



**GOVERNING BOARD AGENDA ITEM  
AMPHITHEATER UNIFIED SCHOOL DISTRICT NO. 10**

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**DATE OF MEETING:** April 10, 2012

**TITLE:** Approval of Resolution Directing Issuance of Notice of Intention Not to Renew Contract of Employment for a Certificated Teacher

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**BACKGROUND:** A.R.S. 15-536, et. seq. generally requires the renewal of contracts of employment for certificated teachers unless the Governing Board, instead, provides written notice of the Governing Board's intention not to renew such contracts.

The attached proposed form of resolution sets forth both a factual and legal basis for the non-renewal of the contract of a probationary certificated teacher, i.e., one who has not yet been employed by the District for the major portion of three consecutive years. This proposed non-renewal would be on the specified grounds of unprofessional conduct.

If the attached form of resolution is adopted and approved by the Governing Board, the Superintendent will issue notice of the Board's intention not to renew the contract of the named teacher. Such notice will be mailed and delivered to the teacher.

The Governing Board may desire to discuss this matter in executive session, though such discussion is not required under law. Written notice of the Board's potential to discuss this item in executive session is also being provided to the teacher named in the attached form of resolution, in accordance with law. This law allows the teacher to require that any discussion about the employee by the Board only occur in public. The teacher may not, however, require that consultation of the Board with legal counsel for legal advice occur publicly.

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**RECOMMENDATION:** The factual and legal grounds set forth in the attached form of resolution form a reasonable basis to conclude that the named teacher has engaged in unprofessional conduct warranting a determination not to renew the teacher's employment contract. The Administration therefore recommends that the Governing Board adopt the attached form of resolution and hereby direct the Superintendent to issue formal notice of the Governing Board's intention not to renew the named teacher's contract.

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**INITIATED BY:**

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Todd A. Jaeger, Associate to the Superintendent

Date: April 9, 2012

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Vicki Balentine, Ph.D., Superintendent