

MINUTES FOR REGULAR BOARD MEETING (Tuesday, August 11, 2020)

Members present:

Adelita S. Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Ann Foster.

Meeting called to order at 4:33 p.m.

1. EXECUTIVE MEETING – 4:33 p.m.

Action: 1.1 Motion to Convene Executive Meeting

Board Member Attendance was established via a call for the roll. Those in attendance were Adelita Grijalva, Bruce Burke and Kristel Foster. Rachael Sedgwick and Leila Counts were not present for the roll call. Superintendent Dr. Gabriel Trujillo was not present for the roll call. Rob Ross was present for the roll call.

Resolution: Motion and vote to recess Regular Meeting into Executive Session.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Bruce Burke, and Kristel Foster.

Not Present at Vote: Rachael Sedgwick and Leila Counts.

Discussion: 1.2 Personnel

Discussion: 1.3 Discussion or Consultation with Attorney(s)

Discussion: 1.4 Negotiations with Employee Groups

Action: 1.5 Adjourn Executive Meeting and Reconvene Regular Meeting

2. PLEDGE OF ALLEGIANCE – 5:33 p.m.

Procedural: 2.1 Call to Order and Pledge of Allegiance

Board Member Attendance was established via a call for the roll. Those in attendance were Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster. Superintendent Dr. Gabriel Trujillo and Rob Ross were present for the roll call.

Pledge led by Jisue Choi, 11th grader at University High School.

Action: 2.2 Agenda Adjustments – 5:36 p.m.

Resolution: Dr. Trujillo recommended addressing Items 7.2, 6.4, 7.3, 7.4 and 7.5 after Call to the Audience.

By unanimous consent to address Items 7.2, 6.4, 7.3, 7.4 and 7.5 after Call to the Audience.

3. SUPERINTENDENT'S REPORT

Information: 3.1 Superintendent's Report – 5:44 p.m.

INFORMATION ONLY

Details are available via the video and audio recordings on the TUSD Internet at www.tusd1.org.

Dr. Trujillo reported that recently the TUSD community experienced a devastating loss. Two longtime advocates, two longtime legends with widely respected legacies in our district.

Dr. Trujillo provided information that Eduardo (Ed) Nuñez-Laguna, passed on August 2, 2020. Ed was a native Tucsonan, born and bred a Pueblo Warrior. He graduated from Pueblo High School and the University of Arizona. He earned bachelor's and master's degrees, was a member of the Spanish and French honorees and served as President of the French Club. Ed was also an instructor at the University for several years after graduation. Ed taught Spanish and coached tennis during 40 plus years with the Tucson Unified School District (TUSD). The majority of this time was spent at Pueblo with isolated stints at Rincon and Sabino High Schools. From the classroom, Ed moved into school administration, serving as assistant principal. During Ed's tenure at Pueblo, he was instrumental in encouraging and guiding young people from diverse and often low-income families to attend college. Additionally, his influence on students was recognized with his induction into the inaugural Pueblo High School Hall of Fame in October of 2015. Ed will be remembered for the many lives he impacted first as an educator in Tucson Unified community then as a longtime advocate.

The Tucson community is also grieving the loss of another longtime veteran advocate, educator and legacy. Mr. Maxwell was born in Okmulgee, Oklahoma, and in 1940 moved to Tucson from Topeka, Kansas. Morgan Maxwell, Jr. passed away on July 26, 2020 at the age of 91. He faced segregation at Tucson High School in the 1940s, but persevered and went on to higher education, taught college students and became a businessman. After graduating from Tucson High in 1945, Morgan attended the University of Arizona majoring in finance and graduated in 1949. Her served in the Army and was an auditor working at the Pentagon, and after his service he enrolled at the University of Southern California and received a Master of Business Administration in 1955. Morgan Maxwell, Jr., became principal of the all-black segregated Dunbar School. In retirement, Morgan was treasurer of the Dunbar Coalition that helped convert the closed Dunbar School into the Dunbar Pavilion: an African American Center for Art and Culture.

I would like to take at this time a moment of silence for two longtime champion advocates as they have passed on. On behalf of the Tucson Unified School District, I would like to offer our sincerest condolences to the Maxwell Family as well as the Nuñez-Laguna Family.

5:44 p.m. Update on Executive Order 2020-51.

Dr. Trujillo provided information.

5:59 p.m. Device delivery update and timeline.

Dr. Trujillo provided information.

Kristel Foster commented.

4. CALL TO THE AUDIENCE

Call to the Audience, Procedural: 4.1 Guidelines to Address the Board – 6:01 p.m.

Board President Kristel Foster announced that Leila Counts would read the Call to the Audience protocol.

Leila Counts read the protocol for Call to the Audience.

Members of the public submitted their written comments via email at governingboard@tusd1.org.

Public comments were read into the record by Yolanda Peña, Program Coordinator of Staff Services to the Governing Board.

Persons whose comments were read during the Call to the Audience was Lillian Fox re: Outrageous Stipends.

Kristel Foster commented that with only one speaker for tonight, that says a lot about our communication and our work with the community. Dr. Trujillo added that it is a reflection of our team being very responsive to getting back to frustrated parents, communication has been very strong.

Board President Kristel Foster asked if Board Members wanted to respond to audience comments.

Dr. Trujillo responded regarding the position of School Community Services. It is a mandatory position inside of the desegregation order. The district is obligated to fill that position. The position is currently vacant, and the salary is built in the Unitary Status budget. Ms. Kinasha Brown was hired as the Assistant Superintendent of Equity and Diversity. The duties will transition to Ms. Brown but in the interim period with all the requirements that the court has dropped on the district as a result of the recent motions that the district has received from the court, Mr. Brown will be fulfilling at least on the monthly basis for the first two to three months in the capacity of training, orientating and a lot of the other duties for that particular position. The stipend is not extra money, the stipend is built into the Unitary Status budget, it has to be spent for the mandatory position. This is not a new position. With regards to the two leadership team members, due to the pandemic, added duties have increased and they are working around the clock.

Bruce Burke commented on the performance of the district's outside counsel and Mr. Brown. In his opinion and in his short term of service, I have seen exemplary service to the district by outside and in-house counsel, general counsel and Mr. Brown and would respectfully disagree with the characteristic of efforts. Also, to a worthy note, in our view, we have achieved Unitary status and that is the success that I think is attributable to the work of our attorneys.

7. INFORMATION ITEM(S)

Information: 7.2 Pima County Health Department Support for Schools: COVID-19 Pandemic – 6:10 p.m.

INFORMATION ONLY

Dr. Trujillo provided brief information and introduced Dr. Theresa Cullen, Pima County Health Department, who provided information and responded to Board Member inquiries. Dr. Cullen introduced Brian Eller, Pima County Health Department, who provided information and responded to Board Member inquiries. Board Members commenting and/or asking questions were Kristel Foster, Adelita Grijalva, Bruce Burke and Leila Counts. Dr. Trujillo provided additional information. John Muir provided information.

6. ACTION ITEM(S)

Action: 6.4 Next Steps 2020: A Modified Plan for On Campus Services – 7:18 p.m.

Modified Plan for On-Campus Services – 7:18 p.m.

Dr. Trujillo provided information.

Exceptional Education Hub Model – 7:29 p.m.

Motion to approve administration's final recommendations to offer limited on-campus services to identified groups of students that represent a segment of the Tucson Unified School District's overall student body defined as "high needs" or "at risk" starting on August 17, 2020. Additionally, to approve the delay of comprehensive on campus learning options for the entire district, outside of identified "high needs" or "at risk" groups for the 1st quarter grading period and until recommendations from the Pima County Health Department support a physical re-opening of campuses in the district for in campus instruction.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Dr. Trujillo provided information and introduced Sabrina Salmon who provided information and responded to Board Member inquiries. Board Members commenting and/or asking questions were Adelita Grijalva and Kristel Foster. Dr. Trujillo provided additional information.

7. INFORMATION ITEM(S)

Information: 7.3 Tucson Unified Community Schools Before and After School Childcare & KIDCO: Re-Entry Update – 8:10 p.m.

INFORMATION ONLY

Dr. Trujillo provided information and introduced Reem Kievit who provided information and responded to Board Member inquiries. Board Members commenting and/or asking questions were Adelilta Grijalva, Leila Counts and Kristel Foster. Dr. Trujillo provided additional information.

Information: 7.4 Tucson Unified Interscholastic and Extra Curricular Program Re-Entry: Fall Sports and Marching Band Update – 8:26 p.m.

INFORMATION ONLY

Dr. Trujillo provided brief information and introduced Desire Wheeler who provided information and responded to Board Member inquiries. Board Members commenting and/or asking questions were Adelita Grijalva and Kristel Foster. Dr. Trujillo provided additional information.

Information: 7.5 Tucson Unified Device Distribution Update for Remote Learning – 8:43 p.m.

INFORMATION ONLY

Dr. Trujillo provided information and introduced Blaine Young who provided information and responded to Board Member inquiries. Blaine Young introduced Rabih Hamadeh who provided information and responded to Board Member inquiries. Board Members commenting and/or asking questions were Adelita Grijalva and Kristel Foster.

5. CONSENT AGENDA

Action (Consent): 5.1 Approval of Consent Agenda Items 5.2 Through 5.11 – 9:01 p.m.

Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.2 Approval of Talent Acquisition, Transfers, Separations, Changes, Payouts, and Leaves of Absence

Motion to approve the Talent Acquisition personnel lists.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.3 Approval of Supplemental Materials for News-2-You Platform for Exceptional Education Classrooms

Motion to approve Supplemental Materials for News-2-You Platform for Exceptional Education Classrooms as presented.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.4 Approval of Invitation for Bids (IFB) 21-30-C22 – Hollinger K-8 School Clay Tile Roofing and Weatherization Project

Motion to approve to Award Invitation for Bids 21-30-C22 – Hollinger K-8 School Clay Tile Roofing and Weatherization Project with approval for estimated expenditures of \$646,800.00 over 2 years (this project is SFB funded).

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.5 Approval of Invitation for Bids (IFB) 21-29-C22 – Carrillo Elementary School Weatherization Project

Motion to approve to Award Invitation for Bid 21-29-C22 – Carrillo Elementary School Weatherization Project with approval for estimated expenditures of \$395,024.30 over 2 years (this project is SFB funded).

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.6 Approval of Invitation for Bids (IFB) 21-33-C22 – Sam Hughes Elementary School Clay Tile Roofing and Weatherization Project

Motion to approve to Award Invitation for Bid 21-33-C22 – Sam Hughes Elementary School Clay Tile Roofing and Weatherization Project with approval for estimated expenditures of \$602,470.00 over 2 years (this project is SFB funded).

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.7 Authorization to proceed with Notice of Appeal of certain orders in Fisher et als v. TUSD

Motion to direct counsel to proceed with a Notice of Appeal of recent orders issued by the District Court while complying to the extent feasible and advisable.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent), Minutes: 5.8 Minutes of Tucson Unified School District Governing Board Meeting – July 28, 2020

Motion to approve the Minutes of the Governing Board Meeting for July 28, 2020.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.9 Student Activity Funds through July 31, 2020

Motion to approve the Summary of Student Activity Funds for the Period of July 1, 2019 through July 31, 2020 (encumbrance period).

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.10 Salary and Expense Vouchers – July 2020

Ratification of Salary and Expense Vouchers for the Period Beginning July 1, 2020 and Ending July 31, 2020.

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Action (Consent): 5.11 Tax Credit Extracurricular Activity Programs Report by School Site through July 31, 2020

Motion to approve the Summary of Tax Credit Extracurricular Activity Balances for the Period of July 1, 2019 through July 31, 2020 (encumbrance period).

Resolution: Dr. Trujillo recommends approval of the Consent Agenda items 5.2 through 5.11.

Motion by Bruce Burke, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

6. ACTION ITEM(S)**Action: 6.1 Approval of No Kid Hungry Emergency Response 2020 Grant – Tucson Unified School District Food Services Department – 9:02 p.m.**

Motion to approve the No Kid Hungry Emergency Response 2020 Grant Award.

Motion by Rachael Sedgwick, second by Adelita Grijalva.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Dr. Trujillo provided brief information and introduced Lindsay Aguilar who provided information. Kristel Foster commented.

Action: 6.2 Approval of Interagency Catering Agreement for Tucson Unified School District Food Services Department to Provide National School Lunch Program (NSLP) Meals to Mexicayotl Academy – 9:05 p.m.

Motion to approve the Arizona Department of Education Health and Nutrition Services Interagency Catering Agreement between Tucson Unified School District Food Services Department and Mexicayotl Academy to provide catered meals for the National School Lunch & Breakfast Program (5-year agreement).

Motion by Adelita Grijalva, second by Rachael Sedgwick.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Dr. Trujillo provided brief information and introduced Lindsay Aguilar who provided information. Kristel Foster commented.

Action: 6.3 Determination of Emergency Procurement and Approval for Expenditures over \$250K for Internet Devices and Services, using Cooperative Contracts – 9:07 p.m.

Motion to invoke GB Policy DJE-R regarding Emergency Procurements, regarding use of ESSER Grant/CARES funds for purchasing Internet Devices and Services for students and teachers. Expenditures will be over \$250K but are estimated not to exceed \$760K, using Cooperative Contracts, for SY20-21.

Motion by Adelita Grijalva, second by Rachael Sedgwick.

Final Resolution: Motion Passed

Yes: Adelita Grijalva, Rachael Sedgwick, Bruce Burke, Leila Counts and Kristel Foster.

Dr. Trujillo provided brief information and introduced Blaine Young who provided information.

7. INFORMATION ITEM(S)

Information: 7.1 Energy Conservation Improvement Project Investment Grade Audit (IGA) – 9:08 p.m.

INFORMATION ONLY

Dr. Trujillo provided brief information and introduced John Muir and Tina Cook who provided information. Tina Cook introduced Kreischer Davis, Account Executive, at McKinstry who provided information. Kristel Foster commented.

8. FUTURE MEETING DATES AND AGENDA ITEM(S) (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 BEDB.)

Procedural: 8.1 Future Meeting Dates and Agenda Item(s) – 9:22 p.m.

Dr. Trujillo reminded the Board that per the motion earlier this evening, there will be a standing agenda item that will appear as study/action on every single agenda that will allow the Governing Board to exam Pima County Health Department data and make any necessary adjustments or recommendations to our current campus plan for our on-site services

Kristel Foster mentioned that for the August 25, 2020 Special Board meeting there are three student hearings during Executive Session. The schedule start time is 4:00 p.m. but with the three students hearings, one of which requires an interpreter and that takes twice as long. I would like to ask if we can have a quorum on that day with a 3:00 p.m. start time. By unanimous consent, the start time for the August 25, 2020 Special Board will be at 3:00 p.m.

ADJOURNMENT: 9:26 p.m.

Due to the Coronavirus, meeting conducted via Zoom.

Kristel Ann Foster presided and called the meeting to order at 4:33 p.m.

Meeting recessed to Executive Session at 4:33 p.m.

Meeting reconvened at 5:33 p.m.

Meeting adjourned at 9:26 p.m.

Approved this 25 day of August, 2020.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By _____
Leila Counts, Clerk
Governing Board