

**Tucson Unified School District No. 1
Governing Board Special Meeting
Board Room, Morrow Education Center
1010 East Tenth Street
Tucson, Arizona 85719**

**September 27, 2011
4:00 p.m.**

MINUTES

Present:

Miguel Cuevas, President
Judy Burns, Clerk
Adelita Grijalva – *arr. @4:06 p.m.*
Michael Hicks, Member
Mark Stegeman, Member

Also Present:

John Pedicone, Ph.D., Superintendent
Maria Menconi, Ed.D., Interim Deputy Superintendent
Martha Durkin, Lead Legal Counsel
Nancy Woll, Chief Human Resources Officer
John Gay, Chief Information Officer
Candy Egbert, Chief Operations Officer
David Scott, Director, Accountability and Research
Edith Macklin-Isquierdo, Ph.D., Assistant Superintendent, High School Leadership
Jim Fish, Assistant Superintendent, Middle Schools
Maggie Shafer, Assistant Superintendent, Elementary Schools
Lupita Garcia, Ph.D., Assistant Superintendent, Government Programs & Community Outreach
Jeffrey Coleman, Director, School Safety, and staff
Adrienne Sanchez, Director, Financial Services
Jim Burns, Operations Business Manager Coo
Bryant Nodine, Program Manager, Planning Services
Corky Poster, Poster, Frost, Mirto Inc.
Swaim Chapman, Chapman Properties
Mary Canty, District Video Producer
Andrea Marafino, Multi-Media Tech, Communications and Media
Harry Ain, Site Engineering Program Manager
Johnny Sanchez, Site Appearance Program Manager
David Rodriguez, Facilities Maintenance
Rich Hoffman, Grounds-Operations
David Wilson, Elementary Custodial Services
Mary Alice Wallace, Director of Staff Services to the Governing Board
Sylvia Lovegreen, Senior Staff Assistant II to the Governing Board
Frances Banales, President, Tucson Education Association
Patrick Hammond, Student – Sahuaro High School
Corina Gallardo, Student – University High School
Anthony Constantino, Student – University High School
Carmen Duarte, *Arizona Daily Star*
TV Channels 4 and 13

ITEM

ACTION

SPECIAL MEETING CALLED TO ORDER – 3:58 p.m.

ACTION ITEM

- | | |
|---|---|
| 1. Schedule an executive meeting at this time to consider the following matters –

A. Legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 Subsections (A)(3) and (A)(4)
1) A.R.S. §15-112 (formerly HB 2281)
2) Fisher-Mendoza vs. TUSD, et al.

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)
1) Administrative Appointments, Reassignments and Transfers
2) Employee Representative on the Employee Benefits Trust Board
3) Hearing Officer’s Recommendation in the Matter of Proposed Termination of a Certified Teacher
4) Superintendent’s Goals for 2011-2013

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) Land Disposition | Michael Hicks moved approval; Judy Burns seconded. Approved 4-0. Adelita Grijalva was not present for the vote. |
|---|---|

SPECIAL MEETING RECESSED – 3:59 p.m.

SPECIAL MEETING RECONVENED – 6:06 p.m.

PLEDGE OF ALLEGIANCE

No action required.

Dr. Pedicone led the Pledge of Allegiance.

ITEM

ACTION

SUPERINTENDENT REPORT

No action required.

John Pedicone presented his report, recognizing three students: Patrick Hammond from Sahuaro High School and Corina Gallardo and Anthony Constantino, both from University High School. Patrick and Anthony commented briefly.

STUDY/ACTION ITEM

2. School Sites Tomorrow – Presentation of Agreements for the Future Uses of Closed School Sites

Mark Stegeman moved approval; Michael Hicks seconded. Approved unanimously.

Mark Stegeman noted that in light of the fact that this offer (1) is financially superior to other offers; (2) is a lease rather than a purchase; (3) includes a preschool that offers a language immersion experience; and (4) has strong neighborhood support, he moved to proceed with consummating a letter of intent with the International School of Tucson, and upon execution of said letter of intent, to proceed with negotiation of a lease document for the District's final approval as directed in executive session.

John Pedicone, Miguel Cuevas and Judy Burns commented.

STUDY ITEM

3. Operations – Transportation, Heating and Cooling, and Grounds

Studied only.
No action taken.

John Pedicone made introductory comments followed by a PowerPoint presentation from Candy Egbert. Both Dr. Pedicone and Ms. Egbert, along with Harry Ain and John Gay, responded to comments and questions from Adelita Grijalva, Michael Hicks, Judy Burns, Mark Stegeman and Miguel Cuevas.

RECESS SPECIAL BOARD MEETING – 7:30 p.m.

RECONVENE SPECIAL BOARD MEETING – 7:40 p.m.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

4. Live Video Streaming of Governing Board Meetings

John Pedicone introduced Mary Canty who presented information on live video streaming and responded to comments from Adelita Grijalva, John Pedicone, Miguel Cuevas, Mark Stegeman, Michael Hicks and Judy Burns.

Michael Hicks moved approval; Mark Stegeman seconded. Approved 3-2. Judy Burns and Miguel Cuevas voted no.

INFORMATION ITEMS

5. Update on E-Rate Status and Progress of the WAN Implementation

John Gay provided the update. In response to comments from Judy Burns, Mark Stegeman, Michael Hicks, and Miguel Cuevas, Mr. Gay provided additional information. Martha Durkin provided legal advice.

Information only.
No action required.

6. Update on Lawson Enterprise Resource Planning (ERP) Systems

The update was presented by John Gay.

Information only.
No action required.

7. Board Member Report on the Technology Oversight Committee

Michael Hicks and Mark Stegeman presented the Report.

Information only.
No action required.

CONSENT AGENDA

John Pedicone recommended approval of the Consent Agenda.

Judy Burns requested a legal opinion.

Judy Burns moved to recess to executive session; Mark Stegeman seconded. Approved unanimously.

RECESS SPECIAL BOARD MEETING – 8:32 p.m.

RECONVENE SPECIAL BOARD MEETING – 8:36 p.m.

ITEM

ACTION

CONSENT AGENDA (continued)

8. (a) Intergovernmental Agreement between Tucson Unified School District and Pima County Community College District for Educational Talent Search Program for 2011-2012 School Year, with Authorization for the Superintendent to Execute the Agreement (Pueblo High Magnet School) – Approved for the period of September 1, 2011 to August 31, 2016
- (c) Hearing Officer's Recommendation in the Matter of Proposed Termination of a Certified Teacher – Martin Villa

Adelita Grijalva moved approval of Consent Agenda Items No. 8 (a) and 8(c); Judy Burns seconded. Approved unanimously.

Mark Stegeman requested that Consent Agenda item 8(b) be considered separately.

8. (b) Authorization for Governing Board Member(s) to attend the 72nd Annual Conference of the National School Boards Association (NSBA), Boston, Massachusetts, April 19-24, 2012

Adelita Grijalva moved approval; Miguel Cuevas seconded. Motion failed 2-3. Michael Hicks, Judy Burns and Mark Stegeman voted no.

Mark Stegeman, Michael Hicks, Adelita Grijalva, Judy Burns, Miguel Cuevas and John Pedicone commented. Martha Durkin provided legal advice.

ACTION ITEMS

9. Administrative appointments, reassignments and transfers – Legal Counsel

Judy Burns moved approval; Adelita Grijalva seconded. Approved unanimously.

John Pedicone recommended Nancy Woll for the position. Mark Stegeman expressed appreciation to Nancy Woll for her former work in Human Resources.

10. Ratification of the Superintendent's Appointment of Yousef Awwad as the Employee Representative to the Employee Benefits Trust Board

Judy Burns moved approval; Mark Stegeman seconded. Approved unanimously.

John Pedicone recommended approval. Judy Burns and Mark Stegeman commented.

ITEM

ACTION

ACTION ITEMS (continued)

11. 2011-2012 Stop Loss Renewal for TUSD Medical Plan

Judy Burns moved approval; Michael Hicks seconded. Approved unanimously.

John Pedicone made introductory comments. Adrienne Sanchez presented information related to the stop loss renewal. Mark Stegeman and Judy Burns commented. Ms. Burns' motion to approve included renewal with the current carrier, Symetra, at the \$400,000 specific deductible level (Option 4).

12. 2012 Arizona School Boards Association (ASBA) Political Agenda

Judy Burns moved approval; Mark Stegeman seconded. Approved unanimously.

Miguel Cuevas made introductory remarks. Board members commenting during the discussion were Judy Burns, Adelita Grijalva, Miguel Cuevas, and Mark Stegeman. Subsequent to recommendations from John Pedicone, 10 Legislative Action Proposals were selected for submission to ASBA (list may be reviewed in Governing Board Office).

STUDY/ACTION ITEMS (continued)

13. Report of the Subcommittee on Policies

Approved policies may be viewed on the District web page – www.tusd1.org

- a) Governing Board Policy Code AC – *Nondiscrimination/Equal Opportunity* (revision)

Judy Burns moved approval; Adelita Grijalva seconded. Approved unanimously.

Miguel Cuevas and Martha Durkin commented.

- b) Governing Board Policy Code BBAA – *Board Member Authority and Responsibilities* (revision)

Adelita Grijalva moved approval; Judy Burns seconded. Approved unanimously.

Miguel Cuevas and Judy Burns commented.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

13. Report of the Subcommittee on Policies (cont.)

Approved policies may be viewed on the District web page – www.tusd1.org

- c) Governing Board Policy Code BDAA – *Procedures for Governing Board Members* (revision)

Judy Burns moved approval with a minor revision; Michael Hicks seconded.

Miguel Cuevas, Martha Durkin, Mark Stegeman, Adelita Grijalva, Judy Burns and Michael Hicks discussed revisions to this policy.

Following further discussion, Ms. Burns and Mr. Hicks agreed to amend the motion and second for further revision to the policy.

The policy was approved with minor modifications under Rules of Order and under Public Participation at Board Meetings.

The policy was approved 4-1 as revised in the discussion. Mark Stegeman voted no.

- d) Governing Board Policy Code BEDBA – *Board Meeting Agenda Preparation* (revision)

Studied only.
No action taken.

John Pedicone, Martha Durkin, Mark Stegeman, Judy Burns, Miguel Cuevas, Michael Hicks and Adelita Grijalva participated in a discussion of proposed revisions. It was suggested that further individual feedback be given to the Director of Staff Services for submission to the Policy Subcommittee.

- e) Governing Board Policy Code BHD – *Board Communications with the Public and Media* (revision)

Judy Burns moved approval; Adelita Grijalva seconded. Approved unanimously.

Martha Durkin provided an overview and clarification of the policy revisions and responded to board member comments. Mark Stegeman, Judy Burns and Miguel Cuevas commented.

See Motion to Reconsider after No. 13(h) below.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

13. Report of the Subcommittee on Policies (cont.)

Approved policies may be viewed on the District web page – www.tusd1.org

- f) Governing Board Policy Code GBEA – *Staff Ethics* (revision)

Judy Burns moved approval; Adelita Grijalva seconded.

Martha Durkin introduced the item and commented on the proposed revisions. Discussion continued that included Mark Stegeman, John Pedicone, Judy Burns, Maggie Shafer, and Miguel Cuevas. Mr. Cuevas suggested that board members provide any additional individual feedback to the Director of Staff Services for submission to the Policy Subcommittee.

Following further discussion, Judy Burns withdrew her motion, made an additional motion, and then withdrew that motion and suggested that this policy go back to the Policy Subcommittee.

Studied only.
No action taken.

- g) Governing Board Policy Code GBEB – *Gifts to and Solicitations by Staff Members* (revision)

Adelita Grijalva moved approval; Michael Hicks seconded. Approved unanimously.

Miguel Cuevas introduced this item.

- h) Governing Board Policy Code GBGC – *Employee Assistance* (revision)

Judy Burns moved approval; Adelita Grijalva seconded. Approved unanimously.

Martha Durkin presented an overview of the revisions to this policy and responded to comments. Approval of this item included the new policy title, “Employee Health & Safety.”

13. e) Governing Board Policy Code BHD – *Board Communications with the Public and Media* (revision) (continued)

Mark Stegeman moved to reconsider 13(e); Judy Burns seconded. Approved unanimously.

Mark Stegeman requested a motion to reconsider Item No. 13 (e) because he wanted an opportunity to revise his vote.

Adelita Grijalva moved to amend the previously approved 13 (e) to add “as a whole” at the end of the last sentence under the first bullet. Judy Burns seconded. Approved unanimously.

Mark Stegeman, Martha Durkin, Adelita Grijalva, John Pedicone and Judy Burns commented.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

13. Report of the Subcommittee on Policies (cont.)

Approved policies may be viewed on the District web page – www.tusd1.org

i) Governing Board Policy Code JHCB – *Released Time for Religious Instruction* (revision)

Studied only.
No action taken.

Adelita Grijalva, Judy Burns and Miguel Cuevas commented and/or asked questions. Mr. Cuevas suggested that board members provide any additional individual feedback to the Director of Staff Services for submission to the Policy Subcommittee.

SPECIAL MEETING ADJOURNED – 9:51 p.m.

Approved this 8th day of May, 2012.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE



By _____
Michael Hicks, Clerk
Governing Board

ba
Minutes\9-27-11Special