

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

**April 10, 2012
6:15 p.m.**

MINUTES

Present:

Mark Stegeman, President
Michael Hicks, Clerk
Miguel Cuevas, Member
Adelita S. Grijalva, Member
Alexandre Borges Sugiyama, Ph.D., Member [Arrived at 7:30 p.m.]

Also Present:

John Pedicone, Ph.D., Superintendent
Maria Menconi, Ed.D., Interim Deputy Superintendent
Yousef Awwad, Chief Financial Officer
Pamela Palmo, Acting Chief Human Resources Officer
John Gay, Chief Information Officer
Candy Egbert, Chief Operations Officer
Martha Durkin, Lead Legal Counsel
Maggie Shafer, Assistant Superintendent, Elementary School Leadership
Jim Fish, Assistant Superintendent, Middle School Leadership
Abel Morado, Ed.D., Assistant Superintendent, High School Leadership
Lupita Garcia, Ph.D., Assistant Superintendent, Government Programs & Community Outreach
David Scott, Director, Accountability and Research
Cara Rene, Director, Communications and Media Relations
Jeffrey Coleman, Director, School Safety, and Staff
Mary Alice Wallace, Director of Staff Services to the Governing Board
Sylvia Lovegreen, Senior Staff Assistant II to the Governing Board
Michele Gutierrez, Senior Staff Assistant I to the Governing Board
Frances Banales, President, Tucson Education Association
Leo Masursky, Board Liaison, School Community Partnership Council
Alexis Huicochea, Arizona Daily Star
Arizona Public Media
KJZZ, Phoenix - Michel Marizco
Everlasting Productions – Andrew Brown
Tucson Sentinel – Dylan Smith
TV Channels 4, 9, and 11/13

ITEM

ACTION

REGULAR MEETING CALLED TO ORDER – 6:23 p.m.

No action required.

ACTION ITEMS

1. Schedule an executive meeting at this time to consider the following matters:
 - 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) Hearing Officer's recommendation
 - B. Legal advice/instruction to attorney pursuant to A.R.S. §38-431.03 (A)(3) and (A)(4)
 - 1) Fisher-Mendoza
 - C. 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) Arbitrators' decisions on discharged bus drivers
 - 3) Non-renewals of certified administrators
 - D. 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) Westside Transportation
 - 2) School sites update on agreements
 - E. Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives pursuant to A.R.S. §38-431.03 (A)(5)
 - 1) Negotiations with employee organizations

Michael Hicks moved approval; Miguel Cuevas seconded. Approved 4-0. Alex Sugiyama was not present for the vote.

REGULAR MEETING RECESSED – 6:23 p.m.

REGULAR MEETING RECONVENED – 8:15 p.m.

ITEM

ACTION

PLEDGE OF ALLEGIANCE

Mark Stegeman led the Pledge of Allegiance.

No action required.

Items to be postponed per Mr. Hicks' motion were Item No. 2 – Superintendent's Student Advisory Council (SSAC) Report; Superintendent's Report; Board Member Activity Reports; Item No. 4 - K-8/Middle School Interventions (Rose, Robins and McCorkle); the Public Hearing; Item No. 5 - Approval of the Performance Based Compensation Plan (Prop 301) for School Year 2012-2013; Consent Agenda Item Nos. 6 (y), (z) and (aa); and the Future Agenda Items category.

Michael Hicks moved to postpone certain items on this agenda until April 17, 2012; Alex Sugiyama seconded. Approved unanimously.

Ms. Grijalva's motion included addressing Item Nos. 3 and 7 through 11 out of order prior to the Call to the Audience to allow the Call to the Audience to last up to three hours in order to give the Board an opportunity to hear from as many members of the public as possible.

Adelita Grijalva moved to rearrange the agenda; Alex Sugiyama seconded. Approved unanimously.

INFORMATION ITEMS

2. Superintendent's Student Advisory Council (SSAC) Report

Item postponed to April 17, 2012 per Board vote (above).

SUPERINTENDENT'S REPORT

Item postponed to April 17, 2012 per Board vote (above).

BOARD MEMBER ACTIVITY REPORTS

Item postponed to April 17, 2012 per Board vote (above).

CALL TO THE AUDIENCE

Addressed out of sequence (following Item No. 11 below).

INFORMATION ITEMS (continued)

3. School Community Partnership Council (SCPC) Report

Information only. No action required.

Leo Masursky presented the report which included a summary of a recent SCPC planning meeting and an overview of the upcoming general meeting on April 16, 2012.

Adelita Grijalva commented.

ITEM

ACTION

INFORMATION ITEMS (continued)

4. K-8/Middle School Interventions (Rose, Robins and McCorkle)

Item postponed to April 17, 2012 per Board vote (above).

PUBLIC HEARING – Proposed Performance Based Compensation Plan Portion of 2012-2013 Classroom Site Fund Plan Under A.R.S. §15-977 (Proposition 301)

Item postponed to April 17, 2012 per Board vote (above).

**Speakers during this portion of the Public Hearing will abide by the rules governing Call to the Audience at Board meetings with the exception that each speaker will be allowed 2 minutes.

**REF: Governing Board Policy Code No. BDAA – *Procedures for Governing Board Members*

STUDY/ACTION ITEMS

5. Approval of the Performance Based Compensation Plan (Prop. 301) for School Year 2012-2013

Item postponed to April 17, 2012 per Board vote (above).

CONSENT AGENDA

6. (a) through (aa)

Addressed out of sequence (following Call to Audience below).

ACTION ITEMS

7. Administrative Appointments, Reassignments and Transfers – Principal, Cragin Elementary School

John Pedicone recommended Theresa Harvey.

Miguel Cuevas moved approval; Michael Hicks seconded. Approved unanimously.

8. Administrative Appointments, Reassignments and Transfers – Principal, Erickson Elementary School

John Pedicone recommended Leah Dardis.

Miguel Cuevas moved approval; Michael Hicks seconded. Approved unanimously.

ITEM

ACTION

ACTION ITEMS (continued)

9. Administrative Appointments, Reassignments and Transfers – Principal, Whitmore Elementary School

John Pedicone recommended Lisa South.

Miguel Cuevas moved approval; Michael Hicks seconded. Approved unanimously.

STUDY/ACTION ITEMS

10. Lease Agreement with the Pascua Yaqui Tribe for a Site for the Westside Transportation Facility, with Authorization for the GIS and Planning Program Manager to Execute the Agreement

John Pedicone commented briefly and recommended approval. Miguel Cuevas and Mark Stegeman made additional comments.

Miguel Cuevas moved approval; Michael Hicks seconded. Approved unanimously.

11. Arizona School Boards Association (ASBA) Delegate Assembly: Legislative Proposals and Selection of Representative to the Delegate Assembly

Mark Stegeman, Miguel Cuevas, Alex Sugiyama and John Pedicone commented. It was determined that should board members have revisions to the proposals, they should submit them to the Director of Staff Services to the Governing Board by Friday, April 13, 2012.

Michael Hicks moved to appoint Miguel Cuevas as delegate; Alex Sugiyama seconded. Approved unanimously.

CALL TO THE AUDIENCE

No action required.

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

Sylvia Campoy – Federal court ordered obligations; Mexican American Studies Department;

Michael Coiro – Disciplinary system for employees in TUSD;

Dr. Katerina Sinclair – Conflict of interest policy violations (U of A) involving Drs. Stegeman and Sugiyama;

Charles McCanse – Turn-around school – Palo Verde High School;

Michael Ames – Location for board meetings;

Tanya Alvarez – Treatment of children;

Jana Happel – Mexican American Studies;

Dr. Roberto Rodriguez – Mexican American Studies – TUSD plus Mexican American Studies – U of A;

Erin Cain-Hodge – “We’re coming for you”;

ITEM

ACTION

CALL TO THE AUDIENCE (continued)

No action required.

The following are names of individuals who spoke and the subject of their comments (cont.):

Salomon Baldenegro – Mexican American Studies program and director;

Cam Juarez – Mexican American Studies;

Adam Martinez – Generations of service;

Sally Rusk – Mexican American Studies Department Director;

Jerry Wharton – Mexican American Studies and Mexican American history;

Betts Putnam-Hidalgo – Ethnic Studies;

Kristel Foster – Mexican American Studies program;

Isabel Garcia – Dismantling the Mexican American Studies program;

Rob Williams – Banned books;

Rebecca Perez – Ethnic Studies classes;

Rebecca Mota – Reinstate Mexican American Studies;

Selina Rodriguez – Mexican American Studies program;

Teresa Nystrom – Mexican American Studies program;

Billy Lolos – Mexican American Studies;

J. Carmen Tirado Paredes – Mexican American heritage;

Nicholas Dominguez – Mexican American Studies & Sean Arce;

Sarah Launius - Conflict of interest policy violations (U of A) involving Drs. Stegeman and Sugiyama;

Juan Quevedo – Mexican American Studies;

Alexandro “Salo” Escamilla – His Chicano heritage; Sean Arce;

Minerva Alvarez – Mexican American Studies program;

Guadalupe Barrios – Mexican American Studies program;

Frances Banales – Treatment of TUSD employees;

REGULAR MEETING RECESSED 9:56 p.m.

REGULAR MEETING RECONVENED – 10:10 p.m.

CALL TO THE AUDIENCE (continued)

No action required.

The following are names of individuals who spoke and the subject of their comments (cont.):

Dr. Manny Arreguin – Mexican American Studies;

Michelle Aguilar – Mexican American Studies and Sean Arce;

Joseph Arenas – Ethnic Studies and Sean Arce;

Michael Martin – Fear; security procedures;

Margarita Dominguez – Mexican American Studies and Sean Arce;

ITEM

ACTION

CALL TO THE AUDIENCE (continued)

No action required.

The following are names of individuals who spoke and the subject of their comments (cont.):

Marra Teresa Mejia – Sean Arce and Mexican American Studies;

G. Jones – Ethnic Studies and history of human civilization;

Angelica Penaran – Sean Arce;

Carlos Montanez – Ethnic Studies and Sean Arce;

Rene Hernandez – History of Chicano people;

Alonso Palomino – Mexican American Studies;

Rafi (Rafael Benjamin _____) – Mexican American Studies and Sean Arce;

Rosa Clarks (Joseph McGraph) – Colonialism and eugenics;

Ricardo Bracamonte – Mexican American Studies program;

Lucy Lopez – History of Mexican Americans;

Mark Stegeman commented.

CONSENT AGENDA

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| 6. | a) Salaried new hires
b) Hourly new hires
c) New hires for Food Services Department
d) Salaried separations
e) Hourly separations
f) Separations for Food Services Department
g) Requests for leave of absence for certified personnel
h) Requests for leave of absence for classified personnel
i) Requests for leave of absence for Food Services Department
k) Revision of approved 2012 Regular business meeting schedule and approval of 2012 Special business meeting schedule of the Tucson Unified School District Governing Board
l) Approval of supplemental materials and textbooks for K-8/Middle Schools
m) Engineering is Elementary and Kindergarten Magnetism Supplemental STEM Units
n) Approval of supplemental materials and textbooks for ELL (English Language Learners) and Critical Languages Instructional Programs K-12 | Michael Hicks moved approval of Consent Agenda Items No. 6 (a-i), (k-q), and (s-x); Miguel Cuevas seconded. Approved unanimously. |
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ITEM

ACTION

CONSENT AGENDA (continued)

6. o) Award of Food Services Bid No. 12PF Perishable Foods, April 16,2012 - April 15, 2013, awarded to Malone Meat & Poultry, Inc.; Shamrock Foods; Merit Foods of Arizona; and Freshpoint Arizona in the amount of \$1,186,308.45
- p) Award of Food Services Bid No. 12DG Dry Goods, April 11, 2012 – April 10, 2013, awarded to US Foodservice; Merit Foods of Arizona; Malone Meat & Poultry, Inc.; Shamrock Foods; and Farmer Bros Co.; in the amount of \$395,681.83
- q) Award of Invitation for Bid (IFB) No. 13-01-17 – Solid Waste Collection Services, awarded to Diggins and Sons DBA Diggins Environmental (inside Tucson city limits), and to Waste Management of Arizona, Inc. (outside Tucson city limits) in the amount of \$300,000 per year in a multi-term award beginning FY 2012-2013 with renewal options through June 30, 2017
- s) Award of Construction Contract – Collier Elementary School – Upgrades and Renovations (bond), awarded to Kittle Design and Construction in the amount of \$434,800.00 which includes the Base Bid, Alternate One, Alternate Two and a 10% contingency
- t) Award of Construction Contract – Pueblo Gardens K-8 – Renovation to K-8 School (bond), awarded to ESB Modular Manufacturing in the amount of \$1,177,543.00 which includes the Base Bid and a 10% contingency
- u) Award of Construction Contract – Townsend K-8 – Fire Alarm System Upgrades (bond), awarded to Kittle Design and Construction in the amount of \$384,000.00 which includes the Base Bid and a 10% contingency
- v) Award of Construction Contract – Palo Verde Magnet High School – Gymnasium Upgrades (bond), awarded to Kittle Design and Construction in the amount of \$311,596.00 which includes the Base Bid and a 10% contingency

ITEM

ACTION

CONSENT AGENDA (continued)

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| 6. | w) | Minutes of Tucson Unified School District Governing Board Meetings
1) Regular Board Meeting, August 9, 2011
2) Special Board Meeting, August 23, 2011
3) Regular Board Meeting, September 13, 2011 | |
| | x) | Ratification of salary and non-salary vouchers for the period beginning March 1, 2012, and ending March 31, 2012 | |
| | y) | To Consider the Advisory Decision of the Arbitrator in the Matter of Employee Discharge | Item postponed to April 17, 2012 per Board vote (above). |
| | z) | To Consider the Advisory Decision of the Arbitrator in the Matter of Employee Discharge | Item postponed to April 17, 2012 per Board vote (above). |
| | aa) | To Consider the Advisory Decision of the Arbitrator in the Matter of Employee Discharge | Item postponed to April 27, 2012 per Board vote (above). |

John Pedicone recommended approval of the Consent Agenda (minus Items No. 6 (y), (z) and (aa) which were previously postponed to April 17, 2012).

Requests to consider specific Consent Agenda items separately:
Adelita Grijalva: Item No.6(j); Mark Stegeman: Item No. 6(r)

REGULAR MEETING RECESSED – 10:44 p.m.

REGULAR MEETING RECONVENED – 11:09 p.m.

CONSENT AGENDA (continued)

Note: The motion, second and vote on Consent Agenda Items No. 6 (a-i), (k-q), and (s-x) were delayed until the meeting reconvened following the recess.

ITEM

ACTION

CONSENT AGENDA (continued)

6. r) Award of Request for Proposals (RFP) No. 12-80-C16 E-rate Consulting Services, awarded to Learningtech.org in the estimated amount of \$60,000.00 per year in a multi-term award beginning upon award with annual renewal options through December 31, 2016

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

Mark Stegeman stated his reason for voting no on this item.

6. j) Non-renewal of certified administrators in accordance with Arizona Revised Statute §15-503 and provisions contained in the 2010-2012 Meet and Confer Agreements for ELI Administrators, Psychologists and Research Project Managers

Miguel Cuevas moved approval; Michael Hicks seconded. Approved 3-2. Alex Sugiyama and Adelita Grijalva voted no.

Adelita Grijalva and Miguel Cuevas provided rationale for their respective votes on this item.

FUTURE AGENDA ITEMS

Item postponed to April 17, 2012 per Board vote (above).

REGULAR MEETING ADJOURNED – 11:15 p.m.

Approved this 9th day of October, 2012.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By _____
Michael Hicks, Clerk
Governing Board

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Minutes4-10-12Regular