

DRAFT

**AMPHITHEATER PUBLIC SCHOOLS
Tucson, Arizona**

MINUTES OF REGULAR PUBLIC MEETING OF THE GOVERNING BOARD

Place, Date and Time of Meeting

Leadership & Professional Development Center, 701 W. Wetmore Road, February 7, 2017 at 6:00 PM

Board Members Present

Jo Grant, President
Deanna M. Day, Vice President
Scott A. Leska, Member
Vicki Cox Golder, Member
Scott K. Baker, Member

Central Administrators Present

Patrick Nelson, Superintendent
Monica Nelson, Associate Superintendent
Scott Little, Chief Financial Officer
Clyde Dangerfield, Attorney, Cantelme & Brown, PLC

Call to Order and Signing of Visitor's Register

Ms. Grant called the meeting to order at 6:00 PM and invited those in attendance to sign the visitor's register.

Pledge of Allegiance to the Flag

Nash Elementary Students

Mr. Bob Hehli, Nash Principal, introduced students Fernanda Ochoa, Kathy Medina, Jesus Ruiz and Carlos Lopez, who were chosen to represent Nash for their contributions to their school. The students led the Pledge of Allegiance after which Ms. Grant presented certificates of commendation.

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

Ms. Grant announced the next Special Meeting of the Governing Board on Tuesday, February 21, 2017 at 5:00 PM, in the Leadership & Professional Development Center, 701 W. Wetmore Road, SE Parking and Entrance.

PUBLIC COMMENT¹

There was no Public Comment.

Details of agenda items, supporting documents and presentations are available for review in electronic BoardBook by clicking on the hyperlinks below each agenda item.

1. RECOGNITION

A. Presentation of Distinguished Service Awards

Mr. Mike Bejarano, Chief Academic Officer of Secondary Education, introduced the February 2017 DSA Award recipients Nancy Clark Konsmo - Student Services Coordinator II at Ironwood Ridge High School, and Julie Brandt - First Grade Teacher at Prince Elementary. Ms. Konsmo has been with the District 18 years and Ms. Brandy has been with the District 33 years. Ms. Grant presented the Certificates of Commendation.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 1.A.]

B. Recognition of Amphitheater High School Superintendent's Student Advisory Council

Mr. Jon Lansa, Principal of Amphitheater High School, read the names of the 16 students on the Advisory Council. Councilmember Marie Nzeyimana was present. Marie grew up in Burundi, moved to Uganda and then Tucson. Marie is active in band, Tennis, AP and Cambridge. Marie talked about her experience on the Committee and the opportunity to voice her opinions. She is thankful for Amphi High and learning English. Ms. Day presented the Certificates of Commendation.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 1.B.]

C. Recognition of U.S. Presidential Scholar in Career and Technical Education

Mr. Paul DeWeerd, Principal of Canyon del Oro High School introduced Lindsay Hoel, a 12th grade Early Childhood Education student who was selected as one of the five Arizona nominees for the U.S. Presidential Scholars in Career and Technical Education (CTE). She was selected by an Arizona Department of Education review team consisting of CTE stakeholders based on evidence of academic rigor, technical competence, ingenuity, creativity, problem solving and employability skills. Mr. Leska presented the Certificate of Commendation.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 1.C.]

D. New Administrator Leadership Academy Participants

Superintendent Nelson introduced the New Administrator Leadership Academy participants. Each year new administrators in the district participate in the New Administrator Leadership Academy, learning expectations and completing 15 modules that provide an overview of the District and the departments with which they interact. The following eight individuals have completed the Academy:

Marcela Arizpuro - Director of Transportation/Food Services

Cherie Gaither - Director of Health Services

Erika Vasas - Principal at Walker Elementary

David Humphreys - Assistant Principal at Coronado K-8

Mea Santiesteban - Instructional Support Assistant at AHS

Lauren McIntyre - Director of Instructional Technology

Marcela Arizpuro - Director of Transportation/Food Services

Cherie Gaither - Director of Health Services

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 1.D.]

2. PUBLIC COMMENT

Ms. Grant read the Open Call to the Audience protocols.

Mr. Alfred C. Strachan addressed the Board regarding Public Records requests. Mr. Strachan stated that he was employed with the District from 1976 to 1996 as an Associate to the Superintendent. He stated that he wanted to address a concern about the release of public information that he believes was in violation of A.R.S. Title 38 and A.R.S. Title 39. Information was released to certain Board Members, and to the person in charge of the Democratic Committee in Tucson. The employee did not give permission to release information concerning him. The information was requested on October 28, 2014 by Vicki Cox Golder, and June 28, 2016 by Jo Holt. Mr. Strachan said he believes the release was in violation of State law and requested that the Board review it. He said he intends to request the Attorney General of Arizona to conduct an investigation. He said Mr. Todd Jaeger, former District Attorney, gave permission to release the information. Mr. Strachan believes the information was used for political purposes in violation of statutes.

BoardBook Information: *The District follows Arizona law pertaining to public records and personal records under Title 38 and Title 39 of the Arizona Revised Statutes in matters of public records requests, and in protecting the privacy of personal information of former and current District employees and students.*

Mr. Mick Stewart addressed the Board. Mr. Stewart stated that he was in attendance to request Ms. Grant's assistance as President of the Governing Board. He stated that 4 months earlier, the District released documents to outside parties, including a photographic image of his son, an Amphi student. He said he did not give permission for the release. He said the release of the photo harmed his son and family. He said his wife met with Superintendent Nelson 4 months ago about the release, which they believe to be in violation of records release laws, and said they have been waiting for a response. Mr. Stewart asked who authorized the release and how to assure that records will not be released to political candidates. He said that some people are afraid that if they are seen as critics of the District, or Board Members, that their children's images will be misused.

BoardBook Information: *The photographic image that was released by the District was taken by a school staff member of Mr. Stewart and his son publicly protesting, on school property, as parents dropped their children off at school. The photo was not from the student's educational files. The District complied with FERPA and Arizona law concerning public records requirements for release of documents in doing so. Mr. Stewart did not provide a copy or description of the photo of his son that he was referring to for clarification.*

Ms. Grant stated to the Board that she had a public comment to make. She is very disappointed that at the January 10, 2017 Board Meeting, anonymous flyers were placed on vehicles in the parking lot about recently elected Board Members. The election is over, the Board Members are sworn in, and it is time for us to come together and work together for the benefit of the Amphi District.

3. INFORMATION

A. Status of Bond Projects INFORMATION ONLY

Mr. Jim Burns, Executive Manager of Operational Support, briefed the Board on the status of bond projects at: Innovation Academy which is under construction, district-wide solar construction projects, Keeling Elementary, CEP Portable, Wilson Middle School, Amphitheater High School, Canyon del Oro High School and Ironwood Ridge High School. He also briefed the Board of the formation of committees at the sites to assist in assigning priorities for each site, and define the spending plan for the next 10 years of bond funding. [<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 3.A.] (Exhibit A)

B. School Reports - Rio Vista Elementary, Rillito Center and Ironwood Ridge High School INFORMATION ONLY

Ms. Monica Nelson, Associate Superintendent introduced the item. Dianna Kuhn - Principal of Rio Vista Elementary School, Linda Haller - Director of Rillito Center, and Natalie Burnett - Principal of Ironwood Ridge High School, provided presentations on programs at their schools that they are proud of, and explained why parents should select their schoolchildren to attend. [<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 3.B.] (Exhibit B)

C. Periodic Legislative Update INFORMATION ONLY

Superintendent Nelson briefed the Board on bills currently pending in the State Legislature that could affect public education: **SB 1174** - doing away with desegregation funding; **SB 1281** - addressing empowerment scholarship accounts and revisions; **HB 2115** - requiring GPS in all district vehicles so that ADE knows if Districts are truthful in route submissions; **SB 1039, 1042 and 1057** - three bills about certification for teachers; **SB 1227** - prohibiting the location of a charter school within 3-5 miles of and A or B rated school; and **HB2391** - which would expand JTED to include 9th Grade. [<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 3.C.] (Exhibit C)

Ms. Grant called for a break, which began at 7:20 PM and ended at 7:32 PM.

4. CONSENT AGENDA

Ms. Grant asked if there were Board Member requests to have any items addressed separately. There were none.

ACTION: APPROVED. MOTION: Ms. Day moved to approve Consent Agenda items A. - M. **SECOND:** Mr. Leska. **DISCUSSION:** There was none. **VOTE:** 5-0 (Voice Vote). Appointment of personnel is effective provided all district, state, and federal requirements are met.

A. Approval of Minutes of Previous Meeting(s) APPROVED

Meeting Minutes for the January 10, 2017 Regular Governing Board Meeting and the January 24, 2017 Special Board Meeting were approved as written.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.A.] (Exhibit D)

B. Approval of Appointment of Personnel APPROVED

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.B.]

C. Approval of Personnel Changes APPROVED

Certified and classified personnel changes were approved, as listed in Exhibit 2.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.C.]

D. Approval of Leave(s) of Absence APPROVED

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.D.]

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

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.E.]

F. Approval of Vouchers Totaling and Not Exceeding Approximately \$4,131,773.39 (Final Total) APPROVED

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 16-17

Voucher #510 \$186,652.11	Voucher #511 \$3,197,066.81	Voucher #512 \$310,471.88
Voucher #513 \$55,591.27	Voucher #514 \$137,951.65	Voucher #515 \$51,570.38
Voucher #516 \$101,381.18	Voucher #517 \$91,088.11	

G. Acceptance of Gifts APPROVED

The listed gifts and donations were accepted with gratitude.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.G.] (Exhibit 5)

H. Receipt of December 2016 Report on School Auxiliary and Club Balances APPROVED

The December 2016 report was approved as presented.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.H.] (Exhibit 6)

I. Approval of Out of State Travel APPROVED

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=50230631>, Item 4.I.] (Exhibit 7)

J. Addendum to Approval of Out of State Travel APPROVED

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=50230631>, Item 4.J.] (Exhibit 8)

K. Approval of Grants APPROVED

The Board approved receipt of the following grants: Fiesta Bowl Wishes for Teachers grants in the amount of \$5,000.00 each to Canyon del Oro High School, Donaldson Elementary and Coronado K-8 School.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.K.] (Exhibit 9)

L. Consideration of and, if Deemed Advisable, Adoption of Resolutions Authorizing the Issuance & Sale of School Improvement Bonds of the Amphitheater Unified School District No. 10 of Pima County, Arizona. TO CONSIDER AND, IF DEEMED ADVISABLE, TO ADOPT A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF SCHOOL IMPROVEMENT BONDS OF THE DISTRICT AND ADOPTING CERTAIN CONTINUING DISCLOSURE COMPLIANCE PROCEDURES. TO CONSIDER AND, IF DEEMED APPROPRIATE, ADOPT A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF REFUNDING BONDS OF THE DISTRICT APPROVED

The Governing Board approved the attached forms of Resolution and authorized the Governing Board President or Superintendent to execute the documents outlined in the resolution.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.L.] (Exhibit 10)

M. Approval of Increase to Certified Substitute Pay APPROVED

The Board approved the recommended increase of the Certificated Substitute daily rate of pay by \$10.00 per day effective immediately.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 4.M.] (Exhibit 11)

5. STUDY

A. Study of Proposed Revisions to Governing Board Policies and their Corresponding Regulations or Exhibits: BDF (Advisory Committees); IKF (Graduation Requirements); JICI (Weapons in School); and JJJ (Extracurricular Activity Eligibility) STUDY ONLY

Superintendent Nelson introduced the item. The revisions to policy presented were due to changes in State law. In policy BDF, Advisory Committees called by the Board are subject to Open Meeting Law like regular Governing Board Meetings. In Policy **IKF**, it was recommended by ASBA that changes to State law be included; districts can voluntarily issue a State seal of biliteracy to transcripts and diplomas if students have met requirements. ADE is developing the requirements. There is also a requirement that districts provide CPR instruction and training at least once during high school, and that it must be done by July 1, 2019. **JICI**, Weapons in School, says that a district may not develop a policy against carrying a weapon on a public right of way, but school boundaries can come very close to a public right of way. Policy **JJJ** revisions resulted from issues in the Phoenix area. Most notable was a Native American student who wore a religious symbol in her hair while playing basketball. The revision states, "A school district governing board, a charter school, or Interscholastic Association, of which a school district Governing Board or Charter School is a member, may not prohibit a pupil from wearing a religious or cultural accessory or hairpiece, while participating in a extracurricular athletic activity if the accessory or hairpiece does not jeopardize the health or safety of the pupil, or any other person participating in the activity, as determined by the supervisor of the activity or the officiant of the athletic activity."

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 5.A.] (Exhibit 12)

Ms. Amanda Adams submitted an Agenda Item Specific Call to the Audience form to speak about Item 5.B. Study of Proposed Revisions to Governing Board Policy IHBG (Home Schooling). Ms. Grant read the Agenda Item Specific Call to the Audience protocols.

Ms. Amanda Adams addressed the Board regarding home schooled children participating in extracurricular/interscholastic activities. Ms. Adams read what she said was A.R.S. 15-802.01, which provides: “Notwithstanding any other law, a child who resides within the attendance area of a public school, and who is home schooled, shall be allowed to try out for interscholastic activities on behalf of the public school in the same manner as a pupil who is enrolled in that public school.” She said the issue is what constitutes an interscholastic activity. Ms. Adams said that the Arizona Interscholastic Association defines the term “interscholastic”, and read the AIA home school exception; “A home schooled student may be eligible, if said student is in compliance with A.R.S. 15-802.01.” Ms. Adams said interscholastics does not just relate to sports. Ms. Adams said the Board Policies should allow participation in band as well.

B. Study of Proposed Revisions to Governing Board Policy IHBG (Home Schooling) STUDY ONLY

Superintendent Nelson introduced the item. He stated that several months ago Ms. Adams asked about the Policy and that the Board asked the administration to revise for future discussion. Revisions are on page 285 of the BoardBook. Taken out of the policy was, “Will not be allowed to enroll in the District on a part-time basis, or attend limited classes, or programs...” What was added was, “Depending upon class size and learning environment, a school principal may allow homeschooled students to enroll in regular classes under these circumstances: Home school students enrolling in elementary school must enroll for one-half (1/2) day so that the district receives funding. Home school students enrolling in middle school must enroll in at least four (4) classes so that the district receives funding. Home school students enrolling in high school must enroll in at least two (2) classes so that the district receives funding.” This change is based on the equivalent of half-time funding to the District. In the draft that was first released, pending additional information about reimbursement from the State, the amount of required enrollment was less. After reviewing the amount of effort to track half-time enrollment, in order for the District to receive necessary funding, the current enrollment requirements are the equivalent of half-time funding.

The Board engaged in discussion. Mr. Leksa inquired if a home school student wanted to attend only one class, could there be a clause that the family would pay tuition, in order for the District to get funding. Superintendent Nelson said that the District may not be able to charge tuition because the home schooled student lives in the District, and is not an out of district student. He noted that Mr. Dangerfield could research the topic. Mr. Leska referred to the Extracurricular or Interscholastic Activities section of IHBG. He inquired if; in the first paragraph where it reads, “all competitive sports programs” the wording could be changed to read, “all competitive sports and extracurricular programs” to cover Interscholastic activities other than sports. Dr. Baker said he was not clear about whether Band is an extracurricular activity, or if the trip outside school hours is the “extracurricular activity”. Superintendent Nelson stated that with the exception Ms. Adams pointed out at Donaldson Elementary, Band is a core class, and not an extracurricular activity. When a student competes in a contest, however, that could arguably be considered an extracurricular activity. Superintendent Nelson said a Friday Memo would be prepared for the Board.

[\[https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631\]](https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631), Item 5.B.] (Exhibit 13)

C. Study of District Calendar for School Year 2018-2019 STUDY ONLY

Superintendent Nelson introduced the item. A consideration in creating the calendar is that the State requires 180 days of school; unless a district chooses a 178 day schedule, which then requires increased classroom minutes. Each year the calendar works for most people. The District rarely receives comment, as the calendar is rather stable, depending on where holidays fall. The Amphi Education Association (AEA) reviewed the calendar, and AEA President Kat Pivonka said they saw no problem with it.

[\[https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631\]](https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631), Item 5.C.] (Exhibit 14)

D. Study of Beach (Sand) Volleyball as a High School Sport STUDY ONLY

Superintendent Nelson introduced the item noting that Ms. Day had requested that the Board discuss the topic. Mr. Joe Paddock, District Athletic Director, presented information on the background and status of Beach Volleyball in the District, and the potential costs. Mr. Paddock said that last school year the district initiated discussion on implementing Beach Volleyball, which was previously called "Sand Volleyball". He explained the history of the sport in Arizona and locally. He stated that in 2017-2018, AIA will formally add Beach Volleyball as a sport, with two different divisions, and subject to USA Volleyball rules. He stated there are no competitive sand courts within District boundaries. He stated that to meet student interest, the District would need to build competition courts. Amphitheater High has two courts that need renovation. He said that building four competition courts would cost approximately \$80,000.00 - \$100,000.00, according AIA and Gilbert Mesquite High School, which recently built four courts. Gilbert Mesquite entered into an agreement with club volleyball to finance the courts, which is an option for the District. The other cost would be an addendum for one head coach at each high school, to be funded at the same level as for Tennis, as it will be a full Spring sport.

The Board engaged in discussion. Dr. Baker asked if it was only a female spring sport, or a male and female spring sport. Mr. Paddock clarified that, for AIA, it will be a female only sport. Ms. Day asked if this would help with Title 9, by offering females more sports opportunities in the District. Mr. Paddock confirmed that OCR looks at the number of opportunities offered. Ms. Day inquired as to the popularity of Volleyball in general at the three high schools. Mr. Paddock said that indoor Volleyball at all three high schools is full at all levels.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50230631>, Item 5.D.] (Exhibit 15)

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

Ms. Grant asked if Board Members had any requests for future agenda items.

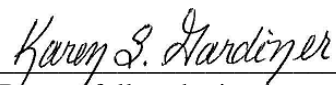
Ms. Day asked for an update on the status of the REACH Report, as parents have contacted her for information.

PUBLIC COMMENT

There was no public comment.

ADJOURNMENT

ACTION: APPROVED. MOTION: Ms. Day moved that the meeting be adjourned. **SECOND:** Ms. Cox Golder. **DISCUSSION:** There was no discussion. **VOTE:** 5-0 (Voice Vote). **TIME:** 8:10 PM.


Respectfully submitted,
Karen S. Gardiner

Deanna M. Day, Board President

TBD
Date

Approved: TBD