



Regular Public Meeting/Regular Session/Public Hearing
June 9, 2011

Dr. Ruth Ann Marston presided over the PESD No. 1 Governing Board Meeting in the Phoenix Elementary School District Governing Board Room

Other Board Members present at the meeting were:

Mr. Doug Allsworth
(Absent)

Ms. Susan Bliss

Ms. Liz Meza
(By Telephone)

Dr. Louisa Stark

Also present were:

Ms. Myriam Roa
Superintendent

Mr. Tom Lind
Assistant Superintendent
for Curriculum and Instruction

Mr. Kenneth Baca
Assistant Superintendent
for Business Services
(Absent)

Mr. Randy Dickason
Executive Director for
Human Resources

Ms. Eleanor Moyza
Board Secretary

A. Regular Session – 6:00 p.m.

1. Call to Order – Dr. Ruth Ann Marston, President
2. Pledge of Allegiance – Tom Lind

(Items G3, G4 and G5 were Discussed out of the Order of Discussion)

G. Human Resources – Randy Dickason, Executive Director

3. Request for Approval of Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Patricia Davis

Ms. Bliss moved approval of the Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Patricia Davis and Dr. Stark seconded the motion.

Ms. Jennifer MacLennan, Gust Rosenfeld Attorney, stated that she has been assisting the District Administration in the development of three Statements of Charges that are being presented for consideration, this evening. She stated that the first is with respect to Certificated Teacher, Patricia Davis and stated that she (Ms. MacLennan) is presenting the Statements of Charges to the Board.

Ms. Jennifer MacLennan, Attorney with the Gust Rosenfeld Law Firm, explained the process and stated that if the Board chooses to adopt any or one or all of the Statements of Charges, they will be served upon the individual teachers. Upon receipt of the Service of Statements of Charges, the teachers have ten days within which to request a hearing. If a hearing is requested, the Board may decide to hear the matter itself or they may decide to appoint a hearing officer (and there is an Action Item on the agenda this evening for discussion related to that item). If the Board chooses to ask a hearing officer to hear the matter, a hearing will be scheduled and by statute, that hearing is supposed to be within 15 to 30 days from receipt of the request for the hearing, but the parties may agree to an alternative date. Given the fact that this is coming forth to the Board on June 9th, it's likely that the parties would agree to an alternative date that would be closer to the start of school. She stated that in all likelihood,

hearings if requested, would be held at the August – late July time frame and depending upon what the hearing officer's recommendations are, that would be brought back to the Board for their consideration and employment would terminate or be renewed at that point. She stated that the other alternative is that the individual teachers may choose not to request a hearing, in which case their employment would terminate upon 10 days from receipt of the Service of the Statement of Charges. The Board approved the motion by 4-0 and Item G3 was passed.

4. Request for Approval of Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Regina Rolle

Ms. Jennifer MacLennan stated that her role is to present the Statement of Charges to the Board tonight. Ms. Bliss moved approval of the Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Regina Rolle and Dr. Stark seconded the motion. The Board approved the motion by 4-0 and Item G4 was passed.

5. Request for Approval of Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Lawrence Owen Sullivan

Ms. Bliss moved approval of the Adoption of Statement of Charges and Notice of Intent Not to Reemploy Certificated Teacher Lawrence Owen Sullivan and Dr. Stark seconded the motion.

Ms. Jennifer MacLennan stated that she presents the Statement of Charges to the Board as presented with respect to the Adoption against Certificated Teacher Lawrence Owen Sullivan.

Mr. Sullivan submitted a Comment Card and stated that he has faith in the process and just hopes that Board Members will be present at the hearing.

The Board approved the motion by 3-1 (Ms. Bliss abstained from voting). Item G5 was passed.

F. Curriculum & Instruction – Tom Lind, Assistant Superintendent

5. Request to Review and Consider Incorporating Age-Appropriate Dating Abuse Information into the District's Health Curriculum per Senate Bill 1308

Ms. Stephanie Orr, Director of CASA, which is currently called CASA Center for Prevention of Abuse and Violence spoke to the item.

Dr. Marston directed Administration to see how we can make those relationships more explicit for our students.

B. Approval of Consent Agenda

1. Ratification of Payroll \$2,057,018.59 and Expense Vouchers \$1,033,142.31 in the Total Amount of \$3,090,160.90
2. Request for Renewal of the Facility Use Fees for 2011-2012
3. Request for Approval to Purchase Fuel for Transportation, Warehouse, Child Nutrition and Plant Services Departments for the 2011/2012 Fiscal Year from Az. State Bid Contract #SCC070010-2-A8
4. Request for Approval or Ratification of Employment of Administrative, Certified and Support Staff
5. Request for Approval or Ratification of Employee Contract/Work Agreement Adjustments for Changes in Position
6. Request for Approval of Separation of Employment, Resignations and Retirements
7. Request for Approval of Uncompensated Leave of Absence

Ms. Bliss moved for approval of the Consent Agenda and Dr. Stark seconded the motion. The Board approved the motion by 4-0 and the Consent Agenda was passed.

C. Community Communications

None

D. Superintendent's Report

1. Awards and Recognitions
2. Ms Roa gave recognition to Mr. Jesus Rubalcava, Board President at Gila Bend Unified School District and is currently the Arizona School Board Association, Maricopa County Co-Director. He stated that he took it upon himself to go out to the various school board meetings, get ideas and take them back to the ASBA Office and let them work a little bit on what topics are being discussed at board meetings and that way they can set up their conferences that they schedule throughout the year. He stated that he has 11 more to go and then he'll be done with Maricopa County (he stated that there are 57 other school districts in Maricopa County).
3. Announcements
Ms. Roa handed out the timelines for AYP and AZ LEARNS in terms of when they're going to be reported for public release. She stated that we have already been informed that the information has been delayed, so the timelines are no longer accurate but she wanted to give us a general idea of when we should be seeing some information. She stated that currently, the information we have is preliminary, it's embargoed and in some cases, incorrect and corrections are being made and if necessary, appeals will be filed.

(In Mr. Kenneth Baca's absence, Ms. Roa presented Items E – Business Services)

E. Business Services – Kenneth Baca, Assistant Superintendent

1. Request for Approval of the 2011-2012 Proposed Budget and Advertisement for Truth in Taxation Notice
Ms. Bliss moved for approval and Ms. Meza seconded the motion. The board approved the motion by 4-0 and Item E1 was passed.
2. Request for Renewal of Contracts of Request for Proposal and Invitation for Bids for School Year 2011-2012
Ms. Bliss moved for approval of Item E2 and Dr. Stark seconded. The board approved the motion by 4-0 and Item E2 was passed.
3. Request Approval for Renewal of the Phoenix Elementary School District #1 and University Public Schools, Inc. (UPSI) Food Services Agreement for the 2011-2012 School Year
(Item E3 was approved along with Item E4). See below
4. Request Approval for Renewal of the Phoenix Elementary School District #1 and University Public Schools, Inc. (UPSI) Transportation Agreement for the 2011-2012 School Year
Ms. Bliss moved approval of Item E3 and Item E4 and Dr. Stark seconded the motion. The board approved the motion by 4-0 and Item E3 and Item E4 was passed.
5. Request Approval of Phoenix Elementary Employee Benefit Trust Agreement
Ms. Bliss moved approval of Item E5 and Dr. Stark seconded the motion. Ms. Roa asked that a Board Member volunteer to make a motion to include that she (Ms. Roa) be appointed as the Employee Representative to the Trust. She stated that either Ms. Bliss or Dr. Stark would be amenable to this. Dr. Stark deferred to Ms. Bliss. Ms. Roa explained that it is a meeting that is held once a month for probably an hour for the first year and then it'll be held quarterly after that. Ms. Bliss moved to include that Ms. Roa be appointed as the Employee Representative to the Trust and also moved that she, Ms. Bliss, be appointed as Board Member. Dr. Stark accepted the motion. Ms. Roa stated that in order to have the first meeting, there must be a quorum. She stated that three volunteers from the community are necessary and one of these volunteers is Mr. Rolando Acevedo and asked Ms. Bliss to appoint him as well. Ms. Bliss further amended her motion to include that Rolando Acevedo be appointed as a Board Member. Dr. Stark accepted the amended motion. The Board approved the motion by 4-0 and Item E5 was passed.

F. Curriculum & Instruction – Tom Lind, Assistant Superintendent

1. Request to Approve Revision to the District's Strategic Plan – Blueprint for Student Success
Ms. Bliss moved for approval and Ms. Meza seconded the motion by telephone. The Board approved the motion by 4-0 and Item F1 was passed.

2. Request to Approve the Intergovernmental Agreement with Maricopa County Department of Public Health for Participation in the School Health Index Program for the 2011-2012 School Year
Ms. Bliss moved for approval and Dr. Stark seconded the motion. Mr. Lind concluded his remarks by noting that he was able to include ASU Prep Academy on our Roster of Schools and the county was in agreement with that and stated that he addressed it with our superintendent and she assured him that we could work out that arrangement should ASU Prep Academy wish to participate. The Board approved the motion by 4-0 and Item F2 was passed.
3. Request to Approve the District Handbook for Student Success: A Guide for Parents, Students and Staff for the 2011-2012 School Year
Mr. Lind stated that this item was brought to the Board a few meetings ago and administration was asked to make some revisions and bring it back to the Board for their approval and he believes that this has been done.
He also acknowledged that the Board requested a simplified format with less papers for parents to sign. Mr. Lind stated that in order to put a “positive spin” on the document, this is now being called our “Handbook for Student Success”, instead of “Student Code of Conduct”, which aligns more closely with our Strategic Plan Language. *Ms. Bliss moved approval of the District Handbook for Student Success: A Guide for Parents, Students and Staff for the 2011-2012 School Year, as presented in Item F3 of today’s agenda. Ms. Meza seconded the motion. The Board approved the motion by 4-0 and Item F3 was passed.*
(At this time, Ms. Meza informed the Board that she would have to end her *Board Meeting* attendance by telephone). Ms. Bliss amended her motion to allow staff to make any necessary grammatical and clarification changes to any of the documents and Dr. Stark seconded the motion. Ms. Bliss further amended her motion to state that she would like the meanings of First Degree, Second Degree and Third Degree Burglary and also have all of the documents be reviewed and researched with a fine-tooth comb and either simplify or shorten them, clarify them and make sure they are correct and that they track Arizona Statute Law and be added to the handbook and these changes/corrections should make it easier for parents to understand. *Dr. Stark accepted the amended motion. The board approved the motion by 3-0 and was passed.*
4. Request to Approve Agreement with Arizona Community Foundation and Target EDVentures Grant Field Trip Program for the 2011-2012 School Year
Ms. Bliss moved approval of Item F4 and Dr. Stark seconded the motion. The board approved the motion by 3-0 and Item F4 was approved.

G. Human Resources – Randy Dickason, Executive Director

1. Request for Approval of Interim Assistant Superintendent for Business Services
Ms. Bliss moved for approval of Item G1, but withdrew her motion when Dr. Stark stated that she would like to move approval of this item. Dr. Stark moved for approval of Item G1 and Ms. Bliss seconded the motion. The board approved the motion by 3-0 and Item G1 was approved.
2. Request for Approval of List of Hearing Officers Provided by the State Department of Education
Ms. Bliss moved for approval of the attached list of hearing officers in Item G2 that has been provided by the State Department of Education and further moved that these hearing officers may be used in any hearing requested by a certificated teacher pursuant to ARS Section 15-539 and this list is in addition to the list of hearing officers approved by the Governing Board at the Board Meeting of January 13, 2011. Dr. Stark seconded the motion. The board approved the motion by 3-0 and Item G2 was passed.

H. Board Reports and Requests

1. Update on ASU Preparatory Academy Phoenix Elementary District
2. Board Direction to the Superintendent (if necessary)
3. Board Report

I. **Adjournment**

The board meeting adjourned at 7:30 p.m.

Respectfully Submitted,

Dr. Ruth Ann Marston
Governing Board President

RAM/evm