

## NAVAJO COUNTY AGENDA ITEM REQUEST FORM

<b>Meeting Date:</b> 2/10/15	<b>Time Needed:</b> CONSENT										
<b>Requesting Department:</b> Supt of Schools	<b>Presenter(s) Name:</b> Linda Morrow										
<p><b>Motion before the Board:</b> To approve an Intergovernmental Agreement (IGA) between the Arizona Supreme Court, the Navajo County School Superintendent and the Navajo County Board of Supervisors; for Title I and other associated funds for juvenile detention education services.</p>											
<p><b>Recommendation:</b> (who, what, where, when, how, etc.) The Navajo County School Superintendent requests that the Navajo County Board of Supervisors approve the IGA.</p>											
<p><b>Background:</b> (why should it be done, what will happen if not approved, etc. include resolution) By approving this IGA, Hope School (juvenile detention school) will receive funding allocated to them by the Arizona Supreme Court for educational programs. Without approval, the school would lose \$65,458.00.</p>											
<p><b>Fiscal Impact:</b> (what will it cost, where funds will come from, is it budgeted, etc.) Hope School depends on this funding to operate their mandated school program.</p>											
<b>Reviewed and approved by:</b>	<table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">County Manager</td> <td style="text-align: center;">County Attorney</td> <td style="text-align: center;">Human Resources</td> <td style="text-align: center;">Finance</td> <td style="text-align: center;">IT</td> </tr> <tr> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	County Manager	County Attorney	Human Resources	Finance	IT	<input type="checkbox"/>				
County Manager	County Attorney	Human Resources	Finance	IT							
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
<p style="text-align: center;"><b>Board Action Taken</b></p> <table style="width: 100%; border: none;"> <tr> <td style="text-align: center;">Approved <input type="checkbox"/></td> <td style="text-align: center;">Denied <input type="checkbox"/></td> <td style="text-align: center;">No Action <input type="checkbox"/></td> <td style="text-align: center;">Continued <input type="checkbox"/></td> <td style="text-align: center;">Continued to: _____</td> </tr> </table> <p>Approved with changes as follows: _____</p>		Approved <input type="checkbox"/>	Denied <input type="checkbox"/>	No Action <input type="checkbox"/>	Continued <input type="checkbox"/>	Continued to: _____					
Approved <input type="checkbox"/>	Denied <input type="checkbox"/>	No Action <input type="checkbox"/>	Continued <input type="checkbox"/>	Continued to: _____							
<b>Clerk's Notes</b>											
<b>Date:</b>	<b>Initial:</b>										

**REMINDER:** Email this coversheet and all backup documentation to **BOS.Clerk** by **Noon the Tuesday before the BOS meeting.**



Mark Brnovich  
Attorney General

Office of the Attorney General  
State of Arizona

*Navajo*

**INTERGOVERNMENTAL AGREEMENT DETERMINATION**

Attorney General Contract No. KR15-0013 which is an Agreement between public agencies, has been reviewed pursuant to A.R.S. ' 11-952 by the undersigned Assistant Attorney General, who has determined that it is in the proper form and is within the powers granted under the laws of the State of Arizona to those Parties to the Agreement represented by the Attorney General.

Dated this 22<sup>nd</sup> Day of January, 2015

Mark Brnovich  
The Attorney General

*Eugene M. McCarthey*  
Assistant Attorney General

Arizona Supreme Court  
Administrative Office of the Courts

**INTERGOVERNMENTAL AGREEMENT AMONG  
THE ARIZONA SUPREME COURT,  
THE NAVAJO COUNTY SCHOOL SUPERINTENDENT AND  
THE NAVAJO COUNTY SUPERIOR COURT**

Attorney General Contract #KR13-0138  
**Amendment #1**

This amends the above described Intergovernmental Agreement dated February 4, 2014 (“IGA”) by and between the ARIZONA SUPREME COURT, ADMINISTRATIVE OFFICE OF THE COURTS (“AOC”), and Navajo County Board of Supervisors through the County School Superintendent (“Superintendent”) and the Navajo County Superior Court through the Juvenile Court (“Court”).

The parties agree the IGA is amended as follows:

1. **Section 2. Purpose**; The AOC has applied for and received \$1,315,937.90 for fiscal year 2015, on behalf of all Arizona counties. The portion of these funds allocated to Navajo County is \$65,458.00.
2. Exhibit A-1 (Budget Application) and A-2 (Budget Description) to this document are attached hereto and incorporated herein. They amend Exhibit A of the underlying IGA.
3. Amending **Section 4. Term and Renewal**; to extend the termination date to June 30, 2016.
4. Amending **Section 5. Duties of the AOC**; to add one new provision.

**h.** In order to properly carry out duties as the Sub Grantee of funds received from the ADE, the AOC shall:

1. Conduct monitoring reviews to ensure compliance with all funding and program requirements within this IGA.
2. Document and submit all findings to the County School Superintendent and Presiding Juvenile Court Judge for review and any necessary actions. All parties shall agree on a reasonable timeframe for achieving compliance with the requirements of the IGA.
3. Have the authority to postpone the next fiscal year’s allocations until the party or parties achieve compliance with the requirements of the IGA. It is incumbent upon all parties to act in good faith to

achieve compliance in a timeframe that permits timely disbursement and use of funds.

4. Resolve disputes arising during this process pursuant to Paragraph 34, Disputes.
5. Amending **Section 9g. Termination of Funding**; to extend the termination date to June 30, 2016.
6. Adding **Section 34 Disputes**. Should any dispute arise concerning this IGA among the AOC, the County School Superintendent, and the County Superior Court through the Juvenile Court, the parties shall first meet and confer to resolve the issues. As stated in Section 5(h)(3) it is incumbent upon all parties to act in good faith to achieve compliance in a timeframe that permits timely disbursement and use of funds. Should the effort to meet and confer not resolve the issues, the parties shall follow the dispute resolution procedures established in the Supreme Court Administrative Office of the Courts, Policies and Procedures Manual No. 7.04 (C) and (D). If, after exhausting the administrative remedies set forth in those provisions, the dispute is subject to the mandatory arbitration provisions of A.R.S. §12-133, the AOC and the parties shall submit the matter to arbitration in compliance with A.R.S. §12-1518.

---

SIGNATURE PAGE FOLLOWS

---

IN WITNESS WHEREOF, the parties hereto have executed this IGA Amendment on the date written below.

**AOC:**

\_\_\_\_\_  
By: David K. Byers  
Administrative Director  
Arizona Supreme Court

\_\_\_\_\_  
Date

**Superior Court of Arizona in and for Navajo County:**

\_\_\_\_\_  
By: Honorable Michala M. Ruechel  
Presiding Juvenile Court Judge

\_\_\_\_\_  
Date

**Superintendent:**

\_\_\_\_\_  
By: Ms. Linda Morrow  
Navajo County School Superintendent

\_\_\_\_\_  
Date:

**Superintendent Counsel:**

\_\_\_\_\_  
By: Navajo County Superintendent Counsel

\_\_\_\_\_  
Date

**Board of Supervisors:**

\_\_\_\_\_  
By: Chairman

\_\_\_\_\_  
Date:

**Board of Supervisors Counsel:**

\_\_\_\_\_  
By:

\_\_\_\_\_  
Date: