

DRAFT

**AMPHITHEATER PUBLIC SCHOOLS
Tucson, Arizona**

MINUTES OF SPECIAL PUBLIC MEETING OF THE GOVERNING BOARD

Place, Date and Time of Meeting

Wetmore Center, 701 West Wetmore Road, Leadership & Professional Development Center, April 19, 2016 at 5:00 PM

Board Members Present

Deanna M. Day, President
Jo Grant, Vice President
Kent Paul Barrabee, Member
Julie Cozad, Member
Scott A. Leska, Member

Central Administrators Present

Patrick Nelson, Superintendent
Todd A. Jaeger, J.D., Associate to the Superintendent and General Counsel
Monica Nelson, Associate Superintendent
Scott Little, Chief Financial Officer

Call to Order and Signing of Visitor's Register

Ms. Day called the meeting to order at 5:05 PM and invited any visitors who had not already signed the register to do so.

Pledge of Allegiance to the Flag

Ms. Jo Grant

Announcement of Date and Place of Next Regular Governing Board Meeting:

Ms. Day announced the next Regular Meeting of the Governing Board on Tuesday, May 3, 2016, 5:00 PM, at the Wetmore Center, 701 W. Wetmore Road, Leadership & Professional Development Center.

PUBLIC COMMENT

There was no public comment.

1. CONSENT AGENDA

Ms. Day asked if there were Board Member requests to have any items addressed separately. Items I, K, N and P were set aside for discussion. A motion was made by Dr. Barrabee to approve Consent Agenda Items A- H, J, L, M and O. The motion was seconded by Ms. Grant and passed unanimously 5-0. Appointment of personnel is effective provided all district, state, and federal requirements are met.

A. Approval of Meeting of Previous Meetings

Meeting Minutes for December 7, 2015 and March 22, 2016 were approved.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.A.] (Exhibit A)

B. Approval of Appointment of Personnel

Certified and classified personnel were appointed, as listed in Exhibit 1.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.B.]

C. Approval of Personnel Changes

Certified and classified personnel were appointed as listed in Exhibit 2.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.C.]

D. Approval of Leave(s) of Absence

Leave(s) of Absence were approved as listed in Exhibit 3.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.D.]

E. Approval of Separation(s) and Termination(s)

Certified and classified personnel separations were approved as listed in Exhibit 4.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.E.]

F. Approval of Vouchers Totaling and Not Exceeding Approximately \$691,767.72 (Final Total)

A copy of vouchers for goods and services received by the Amphitheater Schools and recommended for payment has been provided to the Governing Board. The following vouchers were approved as presented and payment authorized:

FY 15-16

Voucher #331	\$185,528.48	Voucher #332	\$78,421.21	Voucher #333	\$105,229.38
Voucher #334	\$3,468.12	Voucher #335	\$74,459.56	Voucher #336	\$173,063.18
Voucher #337	\$71,597.79				

G. Receipt of Monthly Status Report for the Fiscal Year 2015-2016

The March 2016 Monthly Status Report was received and approved as submitted.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.G. attach] (Exhibit 5)

H. Award of Contract for Fire Safety Equipment Services Based upon Responses to Request for Proposal (RFP) 15-0015

The Board approved the award of contract to American Fire Equipment Sales & Service based on their submitted proposal for RFP 15-0015.

Board Book Information: *Request for Proposal (RFP) 15-0015 was e-mailed to six vendors, published on the District's website, and published in The Daily Territorial. Seven vendors submitted responsive proposals. The Evaluation Team scored each proposal based on the evaluation criteria listed in the RFP, and there were four vendors that were eligible for an award. The results are below:*

American Fire Equipment Sales & Service – 94 Points

Cintas Fire Protection – 71 Points

SimplexGrinnell – 71 Points

Fire Security Electronics & Communication – 70 Points

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.G. attach] (Exhibit 6)

I. Approval of a Guaranteed Maximum Price (GMP) for New STEM School

The Board approved the GMP from Core Construction and authorized the Executive Manager of Operational Support to execute the contracts necessary for the construction of the new STEM Elementary School.

Board Book Information: *District Administration presents to the Governing Board a Guaranteed Maximum Price (GMP) from Core Construction Company for the construction of the new STEM Elementary School in the amount of \$18,690,891. This amount consists of the following:*

Base GMP Price – \$17,793,793

Adjacent Ways - \$621,622

Food Service Equipment - \$304,476

Additional project expenses not included in the GMP:

Owners Contingency - \$721,586

Renewable Energy Allocation - \$500,000
Pre-Construction Services - \$187,199
Plan review and Building Permits - \$150,000
Utility Connection Fees - \$140,000
Special Inspections - \$45,000
Food Service Contingency - \$30,000
Adjacent Ways Contingency - \$65,000
Moving staging Equipment - \$25,000

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.I. atch] (Exhibit 7)

J. Annual General Statement of Assurance

The Board approved the statement as presented.

Board Book Information: *All recipients of grants from the Arizona Department of Education are required to have a current General Statement of Assurance (GSA) on file at the Arizona Department of Education (ADE). Completion and submission of the GSA is required to receive assistance funding for fiscal year 2017.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.J. atch] (Exhibit 8)

K. Approval of Out of State Travel

Out of State Travel was approved for students and/or staff (source of funding indicated.)

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.K. atch] (Exhibit 9)

L. Approval of Fireworks for Canyon del Oro High School Graduation Ceremony

Fireworks plans for graduation were approved as submitted.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.L. atch]

M. Approval of New Position of Transportation Dispatcher

The new position of Transportation Director was approved.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.M. atch] (Exhibit 10)

N. Request for PE Waivers

The Board denied the five waiver requests submitted.

Board Book Information: *Board Policy IKF allows requests be made to the Board for approval of a waiver for certain graduation requirements. The portion of the policy addressing this is cited below:*

- *The parents or legal guardian of a high school student, or the student if at least eighteen (18) years of age and/or emancipated, may petition, in writing, to waive a high school class required for graduation if the class is required by District policy but not by state law.*
- *The letter (petition) should completely set forth the reasons for requesting the waiver and should be sent to the Associate Superintendent for School Operations.*
- *The Associate Superintendent for School Operations will ensure the completeness of the information contained therein and put the matter before the Governing Board in the appropriate manner.*
- *The Governing Board will render its decision in open meeting, while preserving student confidentiality.*

Five students enrolled in the IB program at CDO have requested a waiver from the Board in regard to the physical education requirements currently in place due to their scheduling issues. Copies of their letters

have been received in School Operations. Now the request is being presented to the Board for consideration.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.N. attach]

O. Approval of Request for Waiver of Graduation Requirement - Amphitheater High

The Board approved a waiver of 0.5 credits of physical education for Student #35962199.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.O. attach]

P. Request for PE Waiver - Canyon del Oro High School

The Board denied a waiver of 1.5 credits of physical education for Student # 30050696.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50194789>, Item 1.P. attach]

Discussion of **Item 1.I. Approval of a Guaranteed Maximum Price (GMP) for New STEM School**

Mr. Leska asked for clarification of the meaning of some terms used in the Guaranteed Maximum Price. Mr. Little and Mr. Burns explained the terms. Mr. Leska moved to approve Item 1.I., Ms. Grant seconded the motion and the motion passed 5-0.

Discussion of **Item 1.K. Approval of Out of State Travel**

Ms. Cozad expressed concern and asked for clarification about only one sponsor/teacher and one student traveling to an out of State function. She asked if it was acceptable for one teacher and one student to be on a trip for several days without an additional sponsor or parent to avoid liability issues. Mr. Nelson explained the trip and said that they would see if a parent was able to go on the trip. Ms. Day asked what the legal precedent was. Mr. Jaeger said the concern is understood. There is no policy requiring two sponsors, and it is not required by law or insurance to do so, although having two would be a good preventative measure. Ms. Cozad asked that having two sponsors be looked at in the future.

MOTION: Ms. Cozad moved to approve Item 1.K., Ms. Day seconded and the motion passed 5-0.

Discussion of **Item 1.N. PE Waivers**

The five PE waivers were submitted by students enrolled in the International Baccalaureate (IB) program. The Board discussed the request. Ms. Cozad said she was inclined to say no because when students sign up for IB they know the requirement. Mr. Leska expressed concern that if they approve waivers for these five IB students it would set a precedence, then it would have to be waived for all IB students. Dr. Barrabee suggested that IB has created a new reality of stress on students, and it may be that we have to adjust to that new reality. Ms. Grant noted that they enter the IB program as Juniors, and should have had time to complete PE. Dr. Barrabee asked what they knew and when; when did they decide to enter the IB program. Mr. Nelson said that generally in 9th grade they are following a track to enter IB and counselors are mapping out their schedules on an ECAT. IB students are counseled to take PE during 9th and 10th grade. Mr. Nelson commented that they can take PE in the summer on-line.

MOTION: Ms. Cozad made a motion to deny the five PE waivers submitted by students in the IB program. Ms. Grant seconded the motion and the motion passed 5-0.

Discussion of **Item 1.P. Request for PE Waiver - Canyon del Oro High School**

Ms. Day clarified that this request is for a student who is in a swimming program.

MOTION: Ms. Grant moved that the PE Waiver for Student # 30050696 be denied and Ms. Day seconded.

Discussion ensued. Dr. Barrabee suggested supporting the Dr.'s advice that adding PE to the student's intense swim schedule was not healthy. Mr. Nelson said the decision is up to the Board but swimming is a personal choice, not a requirement. We have athletes that play in 3 sports who practice sports all year and still take PE. Ms. Day noted that a swim coach is not a PE teacher. Ms. Grant called for the question.

VOTE: Motion passed 3-2. Dr. Barrabee and Mr. Leska cast Nay votes.

2. EXECUTIVE SESSION

A. Motion to Recess Open Meeting and Hold an Executive Session for Student Disciplinary Actions:

- 1) Consideration and Decision Upon Expulsion Hearing Officer's Recommendation, Pursuant to A.R.S. §15-843(F)(2), Regarding:
- a. Student # 30055516;
 - b. Student # 30019677;
 - c. Student # 30049152;
 - d. Student # 30054434; and
 - e. Student # 30013516.

Ms. Grant motioned to recess the Open Meeting and go into Executive Session for Student Discipline. Ms. Day seconded the motion and the motion passed 5-0. The time was 5:42 PM.

B. Discussion and Consultation with Representatives of the Governing In Order to Consider Its Position and Instruct Its Representatives in the Meet and Confer Process with Employee Organizations Regarding the Meet and Confer Process Regarding the Salaries, Salary Schedules or Compensation Paid in the Form of Fringe Benefits of Employees of the Public Body, Pursuant to A.R.S. §38-431.03(A)(5).

C. Motion to Close Executive Session and Reconvene Open Meeting

Upon return to the Board Room Ms. Day asked for a motion to close Executive Session and reconvene the Open Meeting. Mr. Leska made the motion, Dr. Barrabee seconded and the motion passed 5-0. The time was 6:41 PM.

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

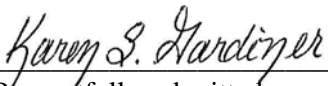
Ms. Day asked the Board if there were any requests for future agenda items. Mr. Leska requested Policy IKF.

PUBLIC COMMENT

There was no public comment.

ADJOURNMENT

Ms. Grant moved that the meeting be adjourned Ms. Day seconded the motion. The motion passed 5-0. Day declared the meeting adjourned at 6:42 PM.



Respectfully submitted,
Karen S. Gardiner

Deanna M. Day, Board President

TBD
Date

Approved: TBD