

FINAL

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, October 3, 2017 at 5:00 PM

**Board Members Present**

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

**Board Members Absent**

Susan Zibrat, Member

**Central Administrators Present**

Todd A. Jaeger, Superintendent  
Monica Nelson, Associate Superintendent  
Michelle H. Tong, Associate to the Superintendent/Legal Counsel  
Scott Little, Chief Financial Officer

**OPENING OF MEETING - 5:00 PM TO HOLD EXECUTIVE SESSION**

**1. EXECUTIVE SESSION**

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

- 1. 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# 30061806; and**
  - b. Student# 30040241.**

**ACTION: APPROVED. MOTION:** Ms. Cox Golder moved that the Governing Board recess the Open Meeting and hold an Executive Session for Consideration and Determination of Appeal of Long-term Suspension Hearing Officer's Decision, Pursuant to A.R.S. §15-843(A); and 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). **SECOND:** Ms. Day; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (Voice Vote); **TIME:** 5:01 PM.

**B. Motion to Close Executive Session and Reconvene Open Meeting**

**ACTION: APPROVED. MOTION:** Ms. Cox Golder moved to close Executive Session and reconvene the Open Meeting. **SECOND:** Ms. Day; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (Voice Vote); **TIME:** 6:06 PM.

**CONTINUATION OF OPEN MEETING 6:00 PM - OR AT THE CONCLUSION OF EXECUTIVE SESSION**

**Call to Order and Signing of Visitor's Register**

Ms. Day called the meeting to order at 6:06 PM and invited those in attendance to sign the visitor's register if they had not already done so.

## **Pledge of Allegiance to the Flag**

Ironwood Ridge High School Students

Ms. Natalie Burnett, Ironwood Ridge Principal, introduced Mr. Michael Greenway, the Advisor for the IRHS Cares for Kids Club, who introduced club members Christopher Hynes, Regina Vera, Austin Thacker, Esteban Gamon, Daniel Johnson, Madison Thacker, Anyssa Hlviko, and Alyssa Schwarz. Austin Thacker, who formed the club, spoke about why the club was started and their mission. Austin had Stage 4 Non-Hodgkin's Lymphoma for several years and is a cancer survivor. He described personally how it is difficult it is to be alone in the hospital and said he wanted to help others who are fighting cancer. The goal of the club is to visit children, let them know that people care about them, and put a smile on their faces. The club led the Pledge of Allegiance. Mr. Leska presented them with Certificates of Commendation.

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

Regular Meeting of the Governing Board on Tuesday, October 24, 2017 at 5:00 PM, in the Leadership & Professional Development Center, 701 W. Wetmore Road, SE Parking and Entrance.

Ms. Day called on Ironwood Ridge art student, Renee Vandivort, to talk about the art on display. The art pieces on display were created by students in Intermediate and Advanced Art classes. Mediums included: Watercolor, acrylics, pen and ink and color pencil.

## **2. RECOGNITION**

### **A. Presentation of Distinguished Service Awards**

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 2.A.]

Ms. Amy Sharpe, Director of Community Relations, introduced DSA Award recipients **Raul Bejarano** - Computer Networks System Coordinator II, Wetmore and **Judith Ruiz** - SEI Teacher, Holaway Elementary School, and a video about each was shown. Ms. Day presented them with Certificates of Commendation.

### **B. Recognition for Congressional Art Competition Runner-Up**

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 2.B.]

Ms. Natalie Burnett, Ironwood Ridge High School Principal, introduced **Renee Vandivordt** who placed as First-Runner Up in the 2017 Congressional District 1 Art Competition with a piece entitled "Midnight Illusions". Her artwork will be placed on display in the State Congressional District 1 office for 1 year. Mr. Leska presented the Certificate of Commendation.

## **3. PUBLIC COMMENT'**

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.*

## **4. INFORMATION**

### **A. Status of Bond Projects INFORMATION ONLY**

Mr. Jim Burns, Executive Manager Operational Support, presented information on the current status of bond projects. Bond construction efforts are focused on design and project planning after a summer of construction. The goal for execution of the 2016 voter approved bond funds is to complete projects at every school, every year. Project prioritization will be based on the Facility Condition Assessment with input from each site. Meetings are being scheduled to refine project lists. The presentation highlighted projects currently being reviewed for each site and the allocated site budget.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 4.A.] (Exhibit A)

**B. Annual Review of Progress of Bond Program and Capital Improvement Projects Pursuant to A.R.S. 15-491(K) INFORMATION ONLY**

Mr. Burns presented the annual Bond Expenditures Report for the FY 2016-207, pursuant to A.R.S. § 15-491 (K), which reviews projects funded with monies from Adjacent Ways, Building Renewal and Bond proceeds. [<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 4.B.] (Exhibit B)

**C. Review of Enrollment Projections and Actual Enrollment for Current (2017-2018) School Year INFORMATION ONLY**

Ms. Monica Nelson, Associate Superintendent, presented a review of enrollment projections and actual enrollment for the 2017-2018 school year. Presently overall enrollment is 74 students higher than the initial enrollment projection for the year. A table providing details for each school showing the number of students enrolled at the end of the 2016-2017 school year, enrollment projections for the 2017-2018 school year, and current actual enrollment as of September 26, 2017, can be viewed in BoardBook.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 4.C.] (Exhibit C)

**5. CONSENT AGENDA<sup>3</sup>**

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

**ACTION: APPROVED. MOTION:** Ms. Cox Golder moved to approve Consent Agenda A. - N. **SECOND:** Mr. Leska; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (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**

Minutes of the September 19, 2017 Board Meeting were approved as submitted.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.A.] (Exhibit D)

**B. Approval of Appointment of Non-Administrative Personnel as of September 25, 2017 APPROVED**

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.B.]

**C. Approval of Personnel Changes as of September 25, 2017 APPROVED**

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.C.]

**D. Approval of Leave(s) of Absence as of September 25, 2017 APPROVED**

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.D.]

**E. Approval of Separation(s) and Termination(s) as of September 25, 2017 APPROVED**

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

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.E.]

**F. Approval of Vouchers Totaling and Not Exceeding Approximately \$4,035,342.62 (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 2017-2018

Voucher #739	\$1,013,647.34	Voucher #740	\$181,123.93	Voucher #741	\$184,479.53
Voucher #742	\$464,880.21	Voucher #743	\$832,573.08	Voucher #744	\$96,938.94
Voucher #745	\$71,850.50	Voucher #746	\$1,189,849.09		

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.F.]

**G. Acceptance of Gifts APPROVED**

The listed gifts and donations were accepted with gratitude.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.G.] (Exhibit 5)

**H. Approval of Parent Support Organization(s) - 2017-2018 APPROVED**

The Governing Board approved the following Parent Support Organizations: Keeling PTO, Nash PTO, CDO Boys Basketball Booster, CDO Baseball Booster, IRHS Men's Soccer PAC, Amphi Baseball Booster Club, Canyon del Oro Project Graduation, La Cima PTO, IRHS Theater Booster Club, IRHS Wrestling Boosters and Lulu Walker PTO

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.H.] (Exhibit 6)

**I. Award of Contract for Amphitheater High School Switchgear Equipment Based Upon Responses to Request for Bid (RFB) 09-18-2017 APPROVED**

The Board approved the award of contract for switchgear equipment at Amphitheater High School to Border States Electric based on their response to RFB 09-18-2017.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.I.] (Exhibit 7)

**J. 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=50259165>, Item 5.J.] (Exhibit 8)

**K. Approval of Grants APPROVED**

A grant from the Dollar General Literacy Foundation in the amount of \$3,156.44 for supplies for the Coronado Middle School Reading Technology Program was approved.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.K.] (Exhibit 9)

**L. Approval of Memorandum of Understanding with Pima Community College District Regarding the Upward Bound Program at Amphitheater High School Pursuant to A.R.S. §11-951 through 954 APPROVED**

The Board approved the Memorandum of Understanding between Pima Community College and the District for the Upward Bound Program for students at Amphitheater High School as presented.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.L.] (Exhibit 10)

**M. Approval of Sub-Grant Agreement with the Lutheran Social Services of the Southwest for the Funding of Services to District Resident Refugee Students APPROVED**

The Board approved the Sub-Grant Agreement with Lutheran Social Services of the Southwest for services to District resident refugee students as presented.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.M.] (Exhibit 11)

**N. Award of Contract for Lulu Walker Elementary School Restroom ADA Renovation Based Upon Responses to Request for Bid (RFB) 09-19-2017 APPROVED**

The Board approved the award of contract for restroom ADA renovation at Walker Elementary to Epic One Builders based on their response to RFB 09-19-2017.

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 5.N.] (Exhibit 12)

**6. STUDY**

**A. Review of Special Education Programs**

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 6.A.] (Exhibit 13)

Ms. Kristin McGraw, Executive Director of Student Services, provided the Board with a review of Special Education Programs providing information about Federal and State law (*Individuals with Disabilities Act, Americans with Disabilities Act, Section 504 of the Rehabilitation Act, and ARS Title 15, Chapter 7, Article 4*), eligibility to receive Special Education services, the continuum of Special Education programs and services,

Individualized Education Plans (IEPs), current partnerships with the Arizona Department of Education (ADE) and the annual Student Services Continuous Improvement Plan. The presentation included data on the 2,480 students in the District who are receiving services and the percentages in each eligibility category, as well as the number and percentages of students in each of the four continuum of services categories.

### **Agenda Item Specific Public Comment**

Ms. Day called on speaker Jackie McGuire, who submitted a comment form on Item 6.A. Ms. McGuire addressed the Board regarding her twin sons, who are 1st Graders and receive Special Education services. Ms. McGuire stated that her sons are in a Cross Category classroom 60% of the day and a regular classroom 40% of the day. She expressed concern about each of them being included on the attendance list, as well as everything in the classroom, so they do not get left out. Ms. Day asked Superintendent Jaeger to look into the situation.

### **B. Student Discipline Study**

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 6.B.] (Exhibit 14)

Ms. Michelle Tong, Associate to the Superintendent and General Counsel, provided the Board with a review of Student Discipline. She highlighted that AZED requires schools to have policies to enforce discipline, and went over each policy and regulation category in detail. The policies and regulations apply to all students whether in school, going to and from school, or participating in activities. Policy begins broad in scope, then the Board makes more detailed policies. Discipline is progressive, beginning from lighter to harsher, which allows mitigating factors in each case to be taken into consideration. The Student Code of Conduct is available on the District website in both English and Spanish. Each Code of Conduct violation has its own matrix of discipline actions. School administrators determine Short Term Suspensions of 10 days or less. Long Term Suspension is determined by the Board and is final. An alternative to suspension can be in school, Amphi Academy online or alternative school placement where students only interact with staff and do not participate in any activities. Requests for early return from Long Term Suspension must be submitted to the Superintendent or a designee, and the student must complete a major part of the suspension, meet requirements, provide a written explanation, and sign a contract of conditions to return to school. Students can also be removed from school sponsored activities for violations of the Code of Conduct. Expulsion is a formal procedure in which only the Board can expel, accept, reject or modify an expulsion recommendation.

Ms. Day asked how the District compares with national trends in student discipline. Ms. Tong stated that she would provide information in a Friday Report for the Board. Ms. Day asked that before the next Code of Conduct review is conducted that there be discussion on those trends.

## **7. ACTION**

### **A. Review of the 2016-2017 Annual Financial Report **APPROVED****

<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 7.A.] (Exhibit 15)

Mr. Scott Little, Chief Financial Officer, provided a review of the annual financial report. The State requires the Board to annually publish and submit a report of all revenue and expenditures for the previous year. The report is submitted electronically and is used by the State for the Dollars in the Classroom Report. The Annual Report is comprised of four categories: the 2017 Annual Financial Report, 2017 Desegregation Annual Financial Report, 2017 Classroom Site Funds Narrative Report and the 2017 Food Services Annual Financial Report. Mr. Little highlighted key items of note in each report; which are included in the agenda item. Of note is the decline of Unrestricted Capital Funds due to legislative cuts to the fund. The District only received \$934,049.00 in unrestricted capital, while actual expenses for the year were approximately 2.7 times greater than revenues to the fund. Districts cannot use Bonds for textbooks, teacher aides, etc. Within 1-2 years districts will be in crisis mode if the Legislature doesn't support funding.

Mr. Leska inquired how much was spent on the election. Mr. Little said the amount was approximately \$350,000.00. Superintendent Jaeger said the cost of elections can vary based on the year. If there is a major election on the ballots the cost is shared.

**ACTION: APPROVED. MOTION:** Ms. Day moved to approve the 2016-2017 Annual Financial Report. **SECOND:** Mr. Leska; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (Voice Vote).

**B. Review and Approve Resolution Authorizing the Acquisition Agreement for Fee Take, Temporary Construction Easement, and Right of Entry with Pima County for the Widening of the Glover Road and La Cholla intersection **APPROVED****

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50259165>, Item 7.B.] (Exhibit 16)

Ms. Tong explained that Pima County has approached the District seeking acquisition of 3,375 square feet of property owned by the District, located at the Wilson K-8 School, adjacent to the intersection of La Cholla and Glover Road, together with a temporary construction easement and right of entry on an additional 3,000 square feet for the widening of the La Cholla/Glover Road intersection. This acquisition of real property, construction easement and right of entry are required as part of an overall joint plan between Pima County and the Town of Oro Valley to improve mobility on La Cholla between Overton Road and Tangerine Road by widening the road from two to four lanes with multi-use paths, sidewalks and multi-use lanes. Pima County is required to offer just compensation for the acquisition. It is offering compensation in the amount of \$2,300.00 to purchase the 3,375 square feet, plus rent in the amount of \$15.70 per month for the temporary construction easement. Pima County requires a resolution from the Governing Board approving the Acquisition Agreement and authorizing the Associate to the Superintendent to execute all necessary documents to effect the easements, including the Acquisition Agreement and title documents.

Jim Burns, Executive Manager of Operational Support, and the Associate to the Superintendent, have separately met with Pima County's representatives to discuss the County's offer, and have reviewed the acquisition documents. An appraisal of the value of the easements has also been received by the District. The appraisal sets the fair market value for the fee acquisition at \$2,300.00, and that is the amount offered by the County. Notably, the County does have authority to execute eminent domain, but is seeking an agreement.

**ACTION: APPROVED. MOTION:** Mr. Leska moved to approve the Acquisition Agreement and authorize the Associate to the Superintendent to execute all necessary documents to effect the easements, including the Acquisition Agreement and title documents as presented. **SECOND:** Ms. Day; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (Voice Vote).

**BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS**

Ms. Day asked for a Friday Memo on discipline statistics of how the District compares with national trends. Mr. Leska asked for information on JTED/CTE Math credits, a STEM diploma, the Associates Degree in high school with Pima Community College, and he requested the scheduling of a Board Retreat.

**PUBLIC COMMENT**

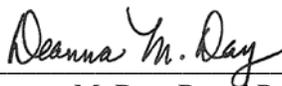
There was no public comment.

**ADJOURNMENT**

**ACTION: APPROVED. MOTION:** Ms. Day moved that the meeting be adjourned. **SECOND:** Ms. Cox Golder; **DISCUSSION:** There was no discussion. **VOTE:** 4-0 (Voice Vote), **TIME:** 8:02 PM.

  
Respectfully submitted,  
Karen S. Gardiner

Amphitheater Special Governing Board Meeting Minutes  
October 3, 2017



Deanna M. Day, Board President

10/24/2017  
Date

Approved: October 24, 2017