

TUCSON UNIFIED SCHOOL DISTRICT
GOVERNING BOARD
AGENDA FOR SPECIAL MEETING*

TIME: August 22, 2017
2:30 p.m.

PLACE: Multipurpose Room
Duffy Community Center
5145 East Fifth Street
Tucson, Arizona

In Attendance: Board Members Michael Hicks, President; Mark Stegeman, Clerk; Kristel Ann Foster, Adelita S. Grijalva, and Rachael Sedgwick; Interim Superintendent Gabriel Trujillo and Outside Legal Counsel Lisa Anne Smith. The complete attendance record is attached.

Details regarding presentations and discussions are available via agenda items and the audio and video recordings posted on the Governing Board page on the TUSD Internet at www.tusd1.org.

2:30 p.m. CALL MEETING TO ORDER – 2:36 p.m.

ACTION

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

1. Schedule an executive meeting at this time to consider the following matters: **APPROVED.** Moved: Stegeman; Seconded: Sedgwick. Passed 3-0. (Voice Vote). Kristel Foster and Adelita Grijalva were not present for the vote. Legal Counsel Lisa Anne Smith was not present for this action.
 - A. 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) Superintendent Search
 - 2) Administrative appointments, reassignments and transfers
 - Principal, Dietz K-8 School
 - B. 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); legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4)
 - 1) TUSD's 10th Street Parking Lot – Easement Agreement
 - 2) Borman Elementary School – Lease Renewal

- C. Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives pursuant A.R.S. §38-431.03 Subsections (A)(5); legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4)
 - 1) Negotiations with employee organizations
- D. 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.

ACTION ITEM

MOTION AND VOTE TO RECESS SPECIAL MEETING TO EXECUTIVE SESSION **SPECIAL MEETING RECESSED TO EXECUTIVE SESSION**

RECESS SPECIAL MEETING TO EXECUTIVE SESSION

ACTION ITEM

MOTION AND VOTE TO RECESS EXECUTIVE MEETING AND RECONVENE MEETING – approx. 5:30 p.m. Multipurpose Room
Duffy Community Center
5145 E. Fifth Street
5:58 p.m. – Reconvene Special Board Meeting

5:30 p.m.

PLEDGE OF ALLEGIANCE – Led by Malak Elfaramoui and Noor Elfaramoui, 6th and 3rd grade students, respectively.

INFORMATION ITEMS

- 2. Awards and Recognitions **INFORMATION ONLY** Dr. Trujillo recognized and presented certificates to all of the talented people who conceived, built, will teach and transport TUSD’s newest ARTSmobile *We the People: The Many Faces of America*.
- 3. Superintendent’s Report **INFORMATION ONLY** Dr. Trujillo presented his report. Details are available via the video and audio recordings on the web.
- 4. Board Member Activity Reports **INFORMATION ONLY** Board Members reporting activities were Kristel Foster, Rachael Sedgwick and Adelita Grijalva

Board President Hicks moved to address Information Item #22 next. **APPROVED.** Moved: Hicks; Seconded: Stegeman. Passed Unanimously (Voice Vote).

INFORMATION ITEM

22. Annual Report of the Tucson Unified School District Technology Oversight Committee **INFORMATION ONLY** Lori Riegel and Harry McGregor presented information. Michael Hicks commented.

Board President Hicks asked for a motion to do Call to the Audience next. **APPROVED.** Moved: Sedgwick; Seconded: Stegeman. Passed Unanimously (Voice Vote).

CALL TO THE AUDIENCE (20 Minutes) *(Pursuant to Governing Board Policy No. BDAA, 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 one board member may address each criticism.)* Board President Michael Hicks announced that Martin Coss was available to provide Spanish Interpreter Services. Martin Coss repeated the announcement in Spanish. Board Clerk Mark Stegeman read the protocol for CTA. Person who spoke at Call to the Audience was: David Morales re: Federal Judge ruling regarding the ban on Mexican American Studies (MAS) court case.

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

Kristel Foster asked that the Board consider beginning the conversation at next month's Regular Board meeting on reinstating the Mexican American Studies program.

Board President Hicks asked for a motion to address Action Items #14, #15, and #16 next. **APPROVED.** Moved: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote).

ACTION ITEMS

14. Superintendent Search – Select Superintendent Finalist via Alpha Identifier for Contract Negotiations **APPROVED TO SELECT SUPERINTENDENT FINALIST WITHOUT THE ALPHA IDENTIFIER FOR CONTRACT NEGOTIATIONS.** Moved: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote).

APPROVED THE SELECTION OF DR. GABRAIEL TRUJILLO AS THE NEW SUPERINTENDENT FOR TUCSON UNIFIED SCHOOL DISTRICT. Moved: Foster; Seconded: Grijalva. Passed 4-1. (Roll Call Vote) Mark Stegeman voted no. Mark Stegeman commented.

15. Superintendent Search – Direct Legal Counsel to Negotiate New Superintendent Contract **APPROVED**. Moved: Foster; Seconded: Grijalva. Passed Unanimously (Voice Vote).
16. Superintendent Search – Schedule Special Board Meeting for the purpose of appointing the New Superintendent and Approving a Contract **AFTER DISCUSSION PULLED ITEM. APPROVAL AND AWARDING OF A CONTRACT TO THE NEW SUPERINTENDENT WILL BE AGENDIZED FOR THE SEPTEMBER 12, 2017 REGULAR BOARD MEETING.** Board members commenting and/or asking questions were Adelita Grijalva, Michael Hicks and Mark Stegeman. Lisa Anne Smith provided legal advice.

PRIORITY ITEMS FROM AUGUST 8, 2017
ACTION ITEMS

5. Review, Approve and Adopt the Revised 2017-2018 Tucson Education Association (TEA), White Collar and Food Service (WC/FS) Employee Agreement between Tucson Unified School District (TUSD) and Tucson Education Association (TEA) **APPROVED**. Moved: Foster; Seconded: Grijalva. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Maricela Meza and Jason Freed. Maricela Meza presented information.

Board Member Sedgwick moved to address Action Item #17 next. **APPROVED**. Moved: Sedgwick; Seconded: Grijalva. Passed Unanimously (Voice Vote).

ACTION ITEMS

17. Superintendent Search – Addendum 2 to the Consulting Services Agreement with the Arizona School Boards Association approved May 18, 2017 **APPROVED**. Moved: Hicks; Seconded: Foster. Passed 4-1 (Voice Vote). Mark Stegeman voted no. Board President Hicks and Dr. Clement presented information. Board members commenting were Mark Stegeman, Adelita Grijalva and Michael Hicks.

Board Member Foster moved to address Action Item #13 next. **APPROVED**. Moved: Foster; Seconded: Grijalva. Passed Unanimously (Voice Vote).

13. Administrative appointments, reassignments and transfers – Principal, Dietz K-8 School **APPROVED – JESUS VASQUEZ**. Dr. Trujillo recommended Jesus Vasquez for the position. Moved: Foster; Seconded: Hicks. Passed Unanimously (Voice Vote).

Board President Hicks excused the Spanish Interpreter.

PRIORITY ITEMS FROM AUGUST 8, 2017
ACTION ITEMS

6. Extend the 2017-2018 Employee Agreement for Exempt Administrators, Exempt Coordinators and Supervisory/Confidential Non-Bargaining Employees (NBE) for Thirty Days (through September 30, 2017) **APPROVED.** Moved: Foster; Seconded: Stegeman. Passed 4-0 (Voice Vote). Adelita Grijalva was not present for the vote. Dr. Trujillo introduced Maricela Meza who presented information.

Board President Hicks moved to address Priority Item from August 8, 2017 – Action Item #8 next. **APPROVED.** Moved: Hicks; Seconded: Foster. Passed 4-0 (Voice Vote). Adelita Grijalva was not present for the vote.

8. Approval of Additional Information Relative to the Agreement with the City of Tucson for the Purchase of the Parking Lot Adjacent to Davis Elementary School, with Authorization for the Director of Planning Services to Execute the Agreement **APPROVED.** Moved: Hicks; Seconded: Foster. Passed 4-0 (Voice Vote). Adelita Grijalva was not present for the vote. Dr. Trujillo introduced Bryant Nodine who presented information. Board President Hicks commented.

Board President Hicks moved to address Action Item #19 next. **APPROVED.** Moved: Hicks; Seconded: Foster. Passed 4-0 (Voice Vote). Adelita Grijalva was not present for the vote.

ACTION ITEM

19. Agreement with Craig Masters Investment, LLC, for the Purchase of the Property Located at the Northeast Corner (NEC) of Bonanza Avenue and 5th Street, with authorization for the Director of Planning Services to Execute the Agreement **APPROVED.** Moved: Stegeman; Seconded: Hicks. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Bryant Nodine who presented information.

PRIORITY ITEMS FROM AUGUST 8, 2017
ACTION ITEMS

7. Cancel or Reschedule the October 31, 2017 Special Board Meeting – Requested by Board Member Adelita Grijalva **APPROVED DIRECTOR OF STAFF SERVICES TO THE GOVERNING BOARD TO POLL BOARD MEMBERS AND SUPERINTENDENT TO IDENTIFY DATE TO RESCHEDULE THE OCTOBER 31, 2017 SPECIAL BOARD MEETING.** Moved: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote). Board members commenting were Mark Stegeman, Kristel Foster, Adelita Grijalva and Michael Hicks.
9. Affirmation of the Proclamation on Student Awareness Month **APPROVED** Moved: Foster; Seconded: Hicks. Passed Unanimously (Voice Vote). Board Member Foster read the Proclamation as a motion.

STUDY/ACTION ITEMS

10. Memorandum of Understanding to Establish the Respective Responsibilities of Tucson Unified School District (TUSD) and Tucson Hispanic Chamber of Commerce Foundation (THCOCF) in Implementing the Young Entrepreneurs Academy (YEA) as an After-School Opportunity for Students at TUSD High Schools **APPROVED.** Moved: Foster; Seconded: Hicks. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Chuck McCollum who presented information. Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Kristel Foster and Rachael Sedgwick.
11. Governing Board Policies BBAA, BCA, BDAA, BEDB, BGA and BHD (revise and consolidate) – Requested by Board Clerk Mark Stegeman Board Clerk Stegeman presented information and moved to approve the posting of these policies on the TUSD web site for public review as per Governing Board Policy BG – *Board Policy Process* and accompanying BG-E1 – *Policy Development Process Chart.* Seconded: Hicks.

Kristel Foster made a substitute motion to adopt the model policies for BBAA, BCA, BEDB and BHD from the Arizona School Boards Association (ASBA). Seconded: Grijalva. **FAILED** 2-3 (Roll Call Vote). Rachael Sedgwick, Mark Stegeman and Michael Hicks voted no.

APPROVED THESE POLICIES FOR POSTING ON THE TUSD WEB SITE FOR PUBLIC REVIEW AS PER GOVERNING BOARD POLICY BG – BOARD POLICY PROCESS AND ACCOMPANYING BG-E1 – POLICY DEVELOPMENT PROCESS CHART. Moved: Stegeman; Seconded: Hicks. Passed 3-2 (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no. Board members commenting and/or asking questions were Adelita Grijalva, Kristel Foster, Mark Stegeman, Michael Hicks and Rachael Sedgwick. Lisa Anne Smith provided legal advice.

12. Governing Board Policy BDG – *General Counsel* – Requested by Board Clerk Mark Stegeman **APPROVED THIS NEW POLICY FOR POSTING ON THE TUSD WEB SITE FOR PUBLIC REVIEW AS PER GOVERNING BOARD POLICY BG – BOARD POLICY PROCESS AND ACCOMPANYING BG-E1 – POLICY DEVELOPMENT PROCESS CHART.** Moved: Stegeman; Seconded: Hicks. Passed 3-2 (Roll Call Vote). Kristel Foster and Adelita Grijalva voted no. Board Clerk Stegeman presented Information. Board members commenting and/or asking questions were Adelita Grijalva, Michael Hicks, Kristel Foster and Mark Stegeman. Lisa Anne Smith provided legal advice.

ACTION ITEMS

18. Review, Approve and Adopt the Revised 2017-2018 Meet and Confer Agreement between Tucson Unified School District (TUSD) and Educational Leaders, Inc. (ELI) for Administrators, Psychologists and Research Project Managers **APPROVED.** Moved: Hicks; Seconded: Grijalva. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Maricela Meza and Theresa Tenance. Maricela Meza presented information. Board member Sedgwick commented.
20. Approval to Purchase Online Licenses for Virtual Classroom Services in Excess of \$250,000 **APPROVED.** Moved: Foster; Seconded: Hicks. Passed 4-1 (Roll Call Vote). Rachael Sedgwick voted no. Dr. Trujillo, Matt Munger, Tamara Hille and Kevin Startt presented information and responded to Board inquiries. Board members commenting and/or asking questions were Michael Hicks, Rachael Sedgwick, Adelita Grijalva, Kristel Foster and Mark Stegeman.
21. Schedule a Special Board Meeting for the Purpose of the Board Receiving Robert's Rules of Order Training – Requested by Board Member Rachael Sedgwick Board member Sedgwick presented information. Board Clerk Stegeman moved to start an upcoming meeting one hour earlier to accommodate the Robert's Rules of Order Training for Board members. Seconded: Sedgwick.

Board Clerk Stegeman amended his motion and moved to incorporate the Robert's Rules of Training for Board members into an already scheduled Board meeting. The Secunder accepted the amendment.

Board Clerk Stegeman made a second amendment for approval to direct the Director of Staff Services to the Governing Board to poll the Board and the Superintendent to identify a day for a one-hour Special Board meeting for the purpose of the Board receiving Robert's Rules of Order training. The Secunder accepted the second amendment. **APPROVED.** Passed 4-1 (Roll Call Vote). Adelita Grijalva voted no. Board members commenting and/or asking questions were Adelita Grijalva, Rachael Sedgwick, Mark Stegeman, Kristel Foster and Michael Hicks. Dr. Trujillo commented and Lisa Anne Smith provided legal advice.

10:00 p.m. MOTION AND VOTE TO ADJOURN OR EXTEND SPECIAL BOARD MEETING
7:46 p.m. – Special Board meeting adjourned.

ADJOURNMENT

- One or more Governing Board members will/may participate by telephonic or video communications.
- Names and details, including available support documents, may be obtained during regular business hours at the TUSD Governing Board Office.
- Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting Translations/Interpretations Services at 225-4672. Requests should be made as early as possible to arrange the accommodation.
- Upon request, TUSD will provide a certified interpreter to interpret Governing Board meetings whenever possible. Please contact Translations/Interpretations Services at 225-4672 at least 72 hours prior to the event. Every effort will be made to honor requests for interpretation services made with less than 72 hours' notice.
- Previa petición, TUSD proporcionará un intérprete certificado para interpretar la agenda de las reuniones de la Mesa Directiva o de proporcionar los servicios de interpretación en la reuniones de la Mesa Directiva cuando sea posible. Favor de contactar los Servicios de Traducción/Interpretación al teléfono 225-4672 cuando menos 72 horas antes del evento. Se hará todo lo posible para proporcionar los servicios de interpretación realizados con menos de 72 horas de anticipación.
- If authorized by a majority vote of the members of the Governing Board, any matter on the open meeting agenda may be discussed in executive session for the purpose of obtaining legal advice thereon, pursuant to A.R.S. 38-431.03 (A)(3). The executive session will be held immediately after the vote and will not be open to the public.
- The order of items on this agenda may be modified during the meeting at the discretion of the Board President or upon a motion to amend the order of business which is approved by a 2/3 vote of the Board.

Record of Attendance

Present:	Michael Hicks Mark Stegeman Kristel Ann Foster Adelita S. Grijalva Rachael Sedgwick	President Clerk Member [arr @ 3:23 p.m.] Member [via phone; arr @ 2:52 p.m.] Member
Also Present Senior Leadership:	Gabriel Trujillo, Ed.D. TBA Lisa Anne Smith Richard Gastellum Mark Alvarez Stuart Duncan	Interim Superintendent and Assistant Superintendent, Curriculum & Instruction General Counsel Outside Legal Counsel Interim Assistant Superintendent, Secondary School Leadership Interim Assistant Superintendent, Elementary/ K-8 Leadership Chief Operations Officer
Administrative Staff:	TBA Samuel Brown Renee Weatherless Janet Rico Uhrig Maricela Meza Kevin Startt Jeff Coleman + Staff Jimmy Hart Joan Ashcraft Dan Erickson Matt Munger Maria Marin Rabih Hamadeh Charles McCollum Bryant Nodine Tamara Hille	Legal Counsel Legal Counsel Executive Director, Finance Executive Director, Human Resources Director, Employee Relations Director, Purchasing Director, School Safety Director, African American Studies Director, Fine Arts Director, Advanced Learning Experience (ALE) Director, Secondary Leadership Director, Elementary/K-8 Leadership Director, Infrastructure Technology Interim Director, Career & Technical Education and Sponsor, Superintendent's Student Advisory Council Acting Director, Planning and Student Assignment Program Coordinator, Guidance and Counseling
Support Staff:	Mary Alice Wallace Sylvia L. Lovegreen Michele Gutierrez Nicholas Roman Michelle Valenzuela Mary Canty Jes Ruvalcaba Gene Armstrong Martin Coss	Director of Staff Services to the Governing Board Senior Staff Assistant II to the Governing Board Senior Staff Assistant I to the Governing Board Administrative Assistant, Superintendent's Office Interim Director, Communications and Media Relations District Video Producer, Communications & Media Outreach District Photographer, Communications & Media Outreach Technical Support Specialist II, Technology Services Spanish Interpreter

Special Board Meeting
August 22, 2017 – 2:30 p.m.
Page | 10

Employee Group Representatives:	Jason Freed Theresa Tenance	President, Tucson Education Association (TEA) President, Educational Leaders, Inc. (ELI) and Principal, Mary Meredith K-12 School
Board Committees	Lori Riegel Harry McGregor	Chair, Technology Oversight Committee (TOC) Member, TOC
Media:	Hank Stephenson Dylan Smith	<u>Arizona Daily Star</u> <u>Tucson Sentinel</u>
Guest:	Dr. Nicholas Clement	Superintendent Search Consultant, Arizona School Boards Association (ASBA)

There were approximately 50+ people in the audience.

Michael Hicks presided and called the meeting to order at 2:36 p.m.

Meeting recessed at 2:37 p.m. and reconvened at 5:58 p.m.

Meeting Adjourned at 7:46 p.m.

Approved this 12th day of September, 2017.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By _____
Mark Stegeman, Clerk
Governing Board