

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

**November 10, 2009
6:30 p.m.**

MINUTES

Present:

Judy Burns, President
Mark Stegeman, Clerk
Bruce Burke, Member
Miguel Cuevas, Member
Adelita S. Grijalva, Member
Farnaz Nasr, Superintendent's Student Advisory Council (SSAC)

Also Present:

Elizabeth Celania-Fagen, Ed.D., Superintendent
Bonnie Betz, Chief Financial Officer
Jay Johnston, Chief Operations Officer, Engineering, Facilities and Planning
Rob Ross, Legal Counsel
Michael Areinoff, Staff Attorney
Nancy Woll, Interim Chief Human Resources Officer
Maggie Shafer, Assistant Superintendent, Elementary Schools
Edith Macklin-Isquierdo, Assistant Superintendent, High Schools
Lupita Garcia, Assistant Superintendent, Government Programs & Community Outreach
David Scott, Director, Accountability and Research
Brian MacMaster, Director, Technology Services
Augustine Romero, Director, Student Equity
Sean Arce, Director, Mexican-American Studies
Pam Palmo, Director, Food Services
Holly Colonna, Coordinator, School Counseling
Mary Canty, Video Producer
David Niecikowski, Coordinator, Gifted and Talented Education (GATE)
Chad Knippen, Principal, Borman Elementary School
Jennifer Sprung, Sponsor, Superintendent's Student Advisory Council
Yovannah Iovanti, Spanish Language Interpreter
Mary Alice Wallace, Director of Staff Services to the Governing Board
Sylvia Lovegreen, Senior Staff Assistant II to the Governing Board
Luci Messing, President, Tucson Education Association
Marivel Roybal, Vice President, Tucson Education Association
Eleanor Fowler, Board Liaison, School Community Partnership Council
Alexis Huicochea, Arizona Daily Star
TV Channel 13

ITEM

ACTION

REGULAR MEETING CALLED TO ORDER – 6:51 p.m.

No action required.

ITEM

ACTION

PLEDGE OF ALLEGIANCE

Bruce Burke led the Pledge of Allegiance.

No action required.

Judy Burns claimed executive privilege to thank those who worked on behalf of the recent TUSD override election. She also announced that Mark Stegeman would be celebrating a birthday on November 13, 2009.

INFORMATION ITEMS

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

Information only.
No action required.

Farnaz Nasr presented a report on the SSAC meeting held on November 2, 2009. Topics of discussion included classes/curricula available at various school sites, Food Services programs and funding sources, and highlights of events at the various high schools. The next SSAC meeting will be held on December 7 at Sabino High School.

SUPERINTENDENT'S REPORT

No action required.

Liz Fagen congratulated Miguel Cuevas for participating in Arizona School Boards Association (ASBA) training and also congratulated and expressed thanks to those individuals who took the lead in making the first Festival of Schools such a success. Dr. Fagen showed a brief video highlighting the event.

Judy Burns and Bruce Burke commented.

BOARD MEMBER ACTIVITY REPORTS

No action required.

Miguel Cuevas reported on his participation in (1) the Cholla High Magnet School ribbon-cutting ceremony for a new gym, (2) the Educational Enrichment Foundation (EEF) luncheon, (3) the Morrow Education Center Halloween contest, (4) visits to various school sites and (5) the Festival of Schools event.

CALL TO THE AUDIENCE

No action required.

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

Maria Barajas – Bilingual Gifted and Talented Education (GATE) program at Hollinger Elementary School (spoke in Spanish with aid of Interpreter Yovannah Iovanti);

George Puckett – Congratulations to Superintendent and staff on success of Festival of Schools;

ITEM

ACTION

CALL TO THE AUDIENCE (continued)

Michael Craig – Request to Board to carefully consider a personnel charge against him which he considers to be false;
William Poorten – Issues related to his daughter’s suspension from Rincon High School;
Luz Orduño – Bilingual GATE program at Hollinger Elementary School;
Rafael Barajas Gomez – Praise for bilingual GATE program at Hollinger Elementary School;
Luci Messing – Tucson Education Association (TEA) support of the override election; news of possible further Legislative cuts in funding to public education;
Barbara Krider – Need for bilingual GATE programs.

Miguel Cuevas and Bruce Burke commented.

Individuals whose names were called but were not present: **Maria Sianez**

INFORMATION ITEMS (continued)

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| 2. School Community Partnership Council (SCPC) Report | Information only.
No action required. |
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Eleanor Fowler presented the SCPC report, highlighting upcoming area meetings to be held on November 16, 2009. She also presented information on which schools were still without SCPC Representatives. Judy Burns, Liz Fagen and Bruce Burke commented.

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| 3. Presentation on Tucson Unified School District GATE (Gifted and Talented Education) Services Profile | Information only.
No action required. |
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Lupita Garcia provided an update on the current status and future plans and recommendations for TUSD GATE services. She and David Niecikowski responded to comments and questions from Liz Fagen, Judy Burns, Adelita Grijalva, Miguel Cuevas, and Mark Stegeman. Rob Ross provided legal advice.

Agenda Item No. 13 was addressed next.

ITEM

ACTION

STUDY/ACTION ITEMS

13. Review and Possible Adjustments to the "GATE Scope and Sequence" Approved by the Governing Board on July 14, 2009
- Studied only.
No action taken.

Liz Fagen commented briefly and responded to comments and questions from Adelita Grijalva, Judy Burns, and Bruce Burke.

INFORMATION ITEMS (continued)

4. Summary of Districtwide Gifts and Donations and Student Activity Fund for the Four Months Ending October 31, 2009
- Information only.
No action required.

Liz Fagen commented briefly.

CONSENT AGENDA

Judy Burns announced that Item No. 5 (n) was removed from the Consent Agenda and will be considered at a future meeting.

- 5.
- a) Salaried new hires
 - b) Hourly new hires
 - c) New hires for Food Services Department
 - d) Salaried changes
 - e) Hourly changes
 - f) Salary changes for Food Services Department
 - g) Salaried separations
 - h) Hourly separations
 - i) Separations for Food Services Department
 - j) Addendum to contract list for members of the Tucson Education Association (TEA) Bargaining Unit (MBU) for the 2009-2010 school year approved by the Board May 26, 2009
 - k) Requests for leave of absence for certified personnel
 - l) Requests for leave of absence for classified personnel
 - m) Requests for leave of absence for Food Services Department
 - n) Recommendation to deny request for leave of absence
- Mark Stegeman moved approval of Consent Agenda Items No. 5 (a-m), (o-s), (u-v), (x-y); Adelita Grijalva seconded. Approved unanimously.
- Removed from agenda; no action taken.

ITEM

ACTION

CONSENT AGENDA (continued)

- o) Funding Proposals: Arizona Department of Education – *Math-in-Career and Technical Education Grant* for the Automotive Technologies Program for the 2009-2010 SY (Cholla Magnet, Palo Verde Magnet, Pueblo Magnet, Tucson Magnet, and Rincon, Sahuaro, and Santa Rita High Schools)
- p) Funding Proposals: Science Foundation Arizona – *Engineering 102*, a collaborative project with the University of Arizona College of Engineering; and approval of a Cost Reimbursable Agreement, effective October 1, 2009 through September 30, 2011, with authorization for the Contracts Manager to execute necessary documents
- q) Amendment to extend the Intergovernmental Agreement between the City of Tucson and Tucson Unified School District for the Weed and Seed Program at Naylor Middle School, effective January 1, 2010 through August 31, 2010, with authorization for the Superintendent to execute the Amendment
- r) Authorization to enter into agreements with the City of Tucson to accept funding on behalf of Tucson Unified School District from Tribal/Gaming Compacts, with authorization for the Superintendent to execute any documents necessary to effect the purposes of the agreements
- s) Intergovernmental Agreement between Pima County and Tucson Unified School District for the Provision and Administration of Childhood Immunizations, effective November 10, 2009 through November 10, 2010, with option of extending this Agreement for four (4) additional one-year periods
- u) Award of Food Services Bid No. 09FR1 – Frozen Foods: Group I, effective November 11, 2009 through November 30, 2010, awarded to Malone Meat & Poultry, Shamrock Foods, Good Source/Tools for Schools, Los Cabos (MCI), US Foodservice, and Merit Foods of Arizona, in the amount of \$486,856.89

ITEM

ACTION

CONSENT AGENDA (continued)

- v) Award of Food Services Bid No. 10CN – Canned Fruits and Vegetables effective November 11, 2009 through October 31, 2010, awarded to Malone Meat & Poultry, LA Foods, Epicurean Foods, US Foodservice, Merit Foods of Arizona, and Shamrock Foods, in the amount of \$408,000.00
- x) Minutes of Tucson Unified School District Governing Board Meetings
 - 1) Special Board Meeting, June 23, 2009
 - 2) Special Board Meeting, June 30, 2009
 - 3) Special Board Meeting, July 14, 2009
 - 4) Regular Board Meeting, July 14, 2009
 - 5) Special Board Meeting, July 20, 2009
 - 6) Special Board Meeting, July 28, 2009
 - 7) Special Board Meeting, July 30, 2009
 - 8) Special Board Meeting, August 4, 2009
 - 9) Special Board Meeting, August 11, 2009
 - 10) Regular Board Meeting, August 11, 2009
 - 11) Special Board Meeting, August 25, 2009
 - 12) Special Board Meeting, September 8, 2009
 - 13) Special Board Meeting, October 13, 2009
- y) Ratification of salary and non-salary vouchers for the period beginning October 1, 2009, and ending October 31, 2009

Requests to consider specific Consent Agenda items separately:
Adelita Grijalva, Item No. 5 (t), Mark Stegeman Item No. 5 (w), and Miguel Cuevas, Item No. 5 (z)

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| 5. | t) | Memorandum of Agreement between Pima Prevention Partnership and Tucson Unified School District for Teen Court in the Schools Project, November 2009 through June 2010, for Carson, Mansfeld and Pistor Middle Schools, with authorization for the Assistant Superintendent for Middle Schools to execute the agreement | Miguel Cuevas moved approval; Bruce Burke seconded. Approved 4-0. Adelita Grijalva abstained. |
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Adelita Grijalva commented briefly.

ITEM

ACTION

CONSENT AGENDA (continued)

5. w) Award of Request for Proposals (RFP) No. 09-51-14 – Financial Human Resource Management System to Lawson Software, Inc. at a rate of approximately \$2 million per year; total cost to the vendor over a seven-year period is approximately \$6.5 million with approximately \$1.6 million additional for technology hardware and timeclocks

Mark Stegeman commented on the significance of this item. Bruce Burke requested executive session for legal advice pursuant to A.R.S. §38-431.08 (A) (2).

Bruce Burke moved to go into executive session; Miguel Cuevas seconded. Approved unanimously.

REGULAR MEETING RECESSED – 8:48 p.m.

REGULAR MEETING RECONVENED – 9:02 p.m.

CONSENT AGENDA (continued)

5. w) Award of Request for Proposals (RFP) No. 09-51-14 – Financial Human Resource Management System to Lawson Software, Inc. at a rate of approximately \$2 million per year; total cost to the vendor over a seven-year period is approximately \$6.5 million with approximately \$1.6 million additional for technology hardware and timeclocks (cont.)

Mark Stegeman, Judy Burns, Miguel Cuevas, Adelita Grijalva and Bruce Burke commented.

Miguel Cuevas moved approval; Adelita Grijalva seconded. Approved unanimously.

- z) Statement of Charges and Resolution to Send Notice of Intent to Dismiss Certified Teacher (Michael Craig) and determine whether to appoint hearing officer to conduct dismissal hearing pursuant to A.R.S. §15-541

Bruce Burke, Mark Stegeman, Miguel Cuevas and Judy Burns commented.

Miguel Cuevas moved approval; Adelita Grijalva seconded. Approved 3-1. Mark Stegeman voted no and Bruce Burke abstained.

Judy Burns announced that Item 15 would be addressed next.

ITEM

ACTION

STUDY/ACTION ITEMS

15. Review of Superintendent's 2009 Goals in Accordance with Provision 3(B) of the Superintendent's Contract approved by the Governing Board on April 8, 2008

Judy Burns made a motion to affirm that the Superintendent's goals have been accomplished; Bruce Burke seconded. Approved 4-1. Mark Stegeman voted no.

Liz Fagen reported on the progress in achieving goals established for the 2008-2009 school year: (1) Build Relationships (with schools and stakeholders); (2) Re-culture and Build Capacity in Leadership; (3) Build Systemic (and collaborative) Infrastructures; and (4) Research, Teach and Learn (which includes facilitating development of Education Matters campaign and the exploration of First Choice Schools).

Dr. Fagen also reported on how other important, but unanticipated goals/events, have been addressed, such as (1) Completion of a collaborative Unitary Status Plan pursuant to the Court's timeline; (2) Response to Attorney General findings related to our procurement process; (3) Reduction of over \$40 million from TUSD's budget; (4) Response to the swine flu issues; and (5) Progress in dealing with TUSD's lack of normal technology systems processes, protocols and accountability.

Following the Superintendent's presentation, Bruce Burke commented that he is impressed with Dr. Fagen's leadership and accomplishments. Mark Stegeman commended the Superintendent on her leadership in a difficult situation and, in terms of goals, he expressed satisfaction with the progress on goals one and three. Adelita Grijalva expressed appreciation for the consistency of Dr. Fagen's message and approach and for her role in successfully communicating with five board members. Miguel Cuevas also thanked Dr. Fagen for her responsiveness to board members, for transparency, for including stakeholders in decisions and for effective bottom-up communication. Judy Burns shared her appreciation for Dr. Fagen's accountability and communication, for positive changes in the district and for her ongoing collaboration with employees.

Subsequent to the Board's vote, Liz Fagen stated that despite the fact that her contract contains a pay-for-performance provision for completion of the goals, she plans to donate the \$20,000 bonus back to the district to be used for professional development, leadership and choice school development.

ITEM

ACTION

ACTION ITEMS

6. Proclamations: “American Education Week – November 15-21, 2009” and “Education Support Professionals Day – November 18, 2009” in Tucson Unified School District

Adelita Grijalva read the American Education Week proclamation in the form of a motion.

Miguel Cuevas read the Education Support Professionals Day proclamation in the form of a motion.

Dr. Fagen responded to a comment from Adelita Grijalva.

Adelita Grijalva moved approval of the Education Week proclamation; Judy Burns seconded. Approved unanimously.

Miguel Cuevas moved approval of the Education Support Professionals Day proclamation; Adelita Grijalva seconded. Approved unanimously.

7. Appointment of Member to the Technology Oversight Committee

Judy Burns made introductory comments and stated that John Paul Velasquez is recommended for a 2-year term. Miguel Cuevas and Mark Stegeman commented.

Mark Stegeman moved approval; Judy Burns seconded. Approved 3-2. Miguel Cuevas and Bruce Burke voted no.

STUDY/ACTION ITEMS (continued)

8. Procedure to Advertise for Vacant Positions on the Tucson Unified School District Technology Oversight Committee (TOC)

Judy Burns, Adelita Grijalva, Liz Fagen, and Mark Stegeman discussed the possibility of consulting with the Superintendent’s Student Advisory Committee (SSAC) for suggestions on how to make TUSD students aware of the opportunity to serve on this committee.

Studied only. No action taken.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

9. Discussion and Clarification of Procedures and Responsibilities – Tucson Unified School District Technology Oversight Committee (TOC) and Update on TUSD Technology Issues

Studied only.
No action taken.

Liz Fagen and Jay Johnston presented information and responded to comments and questions from Miguel Cuevas, Mark Stegeman, Judy Burns, Bruce Burke and Adelita Grijalva. (See additional dialogue following brief discussion of Item No.10 near end of meeting.)

10. Technology Oversight Committee (TOC) Charter

Addressed following Item No. 14 below.

11. Adoption of Mathematics Curriculum for Borman Elementary School

Adelita Grijalva moved approval; Bruce Burke seconded. Approved unanimously.

Maggie Shafer and Chad Knippen presented information on the adoption process. Liz Fagen and Adelita Grijalva commented.

12. Revision to the Native American Education Advisory Committee (NAEAC) By-Laws Approved by the NAEAC on June 30, 2008

Bruce Burke moved approval to include the provision discussed; Adelita Grijalva seconded. Approved unanimously.

Liz Fagen introduced this item and recommended approval. Adelita Grijalva commented on the importance of seeking Committee representation from all the tribes that encompass the Native American students in TUSD.

13. Review and Possible Adjustments to the “GATE Scope and Sequence” Approved by the Governing Board on July 14, 2009

Addressed following Item No. 3 above.

14. Arizona School Boards Association (ASBA) “Core Beliefs,” Bylaws Changes, and Selection of TUSD Representative to the ASBA Delegate Assembly on December 10, 2009

Judy Burns moved approval as outlined; Bruce Burke seconded. Approved unanimously.

Judy Burns, Adelita Grijalva, Bruce Burke, Miguel Cuevas and Mark Stegeman discussed and approved (1) the core beliefs and bylaws changes; (2) the appointment of Miguel Cuevas as ASBA Delegate; and (3) district funding to cover Mr. Cuevas’ travel expenses for the December 2009 Delegate Assembly.

ITEM

ACTION

STUDY/ACTION ITEMS (continued)

10. Technology Oversight Committee (TOC) Charter Discussion only.
No action taken.

Adelita Grijalva, Mark Stegeman, Judy Burns and Bruce Burke commented.

9. Discussion and Clarification of Procedures and Responsibilities – Tucson Unified School District Studied only.
No action taken.
Technology Oversight Committee (TOC) and Update on TUSD Technology Issues (cont.)

Mark Stegeman, Adelita Grijalva, Jay Johnston, Bruce Burke, Judy Burns, Liz Fagen and Miguel Cuevas continued in a lengthy discussion of the procedures and responsibilities of the TOC and upcoming RFPs (Requests for Proposals) related to TUSD technology.

15. Review of Superintendent's 2009 Goals in Accordance with Provision 3(B) of the Superintendent's Contract approved Addressed
by the Governing Board on April 8, 2008 following Item No. 5 (z) above.

FUTURE AGENDA ITEMS

No requests were made for future agenda items.

REGULAR MEETING ADJOURNED – 11:18 p.m.

Approved this 12th day of January, 2010.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE



By

Miguel Cuevas, Clerk
Governing Board

ba
Minutes\11-10-09Regular