

MINUTES FOR REGULAR BOARD MEETING (Tuesday, November 12, 2019)

Members present:

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

Meeting called to order at 4:07 p.m.

1. SCHEDULE EXECUTIVE MEETING – 4:07 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 Kristel Foster, Rachael Sedgwick, Bruce Burke, Leila Counts and Adelita Grijalva *[via phone]*. Superintendent Dr. Gabriel Trujillo was not present for the roll call. Rob Ross was present for the roll call.

Discussion: 1.2 Hearing Officer(s) Recommendation(s)

Discussion: 1.3 Administrative Appointments, Reassignments, and Transfers

Discussion: 1.4 Consultation with Attorneys Regarding Pending Litigation

Discussion: 1.5 Personnel Issues

Discussion: 1.6 Discussion or Consultation to consider TUSD Real Property

Action: 1.7 Adjourn Executive Meeting and Reconvene Regular Meeting – 5:52 p.m.

2. PLEDGE OF ALLEGIANCE – 5:52 p.m.

Procedural: 2.1 Call to Order

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

Procedural: 2.1 Pledge of Allegiance – 5:52 p.m.

Pledge of Allegiance led by Sierra Titus, Student at Pistor Middle School.

Procedural: 2.2 Board Member Bruce Burke Oath of Office – 5:53 p.m.

5:55 p.m. The Student Recorders Group from Lineweaver Elementary School performed in honor of Bruce Burke's Oath of Office.

6:06 p.m. Bruce Burke expressed words of thanks, appreciation and voiced his goals and objectives.

Moment of personal privilege – 6:08 p.m.

Adelita Grijalva asked for a moment of silence for Chuck Ford, TUSD retired Principal and former Tucson City Councilman.

Action: 2.3 Agenda Adjustments – 6:09 p.m.

Dr. Trujillo asked to pull item 6.10; move item 8.7 right after the call to the audience and pull item 6.6 to provide a presentation and discuss separately.

Motion by Adelita Grijalva, second by Kristel Foster.

Final Resolution: Motion Passed

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

Action: 6.10 Statement of Charges for Certified Teacher

ITEM PULLED

3. SUPERINTENDENT'S REPORT

Information: 3.1 Superintendent's Report – 6:11 p.m.

INFORMATION ONLY

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

4. CALL TO THE AUDIENCE

Procedural: 4.1 Guidelines to Address the Board – 6:36 p.m.

6:36 p.m. Board President Adelita Grijalva announced that Martin Coss was available to provide Spanish Interpreter Services.

Rachael Sedgwick read the protocol for CTA.

Persons who spoke at Call to the Audience were Jerry Schuster re: Pay for substitute teachers; Audrey Cunneely re: Welcome to Board Member Bruce Burke; Dolores de Vera re: Pay rate increase for substitute teachers; Crystal Wilson re: Improving climate and restorative practices in schools; Judi Moreillon re: School Librarians; Jeff Anglin re: Substitute pay increase; Susan Brown and Carol Carballeira re: Substitute pay; Cindy Graybill re: Transportation; Jenny Miles re: Invitation to ESP Appreciation Celebration; Lillian Fox re: Magee Middle School Teacher School Quality Surveys; Caroline Anderson re: Appreciation to Operations from Manzo Elementary School Administration.

4. CALL TO THE AUDIENCE

Procedural: 4.2 Possible Board Member Response to Audience Comments – 7:13p.m.

Board President Adelita Grijalva asked if Board Members wanted to respond to Audience Comments.

Kristel Foster asked for an update on Handicar work and where we are at with the company and decisions and routes.

Rachael Sedgwick asked if Board Members could receive information from administration to see what it would cost the district to change the sub rate, information on what is going on with Transportation and teacher discipline.

Adelita Grijalva asked for an update on the Eastside Transportation facilities are cleaned.

Action: 8.7 Request for Approval of Legislative Priorities for the 2020 Legislative Session – 7:13 p.m.

Motion to approve identified legislative areas of priority by the Governing Board so as to provide necessary direction to the District's lobbyists.

Motion as amended as discussed.

Move to approve the Legislative Agenda for TriAdvocates, to focus on: School Finance, School Choice, Unfunded Mandates and School Safety.

Motion by Kristel Foster, second by Bruce Burke.

Final Resolution: Motion Passed

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

Dr. Trujillo introduced John Kelly and Lourdes Peña who provided information and responded to Board member inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Kristel Foster, Bruce Burke and Rachael Sedgwick. Dr. Trujillo provided additional information.

5. COMMITTEE REPORTS

6. CONSENT AGENDA

Action (Consent): 6.1 Approval of Consent Agenda Items 6.2 Through 6.13 – 8:05 p.m.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.2 Approval of Talent Acquisition, Transfers, Separations, Changes, and Leaves of Absence

Motion to approve the Talent Acquisition personnel lists.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.3 Intergovernmental Agreement Between the Tucson Unified School District and Pascua Yaqui Tribe to Improve the Educational Opportunities and Academic Achievement of Yaqui Students

Motion to approve the Intergovernmental Agreement between the Tucson Unified School District and Pascua Yaqui Tribe to Improve the Educational Opportunities and Academic Achievement of Yaqui Students as presented.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.4 Easement Agreement with Tucson Electric Power at TUSD's 10th Street Parking Lot, with Authorization for the Superintendent or designee to Execute the Agreement

Motion to approve an easement agreement with Tucson Electric Power at TUSD's 10th Street Parking Lot, with Authorization for the Superintendent or designee to execute the Agreement.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.6 Request for Approval of the Conversion of Howenstine High School into a District Professional Development Center – 8:06 p.m.

Motion to approve the Conversion of Howenstine High School into a District Professional Development Center.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Dr. Trujillo provided information and introduced John Muir and Blaine Young who provided information.

Action (Consent): 6.7 Approval of Fisher/Mendoza, et al v TUSD Legal Fees Payment for First & Second Quarter 2019 and Settlement Offer for 9th Circuit Fees – Mendoza Class

Motion to approve Fisher/Mendoza, et al v TUSD Legal Fees Payment for First and Second Quarter 2019 as well as the Settlement Offer for 9th Circuit Fees- Mendoza Class.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.
Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.8 Approval of Due Process Settlement Agreement

Motion to authorize payment to resolve the proposed settlement agreement in Arizona Department of Education and Office of Administrative Hearings Case #20C-DP-020ADE and Case #20C-DP-026ADE.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent), Minutes: 6.9 Minutes of Tucson Unified School District Governing Board Meeting – October 16, 2019

Motion to approve the Minutes of the Governing Board Meeting for October 16, 2019.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.11 Student Activity Funds through October 31, 2019

Motion to approve the Summary of Student Activity Funds for the Period of October 1, 2019 through October 31, 2019.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.12 Salary and Expense Vouchers – October 2019

Ratification of Salary and Expense Vouchers for the Period Beginning October 1, 2019 and Ending October 30, 2019.

Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13.
Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action (Consent): 6.13 Tax Credit Extracurricular Activity Programs Report by School Site through October 31, 2019

Motion to approve the Summary of Tax Credit Extracurricular Activity Balances for the Period of October 1, 2019 through October 31, 2019. Dr. Trujillo recommends approval of the Consent Agenda items 6.2 through 6.13.

Resolution: Consent agenda items approved 6.2-6.4, 6.6-6.9, 6.11-6.13. Dr. Trujillo requested Item 6.10 be pulled.

Rachael Sedgwick requested Item 6.5 be addressed and voted separately.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

**Action: 6.5 Approval of Invitation for Bids (IFB) – 20-67-C24
Grounds Materials and Supplies, District-wide – 8:17 p.m.**

Motion to approve award and expenditures of IFB 20-67-C24 for the purchase of Grounds Materials and Supplies (sand, soil, manure, wood chips, pavers, etc.) for District Operations use. Initial term of the contract is effective January 1, 2020 thru December 31, 2020, with four annual renewal options for a total contract length of no longer than five years ending December 31, 2024. Estimated expenditures are \$150,000 per year; total estimated expenditures are \$750,000 over the five-year term of the contract with renewal options.

Resolution: Motion to approve item as presented, provided that the administration reports back to the board on the specific uses of the expenditures.

Motion by Kristel Foster, second by Adelita Grijalva.

Final Resolution: Motion Passed

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

Dr. Trujillo introduced Kevin Startt who provided information and responded to Board member inquiries. Board members commenting and/or asking questions were Rachael Sedgwick and Adelita Grijalva.

7. PUBLIC HEARING

8. ACTION ITEM(S)

Action: 8.1 Administrative Appointments, Reassignments, and Transfers – Interim Assistant Director, Exceptional Education – 8:27 p.m.

To approve the selected candidate to serve as the Interim Assistant Director, Exceptional Education.

Dr. Trujillo recommended approval of Cori J. Dennis.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Action: 8.2 Administrative Appointments, Reassignments, and Transfers – Internal Auditor – 8:29 p.m.

To approve the selected candidate to serve as the Internal Auditor.

Dr. Trujillo recommended approval of Martha Smith.

Motion by Kristel Foster, second by Leila Counts.

Final Resolution: Motion Passed

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

Dr. Trujillo provided brief information and introduced Rob Ross who provided information.

Action: 8.3 Final Desegregation Impact Analysis for the Opening of Wakefield Middle School – 8:32 p.m.

Motion to accept the final Desegregation Impact Analysis, regarding the opening of the Wakefield Middle School Academy, for submittal to the Special Master and for the development of a Notice and Request for Approval to the Court.

Motion by Adelita Grijalva, second by Kristel Foster.

Final Resolution: Motion Passed

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

No: Rachael Sedgwick

Dr. Trujillo provided brief information and introduced Bryant Nodine and Sam Brown who provided information and responded to Board member inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Bruce Burke, Leila Counts, Rachael Sedgwick and Kristel Foster.

Action: 8.4 Resolution in Support of Anti-Juul Litigation - Requested by Board Member Kristel Foster – 9:01 p.m.

Motion to approve Tucson Unified School District Resolution in Support of Anti-Juul Litigation.

Motion by Kristel Foster, second by Bruce Burke.

Final Resolution: Motion Passed

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

No: Rachael Sedgwick

Dr. Trujillo provided information. Kristel Foster read the resolution in a form of a motion and provided information. Board members commenting and/or asking questions were Rachael Sedgwick, Adelita Grijalva and Kristel Foster.

Action: 8.5 Approval of Pistor Middle School Textbooks/Supplemental Materials – Foundation in Personal Finance, Middle School Edition – 9:06 p.m.

Motion to approve Foundation in Personal Finance, Middle School Edition textbook for Middle School use in Tucson Unified School District.

Motion by Kristel Foster, second by Rachael Sedgwick.

Final Resolution: Motion Passed

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

Dr. Trujillo provided brief information and introduced Heidi Aranda who provided information.

Action: 8.6 Approval of Maldonado Elementary School Textbook/Supplemental Materials – Phonemic Awareness: The Skills That They Need To Help Them Succeed! Grades Kinder & Primary – 9:08 p.m.

Motion to approve Phonemic Awareness: The Skills That They Need to Help Them Succeed! Grades Kinder & Primary for Elementary School use in Tucson Unified School District.

Motion by Kristel Foster, second by Rachael Sedgwick.

Final Resolution: Motion Passed

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

Dr. Trujillo introduced Heidi Aranda who provided information.

Action: 8.8 Request for Approval of Weighted Grading Scale for Eligible Dual Enrollment Courses – 9:09 p.m.

Motion to approve a weighted grading scale for eligible dual enrollment courses in core academic areas and in world and foreign languages.

DR. TRUJILLO PULLED ITEM TO BRING BACK AT THE DECEMBER 10, 2019 REGULAR BOARD MEETING.

Action: 8.9 Request for Approval of Establishment of a Board-Lobbyist Liaison Team – 9:09 p.m.

Motion to approve the establishment of a Board-Lobbyist Liaison Team with Dr. Trujillo coordinating the team.

Motion by Rachael Sedgwick, second by Bruce Burke.

Final Resolution: Motion Passed

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

Dr. Trujillo provided information and responded to Board member inquiries. Board members commenting and/or asking questions were Rachael Sedgwick, Kristel Foster, Bruce Burke and Adelita Grijalva.

Action: 8.10 Reconsideration of Authorization for Governing Board to Annually Renew the Board Membership to ASBA Hispanic/Native American Indian Caucus and the ASBA Black Caucus – Requested by Board Member Kristel Foster – 9:13 p.m.

Motion to approve expenditure for Board Membership to Arizona School Board Association Hispanic/Native American Indian Caucus and Arizona School Board Association Black Caucus.

Motion by Kristel Foster, second by Rachael Sedgwick.

Final Resolution: Motion Passed

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

Not Present at Vote: Leila Counts

Kristel Foster provided information.

Action: 8.11 Approval of Governing Board Organizational Meeting for January 7, 2020 – 9:14 p.m.

Motion to approve the date for the Governing Board Organizational Meeting for January 7, 2020.

Motion by Kristel Foster, second by Bruce Burke.

Final Resolution: Motion Passed

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

Not Present at Vote: Leila Counts

9. STUDY/ACTION ITEM(S)

Study/Action: 9.1 Review of TUSD Employee Benefits Trust Board Composition – 9:15 p.m.

Motion to table the Board seat appointment, leaving Mark Stegeman as a committee member and instruct the TUSD Employee Benefits Trust Board not to take any actions, decisions with respect to any financial, or rates prior to the December Board meeting.

Motion by Bruce Burke, second by Adelita Grijalva

Final Resolution: Motion Passed

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

Not Present at Vote: Leila Counts

Dr. Trujillo provided brief information and introduced Rob Ross who responded to Board member inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Kristel Foster, Bruce Burke and Rachael Sedgwick. Renee Heusser provided information and responded to Board members inquiries.

10. INFORMATION ITEM(S)

Information: 10.1 Tucson Unified Focus on Distance Learning and Online Education Update – 9:30 p.m.

INFORMATION ONLY

Dr. Trujillo introduced Blaine Young and James Butler who presented information.

Information: 10.2 Regulations defining the Usage of Conducted Electrical Devices and Body Cameras in the Tucson Unified School District – 9:40 p.m.

INFORMATION ONLY

Dr. Trujillo provided information and introduced Jeff Coleman who presented information. Adelita Grijalva commented. Rob Ross provided legal advice.

Information: 10.3 2019-2020 Language Acquisition Program Update: ELD Program Development Update – 9:45 p.m.

INFORMATION ONLY

Dr. Trujillo provided brief information and introduced Pat Sandoval-Taylor who presented information.

Information: 10.4 FY20 Expenditure Update – 9:55 p.m.

INFORMATION ONLY

Dr. Trujillo provided brief information and introduced Renee Weatherless who presented information.

11. STUDY ITEM(S)

12. FUTURE MEETING DATES AND AGENDA ITEM(S)

Procedural: 12.1 Future Meeting Dates and Agenda Item(s) – 10:03 p.m.

Adelita Grijalva requested that an item on the membership for the National Association of Latino Elected and Appointed Officials (NALEO) be brought back to the December Board meeting.

ADJOURNMENT – 10:03 p.m.

There were approximately 150+ people in the audience.

Adelita Grijalva presided and called the meeting to order at 4:08 p.m.

Meeting recessed to Executive Session at 4:08 p.m.

Meeting reconvened at 5:52 p.m.

Meeting adjourned at 10:03 p.m.

Approved this 14th day of January, 2020.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By _____
Leila Counts, Clerk
Governing Board