NOT RECORDED

CALL TO ORDER – 4:04 p.m.

Board Member Attendance was established via a call for the roll. Those in attendance were Rachael Sedgwick, Kristel Foster and Michael Hicks. Mark Stegeman and Adelita Grijalva were not present for the roll call.

ACTION ITEM

4:00 p.m. 1. Schedule an executive meeting at this time to consider the following matters: APPROVED. Moved: Sedgwick; Seconded: Foster. Passed 3-0 (Voice Vote). Mark Stegeman and Adelita Grijalva were not present for the 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) Request to Readmit an Expelled Student

B. 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); and consideration of records exempt by law from public inspection (A)(2)

1) Administrative Appointments, Reassignment and Transfers

• Assistant Director, Exceptional Education
C. 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.
2) SB 1529 and Secondary Tax Levy

D. Legal advice under A.R.S. §38-431.03 (A)(3) and (A)(4); Confidential Records A.R.S. §38-431.03 (A)(2) regarding release of AIA Investigation report

E. 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) Vacant Property at Cardinal Avenue and Valencia Road – Update
2) 10th Street Parking Lot

ACTION ITEM

MOTION AND VOTE TO RECESS REGULAR MEETING TO EXECUTIVE SESSION

RECESS REGULAR MEETING TO EXECUTIVE SESSION

ACTION ITEM

5:42pm/0:00:00
MOTION AND VOTE TO ADJOURN EXECUTIVE MEETING AND RECONVENE REGULAR MEETING – appx 5:30 p.m. Multipurpose Room
5:42 p.m. – Reconvene Regular Board Meeting Duffy Community Center
5145 East Fifth Street
Tucson, Arizona 85711

Board Member Attendance was established via a call for the roll. Those in attendance were Mark Stegeman, Rachael Sedgwick, Kristel Foster, Adelita Grijalva and Michael Hicks. Superintendent Dr. Gabriel Trujillo and General Counsel Robert Ross were present for the roll call.

5:30 p.m.  
5:42 pm/0:00:20
INFORMATION ITEM

5:43 pm/0:01:12 2. Superintendent’s Report
   • Regional Presentation and Service Teams
   • Report Out on Southwest Key Options
   • School Community Partnership Council (SCPC) Report

INFORMATION ONLY Details are available via the video and audio recordings on the web. A Memorial video celebrating the life of long-time TUSD advocate Georgia Brousseau was shown.

Board President Michael Hicks asked for a moment of silence for long-time TUSD Advocate/Community member, Georgia Brousseau.

Dr. Trujillo responded to Board inquiries. Board members commenting and/or asking questions were Michael Hicks, Kristel Foster, Adelita Grijalva and Rachael Sedgwick.

6:18 pm/0:36:53 CALL TO THE AUDIENCE (45 Minutes) (Pursuant to Governing Board Policy No. BEDB, 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 two board members may address each criticism.) Board President Michael Hicks announced that Juan Carlos Medina was available to provide Spanish Interpreter Services. Juan Carlos Medina repeated the announcement in Spanish. Board Clerk Kristel Foster read the protocol for CTA.

Persons who spoke at Call to the Audience were: Richard Hernandez re: Governing Board Member election seat; Kim Kelly re: Renaming Rodeo Holiday; Pilar Ruiz: Board Members’ behavior during Board meetings, available Board Member seats coming up, and Nepotism; Kim Flaherty and Jane Parent re: Renaming Rodeo Days Holiday; Summer Aguilera re: Children at Southwest Keys Education Center; Jorge Leyva re: Agenda Item 3(e); Bob Phillips re: Duty to Educate the students; Jason Aragon re: IGA with TUSD and Bullets and Flowers at Julia Keen School; Courtney Owens re: Renaming Rodeo Days Holiday; Roberto Rodriguez re: Education for children and Mexican American Studies students; Betts Putnam-Hidalgo re: TUSD transparency, Desegregation Item and educating immigrant students; Lillian Fox re: Compliment to Superintendent, new position in the Board Office, existing bus drivers salary equal to new bus drivers, New Teachers’ Contract, Substitute teachers, Southwest Keys Education Center and selling property to KB Homes; Ryan Kelly and Marion Chubon re: Southwest Keys Education Center's Program.

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

Mark Stegeman commented regarding the question on transcripts of meetings; the answer is about 15 years ago.
Adelita Grijalva responded to comments regarding Mexican American Studies if staff could put together a response and send it to the speaker and the Board and asked to remind the Board of what they were or were not willing to exam. She also responded to political comments and reminded public that Board members are not allowed to use District’s resources to influence elections, respond to a campaign, I will not do that and hope speakers would remember the purpose of Call to the Audience.

Rachael Sedgwick thanked the speakers in support of the item on Renaming Rodeo Days Holiday

7:05 pm/1:23:16 CONSENT AGENDA** Dr. Trujillo recommended approval of the Consent Agenda. Rachael Sedgwick asked that items 3(b, c and f) be considered separately. Mark Stegeman asked that items 3(d, e and i) be considered separately. **APPROVED 3(a, g-h, j-o)** Motion: Foster; Seconded: Hicks. Passed Unanimously (Voice Vote). Board members commenting and/or asking questions were Kristel Foster and Michael Hicks. Rob Ross provided legal advice.

3. a) Approval of Talent Acquisition, Transfers, Separations, Changes and Leaves of Absence **APPROVED**

7:09 pm/1:27:22 b) Approval of Supplemental Materials Handwriting Without Tears **APPROVED** Motion: Foster; Seconded: Sedgwick. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Michelle Merrick, Giovanna Grijalva and Charlotte Patterson who presented information and responded to Board inquiries. Board members commenting and/or asking questions were Rachael Sedgwick, Mark Stegeman, Kristel Foster and Michael Hicks.

7:14 pm/1:32:02 c) Agreement between Arizona State University and Tucson Unified School District for Student Placement **APPROVED** Motion: Sedgwick; Seconded: Hicks. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Janet Rico Uhrig who responded to Rachael Sedgwick’s inquiries.

7:16 pm/1:34:12 d) Revised Agreement with KB Home Corporation for the Purchase of the Vacant Parcel Located at the SE Corner of Valencia and Cardinal, with Authorization for the Operations Program Manager to Execute the Agreement **APPROVED** Motion: Stegeman; Seconded: Foster. Passed 3-2 (Voice Vote). Adelita Grijalva and Michael Hicks voted no. Dr. Trujillo introduced Bryant Nodine who presented information and responded to Mark Stegeman’s inquiries. Mark Stegeman and Michael Hicks commented.
e) Approval of Tucson Unified School District Food Service Agreement with Desert Valley Christian Academy to Provide Meals with Authorization for Food Services Administrative Dietitian – Site Operations Coordinator to Execute Agreement APPROVED Motion: Foster; Seconded: Grijalva. Passed 4-1 (Voice Vote). Mark Stegeman voted no. Dr. Trujillo introduced Kevin Startt and Lindsay Aguilar who presented information and responded to Board inquiries. Board members commenting and/or asking questions were Mark Stegeman, Rachael Sedgwick and Kristel Foster. Dr. Trujillo commented.

f) Approval of Award for Invitation for Bids (IFB) 19-22-23 – Science Aids and Materials, As Needed APPROVED Motion: Sedgwick; Seconded: Foster. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Charlotte Patterson and Kevin Startt. Charlotte Patterson responded to Rachael Sedgwick’s inquiries. Michael Hicks commented. Dr. Trujillo commented.

g) Approval of Award for Invitation for Bids (IFB) 19-34-19 – Perishable Food Products APPROVED

h) Approval of Fisher-Mendoza, et al v. TUSD Legal Fees Payment for Fourth Quarter 2017 and First Quarter 2018 – Mendoza Class APPROVED

i) Renewal/Revision of Contract for Lobbyist Services, with Authorization for the Director of Purchasing to Execute the Agreement APPROVED Motion: Stegeman; Seconded: Hicks. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Rob Ross. Rob Ross responded to Mark Stegeman’s inquiries. Kristel Foster and Michael Hicks commented.

j) Change the September 18, 2018 Regular Board Meeting to September 11, 2018 APPROVED

k) Change the August 28, 2018 Special Board Meeting to August 30, 2018 – Requested by Board Clerk Kristel Foster APPROVED

l) Minutes of Tucson Unified School District Governing Board Meetings APPROVED
   1) Regular Board Meeting, June 12, 2018
   2) Special Board Meeting, June 26, 2018
   3) Regular Board Meeting, July 10, 2018
   4) Special Board Meeting, July 17, 2018
   5) Special Board Meeting, July 24, 2018

m) Fiscal Year 2017-2018 Public Gifts and Donations to Schools Quarterly Report (4th Quarter) APPROVED
n) Acceptance of the Summary of Student Activity Funds for the Period of July 1, 2017 through June 30, 2018 APPROVED

o) Ratification of Salary and Non-Salary Vouchers for the Period Beginning July 1, 2018, and Ending July 30, 2018 APPROVED

ACTION ITEMS


7:35 pm/1:54:00 5. Board Office Hire – Requested by Board Member Mark Stegeman

Adelita Grijalva moved for the position to be an entry level position. Seconded: Foster.

Dr. Stegeman moved to amend by substitution moving adopting the job description as posted, but removing the language of a Bachelor’s Degree from required to preferred qualification on the job posting. AMENDMENT APPROVED – Moved: Stegeman; Seconded: Sedgwick. Passed 3-2. (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no.

Motion As Amended: APPROVED Moved: Stegeman; Second: Sedgwick. Passed 3-2. (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no.

Mark Stegeman presented information and responded to Board inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Kristel Foster, Rachael Sedgwick and Michael Hicks. Dr. Trujillo provided information. Rob Ross provided legal advice.
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8:06 pm/2:24:08  6. Review, Approve and Adopt the Memorandum of Agreement with the Tucson Education Association (TEA) and thereby Authorize an Update to Article 25 of the 2018-2019 TEA White Collar/Food Service Agreement

8:06 pm/2:24:08  7. Review, Approve and Adopt the Memorandum of Agreement with the American Federation of State, County and Municipal Employees (AFSCME) and thereby Authorize an Update to Appendix V of the 2018-2019 AFSCME MOU for Blue Collar Employees

8:06 pm/2:24:08  8. Review, Approve and Adopt the Memorandum of Agreement with the Communications Workers of American (CWA) and thereby Authorize an Update to Appendix III and Appendix IV of the 2018-2020 CWA Supervisory/Professional Agreement

ITEMS 6, 7 AND 8 WERE ADDRESSED AND VOTED AS ONE. APPROVED  
Moved: Foster; Seconded: Hicks. Passed 4-1. (Roll Call Vote). Dr. Trujillo, Maricela Meza and Jason Freed presented information and responded to Board inquiries. Board members commenting and/or asking questions were Kristel Foster, Rachael Sedgwick, Michael Hicks and Mark Stegeman. Rob Ross provided legal advice.

8:16 pm/2:34:37  9. Amendment to the Lease-Purchase Agreement with the Flowers and Bullets Collective at the Former Julia Keen Elementary School, with Authorization for the Operations Program Manager to Execute the Agreement APPROVED  
Moved: Hicks; Seconded: Grijalva. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Bryant Nodine who presented information and responded to Board inquiries. Board members commenting were Michael Hicks and Kristel Foster.

8:20 pm/2:38:06  10. Governing Board Policy GCAB – Filling of Vacancies APPROVED WITH UNDER THE SECTION PREPARATION OF RECOMMENDATION TO GOVERNING BOARD FOR ADMINISTRATOR POSITIONS TO STRIKE BULLET MEMORANDUM FROM SUPERINTENDENT JUSTIFYING ANY DEVIATION FROM THIS POLICY, IF APPLICABLE.  
Moved: Stegeman; Seconded: Sedgwick. Passed 3-2. (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no. Mark Stegeman presented information and responded to Board inquiries. Board members commenting and/or asking questions were Rachael Sedgwick, Michael Hicks, Mark Stegeman and Kristel Foster. Dr. Trujillo commented. Rob Ross provided legal advice.

Moved: Hicks; Seconded: Grijalva. Passed Unanimously (Voice Vote). Rob Ross provided information and responded to Board inquiries. Board members commenting and/or asking questions were Mark Stegeman and Michael Hicks.
12. Recode Governing Board Policy DIEB as DIFB – *Fraud, Theft, or other Intentional Acts of Crime Discovered by the Internal Auditor* – Requested by Board Member Mark Stegeman. **APPROVED** Moved: Stegeman; Seconded: Hicks. Passed Unanimously (Voice Vote).

8:38 pm/2:56:29

13. Corrections and Minor Revisions of Meeting Minutes – Requested by Board Member Mark Stegeman **APPROVED AS LISTED ON THE BOARD AGENDA ITEM AND GIVING STAFF DIRECTIONS TO MAKE CHANGES.** Motion: Stegeman; Seconded: Sedgwick. Passed 3-2 Voice Vote). Kristel Foster and Adelita Grijalva voted no. Mark Stegeman introduced the item.

8:39 pm/2:57:30

Board President Michael Hicks moved to address Item #22 before Item #14. **APPROVED** Motion: Hicks; Seconded: Sedgwick. Passed 3-2 (Voice Vote). Kristel Foster and Adelita Grijalva voted no.

STUDY/ACTION ITEMS

8:41 pm/2:59:31 22. *Minutes Taking Policy – Requested by Board Member Rachael Sedgwick* STUDIED ONLY Rachael Sedgwick provided information. Board members commenting and/or asking questions were Rachael Sedgwick, Kristel Foster, Michael Hicks, Mark Stegeman and Adelita Grijalva. Dr. Trujillo commented. Rob Ross provided legal advice.

8:56 pm/3:14:00 14. Corrections and Minor Revisions of Previously Approved Minutes of the May 15, 2018 Special Board Meeting – Requested by Board Member Rachael Sedgwick Motion: Sedgwick; Seconded: Stegeman. **FAILED 1-4** (Roll Call Vote). Mark Stegeman, Kristel Foster, Adelita Grijalva and Michael Hicks voted no. Rachael Sedgwick provided information. Board members commenting and/or asking questions were Michael Hicks, Mark Stegeman, Rachael Sedgwick, Adelita Grijalva and Kristel Foster. Rob Ross provided legal advice.

9:02 pm/3:20:29 15. Rename *Rodeo Days Holiday – Requested by Board Member Rachael Sedgwick*

Prior to the vote, Rachael Sedgwick made a substitute motion for the Governing Board to change the name of the holiday and to conduct a survey that does not include Rodeo Days as an option. Second: Grijalva. Adelita Grijalva withdrew her second. **FAILED** for lack of a second.

**APPROVED.** Kristel Foster moved to direct staff to work with media to create a website link to survey the community on renaming Rodeo Days. Suggestions were Tucson Heritage Days, Old Pueblo Days and Rodeo Days. Motion: Foster; Seconded: Stegeman. Passed 4-1 (Roll Call Vote). Rachael Sedgwick voted no. Rachael Sedgwick provided information. Board members commenting and/or asking questions were Adelita Grijalva, Kristel Foster, Michael Hicks, Mark Stegeman and Rachael Sedgwick. Dr. Trujillo provided information, commented and responded to Board inquiries.
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Michael Hicks moved that the Governing Board hereby authorizes the District’s attorneys to file an action seeking declaratory and/or injunctive relief, if necessary to avoid any additional unconstitutional burden on the taxpayers of the District and ensure that state aid pursuant to 15-972(E) is calculated and paid including the TUSD desegregation levy among the levies subject to the 1% constitutional limit.  **APPROVED**  Moved: Hicks; Seconded: Sedgwick. Passed Unanimously (Voice Vote).  Rob Ross presented information.  Dr. Trujillo commented.

**STUDY/ACTION ITEMS**

9:26 pm/3:44:07 17. Approval to Proceed with the Quote Process for Governing Board Software to Replace Existing Solution  **APPROVED**  Moved: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote).  Dr. Trujillo introduced Blaine Young and Kevin Startt who presented information and responded to Board inquiries.  Board members commenting and/or asking questions were Mark Stegeman, Michael Hicks and Adelita Grijalva.


9:37 pm/3:55:38 19. Governing Board Policy BBAA – *Board Member Authority and Responsibilities*  (revision) – Requested by Board  **APPROVED**  Motion: Hicks; Seconded: Sedgwick. Passed 3-2 (Roll Call Vote).  Kristel Foster and Adelita Grijalva voted no.  Mark Stegeman presented information.  Board members commenting and/or asking questions were Rachael Sedgwick, Mark Stegeman, Adelita Grijalva, Michael Hicks and Kristel Foster.  Rob Ross provided legal advice.

9:51 pm/4:09:53 20. Governing Board Policy BEDB – *Board Meeting Agenda Posting and Organization*  (revision)  **APPROVED** – **UNDER CONDUCT OF MEETINGS STRIKE THE FOLLOWING: “BOARD MEMBERS SHALL NOT BRING CELL PHONES TO THE DIAS” AND CHANGE DIRECTOR OF STAFF SERVICES TO GOVERNING BOARD OFFICE**.  Motion: Stegeman; Seconded: Sedgwick. Passed 3-1 (Roll Call Vote).  Adelita Grijalva voted no.  Kristel Foster was not present to vote.  Mark Stegeman presented information.  Board members commenting and/or asking questions were Michael Hicks, Adelita Grijalva and Mark Stegeman.

FUTURE MEETING DATES AND 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 BEDB)

Rachael Sedgwick requested that administration post to the TUSD website page all consensus agreements for the last ten years, and that all Future Agenda Items for the last 6 months be sent to the Board.

Adelita Grijalva requested an opinion from General Counsel regarding changing the District from an “at large district” to a “ward system”.

10:00 p.m.

REGULAR BOARD MEETING ADJOURNED

10:00 p.m. – Regular Board Meeting Adjourned.

The following agenda items were not addressed:

INFORMATION ITEMS

23. Procurement of Tucson Unified School District Marketing and Recruitment Services – Requested by Board Member Mark Stegeman


00:00 p.m. reflects the time the item was addressed.

/0:00:00 is the minute marker on the audio recording of when the item was addressed.
Present: Michael Hicks President
Kristel Ann Foster Clerk [left @ 9:52 p.m.]
Adelita S. Grijalva Member [arr @ 9:52 p.m.]
Rachael Sedgwick Member
Mark Stegeman Member [arr @ 4:30 p.m.]

Also Present:
Senior Leadership: Gabriel Trujillo, Ed.D. Superintendent
Robert S. Ross, Jr. General Counsel
Brian Lambert Assistant Superintendent – Silverbell Region 1
Mark Alvarez Interim Assistant Superintendent – Santa Cruz Region 2
Richard Sanchez Assistant Superintendent – Arroyo Chico Region 3
Ernest C. Rose, Jr. Assistant Superintendent – Arcadia Region 4
Holly Lehman-Hammel Assistant Superintendent – Pantano Region 5
Charlotte Patterson Interim Assistant Superintendent, Curriculum and Instruction
John Muir Interim Chief Operations Officer
Blaine Young Chief Technology Officer
Renee Weatherless Executive Director, Finance
Janet Rico-Uhrig Executive Director, Human Resources

Administrative Staff: Giovanna Grijalva Interim Senior Director, Curriculum Development
Kevin Startt Director, Purchasing
Jeff Coleman + Staff Director, School Safety
Maria Federico Brummer Director, Mexican American Student Services
Leslie Lenhart Director, Communications/Media Relations
Maricela Meza Director, Employee Relations
Maura Clark-Ingle Director, Exceptional Education
Rabih Hamadeh Director, Infrastructure Technology
Charles McCollum Interim Director, Career & Technical Education and Sponsor, Superintendent's Student Advisory Council
Bryant Nodine Operations Program Manager, Planning and Student Assignment
Renee Heusser Project Manager, Enterprise Resource Project (ERP)
Michelle Merrick Program Coordinator, Curriculum Development
Lindsay Aguilar Administrator Coordinator, Food Services

Support Staff: Sylvia Lovegreen Senior Staff Assistant II to the Governing Board
Michele Gutierrez Senior Staff Assistant I to the Governing Board
Nicholas Roman Administrative Assistant, Superintendent's Office
Gene Armstrong Technical Support Specialist II, Technology Services
Karla Escamilla Multi Media Producer, Communications & Media Outreach
Miguel Carrion Video Technician, Communications & Media Outreach
Juan Carlos Medina Spanish Interpreter

Employee Group Representatives: Jason Freed President, Tucson Education Association (TEA)

Board Committees: Kristen Bury Board Liaison, School Community Partnership Council

Media:
Hank Stephenson Arizona Daily Star
Brandon Mejia AZ Public Media
TV Channels 4, 9, 11/13 Telemundo
There were approximately 140 people in the audience.

Michael Hicks presided and called the meeting to order at 4:04 p.m.

Meeting recessed at 4:04 p.m. and reconvened at 5:42 p.m.

Meeting adjourned at 10:00 p.m.

Approved this 16th day of October, 2018.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By

Kristel Ann Foster, Clerk
Governing Board