

TUCSON UNIFIED SCHOOL DISTRICT
GOVERNING BOARD
AGENDA FOR SPECIAL MEETING*

TIME: January 31, 2017
4:30 p.m.

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

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.

4:30 p.m. CALL MEETING TO ORDER – 4:29 p.m.

ACTION

1. Schedule an executive meeting at this time to consider the following matters:
APPROVED. Motion: Foster; Seconded: Sedgwick. Passed 3-0 (Voice Vote). Adelita Grijalva and Mark Stegeman were not present to vote.
 - A. Student matters pursuant to A.R.S. §§15-342, 15-521, and 15-843; A.R.S. §38-431.03 (A)(2) (consideration of records exempt by law from public inspection); legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 Subsections (A)(3) and (A)(4)
 - 1) Hearing Officer's Recommendation
 - 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) Fisher-Mendoza, etc. v. TUSD, et al.

ACTION ITEM

MOTION AND VOTE TO RECESS SPECIAL MEETING TO EXECUTIVE SESSION **SPECIAL MEETING RECESSED TO EXECUTIVE**

RECESS SPECIAL MEETING TO EXECUTIVE SESSION

ACTION ITEM

MOTION AND VOTE TO ADJOURN EXECUTIVE MEETING AND
RECONVENE SPECIAL MEETING –
approx. 5:30 p.m.
5:41 p.m. – Reconvene Special Board Meeting

Multipurpose Room
Duffy Community Center
5145 E. Fifth Street

Board President Michael Hicks announced that Adelita Grijalva would be participating tonight via conference phone.

5:30 p.m.

PLEDGE OF ALLEGIANCE Led by Zoe Mihina, 8th Grade Student at Mansfeld Middle Magnet School

Board President Michael Hicks announced that Spanish Interpreter Services were available and Spanish Interpreter Lizette Taravati repeated the announcement in Spanish.

INFORMATION ITEMS

- Arizona Open Meeting Law Training Pursuant to Resolution Agreement with the Arizona Attorney General approved by the Governing Board at the September 13, 2016 Board Meeting **INFORMATION ONLY**. Dr. Sánchez introduced Julia Smock who presented information and responded to Board inquiries. Todd Jaeger also responded to Board inquiries and made closing remarks. Board members commenting and/or asking questions were Michael Hicks, Kristel Foster, Mark Stegeman, Rachael Sedgwick and Adelita Grijalva.

Board President Michael Hicks again announced that Spanish Interpreter Services were available and if there was no need for these services, the Spanish Interpreter would be excused. Spanish Interpreter Lizette Taravati repeated the announcement in Spanish. There being no one present who needed the services, Ms. Taravati was excused.

- Update on Magnet Schools – Mansfeld Middle Magnet School **INFORMATION ONLY**. Dr. Sánchez introduced Richard Sanchez who presented information, along with Kristin Bittel, to the Board. Mr. Sanchez also introduced Karen and Zoe Mihina who presented information to the Board. Board members commenting and/or asking questions were Kristel Foster and Michael Hicks.

CALL TO THE AUDIENCE (20 Minutes) *(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.)*

The Board Clerk read the protocol for CTA. Persons who spoke at Call to the Audience were: Betts Putnam-Hidalgo re: Substitutes, Audit Committee and the Code of Conduct; David Morales re: Study Sessions, Superintendent's Contract and Budget; Lillian Fox re: Budget, Audit Charter and Utterback repairs; Steve Gall re: Recess before lunch; Faye Chandler re: Mary Meredith Mighty Mustang Mentoring Program; Richard Hernandez re: 301, Finance and Audit Committee; Jason Freed re: Collaboration; Dolores de Vera re: Substitute pay.

Board President asked for motion to extend the Call to the Audience.

APPROVED. Motion: Foster; Seconded: Stegeman. Passed Unanimously (Voice Vote).

Speakers were: Kevin Bredehofft re: Refugee tutoring program at Roberts/Naylor K8 School; Pilar Ruiz re: Audit Committee, Code of Conduct and policy regarding school lock downs; Jacqueline Woods re: Substitute inequality of pay; Derek Harris re: Audit Committee and Employee Benefits Trust Board; and Margaret Chaney re: Audit Committee.

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

Kristel Foster asked for Policy IHAM regarding school recess be agendized again and thanked speaker who spoke regarding the refugee tutoring program. Adelita Grijalva requested information be sent to the Board regarding the Plaintiffs' denial of the use of deseg money for repairs at Utterback Middle Magnet School of the Arts. Rachael Sedgwick requested live feedback meetings regarding the Code of Conduct. Mark Stegeman responded to comments about his being a voting member of the Employee Benefits Trust Board.

INFORMATION ITEMS

4. 2017-2018 Code of Conduct Draft Review **INFORMATION ONLY.** Dr. Sánchez, Abel Morado and Sam Brown presented information and responded to Board inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Rachael Sedgwick, Kristel Foster, and Michael Hicks. Todd Jaeger provided clarification and legal advice.

RECESS REGULAR MEETING – 8:41 p.m.

RECONVENE REGULAR MEETING – 8:58 p.m.

5. FY 2016-2017 Budget Update **INFORMATION ONLY**. Dr. Sánchez and Renee Weatherless presented information and responded to Board inquiries. Board members commenting and/or asking questions were Michael Hicks, Mark Stegeman, Rachael Sedgwick, and Kristel Foster.
6. Substitute Compensation – Requested by Board Clerk Mark Stegeman **INFORMATION ONLY**. Dr. Sánchez provided information and responded to Board inquiries. Board members commenting and/or asking questions were Mark Stegeman, Michael Hicks, Adelita Grijalva, Rachael Sedgwick and Kristel Foster. Todd Jaeger provided clarifying information and legal advice.

STUDY ITEM

7. Governing Board Policy Code GCFC – *Certification and Credentialing Requirements* (revision) – Requested by Board Member Rachael Sedgwick **STUDIED**. Rachael Sedgwick presented proposed revisions to Policy Code GCFC and will confer with Todd Jaeger to go through the proposed policy change and to determine if this item will come back on another agenda before being sent out for comments per Policy Code BG – *Board Policy Process*. Board members commenting and/or asking questions were Kristel Foster, Michael Hicks, Rachael Sedgwick, Adelita Grijalva and Mark Stegeman. Dr. Sánchez commented and Todd Jaeger provided clarifying information and legal advice.

STUDY/ACTION ITEMS

8. Restore Audit Committee Charter – Requested by Board Clerk Mark Stegeman **APPROVED TO RESTORE AUDIT COMMITTEE CHARTER WHICH WAS BOARD APPROVED ON MAY 13, 2009 AND BOARD AMENDED ON AUGUST 11, 2009, INCLUDING MINOR CLARIFYING REVISION ON PAGE ONE UNDER MEMBERSHIP AND ADDITION OF A DISCLOSURE STATEMENT REGARDING CONFLICTS OF INTEREST REQUIRED AS PART OF THE APPLICATION PROCESS**. Moved: Stegeman; Seconded: Sedgwick. Passed 3-2 (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no. Mark Stegeman provided information. Board members commenting and/or asking questions were Mark Stegeman, Kristel Foster, Adelita Grijalva, and Rachael Sedgwick. Dr. Sánchez commented and Todd Jaeger provided clarifying information and legal advice.

During the discussion regarding the Audit Committee Charter and in accordance with Governing Board Policy BDAA – *Procedures for Governing Board Members*, Kristel Foster moved to extend the meeting beyond 10:00 p.m. for another 15 minutes. **APPROVED** Moved: Foster; Seconded: Stegeman. Passed Unanimously (Voice Vote).

9. Reverse Membership Changes to Employee Benefits Trust Board Agreement – Requested by Board Clerk Mark Stegeman **APPROVED TO ADOPT THE EMPLOYEE BENEFITS TRUST (EBT) BOARD AGREEMENT AS APPROVED BY THE EBT BOARD IN 2015, INCORPORATING CHANGES RECOMMENDED BY TUSD’S LEGAL COUNSEL TO THE TO THE ORIGINAL 2011 AGREEMENT, BUT REVERSING THE MEMBERSHIP CHANGES ADDED LATER BY THE GOVERNING BOARD.** Moved: Stegeman; Seconded: Sedgwick. Passed 3-2 (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no.

Adelita Grijalva made a subsequent motion to adopt the EBT Board Agreement as recommended by the EBT Board in 2014 and removing voting rights of the TUSD Governing Board member who is a member of the EBT Board. **FAILED.** Motion: Grijalva; Seconded: Foster. Failed 1-4 (Roll Call Vote). Kristel Foster, Rachael Sedgwick, Mark Stegeman and Michael Hicks voted no.

During the discussion regarding the Employee Benefits Trust Board Agreement and in accordance with Governing Board Policy BDAA – *Procedures for Governing Board Members*, Kristel Foster moved to extend the meeting beyond 10:00 p.m. for another 15 minutes. **APPROVED** Moved: Stegeman; Seconded: Sedgwick. Passed Unanimously (Voice Vote).

10:00 p.m. **ADJOURNED SPECIAL BOARD MEETING – 10:41 p.m.**

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.

Record of Attendance

Present:	Michael Hicks Mark Stegeman Kristel Ann Foster Adelita S. Grijalva Rachael Sedgwick	President Clerk (arr at 4:43 p.m.) Member Member (4:32 p.m. via conference phone) Member
Also Present Senior Leadership:	H. T. Sánchez, Ed.D. Todd Jaeger Abel Morado, Ed.D.	Superintendent General Counsel Assistant Superintendent, Secondary
Leadership	Karla G. Soto Stuart Duncan Scott Morrison Anna Maiden	Chief Financial Officer, Financial Services Chief Operations Officer, Engineering, Facilities and Planning Chief Information Officer, Technology and Telecommunications Services Chief Human Resources Officer, Human Resources
Administrative Staff:	Michelle Tong Sam Brown Renee Weatherless Jeffrey Coleman + Staff Jimmy Hart Maria Federico Brummer Matt Munger Michael Konrad Stephanie Boe Tina Stephens Charles McCollum	Legal Counsel Legal Counsel Director, Finance Director, School Safety Director, African American Student Services Director, Mexican American Student Services Director, Secondary Leadership Director, Secondary Leadership Director, Communications/Media Relations Director, School Improvement Interim Director, Career & Technical Education and Sponsor, Superintendent's Student Council
Advisory	Theresa Tenace Members of the Leadership Prep Academy	Principal, Mary Meredith K-12 School
Support Staff: Board	Mary Alice Wallace Sylvia L. Lovegreen Michele Gutierrez Nicholas Roman Gene Armstrong Miguel Carrion Lizette Taravati	Director of Staff Services to the Governing 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 Video Technician, Communications/Media Relations Spanish Interpreter
Employee Group Representatives:	Jason Freed	President, Tucson Education Association
Media:	TV Channel(s) 9	

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Presenters:	Julie Smock	Leadership Consultant, Arizona School Boards Association (ASBA)
	Richard Sanchez	Principal, Mansfeld Middle Magnet School (MMMS)
	Kristin Bittel	Magnet Coordinator MMMS
	Karen Mihina	Parent, MMMS
	Zoe Mihina	Student, MMMS

There were approximately 150 people in the audience.
Michael Hicks presided and called the meeting to order at 4:29 p.m.
Meeting recessed at 4:29 p.m. and reconvened at 5:41 p.m.
Meeting recessed at 8:41 p.m. and reconvened at 8:58 p.m.
Meeting Adjourned at 10:41 p.m.

Approved this 14th day of February, 2017.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE



By _____
Mark Stegeman, Clerk
Governing Board