

TUCSON UNIFIED SCHOOL DISTRICT
GOVERNING BOARD
AGENDA FOR REGULAR BOARD MEETING*

TIME: February 14, 2017
4:30 p.m.

PLACE: Multipurpose Room
Duffy Community Center
5145 East Fifth Street
Tucson, Arizona 85711

In Attendance: Board Members Michael Hicks, President; Mark Stegeman, Clerk; Kristel Ann Foster, Adelita S. Grijalva, and Rachael Sedgwick; Superintendent H.T. Sánchez, Ed.D.; and General Counsel Todd Jaeger. The complete attendance record is attached.

Details regarding presentations and discussions are available via agenda items and the audio and video recordings posted on the Governing Board page on the TUSD Internet at www.tusd1.org.

CALL TO ORDER – 4:42 p.m.

ACTION ITEM

- 4:30 p.m.
1. Schedule an executive meeting at this time to consider the following matters: **APPROVED. Moved: Grijalva; Seconded: Sedgwick. Passed 3-0 (Voice Vote).** Kristel Ann Foster and Mark Stegeman were not present to vote.
 - A. Personnel issues pursuant to A.R.S. §38-431.03 (A)(1); legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4)
 - 1) Administrative appointments, reassignments and transfers
 - Internal Auditor
 - B. Discussion or consultation with the attorneys of the Governing Board in order to consider its position and instruct its attorneys regarding the Governing Board's position regarding pending litigation pursuant to A.R.S. §38-431.02 (A)(4)
 - 1) McClendon vs. TUSD Case No. 4:15-cv-00282-RCC; U.S. District Court for Arizona
 - 2) Fisher-Mendoza, etc. v. TUSD, et al.
 - C. Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property pursuant to A.R.S. §38-431.03 Subsection (A)(7)
 - 1) Davis Elementary School Parking Lot
 - 2) Verizon Wireless – 1010 E. 10th Parking Lot
 - 3) Vacant Property located at NE of 5th Street Bonanza

- D. Personnel issues pursuant to A.R.S. §38-431.03 (A)(1); legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4) – Requested by Board Member Rachael Sedgwick
- 1) Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer
 - 2) Discussion of consultation for legal advice with the attorney or attorneys of the public body
 - 3) Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation
 - a) Superintendent
 - b) General Counsel

ACTION ITEM

MOTION AND VOTE TO RECESS REGULAR MEETING TO EXECUTIVE SESSION – 4:42 p.m. **REGULAR MEETING RECESSED TO EXECUTIVE**

RECESS REGULAR MEETING TO EXECUTIVE SESSION

ACTION ITEM

MOTION AND VOTE TO ADJOURN EXECUTIVE MEETING AND RECONVENE REGULAR MEETING – appx 5:30 p.m.

5:47 p.m. Motion to recess Executive Session and reconvene Regular Board Meeting

Multipurpose Room
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5145 East Fifth Street
Tucson, Arizona 85711

APPROVED. Moved: Foster; Seconded: Grijalva. Passed 3-0 (Voice Vote). Rachael Sedgwick and Mark Stegeman were not present to vote.

5:30 p.m.

PLEDGE OF ALLEGIANCE Led by Andrés Betancourt and Lee Ann Cameron, 5th Grade Students from Davis Bilingual Elementary Magnet School. The Pledge of Allegiance was recited in English and Spanish.

5:48 p.m. Governing Board President Michael Hicks announced that Item #15 was being removed from the agenda.

5:49 p.m. Governing Board President Michael Hicks requested that Information Item #5 – Update on Magnet Schools – Davis Bilingual Elementary School and Action Item #14 – Resolution in Opposition to the Appointment of Betsy DeVos as National Secretary of Education be addressed before Information Item #2.

APPROVED. Moved: Grijalva; Seconded: Hicks. Passed 4-0 (Voice Vote). Mark Stegeman was not present to vote.

INFORMATION ITEM

5. Update on Magnet Schools – Davis Bilingual Elementary Magnet School **INFORMATION ONLY** – Dr. Sánchez introduced Principal Carmen Campuzano who introduced Mariachi Teacher Jaime Valenzuela who led members of Mariachi Aguilitas in the performance of the song Cascabels. Principal Campuzano, along with staff, parent and students (names listed under Presenters on the Attendance list), presented information. Board members, Dr. Sánchez, Todd Jaeger, and Leamon Crooms joined Davis Student Ambassadors Lee Ann Cameron, Andrés Betancourt, and Cooper Goffeney in a game of Loteria. Board members commenting and/or asking questions were Kristel Ann Foster, Adelita Grijalva and Michael Hicks.

ACTION ITEM

14. Resolution in Opposition to the Appointment of Betsy DeVos as National Secretary of Education – Requested by Board Member Kristel Ann Foster **Governing Board member Kristel Ann Foster read the Resolution in a form of a motion. Seconded: Grijalva. FAILED, 2-3. (Roll Call Vote). Rachael Sedgwick, Mark Stegeman and Michael Hicks voted no. Board members commenting and or asking questions were Rachael Sedgwick, Mark Stegeman, Kristel Ann Foster, Adelita Grijalva and Michael Hicks.**

INFORMATION ITEMS

2. Superintendent's Report **INFORMATION ONLY** – Details of the Superintendent's Report regarding recognition of staff/students/community members are available via the audio and video recordings posted on the TUSD web. Board members commenting and/or asking questions were Michael Hicks, and Adelita Grijalva.
3. Superintendent's Student Advisory Council (SSAC) Report **INFORMATION ONLY** – The Report was presented by SSAC President Leamon Crooms. Michael Hicks commented.
4. Board Member Activity Reports **INFORMATION ONLY** – Board Members reporting activities were Kristel Ann Foster, Rachael Sedgwick, Adelita Grijalva and Michael Hicks.

CALL TO THE AUDIENCE *(Pursuant to Governing Board Policy No. BDAA, at the conclusion of the Call to the Audience, the Governing Board President will ask if individual members wish to respond to criticism made by those who have addressed the Board, wish to ask staff to review a matter, or wish to ask that a matter be put on a future agenda. No more than one board member may address each criticism.)* Board Clerk Mark Stegeman read the protocol for CTA. Board President Michael Hicks announced that Spanish Interpreter services were available. Persons who spoke at Call to the Audience were: Lisa Barnes re: District Leadership; Montserrat Caballero re: Support for the direction the District had been going; Adam Ragan re: Board Member Conduct/Policy BEDB; Darci Reutzler re: 301 Money Distribution; Robin Blumenthal re Church-School Partnership-Feed my Starving Children; Betts Putnam-Hildago re: Kids/Magnets/TEA; Julia Schumacher re: Services for Immigrant and Refugee Students; Lillian Fox re: 301 Pay and Budget; Matt Merrill re: Superintendent Support; Jason Freed re: Teacher Cut Scores and staff member contracts; Bernadette Gruber: Steps to Success; Dolores de Vera re: Pay for Substitutes; David Morales re: Salaried Separations and Budget; Brian Flagg re: Keep Superintendent Sánchez; Cam Juárez re: Board Agenda Item #15;

Kristel Ann Foster moved to extend the Call to the Audience until everyone who had submitted a CTA card had spoken. **APPROVED.** Moved: Foster; Seconded: Grijalva. Passed 4-1 (Voice Vote). Michael Hicks voted no

CALL TO THE AUDIENCE – Continued

David Drum re: Superintendent Contract; Angela Reyes re: Board Agenda Item #15- TUSD Leadership; Cesar Aguirre re: Superintendent Contract; Jennifer Sprung re: Abuse of Authority Issues; Michael Boreale re: Board Agenda Item #15; Carlos Cardone Morales re: Against Board Agenda Item #15-Dismissal of Superintendent; Margaret Chaney re: Superintendent Sánchez; Cathy Paredes re: Dr. Sánchez; Susan Essington re: Board Agenda Item #15; Audrey Cunneely re: Superintendent; Mary Belle McCorkle re: Dr. Sánchez/Todd Jaeger; Gloria Copeland re: TUSD; Suzan Costich re: Praise for the District; Frances Banales re: Board Agenda Item, #15; Michael Varney re: Superintendent Contract Review; Michael Gordy re: Retaining Dr. Sánchez.

Natalie Lina, Andrew Gardner and Mark Irvin names were called to speak but did not appear.

Board President Michael Hicks asked if Board members wanted to respond to Call to the Audience.

Michael Hicks complimented Dolores de Vera on speaking on teacher pay and commented on teacher layoffs. Kristel Ann Foster commented regarding Refugee population. Rachael Sedgwick commented on enrollment numbers on Daily average 40th and 100 day. Adelita Grijalva responded to the comment on 301 funds and referenced Pima County Treasurer Beth Ford's presentation to the Board on January 17, 2017.

ACTION ITEMS

6. Administrative Appointments, Reassignments and Transfers – Internal Auditor **APPROVED THE RECOMMENDATION MADE BY THE AUDIT COMMITTEE – DEMETRIUS LEE.** Moved: Hicks; Seconded: Foster: Passed Unanimously (Voice Vote). Dr. Sánchez presented the recommendation from the Audit Committee of Demetrius Lee for the position. Board members commenting and/or asking questions were Adelita Grijalva, Rachael Sedgwick and Mark Stegeman.
7. Appointment of a Community Member to the Employee Benefits Trust (EBT) Board – Requested by Board Clerk Mark Stegeman **APPROVED – MARK MANSFIELD.** Moved: Stegeman; Seconded: Sedgwick: Passed Unanimously (Voice Vote). Mark Stegeman recommended Mark Mansfield as a Community Member with no term length. Board members commenting and/or asking questions were Mark Stegeman, Michael Hicks and Kristel Ann Foster. Dr. Stegeman announced he had resigned from the Employee Benefits Trust Board to create the vacancy for Mr. Mansfield.

STUDY/ACTION ITEM

8. Code of Conduct for School Year 2017-2018 **STUDIED ONLY.** Dr. Sánchez, Sam Brown and Abel Morado provided information and responded to inquiries. The administration will proceed with the Draft Code of Conduct through Policy BG as stated and hold information sessions. There will be five sessions held throughout the District on different evenings to inform the public of the contents of the code of conduct, and to gather input. The Code of Conduct will be brought back to the Board for Action. Board members commenting and/or asking questions were Rachael Sedgwick, Kristel Ann Foster, Mark Stegeman, Michael Hicks and Adelita Grijalva.

GOVERNING BOARD POLICIES

Study/Action

9. Governing Board Policy Code BEDB – *Board Meeting Agenda Posting and Organization* (revision) – Requested by Board Clerk Mark Stegeman **APPROVED TO GO OUT FOR COMMENT IN ACCORDANCE WITH POLICY BG WITHOUT PARAGRAPH ON MOVING MEETINGS TO 1010 E. TENTH STREET.** Moved: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote). Board members commenting and/or asking questions were Kristel Ann Foster, Adelita Grijalva, Rachael Sedgwick, Mark Stegeman and Michael Hicks. Dr. Sánchez provided information and responded to inquiries. Todd Jaeger provided legal advice.

10. Governing Board Policy Code BG – Board Policy Process (revision) – Requested by Board Clerk Mark Stegeman **STUDIED ONLY**. Board members commenting and/or asking questions were Kristel Ann Foster, Mark Stegeman, Adelita Grijalva and Michael Hicks. Mark Stegeman withdrew his request for revisions to Policy Code BG.

11. Governing Board Policy Code GCO – Evaluation of Certificated Staff Members (revision) – Requested by Board Clerk Mark Stegeman **APPROVED CONTINGENT UPON CONFIRMATION OF APPROVAL BY THE SPECIAL MASTERS, TO BE EXPEDITED BY GENERAL COUNSEL**. Mark Stegeman moved: "I move that, for the current school year only, an exception be made to Policy GCO with respect to the application of the policy under the Proposition 301 Performance Pay Plan. More specifically, I move that an alternative determination of performance classifications be made for teachers for the current year and that this alternative determination be used to compute Prop 301 performance pay. I further move that this alternative determination of evaluation classification be made on the basis of the evaluation scores that were specified in Policy GCO and which were in effect prior to the August 9, 2016 revision of the policy, because such scores were in effect at the time the 2016-2017 301 performance pay was first approved by the Governing Board and was approved by the District's teachers. Finally, I further move that this alternative performance classification determination only be used for calculating 2016-2017 performance pay and that performance classification for any other purpose be made in accordance with Policy GCO as revised on August 9, 2016." Seconded: Hicks. Passed Unanimously (Roll Call Vote). Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Rachael Sedgwick, Michael Hicks and Kristel Ann Foster. Dr. Sánchez and Jason Freed provided information. Todd Jaeger provided legal advice.

CONSENT AGENDA** Items 12(a –b, e-f, h-l, k-n) **APPROVED**. Moved: Foster; Seconded: Grijalva. Passed Unanimously (Voice Vote). Dr. Sánchez recommended approval of the Consent Agenda. Rachael Sedgwick requested Items 12(c, d, g and j) be considered separately.

12. a) Salaried Critical Need and Replacement Hires **APPROVED**
- b) Hourly Critical Need and Replacement Hires **APPROVED**
- c) Salaried Separations **APPROVED***
- d) Hourly Separations **APPROVED***

*Items 12(c and d) were addressed as one. Dr. Sánchez and Anna Maiden provided information and responded to inquiries from Rachael Sedgwick. Todd Jaeger provided legal advice. **APPROVED.** Moved: Stegeman; Seconded: Hicks. Passed Unanimously (Voice Vote). Board members commenting and or asking questions were Rachael Sedgwick, Kristel Ann Foster, Michael Hicks, Adelita Grijalva and Mark Stegeman.

- e) Requests for Leave of Absence for Certified Personnel **APPROVED**
- f) Requests for Leave of Absence for Classified Personnel **APPROVED**
- g) Approval of SAVE Cooperative Contract 04-15-19 – Automated Accounts Payable Solution **APPROVED – COMMERCE BANK PARTNERED WITH TYLER/VISIONS. The cooperative contract is a five-year contract awarded in July of 2014. Yearly renewals of this contract allow for cooperative use through June 2019, for a period not to exceed five years.** Moved: Foster; Seconded: Sedgwick. Passed Unanimously (Voice Vote). Dr. Sánchez and Karla Soto provided information and responded to inquiries. Board members commenting and or asking questions were Rachael Sedgwick, Michael Hicks, Mark Stegeman and Adelita Grijalva.
- h) Approval of Invitation for Bids (IFB) 17-46-C18 – Starr TAPP Reroofing Project **APPROVED – PROGRESSIVE ROOFING. The full project is estimated to cost \$600,000 with contingencies.**
- i) Approval of Invitation for Bids (IFB) 17-45-C17 – Bus Lease to Purchase **APPROVED – TRANSPORTATION SERVICES COMPANY (TSC CO.) Total expenditures including tax and interest over the five year period are estimated to be \$3,309,452.00.**
- j) Approval for Increase of Expenditure Authority for Printing Supplies and Services Contracts for Adopted Math Materials (Engage New York) **APPROVED – SPICERS PAPER. The increase would bring the expenditure authority to \$325,000 per year over the next five years until June of 2021.** Moved: Grijalva; Seconded: Foster. Passed Unanimously (Roll Call Vote). Dr. Sánchez provided information and responded to inquiries. Board members commenting and or asking questions were Rachael Sedgwick and Michael Hicks.
- k) Minutes of Tucson Unified School District Governing Board Meetings **APPROVED**
 - 1) Regular Board Meeting January 17, 2017
 - 2) Special Board Meeting, January 31, 2017
- l) Acceptance of the Summary of Student Activity Funds for the Period of July 1, 2016, through December 31, 2016 **APPROVED**

- m) Fiscal Year 2016-2017 Public Gifts and Donations to School Quarterly Report (2nd Quarter) **APPROVED**
- n) Ratification of Salary and Non-Salary Vouchers for the Period Beginning December 1, 2016, and Ending December 31, 2016 **APPROVED**

In accordance with Governing Board Policy BDAA – *Procedures for Governing Board Members*, Board President Michael Hicks asked for a motion to extend the meeting beyond 10:00 p.m. Mark Stegeman moved to extend the meeting to 10:05 p.m. Seconded: Hicks. Passed 4-1 (Voice Vote). Adelita Grijalva voted no.

ACTION ITEMS

- 13. Schedule Future Board Meetings – Requested by Board Clerk Mark Stegeman **APPROVED – SPECIAL BOARD MEETING ON FEBRUARY 21, 2017**. Moved: Stegeman; Seconded: Sedgwick. Passed 3--2 (Roll Call Vote). Kristel Ann Foster and Adelita Grijalva voted no. Board members commenting and or asking questions were Mark Stegeman, Kristel Ann Foster, Rachael Sedgwick, Adelita Grijalva and Michael Hicks.
- 15. Discussion/consideration/action re employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer – Requested by Board Member Rachael Sedgwick **ITEM REMOVED FROM AGENDA**.

STUDY/ACTION ITEM

- 16. Appoint a Board Committee to Develop Anonymous Community Satisfaction Survey – Requested by Board Member Rachael Sedgwick **ITEM NOT ADDRESSED**.

FUTURE AGENDA ITEMS (A board member may propose future agenda item(s), with limited discussion. The discussion should center around the purpose of placing the item on the next most appropriate agenda for consideration and action as necessary. Ref: Governing Board Policy BEDBA) **ITEM NOT ADDRESSED**.

10:00 p.m. MOTION AND VOTE TO EXTEND OR ADJOURN REGULAR MEETING – 10:05 p.m. – Regular Board meeting adjourned.

ADJOURNMENT

- One or more Governing Board members will/may participate by telephonic or video communications.
- Names and details, including available support documents, may be obtained during regular business hours at the TUSD Governing Board Office.
- Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Translations/Interpretations Services at 225-4672. Requests should be made as early as possible to arrange the accommodation.
- Upon request, TUSD will provide a certified interpreter to interpret Governing Board meetings whenever possible. Please contact Translations/Interpretations Services at 225-4672 at least 72 hours prior to the event. Every effort will be made to honor requests for interpretation services made with less than 72 hours' notice.
- Previa petición, TUSD proporcionará un intérprete certificado para interpretar la agenda de las reuniones de la Mesa Directiva o de proporcionar los servicios de interpretación en la reuniones de la Mesa Directiva cuando sea posible. Favor de contactar los Servicios de Traducción/Interpretación al teléfono 225-4672 cuando menos 72 horas antes del evento. Se hará todo lo posible para proporcionar los servicios de interpretación realizados con menos de 72 horas de anticipación.
- If authorized by a majority vote of the members of the Governing Board, any matter on the open meeting agenda may be discussed in executive session for the purpose of obtaining legal advice thereon, pursuant to A.R.S. 38-431.03 (A)(3). The executive session will be held immediately after the vote and will not be open to the public.
- The order of items on this agenda may be modified during the meeting at the discretion of the Board President or upon a motion to amend the order of business which is approved by a 2/3 vote of the Board.

Record of Attendance

Present:	Michael Hicks Mark Stegeman Kristel Ann Foster Adelita S. Grijalva Rachael Sedgwick Leamon Crooms (UHS)	President Clerk (<i>arr at 4:45 p.m.; arr at 5:52 p.m. when meeting reconvened</i>) Member (<i>arr at 4:45 p.m.</i>) Member Member (<i>arr at 5:52 p.m. when meeting reconvened</i>) Student Liaison
Also Present Senior Leadership:	H. T. Sánchez, Ed.D. Todd Jaeger Karen B. Kopec, Ed.D. Abel Morado, Ed.D. Mark Alvarez Karla G. Soto Stuart Duncan Scott Morrison Anna Maiden	Superintendent General Counsel Deputy Superintendent, Teaching & Learning Assistant Superintendent, Secondary Leadership Interim Assistant Superintendent, Elementary/K-8 Leadership Chief Financial Officer Chief Operations Officer Chief Technology Officer Chief Human Resources Officer
Administrative Staff:	Michelle Tong Sam Brown Kevin Startt Jeffrey Coleman + Staff Dan Erickson Herman House Matt Munger Michael Konrad Maria Marin Kathleen Scheppe Stefanie Boe Janna Acevedo Clarice Clash Charles McCollum Mary Anderson Lisa McCorkle Members of the Leadership Prep Academy	Legal Counsel Legal Counsel Director, Purchasing Director, School Safety Director, Advanced Learning Experience (ALE) Director, Interscholastics Director, Secondary Leadership Director, Secondary Leadership Director, Elementary/K-8 Leadership Director, Elementary/K-8 Leadership Director, Communications/Media Relations Director, Magnet Schools Director, Senior Curriculum Development Interim Director, Career & Technical Education and Sponsor, Superintendent's Student Advisory Council Principal, Fruchthendler elementary School Interim Principal, Ochoa Community Magnet Elementary School
Support Staff:	Mary Alice Wallace Sylvia L. Lovegreen Michele Gutierrez Nicholas Roman Gene Armstrong Mary Canty Miguel Carrion Jess Ruvalcaba Jose Medina	Director of Staff Services to the Governing Board Senior Staff Assistant II to the Governing Board Senior Staff Assistant I to the Governing Board Administrative Assistant, Superintendent's Office Technical Support Specialist II, Technology Services District Video Producer, Communications/Media Relations Video Technician, Communications/Media Relations District Photographer, Communications/Media Relations Spanish Interpreter

Luis Orantes

Coordinator Meaningful Access, Language
Acquisition

Agenda for Regular Board Meeting
February 14, 2017 – 4:30 p.m.
Page 11

Employee Group Representatives:	Jason Freed Linda Hatfield Jacqueline DuPont	President, Tucson Education Association President, Communications Workers of America (CWA) Vice President, Communications Workers of America (CWA)
Media:	Yoohyun Jung TV Channel(s) 4, 9, 11/13	<u>Arizona Daily Star</u>
Presenters: School	Carmen Campuzano Karla Teran Mariachi Members Jaime Valenzuela Mrs. Goffeney Lee Ann Cameron Andrés Betancourt Cooper Goffeney	Principal, Davis Bilingual Magnet Elementary (DBMES) ELD Teacher, DBMES DBMES Mariachi Teacher Parent, DBMES Student Ambassadors, DBMES Student Ambassadors, DBMES Student Ambassadors, DBMES

There were approximately 150 people in the audience.

Michael Hicks presided and called the meeting to order at 4:42 p.m.

Meeting recessed at 4:42 p.m. and reconvened at 5:47 p.m.

Meeting Adjourned at 10:05 p.m.