

DRAFT Minutes

AMPHITHEATER PUBLIC SCHOOLS Tucson, Arizona

MINUTES OF REGULAR PUBLIC MEETING OF THE GOVERNING BOARD

Place, Date and Time of Meeting

Wetmore Center, 701 West Wetmore Road, June 19, 2012, 5:30 p.m.

Board Members Present

Mrs. Diana Boros, President (excused herself at the conclusion of Executive Session, approximately 7:05 p.m.)

Mrs. Susan Zibrat, Vice President

Dr. Kent Paul Barrabee, Member

Mr. Jeff Grant, Member

Board Members Absent

Dr. Linda Loomis, Member

Central Administrators Present

Dr. Vicki McLeod Balentine, Superintendent

Todd A. Jaeger, J.D., Associate to Superintendent and General Counsel

Mr. Patrick Nelson, Associate Superintendent

Mr. Scott Little, Chief Financial Officer

OPENING OF MEETING - Call to Order

Mrs. Zibrat called the meeting to order at 5:31 p.m.

1. Executive Session

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

1. Determination of Whether to Hold an Expulsion Hearing and Designate a Hearing Officer to Hear Evidence, Prepare a Record and Bring a Recommendation to the Board, Pursuant to A.R.S. §15-843(F)(2), Regarding: a. Student # 30004763; b. Student # 30035369; c. Student # 30043063; d. Student # 30004792; e. Student # 30042301; f. Student # 30034841; g. Student # 30032712 and h. Student # 30034322.

2. Consideration and Decision Upon Expulsion Hearing Officer's Recommendation, Pursuant to A.R.S. §15-843(F)(2), Regarding: a. Student # 30008859; b. Student # 30042319; c. Student # 30009046; d. Student # 30036366; e. Student # 11401156; f. Student # 30000476; and g. Student # 30041062.

3. Consideration and Determination of Appeal of Long-term Suspension Hearing Officer's Decision, Pursuant to A.R.S. §15-843(A), Regarding: a. Student # 30010534.

4. Consideration and Determination of Appeal of Long-term Suspension Hearing Officer's Decision, Pursuant to A.R.S. §15-843(A); Determination of Whether to Hold an Expulsion Hearing and Designate a Hearing Officer to Hear Evidence, Prepare a Record and Bring a Recommendation to the Board, Pursuant to A.R.S. §15-843(F)(2), Regarding: a. Student # 30003820.

A motion was made by Mrs. Boros that the Board recess into Executive Session pursuant to A.R.S. §15-843(F)(2) and A.R.S. §15-843(A), as presented. Mr. Grant seconded the motion and it passed unanimously, 4-0. Mrs. Zibrat called a recess at 5:32 p.m. for the purpose of holding Executive Session for student disciplinary action.

B. Motion to Close Executive Session and Reconvene Open Meeting

Upon return to the Board Room, a motion was made by Mr. Grant and seconded by Dr. Barrabee that the meeting reconvenes into open session; the motion passed, unanimously, 3-0. Mrs. Zibrat declared the meeting in open session. The time was 7:09 p.m. [Mrs. Boros excused herself at the conclusion of Executive Session; exited at 7:08 p.m.]

OPENING OF MEETING

Call to Order and Signing of Visitors' Register

Mrs. Zibrat called the meeting to order at 7:09 p.m. and invited members of the audience to sign the visitors' register.

Pledge of Allegiance

Dr. Balentine led the Pledge of Allegiance.

Dr. Barrabee acknowledged the Art Display in the Board Room. He commended the Coronado K-8 students and art teachers, Analía Lopez and Jennifer Pike, for their contributions.

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

Mrs. Zibrat announced the next regular meeting of the Governing Board: Tuesday, July 3, 2012, 7:00 p.m., at the Wetmore Center, 701 W. Wetmore Road.

PUBLIC COMMENT

Mr. Ken Scoville addressed the Governing Board to announce that next year, in 2013, will be the 100th anniversary of the District's first permanent site, which is at what is now known as the Prince Elementary School and Amphitheater Middle School campus. He added that in the 1920's, the school's design was a mission-revival style with a nice arch entry. His primary hope is to promote appreciation of the District's history – as part of Spain, Mexico, the Arizona Territory – as part of the Confederate States of America. The Auditorium was built during the Depression and was built by the Works Progress (Project) Administration or WPA. To commemorate the significance of this milestone for the District, Mr. Scoville is extending an open invitation to anyone wishing to offer ideas or to participate in the planning for this celebration.

Mr. Bill Nettling, District parent and a member of the Blue Ribbon Committees (ca. 2004, 2007) zealously spoke to the Governing Board regarding Dr. Balentine and her many accomplishments benefitting the District. He noted how important it was for the student/athletes in attendance at this meeting, and here to receive recognition for their athletic achievements, to know what has been done on their behalf as a result of Dr. Balentine's leadership through the years. He first became acquainted with Dr. Balentine as a concerned parent about ten years ago when there had been a real threat of losing – at the very least, Art, Music, and P.E. programs due to budget cuts. Through Dr. Balentine's strategic assembly of community members (parents and business people, etc.) known as the Blue Ribbon Committee, the District was able to successfully pass two "incredible" Bond packages thereby enabling the District to maintain those programs and fund other critical projects (see Item #2 for Status of Bond Projects' detail). Without the passage of these initiatives, he said, "these students wouldn't be standing in this room tonight." Mr. Nettling closed by saying that in twenty years from now, when these students are parents, he hopes that they too will have a great leader such as Dr. Balentine! Mr. Nettling's comments were punctuated with a standing ovation by Governing Board Members and Audience members alike.

Dr. Balentine thanked Mr. Nettling for his comments and expressed appreciation to those present.

2. INFORMATION AND RECOGNITION(S)

A. Status of Bond Projects

Mr. Chris Louth, Bonds Project Manager, was introduced to present this month's status update on the current Bond-funded Projects (as provided with Board book materials). Photos were displayed of these projects. He noted that the reporting format is listed within the five categories as identified by the Blue Ribbon Committee as areas of need.

[A Bond-election initiative to fund capital improvement projects was voter-passed on November 6, 2007; this is the monthly update, which began at the 12/11/07 Governing Board meeting].

I. HEALTH, SAFETY, AND SECURITY

A. Transportation Offices: Construction is 95% complete. The new Transportation and Food Service offices are complete and occupied. The realignment of the bus yard is underway with trenching for electrical and new light poles being installed. The lot will be slurry sealed and restriped July 2 through July 5. This project is ahead of schedule and on budget

B. Wetmore Parking Re-capture: Construction is complete.

II. INSTRUCTIONAL SPACE / PORTABLE REPLACEMENT

A. Amphitheater Middle School Addition / Remodel: Programming is continuing with the AMS staff, Architects, General Contractor, and the Bond Dept. Construction Documents are 90% complete and being reviewed by Amphi Bond Dept, Amphi Tech Dept, and Amphi FSS Staff for accuracy as well as being priced by the contractor for preparation of a GMP (guaranteed maximum price).

B. Canyon Del Oro High School Addition / Remodel: Construction is 12% complete. The MPR and kitchen are demolished and being renovated for use in the fall semester. Framing, rough electric and rough HVAC are complete in both areas. Rough plumbing is in process and the kitchen roof is currently being replaced. The Administration building is also demolished and being renovated for use in the fall semester. Framing is complete and rough electric and rough HVAC are in process. Restrooms campus-wide are being renovated for ADA compliance, as well as, a new restroom installation at building J-3 and the south gym. Building C (culinary arts classroom and IDP program) has begun. Footers are dug and underground MP&E has started. Campus re-cabling is in-process with trenching going on throughout the inner campus for installation of IT and electrical conduit, as well as, re-cabling in classrooms in buildings K, T, R, N, F, A, and MPR. Inner campus security fence is being manufactured while posts are being installed on site. CDO project is on schedule and on budget.

C. Canyon Del Oro Stadium Renovation: The stadium renovation work is 25% complete. The track has been removed, the field has been re-crowned, new soil amendments are in place, irrigation head replacement is complete, the light poles and home bleachers are repainted, and the inner and outer curbs around the track have been replaced. Sod is scheduled to be installed the last week of June and the track replacement will begin once sod is installed. The stadium repair project is on schedule and on budget.

D. Copper Creek Classroom Renovation / IT Re-cabling: Construction is 80% complete. The renovation of classrooms 14 & 15 into computer labs and IDF #1 will be complete this week. All classroom accordion walls have been replaced. All above ceiling backbone cabling is complete. Surface mount raceway installation in classrooms, IDF's #2, #3, and #5 racking, relocation of the phone PBX, and admin re-cabling are in process. Copper Creek re-cabling project is ahead of schedule and on budget.

E. Amphitheater High Renovations: Programming is continuing with the AHS staff, Architects, General Contractor, and the Bond Dept.

F. Holaway Elementary Classroom Addition: Programming has started with the Holaway staff, Architects, General Contractor, Amphi Tech Dept, and the Bond Dept.

G. Rio Vista Elementary Classroom Addition: Programming has started with the Rio Vista staff, Architects, General Contractor, and the Bond Dept.

H. Nash Elementary Library Renovation: Procurement of A&E services is under way.

III. TRANSPORTATION:

- A. Four (4) full-size and 16 smaller-size busses are on order and are expected to ship to the district this month.

Dr. Barrabee expressed appreciation to Mr. Louth for the progress that is being made on the list of projects, especially so that they are “on-schedule” and “on-budget.” He also appreciates how many schools across the District are benefitting from this Bond initiative. The District is grateful to the community for its support in passing the initiatives that are funding these projects in the best interests of our students. Mr. Grant echoed Dr. Barrabee’s comments.

B. Recognition of Amphitheater High School Division II - Track Team State Individual Champion

The Governing Board recognized and presented certificates of commendation to student/athlete, Jared Roth – High Jump, winning height of 6’8”.

C. Recognition of Canyon del Oro High School Division II - Softball Team State Champions

The Governing Board recognized and presented certificates of commendation to the following student/athletes and Coaches: Students: Briana Dohogne, Hannah Sullivan, Heather Knight, Sabrina Roman, Monique Castillo, Alexis Aguirre, Kayla Bonstrom, Rebecca Ziegler, Dominique Gonzalez, Brittany Young, Samantha Nettling, Alexis Alfonso, Lizbeth Huaracui, Samantha Noland, Katelin Vaughn, Makenzie Sullivan, Maggie Morales, Robin Young, Olivia Donnelly, Coaches: Head Coach - Stephanie Nicholson, Assistant Coaches - Kevin Glynn, Gail Bundrick, Sara Wilson, and Shayne Lugo.

D. Recognition of Canyon del Oro High School Division II - Track Team State Runner Up and State Individual Champions

The Governing Board recognized and presented certificates of commendation to the following student/athletes and Coaches: Students: Boys Track Team: Sayre Stewart, Jason Vartanian, Quintin Kime, Jordan Hellebuyck, Lucas Rischar, Josh Brown, Jon Stokoe, Zachery Kane, Obang Odol, Jon Lander, Robert Metz, Jon Metz, Girls Track Team: Sarrah Boughan, Abigail Bruno, Bridgette Doucet, April Steward, Jaide Stepter, Madison Hoyer, Claire Keepers, Alexandra Klasen, Meghan Reidhead, Texana Sonnefield, Brittany Jones, Olivia Goff, Meredith Alarcio Caldon, Kathryn L'Heureux, State Individual Champions: Robert Metz - Triple Jump, Meredith Alarcio Caldon – Discus, April Steward – 800m, Jaide Stepter – 100 Hurdles, 300, Hurdles and Long Jump and Coaches: Head Coach - Michelle Gerard and Rick Glider, Assistant Coaches - LaTanya Sheffield, Paul Virgin, Jim Luckow, Dona Jones, Glenn Berglund, and Vito Peppitoni.

E. Recognition of Ironwood Ridge High School Division II – Boys Tennis Team State Champions and Doubles State Runner Up

The Governing Board recognized and presented certificates of commendation to the following student/athletes and Coaches: Students: Team State Champions: Alec Petford, Cody Petford, Alex Bose, Adam Knox, Michael Izzard, Ryan Knox, Justin Nickles, Nick Thomson, Doubles State Runner-Up: Alec Petford, Cody Petford and Coach: Ryan Bais.

F. Recognition of Ironwood Ridge High School Division II - Track Team State Champions and State Runners Up

The Governing Board recognized and presented certificates of commendation to the following student/athletes and Coaches: Students: State Champions - Girls 4 x 400 Meter Relay: Hailey Sawchuk, Victoria Cooper, Kennedy Kurtz, Melanie Zibrat; State Runners-Up - Girls 4 x 800 Meter Relay: Emily Wilkinson, Molly Latin, Anna Burrous, Sarah Bock; State Runner-Up - Boys 400 Meter Dash: Collin Coulter, Coaches: Gary Forrest, Rob Clouse, and Chris Petford.

G. Recognition of Ironwood Ridge High School Division II – Girls Tennis Team State Champions and Doubles State Runner Up

The Governing Board recognized and presented certificates of commendation to the following student/athletes and Coaches: Students: Team State Champions: Marissa Baca, Katrina Domingo, Sara Brown, Alex Prassas, Kelsey Brown, Stephanie Nickles, Madeleine Stoll; Doubles State Runner-Up: Marissa Baca, Katrina Domingo and Coaches: Head Coach – Bill Little and Assistant Coach – Art Browning.

3. CONSENT AGENDA³

Mrs. Zibrat asked if there were any Board Member requests to have items addressed separately; there were none. A motion was made by Mr. Grant to approve the Consent Agenda, items A-W. The motion was seconded by Dr. Barrabee and it passed unanimously, 3-0. Appointment of personnel is effective, provided all district, state, and federal requirements are met.

A. Approval of Minutes of Previous Meeting(s)

The Minutes of the June 5, 2012 Special Public Meeting and Executive Session, May 22, 2012 Special Public Meeting, and the May 8, 2012 Regular Public Meeting were approved, as submitted.

B. Approval of Appointment of Personnel

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

C. Approval of Personnel Changes

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

D. Approval of Leave(s) of Absence

Leaves of Absence requests were approved for certified and classified personnel, as listed in Exhibit 3.

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

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

F. Approval of Essential Recruitment Stipend – CTE Construction/Architectural Drafting

Board book information: *The District has experienced considerable difficulty in attracting and retaining teachers to fill certain high need positions, often resulting in vacancies for extended periods of time. These concerns were addressed during the 2004 negotiations cycle and it was agreed to offer an Essential Recruitment Stipend for these positions.*

Recruiting and retaining qualified candidates in CTE Construction/Architectural Drafting has been and continues to be extremely challenging. The pool of qualified applicants is minimal and competition remains high. Consequently, during our last hiring, there were only three candidates.

The Governing Board approved the essential recruitment stipend in the amount of \$3,000.00 was approved for qualified CTE Construction/Architectural Drafting teachers beginning with the 2012-2013 school year as described above.

G. Approval of Vouchers Totaling and Not Exceeding Approximately \$1,787,563.40 (Final Total)

The following vouchers were approved as presented and payment authorized:

Vo.411	\$233,432.43	Vo.412	\$218,610.58	Vo.413	\$340,695.44
Vo.414	\$349,443.65	Vo.415	\$645,381.30		

H. Acceptance of Gifts

Donations were accepted by the Governing Board as listed in Exhibit 5.

I. Receipt of April 2012 Report on School Auxiliary and Club Balances

Board book information: *Arizona Revised Statutes §§15-1121 and 15-1125 provide for the operation of Student Activity and Auxiliary Operations funds respectively. The Uniform System of Financial Records for Arizona School Districts (USFR) outlines procedures to be followed by school districts in the disbursements of monies from either of these funds. One requirement for the operational compliance is to provide a report to the Governing Board summarizing the transactions for the month.*

The Governing Board approved the Report on School Auxiliary and Club Balances for April, 2012, as submitted. (Exhibit 5, pp. 1-8).

J. Approval of Textbook(s) for Display

Board book information: In accordance with Section 15-721 of the Arizona Revised Statutes, new textbooks must be placed on display for a period of 60 days prior to official adoption by the Governing Board.

Textbook: Nachalo; Publisher: McGraw-Hill; Author: Lubensky, Ervin, McCellan, Jarvis; Price: \$98.00

Textbook: Nachalo II; Publisher: McGraw-Hill; Author: Ervin, McLellan, Lubensky, Jarvis; Price: \$101.00

Textbook: History of the Americas; Publisher: Oxford University Press; Author: Berliner, Leppard, Mamaux, Rogers, Smith; Price: \$40.32

K. Approval of Out of State Travel

Out of state travel was approved for students and staff (source of funding indicated): from Amphitheater Middle School to take 4 students from the MESA Club to the MESA USA National Engineering Design Competition in Seattle, WA on June 21-24, 2012 (student activity funds).

Out of state travel was approved for staff (source of funding indicated): from Amphitheater High School to attend Creating Independence through Student-owned Strategies (CRISS) Conference in Kalispell, MT on July 13-16, 2012 (federal funds); from District Offices to attend the Department of Education Teacher Incentive Fund (TIF) Peer Reviewer Program in Washington, D.C. on August 2-10, 2012 (federal funds); from Prince Elementary School to attend the No Excuses University National Convention in San Diego, CA on October 15-17, 2012 (federal funds). Travel was previously approved at the June 5, 2012 Board meeting for staff from Canyon del Oro High School to attend the International Baccalaureate Training in Montezuma, NM; dates have changed and are now June 29-July 6, 2012 and will include time in Santa Fe, NM.

L. Award of Contract for Construction El Hogar Breeding Sheds Based on Responses to Request for Bid (RFB) 10-0060.A

Board book information: *Request for Bid (RFB) 10-0060.A for construction / renovations to the Breeding Shed at El Hogar was mailed to five general contractors; 4 responses were received. Please see below the bid prices less tax. Tax is not a consideration in the bid award.*

<u>GN Construction</u>	<i>Building Excellence</i>	<i>4L Construction</i>	<i>Chestnut Construction</i>
<u>\$53,165.00</u>	\$55,849.00	\$58,866.00	\$63,014.00

The Governing Board approved the award of contract to *GN Construction* for construction / renovations for the El Hogar Breeding Shed based on their response to RFB 10-0060.A.

M. Award of Contracts for HVAC Services Based on Responses to Request for Bid (RFB) 11-0067

Board book information: *Request for Bid (RFB) 11-0067 was mailed to eleven vendors. The bid requested hourly rates for technicians to repair walk-in refrigerators, freezers and air conditioners up to 30 tons. A separate line item requested hourly rates for central plant chiller repairs up to 450 tons.*

Six responses were received. With Governing Board approval the Administration will award a primary contract to FMI Heating & Cooling with a secondary contract award to Contemporary Refrigeration.

Vendors	Contemporary Refrigeration	Andrews Refrigeration	FMI Heating & Cooling	Pueblo Mechanical	Comfort Systems	Mid-State Mechanical
<i>Walk-in Refrigerators & Freezers, 30 Ton A/C</i>						
<i>Regular Hours Technician</i>	\$80.00	\$69.00	\$65.00	\$87.50	\$95.00	\$85.00
<i>Overtime Hours Technician</i>	\$120.00	\$103.50	\$97.00	\$131.25	\$142.00	\$127.50
<i>Travel Time</i>	\$20.00	\$69.00	\$65.00	\$87.50	\$95.00	\$35.00
<i>Central Plant Chillers Up To 450 Tons</i>						
<i>Regular Hours Technician</i>	\$80.00	N/B	\$75.00	\$91.50	\$113.00	\$85.00
<i>Overtime Hours Technician</i>	\$120.00	N/B	\$112.00	\$137.25	\$169.00	\$127.50
<i>Travel Time</i>	\$20.00	N/B	\$75.00	\$91.50	\$113.00	\$35.00

The Governing Board approved the award of contracts for HVAC Services to *FMI Heating & Cooling* and *Contemporary Refrigeration* based on their responses to RFB 11-0067.

N. Award of Contract for Blended Learning Amphi Academy at Donaldson Elementary School Based on Responses to Request for Proposal (RFP) 11-0081

Board book information: *The Administration is creating a Blended Learning Curriculum, grades four through six at the Amphi Academy Donaldson Elementary School to provide online core curriculum instruction in combination with classroom instruction. Students will work at home in an online environment and attend Donaldson two days weekly to work directly with teachers. Request for Proposal (RFP) 11-0081 was mailed to vendors providing online course curriculum to K-12 Education. The District's minimum requirements were: courses to be of high quality, rigorous & relevant, available in the requested subject matter, comprehensive in scope with the ability for modification by teachers and, alignment to Common Core State Standards. Monica Nelson, the District's Chief Academic Officer and her team, Patti Greenleaf, Stacey Gist, and Roseanne Lopez with Chris Rapp and John Watson from Evergreen Group, consultants evaluated the six vendor responses based on the above requirements. Please see their scores below.*

Pearson (217.5), VSCHOOLZ (202.5), Odysseyware (168.5), Compass Learning (168.5), K12 Virtual Schools (163.5), Mercury Online Academy (128.5)

Pearson and VSCHOOLZ, the two highest scoring vendors were invited to participate in a Webinar to showcase their curriculum package and their Learning Management System, (LMS). Both vendors were evaluated based on their curriculum's alignment to common core standards and to the District's definition of Blended Learning, the functionality and ease of use of their Learning Management System, the bandwidth available and cost. At the close of the Webinar both vendors were asked to submit a Best & Final Offer. The Scores are as follows: Pearson (49), VSCHOOLZ (46)

The Governing Board approved the award of contract for a blended learning curriculum, grades 4-6, and Learning Management System (LMS) to *Pearson* based on their response to RFP 11-0081.

O. Award of Contracts for Teachers of Students with Visual or Hearing Impairments Based on Responses to Request for Proposal (RFP) 11-0083

Board book information: *The Student Services Department may require highly trained teachers for either visually and/ or hearing impaired students. Teachers with a Bachelors Degree in Education, a valid Arizona Special Education Visual and/ or Hearing Impaired Endorsement and, (desired) an Orientation & Mobility Certification. The current need is for one teacher for visually impaired students. The request for proposal was sent to vendors who provide teachers with these skill sets to K-12 Education. The Student Services Department evaluated the four responding proposals. All four - STARS, (Student Therapies & Resource Services), Soliant Health, Adjuris Therapy, and Sunbelt Staffing, met the RFP requirements for time in trade, references provided, sample résumés, and fee schedule. The Administration requests authorization to award a contract to all four responding vendors knowing, with the shortage of teachers with the required certifications, all four vendors may need to be contacted to fill one position.*

The Governing Board approved the award of contracts for teachers of students with visual or hearing impairments to STARS, (Student Therapies & Resource Services), Soliant Health, Adjuris Therapy, and Sunbelt Staffing based on their responses to RFB 11-0083.

P. Award of Contract for Handheld Portable Radios and School Bus Radio Programming Services Based on Responses to Request for Bid (RFB) 11-0084

Board book information: *The Administration issued Request for Bid (RFB) 11-0084 to establish a local network of handheld radios to allow school groups to contact each other on a non-emergency basis and, to act as an extended radio network for emergency communications. The radios to be purchased will meet the new FCC Narrow Banding requirements effective January 1, 2013. The bid also called for reprogramming the District's school bus radios to the new 12.5 kHz efficiency channels. Six vendors received copies of the request for bid. Five responses were received. Please see below. Tax is not a **consideration in the bid award.***

Q.	Hand Held Radio			Programming Mobile Radio			Totals
	Unit Price	Quantity	Extended	Unit Price	Quantity	Extended	
Creative Communications	\$132.72	310	\$41,143.20	\$6.00	135	\$810.00	\$41,953.20
VB&B Selectcom	\$148.00	310	\$45,880.00	\$4.90	135	\$661.50	\$46,541.50
Pro Com	\$141.60	310	\$43,896.00	\$28.00	135	\$3,780.00	\$47,676.00
Action Communications	\$153.40	310	\$47,554.00	\$10.00	135	\$1,350.00	\$48,904.00
i I Com	\$150.60	310	\$46,686.00	\$26.36	135	\$3,558.60	\$50,244.60

The Governing Board approved the award of contract for handheld portable radios and school bus radio programming to Creative Communications based on their response to RFB 11-0084.

Q. Approval of Disposal of Surplus Property via PublicSurplus.com

The Governing Board approved the disposal of surplus property, as listed below, via a competitive, online public auction via PublicSurplus.com.

Public Surplus Auctions					
<u>Quantity</u>	<u>Item</u>	<u>Quantity</u>	<u>Item</u>	<u>Quantity</u>	<u>Item</u>
4	Small Sail Boats	1	Speaker Amp	1	Cabinets
1	Sign Board	1	Network Rack	1	Buffet
6	Computers	3	Back Pack Vacuums	1	V-18 Van 1996
1	Piano Key Board	2	Floor Vacuums	1	T-68 Truck 1985
25	Camera's	1	Safe Small	1	C31 Car 1996
2	Tri Pods	1	Ice Machine	1	B-74 Bus 1989
24	TV's 27" w/ Carts	211	Chairs	1	B-76 Bus 1993
2	Light Bar Film Tables	1	Supply Cage	1	B-78 Bus 1994
1	Salad Bar	3	Food Storage Boxes	1	B-79 Bus 1996
2	Hot Boxes	1	Card Catalog System	1	B-80 Bus 1996
1	Truck Tool Box	1	Cashier Stand on Casters	1	B-91 Bus 1997
5	Van Seats	1	Microwave	1	B-92 Bus 1997
18	VCR	2	Horns Small	1	B-93 Bus 1997
2	DVD	1	Sander	1	B-94 Bus 1997
6	Laser Disc	1	Microscope	1	B-95 Bus 1997
19	AverKeys	2	Photo Enlargers	1	B-104 Bus 1999

R. Approval to Utilize United States Department of Agriculture (Food Products) Commodity Program

Board book information: *The United States Department of Agriculture provides an allotment of commodity dollars to school districts nationwide for the purpose of purchasing discounted food products, (commodities) ranging from cheese, turkey, beef, ham, fresh fruits & vegetables, etc. The program also provides school districts with the vendors supplying the commodities districts are authorized to purchase from. With Governing Board approval the following vendors will be utilized as per the USDA guidelines; Schwan's, Shamrock, and Sterns Produce.*

The Governing Board approved using the United States Department of Agriculture Commodity Program and their authorized vendors for the purchase of discounted government commodities.

S. Approval of Renewal of Multi-Term Bid Award Contracts for Fiscal Year 2012-2013

Board book information: *Please see the attached spreadsheet for contracts eligible for renewal for Fiscal Year 2012-2013.*

R7-2-1093. Multi-term contracts:

A. Unless otherwise provided by law, a contract for materials or services may be entered into for a period of time up to five years, as deemed to be advantageous to the school district, if the term of the contract and conditions of renewal or extension, if any, are included in the solicitation and monies are available for the first fiscal period at the time of contracting. Payment and performance obligations for succeeding fiscal periods are subject to the availability and appropriation of monies.

The Governing Board approved the renewal of multi-term bid-award contracts to the vendors, per the attached list, for fiscal year 2012-2013 (Exhibit 6, pp. 1-3).

T. Approval of Sole Source Agreements for Fiscal Year 2012-2013

Board book information: *The District utilizes products and services from a limited number of sole source vendors. Products and services available from a single source to include professional development, supplemental curriculum materials, MAP testing, programs for the deaf, law enforcement, and software upgrades.*

The Governing Board approved the sole source agreements for the vendors per the attached list for fiscal year 2012-2013 (Exhibit 7, p. 1).

U. Approval of Sole Source Authorization for Utilities

Board book information: *Five water utilities: Tucson Water, Town of Oro Valley Water Utility, Metro Water, Los Cerros Water Company, and The Flowing Wells Irrigation District provide water to the District's schools and administrative sites. Depending on location one of the five utilities must be utilized for this service.*

Electric power and natural gas are provided by Tucson Electric Power Company and Southwest Gas Corporation - the two metropolitan area Tucson utilities providing these services.

The Governing Board approved the sole-source authorization for the following Utility vendors to provide electric power, natural gas, and water to Amphitheater Schools to: *Tucson Electric Power Company, Southwest Gas Corporation, Town of Oro Valley Water Utility, Metro Water, Tucson Water, Los Cerros Water Company, and The Flowing Wells Irrigation District.*

V. Approval to Utilize Cooperative Purchasing Contracts for Fiscal Year 2012-2013

Board book information: *When in the District's best interest the Purchasing Department will utilize cooperative purchasing contracts; procurements conducted by, or on behalf of, more than one procurement unit, for purchase of materials and services. With Governing Board approval the Administration will use as needed the following cooperative purchasing contracts; TCPN (The Cooperative Purchasing Network), SAVE (Strategic Alliance for Volume Expenditures), the Arizona Department of Administration and state agency cooperative purchasing contracts, MESC (Mohave Educational Services Cooperative), and GSA, (Government Services Administration), Contracts.*

The Governing Board approved the use of the following vendors as needed for cooperative purchasing contracts/procurements for fiscal year 2012-2013: *TCPN (The Cooperative Purchasing Network), SAVE (Strategic Alliance for Volume Expenditures), the Arizona Department of Administration and state agency cooperative purchasing contracts, MESC (Mohave Educational Services Cooperative), and GSA, (Government Services Administration), Contracts.*

W. Approval of Project EXCELL! Incentive Pay for delayed submittal

The Governing Board approved a Project EXCELL! Incentive Pay award in the amount of \$1,750 to Monica Schott per completion of the final project as required for eligibility.

4. STUDY/ACTION

A. Study and Approval of the Proposed Expenditure Budget for Fiscal Year 2012-2013

Board book information: *The Arizona Department of Education recently released budget forms for the 2012-2013 fiscal year. The final enrollment numbers from the Arizona Department of Education have not been finalized. Therefore, the proposed budget represents an estimate and the budget will require revision in September. The significant changes in budget are listed below:*

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The Maintenance and Operations budget is overstated to allow the maximum override amount which will be resolved when the student enrollment numbers are finalized with the Arizona Department of Education. The Classroom Instruction line has been lowered to reflect the staffing formula changes (as a result of enrollment declines) and Career Ladder reduction from 4% to 3%. Special Education has been

maintained as a result of increased student counts and the maintenance of effort requirements of the Federal Grants.

Page 3 of 8:

Expenditures will decrease in the Classroom Site Funds as a result of decreased Proposition 301 sales tax revenues. The formula per student is expected to increase by approximately 3.6%. However, drop in enrollment will result in reduced revenues.

Page 4 of 8:

The Unrestricted Capital budget is being proposed based upon full funding (\$3,584,190) and will be revised at a later date when the Arizona Department of Education notifies the district of the final reduction. The current estimate of legislative reductions to the Unrestricted Capital budget is 45%. The Soft Capital budget is being proposed based upon full funding (\$3,070,683) and will be revised at a later date when the Arizona Department of Education notifies the district of the final reduction. The current estimate of legislative reductions to Soft Capital budget is 100%. The non-staffing reductions from the prior year will remain in place for 2012-2013.

Page 5 of 8:

The Building Renewal Fund has a zero budget. The Building Renewal formula has been subject to many modifications and suspensions since its creation in 1998. Since 1998, the school district has been shorted over \$19,000,000. The suspension of funding for Building Renewal by the Legislature will require that the district keep uncommitted balances in the Unrestricted Capital and Soft Capital Budgets.

Page 6 of 8:

Individual program budgets have been decreased in the Federal and State Project Funds. Line 1 Title I & Line 8 – IDEA have been decreased due to one-time ARRA Stimulus Funds received during 2009-2010 & 2010-2011. Line 17 – Other Federal Projects has been decreased to reflect the end of funding in the TIF Grant.

The Adjacent Ways Fund (Other Funds – Line 28) will continue the \$324,000 levy implanted two years ago. The net impact on the tax bill should be zero. However, this increase requires a Truth in Taxation Notice and Hearing. The Truth in Taxation Notice is scheduled to appear in the Arizona Daily Star on June 22 and the Truth in Taxation Hearing will be prior to the Budget Adoption on July 3th.

Tax Rates

The biggest unknown in this budget is the final impact on property tax rates. The final Assessed Valuation numbers will not be available until early August. The Pima County Assessor recently released the estimated assessed valuations for next fiscal year. This estimate shows the continuing decline in property values. The Assessor's estimate is that Amphitheater's property values are expected to decrease by 6.5%.

The average drop in property values at the state level is closer to 10%. Amphitheater's local property taxes are expected to increase by approximately \$1.8 million as a result of local property values falling less than the state average through the formula for the Qualifying Tax Rate (QTR). This is a repeat of what we experienced during the most recent tax bill cycle.

Recent projections by Pima County indicate that property values are expected to decline through the 2012-2013 fiscal year. I will provide you any additional information as it becomes available.

Dr. Balentine stated that this is the time of year when school districts must submit the preliminary budgets to the State Department, as well as, publish the preliminary budget as required. School districts are notified of their final allocations much later in the school year.

Mr. Little reviewed the Board book materials and highlighted the significant changes within the budget. It continues to be a challenge to not have final allocation detail from the State; expectations are that further updates about budget revisions will be received throughout the year; he noted that confirmation on final allocations for the current school year were received just last week. While he anticipates significant

losses to continue in soft capital allocations – no funding again this year; however, Capital funding and Building Renewal funding losses continue to be a serious issue of concern. He noted that the District has been shorted more than \$19 million dollars just within Building Renewal since 1998. Mr. Little reviewed the phasing-out of the ARRS stimulus monies. He noted that the Adjacent Ways levy continues and thereby requires a Truth in Taxation Notice that will appear in the Arizona Daily Star on June 22, 2012. Additionally, a “Public Hearing” must be scheduled at the Board Meeting just prior to the adoption of the Budget (July 3, 2012); a roll-call vote will be necessary to adopt the budget.

The biggest unknown in this budget is what the final impact will have on property tax rates. A lot of modifications have been made that require the setting of tax rates using ‘estimated assessed valuation numbers’ instead of final numbers. Some tax implications based upon how the legislative formula works; the qualifying tax rate that is set in the (equalization) formula is based upon average value of properties on a state-wide basis. The drops in property values within our District are less than the state average. More will be known when the calculations are known in August.

Mr. Little responded to a question posed by Dr. Barrabee about Proposition 301. The Prop 301 revenues are distributed based upon a complicated formula. The money is collected on a state-wide basis; those monies fund a large list of items. Once those items have been satisfied, the remaining pool of money is distributed to school districts. The per-student funding amount has increased slightly but in our case will not make up the difference lost due to our reduced enrollment. The total amount of revenue is expected to decrease due to the District's lower enrollment count. The Prop 301 law provided the legislature to support an inflationary increase; the money did not come from the Prop 301 fund but was actually covered from the General Fund. The Prop 301 formula uses the following weighted student count to determine the distribution of funds: Group A counts – preschool, K-8, and 9-12 weights.

Mr. Grant moved approval of the proposed budget and directed that a summary of the budget be published [Arizona Daily Star on June 22, 2012]. Additionally, that a public hearing be scheduled on the proposed budget immediately prior to the adoption at the scheduled Board meeting on July 3, 2012. The motion was seconded by Dr. Barrabee and it passed unanimously, 3-0. (Exhibit 8a, pp. 1-16).

5. STUDY

A. Study of Proposed Revision to Governing Board Policy IHBG (Home Schooling) Regarding Part-Time Enrollment

Board book information: *On May 8, the Board approved additional sites for the Arizona Online curriculum and their “blended learning” program.*

At its last meeting, the Board approved changes to the I-series Governing Board Policies that include Policy IHBG

(Home Schooling). Since that date, the administration has determined a change permitting part-time enrollment is necessary to facilitate the implementation of the blended learning program. That proposed change to Policy IHBG for that limited purpose is presented for the Board's study.

Dr. Balentine introduced the item. She noted that this is a Study item, which will return at a future meeting for review and approval to ensure that everything is in place by the time students return to school in August.

Dr. Balentine responded to an inquiry by Dr. Barrabee; approval has been received from the State Department for an on-line program. Dr. Balentine will follow up and provide Governing Board Members with additional detail regarding specifics about compensation.

B. Study of Proposed New Policy Regarding Compliance with Building Codes and Optional Submission of New Projects to Local Permitting

Board book information: *Arizona law has long and naturally required that public buildings be constructed in compliance with the state fire code. If the local jurisdiction (city, town, county or fire district) in which*

the public building is located adopts its own fire code, it is that local fire code that must be adhered to. See, A.R.S. § 34-461. (Any such local code has to be at least as protective as the state's code.)

The statute cited above also requires that any public building be constructed in compliance with applicable building, plumbing, electrical, fire prevention and mechanical codes adopted by the local jurisdiction in which the building is located. Notably, however, the statute additionally stipulates that state owned buildings and community colleges are exempt from local building codes, regulations and fees, except for the application of the state fire code in effect where a state owned building is located.

The exemption from local codes for state buildings is not as significant as it might at first appear. The state is typically not subject to regulation by its own creatures of statute, just as the United States Government may not be made subject to the regulation of the individual states. The exemption of the state from local building codes comports with this common law principle of sovereign immunity. Sometimes, this concept also applies to school districts. For example, as political subdivisions of the State with the authority and responsibility to perform a governmental function, school districts are not subject to local zoning requirements. See, City of Scottsdale v. Municipal Court, 90 Ariz. 393, 368 P.2d 637 (Ariz. 1962); Ariz. Att'y Gen. Op. 190-018 (local road surfacing ordinances not applicable on school district property). However, because political subdivisions are creatures of the legislature and statute, school districts have been historically subject to local building codes and regulations as the legislature commanded by A.R.S. § 34-461.

A.R.S. § 34-461 has also specified that the owner of a public building being constructed is subject to the same local building (permit) fees required of other persons and made the public buildings subject to inspection during construction to determine compliance of the structure with applicable codes.

As the Governing Board knows, permitting fees can be substantial. It is not uncommon with a school project of any significant size in fact for the permit fees to be six figures. With schools now lacking state funding for new construction and building renewal, as well as the relative current restraints on bonds, the cost for permitting can represent a significant burden for limited school construction budgets.

During the 2012 legislative session, the Arizona Legislature recognized and addressed this issue. House Bill (HB) 2561 made substantial changes to A.R.S. § 34-461. The bill:

- 1. Exempted public school district owned buildings in Pima County¹ specifically from the local building permitting process and fees except for:
 - a) the application of the design; and*
 - b) the permitting process and any fee required of a fire code in effect where a public school district owned building is located.**
- 2. Now allows school districts in Pima County to choose whether to submit a project to the appropriate local government entity, and if the district chooses to do so, provides that by doing so the district is subject to:
 - a) applicable state and local codes; and*
 - b) the permit and code compliance requirements of the local government entity, including required inspections and fees payments.**
- 3. Requires school districts in Pima County to adopt policies which provide requirements to be followed by licensed or registered contractors or employees; such policies are required to:
 - a) include the method by which the public school district will notify the local government unit or units that they will not be using the permitting process, as allowed in statute;**

¹ The statute does not refer to Pima County specifically, but rather to “a county with a population of more than seven hundred fifty thousand persons but less than two million persons”, a status which only Pima County currently qualifies for. Court rulings preclude laws that contain a preference for specific counties to the exclusion of others. What has been permissible thus far are population based distinctions such as this, because they do not bar other counties from becoming eligible for the protection or preference under the law – assuming, of course, that the county's population can grow or dwindle to the size required for qualification under the law.

- b) *prohibit a construction contractor from serving as a district's inspector and code compliance official on the same project for which the contractor is providing construction services;*
 - c) *require the architect of record for a given project to be responsible for signing the certificate of occupancy when a certificate is required.*
4. *Requires an applicable district to complete and maintain records required by code or law. In order to comply with this statute, the District Governing Board must review and adopt a policy as the statute describes. The administration has drafted a policy that will comply with the statute.*

The draft presented by the administration through this item would state an intention of the District to opt out of the process of applying for and obtaining building permits. However, this election to opt out will not alter the District's continuing obligation to nonetheless meet applicable building codes. But, rather than determining compliance with building codes through the permitting and inspection process offered by local jurisdictions, the District would utilize an architect, engineer, or qualified district employee to inspect the work.

Notably, such election to opt out would not be absolute under the proposed policy. It is drafted to permit the administration to elect access the service of compliance inspections available through the permitting process.

The proposed policy would meet all requirements of the statute set forth above.

Dr. Balentine stated that a lobbying effort among school districts within Pima County was led by a local school district superintendent when it was learned that University and Community Colleges are not held to the same building code inspection requirements as public schools. The effort resulted in giving Governing Boards the authority to create policies that allow exception(s).

Mr. Jaeger was invited to provide a brief overview. He stated that the policy does not mandate a course of action but allows discretion by local school districts. The statute permitting this alternative does set up very specific requirements. Notice must still be given to the appropriate jurisdiction when districts opt out of using the local jurisdiction's inspection services; and, it is important to note that when the opt-out option is exercised, the District must still 'inspect' through the hiring of another qualified inspection service to ensure continued safety.

Mr. Jaeger noted that this is a Study item and will return at a future meeting for review and approval.

C. Study of Proposed Governing Board Policies Contained in Policy Classification I (Instructional Program), IIA through IMH; Discussion of Specific Policies in I Series;

Suspension of Policy BGB Requiring Two Reviews Prior to Change in Policy; Approval of Revisions to Policy INJDB Regarding Use of Technology Resources

Board book information: *The District is currently conducting a periodic review of the entire Governing Board and Administrative Regulation system. This periodic review is intended to ensure that the policies of the District continue to reflect intentions of the Governing Board over time.*

The Governing Board's policies are, of course, intended to be broad, overall direction for the operation of the District. Implementation of policy is through administrative function, including the administrative regulations approved by the Superintendent. (Regulations are denoted by a "-R", "-RA" or similar designation; exhibits are denoted by "-E" or "-EA", etc.). The Board is only required to approve changes to policies, not regulations or exhibits. Simply put, policies are "direction and intention"; regulations are the procedural and specific steps necessary to achieve the direction and intentions of the Board; and exhibits are the forms which may help to implement the Policies and regulation(s).

This current review of the I Series on "Instructional Program" has been broken down into two separate reviews, due to the large number of individual policy documents contained in that series. The attached draft documents represent approximately the second half of the I Series.

How to Search for Specific Policies

With documents as large as those attached, discussion of specific provisions by the Board Members can be complicated, particularly when it is important to have everyone “on the same page” – literally. As individual Board Members add comments and notes to their electronic Board agenda items, pagination numbers within the original documents may be altered, preventing Board Members from accurately referring other Board Members or staff to a specific page number.

Therefore, during discussion of a particular policy, Board Members may wish to make reference to the policy index number of a certain policy. These numbers appear to the top left at the first page of every policy and appear like “I-0050”. Other board members can then enter this index number into the term search window at the top right of their Boardbook viewing window. This will automatically take the Board Member to the first page of the same policy being discussed.

As in previous submissions in this review process, many of the policy documents included in the attachment to this item have only minor or technical changes. Typically such changes or corrections are made to enhance sentence structure, improve grammatical presentation, correct semantics, accommodate statutory codification adjustments, and so forth. Some simply correct references to state law or other policies that may have changed.

Many of the documents have no changes at all.

Substantive Changes

There are several policies within the presented “I Series” that do have substantive changes or may represent entirely new policies. These are addressed below.

IJ and IJ-R — Instructional Resources and Materials

IJND and IJND-R — Technology Resources

Senate Bill 1244 produced the newly enacted statute A.R.S. 15-113, Rights of Parents; Public Educational Institutions. It addresses the rights of parents to review learning materials or activities, to remove a student from the activity, class, or program in which the material is used, and to make a request for an alternative assignment. Corresponding adjustments have been made to the Policies.

Policy IJNDB — Use of Technology Resources in Instruction

Changes presented here will help ensure compliance with a recent Federal Communications Commission Order regarding implementation of the Children's Internet Protection Act (CIPA). Essentially, the order mandates that schools teach online safety to students as a prerequisite to receiving E-rate funding.

The Protecting Children in the 21st Century Act establishes that E-rate applicants must certify that their CIPA required Internet safety policy provides for the education of students regarding appropriate online behavior, including interacting with other individuals on social networking websites and in chat rooms and regarding cyberbullying awareness and response. Further there is a requirement that language is included related to monitoring the online activities of minors.

Language included in the FCC “Final Rule” Appendix A of the “Report and Order” establishes that policy language must be adopted and enforced and must include a technology protection measure that protects against Internet access by both adults and minors to visual depictions that are obscene, child pornography or, with respect to use of the computers by minors, harmful to minors.

Adjusted policy language is recommended immediately, prior to the 2012-2013 funding year. Counsel therefore advises that it is in the best interest of the district to suspend the normal first and second reading specified in Policy BGB (with respect to this specific policy) and move to adopt the adjusted language after this one reading. Suspension of policy is defined in Policy BGF.

IKE and IKE-RB – Promotion and Retention of Students

Policy IKE is presented with proposed revisions to better contrast the distinctions between the promotion or retention of an elementary student and the passing or failing of a secondary school course. The changes are proposed to establish consistency with the classifications of students being educated in the district, (e.g., elementary and secondary). IKE also includes a statement relative to the promotion of students from grade three for consideration by the Governing Board and to provide guidance to regulation IKE-RB where the requirements established in A.R.S. 15-701 by HB2732 are more specifically described and carried out.

IKE-RB has two distinct components: the first illustrates the competency requirements for promotion of students from third grade in the current school year and the two following school years that focus on the reading levels of students in their kindergarten program and in their first, second, and third grade years. The second component is included to provide a picture of the requirements for promotion from third grade in school years 2013-2014 and thereafter with the affiliated 'good causes' affording a student exemption from the reading competency requirement along with disclosure of the intervention and remediation strategies to be developed by the State Board of Education (SBE).

Dr. Balentine noted that this is the last set of policies being presented as part of the full audit that has been conducted for more than a year. Mr. Jaeger has collaborated with the Arizona School Boards Association (ASBA) in this process.

Mr. Jaeger was asked to highlight the significant changes being submitted for review and contained within the Board book materials. He noted that the Governing Board is being asked to suspend Policy BGB this evening in order to address the need to approve revisions to Policy IJNDB following first reading. He explained that this policy is related to the Use of Technology Resources and has a time-sensitive component; the adjusted timeline accommodates current plans to install the telephone system in early July using E-Rate monies.

Mr. Jaeger announced plans to begin posting/managing District Policies directly onto the website and thereby moving away from these services currently being provided by ASBA.

Mr. Jaeger responded to an inquiry by Dr. Barrabee and described procedures when a concern/conflict is raised by a parent, for example the study of evolution.

A motion was made by Mr. Grant to suspend the requirements for Governing Board Policy BGB that proposed changes to Board policies be studied twice before approval thereby permitting approval of the proposed revisions to Policy IJNDB related to Technology Resources as described by Mr. Jaeger. Dr. Barrabee seconded the motion and it passed unanimously, 3-0.

Note:

Mrs. Zibrat called a brief, five minute recess.

Mrs. Zibrat reconvened the meeting at 8:54 p.m.

D. Review of New Legislation: House Bill 2823

Board book information: *This board item is presented to allow the Board to study the requirements of House Bill 2813: Schools, Teachers, Principals, Evaluation Systems; approved by the second regular session of the 50th Arizona legislature and signed by Governor Brewer on April 12, 2012.*

In 2010, the Legislature required the State Board of Education (SBE) to adopt and maintain a model framework for a teacher and principal evaluation instrument that includes quantitative data on student academic progress by December 15, 2011. The act required school districts and charter schools to annually evaluate teachers and principals by the 2012-2013 school year.

The legislation applies specific requirements upon the State Board of Education (SBE); the Arizona Department of Education (ADE); School Principals and Teachers; and the Classroom Site Fund. Those provisions are delineated below:

State Board of Education (SBE)

- *Requires the model teacher and principal evaluation framework adopted by SBE to include, on or before December 1, 2012, four performance classifications and guidelines for school districts and charter schools to use in their evaluation instruments. The four classifications must be designated as highly effective, effective, developing and ineffective.*

- *Permits SBE to periodically make adjustments to the model framework to align the teacher and principal evaluations with assessments or data changes at the state level.*
Arizona Department of Education (ADE)
Requires ADE, by September 15, 2012, to identify and prominently post on their website the best practices for the implementation and assessment of principal and teacher evaluation systems.
- *Specifies that the best practices posted by ADE must be from specific sizes of public schools:*
- *Adds that the best practices posted by ADE must include detailed information on the following:*
 - *the implementation process for teacher and principal evaluation systems;*
 - *the evaluation weightings;*
 - *the types of qualitative and quantitative elements used;*
 - *the methods in which the evaluations guide professional development; and*
 - *the types of decisions for which the evaluations are used.*
- *Allows ADE to develop an evaluation instrument that complies with the evaluation framework adopted by SBE for school districts and charter schools. This instrument may be pilot tested in the school districts and charter schools that choose to participate in the pilot evaluation instrument in school year 2012-2013.*

Teachers

- *Requires every teacher to make student learning the primary focus of the teacher's professional time.*
- *Permits a teacher who is beginning the teacher's fourth year of employment at a district and who has been designated in one of the two lowest performance level to be offered a contract for the next school year.*
- *Prohibits a teacher who has been employed by the school district for the major portion of three or more consecutive school years and who is designated in the lowest performance classification for two consecutive school years from being transferred as a teacher to another school in that school district unless the school district has issued a notice of inadequacy of classroom performance and approved a performance improvement plan for the teacher pursuant to statute and the governing board has approved the new placement as in the best interests of the pupils in the school. A teacher who continues to be designated in one of the two lowest performance classifications cannot be permitted to transfer to another school. A teacher cannot be transferred more than once.*
- *Prohibits a certificated teacher who has not been employed for more than the major portion of four consecutive school years by a district, but who is under a contract currently and has been designated in one of the two lowest performance classification from receiving a hearing on their dismissal from the governing board.*

Principals

- *Requires school district governing boards to adopt at a public meeting where public comment is heard, and implement, by school year 2013-2014, policies for principal evaluations. The policies must describe:*
 - *the principal evaluation instrument, including the four performance classifications required by SBE adopted by the governing board;*
 - *alignment of professional development opportunities to the principal evaluations;*
 - *incentives for principals in one of the two highest performance classifications which may include: multiyear contracts pursuant to statute, and incentives to work at schools that are assigned a letter grade of "D" or "F"; and*
 - *transfer and contract processes for principals designated in the lowest performance classification.*

- *Allows a principal's term of employment to be for any period up to three years pursuant to the policies school district governing boards are required to adopt. If the contract is for multiple years, the school district cannot offer to extend or negotiate the contract until May of the year preceding the final year of the contract.*
- *Classroom Site Fund (CSF)*
- *Adds that beginning in school year 2014-2015, individual teacher and principal performance shall account for 33% of the 40% of CSF monies used for performance pay by a district*

Dr. Balentine invited Mr. Jaeger to provide an overview of the Board book materials. He stated that this new law carries forward changes already underway regarding teacher and principal evaluation requirements. Changes have already taken place that require teacher evaluations be significantly based upon student achievement outcome measures (33-50%). Additional changes to be implemented in the next couple of years. Four state labels have been established for teacher performance; districts may use their own verbiage/labels but are then responsible to cross-walk those "district" label(s) data to the state's labels. Each district will be required to submit their data using these state labels.

Mr. Jaeger stated that by the 2013-2014 school year, the Governing Board will need to hold a public meeting to adopt classification definitions and begin implementation with personnel-related decisions with the goal of improving the effectiveness of teachers and principals. This (performance classification) information will be reported and available to the public on an aggregate level; doesn't require individual-level data. Additionally, Mr. Jaeger noted that a modification of an existing requirements within NCLB (No Child Left Behind) guarantees parents the right of access to résumé-type information (no personal detail) for teachers and principals. District policy support this requirement. This information is provided to parents/students as part of the Student Code of Conduct.

By the 2013-2014 school year, the Governing Board will need to adopt new policies that comport with changes in the law; this process has already begun through revisions made in the teacher and principal evaluation documents. Mr. Jaeger reviewed some of the opportunities available to qualified teachers and/or principals denoted as "Effective" and "Highly Effective," such as: the utilization of incentives, multi-year contracts, and transfer protocols, etc.

Mr. Jaeger noted an important change in the law pertains to reference checks; in the past, performance evaluations have been considered confidential under the public records law. Now, however, that information will need to be made available to other districts that are seeking employment verification information.

The new state law also adds new duties/verbiage for teachers and principals, such as: "student learning is a primary focus of their activities." New policies will need to address the preclusion of teachers from attaining "continuing status" or tenure, if their evaluation is considered either a "developing" or an "ineffective" performance classification.

Other changes expected for 2014-2015 will include Proposition 301 payouts as tied to individual teacher performance classifications. Mr. Jaeger stated that further changes will be necessary through the 2015-2016 school year. Changes to policies will become part of the Meet and Confer process.

Dr. Balentine provided some examples of how hard-driving discussions were among the well-regarded participants in crafting this legislation especially when considering the diverse perspectives of the group's membership.

Some discussion ensued. Mr. Grant requested that a copy of the PowerPoint presentation prepared by Mr. Jaeger be forwarded to Board Members.

E. Selection of Governing Board Delegate and Alternate for Arizona School Board Association (ASBA) Delegate Assembly; Determination of Governing Board Position on ASBA Legislative Action Agenda Items; Direction to Delegate and Alternate

Board book information: *The Arizona School Boards Association, of which the District is a member, is holding its annual ASBA Delegate Assembly on June 30, 2012.*

The Delegate Assembly determines ASBA's positions for any future Special Sessions of the current legislature and for the First Regular Session of the Fifty-First Legislature.

The assembly meets each year to consider input from districts across the state on action agenda items that have been culled from written proposals from district for inclusion in the organization's official agenda. The Governing Board previously determined its own recommendations to ASBA for consideration at the delegate assembly. The attached packet, in fact, reflects some of the Board's proposals and makes recommendations to the ASBA body regarding the same.

While all superintendents and governing board members from member districts are invited to and may participate in the discussions held during the Assembly, each member district is only permitted one vote on each matter presented to the assembly for a vote.

Thus, one component of this item is the selection of the Board's official and voting delegate to the assembly. The Board is also advised to select an alternate delegate who would be authorized to attend the assembly, along with the delegate, and to vote in the event the delegate was unable to do so for some reason.

After doing so, the Board may, through discussion and/or motion, direct the delegate and alternate delegate how to vote or otherwise represent the interests of the Board in the development of the official ASBA political agenda. A copy of the Proposed Action Agenda for FY 2013 is attached for reference and discussion.

In addition to playing a role in the development of the ASBA legislative agenda through appointment of its delegate and alternated delegate to the assembly, the Governing Board also develops and pursues its own legislative agenda. The Board's legislative agenda for the District need not, and sometimes does not, comport with the ASBA agenda.

On April 10, 2011, the Governing Board discussed and developed ASBA Agenda Action Proposals reflecting Amphitheater's Legislative Priorities. The district's proposals, along with those of other ASBA member districts, were then submitted to ASBA. In turn, the ASBA Legislative Committee reviewed all the proposals received and has made recommendations of "support", "support with changes" or "do not support". The proposals and the Committee's support rationale will be presented for assembly consideration at the June meeting.

The draft proposals are provided for the Board's discussion and direction to the Delegate.

- 1. Appoint a delegate from the Board membership to attend the ASBA Legislative Conference and Delegate Assembly and vote on behalf of the Board;*
- 2. Appoint an alternate delegate from the Board membership to attend the ASBA Legislative Conference and Delegate Assembly and, in the absence of the delegate, vote on behalf of the Board; and*
- 3. Provide direction, as it determines, to the delegate and alternate delegate on legislative matters of concern to the Board and/or provide direction on how the delegate or alternate delegate should vote on matters.*

Dr. Barrabee provided copies of a letter he sent to representatives from ASBA in response to his receipt of the 2013 Proposed ASBA Legislative Action document; copies were sent to all school district Delegates. He expressed disappointment in the outcome of recommendations made and submitted to ASBA and were disregarded; none of the input was reflected in their final document. The concerns

identified within the recommendations submitted (by Dr. Barrabee) dealt with lack of funding, tax credits, STO's, and the most important area of concern deals with needing to hold legislators accountable to their oath to uphold the Arizona Constitution in providing a suitable education to every student; "shall make such appropriation, to be met with taxation, as shall . . .". He expressed concern that perhaps ASBA has become an ineffective vehicle for improvement of public education.

Dr. Barrabee and Mrs. Zibrat were confirmed as being the Delegate and Alternate Delegate at the ASBA Delegate Assembly scheduled in Phoenix for Saturday, June 30, 2011.

Dr. Barrabee extended an open-ended invitation to the other Board Members for input or feedback prior to the event.

Mr. Grant thanked both Dr. Barrabee and Mrs. Zibrat for representing the Governing Board at the assembly and wished them the best of luck.

6. INFORMATION

A. Acknowledgement of Contributions Made by Dr. Vicki Balentine, Superintendent

Board book information: *Mrs. Susan Zibrat, Governing Board Vice President, will recognize retiring Superintendent Dr. Vicki Balentine; acknowledging her commitment and dedication during her years of service and recognizing her many contributions to the District's students, staff, and community.*

Mrs. Zibrat extended her congratulations and her heartfelt appreciation to Dr. Balentine on her positive influence and amazing leadership during her twelve years of service to the District. She also expressed appreciation to Dr. Balentine for the exceptional management during this transition period into the future. On behalf of the Governing Board and the Community, Mrs. Zibrat then presented Dr. Balentine with an engraved platter celebrating her successes, achievements, and naming her a "person of excellence."

Mr. Grant and Dr. Barrabee also expressed gratitude and congratulations to Dr. Balentine.

Those in attendance bestowed Dr. Balentine with a standing ovation in recognition of her accomplishments.

Dr. Balentine thanked Board Members and all in attendance for their comments and kind words.

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

There were no Board Member requests.

PUBLIC COMMENT

There were no public comments.

ADJOURNMENT

A motion was made by Mr. Grant and seconded by Dr. Barrabee and passed unanimously, 3-0, that the meeting be adjourned. The time was approximately 9:37 p.m.

Respectfully submitted,
Margaret Harris

Mrs. Susan Zibrat, Vice President

Date

Approved: TBD