

KENAI PENINSULA BOROUGH SCHOOL BOARD MEETING
Borough Administration Building
Soldotna, Alaska 99669

May 16, 1994

SCHOOL BOARD MEMBERS: Mrs. Betty Obendorf, President
Mr. Michael Tauriainen, Vice President
Mr. Michael Wiley, Clerk
Mr. Joe Arness, Treasurer
Dr. John Nels Anderson, Member
Mrs. Mari-Anne Gross, Member
Mr. Emery Thibodeau, Member
Mr. Rick Bell, Student Representative

STAFF PRESENT: Mr. John Dahlgren, Interim Superintendent
Mrs. Sharon Radtke, Executive Director, Personnel

OTHERS PRESENT: Mrs. Janie Lawley Mr. Fred Esposito
Mr. James Simeroth Mrs. Melody Douglas
Mr. Tom Hyatt Mr. Charles Boll
Others present not identified.

CALL TO ORDER: Mrs. Obendorf called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE: Mrs. Obendorf invited those present to participate in the Pledge of Allegiance.

ROLL CALL: Mrs. Betty Obendorf Present
Mr. Michael Tauriainen Present
Mr. Michael Wiley Present
Mr. Joe Arness Present
Dr. John Nels Anderson Present - Late 7:32 p.m.
Mrs. Mari-Anne Gross Absent - Excused
Mr. Emery Thibodeau Absent - Excused
Mr. Rick Bell Present

APPROVAL OF AGENDA: The agenda was approved with the addition of Item 10b, Approval of Resignation, and Item 10c, Approval of Transportation Contract.

APPROVAL OF MINUTES: The School Board Minutes of May 2, 1994, were approved as written.

COMMUNICATIONS AND PETITIONS: Mrs. Obendorf reported notices had been received on proposed changes in regulations dealing with part-time enrollment in public schools and student performance standards. She noted the State Board of Education would receive written responses on these regulation changes through July 11, 1994.

FINANCIAL REPORT: Mrs. Douglas presented the financial report of the district for the period ended April 30, 1994.

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ADVERTISING DEADLINES:

In response to a prior Board request on newspaper advertising, Mrs. Obendorf reported the *Homer News* deadline is Monday at noon, the *Seward Phoenix Log* deadline is Friday, 4:00 p.m., and the *Dispatch* is delivered door-to-door in the Central Peninsula area, with central locations in Seward and Homer.

CONSENT AGENDA:

Items presented on the Consent Agenda were Approval of Grant Applications, Extended Field Trip Request, Resignations, Leave of Absence Request/Certified, and Leave of Absence Request/Support.

GRANT APPLICATIONS:

Mrs. Rubadeau recommended the Board approve grant applications for submission to the Department of Education for the Vocational/Technical Education Program in the amount of \$200,403; the Vocational Education Competitive Grant Program in the amount of \$60,000; and the Instructional Assistant/Teacher Training Project in the amount of \$10,000.

EXTENDED FIELD TRIP
REQUEST:

Mrs. Rubadeau recommended the Board approve an extended field trip request for three Nikiski Jr/Sr High School students to participate in national VICA competition, June 24-July 2, 1994, at Kansas City, Missouri.

RESIGNATIONS:

Mrs. Radtke recommended the Board approve resignations effective the end of the 1993-94 school year for Charles A. Poindexter, Vocational Education, Homer High; Amy Nordmark, QUEST, Soldotna Elementary; Judith DeVito, Kindergarten, Redoubt Elementary; Patricia May, Library, Homer High; Dave Carlson, Vocational Education, Nikiski Jr/Sr High; Mary Carol Nelson, Grades K-5, Hope Elementary; Gerry Tullos, Grade 4, Redoubt Elementary; Lou Jean Tullos, Grade 2, Redoubt Elementary; Bill Bacon, Science/Health, Skyview High; Rick Winder, Mathematics/Science, Nikiski Jr/Sr High; Diana Hames, Social Studies, Nikiski Jr/Sr High; and L.D. Boatright, Mathematics/Physical Education, Nikiski Jr/Sr High.

LEAVE OF ABSENCE REQUEST/
CERTIFIED:

Mrs. Radtke recommended the Board approve an unpaid leave of absence for the 1994-95 school year for Cheryl Schweigert, Kindergarten, Sterling Elementary.

LEAVE OF ABSENCE REQUESTS/
SUPPORT:

Mrs. Radtke recommended the Board approve unpaid leave of absence requests for the 1994-95 school year for Larry Schweigert, Custodian, Kenai Middle School; and Cindy Koplin, Secretary III, McNeil Canyon Elementary.

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TRANSPORTATION CONTRACT
(continued):

Mrs. Obendorf announced the Board needed to hold an executive session, and in the meantime, the administration would attempt to contact the attorney, the transportation coordinator, or Mr. Dahlgren to clarify the transportation contract.

ACTION

At 8:03 p.m., Mr. Tauriainen moved the Board go into executive session to discuss subjects that tend to prejudice the reputation and character of any person, provided the person may request a public discussion. Mr. Arness seconded.

Motion carried unanimously.

ADJOURN EXECUTIVE SESSION:

At 8:54 p.m., Mr. Tauriainen moved the Board adjourn the executive session. Dr. Anderson seconded.

Motion carried unanimously.

RECESS:

At 8:55 p.m., Mrs. Obendorf called a recess.

RECONVENE AFTER RECESS:

At 8:58 p.m., Mr. Dahlgren arrived and the Board reconvened in regular session.

Mr. Dahlgren explained the method used in counting buses, and stated he felt the Mayflower low bid proposal was responsive to the RFP. Discussion on the back up buses followed. Mr. Arness commented that he was not sure anybody was wrong and it would be decided by attorneys. He recommended the Board move forward and approve the contract. He felt it was unfortunate about the misunderstanding on the bid.

Motion carried unanimously.

BOARD COMMENTS:

Mr. Tauriainen expressed concern on recent elementary student suspensions and requested these discipline matters be reviewed.

Mr. Wiley commented that technically the newspaper deadlines were correct, however, he felt more checking should be made if the school district made a commitment for agenda space. He felt the deadlines were an excuse to save money.

The Board extended their best wishes to the Student Representative, Rick Bell. Mr. Bell stated being the Student Representative had been a wonderful experience, and he felt the Kenai Peninsula Borough School District provided its students with an excellent education.

BOARD COMMENTS (cont.):

Mrs. Obendorf announced that Mr. Arness would attend the Borough Assembly Meeting on May 17. She requested a Board volunteer for the June Borough Assembly meetings.

Mrs. Obendorf announced the Board will hold one meeting in June, that being June 13. The Board will meet on July 11, but a special meeting could be held if needed for personnel hires.

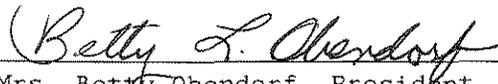
Mrs. Obendorf commented she was pleased with graduation ceremonies, a special time as young people step into a new stage of their life.

ADJOURN:

At 9:18 p.m., Mr. Tauriainen moved the School Board Meeting be adjourned. Mike Wiley seconded.

Motion carried unanimously.

Respectfully Submitted,



Mrs. Betty Obendorf, President



Mr. Michael Wiley, Clerk

The Minutes of May 16, 1994,
were approved on June 13, 1994,
with a correction.

KENAI PENINSULA BOROUGH SPECIAL SCHOOL BOARD MEETING
 Soldotna Elementary School
 Soldotna, Alaska 99669

May 24, 1994

SCHOOL BOARD MEMBERS:

Mrs. Betty Obendorf, President
 Mr. Michael Tauriainen, Vice President
 Mr. Michael Wiley, Clerk
 Mr. Joe Arness, Treasurer
 Dr. John Nels Anderson, Member
 Mrs. Mari-Anne Gross, Member
 Mr. Emery Thibodeau, Member

STAFF PRESENT:

Mr. John Dahlgren, Interim Superintendent

OTHERS PRESENT:

Mrs. Karen Mahurin	Mrs. Janie Lawley
Mr. Chuck Boll	Mr. Tom Hyatt
Mr. Tom Boedeker	Mrs. Anna Creary
Mrs. Carolyn Cannava	Mr. Robert Mahoney
Mr. Michael Kreger	Others present not identified.

CALL TO ORDER:

Mrs. Obendorf called the meeting to order at 7:35 p.m.

PLEDGE OF ALLEGIANCE:

Mrs. Obendorf invited those present to participate in the Pledge of Allegiance.

ROLL CALL:

Mrs. Betty Obendorf	Present
Mr. Michael Tauriainen	Absent - Excused
Mr. Michael Wiley	Absent - Excused
Mr. Joe Arness	Present
Dr. John Nels Anderson	Present
Mrs. Mari-Anne Gross	Present
Mr. Emery Thibodeau	Present

APPROVAL OF AGENDA:

The agenda was approved as printed.

CONSENT AGENDA:

Items presented on the Consent Agenda were Approval of Leave of Absence Requests/Certified, Approval of Resignations, Substitute Teacher Contracts, and Extended Field Trip Requests.

LEAVE OF ABSENCE REQUESTS/
 CERTIFIED:

By memorandum, Mrs. Radtke recommended the Board approve unpaid leave of absence requests for the 1994-95 school year for Susan Borko, Music, Skyview High; Victor Borko, Music, Tustumena Elementary; and Lana Esposito, Special Education/Resource, Redoubt Elementary.

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RESIGNATIONS:

By memorandum, Mrs. Radkte recommended the Board approve resignations effective the end of the 1993-94 school year from Robert Cochran, Industrial Arts, Nikiski Junior/Senior High; Barbara Dickerson, Grade 3, Soldotna Elementary; Nina Faust, Mathematics/QUEST, Homer High; Julianne Large, Grade 3, Soldotna Elementary; Judy Marlow, Business Education, Kenai Central High; Ken Marlow, Social Studies/Computers, Soldotna Junior High; Judy Salo, Civic Leave of Absence; Eugene Smart, Grade 5, Nikiski Elementary; Ernie Souja, Grade 3, Paul Banks Elementary; Richard DeLorenzo, Lead Teacher, Port Graham Elem/High; and Barbara DeLorenzo, Grades 4-6/Special Education/Resource, Port Graham Elem/High.

SUBSTITUTE CONTRACT:

By memorandum, Mrs. Radtke recommended the Board approve a contract for 19-day substitute teacher Tom Atkinson, English/Drama, Skyview High School.

EXTENDED FIELD TRIP
REQUESTS:

Mrs. Rubadeau recommended, by memorandum, the Board approve extended field trips for students from the following schools to participate in national Future Problem Solving competition in Ann Arbor, Michigan, June 9-13, 1994: Nikiski Jr/Sr High, four students; Soldotna High and Skyview High, five students; and Kenai Middle School, ten students.

Mr. Dahlgren commented the Consent Agenda Items required approval since personnel items were pending, and students would be attending national Future Problem Solving competition prior to the next school board meeting on June 13.

ACTION

Mrs. Gross moved the Board approve the Consent Agenda Items as presented. Dr. Anderson seconded.

Motion carried unanimously.

REQUEST FOR RECONSIDERATION
FOR RESPONSIVENESS
DETERMINATION:

Mr. Dahlgren stated a request for reconsideration for responsiveness determination on the five-year transportation contract had been made by Laidlaw Transit. Mr. Tom Boedeker, borough attorney, told the Board that reconsideration can be made on two grounds established in regulation. These would be fraud or duress, and error in computation. He told the Board responsiveness had already been determined by the Board in their awarding the transportation contract to Mayflower Contract Services on May 16, 1994.

Mrs. Obendorf stated the format for the hearing would be thirty minute presentations from both parties and ten minutes each for closing comments.

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REQUEST FOR RECONSIDERATION
FOR RESPONSIVENESS
DETERMINATION (cont.):

Mr. Michael Kreger, representing Laidlaw Transportation, presented the Board with handouts which included the transportation RFP, Laidlaw and Mayflower proposals, and a booklet of additional information. Mr. Kreger called attention to nonresponsiveness related to counting the number of buses at 85 not 84 as supplied by Mayflower Contract Services, counting of spare buses, number of buses supplied with lifts, seating capacity of the buses, and school district directives to follow the RFP specifications. He felt Laidlaw's proposal was responsive to the RFP whereas Mayflower's was not.

Mr. Robert Mahoney, representative for Mayflower Contract Services, stated the Mayflower Contract was responsive as indicated by school board approval and there was no need for reconsideration because there was no showing of fraud, duress or miscalculations. He noted the bid included combining service areas and the regulation does not prohibit spare buses being combined. He stated there was a separate spare for Cooper Landing. He noted if there was an error on the count of 85 buses instead of 84, the school board could waive this part of the contract. He noted there could be a mistake by the district in interpretation, not Mayflower Contract Services. He noted the bus seating capacities as specified in the RFP were unrealistic using current standards set in the industry. Mr. Tom Hyatt clarified seating capacity terminology used in the industry, and explained Mayflower's method of determining the number of buses specified in their contract.

In closing remarks, Mr. Kreger stated it was Laidlaw's position there was no difference between some seating capacity of buses, there was no breach in the contract for spare buses, and if the RFP was ambiguous, then the contract should be rebid. He felt Laidlaw's proposal was not an ambiguous proposal. He presented affidavits from Mr. Steve DeVito, and Mr. Parmeter related to the pre-bid conference, and from Mr. Ashton related to wheel chair lifts on buses.

In closing remarks, Mr. Hyatt reviewed the bus configurations and number required by the RFP. He noted the RFP asked for extra buses for extracurricular activities, which would require spare buses. He noted Laidlaw did not address this in their first proposal. Mr. Mahoney commented it appeared the RFP was overstated on the district's needs, and Mayflower's proposal would bring savings to the district over the years of the contract.

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REQUEST FOR RECONSIDERATION
FOR RESPONSIVENESS
DETERMINATION (cont.):

Mr. Dahlgren commented the working relationship with Laidlaw Transit has been excellent. He noted the district is required by regulations to advertise RFP's every five years. He noted the RFP's are open to interpretation, and were explained at a preliminary RFP meeting. He noted that needs of the district change, such as the Cooper Landing bus, new ADA requirements for lifts, safety of students, etc., and these needs must be considered in the RFP. He added combining the bids was to get the best price for the district.

Mr. Boedeker commented that in addressing the reconsideration of responsiveness issue only fraud, duress or miscalculations could be considered. Based on the testimony there was no evidence brought forward to indicate any of these conditions. He noted the regulations would be further considered at the Department of Education level. Since there was no evidence for reconsideration he did not feel it was appropriate for the Board to take action, and any action would not change the outcome and would delay the process.

ACTION

Mr. Arness moved the Board deny the reconsideration for responsiveness determination. Mrs. Gross seconded.

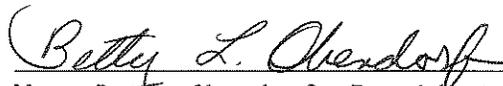
Motion carried unanimously.

ADJOURN:

At 9:16 p.m., Mr. Arness moved the School Board Meeting be adjourned. Dr. Anderson seconded.

Motion carried unanimously.

Respectfully Submitted,


Mrs. Betty Obendorf, President


Mr. Michael Wiley, Clerk

The Minutes of May 24, 1994,
were approved on June 13, 1994,
as written.