

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

**October 14, 2014
5:00 p.m.**

MINUTES

Present:

Adelita S. Grijalva, President
Kristel Ann Foster, Clerk
Michael Hicks, Member
Cam Juárez, Member – *arr. 5:05 p.m.*
Mark Stegeman, Member – *arr. 5:05 p.m.*
Michelle Howard, Superintendent's Student Advisory Council President

Also Present:

Heliodoro T. Sánchez, Ed.D., Superintendent
Julie Tolleson, Lead Legal Counsel
Adrian Vega, Ed.D., Deputy Superintendent for Teaching and Learning
Steven Holmes, Assistant Superintendent, Curriculum & Instruction
Ana Gallegos, Assistant Superintendent, Elementary & K-8 Leadership
Abel Morado, Ed.D., Assistant Superintendent, Secondary School Leadership
Eugene Butler, Assistant Superintendent, Student Services
Karla Soto, Chief Financial Officer
Stuart Duncan, Chief Operations Officer, Engineering, Facilities and Planning
Damon Jackson, Chief Information Officer, Technology and Telecommunications Services
Anna Maiden, Chief Human Resources Officer
Sam Brown, Director, Desegregation
Clarice Clash, Senior Director, Curriculum Development
Charlotte Patterson, Director, Student Placement & Community Outreach
Roxanne Begay-James, Director, Native American Studies
Michael Konrad, Director, Middle School Leadership
Maria Marin, Director, Elementary/K-8 Leadership
Kathleen Scheppe, Director, Elementary/K-8 Leadership
Holly Colonna, Director, Counseling & Guidance
Vicky Callison, Director, Magnet Office
Charles McCollum, Interim Director, Career & Technical Education and Sponsor,
Superintendent's Student Advisory Council
Marcus Jones, Bond & Architecture Program Manager
Rick Montano & Staff, School Safety and Security
Gene Armstrong, Technical Support Specialist II, Technology Services
Jes Ruvalcaba, Graphic Designer, Communications
Mary Alice Wallace, Director of Staff Services to the Governing Board
Michele Gutierrez, Senior Staff Assistant I to the Governing Board
Nicolas Roman, Administrative Assistant, Superintendent's Office
Frances Banales, President, Tucson Education Association
Dan Ireland, Vice President, Tucson Education Association
Kristen Bury, Board Liaison, School Community Partnership Council
Tom House, Chair, Audit Committee
Alexis Huicochea, Arizona Daily Star
TV/Channel(s) 4, 9, 11/13

REGULAR MEETING CALLED TO ORDER – 5:02 p.m.

No action required.

ITEM

ACTION

ACTION ITEM

1. Schedule an executive meeting at this time to consider the following matters:

Kristel Foster moved approval, Mike Hicks seconded. Approved 3-0 in a voice vote. Cam Juárez and Mark Stegeman were not present for the vote.

- A. Legal Advice/Instruction to Attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4)
 - 1) Fisher-Mendoza
 - 2) Governing Board Policy KDB – *Public’s Right to Know/Freedom of Information*

- 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

- 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) Property by Project MORE
 - 2) Jefferson Park Lease
 - 3) Utterback

RECESS REGULAR MEETING – 5:02 p.m.

RECONVENE REGULAR MEETING – 6:47 p.m.

PLEDGE OF ALLEGIANCE

No action required.

Eric Sabin, student from Tucson High Magnet School, led the Pledge of Allegiance.

INFORMATION ITEMS

2. Superintendent’s Student Advisory Council (SSAC) Report [Details are available through the audio recording posted on the web]

Information only.

SSAC President Michelle Howard presented the report containing the goals and activities of the Student Advisory Council.

ITEM

ACTION

3. Superintendent’s Report to include Fiscal Status Update [Details are available through the audio and video recordings posted on the web and attached to the agenda item posted on the web] Information only.

Persons recognized by Dr. Sanchez were Tucson High Band members **Eric Sabin, Brandon Rivera, Nolan Veneklasen**, and boosters **Christopher Anderson, George Apalategui, Rafael Gallego, Knights of Columbus**, Lowe’s Valencia Branch Manager **Daniel Barney, David Luna, Gabriel Para, George Sabin, Bob Templeton, THMS Band Boosters, Tom Veneklasen** and **Jorge Zepeda**. Also recognized were TUSD Technology Services staff Chief Technology Officer **Damon Jackson**, who introduced members of the technology staff **Rabih Hamadeh, Paul Marcek, Todd Allen, Tobin Jeffery, Jim Keown, Scott Wilging**, and **Wes Babcock**. Others recognized were **Stuart Duncan, Tina Cook, James Baker** and **Marcus Jones** who presented the Natural Power and Energy award the District received from Arizona Forward for the solar generation project and provided information about the project.

Photographs were taken with all honorees.

At the conclusion of the Superintendent’s Report, Dr. Sanchez discussed recent rumors about the District’s financial situation, and asked Chief Financial Officer Karla Soto to present an update on the District’s fiscal status. [Details available via audio and video recordings and posted with the agenda on the web.]

Board members commenting and/or asking questions during the lengthy discussion were Cam Juárez, Adelita Grijalva, Mark Stegeman, Mike Hicks and Kristel Foster. Ms. Soto and Dr. Sanchez responded and provided additional information and extensive clarification. Dr. Sanchez commented on the detail being presented in this update and that as soon as the Annual Financial Report is approved, it will be sent to the Auditor General and the Arizona Department of Education. He stated it would be posted on the TUSD web also.

RECESS REGULAR MEETING – 8:04 p.m.

RECONVENE REGULAR MEETING – 8:21 p.m.

4. Board Member Activity Reports Information only.

Mr. Juárez reported on attending the 9-11 patriotic presentation at Carrillo and going on field trips to museums with the school.

ITEM

ACTION

4. Board Member Activity Reports (continued)

Mr. Hicks reported on attending the Carrillo presentation and the Holladay play presented by the 1,2,3 and 5 grades. He attended the girls' volleyball and boys' basketball championship games presented by the Interscholastics Department. He also participated in the Mansfield STEM night as the keynote speaker.

Ms. Foster reported on her attendance at the PCIC education event and the Pima County Regional ASBA meeting, and being involved in the pro-education election campaign activities.

Ms. Grijalva reported on attending a drama fundraiser event at Tucson High and visiting Gridley Middle School, Maldonado and Lawrence. She also reported on participating with Ms. Foster in the USP meetings with the Plaintiffs.

CALL TO THE AUDIENCE

No action required.

Adelita Grijalva reviewed the rules and protocol for the Call to the Audience. 45 minutes have been allowed for the Call to the Audience.

The following are names of individuals who spoke and the subject of their comments:

Gloria Copeland – Leases at Fort Lowell, Wakefield; \$5m deseg funds

Betts Putnam-Hidalgo – Finances

Frances Banales - TEA and TUSD collaboration

Dan Ireland - Board members' actions on employee agreements, and treatment of employees

Deb Louria – Sustainability of programs in the budget

Jason Freed – resolution of personal leave issue, creation of the child care centers, cumbersome evaluation, curriculum with stronger correlation to Common Core, and lack of raises for employees; changing opinion of TUSD in the community

Lillian Fox – Money per student, internal auditor, contracts

Keith Van Heyningen – racist budget

Terry Higuera – budget discrepancies, implementation of the USP, Pyler vs Doe

The following persons did not appear when their names were called:

Brian Glenn – Funds at TUSD

Margaret Chaney – Classified Staff Budget

ITEM

ACTION

Board Comments

Cam Juárez asked for follow up on the Wakefield Higher Ground comments.

Mike Hicks commented on the budget and support for Mr. Awwad.

Mark Stegeman commented on the budget.

Kristel Foster inquired about Fort Lowell and Townsend. Dr. Sanchez responded.

ACTION ITEMS

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| 5. Administrative appointments, reassignments, and transfers – Principal, Davidson Elementary School | Kristel Foster moved approval, Cam Juárez seconded. Approved unanimously in a voice vote. |
| Dr. Sánchez recommended Jason Weaver for the position. | |

INFORMATION ITEMS

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| 6. School Community Partnership Council (SCPC) Report | Information only. |
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SCPC Board liaison Kristen Bury presented the report. [Details are available via audio and video recordings and attached to the item posted on the web.]

Board members commenting were Mike Hicks, Kristel Foster and Cam Juárez.

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| 7. Semi-Annual Report of the Governing Board Audit Committee | Information only. |
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Tom House, Chair of the Audit Committee, presented the report. [Details are available via audio and video recordings and attached to the item posted on the web.]

Board members commenting and/or asking questions were Adelita Grijalva, Cam Juárez, and Mark Stegeman. Dr. Sanchez responded to questions.

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| 8. Status Update Regarding Unitary Status Plan (USP) Meeting of October 1-2, 2014 | Information only |
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Dr. Sanchez and outside legal counsel Bill Brammer reported.

INFORMATION ITEMS (continued)

8. Status Update Regarding Unitary Status Plan (USP)
Meeting of October 1-2, 2014 (continued)

[Details are available via the audio and video recordings posted on the web.]

Board members commenting and/or asking questions were Kristel Foster, Mike Hicks, Mark Stegeman and Cam Juárez. Ms. Grijalva, Ms. Tolleson and Ms. Foster responded to Mr. Hicks' and Dr. Stegeman's questions regarding attendance of board members at the meeting. Dr. Sanchez provided additional information on conversations with Special Master Willis Hawley.

9. Employee Agreements with Bargaining Units for 2014-2015 – Requested by Board Member Mark Stegeman

Information only

Dr. Stegeman commented about the difference in process of approving employee agreements over the years. **[Details are available via the audio and video recordings posted on the web.]**

Ms. Tolleson and Dr. Sanchez responded to Dr. Stegeman's and other Board members' comments during the discussion. Other Board members commenting and/or asking questions were Mike Hicks, Kristel Foster, and Cam Juárez.

10. Update on Enterprise Resource Plan (ERP)

Information only

Dr. Sanchez, Scott Morrison and Damon Jackson presented the information via Power Point presentation **[Details available via the agenda item and audio and video recordings posted on the web.]**

There were no comments and/or questions by Board members.

Consideration of extending the meeting beyond the 10:00 p.m. curfew was addressed in accordance with Governing Board Policy BDAA – *Procedures for Governing Board Members*.

Cam Juárez moved approval to extend the meeting to completion of the agenda, Adelita Grijalva seconded. Approved 4-0 in a voice vote. Mike Hicks was not present for the vote.

ITEM

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INFORMATION ITEMS (continued)

11. Presentation on Unitary Status Plan Implementation – Magnet Marketing and Recruitment Plan

Information only

Dr. Sanchez and Vicky Callison presented information via Power Point presentation [**Details available via the agenda item and audio and video recordings posted on the web.**]

Board members commenting and/or asking questions were Adelita Grijalva, Cam Juárez, Kristel Foster and Mark Stegeman. Ms. Callison responded to comments and questions.

At this point Dr. Sanchez asked to have members of the Leadership Prep Academy in attendance stand and be recognized.

CONSENT AGENDA

12. a) Salaried critical need and replacement hires
 d) Salaried separations
 e) Hourly separations
 f) Substitute Separations
 g) Requests for leave of absence for certified personnel
 h) Requests for leave of absence for classified personnel
 i) Adoption of Supplementary Material for High Schools – Art History
 j) Approval of Supplementary Materials for High Schools – Literature and Composition
 k) Approval of Supplementary Materials for High School Everything's An Argument 6e w/readings
 l) Blanket Approval for Fine Arts Middle 7 High School Participation in Non-Athletic Activities for SY 2014-2015
 m) Approve the Intergovernmental Agreement (IGA) between Tucson Unified School District and the University of Arizona Administrative Internship Program (AIP) for Masters of Educational Leadership (EDL) and Principal Certification, effective July 1, 2014 for a term of three years

Cam Juárez moved approval of 12(a,d-o,r,t-u), Kristel Foster seconded. Approved unanimously in a voice vote.

ITEM

ACTION

CONSENT AGENDA (continued)

- 12. n) Memorandum of Understanding between Tucson Unified School District and Teen Outreach Pregnancy Services (TOPS) for provision of services at Pueblo High Magnet School, effective October 15, 2014 through June 30, 2015, with authorization for the Principal to sign the MOU
- o) Intergovernmental Agreement between the University of Arizona Center for Recruitment and Retention of Mathematics Teachers and TUSD, through May 15, 2017, with Authorization for the Superintendent to Execute Necessary Documents
- r) Award Invitation for Bids (IFB) 15-52-19 – Supplemental Athletic Uniforms and Apparel, awarded to Lids Team Sports in a multi-term contract beginning upon Board approval with annual renewal options through June 30, 2019, at a total cost of \$625,000 for five years
- t) Minutes of Tucson Unified School District Governing Board Meetings
 - 1) Regular Board Meeting, March 11, 2014
 - 2) Special Board Meeting, September 23, 2014
- u) Approval of Fee Agreement for Mendoza Attorneys

Michael Hicks asked that Consent Agenda items 12(b) and 12(c) be considered separately.

- 12. b) Hourly Critical Need and Replacement Hires

Mr. Hicks explained why he asked for separation consideration. Other Board members commenting were Adelita Grijalva, Kristel Foster and Mark Stegeman.

Mike Hicks moved approval, Cam Juárez seconded. Approved unanimously in a voice vote.

Dr. Sanchez, Rachell Hochheim and Ana Gallegos provided additional information.

- 12. c) Substitute New Hires

Mr. Hicks explained why he asked for separation consideration. Board member Kristel Foster commented.

Cam Juárez moved approval, Kristel Foster seconded. Approved 4-1 in a voice vote. Mike Hicks voted no.

Dr. Sanchez responded to questions.

ITEM

ACTION

CONSENT AGENDA (continued)

Dr. Sanchez asked that Consent Agenda items 12(p), (q) and (s) be considered separately.

12. p) Revised Intergovernmental Agreement between the City of Tucson Police Department and Tucson Unified School District for School Resource Officers, with Authorization for the Superintendent to Execute the Agreement

Kristel Foster moved approval with the changes noted, Adelita Grijalva seconded. Approved 4-0 in a voice vote. Mike Hicks abstained.

Dr. Sanchez provided information and recommended the following changes in the IGA for School Resource Officers: (page 7, paragraph 5, line 2) – delete the rest of the sentence after the word “status.”

12. q) Permission to Award School Facilities Board (SFB) Building Renewal Grant Funding for Boiler Restoration and Underground Water Loop Relocation at Tucson Magnet High School

Cam Juárez moved approval with the addition noted, Kristel Foster seconded. Approved unanimously in a voice vote.

Dr. Sanchez and Stuart Duncan provided information on the School Facilities Board funding and a potential contingency that might increase the cost of the project. He suggested the addition of the Mohave Contract #090-MMI-0203 to cover any expenses over \$250,000. Dr. Sanchez recommended approval with the addition noted.

Board member Cam Juárez commented

12. s) Award Request for Proposals (RFP) 15-54-19 – Substitute Teacher Services, awarded to Express Employment Professionals, effective June 30, 2015, with a possibility of four annual renewals not to exceed five years, June 30, 2019, at a cost of \$60,000/year (\$300,000/5 years).

Cam Juárez moved approval, Kristel Foster seconded. Approved unanimously in a voice vote.

Dr. Sanchez and Anna Maiden provided information.

Board members commenting and/or asking questions were Cam Juárez, Kristel Foster and Mark Stegeman.

ITEM

ACTION

ACTION ITEMS

13. Appointment of the Employee Representative to the Employee Benefits Trust Board

Dr. Sanchez recommended Anna Maiden to replace Yousef Awwad as the Employee Representative on the Employee Benefits Trust Board.

Cam Juárez moved approval of Anna Maiden, Kristel Foster seconded. Approved unanimously in a voice vote.

14. Appointment of Community Member to the Technology Oversight Committee

Board member Cam Juárez commented.

Mark Stegeman moved approval of William Tust for a two year term, Mike Hicks seconded. Motion Failed 2-3 in a roll call vote. Kristel Foster, Cam Juárez and Adelita Grijalva voted no.

15. Appointment of Community Member to the Audit Committee

A motion was made to appoint both Lori K.M. Cox and Franklin Sax, but the motion was withdrawn when it was discovered there was only one vacancy on the Committee. Board members commenting were Adelita Grijalva, Cam Juárez and Mark Stegeman.

Adelita Grijalva moved approval of Lori K. M. Cox to complete a term expiring August 31, 2017, Kristel Foster seconded. Approved unanimously in a voice vote.

16. Declaration of Tucson Unified School District Curricular & Instructional Alignment to the Arizona Academic Standards for the 2014-2015 School Year

Dr. Sanchez explained this was a routine item and recommended approval.

Kristel Foster moved approval, Cam Juárez seconded. Approved 4-1 in a roll call vote. Mike Hicks voted no.

Board members commenting and/or asking questions were Mike Hicks and Kristel Foster. Dr. Sanchez responded. A roll call vote was requested.

ITEM

ACTION

ACTION ITEMS

17. Addendum to Employee Agreement for Bargaining Units regarding the Contingency Agreement executed on July 17, 2014

Dr. Sanchez, Anna Maiden and Frances Banales provided information on the Contingency Agreement. Dr. Sanchez recommended approval.

Board members commenting and/or asking questions were Mike Hicks, Mark Stegeman and Cam Juárez.

Dr. Sanchez and Frances Banales responded and clarified that the action was only for the Contingency Agreement.

18. Tucson Unified School District FY 2013-2014 Annual Financial Report

Dr. Sanchez recommended approval as submitted.

19. Call for an Outside Expert to Provide an Analysis of the TUSD Budget Status and Projections – Requested by Board President Adelita S. Grijalva and Board Clerk Kristel Ann Foster

Ms. Grijalva explained the reason for the request made by Ms. Foster and herself. Dr. Sanchez and Ms. Soto provided information on potential experts and the scope of services.

Other Board members commenting and/or asking questions were Cam Juárez and Mark Stegeman.

Dr. Sanchez commented.

20. Amicus Brief by Tucson Unified School District regarding Cave Creek Litigation concerning 301 Proposition Monies – Requested by Board President Adelita S. Grijalva and Board Clerk Kristel Ann Foster

Ms. Grijalva explained the reason for the request made by Ms. Foster and herself.

Adelita Grijalva moved approval of the Contingency Agreement, Cam Juárez seconded. Approved 4-1 in a voice vote. Mark Stegeman voted no.

Cam Juárez moved approval, Kristel Foster seconded. Approved 4-1 in a voice vote. Mike Hicks voted no.

Mark Stegeman moved approval of the Auditor General as the outside expert to perform the analysis, Mike Hicks seconded. Approved unanimously in a voice vote.

Adelita Grijalva moved approval, Kristel Foster seconded. Approved 4-0 in a voice vote. Mike Hicks was not present for the vote.

ITEM

ACTION

ACTION ITEMS

21. Guidelines for Student Rights and Responsibilities (GSRR) (revision)

Dr. Sanchez provided information on proposed revisions.

Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Cam Juárez, Kristel Foster and Mike Hicks.

Dr. Morado responded to questions and provided further clarification.

Cam Juárez moved approval, Kristel Foster seconded. Approved 3-2 in a roll call vote. Mike Hicks and Mark Stegeman voted no.

STUDY/ACTION ITEM

22. Amendment to Policy BEDB – *Board Meeting Agenda Posting and Organization* regarding Posting of Governing Board Meeting Minutes – Requested by Board Member Mark Stegeman

Dr. Stegeman explained his reason for requesting an additional sentence to the policy requiring Minutes of meetings to be approved within six weeks of a meeting.

Board member Adelita Grijalva asked for legal advice and commented further. Board members Kristel Foster and Mark Stegeman commented.

Ms. Tolleson responded and provided legal advice.

Mark Stegeman moved approval of requiring Minutes to be completed within six weeks of the meeting, Mike Hicks seconded. Motion failed 2-3 in a roll call vote. Kristel Foster, Cam Juárez and Adelita Grijalva voted no.

GOVERNING BOARD POLICIES

Study/Action

23. Proposed Revisions to Policies JK – *Student Discipline*, JKAA – *Discipline, Suspension, Expulsion for 504 Handicapped Students*, and JKAB – *Discipline of, and Alternative Interim Education Placements for Special Education Students* (Unitary Status Plan Requirement)

Dr. Sanchez asked Ms. Tolleson to provide information on the USP requirements for revision of the policy.

Kristel Foster moved approval, Cam Juárez seconded. Approved 4-1 in a voice vote. Mike Hicks voted no.

ITEM

ACTION

GOVERNING BOARD POLICIES (continued)

Study/Action (continued)

24. Governing Board Policy JLF – *Reporting Child Abuse/ Child Protection* (revision)

Dr. Sanchez asked Ms. Tolleson to address the revisions in the policy.

Cam Juárez moved approval, Kristel Foster seconded. Approved 4-1 in a voice vote. Mike Hicks voted no.

25. Governing Board Policy JICK – *Student Violence, Bullying, Intimidation and Harassment* (revision)

Dr. Sanchez asked Ms. Tolleson to address the revisions in the policy.

Cam Juárez moved approval, Kristel Foster seconded. Approved 4-1 in a voice vote. Mike Hicks voted no.

FUTURE AGENDA ITEMS

Ms. Foster asked for an item on joining the ASBA Hispanic/Native American caucus and the African American caucus.

Mr. Hicks asked for the following:

- A report on policies on MOUs and how they are implemented;
- An item on Shared Governance policy;
- Report on how district will deal with infectious diseases

Mr. Juárez asked for an item containing an assessment on the current solar project.

Ms. Grijalva asked for the following:

- For Legal to look into establishing a policy regarding the lease and sale of schools;
- An agenda item on all community partners working in schools with students

Dr. Stegeman asked for the following:

- Return of the internal auditor item at the late October meeting;
- An agenda item on two year contracts for principals.

REGULAR MEETING ADJOURNED – 11:45 p.m.

Approved this 11th day of August, 2015.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By _____
Kristel Ann Foster, Clerk
Governing Board

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Minutes\10-14-14