

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

**August 10, 2004
6:30 p.m.**

MINUTES

Present:

Joel T. Ireland, President – participated via telephone beginning at 7:25 p.m.
Judy Burns, Clerk
Bruce Burke, Member
Adelita Grijalva, Member
Mary Belle McCorkle, Ed.D., Member

Also Present:

Roger F. Pfeuffer, Interim Superintendent
Jane Fairall, Legal Counsel
Patti Lopez, Ed.D., Deputy Superintendent/Chief Academic Officer
Judith Knight, Ph.D., Chief Business Officer
Estella Zavala, Interim Director, Public Relations
Kelly Langford, Senior Academic Officer – Student Services
Harriet Scarborough, Ph.D., Senior Academic Officer – Professional Development and
Academics
Maria Cuesta-Patterson, Principal Supervisor
Dea Salter, Principal Supervisor
Ross Sheard, Principal Supervisor
Pat Beatty, Executive Director, Financial Services
Susan Wybraniec, Executive Director, Human Resources
Lorrane McPherson, Executive Director, Exceptional Education
Bobby Johnson, Director, Human Resources, Certified
Kathy Rucker, Executive Director, Student Health/Early Childhood Programs
Deborah Edgell, Director, Purchasing
Marcus Jones, Director, Engineering and Planning Services
Guyton Campbell, Director, Technology and Telecommunications Services
Bill Ball, Director, Transportation
Norma Johnson, Policy Coordinator
Bridget Auvenshine, Director of Staff Services to the Governing Board
Mary Alice Wallace, Senior Staff Assistant II to the Governing Board
Robert Hersch, Executive Director, Educational Leaders, Inc.
Paul Karlowicz, President, Tucson Education Association
Phil Brenfleck, Moderator, School Community Partnership Council
Annie Himebaugh, Board Liaison, School Community Partnership Council
John Richardson, Attorney, DeConcini, McDonald, Yetwin and Lacy, P.C.

ITEM

REGULAR MEETING CALLED TO ORDER – 6:35 P.M.
Judy Burns chaired the meeting in the physical absence of Joel Ireland.

PLEDGE OF ALLEGIANCE

Mary Belle McCorkle led the Pledge of Allegiance.

AWARDS AND RECOGNITION

Roger Pfeuffer asked for a moment of silence to remember two students who were killed in accidents during the previous two weeks – **Ebonee Moody**, a Hohokam student, and **Jeremy Baker**, a former Palo Verde High Magnet School student; and **Carlos Valencia**, not a TUSD student but recognized as a “*citizen of the city*” who died of leukemia.

Roger Pfeuffer also congratulated **Bill Ball and the Transportation Department** on receiving a grant from Caterpillar and the Environmental Protection Agency for \$75,000 to retrofit 75 school buses for better air quality.

Also commended were five schools – **Tucson High Magnet School, Utterback Middle Magnet School, Safford Middle Magnet School, Booth-Fickett Magnet School, and Howenstine High Magnet School, along with their staffs and Dr. Barbara Benton and Dr. Betsy Bounds** for being successful in TUSD being awarded a nearly \$10 million Federal Magnet Schools Grant to be used over the next three years to focus on an increase in math achievement for the first four schools mentioned, and a student service learning focus for Howenstine.

Roger Pfeuffer then recognized **Dr. Judith Knight**, TUSD’s Chief Business Officer, for being awarded a Registered School Business Administrator Certificate by the Association of School Business Officials International, as an acknowledgment of excellence in the field.

CALL TO THE AUDIENCE

Paul Karlowicz – Expressed hope for continuing a relationship of collaboration and collegiality and for enhancing it during the coming year. Thanked Roger Pfeuffer for bringing a sense of stability to the district. Specifically mentioned enforcement of the 301 Implemental Plan, collaboration on the various TEA/TUSD task forces, setting up a joint legislative lobbying team, and the Shared Decision Making and School Council policies; he thanked Norma Johnson, Policy Coordinator, for her work on the policies.

Mitch Dorson – Discussed his children’s experience in Borton and Carrillo as rationale for keeping small neighborhood schools open and promoting diversity.

James Archer – Former TUSD employee and AFSCME member who spoke regarding delays by TUSD in the hearing of his third level grievance and his formal appeal of termination.

ACTION

No action required.

No action required.

No action required.

No action required.

ITEM

ACTION

CALL TO THE AUDIENCE (continued)

Jeannette Haas – As a member of the interview panel for the Director of African American Studies, encouraged the board to strongly review the recommendations made by the panel.

The following persons submitted cards but did not appear when their names were called: Linda Hatfield, Rosalva Meza and Greg Azarian.

INFORMATION ITEMS

1. Presentation of Hawk Lights Public Service Announcement (PSA) and Documentary

Item was removed from the agenda.

Roger Pfeuffer advised Judy Burns who informed the Board that the presenters of Item No. 1 would not be able to present this item tonight and that it was being pulled from the agenda.

Judy Burns asked for a motion to move Item No. 10, Brown v. TUSD, up to this point on the agenda and to recess to executive session.

Bruce Burke moved to accelerate Item No. 10, Brown v. TUSD, to the present time and for the Board to recess to discuss the matter in Executive Session. Adelita Grijalva seconded. Upon legal advice, Bruce Burke clarified that the recess would be for legal discussion of a pending matter. Approved unanimously. Joel Ireland was not present for the vote.

John Richardson provided legal advice.

ITEM

ACTION

REGULAR MEETING RECESSED – 6:50 p.m.

REGULAR MEETING RECONVENED – 7:25 p.m.

Joel Ireland joined the meeting via telephone.

ACTION ITEM

10. Brown v. TUSD

Judy Burns recommended that Item No. 10 be pulled for further discussion at a future date.

Item was removed from the agenda. No action taken.

CONSENT AGENDA

2. a) New positions/replacements/reinstatements of certificated personnel for the 2004-2005 school year
b) New hires/replacements/reinstatements of classified personnel for the 2003-2004 and 2004-2005 school years
c) Contract changes for certificated personnel for the 2003-2004 and 2004-2005 school years
d) Salary changes for classified personnel for the 2003-2004 and 2004-2005 school years
e) Separations of certificated personnel for the 2003-2004 and 2004-2005 school years
f) Separations of classified personnel for the 2003-2004 and 2004-2005 school years
g) Retired administrators for the 2004-2005 school year
h) Requests for leave of absence and issuance of contracts for certificated personnel
i) Requests for leave of absence for classified personnel
k) Requests for released time
l) Requests for released time and travel expenses
m) Authorization to dispose of administrative and student records from Carrillo Intermediate Magnet School, Cholla High Magnet School, Davis Bilingual Magnet School, Dietz Elementary School, Doolen Middle School, Magee Middle School, Miles ELC, Pueblo High Magnet School, Palo Verde High Magnet School, Peter Howell Elementary School, Project M.O.R.E., Rincon High School, Sahuaro High School, Tucson High Magnet School, University High School, Valencia Middle School, Wakefield Middle School, Warren Elementary School and White Elementary School

Mary Belle McCorkle moved approval of Consent Agenda Items 2(a-i, k-r), Bruce Burke seconded; approved unanimously.

ITEM

ACTION

CONSENT AGENDA ITEMS (continued)

- n) Agreements
 - 1) Business Loan Agreement between Bank of America and the Board of Supervisors of Pima County for the benefit of the Tucson Unified School District (Sixth Amendment)
 - 2) Easement Agreement with "Voicestream PCS III Corporation, a Delaware Corporation," Sahuaro High School, with authorization for the Director of Engineering and Planning Services to negotiate and execute a five-year easement for placement of telecommunications equipment
 - 3) Easement Agreement with "Voicestream PCS III Corporation, a Delaware Corporation," Tucson High Magnet School, with authorization for the Director of Engineering and Planning Services to negotiate and execute a five-year easement for placement of telecommunications equipment
 - 4) Intergovernmental Agreement No. 04-42-ED between Tucson Unified School District and Arizona Department of Education for Alternate Assessment Database System 2004-2005 (Modification)
 - 5) Intergovernmental Agreement between Tucson Unified School District and Pima Community College West Campus for Accessing Post-secondary Settings (APS) Model Demonstration Project
 - 6) Intergovernmental Agreement between Tucson Unified School District and Pima County for Job Development and Educational Services for Youth (Program Amendment)
 - 7) Licensing Agreement with Symantec (Restructuring)
- o) Minutes of Tucson Unified School District Governing Board Meetings
 - 1) Special Meeting, June 22, 2004
 - 2) Special Meeting, June 24, 2004
- p) Authorization for Governing Board Member(s) to attend the Annual Fall Conference of the Council of the Great City Schools, Las Vegas, Nevada, October 19-25, 2004

ITEM

ACTION

CONSENT AGENDA ITEMS (continued)

- q) Authorization for Governing Board Member(s) to attend the 2005 Annual Conference of the National School Boards Association, San Diego, California, April 13-20, 2005
- r) Ratification of salary and non-salary vouchers for the period beginning July 1, 2004, and ending July 31, 2004

Roger Pfeuffer recommended approval of the Consent Agenda with the exception of Item 2(j) and requested that it be pulled for special consideration.

- 2. a) Recommendations to deny requests for leave of absence

Roger Pfeuffer recommended approval of leave of absence for Angela Basurto and Margo Tomas.

Bruce Burke moved approval, Mary Belle McCorkle seconded, approved 4-0. Adelita Grijalva recused herself from the vote.

Roger Pfeuffer recommended denial of the request for leave of absence for Stacey Kruger.

Mary Belle McCorkle moved to deny the request, Bruce Burke seconded; approved unanimously.

ACTION ITEMS

- 3. Administrative appointments, reassignments and transfers

- a) Assistant Principal, Magee Middle School

Roger Pfeuffer recommended Mary Pat Matyas for the position of Assistant Principal of Magee Middle School.

Board member Judy Burns commented.

Mary Belle McCorkle moved approval, Bruce Burke seconded; approved 4-1. Judy Burns voted no.

ITEM

ACTION

ACTION ITEMS (continued)

3. Administrative appointments, reassignments and transfers (continued)

- b) Director, African American Studies Department

Roger Pfeuffer recommended Larry Haynes for the position of Director of the African American Studies Department.

Adelita Grijalva moved approval, Mary Belle McCorkle seconded; approved unanimously.

4. Contracts for the 2004-2005 School Year

- a) Members of the Tucson Education Association (TEA) Bargaining Unit (MBU)
- b) Certified and Classified Administrators included in the Meet and Confer Agreement with Educational Leaders, Inc.
- c) Administrators included in the Meet and Confer Agreement with Educational Leaders, Inc. (ELI) who have a Special Site Stipend
- d) Psychologists included in the Meet and Confer Agreement with Educational Leaders, Inc. (ELI)
- e) Research Project Managers included in the Meet and Confer Agreement with Educational Leaders, Inc. (ELI)
- f) Exempt Administrators on the Exempt Administrator Salary Schedule
- g) Superintendent and the Superintendent's Executive Team

Mary Belle McCorkle moved approval, Adelita Grijalva seconded; approved unanimously.

Roger Pfeuffer recommended approval of Item No. 4 (a-g).

Board members Mary Belle Mccorkle and Adelita Grijalva made brief comments.

ITEM

ACTION

ACTION ITEMS (continued)

5. Lambert Construction v. TUSD

Roger Pfeuffer provided information to the Board.

Bruce Burke read the following as a motion to approve: *I move that the Board authorize the administration to enter into an arbitration agreement with R.E. Lambert, Ltd., for purposes of submitting the dispute between Lambert and the District regarding the construction of the Oyama and Banks elementary schools to binding arbitration to the extent allowed under Arizona law. The administration shall consult with legal counsel for purposes of negotiating a written arbitration agreement acceptable to the District administration and legal counsel.*

Bruce Burke moved approval of the motion as read, Mary Belle McCorkle seconded; approved unanimously.

STUDY/ACTION ITEM

6. Administrative Authority to the Superintendent, Deputy Superintendent and Principal Supervisors to Approve Use of Additional Textbooks

Roger Pfeuffer provided information to the Board.

Adelita Grijalva moved approval, Mary Belle McCorkle seconded; approved unanimously.

GOVERNING BOARD POLICIES

Study/Action

7. Policy Code No. EJB – *Digital Security*

Roger Pfeuffer provided information to the Board and recommended approval.

Board members commenting were Adelita Grijalva, Judy Burns and Joel Ireland.

Bruce Burke moved approval, Adelita Grijalva seconded; approved unanimously.

ITEM

ACTION

GOVERNING BOARD POLICIES (continued)

Study/Action (continued)

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| 8. Policy Code No. GBED – <i>Possession and Use of Tobacco Products by Staff Members</i> | Mary Belle McCorkle moved approval, Bruce Burke seconded; approved 4-0. Judy Burns abstained. |
| Roger Pfeuffer provided information to the Board. | |
| Board members commenting and/or asking questions were Adelita Grijalva and Judy Burns. | |
| 9. Policy Code GBBCA – <i>Staff Health – Communicable Disease</i> | Mary Belle McCorkle moved approval, Bruce Burke seconded; approved unanimously. |
| Roger Pfeuffer, Kathy Rucker and Sue Wybraniec provided information to the Board. | |
| Board members commenting and/or asking questions were Adelita Grijalva and Judy Burns. | |

REGULAR MEETING RECESSED – 7:45 p.m.

Approved this _____ 9th _____ day of _____ November _____, 2004.

TUCSON UNIFIED SCHOOL DISTRICT NO. ONE

By



Judy Burns, Clerk, Governing Board