

TUCSON UNIFIED SCHOOL DISTRICT  
GOVERNING BOARD  
AGENDA FOR REGULAR BOARD MEETING\*

TIME: August 14, 2018  
4:00 p.m.

PLACE: Multipurpose Room  
Duffy Community Center  
5145 East Fifth Street  
Tucson, Arizona 85711

CALL TO ORDER

ACTION ITEM

- 4:00 p.m.      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)    Request to Readmit an Expelled Student
  - 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); and consideration of records exempt by law from public inspection (A)(2)
    - 1)    Administrative Appointments, Reassignment and Transfers
      - Assistant Director, Exceptional Education
  - C.    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.
    - 2)    SB 1529 and Secondary Tax Levy
  - D.    Legal advice under A.R.S. §38-431.03 (A)(3) and (A)(4); Confidential Records A.R.S. §38-431.03 (A)(2) regarding release of AIA Investigation report
  - E.    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)    Vacant Property at Cardinal Avenue and Valencia Road – Update
    - 2)    10<sup>th</sup> Street Parking Lot

ACTION ITEM

MOTION AND VOTE TO RECESS REGULAR MEETING TO EXECUTIVE SESSION

RECESS REGULAR MEETING TO EXECUTIVE SESSION

ACTION ITEM

MOTION AND VOTE TO ADJOURN EXECUTIVE MEETING AND RECONVENE REGULAR MEETING – appx 5:30 p.m.

Multipurpose Room  
Duffy Community Center  
5145 East Fifth Street  
Tucson, Arizona 85711

5:30 p.m.

PLEDGE OF ALLEGIANCE

INFORMATION ITEM

2. Superintendent's Report
  - Regional Presentation and Service Teams
  - Report Out on Southwest Key Options
  - School Community Partnership Council (SCPC) Report

CALL TO THE AUDIENCE (45 Minutes) *(Pursuant to Governing Board Policy No. BEDB, 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 two board members may address each criticism.)*

CONSENT AGENDA\*\*

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

3. a) Approval of Talent Acquisition, Transfers, Separations, Changes and Leaves of Absence

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- b) Approval of Supplemental Materials Handwriting Without Tears

**Motion: Foster**

**Second: Sedgwick**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- c) Agreement between Arizona State University and Tucson Unified School District for Student Placement

**Motion: Sedgwick**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- d) Revised Agreement with KB Home Corporation for the Purchase of the Vacant Parcel Located at the SE Corner of Valencia and Cardinal, with Authorization for the Operations Program Manager to Execute the Agreement

**Motion: Stegeman**  
**Second: Foster**  
**Hicks: N**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: N**  
**Vote: Approved 3-2**

- e) Approval of Tucson Unified School District Food Service Agreement with Desert Valley Christian Academy to Provide Meals with Authorization for Food Services Administrative Dietitian – Site Operations Coordinator to Execute Agreement

**Motion: Foster**  
**Second: Grijalva**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: N**  
**Grijalva: Y**  
**Vote: Approved 4-1**

- f) Approval of Award for Invitation for Bids (IFB) 19-22-23 – Science Aids and Materials, As Needed

**Motion: Sedgwick**  
**Second: Foster**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

- g) Approval of Award for Invitation for Bids (IFB) 19-34-19 – Perishable Food Products

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- h) Approval of Fisher-Mendoza, et al v. TUSD Legal Fees Payment for Fourth Quarter 2017 and First Quarter 2018 – Mendoza Class

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- i) Renewal/Revision of Contract for Lobbyist Services, with Authorization for the Director of Purchasing to Execute the Agreement

**Motion: Stegeman**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 4-0**

- j) Change the September 18, 2018 Regular Board Meeting to September 11, 2018

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- k) Change the August 28, 2018 Special Board Meeting to August 30, 2018  
– Requested by Board Clerk Kristel Foster

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**  
**Second: Hicks**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

- l) Minutes of Tucson Unified School District Governing Board Meetings
- 1) Regular Board Meeting, June 12, 2018
  - 2) Special Board Meeting, June 26, 2018
  - 3) Regular Board Meeting, July 10, 2018
  - 4) Special Board Meeting, July 17, 2018
  - 5) Special Board Meeting, July 24, 2018

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**  
**Second: Hicks**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

- m) Fiscal Year 2017-2018 Public Gifts and Donations to Schools Quarterly  
Report (4th Quarter)

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**  
**Second: Hicks**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

- n) Acceptance of the Summary of Student Activity Funds for the Period of July 1, 2017 through June 30, 2018

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

- o) Ratification of Salary and Non-Salary Vouchers for the Period Beginning July 1, 2018, and Ending July 30, 2018

**Motion by Foster to approve Consent Agenda items a, g, h, j, k, l, m, n, o**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

#### ACTION ITEMS

4. Administrative Appointments, Reassignments, and Transfers – Assistant Director, Exceptional Education

**Motion Hicks**

**Second: Foster**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Cara Gabor, Approved 5-0**

5. Board Office Hire – Requested by Board Member Mark Stegeman

**Motion by Grijalva for the position to be a level below the current staff, with an entry-level salary.**

**Second: Foster**

**Substitute motion by Stegeman to adopt the job description as submitted to the Board, with the exception of reducing the Bachelors degree from a *required to preferred* qualification.**

**Second: Sedgwick**

**Hicks: Y**

**Foster: N**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: N**

**Vote: Approved 3-2**

**Vote on the substitute motion as the main motion.**

**Hicks: Y**

**Foster: N**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: N**

**Vote: Approved 3-2**

**Motion by Foster to combine Items 6, 7, 8 as described by Superintendent**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: N**

**Grijalva: Y**

**Vote: Approved 4-1**



6. Review, Approve and Adopt the Memorandum of Agreement with the Tucson Education Association (TEA) and thereby Authorize an Update to Article 25 of the 2018-2019 TEA White Collar/Food Service Agreement

**Motion by Foster to combine Items 6, 7, 8 as described by Superintendent**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: N**

**Grijalva: Y**

**Vote: Approved 4-1**

7. Review, Approve and Adopt the Memorandum of Agreement with the American Federation of State, County and Municipal Employees (AFSCME) and thereby Authorize an Update to Appendix V of the 2018-2019 AFSCME MOU for Blue Collar Employees

**Motion by Foster to combine Items 6, 7, 8 as described by Superintendent**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: N**

**Grijalva: Y**

**Vote: Approved 4-1**

8. Review, Approve and Adopt the Memorandum of Agreement with the Communications Workers of American (CWA) and thereby Authorize an Update to Appendix III and Appendix IV of the 2018-2020 CWA Supervisory/Professional Agreement

**Motion by Foster to combine Items 6, 7, 8 as described by Superintendent**

**Second: Hicks**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: N**

**Grijalva: Y**

**Vote: Approved 4-1**

9. Amendment to the Lease-Purchase Agreement with the Flowers and Bullets Collective at the Former Julia Keen Elementary School, with Authorization for the Operations Program Manager to Execute the Agreement

**Motion: Hicks**  
**Second: Foster**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

10. Governing Board Policy GCAB – *Filling of Vacancies*

**Motion by Stegeman with the amendment of striking the line ‘Memorandum from Superintendent justifying any deviation from this policy, if applicable’**  
**Second: Sedgwick**  
**Hicks: Y**  
**Foster: N**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: N**  
**Vote: Approved 3-2**

11. Governing Board Policy DIF – *Audits/Financial Monitoring (new)*

**Motion: Hicks**  
**Second: Grijalva**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

12. Recode Governing Board Policy DIEB as DIFB – *Fraud, Theft, or other Intentional Acts of Crime Discovered by the Internal Auditor* – Requested by Board Member Mark

**Motion: Stegeman**  
**Second: Hicks**  
**Hicks: Y**  
**Foster: Y**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: Y**  
**Vote: Approved 5-0**

13. Corrections and Minor Revisions of Meeting Minutes – Requested by Board Member Mark Stegeman

**Motion: Stegeman**  
**Second: Sedgwick**  
**Hicks: Y**  
**Foster: N**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: N**  
**Vote: Approved 3-2**

**Motion by Stegeman to move up Item 22 before Item 14**  
**Second: Sedgwick**  
**Hicks: Y**  
**Foster: N**  
**Sedgwick: Y**  
**Stegeman: Y**  
**Grijalva: N**  
**Vote: Approved 3-2**

14. Corrections and Minor Revisions of Previously Approved Minutes of the May 15, 2018 Special Board Meeting – Requested by Board Member Rachael Sedgwick

**Motion: Sedgwick**  
**Second: Stegeman**  
**Hicks: N**  
**Foster: N**  
**Sedgwick: Y**  
**Stegeman: N**  
**Grijalva: N**  
**Vote: Fails 4-1**

15. Rename *Rodeo Days* Holiday – Requested by Board Member Rachael Sedgwick

**Subtitute motion by Sedgwick for the Governing Board to agree to a namechange, and the decision to be made following a survey.**

**Second: Grijalva (withdrawn)**

**Fails for lack of a second**

**Motion by Foster to direct staff to produce a survey of the community with the listed names *Old Pueblo Days, Tucson Heritage Days, Rodeo Days*, and to work with media to poll the interest of the community to change the name.**

**Second: Stegeman**

**Hicks: Y**

**Foster: Y**

**Sedgwick: N**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 4-1**

16. Consideration of Legal Action Regarding Secondary Tax Levy

**Motion: Hicks**

**Second: Sedgwick**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

#### STUDY/ACTION ITEMS

17. Approval to Proceed with the Quote Process for Governing Board Software to Replace Existing Solution

**Motion: Grijalva**

**Second: Foster**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

18. Final Approval of Revisions to Policy DKB – *Salary Deductions*

**Motion: Hicks**

**Second: Grijalva**

**Hicks: Y**

**Foster: Y**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: Y**

**Vote: Approved 5-0**

19. Governing Board Policy BBAA – *Board Member Authority and Responsibilities* (revision) – Requested by Board

**Motion: Stegeman**

**Second: Sedgwick**

**Hicks: Y**

**Foster: N**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: N**

**Vote: Approved 3-2**

20. Governing Board Policy BEDB – *Board Meeting Agenda Posting and Organization* (revision)

**Motion by Stegeman with a change to the reference of Governing Board Director, and striking the language prohibiting cell phones on the dais.**

**Second: Sedgwick**

**Hicks: Y**

**Foster: Absent**

**Sedgwick: Y**

**Stegeman: Y**

**Grijalva: N**

**Vote: Approved 3-1**

**\*Meeting adjourned\***

21. Governing Board Policy BEDBA – *Board Meeting Agenda Preparation* (revision) – Requested by Board Member Mark Stegeman

**Item postponed**

22. *Minutes Taking Policy* – Requested by Board Member Rachael Sedgwick

**No action**

INFORMATION ITEMS

## Agenda for Regular Board Meeting

August 14, 2018 – 4:00 p.m.

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23. Procurement of Tucson Unified School District Marketing and Recruitment Services – Requested by Board Member Mark Stegeman

**Item was not addressed**

24. Robert's Rules of Order – Facilitated by General Counsel Robert S. Ross, Jr. – Requested by Board Members Mark Stegeman and Rachael Sedgwick

**Item was not addressed**

**FUTURE MEETING DATES AND AGENDA ITEMS (A board member may propose future agenda item(s), with limited discussion. The discussion should center around the purpose of placing the item on the next most appropriate agenda for consideration and action as necessary. Ref: Governing Board Policy BEDB)**

10:00 p.m.

**MOTION AND VOTE TO EXTEND OR ADJOURN REGULAR MEETING**

### 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 225-4600. 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.