

**Tucson Unified School District No. 1  
Governing Board Regular Meeting  
Board Room, Morrow Education Center  
1010 East Tenth Street  
Tucson, Arizona**

**March 11, 2003  
6:30 p.m.**

**MINUTES**

**Present:**

Joel T. Ireland, President  
Judy Burns, Clerk  
Bruce Burke, Member  
Adelita Grijalva, Member  
Mary Belle McCorkle, Ed.D., Member  
Vanessa King, Representative, Student Advisory Council (SAC)

**Also Present:**

Stan Paz, Ph.D., Superintendent  
Jane Butler, Senior Legal Counsel  
Liz Whitaker, Chief Operations Officer  
Rebecca Montañó, Ed.D., Associate Superintendent, Education  
Gene Benton, Assistant Superintendent, Southeast Region  
Patricia Lopez, Ed.D., Assistant Superintendent, Northwest Region  
Eugene Benton, Assistant Superintendent, Southeast Region  
Marla Motove, Assistant Superintendent, Southwest Region  
Larry Williams, Assistant Superintendent, Northeast Region  
Lorraine McPherson, Assistant Superintendent, Central Services  
Judith Knight, Executive Director, Financial Services  
Toni Cordova, Executive Director, Public Relations  
David Krueger, Ph.D., Executive Director, Accountability and Research  
Bobby Johnson, Director, Human Resources - Certified  
Robert Wortman, Ph.D., Director, School Improvement  
Linda Augenstein, Ed.D., Assistant Director, Comprehensive Health  
Abel Morado, Ph.D., Principal, Santa Rita High School  
Jan Vesely, Principal, Howell Elementary School  
Corey Arvizu, CPA, Heinfeld, Meech and Co., P.C.  
Michael Orr, Professional School Social Worker, Rosemont Service Center  
Lisa Abrams, Legal Counsel, representing the Administration  
Lyle Aldridge, Attorney, representing the Governing Board  
Laura Udall, Attorney, representing E. Michael Livingston and Maria Christine Hernandez  
E. Michael Livingston, Teacher  
Rosalva Meza, Member, Shared Decision Making Committee  
Martha McCusker, Director, Technical Support & Benefits, Human Resources  
Sean Kelly, Educators Preferred Corporation (EPC, Inc.)  
Bridget Auvenshine, Director of Staff Services to the Governing Board  
Mary Alice Wallace, Senior Staff Assistant II to the Governing Board  
Robert Hersch, Executive Director, Educational Leaders, Inc.  
Marilyn Freed, President, Tucson Education Association  
Patricia Martin, TUSD Division Chair for AFSCME  
Phil Brenfleck, Moderator, School Community Partnership Council  
Sarah Gassen, *Arizona Daily Star*

**ITEM**

**ACTION**

REGULAR MEETING CALLED TO ORDER – 6:40 P.M.

**PLEDGE OF ALLEGIANCE**

Vanessa King led the Pledge of Allegiance.

No action required.

**AWARDS AND RECOGNITION**

Superintendent Stan Paz recognized **Dr. Abel Morado**, Principal of Santa Rita High School, who was selected as the 2003 Arizona Secondary Principal of the Year by the MetLife/National Association of Secondary School Principals.

No action required.

Dr. Morado commented.

**ACTION ITEM**

1. Award Honorary High School Diploma to William (Bill) G. Valenzuela

Stan Paz presented information to the Board. Mr. Valenzuela thanked the Board and expressed his appreciation.

Board members Judy Burns and Mary Belle McCorkle commented.

Judy Burns moved approval, Mary Belle McCorkle seconded, approved unanimously.

**CALL TO THE AUDIENCE**

The following persons spoke:

**Lori Patterson** – New grading system violates student’s rights to a quality education

**Marilyn Freed** – Request for Board support of Item #13, Employee Severance Plan

**Paul Karlowicz** – Contract negotiations, Employee Severance Plan, Employee Budget Review Committee recommendations, appreciation for Lawson Bramblett, TUSD’s relationship with the State Legislature

**Rosalva Meza** – Continued Board support for Shared Decision Making

**Debbie Hilton** – Observations regarding district’s treatment of her autistic son, request for Board support for students, and appreciation for Sabrina Hallman, Principal of Mary Meredith

**Linda Hatfield** – Thanked the Board for recognition of CWA for the Supervisory/Professional Unit

**Phil Brenfleck** – Request for Board support and approval of Board Policy 1115 – Shared Decision Making

No action required.

**ITEM**

**ACTION**

CALL TO THE AUDIENCE (continued)

**Ray Figuerora** – No representation of AFSCME on the committee for the Retirement incentive plan and requesting AFSCME representation on any committee impacting the AFSCME bargaining unit

**Manuela Mendoza** –Request for Board support of bilingual education

**Jim Bloodsworth** submitted a Speaker Card but did not appear when his name was called.

INFORMATION ITEMS

- |    |   |  |
|----|---|--|
| 2. | Student Advisory Council (SAC) Report<br><br>Vanessa King, Member of the Student Advisory Council from Howenstine High Magnet School, presented the SAC Report to the Board.  | Information only.<br>No action required. |
| 3. | District Accountability Plan<br><br>Stan Paz and Jan Vesely presented information to the Board utilizing a PowerPoint demonstration, with participation by Board members.<br><br>Board members commenting and/or asking questions were Judy Burns, Mary Belle McCorkle, Adelita Grijalva and Bruce Burke. | Information only.<br>No action required. |
| 4. | Comprehensive Annual Financial Report for the Fiscal Year ended June 30, 2002<br><br>Stan Paz, Judith Knight and Corey Arvizu presented information to the Board.<br><br>Board member Joel Ireland commented.   | Information only.<br>No action required. |
| 5. | Summary of Selected Financial Activity and Supplemental Information for the Seven Months Ending January 31, 2003<br><br>Stan Paz , Judith Knight and Liz Whitaker presented information to the Board.<br><br>Board member Mary Belle McCorkle asked questions and commented.                              |  |

**ITEM**

**ACTION**

**CONSENT AGENDA**

- |    |    |   |   |
|----|----|---|---|
| 6. | a) | New positions/replacements/reinstatements of certificated personnel for the 2002-2003 school year   | Judy Burns moved approval of Consent Agenda items 6(a-b, d-r), Adelita Grijalva seconded, approved unanimously. |
|    | b) | New hires/replacements/reinstatements of classified personnel for the 2002-2003 school year   |   |
|    | d) | Salary changes for classified personnel for the 2002-2003 school year   |   |
|    | e) | Separations of certificated personnel for the 2002-2003 school year   |   |
|    | f) | Separations of classified personnel for the 2002-2003 school year   |   |
|    | g) | Requests for leave of absence and issuance of contracts for certificated personnel  |   |
|    | h) | Requests for leave of absence for classified personnel  |   |
|    | i) | Request to change leave of absence  |   |
|    | j) | Request to terminate leave of absence   |   |
|    | k) | Requests for released time  |   |
|    | l) | Requests for released time and travel expenses  |   |
|    | m) | Authorization to dispose of Administrative and Student Records from Borton, Lyons and Erickson Elementary Schools, Mansfeld Middle School, Cholla High Magnet School and the Purchasing Department  |   |
|    | n) | 2002/2003 Student Absence Approval Request  |   |
|    | o) | Lease with the Department of the Air Force for Smith Elementary School on Davis-Monthan Air Force Base, beginning May 30, 2003 and ending April 30, 2008 (renewal), with authorization for the Director of Engineering to execute the documents   |   |
|    | p) | Upgrade of Xerox Copiers (3) on Lease/Purchase Agreement through a five-year lease/purchase agreement with the Xerox Company at a cost of \$56,808 annually for five years based upon current interest rate, the final cost to be determined by interest rates at the time of financing which will be through the Xerox Company covered by a competitively procured Mohave Contract, with authorization for the Director of Purchasing to sign documents. |   |

**ITEM**

**ACTION**

**CONSENT AGENDA – (continued)**

- q) Minutes of Tucson Unified School District Governing Board Meetings
  - 1) Regular Meeting, January 14, 2003
  - 2) Special Meeting, January 28, 2003
  - 3) Special Meeting, February 6, 2003
  - 4) Special Meeting, February 11, 2003
  - 5) Regular Meeting, February 11, 2003
- r) Ratification of salary and non-salary vouchers for the period beginning February 4, 2003, and ending February 28, 2003

Stan Paz recommended approval of the Consent Agenda.

Mary Belle McCorkle asked that item 6(c) be considered separately.

- 6. c) Contract changes for certificated personnel for the 2002-2003 school year

Stan Paz and Bobby Johnson provided information to the Board.

Board member Mary Belle McCorkle asked questions and commented.

Mary Belle McCorkle moved approval of Consent Agenda item 6(c), Judy Burns seconded, approved unanimously.

**ACTION ITEMS**

- 7. Proclaim March as *Social Work Month* in Tucson Unified School District

Mike Orr presented information to the Board.

Board members commenting were Joel Ireland, Judy Burns, and Mary Belle McCorkle.

Adelita Grijalva read the Proclamation as a motion to approve, Judy Burns seconded. After comments, Judy Burns called for the question. Approved unanimously.

**ITEM**

**ACTION**

ACTION ITEMS – (continued)

8. Administrative appointments, reassignments and transfers  
– Principal, Sahuaro High School
- Stan Paz recommended the appointment of Mary Metzger.
- Board members commenting were Judy Burns and Adelita Grijalva.
- Mary Belle McCorkle moved approval, Bruce Burke seconded, approved unanimously.
9. Consideration of
- a) Objections and arguments in response to the Hearing Officer’s findings of fact and recommendation related to teacher dismissal hearing
- b) Affirmation or withdrawal of the notice of dismissal of teacher
- Mary Belle McCorkle moved approval as amended by Joel Ireland, Bruce Burke seconded, approved unanimously. (See page 7 for the amendment.)
- Stan Paz, Jane Butler, Laura Udall, Michael Livingston and Lisa Abrams presented information to the Board.
- Board member Bruce Burke asked a question.
- Board member Mary Belle McCorkle read the following motion:
- “I move that the Governing Board accept the findings of fact of the Hearing Officer, that the Governing Board accept the conclusions of the Hearing Officer, that the Governing Board accept the recommendation of the Hearing Officer to affirm the notice of dismissal of E. Michael Livingston, that the notice of dismissal of E. Michael Livingston is hereby affirmed, and that E. Michael Livingston is hereby dismissed from his employment with the Tucson Unified School District effective immediately.”*
- Board member Joel Ireland offered a friendly amendment, which was acceptable to Mary Belle McCorkle, the maker of the motion:

**ITEM**

**ACTION**

**ACTION ITEMS – (continued)**

9. Consideration of ... (continued)

*“I think it’s in the spirit of what we’ve considered here this evening, that the record should also note, and perhaps even be a part of the formal motion that we’ve given consideration to the findings of fact and the conclusions of law, the proposed findings of fact from Mr. Livingston’s counsel, the statement of charges. We’ve given consideration to the board policies that have been referenced, the proposed findings of law, and the applicable law in this matter, and that those are all elements in support of this motion.”*

Board member Bruce Burke commented.

10. Non-renewal of certificated employee(s) – Maria Christine Hernandez

Stan Paz and Jane Butler presented information to the Board.

Jane Butler provided legal advice in response to Laura Udall’s request for Maria Christine Hernandez to address the Board.

Board members commenting and/or asking questions were Joel Ireland, Mary Belle McCorkle, Judy Burns, Adelita Grijalva and Bruce Burke.

Judy Burns moved to non-renew probationary teacher Maria Christine Hernandez’s teaching contract for the 2003-2004 school year for the reason of unprofessional conduct, Bruce Burke seconded, approved unanimously.

10. Non-renewal of certificated employee(s) – Kirby Tatum

Board members commenting were Mary Belle McCorkle and Joel Ireland.

Mary Belle McCorkle moved to non-renew Administrator Kirby Tatum for the school year 2003-2004, Adelita Grijalva seconded, approved 4-1. Judy Burns voted no.

**ITEM**

**ACTION**

**STUDY/ACTION ITEMS**

- |  |  |
|--|--|
| 11. Governing Board Policy No. 1115 – <i>Shared Decision Making (SDM)</i> (revision)<br><br>Stan Paz, Lorraine McPherson and Rosalva Meza presented information to the Board.<br><br>Board members commenting and/or asking questions were Judy Burns, Mary Belle McCorkle, Joel Ireland, and Bruce Burke. | Bruce Burke moved approval with replacement language (pg. 2, Phase III, last sentence):<br><i>“including applicable district employee agreements”</i> ; Judy Burns seconded, approved unanimously. |
| 12. Adopt PacifiCare Renewal Rates for FY 2003-2004<br><br>Stan Paz, Bobby Johnson and Martha McCusker presented information to the Board.<br><br>Board members commenting and/or asking questions were Mary Belle McCorkle, Bruce Burke, Adelita Grijalva, Judy Burns and Joel Ireland.                   | Studied only. No action taken.   |
| 13. Employee Severance Plan<br><br>Stan Paz, Bobby Johnson and Sean Kelly presented information to the Board.<br><br>Board members commenting and/or asking questions were Mary Belle McCorkle, Joel Ireland, Judy Burns, Bruce Burke and Adelita Grijalva.  | Judy Burns moved approval, Mary Belle McCorkle seconded, approved unanimously.   |



**ITEM**

**ACTION**

**STUDY/ACTION ITEMS (continued)**

14. Budget Priorities for Tucson Unified School District for 2003-2004
- Stan Paz presented information to the Board.
- Board members commenting and/or asking questions were Bruce Burke, Mary Belle McCorkle and Joel Ireland.
- Senior Legal Counsel Jane Butler provided legal advice concerning the drafting, review and adoption of board policies.
- Therefore, Board member Bruce Burke proposed that *“the Board adopt Item 14 as a Resolution reaffirming TUSD’s commitment to the appropriate expenditure of desegregation funds and directing staff to formalize as Board Policy that desegregation expenditures meet the following criteria: 1) they are required or reasonably permitted by any extant court order or compliance agreement with the Office of the Civil Rights, and 2) those services are not otherwise required by state or federal law, and 3) any state or federal funding otherwise received by the District to fund these services is deducted from the total OCR/Desegregation Budget.”*

Bruce Burke moved to affirm and formalize as a Board policy, Adelita Grijalva seconded. After receiving legal advice related to board policies, Bruce Burke proposed adopting the item as a resolution. It was adopted unanimously.

**BOARD MEMBER REQUESTS TO SCHEDULE BOARD AGENDA ITEMS**

15. Televising Board Meetings for Public Access (Board Clerk Judy Burns)
- Board members commenting and/or asking questions were Judy Burns, Bruce Burke, Mary Belle McCorkle and Joel Ireland. Stan Paz answered questions and commented.

Judy Burns moved approval, with agreement that it would be for Study of feasibility, Bruce Burke seconded, approved 4-1. Joel Ireland voted no.

REGULAR MEETING ADJOURNED – 10:00 P.M.

Approved this 8<sup>th</sup> day of April, 2003.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By

A handwritten signature in cursive script, reading "Judy Burns", is written over a horizontal line.

Judy Burns, Clerk  
Governing Board