

FINAL

**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, July 7, 2015 at 5:00 PM

Board Members Present

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

Board Members Absent

Julie Cozad, Member

Central Administrators Present

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

Call to Order and Signing of Visitor's Register

Deanna M. Day

Ms. Day called the meeting to order at 5:00 PM and asked those who had not already done so to sign the Visitor's Register.

1. EXECUTIVE SESSION

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

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. None at this time.

2. Consideration and Decision Upon Hearing Officer's Recommendation, Pursuant to §A.R.S. 15-843(A) Regarding:

- a. Student # 30005859;
- b. Student # 30022418;
- c. Student # 30034649;
- d. Student # 30052232; and
- e. Student # 30044258.

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 # 30036026.

Ms. Grant moved that the Board recess into Executive Session. The motion was seconded by Dr. Barrabee and passed unanimously 4-0. Ms. Day declared the Board recessed into Executive Session in the East Conference Room. The time was 5:01 PM.

B. Motion to Close Executive Session and Reconvene Open Meeting

Upon return to the Board Room, Mr. Leska moved to reconvene the meeting into Open Session. The motion was seconded by Dr. Barrabee and passed unanimously 4-0. The time was 6:10 PM.

CONTINUATION OF OPENING OF MEETING

Call to Order and Signing of Visitors' Register

Ms. Day declared the meeting was in Open Session and invited members of the audience to sign the visitors' register.

Pledge of Allegiance

Ms. Jo Grant

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

Ms. Day announced the next Regular Meeting of the Governing Board on August 11, 2015, 6:00 PM, at the Wetmore Center, 701 W. Wetmore Road.

2. PUBLIC COMMENT

Ms. Day read the Call to the Audience.

Ms. Kat Pivonka, newly elected President of the Amphitheater Education Association (AEA), introduced the new AEA officers: Vice President Mr. Mike Robinette, Vice President Mr. Robert Wacker, Treasurer Brian Post and Secretary Ms. Kathy Spencer. Ms. Pivonka said the new AEA leadership consists of a great group of people and she is looking forward to the work they are going to do together.

3. INFORMATION

A. Status of Bond Projects

I. INSTRUCTIONAL SPACE / PORTABLE REPLACEMENT

A. Wetmore Center Portable Replacement / New Professional Development Building:

Construction is 82% complete. Phase 3 Renovations: Professional Development Building construction is 75% complete. Civil, parking lot, landscape, and underground utility infrastructure installation is underway along with interior finish work. The Wetmore project is on schedule and on budget.

B. Donaldson Elementary School Addition / Remodel:

Design Development drawings are complete and Construction Documents are being prepared. Plan review with Northwest Fire District has identified a requirement to install fire suppression system in existing library and administrative space. The impact to the drawings and budget (Approximately \$200,000) is being reviewed.

C. Mesa Verde Elementary School Addition / Remodel:

Construction is 18% complete. Admin Bldg Framing, MEP (mechanical, electrical, plumbing), and drywall are complete. Painting and millwork installation are in process. In the library restroom renovation / addition exterior CMU (concrete masonry unit) is being installed and plumbing rough-in is in process. Playground basketball court has been resurfaced and the ADA access ramp that connects the basketball and playground is being completed. The new classroom building construction has started. Excavation is complete and foundation work has started. Technology re-cabling is in process. New IDF's #2 & #3 are constructed and are being fit with racking and equipment. Cable has been pulled, terminated, and tested in classrooms E1,2,3 and W1 & 2. The Mesa Verde project is on schedule and on budget.

II. NEW SCHOOL

A. New Elementary School:

Design Development drawings are complete and are being reviewed by district personnel. The design team is continuing detail development of the construction documents. A website is available for project updates www.amphi.com/stem-school-news

Mr. Jim Burns, Executive Manager of Operational Support, briefed the Board on the status of bond projects. Mr. Leska asked how complete the design of the new school was, and if the Board could get a look at the design drawings. Mr. Burns said it is about 75% complete and he hasn't finished his review yet, so there may be some changes that will be required. Mr. Leska asked if they could have it in PDF, or some electronic version, to look at. Mr. Leska asked if the District has found any funding sources to help operate the new school. Mr. Nelson said that we are still looking and visiting with people. Mr. Leska said that he did more digging into the Public-Private Partnerships (PPP) process and he read about a partnership for a STEM school in the Phoenix area that was partially funded by Intel. Unbeknownst to the parents until the end, allegedly, data of students attending the school (academic and personal) would be given to Intel as a requirement for them to be enrolled in the STEM school. He wants to be sure that we would not fall into that problem. Mr. Nelson said that we have the most restrictive student directory policy in Southern Arizona at least. Mr. Leska emphasized that any contracts we sign, of course, would need to be highly scrutinized. Dr. Barrabee asked what the overall impact of the extra \$200K required to install fire suppression in the existing library and administrative area at Donaldson would be. Mr. Burns responded that they are still refining it. There are some value added options where money might be saved in other areas. They need to go through it line by line and see if we can stay on budget. Dr. Barrabee said he was concerned because he doesn't know how much leeway there is. Mr. Nelson said that right now Donaldson is the most difficult project because of the budget. Mr. Burns is looking at it line by line, not only looking for value engineering but where we have to make up the \$200K, so this is taking a little bit more time. Originally it was started about the same time as Mesa Verde but it's a little more difficult project so we're spending a lot more time looking at the details of the Donaldson project trying to reduce the cost. Dr. Barrabee said as always, we express appreciation for the support of the community in allowing these improvements.

4. CONSENT AGENDA³

Ms. Day asked if there were Board Member requests to have any items addressed separately. Ms. Day noted that Item 4.M. was withdrawn and will be presented at the next meeting and Mr. Leska asked to have Item 4.N. set aside for further discussion. A motion was made by Ms. Grant to approve Consent Agenda items A-L and O-Q. The motion was seconded by Dr. Barrabee and passed unanimously 4-0. Appointment of personnel is effective provided all district, state, and federal requirements are met.

A. Approval of Minutes of Previous Meeting(s)

Minutes from the April 21, 2015, June 23, 2015 and June 29, 2015 meetings were approved as submitted.
[\[https://www.amphi.com/departments-programs/governing-board-minutes/2014-2015/april-2015.aspx\]](https://www.amphi.com/departments-programs/governing-board-minutes/2014-2015/april-2015.aspx)
[\[https://www.amphi.com/departments-programs/governing-board-minutes/2014-2015/june-2015.aspx\]](https://www.amphi.com/departments-programs/governing-board-minutes/2014-2015/june-2015.aspx)
(Exhibit A)

B. Approval of Appointment of Personnel

Certified and classified personnel were appointed, as listed in Exhibit 1.
[\[https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994\]](https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994), Item 4.B.]

C. Approval of Personnel Changes

Certified and classified personnel were appointed as listed in Exhibit 2.
[\[https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994\]](https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994), Item 4.C.]

D. Approval of Leave(s) of Absence

Leaves of Absence requests were approved for certified and classified personnel as listed in Exhibit 3.
[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.D.]

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

Certified and classified personnel separations were approved as listed in Exhibit 4.
[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.E.]

F. Approval of Vouchers Totaling and Not Exceeding Approximately \$1,135,139.60 (Final Total)

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

FY 15-16

Voucher #200 \$146,193.09

FY 14-15 Encumbered

Voucher #149 \$272,363.15	Voucher #150 \$508,588.28	Voucher #151 \$149,916.30
Voucher #152 \$3,024.55	Voucher #153 \$55,054.23	

G. Acceptance of Gifts

The Board accepted the gifts and donations as listed.
[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.G. attach] (Exhibit 5)

H. Receipt of May 2015 Report on School Auxiliary and Club Balances

May 2015 School Auxiliary and Club balances were accepted a presented.
[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.H.] (Exhibit 6)

I. Out of State Travel

Out of state travel was approved for students and/or staff (source of funding indicated) from:
[<https://v3.boardbook.org/public/publicagenda.aspx?ak=1000433&mk=50159994>, Item 3.I.] (Exhibit 7)

J. Addendum to Out of State Travel

The Addendum to Out of State Travel was approved as noted below.
Board Book Information: *Travel was previously approved at the May 19, 2015 Board meeting for Bob Hehli, Coral Burrell, Angela Perrin, Melissa Merrill, and Monique Berry-Kelley from Nash Elementary School to attend the AVID (Advancement Via Individual Determination) Summer Institute in Sacramento, California, July 12-15, 2015. Monique Berry-Kelley is unable to attend. Kelli McKinney will be going in her place.*

K. Verification of Desegregation Funding Matters and Submission of Desegregation Funding Report, Pursuant to §A.R.S. 15-910(J)(3)

The Board approved the attached verifications and authorized the Board President to execute the verification form on behalf of the Board.
Board Book Information: *See agenda item background and attachments in Board Book at hyperlink below.*
[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.K.] (Exhibit 8)

L. Approval of Oro Valley Police Department, Tucson Police Department and Pima County Sheriff's Department Special Duty Program Agreements for Special Duty Law Enforcement Services

The Agreements for Oro Valley Police Department, Tucson Police Department and the Pima County Sheriff's office were approved as submitted.

Board Book Information: *On June 9, 2015, the Board approved sole source procurement for police services rendered within the City of Tucson, the Town of Oro Valley and the Pima County Sheriff's Department as appropriate within the separate jurisdictions. Therefore, specific approval is now sought for these entities' Agreements for the 2015-2016 fiscal year, attached for the Board's review.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994> , Item 4.L.] (Exhibit 9)

M. Approval of Governing Board Policy Exhibit CCB-E (Line and Staff Relations: Organizational Chart)

Mr. Nelson requested that the item be removed from the agenda. The chart requires further updates and will be presented for approval at a subsequent meeting.

N. Approval of Easement to City of Tucson for Sidewalk at Keeling Elementary School

The Board approved the easement as described in the documentation and authorized General Counsel to execute those documents, and any others reasonably required, to give effect to the easement required.

Board Book Information: *This item is prepared to permit the Board to grant a permanent easement and perpetual right-of-way to the City of Tucson for the public's use of a sidewalk to be constructed at Keeling Elementary School. The property at Keeling does not contain a bus loop or an off-street bus loading/un-loading area, requiring these actions to take place in the street. To encourage student safety, the District is prepared to construct a paved bus lane that will also serve to facilitate Geronimo Avenue's traffic flow. The new lane will allow buses to pull off of the road for loading/un-loading Keeling students. As part of the lane project, changes will be made to the school's security fencing and a new sidewalk will be constructed outside of the fence's perimeter. For approval for the engineering and construction permits that have been requested, the City of Tucson requires the Board grant an easement for the benefit of the public's use of the sidewalk. Documents detailing the easement required are attached to this item, to include the legal description of the easement itself.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.N.] (Exhibit 10)

O. Ratification of General Counsel's Execution of Agreement with Real Estate Developer Regarding Voluntary School Impact Donation Pursuant to Governing Board Policy KLJA; Approval of Easement to Meritage Homes of Arizona, Inc. at Wilson K-8 School

The Board approved the easement as described in the documentation and authorized General Counsel to execute those documents, and any others reasonably required, to give effect to the easement required.

Board Book Information:

Developer Agreement

Governing Board policy KLJA permits the district to solicit and encourage real estate developers to contribute voluntary "educational donations" to the district to offset the impact on the district's schools of their proposed developments. Especially in the growing northern part of the District's boundaries, increased enrollment resulting from developments may result in over-enrollment, exceeding schools' physical capacity. Presently, the State School Facilities Board (SFB) does not provide funding for school construction in growing neighborhoods if physical enrollment capacity exists elsewhere in a school district. Instead, the SFB requires districts to bus children where capacity exists or to redraw school boundaries to adjust enrollment patterns, both of which substantially interfere with the neighborhood school philosophy our district and community have long embraced. In a proactive effort to avoid overcrowding and negative impact on the district's students, the district has entered into negotiations with real estate developers pursuant to Policy KLJA. In each case, the district has sought an educational donation per home, due at the close of escrow of each home, or the donation of land to be used for school construction. The district concluded favorable negotiations with Meritage Homes of Arizona, Inc. related to the development consisting of approximately fifty (50) residential units on 19.45 acres of land located near La Cholla Boulevard and Tangerine Drive. The Project will impact the enrollment at Wilson K-8 and Ironwood Ridge High Schools. The result of this negotiation was the developer's commitment to pay the District \$1,500.00

for each single-family residential unit built on platted lots in its proposed development. An agreement has been reached with the developer and is attached for the Board's ratification.

Easement

Meritage Homes has requested permission of the Board to enter into a temporary construction easement for the construction of a sidewalk on the south side of Wilson K-8 for the convenience of district students who reside in the new development. The construction will be at no cost to the district. Documents detailing the easement required are attached to this item, to include the legal description of the easement itself.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.O.] (Exhibit 11)

P. First Things First, Home Visitation Grant Approval

The First Things First Home Visitation grant was approved as submitted.

Board Book Information: See item background and grant information at the Board Book hyperlink below.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4.P.] (Exhibit 12)

Q. Approval of Intergovernmental Agreement with Flowing Wells Unified School District

The Board approved the IGA with Flowing Wells Unified School District for Amphitheater teachers to participate in the COMPASS (Title II) professional development experience in Mathematics as outlined.

Board Book Information: *Flowing Wells Unified School District has received an Arizona Department of Education COMPASS (Title II) grant to provide professional development experience in Mathematics. Flowing Wells has invited Amphitheater Math teachers to participate in both an 80-hour summer and 24-hour school year experience. Amphitheater will incur no costs for its Math teachers to participate in this program. The training sessions are "designed to deepen teachers" mathematical understanding, promote hands-on, student-center lessons, examine alternative ways to present particular topics, including the use of technology, develop effective pedagogical practices and model effective teaching". If approved, this Intergovernmental Agreements will commence immediately upon Board approval and remain in effect until June 30, 2016. Counsel has reviewed the agreement and has determined that it is within the power and authority of the Amphitheater Governing Board to enter into the agreement, attached hereto for the Board's review.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 4. Q.] (Exhibit 13)

Ms. Day called for discussion on Item 4.N. Mr. Leska wanted to confirm that since we are granting the City of Tucson a permanent easement for sidewalks, they will take 100% assumed responsibility for repairs and liability instead of the District. Mr. Jaeger said that once the District conveys the easement to the city they take responsibility for a maintaining it as it is a public improvement. Regardless of whether there is a sidewalk or not, a public improvement is there or not, we're still in the daisy chain of liability. A plaintiff can always include the District. Mr. Leska asked if we see a buckling in the sidewalk or other problem, we can ask the City of Tucson to repair it. Mr. Jaeger said yes we can. Mr. Leska moved to approve Item 4.N., Dr. Barrabee seconded and the motion passed 4-0.

5. PUBLIC HEARING

A. Public Hearing on the FY 2015-2016 Proposed Expenditure Budget and Truth in Taxation Hearing

Board Book Information: *The Governing Board proposed a budget for the 2015-2016 fiscal year at the June 23, 2015 meeting. The Governing Board is required by Arizona Revised Statutes §15-905 to hold a public hearing on the proposed budget and a Truth in Taxation Hearing is required by Arizona Revised Statutes §15-905.01. Citizens are invited to ask questions or make comments.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 5.A.] (Exhibit 14)

Ms. Day announced the public hearing concerning the proposed budget of Amphitheater Unified School District for the 2016 fiscal year and the Truth in Taxation Hearing. She declared the public hearing open at 6:24 PM. She asked if any members of the public present would like to speak. There were no questions or comments by the public. Ms. Day closed the Public Hearing and Truth in Taxation Hearing at 6:25 PM.

6. STUDY/ACTION

A. Study and Approval of the Adopted Expenditure Budget for Fiscal Year 2015-2016

The Board approved the Expenditure Budget for Fiscal Year 2015-2016 as submitted.

Board Book Information: *The State of Arizona requires governing boards to formally approve and adopt an operating budget for the school year immediately following the hearing on the budget. The budget being submitted for adoption is identical to the budget proposed at the June 23, 2015 meeting with the exception of the additional Desegregation pages required by state law. This item requires a roll call vote of the Board for approval and adoption.*

Desegregation

These budget pages detail desegregation expenditures on a school by school basis and are required by Arizona Revised Statutes §15-910(J). The Desegregation Budget total is unchanged from the prior year at \$4,025,000.

Adjacent Ways

The increase to the Adjacent Ways budget, as detailed in the Proposed Budget, will require an approximate 2 cent tax levy increase. Arizona Revised Statutes §15-905.01 requires a roll call vote to maintain the tax levy for the Adjacent Ways fund.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 6.A.] (Exhibit 15)

Mr. Nelson introduced the item. He asked Mr. Little to review the budget one more time in case any Board Members had questions prior to voting on the approval and adoption of the budget. Mr. Little said going back to the June 23rd meeting where we proposed an expenditure budget, Arizona State law requires that the budget adoption process be a two-part process in which the budget is proposed, which sets a ceiling, and then a final adoption. Each of the meetings have to be separated by 10 days and the final budget has to be adopted prior to July 15th. There were numerous changes in the budget that were discussed in the previous item and Mr. Little said he would be happy to discuss them if Board Members had questions. Because this budget contains an approximate 2.5% tax rate associated with the Adjacent Ways levy, we are required by state law to actually adopt this budget on a roll call vote. It requires that additional step as a result of the Adjacent Ways within the budget. Ms. Day asked if there were any questions; there were none. Ms. Day asked for a motion to approve the adopted Fiscal Year 2016 Expenditure Budget. Ms. Grant made the motion and Dr. Barrabee seconded it. Ms. Day again asked if there was any discussion; there was none. Ms. Day then reminded the Board Members that a roll call vote was required for the budget adoption and asked Ms. Gardiner to call the roll for the vote. Ms. Gardiner called on each Board Member and the results were: Ms. Grant (Aye), Dr. Barrabee (Aye), Mr. Leska (Aye) and Ms. Day (Aye). The motion passed 4-0.

7. STUDY

A. Study of Revisions to Section G (Personnel) of the Governing Board Policy System, Developed through the Meet and Confer Process, to Include:

GCCG (Professional Staff Voluntary Transfer of Accrued Sick Leave)

GCK-R (Professional Staff Assignments and Transfers)

GCP-R (Professional Staff Promotions)

GCQFA-R (Discipline, Suspension, and Dismissal of Professional Staff Members)

GDCG (Support Staff Voluntary Transfer of Accrued Sick Leave)

GDP and GDP-R (Support Staff Promotions and Reclassification)

GDQD-R (Discipline, Suspension and Dismissal of Support Staff Members)

New Proposed Policy to be Coded in NSBA System: Support Staff as Substitutes

Board Book Information: See item background and policy documents at the Board Book hyperlink below.

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 7.A.] (Exhibit 16)

Mr. Nelson said that the Meet and Confer process it is a two-step process consisting of policy and compensation. The Board already approved compensation. Mr. Nelson asked Mr. Jaeger to introduce the proposed revisions to the G Series of Governing Board policy as developed through the Meet and Confer process. Mr. Jaeger noted that it is being presented as a Study now as the Board needs to review the revisions. They will be reviewed

again then approved and adopted at the next Board Meeting. Mr. Jaeger went over the other policy revisions as outlined in the agenda item. Board Members had questions regarding three of the policies.

Policy GCCG Professional Staff Voluntary Transfer of Accrued Sick Leave

These policies have been revised to clarify that the ability to use donated sick leave no longer ends when a recipient returns to work. Further, an employee may request sick leave donations as long as he/she is under a physician's care for the underlying condition. Mr. Leska asked what would happen if a person who donated sick leave to another employee became ill and then needed the time they had donated. Would it be possible for them to get back the donated time? Mr. Jaeger said that is a fair question. In order to donate you must have at least an 11 day balance. Nothing stops the employee from getting it back. It is voluntary and those who donate do not expect it back. Mr. Leska asked if teachers had a buy in on the policy. Mr. Jaeger responded that they did; AEA represented them in the Meet and Confer process through which these revisions were developed.

Policy GDP-R Support Staff Promotion and Reclassification

When a vacancy occurs in a site/department, the hiring supervisor may fill the vacancy with a current staff member. The supervisor must notify all staff in that site/department of the vacancy no later than the vacancy's official posting date. Otherwise, all openings shall be publicized in every site/department. The two (2) qualified support staff employees with the highest District seniority, who have completed their probationary periods, shall be granted interviews for promotion or transfer; hiring supervisors are also encouraged to interview additional transfer applicants. All employees seeking promotional or transfer opportunities must: apply through the Human Resources Department, submit an updated application, have been in current job position for 4 months with a satisfactory rating (this may be waived) and have completed their 4 month probationary period (this may be waived). Pay will remain unchanged, absent specific conditions, regardless of whether the new position is a promotion or transfer. It also revises policy language to direct interviews be scheduled outside of normal working hours; alternatively, release time will be provided. It removes the requirement for supervisors to first consider qualified employees within their own sites/departments for vacancies or promotions before seeking outside applicants, that district applicants will be given first opportunity to interview over non-district applicants and to notify non-selected candidates verbally with written follow-up by the Human Resources Department. Mr. Leska asked if the opportunities were only for the top two candidates. Mr. Jaeger said the top two are the required minimum. The supervisor can do more interviews if he or she has time to. Mr. Leska gave an example: if there is a prodigy with less experience, and someone else who has more years' experience but has say, a rough personality, does the prodigy have a chance? Mr. Jaeger reiterated that the two highest candidates have to be interviewed, but the supervisor can interview more.

Policy GCP-R Professional Staff Promotions

This policy has been revised to change the location of the posting of promotional position vacancies from "in every school" to the District's website. Also removed is the outdated requirement to submit vacancy applications to the Superintendent or site administrator. Dr. Barrabee expressed concern about staff being able to get information about postings in a timely manner. He asked if perhaps when openings occur they could be posted in the teachers' lounge to catch their eye, wondering how many people look on the website. Mr. Jaeger reviewed that the reason for the change is someone at the site had to get notification of an opening, print and post it. Postings occur all day long and it is impossible for staff to keep up. Jobs can open and close in a short amount of time. Teachers can also let HR know what schools they might like to transfer to. Dr. Barrabee asked if with all the technology we have it would be possible to have openings posted instantly on a screen in the teachers' lounge. Mr. Jaeger said that all teachers have computers, so they can monitor postings as they like. Mr. Nelson said our experience is that our teachers use the employment pages on the website. Mr. Leska asked if we have an intranet. If an employee wants notification perhaps they could sign up and get an email; perhaps the same for external applicants too. Mr. Nelson said he would research what is available.

8. **ACTION**

A. 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.

The Board appointed Ms. Day as Delegate and Ms. Grant as Alternate to attend the ASBA Delegate Assembly on September 12, 2015 to vote and represent the interests of the District in the development of the official ASBA political agenda.

Board Book Information: *The Arizona School Boards Association (ASBA), of which the Governing Board is a member board, is holding its annual ASBA Delegate Assembly on September 12, 2015. 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-Third Legislature. In preparation for the September Delegate Assembly, ASBA requested that individual Governing Boards throughout the State submit Proposed Action Agenda Items to help craft ASBA's advocacy stances. (The Board members will recall doing that previously). Submitted items were then discussed by ASBA's Legislative Committee, which met on June 5th and culled the proposed Action Agenda Items to create a draft document of advocacy positions on issues of concern through the State. This draft document will be the basis for discussion at the official Delegate Assembly on September 12th. The draft was released on June 30th. 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.*

[<https://v3.boardbook.org/Public/PublicAgenda.aspx?ak=1000433&mk=50159994>, Item 8.A.] (Exhibit 17)

Mr. Nelson introduced the item. The ASBA Assembly is September 12, 2015 in Phoenix this year. Tonight the Board will nominate a Delegate and Alternate to attend and vote on behalf of the Board and provide direction to them regarding the ASBA Legislative Action Items. Mr. Day called for nominations for ASBA Delegate. Dr. Barrabee moved to nominate Ms. Day as Delegate. There were no further nominations. Mr. Leska seconded the motion and the motion carried 4-0. Ms. Day was appointed the ASBA Delegate. Ms. Day asked for nominations for ASBA Alternate. Dr. Barrabee moved to nominate Ms. Grant as Alternate. There were no further nominations. Ms. Day seconded the motion and the motion carried 4-0. Ms. Grant was appointed the ASBA Alternate.

Mr. Nelson provided information on the determination of the Governing Board's position on the ASBA Action Agenda Items. In the past we read through the ASBA Legislative Action Agenda then provided our Delegate and Alternate with the flexibility to vote as needed, understanding the wishes of the entire Governing Board. Mr. Leska said he would like to see student privacy and data protection on the agenda. Mr. Nelson said that occasionally things will come up from the floor to be added.

Mr. Jaeger said that the Directory information policy that Mr. Nelson mentioned, and that Dr. Barrabee is referring to, is the information that we generally define as releasable to the public. What Mr. Leska is referring to is well beyond directory information. He is referring to information that is confidential and we cannot release to the public anyway. It is confidential data such as student performance data, their achievement profile, etc. FERPA already requires that we release certain information to state and Federal Government as it is part of No Child Left Behind. That is how states and the Federal government verify whether or not we are serving students appropriately according to the purpose of the law. There is already a great deal of information and data that is honed, culled and used by various agencies and yes, sometimes private providers that the agencies have hired. Mr. Jaeger clarified that under FERPA student performance data release would not be permitted. Mr. Leska's concern is not directory information but information that is supposed to be confidential, and generally is, except

for these exceptions where it must be released by law to certain organizations. Dr. Barrabee said often there is a distinction about information about individuals as opposed to groups, in which individuals are not identifiable. Mr. Jaeger said that is correct. Dr. Barrabee asked how that issue relates to what we are talking about. Mr. Jaeger said we do regularly release, and are required to, and in fact it does constitute true public record, non-personally identifiable student information. If a question is asked by the media, for example, of how many seniors passed the AIMs test we would release that information as it is not personally identifiable. Let's say however that you have a high school with a graduating class of two; now you have a problem. That does play a role, but FERPA doesn't play a role there as it is not personally identifiable. There are still instances where we are releasing student data, but it is aggregated student data and that is permissible, even required under public record.

Ms. Day took point of privilege and introduced a member of the audience, Mr. Brian Post. Dr. Barrabee commented that it was very good to see Ms. Nelson back with us. Mr. Nelson introduced Dr. Steve Duley as the newest member of Senior Staff who is now the Director of Student Services after Ms. Eiting's retirement.

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

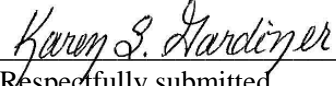
Ms. Day asked the Board if there were any requests for future agenda items. Ms. Grant requested a Friday Memo on open enrollment by school, specifically what district, charter or private school they came from before enrolling at Amphitheater. She acknowledged we would need to wait until October to get the information for the new school year. Ms. Day requested a Friday Memo on where our students who are leaving Amphitheater are going to. Mr. Leska requested an update on the hiring of a new Director of Community Relations for marketing, how many interviews, etc.

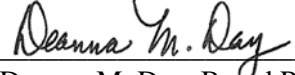
PUBLIC COMMENT

There was no public comment.

ADJOURNMENT

Dr. Barrabee moved that the meeting be adjourned and Ms. Grant seconded the motion. The motion passed 4-0. Ms. Day declared the meeting adjourned at 7:09 PM.


Respectfully submitted,
Karen S. Gardiner


Deanna M. Day, Board President

8/11/2015
Date

Approved: 8/11/2015