



Phoenix Elementary School District No. 1
Regular Public Meeting/Regular Session/Public Hearing
May 13, 2010

Dr. Ruth Ann Marston presided over the PESD #1 Governing Board Meeting in the Phoenix Elementary School District Governing Board Room.

Other Board members present at the meeting were:

Mr. Doug Allsworth Ms. Susan Bliss Ms. Liz Meza Dr. Louisa Stark
(by telephone)

Also present were:

Ms. Myriam Roa Mr. Tom Lind Mr. Kenneth Baca
Superintendent Assistant Superintendent Assistant Superintendent
for Curriculum and Instruction for Business Services

Mr. Randy Dickason Ms. Eleanor Moyza
Executive Director for Board Secretary
Human Resources

A. Regular Session – 6:00 p.m.

1. Call to Order – Dr. Ruth Ann Marston, President
2. Pledge of Allegiance – Kathi Marston
Dr. Carolyn Taylor, Herrera School Principal introduced Ms. Farrah Dooh, Herrera School's Dance teacher. Ms. Dooh introduced Lizette, Vicky and Briana, her dance students at Herrera School and stated that they would perform a dance that Ballet Hispanico taught them a month ago. She stated that it was an honor to have Vanessa and Valdemar two members of the New York City Dancers come out and teach at Herrera School.
3. Adjourn to Public Hearing

(Item E was discussed out of the order of discussion)

E. Superintendent's Report

1. Awards and Recognitions

- Ms. Roa gave recognition to Mr. Michael Rubio, 2nd grade teacher at Whittier School for winning one of MaCRO US Airways Outstanding Participation Awards for March 2010. Mr. Rubio had 100% participation in March and was selected at random from nearly 1,000 classrooms to receive the US Airways Gift Card. Mr. Rubio expressed his gratitude for the Rodel Foundation, US Airways and the people who supported him throughout the year. He thanked his administrator for her leadership, his grade-level colleagues for their enthusiasm and the families of their students, for their caring, concern and motivation.
- Ms. Roa gave recognition to current and past students of Phoenix Elementary School District who are in the Hispanic Mother/Daughter Program. She stated that the Program held its annual awards ceremony on April 24, 2010 and recognized the following students:
 - ◇Sandra Murillo, former student at the Phoenix Prep Academy and just graduated from ASU with a B.A. in English.

◇Michelle Saucedo, former student at Lowell School and just graduated from Notre Dame with a B.A. in Sociology.

◇Brianna Reyes, former student at Kenilworth School and will graduate from Carl Hayden Magna Cum Laude. (Both of these young ladies plan on attending ASU).

Also recognized as part of the Hispanic Mother/Daughter Program were current PESD students:

◇Jessica Estrada (Capitol School) – Summa Cum Laude

◇Ileana Sanchez (Phoenix Prep/UPSP) – Summa Cum Laude

◇Raquel Reyes (Herrera School) – Over 3.0 GPA

(Raquel Reyes spoke a few words and stated that the Hispanic Mother/Daughter Program has helped her a lot this year and that she has connected with her mother and has also learned many things about her history. Raquel stated that she has learned the importance of a college education and has explored many career options. She recommended the program to the girls in the Phoenix Elementary School District and thanked everyone for their time).

Ms. Roa stated that we are all very proud of these young ladies and of all the educators and their parents in our district that had and continue to have a hand in our students' education and in their lives.

- Ms. Roa gave recognition to the Curriculum and Instruction Department (C&I) and Management Information Systems (MIS) and stated that these wonderful employees are being recognized for working tirelessly to properly correct 85 Group B Weight Students in our Genesis Software System to reflect their actual status and successfully uploaded this information to the state, generating an additional \$281,563 for the district.

The employees who received recognition are:

◇Missie Frisch, Senior Software Support Specialist

◇Kathi Marston –Director of Assessment

◇Tom Doherty – Testing Technician

◇Brandy Pritchard – NCLB Technician

◇Candy Martinez - NCLB Technician

◇Vickie Woodside – NCLB Technician

◇Gaby Madrigal - NCLB Technician.

Ms. Kathi Marston spoke on behalf of the employees and thanked everyone.

2. Announcements

Mr. Randy Dickason announced that the Attorney General's Office has confirmed that AEA withdrew its lawsuit challenging House Bill 2011 which means that all the policies which were passed can proceed.

B. Public Hearing

1. Call for Public Hearing – Dr. Ruth Ann Marston

2. Best Practices in Special Education and Behavior Management

Dr. Marston asked if the public has any comments regarding this item, but no one responded. Dr. Marston asked Mr. Lind if he needed to add anything to what the board has seen on this and he stated that he would have further information on the report when the board moves to Item G1, but that the opportunity now is for comments from the public, should there be any. Dr. Marston stated that she has not received any Community Communications Speaker Cards but asked once again if there are any comments from the public on these new policies. Hearing no response from the public, the board moved on to the Public Hearing on Family Life Education materials, which she stated are available at the back of the room. Dr. Marston asked if there are any public comments on those materials and there was no response.

3. Family Life Education

Mr. Lind announced that this is the first of two public hearings that are required by our board policy and after the second public hearing, we will move forward for recommendation of the materials in June.

Ms. Roa introduced Ms. Diane Rey, the new Special Education Director who will be effective July 1st and is currently helping out with the transition. Ms. Roa thanked Ms. Rey for being at the board meeting tonight.

4. Adjourn Public Hearing/Resume Regular Session

C. Approval of Consent Agenda

1. Ratification of Payroll \$1,950,062.57 and Expense Vouchers \$524,235.31 in the Total Amount of \$2,474,297.88
2. Request for Renewal of the Facility Use Fees for 2010-2011
3. Request for Approval of Renewal to Collaborate with Northern Arizona University Teacher Induction Program for the 2010-2011 School Year
4. Request for Approval of Employee Contract/Work Agreement Adjustments for Changes in Position
5. Request for Approval of Employment of Administrative, Certified and Classified Staff
6. Request for Approval of Separation of Employment, Resignations and Retirements
7. Request for Approval of Nonrenewal of Classified Employee for Job Abandonment

Ms. Bliss moved for approval of the Consent Agenda and Mr. Allsworth seconded the motion. Dr. Stark moved to pull Item C3 from the Consent Agenda and Ms. Bliss amended her motion and Mr. Allsworth accepted the amendment and the board approved the amended motion by 4-0. Dr. Marston asked Ms. Roa if she would care to defer Item C3 and Ms. Roa stated that she and Mr. Lind would like to defer Item C3 until the next board meeting in order to revise it and put it in more standard language and Mr. Lind agreed to this. Dr. Marston stated that since administration requests a deferral, the board does not need to vote on it. The Consent Agenda was approved and passed with the exception of Item C3, which was deferred until the next board meeting.

Ms. Roa stated that she would like to congratulate Dr. Carolyn Taylor on her retirement from Herrera School and to wish her the best.

D. Community Communications

Ms. Rosalinda Ramirez stated that as PECTA President she is here to express PECTA's appreciation for the collaboration during the Meet and Confer process and also for the relationship that the PECTA Board has established with the District Superintendent, Cabinet Members and our Governing Board this year and they also appreciate the continued support in their outside activities and stated that it has had a positive effect on the students, the employees and the community. Ms. Ramirez stated that the PECTA Board Members have the expectation of continued positive interaction and involvement in the coming years with the PESD Governing Board, the Superintendent and Cabinet.

F. Business Services – Kenneth Baca, Assistant Superintendent

1. Request Approval to Consider and, if Deemed Advisable, Adopt a Resolution Ordering and Calling a Special Bond Election to be held in and for Phoenix Elementary School District #1 on November 2, 2010
Mr. Casillas of Stone and Youngberg and Mr. Rosenfeld presented information to the board.
Mr. Allsworth moved for approval of Item F1 as written and Dr. Stark seconded the motion. The board (including Ms. Meza who voted by telephone) unanimously approved the motion. Ms. Bliss moved to increase it by \$2M so that the district can take advantage of various federal financing that may be available. For lack of a Second, the motion died. Item F1 was passed.
(Item F5 was discussed out of the order of discussion)
5. Request Approval of Contract with Kennedy Partners LLC for Solar Photovoltaic System Installation at Three (3) School Sites and One (1) Non-School Site Not to Exceed 15 Years
Mr. Marty Jones of Gust-Rosenfeld spoke to the board. *Ms. Meza moved for approval with the revisions that the board has before them, and Ms. Bliss seconded the motion. The board unanimously approved the motion and Item F5 was passed.*
2. Request Approval of the Revised Expenditure Budget for Fiscal Year 2009-2010 as Required by A.R.S.15-905

Ms. Bliss moved for approval of Item F2 and Mr. Allsworth seconded the motion. The board approved the motion by 4-0 (Ms. Meza was no longer available by telephone) and Item F2 was passed.

3. Request for Approval of the Service Agreement with the Arizona School Risk Retention Trust, Inc. for 2010-2011

Ms. Bliss moved for approval of Item F3 in today's agenda and Dr. Stark seconded the motion. The board approved the motion by 4-0 and Item F3 was passed.

4. Request for Approval of the Energy Savings Contract with Energy Education, Inc.

Ms. Bliss moved for approval of Item F4 with the red changes provided to the board as part of today's agenda and Mr. Allsworth seconded the motion. The board approved the motion by 4-0 and Item F4 was passed.

6. Request for Approval for Issuance of Purchase Order to Ry-Tan Construction, Inc. (PESD RFQ #009-0607, Board Renewal 04-23-09 Item E2) for Renovations at Kenilworth School

Ms. Bliss moved for approval of Item F6 and Mr. Allsworth seconded the motion. Three board members approved the motion but Dr. Stark voted Nay. Item F6 was passed by 3-1 votes.

7. Request for Approval to Use Contingency Fund from the Herrera PAC Project for Renovations and Upgrades of Two (2) Classrooms at Herrera School

Ms. Bliss moved approval of Item F7 and Mr. Allsworth seconded the motion. Three board members voted in favor of Item F7 and Dr. Stark said Nay. Item F7 was approved and passed by 3-1 votes.

G. Curriculum & Instruction – Tom Lind, Assistant Superintendent

1. Request for Approval of the Student Code of Conduct and Best Practices in Special Education and Behavior Management

Ms. Bliss moved for approval of Item G1 and Dr. Stark seconded the motion. Mr. Lind stated that at the last governing board meeting they had a comprehensive presentation by our committee who worked on our AZSafe Project as well as our Student Code of Conduct Handbook. He stated that they would like the board's approval to proceed with the project this evening and stated that in addition, it's most important that the board recognize that they also want to improve the Best Practices in Special Education and Behavior Management recommendations of the committee, in response to a legislative directive by the Task Force and they are adopting their recommendations that are included in the board packet this evening. In response to a board member's question, Mr. Lind reiterated that he wants to be sure that this evening the governing board approves the Best Practices in Special Education Behavior Management that are the Task Force's recommendations based upon the Legislative Directive for Senate Bill 1197, which the governing board must do before June 30, 2010.

The board approved the motion by 4-0 and Item G1 was passed.

H. Human Resources – Randy Dickason, Executive Director

1. Request for Approval of Professional Staff Supplementary Pay Plans for 2010-2011

Ms. Bliss moved for approval of Item H1 and Mr. Allsworth seconded the motion. Dr. Stark asked Mr. Dickason about the ACE Program and whether there will still be an ACE Program stipend. Mr. Dickason stated that he would defer to Mr. Lind since he was on the committee that cut that one. Mr. Lind replied that we do not intend to staff an Alternative Education Program, known as ACE Elementary School, so there is no need for the stipend. The board approved the motion by 4-0 and Item H1 was passed.

2. Request for Approval of a Revised 2010-2011 Performance-Based Compensation Plan

Ms. Bliss moved for approval of Item H2 as presented to the board in today's agenda and Mr. Allsworth seconded the motion. Mr. Dickason stated that there were not many changes this year, but they did have one provision that he wants to point out that will also come forward hopefully, at the next meeting as a Meet and Confer Item and that is the acknowledgement that the District will allow PECTA members to use some of their sick days to take care of PECTA Association Business so that change had to be written into the attendance portion and the teachers did overwhelmingly approve this with those changes in it. Dr. Marston asked Mr. Dickason if he has checked to be sure that it's in compliance with the new laws that we have that we can't pay for Association Business days. Mr. Dickason stated that our Counsel,

Jennifer MacLennan did say that it's her understanding currently that that is allowed but in typical legal fashion, it's never been tested, so if somebody were to bring a claim that even if it's their accrued sick time, you're still awarding it but he thinks that is very unlikely. He stated that he thinks that they would recognize it because it's their own time that they're using and they're free to do that, but that Ms. MacLennan stated that she could not give a 100% guarantee that somebody couldn't overrule that later on. Dr. Marston thanked him and stated that she wants to be sure that this information is on the record.

I. Board Reports and Requests

1. Update on University Public School Phoenix (UPSP)
None
2. Board Direction to the Superintendent (if necessary)
None
3. Board Report
None

J. Adjournment

The board meeting was adjourned at 8:00 p.m.

Respectfully Submitted,

Dr. Ruth Ann Marston
Board President

RAM/em