemplary Band Award. Mr. Rowley read the resolution and presented the Board's Certificates of Recognition.	
						➤ The Board and Superintendent congratulated the directors and their young musicians for being models of excellence in the district and the State.	
						D-3. 2009 Colorado Council of Teachers of Mathematics Leadership Award: Ms. Julie Schmalz [Resolution: 09/10:18]	
						➤ Mr. Rowley asked Ms. Julie Schmalz, Elementary Math Specialist, to come forward to accept the Board's Certificate of Recognition for receiving the Mathematics Leadership Award. He read the resolution, which acknowledged her involvement with several major innovations in the District 51 Math Program.	
						➤ The Board and Superintendent extended their appreciation to Ms. Schmalz for her outstanding work in this area.	

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						<p>Board President Instructions: Mrs. Kiesler reviewed the guidelines for meeting attendees who were interested in addressing the Board, under Agenda Item G. <i>Audience Comments</i>.</p> <p>E. BOARD REPORTS/COMMUNICATIONS/REQUESTS</p> <ul style="list-style-type: none"> ➤ Mr. Rowley reported schools are off to a good start. He toured the Western Colorado Community College campus, noting some of the upgrades and renovations. Mrs. Cindy Enos-Martinez asked about improvements to the modular; Mr. Schultz indicated there has been some remodeling to address storage with a minimal increase in classroom space at Valley School West. ➤ Mrs. Kiesler reported on her attendance at several functions, which included the Board's Community Engagement Meeting, the Community Partnership Luncheon, and the Alpine Student of the Month Luncheon. She has attended legislative meetings in Denver, specific to school finance, and reported a key focus at the CASB Delegate Assembly will be no unfunded mandates for school districts. <p>F. LEGISLATIVE REPORT: None at this time.</p> <p>G. AUDIENCE COMMENTS</p> <ul style="list-style-type: none"> ➤ Ms. Cyndi Clark, 579 Rambling Road, Grand Junction, CO 81507 <ul style="list-style-type: none"> ○ Ms. Clark conveyed her concerns as a parent, regarding how the district handled President Obama's address on September 8, 2009. She commended the schools and teachers who showed the speech, and expressed her personal feelings, regarding the district's leadership decisions which resulted in confusion and frustration. She emphasized the importance of respecting the Office of the President of the United States. ○ The Board thanked Ms. Clark for taking the time to attend the meeting and convey her concerns. <p>H. SUPERINTENDENT'S REPORT: Mr. Steve Schultz</p> <p>H-1. Instructional Update: Ms. Julie Schmalz and Ms. Carla Haas, Math Content Specialists, and Ms. Cathie Gonzales, Director of Curriculum and Professional Development</p> <ul style="list-style-type: none"> ➤ Mr. Schultz asked for a brief update on the progress with the math curriculum implementation, and conveyed his appreciation for their leadership and work in this area. ➤ Ms. Schmalz reported all teachers have been trained. The ten teacher leaders are holding monthly meetings with teachers. Collaboration is continuing, and the feedback from building leaders indicate the new approach is being accepted and liked by teachers. ➤ The report included information regarding the monthly meetings, celebration of mathematical ideas being discussed, benefits of consistent curriculum across the district, positive effects on student behavior, and support for principals. 	

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						<ul style="list-style-type: none"> ➤ Mr. Schultz indicated he has visited 24 schools, to date, and has observed math lessons and Professional Learning Community (PLC) groups. He conveyed his support for the work being accomplished with the math curriculum. ➤ Ms. Schmalz, Ms. Haas, and Ms. Gonzales thanked the Board for their support of the new math curriculum and training for teachers. <p>H-2. Enrollment Update: Mrs. Melissa Callahan deVita</p> <ul style="list-style-type: none"> ➤ Mrs. Callahan deVita reported the enrollment count is being watched carefully, as the October 1, funding count day approaches. For clarification, she added that if a student is in attendance during the 10-day count window, starting October 1, they will be counted. She explained the difference in "warm body" counts, compared to Full Time Equivalent (FTE) counts. She provided information regarding how the count is affected by the Independence Academy Charter School and the Mesa Valley Vision Program. She emphasized that if the counts do not materialize to reflect a similar FTE as reported last year, there will be a funding shortage. If so, those budget adjustments would be made through the annual Budget Re-adoption. ➤ The Board engaged in conversation, regarding preschool, kindergarten, title, and at-risk counts and funding. Ms. Callahan deVita reviewed the numbers as given on the Enrollment Report for those areas, and indicated the At-risk Funding has gone up significantly, as those numbers are derived from students enrolled in the Free Lunch Program. ➤ Board members asked questions for clarification, regarding the Free and Reduced Lunch Program and how the At-risk Funding is calculated. <p>H-3. 2008-2009 End-of-Year Business/Investment Reports:</p> <ul style="list-style-type: none"> ➤ Mrs. Callahan deVita reported the year-end reports indicate the district performed at the anticipated level. She acknowledged district staff in their diligent work with the budget. <p>H-4. 2009-2010 Start-of-Year Business/Investment Reports</p> <ul style="list-style-type: none"> ○ Mr. Rowley asked Mrs. Callahan deVita about the vehicle fuel-use report. She responded that work is being done to automate the process, in an effort to reduce the staff time needed to collect the data. ○ The report included information and discussion regarding the local economy, and the effects of continued revenue decreases in Specific Ownership Taxes. ○ Mrs. Callahan deVita pointed out the District's energy conservation efforts are visible in utility expenditures for last school year. Anticipated costs for the current school year are expected to decrease as the Performance Contract projects are completed. ○ The Board and Superintendent thanked her for the report. 	

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Motion Second Aye No		x x		x x	x x	<p>H-5. Superintendent Schultz gave a short update on the Colorado Performance Excellence (CPEX) onsite evaluation of the District's application submitted last spring. The onsite visit is in process this week.</p> <ul style="list-style-type: none"> Mr. Rowley commented on the CPEX process as valuable in the District's quest of continuous improvement. <p>I. EXECUTIVE SESSION: None at this time.</p> <p>J. CONSENT AGENDA [Resolutions 09/10: 10,11,12,8]</p> <p>J-1. Personnel Actions</p> <p>J-1-a. Licensed Personnel</p> <p>J-1-b. Support Personnel</p> <p>J-2. Gifts</p> <p>J-3. Grants</p>	Adopted
Motion Second Aye No		x x		x x	x x	<p>K. BUSINESS ITEMS</p> <p>K-1. Board Policy 2nd Reading & Adoption</p> <p>K-1-a. JRA/JRC: Student Records</p> <ul style="list-style-type: none"> Mr. Rowley noted the policy revisions address new state and federal statutes. 	Adopted
Motion Second Aye No		x x		x x	x x	<p>K-2. District 51 Foundation Resolution [Resolution 09/10: 15]</p> <ul style="list-style-type: none"> Mr. Rowley acknowledged his support for the creation of the Foundation as an alternative funding source for construction programs, to bring needed funding into the system. Mrs. Cindy Enos-Martinez conveyed her appreciation to Mrs. Colleen Martin for all the work she has done in this effort. Superintendent Schultz indicated he will begin to organize the formation of the Foundation, and will come back to the Board with next steps in the process. 	Adopted
Motion Second Aye No		x x		x x	x x	<p>K-3. MJM Cosmetology Contract [Resolution 09/10: 13]</p> <ul style="list-style-type: none"> Mrs. Enos-Martinez expressed her support of the program as a great opportunity for students at Career Center who are not interested in a four-year degree, but gives them an alternative for a great career. Mrs. Kiesler commented on the wonderful benefit she sees for students. 	Adopted
Motion Second Aye No		x x		x x	x x	<p>K-4. Fruita Area School Site Acquisition [Resolution 09/10: 14]</p> <ul style="list-style-type: none"> Mr. Rowley commented the acquisition of property for a future school is needed for anticipated growth in this area. 	Adopted
Motion Second Aye No		x x		x x	x x	<p>K-5. City of Fruita and Mesa County Valley School District 51 IGA Amendment [Resolution 09/10: 16]</p> <ul style="list-style-type: none"> Mr. Rowley provided clarification of the resolution, as being pursuant to another property transaction, to amend a previously adopted Intergovernmental Agreement. 	Adopted

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Motion Second Aye No		x x		x x	x x	<p>K-6. Career Center: Approval to Purchase/Sell Real Estate [Resolution 09/10: 19]</p> <p>➤ Mr. Dean Blair, Career Center Principal, was available to answer questions. Mr. Blair explained the funding process which allows the Construction Technology Program at the Career Center to purchase property for students to construct a residence, and subsequently allows for the sale of that property.</p>	Adopted
Motion Second Aye No		x x		x x	x x	<p>K-7. Mesa Valley Vision Program Lease Agreement [Resolution 09/10: 20]</p> <p>➤ Mr. Rowley questioned the need for the additional space and the increased monthly lease payment. Mrs. Callahan deVita reported that the Vision Program is now at approximately 288 students, and the current space is not conducive for their needs to effectively fulfill their mission.</p> <p>L. BOARD OPEN DISCUSSION:</p> <p>➤ In relationship to Agenda Item K-2. <i>District 51 Foundation</i>, Mr. Rowley reported meeting with the Community Foundation group. The Community Foundation expressed an interest in assisting the District; they would be willing to hold endowments, and they provide free training for non-profit endeavors.</p> <p>M. FUTURE MEETINGS: Reviewed.</p>	Adopted
Motion Second Aye No		x x		x x	x x	<p>O. ADJOURNMENT: 6:58 pm</p>	Meeting Adjourned
<p style="text-align: right;">_____ Jamie Sidanycz, Secretary Board of Education</p>							

**Recognition: CHSAA Class 5A Spring Academic State Champions
FMHS Boys' and Girl's Track
FMHS Girls' Tennis**

Board of Education Resolution: 09/10: 17

Presented: September 15, 2009

Schools take pride in their athletic achievements. They take even more pride when their athletic teams distinguish themselves in the classroom.

Fruita Monument High School's track teams and girls' tennis team earned the title of Colorado High School Activities Association Class 5A Spring 2009 Academic State Champions. To earn such a title, members of the varsity team had to collectively achieve the highest average GPA amongst 63 other schools in their Class 5A sport in the state of Colorado. The girls' tennis team tied with two other schools for the title with a 3.67 average GPA. They are coached by Clint Davis and Randy Majors. The boys' track and field team achieved the championship title with a 3.65 average GPA and the girls' track team earned the award with a 3.78 average GPA. The track teams are coached by Tom Goff.

The Board of Education would like to congratulate the Fruita Monument High School track teams and girls' tennis team and their coaches for their hard work and dedication both in the classroom and on the athletic field.

Board of Education Resolution: 09/10:21

Presented: September 15, 2008

Each year in Colorado, the Colorado Bandmasters Association (CBA) presents awards to bands that demonstrate excellence in their craft. Middle and high school bands are eligible for the Exemplary Band Award if the director of the band is a member of the CBA, and if the band has met predetermined criteria within a single school year. These bands must demonstrate superior performances in concert band as well as in 2 out of 4 of the following areas: marching, solo ensemble, jazz band, and total band student enrollment. This is an exclusive award and very few are awarded each year and we are proud to have three middle schools and one high school whose bands have qualified for, and received this prestigious award.

We are proud to recognize the following band directors and their bands for receiving the 2008-2009 Colorado Band Masters Exemplary Band Award:

- Isaac Lavadie from Grand Junction High School,
- Debbie Wilson from Grand Mesa Middle School,
- Travis Swanson from Orchard Mesa Middle School,
- Sarah Kamstra from Redlands Middle School

All of these bands are truly models of excellence, as are their directors! Congratulations to each of you and to all of your young musicians.



Mesa County Valley School District 51

Recognition: 2009 CCTM Mathematics Leadership Award Julie Schmalz

Board of Education Resolution: 09/10: 18

Presented: September 15, 2009

The Board of Education is pleased to announce that School District 51 Elementary Mathematics Specialist, Julie Schmalz, has been awarded the Mathematics Leadership Award for 2009 from the Colorado Council of Teachers of Mathematics.

The honor recognizes outstanding educators who promote quality math teaching and learning in Colorado state schools. Julie was selected for the award after submitting a resume and essay to the CCTM. In addition, two District 51 administrators wrote letters of recommendation supporting Julie. She was selected for the award over 13 statewide nominees.

Julie has been responsible for several major innovations in the District 51 math program. Perhaps most notably she led the planning and implementation of a major district adoption: creation of math curriculum documents, growth of math teacher leaders, acceptance of 21st Century mathematical thinking, and agreement across the district on K-5 math resources. Julie also collaborates with our Gifted and Talented, Special Education and Response to Intervention teams to support students' learning of mathematics at each tier of the learning pyramid.

This is the second year the CCTM Mathematics Leadership Award has been given out. Both years a District 51 educator has received it. Julie will receive the award at the CCTM Conference at the Denver Convention Center on October 8. Congratulations Julie!

Board of Education Resolution: 09/10:10

Adopted: September 15, 2009

Name	School/Assignment	Effective Date
Resignations		
None at this time		
Leave of Absence		
Robin Lovelace	RMS/SPED Moderate Needs	August 18, 2009
New Assignments		
Alethea Nelson	Rocky Mtn/Counselor	August 26, 2009
Cheryl Cormier	Nisley/.5 Gifted and Talented	August 18, 2009
Crystal Greenhow	Mesa View/.5 3 rd Grade	August 12, 2009
Jowana Hutchins	Tope/.5 Reading Specialist	August 18, 2009
Teresa Peltier-White	TOC/English Language Arts	August 12, 2009

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

Jamie Sidanycz
Secretary, Board of Education

NAME	ASSIGNMENT	LOCATION	EFFECTIVE DATE
RETIREMENTS			
Bishop, Katheleen A	Technician, Finance/Payroll	Fiscal Services	9/18/2009
RESIGNATIONS AND SEPARATIONS			
Guajardo, Jose G	Translator	Equity/Diversity	9/1/2009
Murch, Joshua L	Groundskeeper	Grounds	9/1/2009
ASSIGNMENTS			
Ausmus, Steven L	Instructional Asst	Glade Park K-2	8/19/2009
Baker, Candis C	Instructional Asst	Career Center	8/19/2009
Beilman, Margaret I	Instructional Asst	Palisade High School	8/19/2009
Brewer, Arika S	Secretary, School	Lincoln Orchard Mesa Elem	8/18/2009
Buckley, Kathleen M	Instructional Asst	R-5 High School	8/24/2009
Carlson, Kristen K	Instructional Asst	Reading Thunder Mountain Elementary	8/19/2009
Carver, Kerri L	Instructional Asst	Kind Orchard Avenue Elementary	8/19/2009
Claypoole, Pamela J	Instructional Asst Media/Communication	Reading Orchard Avenue Elementary	8/19/2009
Cook, Ryan T	Specilst	Part-time Communication Services	8/24/2009
Dodd Jr, William D	Custodian	Orchard Mesa Middle School	8/17/2009
Enos Martinez, Steven J	Leag Liaison	Redlands Middle School	8/19/2009
Gonzalez, Melissa A	Inst Asst Behavior Coach	Opportunity Center	8/19/2009
Green, Sean T	Instructional Asst	ESL Central High School	8/19/2009
Gribble, Tammy R	Instructional Asst	Sped Career Center	8/19/2009
Ham, Rachel M	Inst Asst Music	Bookcliff Middle School	8/19/2009
Harvey, Diane A	Instructional Asst	Reading Wingate Elementary	8/24/2009
Jarman, Manda M	Instructional Asst	Ece Career Center	8/19/2009

Lee, Amy E	Preschool Lead Tchr Asst	Ece	Gateway K12 School	8/12/2009
Medina, Clarence A	Family Center Coordinator		Rocky Mountain Elementary	8/19/2009
Miller, Monica A	Paraprofessional		Fruitvale Elementary	8/19/2009
Nikkari, Diana S	Instructional Asst	Reading	Thunder Mountain Elementary	8/19/2009
Noe, Laurie S	Deaf Ed Interpreter		Grand Junction High School	8/26/2009
Olson, Debra S	Instructional Asst	Reading	Tope Elementary	8/19/2009
Osburn, Tami Jean Ruder	Instructional Asst	Reading	Tope Elementary	8/19/2009
Roberts, Penny M	Instructional Asst	Reading Parttime	Loma Elementary	8/19/2009
Rutterbush-Rayment, Judith L	Night Custodian	e	Dia @ Bookcliff	8/17/2009
Schrant, Cheryl E	Instructional Asst	Reading Parttime	Wingate Elementary	8/19/2009
Seim, Emily A	Glade Park Custodian	e	Glade Park K-2	8/17/2009
Snow, Kari L	Speech/Language Assistant	Master	Emerson	8/17/2009
Stepanek, Robin M	Deaf Ed Interpreter		Emerson	8/12/2009
Stone, Mckenzie A	Speech/Language Assistant		Emerson	8/17/2009
Thompson, Janis A	Instructional Asst	Title	Pomona Elementary	8/19/2009
Trenda, Graham M	Instructional Asst	Tech	Orchard Avenue Elementary	8/19/2009
Villa, Milagros M	Instructional Asst		Dual Immersion Academy	8/24/2009
Walson, Rebecca S	Deaf Ed Interpreter		Emerson	8/12/2009
Wilson, Deborah G	Inst Asst Music		Redlands Middle School	8/19/2009

LEAVES OF ABSENCE

Pinchak, Patricia	Cook	Fruita 8/9	8/28/2009
Brenton, Paul	Computer Repair Specialist	Technology Services	7/17/2009

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

*Jamie Sidanycz
Secretary, Board of Education*

GIFTS

Board of Education Resolution: 09/10:12

Adopted: September 15, 2009

Donor	Acer Rodgers
Gift	Two Picnic Tables
Value	\$140.00
School/Department	Glade Park School

Donor	Western Rockies Association of Health
Gift	School supplies & \$140.00
Value	\$200.00
School/Department	REACH Program

Donor	St Mary's Life Center
Gift	Cash
Value	\$1,000.00
School/Department	REACH Program

Donor	Strayhorn Grill
Gift	Cash
Value	\$25.00
School/Department	FBLA National Leadership Conference

Donor	Feather Petroleum Company
Gift	Cash
Value	\$50.00
School/Department	FBLA National Leadership Conference

Donor	Redlands Mesa Golf Club
Gift	Cash
Value	\$200.00
School/Department	FBLA National Leadership Conference

Donor	Meadow Gold Dairies
Gift	Cash
Value	\$200.00
School/Department	FBLA National Leadership Conference

Donor	Western Rockies Federal Credit Union
Gift	Cash
Value	2,900.00
School/Department	FBLA Chapters at GJHS, PHS, CHS and FMHS

GIFTS

Board of Education Resolution: 09/10:12

Adopted: September 15, 2009

Donor	Gordy & Claire Diers
Gift	Six Yearbooks (1930, 1931, 1932, 1934, 1935 & 1936)
Value	\$300.00
School/Department	Archives

Donor	Grand Jct. Field Office, BLM CO
Gift	Two oblong and two round tables
Value	\$300.00
School/Department	Broadway Elementary (Classrooms and Staff Lounge)

Donor	Adrienne Wagner
Gift	Leather Sofa
Value	\$400.00
School/Department	Pomona Elementary Library

Donor	Carpetland USA
Gift	12 x 12 Sheet of vinyl
Value	\$229.00
School/Department	Career Center Preschool Program

Donor	Marsh Trucking
Gift	Cash
Value	\$300.00
School/Department	Miscellaneous

Donor	Riverside Educational Center
Gift	Five Dell Latitude E5500 Notebooks and Software
Value	\$4940.00
School/Department	DIA

Donor	Internal Revenue Service
Gift	20 Chairs, two bookcase and a computer desk
Value	\$5450.00
School/Department	Fruita Middle School

NOW THEREFORE BE IT RESOLVED the Mesa County Valley School District 51 Board of Education, in accepting the donations listed above, extends their appreciation and acknowledges these important partnerships within the community which support learning for all students.

Grant Title	Expelled and At Risk Student Services State Grant
Fund Number	22-3183
Site	Emerson
Description	The purpose of this 4-Year competitive state grant through CDE is to provide for the 1 st two years a 1.0 FTE Middle School Interventionist at Bookcliff MS for students who are suspended and a .5 FTE Vocational Specialist at The Opportunity Center. The FTE's will go down in years 3-4 as the grant funds are reduced in those years. The grant will provide parent involvement district-wide for all 4 years.
Budget Amount	\$142,177.00 (Year 1 funding)
Fiscal Year	June 30, 2010
Authorized Representative	Judy Thornburg and Cathy Haller

Grant Title	Colorado Prevention Partners – Strategic Prevention Framework Incentive Grant
Source	Colorado Department of Education
Fund Number	22-644-7243
Site	Emerson – Prevention Services
Description	Use PBS incentives to prevent the onset and reduce the progression of negative behaviors in students.
Budget Amount	\$12,000.00
Fiscal Year	09/30/2009
Authorized Representative	Judy Thornburg

Grant Title	Four Corners Community History Project
Source	University of Northern Colorado
Fund Number	22-644-5215
Site	BTK
Description	This program endeavors to strengthen teacher quality and knowledge of US History through professional development.
Budget Amount	\$50,000.00
Fiscal Year	6/30/09
Authorized Representative	Cathie Gonzales

Grant Title	Arts Education Action Steps Award
Source	Colorado Council on the Arts
Fund Number	22-605-3972
Site	BTK
Description	To be used for community collaboration for arts education
Budget Amount	\$500.00
Fiscal Year	06/30/2010
Authorized Representative	Cathie Gonzales

Board of Education Resolution: 09/10:08

Adopted: September 15, 2009

Grant Title	Alcohol Prevention Program
Source	Mesa County Health Department
Fund Number	22-392-3971
Site	Grand Junction High School
Description	Used for alcohol prevention program
Budget Amount	\$1,000.00
Fiscal Year	06/30/2010
Authorized Representative	Jon Bilbo

NOW THEREFORE BE IT RESOLVED that the Mesa County Valley School District No. 51 Board of Education approves the above identified grant funds for expenditure purposes.

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

Jamie Sidanycz, Secretary
Board of Education

Statement of Purpose

The District shall collect and maintain education records concerning the growth and development of individual students to provide information to parents, school officials and other persons having a legitimate educational interest in the education records of individual students, to provide a basis for the evaluation and improvement of school programs and the individual needs of students and to provide a historical record of individual students who have attended the District. Such education records shall be maintained so as to insure the privacy of individual students and their parents in conformity with state and federal laws.

Definitions

The terms specified below shall, for purpose of this policy only, be defined as follows:

1. “Record” means written or recorded information or data in any medium or format, including but not limited to handwriting, print and paper, tapes, film, microfilm and microfiche and electronic or digital data.
2. “Education records” means those records which contain information directly related to a student and which are maintained by the district or by a person acting for or on behalf of the district.
3. “Personally identifiable” means that data or information including the name of the student, the student’s parents or other family members; the address of the student; a personal identifier such as the student’s Social Security number, student’s number, biometrics records, identifiers such as a student’s date of birth, place of birth and mother’s maiden name or a list of personal characteristics which would make it possible to identify the student with reasonable certainty. This definition includes any information which can be traced easily to a student.
4. “Parent” means a natural parent, an adoptive parent, the legal guardian of a student, or an individual acting as a parent of a student in the absence of a parent or guardian.
5. “Student” means any person who is attending or has attended District 51 and about whom the district maintains education records or personally identifiable information.
6. “Eligible student” means a student who has attained 18 years of age or is attending an institution of post-secondary education.
7. “School official” means and includes the following parties:

(a) persons employed by the District or holding volunteer positions as teachers, administrators, coaches, athletic trainers, counselors, school psychologists, para-professionals and instructional or administrative support staff members;

(b) persons serving on the Board of Education;

(c) attorneys and/or law firms appointed by the Board of Education as District legal counsel;

(d) contractors, consultants, professionals and other outside parties or service providers, provided that such persons or firms —

- (i) are performing or have contracted with the District to perform institutional services or functions
- (ii) are under the direct control of the District with respect to the use and maintenance of educational records, and
- (iii) have agreed to be subject to the requirements of this policy and state and federal law regarding the use and redisclosure of personally identifiable information from educational records.

The District shall consider non-employed individuals serving as members of an official District or school crisis or risk assessment team (including law enforcement officers, health care providers, social workers and representatives of other local or state agencies or organizations), to be school officials under this subsection while acting in their capacity as members of such teams.

Before disclosure of any personally identifiable information from an education record to any contractor, consultant, professional or other outside party or service provider meeting the conditions in (i) (ii) and (iii) set forth above, such party or provider shall provide written assurance in a form acceptable to the District that such conditions are satisfied in connection with such disclosure; and

(e) other individuals within the District determined to have a legitimate educational interest in education records, such as a parent or student serving on an official district committee or school-sponsored organization, or assisting another school official in performing his or her tasks, as designated in a writing signed by the Superintendent.

8. “Disclosure” means to permit access to the release, transfer or other communication of personally identifiable information contained in education records by any means, including oral, written or electronic means, to any party except the party identified as the party that provided or created the record.

Rights of Parents and Eligible Students (Access to Education Records)

District 51 shall provide parents of students, who are or who have been in attendance at a school within the district access to the education records of such students. However, an eligible student may inspect or review his or her own records and provide written consent for disclosure of such records and personally identifiable information therein. If an eligible student is a dependent for federal income tax purposes, the parent also is entitled to access his/her child's educational records despite the lack of written consent from the eligible student. The right to access shall include:

1. The right to be provided a list of the types of education records which are maintained by the district and are directly related to students.
2. The right to inspect and review the content of those records.
3. The right to obtain copies of those records at the expense of the parents or the eligible student.
4. The right to a response from the district to reasonable requests for explanations and interpretations of those records.
5. The right to inspect, review or be provided with a response from the district as set forth above as soon as practicable after the request is made.

If the request for access includes a request for access to education records which include information on more than one student, the right to access shall be limited to those portions of such education records as relate to the individual student for whom or concerning whom the request for access is made.

Requesting records from other school districts

When a student transfers to this school district from another district, the receiving school shall request the student's records from the transferring district if the records have not already been forwarded to the receiving school.

Challenges to the Content of Education Records

Parents of students and eligible students shall be provided an opportunity for a hearing to challenge the content of such students' education records in order to correct or clarify inaccurate or misleading material or otherwise purge from the students' education records inaccurate, misleading or otherwise inappropriate data contained therein in violation of the privacy and other rights of students. The parents of students and eligible students also shall be provided an opportunity to insert as a part of any education record a written explanation respecting the contents of any such student's education record.

Procedures and guidelines for a formal hearing regarding challenges to the content of education records or request for inclusion of explanatory material shall at a minimum include the following:

1. The hearing shall be conducted and decided within a reasonable period of time following the request for the hearing.
2. The hearing shall be conducted and the decision rendered by a district official who does not have a direct interest in the outcome of the hearing.
3. The parents or eligible student shall be afforded a full and fair opportunity to present evidence relevant to the issues raised and may be represented by an attorney at all stage of the proceeding.
4. The decision shall be rendered in writing within 30 working days after the conclusion of the hearing. Nothing contained herein, however, shall be construed as a limitation upon or discouragement of informal proceedings to settle any dispute arising with a parent of a student or an eligible student regarding the content of the student's education records through informal meetings and discussions with the parents or the eligible student. While district personnel are encouraged to employ informal procedures to accommodate or resolve disputes of such nature, a recourse to informal proceedings shall in no way be deemed a prerequisite to the right of parents and eligible students to a formal hearing to challenge the content of education records.

Annual Notification of Rights

The District will notify parents and eligible students of their rights pursuant to this policy at the beginning of each academic year. The notice will be in the form provided on Exhibit JRA/JRC-E(1). Such notice shall be given to parents and eligible students by one or more of the following methods:

1. By at least one conspicuous publication in a newspaper of general circulation within the district.
2. By inclusion in school newspapers, handbooks or similar publications produced or maintained for general circulation to parents and students.
3. By a general mailing or "take home" notice.

For notice to parents or eligible students who are disabled or whose primary or home language is other than English, the format, language or method of notice will be modified so it is reasonably likely to inform them of their rights.

A copy of the Family Educational Rights and Privacy Act and this policy may be obtained from the office of the Superintendent during normal business hours.

Disclosure of Directory Information

The District may disclose directory information from a student's educational records without the consent of the parent or eligible student. A parent or eligible student may refuse to permit the designation of any and all categories of information as directory information with respect to that student by informing the Director of Student Services or the registrar of the school in which the student is enrolled of such refusal in writing at least 20 days in advance of disclosure. Such refusal shall be documented in the form set forth in Exhibit JRA/JRC-E(2).

"Directory information" means information contained in a student's education record that would not generally be considered harmful or an invasion of privacy if disclosed. Directory information that may be released shall include, but is not limited to, the student's name; address, telephone number, date of birth; photograph; grade level; participation in officially recognized activities and sports; height and weight of athletic team members; dates of attendance; and degrees, awards, honors, and other distinctions received. However, unless otherwise provided by law, addresses and telephone numbers of students shall not be disclosed as directory information except to a state or federal law enforcement agency where such student is under investigation by such agency and the agency shows that such information is necessary for the investigation.

Disclosure to Third Parties (Persons Who May Receive Education Records Without Consent)

The District will disclose personally identifiable information from student records without the written consent of the parent or eligible student only to those persons or entities allowed under federal or state law to receive such information. Pursuant to such laws, disclosures of such information may be made to or for the following:

1. Other school officials who have a legitimate educational interest in the student. A school official has a "legitimate educational interest" if disclosure to such official is:
 - a. Necessary for that official to perform appropriate tasks that are specified in his or her position description or by a contract agreement;
 - b. Used within the context of official district business and not for purposes extraneous to the official's areas of responsibility;

c. Relevant to the accomplishment of some task or to a determination about the student; and

d. Consistent with the purposes for which the data are maintained.

Pursuant to state law and Board Policy JK, the principal or designee shall communicate certain disciplinary information concerning students enrolled in the school to any teacher who has direct contact with the student in the classroom and to any counselor who has direct contact with the student.

2. Officials of other school systems in which the student seeks or intends to enroll or transfer. In this case disciplinary information may be included.
3. Organizations conducting studies for or on behalf of educational agencies or institutions for the purpose of developing, validating or administering tests, administering student aid programs and improving instruction, if upon a written agreement between the organization and the district, the organization agrees that such studies are conducted in such a manner as will not permit the personal identification of students and their parents by persons other than representative of such organizations and such information will be destroyed when no longer needed for the purposes for which it is conducted.
4. Accrediting organizations in order to carry out their accrediting function.
5. In connection with financial aid which a student has applied for or received.
6. In compliance with judicial orders or pursuant to any lawfully issued subpoena upon condition that parents and eligible students are notified of all such orders or subpoenas in advance of the compliance therewith by the district.
7. In compliance with an *Ex Parte* court order under the Patriot Act.
8. Governmental agencies and officials as required by law. For example, on or before December 31 of each school year, District shall disclose to the Colorado Commission of Higher Education (CCHE) the names and mailing addresses of those students enrolled in the eighth grade for use in mailing the notice of postsecondary educational opportunities and higher education admission guidelines as required by state law.
9. The names, addresses and home telephone numbers of students in any secondary school shall be released to a recruiting officer for any branch of the United States armed forces who requests such information unless any such student submits a request, in writing, that such information not be released. The recruiting officer requesting and receiving any such information shall certify, in writing,

that the data released will be used for the sole purpose of providing information to students regarding military service, and that the information obtained will not be released to any person or organization other than individuals within the recruiting services of the armed forces. The actual expenses incurred in furnishing the information shall be paid for by the requesting service.

10. To appropriate persons in connection with a bona fide emergency if knowledge of such information is necessary to protect the health and safety of a student or other persons. In determining whether such a bona fide emergency exists, school officials may take into account the seriousness of the threat to the health or safety of the student or other persons, the need for such records to meet the emergency, the person to whom the educational records are to be disclosed, whether the person to whom such records are released is in a position to deal with the emergency, the extent to which time is of the essence in dealing with the emergency.
11. The disclosure is information that the district has designated as “directory information” as provided above. However, unless otherwise provided by law, addresses and telephone numbers of students shall not be disclosed as directory information except to a state or federal law enforcement agency where such student is under investigation by such agency and the agency shows that such information is necessary for the investigation.
12. In connection with any legal action by the district against a parent or a student, or in connection with any legal action against the district by a parent or a student when the educational records of the student are relevant for the defense or prosecution to proceed with the claim.
13. The disclosure concerns information provided to the District under federal law requiring sex offenders and other individuals required to register under section 170101 of the Violent Crime Control and law Enforcement Act of 1994.
14. Disclosures of disciplinary and attendance information to a criminal justice agency pursuant to Policy JRCA.

Disclosures to Medicaid

In all cases in which a student is enrolled in the Colorado Medicaid program, the District shall release directory information consisting of the student’s name, date of birth and gender to Health Care Policy and Financing (Colorado’s Medicaid agency) to verify Medicaid eligibility of students. The district shall obtain written consent annually from a parent before the release of any non–directory information required for billing. To accomplish this, the District shall do one or more of the following:

- a. include a consent form with the “start of school” information each fall

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- b. include a consent form with IEP packet materials.
 - c. include a consent provision on the Medical Emergency form

Verification of Identity

The district will use reasonable methods to identify and authenticate the identity of parents, student, school officials, and any other parties to whom the district discloses personally identifiable information from educational records.

Consent to Disclosure of Education Records

Except as provided in the “Disclosures to Third Persons” section above, education records relating to a student shall not be disclosed to third persons except upon written parental consent or the written consent of an eligible student according to the following procedures:

1. All consents shall be in writing and shall be received by school officials prior to the disclosure of education records to any third parties. The superintendent or designee shall prescribe a consent form to be used for this purpose which shall be designed to elicit the following information:
 - a. A specification of the records to be released.
 - b. The reasons or other justification the parent gives for requesting that education records be released to a third person.
 - c. The names of all persons to whom the records are to be released.

Parent or eligible student consent shall only be valid for the specific instance or purpose for which it was given. Consent for a student to participate in any course, school activity, special education program, or in any other school program shall not constitute the specific written consent required.

All signed consent forms shall be retained by the school district.

2. Whenever the district is required by law or policy to seek written consent prior to disclosing personally identifiable information regarding a student, the following information shall be provided in writing to the parent or eligible student:
 - a. The specific records to be released
 - b. The specific reason for such release

- c. The specific identity of any person, agency or organization requesting such information and the intended uses of the information
 - d. The method or manner by which the records will be released
 - e. The right to review or receive a copy of the records to be released
- 3. Upon release of education records to a third person, school officials shall on request supply at a reasonable copying charge the requesting parent or eligible student with a copy of all education records released or to be released to a third party.
 - 4. Release of information to a third party, other than those who may receive records without parental consent, shall be on the condition that no education record or information contained therein may be disclosed to another without the written consent of the parent or eligible student.

Disclosure Log

Each school official or employee charged with maintaining education records shall maintain with respect to each student for whom education records are maintained a written or electronic log or registration of each request and each disclosure of personally identifiable information from the education records of a student. The log or registry shall be kept with the education records of the student and shall indicate:

- 1. The parties who have requested or obtained personally identifiable information from the education records of the student.
- 2. The names of the parties to which the receiving party may disclose the information on behalf of the district.
- 3. The legitimate interests these parties had in requesting, obtaining, or redisclosing the information.
- 4. Emergency information

The log need not reflect disclosure of directory information or disclosure to a parent of a student or an eligible student or disclosure pursuant to the written consent of a parent of a student or an eligible student when the consent is specific with respect to the party or parties to whom the disclosure is made, or disclosures to school officials or employees having a legitimate education interest in the education records of the student, or disclosures of information to military recruiters.

The log or registry of disclosure may be inspected by the parent of the student or the eligible student, by the school official and assistants who are responsible for the custody of the records and by the federal agency responsible for monitoring and auditing the record-keeping procedures of the district pursuant to the Family Educational Rights and Privacy Act of 1974.

Waivers

A parent or eligible student may waive any or all of his/her rights protected by this policy. A waiver shall not be valid unless in writing and signed by the parent or eligible student. The district does not require a waiver but may request a waiver. Any waiver under this provision may be revoked at any time by written instrument.

Administrative Procedures

The superintendent or designee shall be authorized and directed to establish appropriate procedures to administer this policy.

Legal Refs:

20 U.S.C. 1232g (*Family Educational Rights and Privacy Act*)

20 U.S.C. 7908 (*military recruiter information contained in No Child Left Behind Act of 2001*)

34 C.F.R. 99.1 *et seq* (*FERPA regulations*)

C.R.S. 19-1-303 and 304 (*records and information sharing under Colorado Children's Code*)

C.R.S. 22-1-123 (*district shall comply with FERPA*)

C.R.S. 22-32-109(1)(ff) (*duty to establish policy on disclosing eighth grade students names and mailing addresses to the Colorado Commission on Higher Education*)

C.R.S. 22-32-109.1(6) (*duty to establish policy on sharing information consistent with state and federal law in the interest of making schools safe*)

C.R.S. 22-32-109.3(2) (*duty to share disciplinary and attendance information with criminal justice agencies*)

C.R.S. 22-33-106.5 (*court to notify of conviction of crime of violence and unlawful sexual behavior*)

C.R.S. 22-33-107.5 (*school district to notify of failure to attend school*)

C.R.S. 24-72-204(3)(a)(VI) *(schools cannot disclose address and phone number without consent unless otherwise provided by law)*

C.R.S. 24-72-204(3)(b) *(schools may disclose scholastic, medical, psychological or sociological information to law enforcement agency where student is under investigation)*

C.R.S. 24-72-204(3)(d) *(information to military recruiters)*

C.R.S. 24-72-204(3)(e)(I) *(certain FERPA provisions enacted into Colorado Law)*

C.R.S. 24-72-204(3)(e)(II) *(disclosure by staff of information gained through personal knowledge or observation)*

C.R.S. 24-72-205(5) *(fee for copying public record)*

C.R.S. 25.5-1-116 *(confidentiality of HCPF records)*

CROSS REFS: GBG, Liability of School Personnel/Staff Protection

JK, Student Discipline

JLC, Student Health Services and Records

JRCA*, Sharing of Student Records/Information between School District and State Agencies

WHEREAS, the gap between the funding level necessary to fully meet key District needs and the amount of public funds actually collected by or otherwise made available to the District is significant and likely to continue to grow; and

WHEREAS, private and charitable gifts and donations can help fill this gap, especially with respect to funding for District capital projects and other key performance initiatives; and

WHEREAS, section 22-32-110(1)(y), C.R.S., vests authority in the Board of Education to accept gifts and donations made to the District, and the Board has adopted policy governing the receipt of such gifts and donations; and

WHEREAS, the Board believes that establishment of a community nonprofit organization focused on private financial support for the District could generate substantial additional money toward needed District capital improvements and other critical programs, because such an organization could encourage and enhance opportunities for private individuals and organizations to make tax-deductible contributions and donations for such purposes, and broaden community support for and collaboration on fundraising efforts; and

WHEREAS, a group composed of community members, Board members, and District staff (“Organizers”) have expressed interest in volunteering time and effort to organize and establish a nonprofit tax-exempt organization to be named the District 51 Foundation (“Foundation”), provided that the Board would support and collaborate with such organization;

WHEREAS, the Organizers intend to operate the District 51 Foundation exclusively with private funds, but will require District assistance and cooperation to facilitate the formation and ultimate success of the organization; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of Mesa County Valley School District No. 51 hereby declares its support for the creation of the Foundation to help raise funds toward District capital projects and key performance initiatives, and to improve overall community involvement among educators, parents, students, other public and private charitable institutions and community leaders with the common goal of improving public education for all children in the District.

FURTHER RESOLVED, that the Superintendent and/or his designee(s) are authorized and directed to work with the Organizers to facilitate and assist formation of the Foundation.

I certify that the information contained herein is accurate and was adopted by the Mesa County Valley School District 51 Board of Education on September 15, 2009.

Jamie Sidanycz
Secretary, Board of Education

WHEREAS, as part of its dropout prevention program for "at risk" students, the District has applied for and has received approval from the Colorado Community College and Occupational Education System to provide a Cosmetology VE 120 vocational program (herein "the Program"), through the District's Career Center; and

WHEREAS, for the past two (2) academic years, the District has engaged the MJM Institute of Cosmetology, 533 Bogart Lanes Suites A & B, Grand Junction, CO 81505 (herein "MJM") to deliver the instructional component of the Program under an Instructional Services Agreement dated December 18, 2007; and

WHEREAS, the administration recommends that the District enter into a new Instructional Services Agreement with MJM as an independent contractor to deliver the Program (including staff, facilities, equipment, instructional supplies and materials) for up to ten (10) students for the 2009-10 school year, a copy of which attached as Exhibit A ("Agreement"); and

WHEREAS, Program costs pursuant to the Agreement for this school year are unchanged from the 2007 contract, and will not exceed Twenty-five Thousand Dollars (\$25,000.00), with \$1,000 of such total being set aside to provide financial assistance for first year students to use toward the purchase of materials, equipment and supplies necessary to participate in the Program.

WHEREAS, the Agreement gives the District the right and option annually to renew the contract for the next succeeding academic year, provided the parties mutually agree in writing to a compensation amount for the additional one (1) year renewal term; and

NOW THEREFORE, BE IT RESOLVED that the Board of Education of Mesa County Valley School District 51 does hereby approve the attached Instructional Services Agreement with MJM, and directs the Superintendent to execute the same on behalf of the Board.

I certify that the information contained herein is accurate and was adopted by the Mesa County Valley School District 51 Board of Education on September 15, 2009.

Jamie Sidanycz
Secretary, Board of Education



Mesa County Valley School District No. 51

**Approval of Contract to Purchase
Real Estate for Future School in the Fruita Area**

Board of Education Resolution; 09/10: 14

Adopted: September 15, 2009

RESOLUTION

WHEREAS, the District has been presented with the opportunity to purchase a tract of land of approximately 15.59 acres in the Fruita area for a future school site; and

WHEREAS, by an agreement entitled “CONTRACT TO BUY AND SELL REAL ESTATE (Vacant Land-Farm-Ranch)” dated August 6, 2009, (herein the “Contract” copy of which is attached), the District agreed to purchase the following described real estate:

The West 1289.7 feet of Mesa County Parcel No. 2697-081-87-002, identified shown on the plat attached hereto as Exhibit A, consisting of 15.59 acres, more or less, the exact acreage to be determined by survey,

WHEREAS, the Contract is conditioned on the occurrence of certain events, including official approval by the Board of Education no later than September 15, 2009.

NOW, THEREFORE BE IT RESOLVED, that the Board of Education approves and ratifies the Contract, as signed by the District’s Executive Director of Support Services, and authorizes the Executive Director of Support Services, Melissa Callahan-DeVita, as the Board’s designated agent, with authority to sign all documents and to take such other and further actions in conjunction with legal counsel as may be required to close the transaction.

FURTHER RESOLVED, that actions of the Executive Director of Support Services to comply with the requirements of § 22-32-124(1), C.R.S., involving notice to the proper municipal planning authorities, such that the proposed acquisition might conform to the adopted plan of the community insofar as is feasible, are approved and ratified.

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

*Jamie Sidanycz
Secretary, Board of Education*



Mesa County Valley School District No. 51

**Approval of Amendment to
Intergovernmental Agreement
With the City of Fruita**

Board of Education Resolution: 09/10: 16

Adopted: September 15, 2009

WHEREAS, the District and the City of Fruita (herein “City”) entered into an INTERGOVERNMENTAL AGREEMENT (herein IGA) on September 26, 2008 for the shared purchase of a 40-acre tract in the City of Fruita; and

WHEREAS, pursuant to the terms of the IGA, the District agreed to acquire an undivided 13/40’s interest in the 40 acre tract for \$364,000, \$200,000 being paid at the time of closing with a remaining balance of \$164,000 due in November 2009; and

WHEREAS, the parties mutually agree to postpone the due date for payment of the remainder of the purchase price from November 2009 to August 2010; and

WHEREAS, the parties agree to amend the IGA as set forth in Exhibit A attached.

NOW, THEREFORE, BE IT RESOLVED that the Secretary and the President of the Board are hereby authorized and directed to execute the amended IGA on behalf of the Board.

FURTHER RESOLVED that the Board authorizes the District’s administration to carry out the terms set forth in the amended IGA.

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

*Jamie Sidanycz, Secretary
Board of Education*

Approval To Purchase/Sell Real Estate

Board of Education Resolution: 09/10: 19

Adopted: September 15, 2009

WHEREAS, the District operates a construction technology program at the Career Center (herein "Program"); and

WHEREAS, the administration has negotiated a proposed agreement entitled "CONTRACT TO BUY AND SELL REAL ESTATE" dated September 9, 2009, under which the District would acquire the right to purchase the following described real estate in the County of Mesa, Colorado, to-wit:

Lot 3 Block 2 Filing #5 of Westland Estates Subdivision

known as 402 Wilkins Drive, Grand Junction, CO 81504, which agreement is attached hereto as Exhibit A; and

WHEREAS, the administration recommends that the Board of Education approve the proposed agreement and authorize the purchase for use in connection with the Program; and

WHEREAS, funds for such purchase will be available from the Career Center Student Construction Fund if approved by the Board of Education; and

NOW, THEREFORE, RESOLVED, that the Board of Education approves the attached CONTRACT TO BUY AND SELL REAL ESTATE dated September 9, 2009, subject to final review and approval by the District's legal counsel, and authorizes the Superintendent or his designee to sign the attached agreement on behalf of the District upon receiving legal counsel approval, and thereafter to take such other further steps in conjunction with legal counsel as may be required to close the transaction; and

FURTHER RESOLVED, that upon construction of a residence by students under supervision of the Career Center Construction Technology Program, the Superintendent, the Board President and the Board Secretary are authorized to take such steps in conjunction with legal counsel as may be required to sell the property for a price and upon terms as may be approved by the Superintendent; and

FURTHER RESOLVED, that said property and the avails and proceeds thereof shall be exclusively devoted to the Career Center Student Construction Fund.

I certify that the information contained herein is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

Jamie Sidanycz
Secretary, Board of Education

**Approval of Lease of Office Space from Comine, LLC
Mesa Valley Vision Home and Community Program**

Board of Education Resolution: 09/10:20

Adopted: September 15, 2009

WHEREAS, pursuant to an Agreement dated July 1, 2008 with Mesa Valley Vision, Inc. (MVV Agreement), the Board of Education established a new alternative school within the District known as the Mesa Valley Vision Home and Community Program (Program);

WHEREAS, the MVV Agreement obligates the District to provide suitable office space to conduct Program activities, subject to the budgetary constraints imposed by the Program Budget; and

WHEREAS, the Program is currently operated from property located at 804 Grand Avenue, Grand Junction, Colorado 81501 under a lease between MVV and Hunt Family Trust dated May 7, 2008 (the "Hunt Property"); and

WHEREAS, the Program has outgrown the space at that location, and MVV has requested that the District provide a larger facility; and

WHEREAS, MVV and District administrators have identified suitable additional office space owned by Comine, LLC at 1401 North 1st Street, Unit A in Grand Junction (the Comine Property), and negotiated a lease in the form attached hereto for the rental of the Comine Property for a term of two years at the rate of \$2,500 per month, with an option to extend the lease for a third year at the rate of \$2,650 per month; and.

WHEREAS, the District intends to move all Program operations to the Comine Property, but the Hunt Lease does not expire until April 30, 2011, and the District will continue to make lease payments on MVV's behalf for the Hunt Property from the Program budget until such lease expires, is terminated or a suitable replacement tenant or subtenant can be found, whichever occurs first; and

WHEREAS, MVV understands and agrees that all of the District's leasehold obligations and expenditures for the Comine Property and Hunt Property will be paid from Program per pupil revenue and accounted for in the Program budget; and

WHEREAS, the proposed lease for the Comine Property provides that the District's lease obligations are subject to annual appropriation by the Board, that the District's obligations under such lease shall not be a multiple fiscal year direct or indirect District debt, and that the District may terminate the lease at or before the end of any fiscal year upon thirty (30) days' prior written notice to Comine, LLC with or without cause; and

WHEREAS, the Board finds that the proposed lease is in accord with the MVV Agreement and in the best interest of the District;



**Approval of Lease of Office Space from Comine, LLC
Mesa Valley Vision Home and Community Program**

Board of Education Resolution: 09/10:20

Adopted: September 15, 2009

NOW, THEREFORE, RESOLVED that the lease of the Comine Property in the form attached hereto is approved, and the Superintendent be and hereby is authorized to execute the same on behalf of the District.

I certify that the information contained herein is accurate and was adopted by the Mesa County Valley School District No. 51 Board of Education on September 15, 2009.

Jamie Sidanycz
Secretary, Board of Education