

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

TIME: December 12, 2017
4:00 p.m.

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

In Attendance: Board Members Michael Hicks, President; Mark Stegeman, Clerk; Kristel Ann Foster, Adelita S. Grijalva, and Rachael Sedgwick; Superintendent Dr. Gabriel Trujillo and General Counsel Robert S. Ross, Jr. 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.

CALL TO ORDER – 4:05 p.m.

Board Member Attendance was established via a call for the roll. Those in attendance were Adelita Grijalva, Rachael Sedgwick, Mark Stegeman and Michael Hicks. Kristel Foster was not present for the roll call. Superintendent Dr. Gabriel Trujillo and General Counsel Robert Ross were present for this action.

ACTION ITEM

- 4:00 p.m.
1. Schedule an executive meeting at this time to consider the following matters: **APPROVED.** Moved: Sedgwick; Seconded: Stegeman. Passed 4-0 (Voice Vote). Kristel Foster was 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) Confidential Settlement Agreements and Releases for Case No. 17C-DP-028-ADE and Case No. 17C-DP-029-ADE
 - 2) Release of Results of Hostile Work Environment Investigation
 - 3) Contracts subject to negotiation – engagement of outside counsel
 - 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) Superintendent's Goals – Requested by Board Clerk Mark Stegeman
 - 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.

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) Vacant Parcel at southeast corner of Valencia Road and Cardinal Avenue – Purchase and Sale Agreements Update
- 2) Vacant Parcel at southwest corner of 5th Street and Ridgeside Drive

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 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
- 2) Governing Board Policy BBAA – *Board Member Authority and Responsibilities*

ACTION ITEM

MOTION AND VOTE TO RECESS REGULAR MEETING TO EXECUTIVE SESSION **REGULAR MEETING RECESSED 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.

5:41 p.m. – Reconvene Regular Board Meeting

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

5:30 p.m.

PLEDGE OF ALLEGIANCE – Led by Robert Casillas, Managing Director for Stifel, Nicolaus & Company

Board President Michael Hicks asked for a motion to move Action Item #7 and Study/Action Items #14 and #15 to after the Call to the Audience. **APPROVED.** Motion: Grijalva; Seconded: Foster. Passed Unanimously (Voice Vote).

INFORMATION ITEMS

3. Superintendent's Report **INFORMATION ONLY**. Dr. Trujillo thanked The Elks Lodge which partnered with Steele Elementary School for a special holiday experience for 75 students, and Moose Lodge 2475, which Board President Hicks is a member of, which is providing 25 TUSD students and their families with 15 lb. turkeys and trimmings. Additionally, the Gale Elementary School Tigerbot Robotics team competed in the First Lego League Tournament at BASIS Primary in Oro Valley. They were the only TUSD school competing in the tournament.
2. Superintendent's Student Advisory Council (SSAC) Report **INFORMATION ONLY** The Report was presented by SSAC President Leamon Crooms.

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.)* Board Clerk Mark Stegeman read the protocol for CTA. Board President Michael Hicks announced that Martin Coss was available to provide Spanish Interpreter Services. Martin Coss repeated the announcement in Spanish. Persons who spoke at Call to the Audience were: Hannah Lehrfeld re: support for UHS campus change; Gloria Copeland re: against the transfer of UHS students to the Catalina High School campus; Julian Barraza, Alyssa Thornhill and Veronique Villalba re: support for UHS campus change; Leila Kottabi-Counts re: TUSD should focus on providing all TUSD students an excellent education instead of segregating them; Jacob Oolanik, Marina Martinez and Tessa DeConcini re: support for UHS campus change; Lori Stratton re: finding a win-win-win for TUSD and high schools; L'Orien Smith re: pause the process of relocating students from Catalina and University high schools; Missy Boldt re: need change to improve and gain student enrollment; Margaret Chaney re: UHS/Catalina issue and lack of support for public education from state legislators;

Kristel Foster made a motion to extend the Call to the Audience for another forty-five (45) minutes. **APPROVED**. Moved: Kristel Foster; Seconded: Stegeman. Passed 4-1 (Roll Call Vote). Board President Michael Hicks voted no. Adelita Grijalva commented.

CALL TO THE AUDIENCE – Continued

Donald Ijams re: Consider other schools for the UHS consolidation proposal; Allison Clark re: Support for the Infant and Early Learning Centers (IELC); Joshua Valenzuela re: Support for UHS campus change; Alday Roser re: Support for the IELCs; Jim Malusa re: There is benefit in the combined campus at Rincon/UHS; Sonya Dorman re: supportive of replicating the Rincon/UHS campus model;

Ricky Hernandez re: Support for the IELCs; Mario Villarreal-Diaz, John Morton, and Stacia Reeves re: Supportive of the Philosophy 101 Resolution; Daniel Gibson re: Supportive of UHS campus change: Nona Patrick, Maria Valenzuela and Andrew Cleaver: Support for the IELCs; David Cleaver re: Consolidation of schools, and IELCs; Faith Knight and Fabian Bootner re: Support for UHS campus change; Catherine Davidson re: Support for the IELCs;

Board President Michael Hicks made a motion to extend the Call to the Audience until everyone who submitted a card had spoken. **APPROVED.** Moved: Hicks; Seconded: Foster. Passed 4-0 (Roll Call Vote). Rachael Sedgwick was not present to vote.

CALL TO THE AUDIENCE – Continued

Matt Kopec re: Do not close Catalina High School; Bill Miller, Gabriel Wong, and Melanie Botkin re: Support for the IELCs; Sandy Elers re: Do not relocate Catalina High School students; Lillian Fox re: IELCs and relocation of Catalina High School students; James Schaub re: Hold off on your decision on Catalina High School; James Chabin re: Supportive of the Rincon/UHS combined campus; Margot Natividad re: Do not relocate Catalina High School students; Unidentified Gentleman spoke on behalf of Krystal Enriquez and Jennifer Rolle re: Support for the IELCs; Lori Riegel re: UHS needs its own campus and Technology Oversight Committee membership; Margo Weeks re: Support for the IELCs; John Moffatt re: Business community welcomes partnering with TUSD to address some of the issues of high school consolidation and program offerings; Betts Putnam-Hidalgo re: Philosophy 101, and do not relocate Catalina High School students; Cindy Graybill re: Pay increase for school bus drivers; Andrew Christian re: Support for the IELCs; Elizabeth Cerepak, Brandi Edwards, Ella Nelson and Senna Tomizuka re: Do not relocate Catalina High School students

The following individuals were not present when their names were called: Dolores de Vera, Jennifer Rolle, Veronica Chu and Krystal Enriquez.

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

Kristel Foster commented she was glad the local media was in the audience to hear the testimonies regarding the amazing things happening in TUSD and thanked the public for staying. Rachael Sedgwick responded to comments regarding pay increase for school bus drivers and asked for a break down of how many employees in the district have more than 25 years of experience, their salary, funding source and work site. Michael Hicks responded to comment made regarding the benefit of junior colleges.

RECESS REGULAR MEETING 8:22 p.m.

RECONVENE REGULAR MEETING 8:35 p.m.

Dr. Trujillo requested that the Consent Agenda (4a-u), Action Items #10, #11, #12 and #13 be addressed after Study/Action Item #15. **APPROVED.** Moved: Stegeman; Seconded: Grijalva. Passed Unanimously (Voice Vote).

ACTION ITEM

7. Tuition Increase at TUSD Infant and Early Learning Centers (IELC) **APPROVED.** Moved: Foster; Seconded: Stegeman. Passed Unanimously (Roll Call Vote). Dr. Trujillo and Reem Kievit presented information to the Board and responded to inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Mark Stegeman, Kristel Foster, Rachael Sedgwick and Michael Hicks.

STUDY/ACTION ITEMS

15. Disposition of Infant Early Learning Centers (IELC) – Requested by Board Clerk Mark Stegeman **BASED ON THE APPROVAL OF ITEM #14 TO INCREASE TUITION AT THE TUSD INFANT EARLY LEARNING CENTERS, DR. STEGEMAN INDICATED NO FURTHER ACTION WAS REQUIRED.** Board members commenting were Mark Stegeman, Kristel Foster and Michael Hicks.
14. Response to Report on High School Consolidation Proposal – Requested by Board Clerk Mark Stegeman Dr. Trujillo, Rob Ross, Antasio Holley, Melissa Hall, Trinidad Tester, Alissa Welch, Brenda Kazen, Amy Cislak, Meg Tully, Sam Brown and Bryant Nodine presented information and responded to Board inquiries. Board members commenting and/or asking questions were Adelita Grijalva, Rachael Sedgwick, Mark Stegeman, Kristel Foster and Michael Hicks.

Following the above noted presentation and discussion, Mark Stegeman read the proposed resolution and Rachael Sedgwick made an amendment to paragraph C, which was accepted by Mark Stegeman. Motion: Stegeman; Seconded: Sedgwick. **FAILED. 2-3** (Roll Call Vote). Adelita Grijalva, Kristel Foster and Michael Hicks voted no.

Kristel Foster read the following modified resolution in the form of a motion:

TUSD staff shall present to the Board a preliminary high school reconfiguration and restructuring plan. The plan shall include a realistic timeline for implementation.

The plan shall include a detailed revenue and cost analysis, which distinguishes between costs that would be necessary or appropriate regardless of the plan's adoption, costs created by the plan that staff believes are critical to the plan's success, and costs created by the plan that are discretionary but which staff believes could also contribute to the plan's success.

The staff shall continue the process of seeking input from all high schools and stakeholders, as well as from the Fisher and Mendoza plaintiffs' representatives.

APPROVED. Motion: Foster; Seconded: Grijalva. Passed Unanimously (Roll Call Vote).

During Item #14, in accordance with Governing Board Policy, Board President Michael Hicks asked for a motion to extend the meeting beyond the 10:00 p.m. curfew. Mark Stegeman made a motion to extend the meeting through the remainder of this item, Consent Agenda (4a-u) Items #10, #11, #12 and #13. Seconded: Grijalva. **APPROVED** Passed Unanimous (Voice Vote).

CONSENT AGENDA** Board President Michael Hicks read a statement regarding the Consent Agenda process. Mark Stegeman asked to postpone Consent Agenda Item 4(r). **APPROVED 4(a-q, s-u).** Motion: Hicks; Seconded: Foster. Passed 4-0 (Voice Vote). Adelita Grijalva was not present for the vote.

4. a) Salaried Critical Need and Replacement Hires **APPROVED**
- b) Hourly Critical Need and Replacement Hires **APPROVED**
- c) New Positions – Certified **APPROVED**
- d) New Positions – Classified **APPROVED**
- e) Salaried Changes **APPROVED**
- f) Hourly Changes **APPROVED**
- g) Salaried Separations **APPROVED**
- h) Hourly Separations **APPROVED**
- i) Requests for Leave of Absence for Certified Personnel **APPROVED**
- j) Requests for Leave of Absence for Classified Personnel **APPROVED**
- k) Approval of Supplemental Materials for Middle Schools for school year 2017-2018 **APPROVED**

- l) Statement of Assurance for Teacher Evaluation System Status – Fiscal Year 2018-2019 **APPROVED**
- m) Intergovernmental Agreement between Tucson Unified School District and Pima Community College to Establish the Rights and Responsibilities of the Parties to implement Goals, Objectives and Activities with Regard to the Upward Bound Program at Rincon High School, effective June 1, 2017 through May 31, 2022 **APPROVED**
- n) Intergovernmental Agreement between Tucson Unified School District and Pima Community College to Establish the Rights and Responsibilities of the Parties to implement Goals, Objectives and Activities with Regard to the Upward Bound Program at Palo Verde Magnet High School and Santa Rita High School, effective June 1, 2017 through May 31, 2022 **APPROVED**
- o) Intel She Will Connect: Technolochicas LiFT Grant Award **APPROVED**
- p) Lease Renewal with the Department of the Air Force for Borman K-8 School on Davis-Monthan Air Force Base (DMAFB), with Authorization for the Director of Planning Services to Execute the Agreement, effective upon execution of the Lease Agreement through the end of the date that is 10 years thereafter (12-12-27) **APPROVED**
- q) Approve the Revised Extracurricular Activities Fees Schedule Including Authorization for Principals to Waive the Fees in Case of Hardship – Last Approved on June 13, 2017 **APPROVED**
- r) Minutes of Tucson Unified School District Governing Board Meetings
 - 1) Regular Board Meeting, November 14, 2017 **POSTPONED**
- s) Approval of Confidential Settlement Agreements and Releases **APPROVED**
- t) Acceptance of the Summary of Student Activity Funds for the Period of July 1, 2017 through October 31, 2017 **APPROVED**
- u) Ratification of Salary and Non-Salary Vouchers for the Period Beginning November 1, 2017, and Ending November 30, 2017 **APPROVED**

ACTION ITEMS

- 10. Resolution Regarding Philosophy 101: Ethics, Economy and Entrepreneurship **APPROVED**. Motion: Stegeman; Seconded: Foster. Passed 4-1 (Voice Vote). Adelita Grijalva voted no. Dr. Trujillo and Dan Erickson presented information and responded to Board inquiries. Board members commenting and/or asking questions were Mark Stegeman, Rachael Sedgwick and Adelita Grijalva.

11. Adopt a Tax-Exempt Equipment Lease/Purchase Resolution Authorizing the Refinancing of the District's Taxable QSCBs Lease/Purchase Agreement Dated July 30, 2014, with Authorization for the Superintendent and/or the Executive Finance Director to Approve and Finalize Terms **APPROVED**. Moved: Grijalva; Seconded: Foster. Passed Unanimously (Roll Call Vote). Dr. Trujillo introduced Renee Weatherless and Robert Casillas who presented information regarding this item and item #12 to the Board. Board members commenting and/or asking questions were Mark Stegeman and Kristel Foster.
12. Adopt a Bond Resolution Authorizing the Issuance of Refunding Bonds and Granting Authority to the Superintendent and/or Executive Finance Director to Approve the Final Terms and Conditions of the Issuance **APPROVED**. Moved: Foster; Seconded: Grijalva. Passed Unanimously (Voice Vote). Robert Casillas commented.
13. Amendment to the Lease Agreement with Merchants Garden at Howenstine High School, with Authorization for the Director of Planning Services to Execute the Agreement **APPROVED WITH CORRECTION IN ADDRESS OF PROPERTY IN THE LEASE**. Motion: Foster; Seconded: Hicks. Passed Unanimously (Voice Vote). Dr. Trujillo introduced Chaz Shelton who presented information and along with Bryant Nodine responded to Board inquiries. Board members commenting and/or asking questions were Kristel Foster, Michael Hicks, Mark Stegeman and Adelita Grijalva.

11:33 p.m.

Board President recessed the Regular Board meeting to go into Executive Session with the remaining items on this agenda to be addressed at a future meeting. Items 5, 6, 8 and 9 were specifically agendaized for the January 2018 Regular meeting.

RECESS REGULAR MEETING INTO EXECUTIVE SESSION

The following agenda items were not addressed:

ACTION ITEMS

5. Appointment of a Community Member to the Tucson Unified School District Technology Oversight Committee (TOC)
6. Finalizing the Superintendent's Goals – Requested by Board Clerk Mark Stegeman
8. Consideration of Classification Review – Requested by Board President Michael Hicks

9. Release of Results of Hostile Work Environment Investigation – Requested by Board Members Kristel Foster and Adelita Grijalva

STUDY ITEMS

16. Review of Audit Committee Charter – Requested by Board Member Rachael Sedgwick
17. Comparison of Arizona School District Discipline Policies

INFORMATION ITEM – Priority From November 14, 2017 Meeting

18. FY18 Expenditure Update

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

11:45 p.m. – Regular Board Meeting Reconvened and 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 225-4600. 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.

Record of Attendance

Present:	Michael Hicks	President
	Mark Stegeman	Clerk
	Kristel Ann Foster	Member
	Adelita S. Grijalva	Member
	Rachael Sedgwick	Member
	Leamon Crooms (UHS)	Student Liaison

Also Present Senior Leadership:	Gabriel Trujillo, Ed.D.	Superintendent
	Robert S. Ross, Jr.	General Counsel
	Richard Gastellum	Interim Assistant Superintendent, Secondary Leadership
	Mark Alvarez	Interim Assistant Superintendent, Elementary/ K-8 Leadership
	Renee Weatherless	Executive Director, Finance
	Janet Rico-Uhrig	Executive Director, Human Resources

Administrative Staff:	Sam Brown	Legal Counsel
	Demetrius Lee	Internal Auditor
	Halley Freitas	Senior Director, Assessment and Program Evaluation
	Martha Taylor	Senior Director, Desegregation
	Maura Clark-Ingle	Director, Exceptional Education
	Charlotte Patterson	Director, Student Placement & Community Outreach
	Maricela Meza	Director, Employee Relations
	Kevin Startt	Director, Purchasing
	Jeffrey Coleman + Staff	Director, School Safety
	Dan Erickson	Director, Advanced Learning Experience (ALE)
	Maria Federico Brummer	Director, Mexican American Student Services
	Matt Munger	Director, Secondary Leadership
	Alma Iniquez	Director, Family Engagement and Community Outreach
	Reem Kievit	Director, Community Schools and Pre-K
	Herman House	Director, Secondary Schools and Interscholastics
	Michael Konrad	Director, Middle School Leadership
	Matt Munger	Director, Secondary Leadership
	Janna Acevedo	Director, Magnet Department
	Rabih Hamadeh	Director, Infrastructure Technology
	Patricia Sandoval	Interim Director, Language Acquisition
	Michelle Valenzuela	Interim Director, Communications/Media Relations
	Charles McCollum	Interim Director, Career & Technical Education and Sponsor, Superintendent's Student Advisory Council
	Bryant Nodine	Acting Director, Planning and Student Assignment
	Charlotte Brown	Student Equity Compliance Liaison
	Antasio Holley	Principal, Catalina High School
	Melissa Hall	Assistant Principal for Curriculum, Catalina High School
	Trinidad Tester	Exceptional Education Teacher, Catalina High School
	Alissa Welch	Principal, Rincon High School
	Brenda Kazen	Counselor, Rincon High School
	Amy Cislak	Principal, University High School
	Meg Tully	Teacher, University High School

Agenda for Regular Board Meeting

December 12, 2017 – 4:00 p.m.

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Support Staff:	Mary Alice Wallace Sylvia L. Lovegreen Michele Gutierrez Nicholas Roman Miguel Carrion 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 Video Technician, Communications/Media Relations Technical Support Specialist II, Technology Services Spanish Interpreter
Employee Group Representatives:	Jason Freed	President, Tucson Education Association (TEA)
Media:	Hank Stephenson TV Channel(s) 9, 11/13	<u>Arizona Daily Star</u>
Presenters:	Robert Casillas Chaz Shelton	Managing Director, Stifel, Nicolaus & Co. Chief Executive Officer, Merchant's Garden
Guest:	Sandra Day Randie Stein Jim Geil	Vice President, Stifel, Nicolaus & Co. Director, Stifel, Nicolaus & Co. Gust Rosenfeld, P.L.C.

There were approximately 175+ people in the audience.

Michael Hicks presided and called the meeting to order at 4:05 p.m.

Meeting recessed at 4:05 p.m. and reconvened at 5:41 p.m.

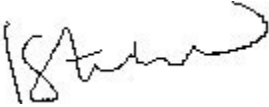
Meeting recessed at 8:22 p.m. and reconvened at 8:35 p.m.

Meeting recessed to Executive Session 11:32 p.m. and reconvened at 11:45 p.m.

Meeting Adjourned at 11:45 p.m.

Approved this 16th day of January, 2018.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By 

Kristel Ann Foster, Clerk
Governing Board