

**AMPHITHEATER PUBLIC SCHOOLS
Tucson, Arizona**

MINUTES OF SPECIAL PUBLIC MEETING OF THE GOVERNING BOARD

Place, Date and Time of Meeting

Wetmore Center, 701 West Wetmore Road, August 21, 2012, 5:00 p.m.

Board Members Present

Mrs. Diana Boros, President
Mrs. Susan Zibrat, Vice President
Dr. Kent Paul Barrabee, Member
Mr. Jeff Grant, Member
Dr. Linda Loomis, Member

Central Administrators Present

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

OPENING OF MEETING

Call to Order and Signing of Visitors' Register

Mrs. Boros called the meeting to order at 5:02 p.m. and invited members of the audience to sign the visitors' register.

Pledge of Allegiance

Mr. Nelson led the Pledge of Allegiance.

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

Mrs. Boros announced the next regular meeting of the Governing Board: Tuesday, September 4, 2012 7:00 p.m., at the Wetmore Center, 701 W. Wetmore Road.

PUBLIC COMMENT

There were no public comments.

1. CONSENT AGENDA

Mrs. Boros asked if there were Board member requests to have any items addressed separately; there were none.

A motion was made by Mrs. Boros to approve consent agenda items A-R. The motion was seconded by Mrs. Zibrat and passed unanimously, 5-0. Appointment of personnel is effective, provided all district, state, and federal requirements are met.

A. Approval of Minutes of Previous Meeting

The minutes of the August 7, 2012 Regular Governing Board and Executive Session meetings and of the August 16, 2012 Special Governing Board and Executive Session meetings were approved, as submitted.

B. Appointment of Personnel

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

C. Personnel Changes

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

D. Leave(s) of Absence

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

E. Separation(s) and Termination(s)

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

F. Approval of Vouchers Totaling and Not Exceeding Approximately \$1,728,880.84 (Final Total)

The following vouchers were approved as presented and payment authorized:

2011-2012 Fiscal Year Encumbrances

Vo. 430 \$ 145,614.65

Vo. 431 \$ 518,029.63

2012-2013 Fiscal Year

Vo. 509 \$ 49,237.04 Vo. 510 \$ 110,988.11 Vo. 511 \$ 129,995.47

Vo. 512 \$ 173,065.25 Vo. 513 \$ 159,209.39 Vo. 514 \$ 442,741.30

G. Approval of Parent Support Organizations for 2012 – 2013

Board book information: The Governing Board approved the following Parent Support Organizations pursuant to District Policy KBE-R: *Mesa Verde PTO* and *Painted Sky PTO*

H. Award of Contract for B5 Biodiesel and Unleaded Gasoline Based on Responses to Request for Bid (RFB) 12-0007

Board book information: *Request for Bid (RFB) 12-0007 was mailed to eleven vendors providing petroleum products. Vendors were asked to provide their price per gallon for Unleaded Gasoline and for B5 Biodiesel based on either a markup or discount off the OPIS (Oil Price Information Service's Daily Average Contract Price).*

Seven vendors responded; one was determined to be non-responsive and a second vendor withdrew their bid response.

The numbers presented below are estimated savings (in brackets) or additional expenses based on the District's annual fuel usage for B5 Biodiesel and Unleaded Gasoline. The bracketed figures represent a discount in price based upon OPIS and a non-bracket number represents a premium charged above OPIS pricing.

Fuel Type	Union Distributing	Pro-Petroleum	Southern Counties	Mansfield Oil	Petroleum Traders
B5	(\$2,600.00)	(\$4,498.00)	\$5,824.00	\$11,986.00	\$30,056.00
Unleaded	(\$3,600.00)	(\$1,595.00)	(\$1,095.00)	\$120.000	\$2,375.00
Total	(\$6,200.00)	(\$6,093.00)	\$4,729.00	\$12,106.000	\$32,431.00

The Governing Board approved the award of contract for B5 Biodiesel and Unleaded Gasoline to *Union Distribution* based on responses to RFB 12-0007.

I. Award of Contracts for Nursing Services Based on Responses to Request for Bid (RFB) 12-0008

Board book information: *The Student Services Department provides nursing services for Special Need's' Students. The Administration will contract these services on an as-needed, temporary basis to vendors*

who provide professional health care services to K-12 education. Request for Bid (RFB) 12-0008 was mailed to ten vendors who provide these services. Eight vendors responded with bid prices for registered nurses, licensed practical nurses, and certified nursing assistants.

The pool of available, qualified nurses to work on a temporary, as-need basis is limited. A number of vendors may need to be contacted prior to obtaining an available health care professional. The Student Services Department requests that the Governing Board approve the award of contracts to the Health Care Vendors listed below. Please see the attached competitive cost per hour spreadsheet. The Governing Board approved the award of contracts for Professional Nursing Services to Maxim Health Care, Delta –T, NSI (Nursing Services, Inc.), Supplemental Health Care, and Favorite Health Care based on responses to RFB 12-0008.

J. Award of Contract for Copy Paper Based on Responses to Request for Bid (RFB) 12-0009

Board book information: Request for Bid (RFB) 12-0009 for copy paper was mailed to seven vendors providing copy paper products; 3 vendors responded. Please see below.

<i>Vendor</i>	<i>Contract Paper Group</i>	<i>Spicers Paper</i>	<i>Unisource</i>
<i>Brand</i>	<i>Fascopy</i>	<i>Boise MP</i>	<i>Econosource</i>
<i>Item #</i>	<i>212972</i>	<i>92 Bright</i>	<i>10298253</i>
<i>Quantity</i>	<i>8400</i>	<i>8400</i>	<i>8400</i>
<i>Cost per Ream Delivered</i>	<i>\$2.473</i>	<i>\$2.480</i>	<i>\$2.500</i>
<i>Total Cost Truckload</i>	<i>\$20,773.20</i>	<i>\$20,832.00</i>	<i>\$21,000.00</i>

The Governing Board approved the Award of Contract for Copy Paper to *Contract Paper Group* based on responses to RFB 12-0009.

K. Out of State Travel

Out of state travel was approved for students and staff (source of funding indicated): from Canyon del Oro to take 21 students from The Gallery Club/Photo Imaging III to Las Vegas, NV, September 4-8, 2012. (tax credits, student activity funds and JTED funds).

Out of state travel was approved for staff from District Offices to attend the National Federation of State High School Associations (NFHS) Coaches Education Committee Conference in Indianapolis, IN, October 1-3, 2012 (all expenses paid by NFHS); from District Offices to attend EdLeader21 Second Annual Event in Denver, CO, October 2-5, 2012 (federal funds designated for staff development).

L. Approval of Request(s) for Waiver of Graduation Requirement

Board book information: Periodically students in our high schools request waivers from the District's Physical Education requirement based upon reasons such as medical documentation. In such cases, students are required to replace the credits with other course work.

The Governing Board approved the waiver requests of 1.5 credits of physical education with required replacement course work credit for necessary for graduation for Student #'s 30028235 and 12500602 from Ironwood Ridge High School.

M. Approval of Textbook(s) for Adoption

The Governing Board approved the following textbooks which have been on display to the public for 60 days in accordance with Section 15-721 of the Arizona Revised Statutes:

TEXTBOOK:	Nachalo
Publisher:	McGraw-Hill
Author:	Lubensky, Ervin, McCellan, Jarvis
TEXTBOOK:	Nachalo II
Publisher:	McGraw-Hill
Author:	Ervin, McLellan, Lubensky, Jarvis
TEXTBOOK:	History of the Americas
Publisher:	Oxford University Press
Author:	Berliner, Leppard, Mamaux, Rogers, Smith

N. Approval of Revisions to Governing Board Policy JQ Regarding Student Fees, Fines and Charges

Board Book information: *At its August 7, 2012 meeting, the Governing Board discussed the issue of school activity fees that are authorized by state law, and fee waivers for those families experiencing economic distress. Governing Board Policy JQ has been revised to present an expression of the Board's intentions in this area*

The Governing Board approved proposed revisions to Governing Board Policy JQ regarding Student Fees, Fines, and charges.

O. Approval of Proposed Revisions to Governing Board Policies KD and KHC Regarding Distribution of Third Party Materials in Schools

Board Book information: *At its August 7, 2012 meeting, the Governing Board discussed the distribution of materials to students by third parties. Revised Policies KD and KHC are attached for the Board's approval.*

The Governing Board approved proposed revisions to Governing Board Policy KD, Public Information and Communications and KHC, Distribution / Posting of Promotional Materials.

P. Approval of New Governing Board Policy GBECA Regarding Possession and Use of Drugs, Alcohol, and Medical Marijuana by Staff; Approval of Revisions to Governing Board Policies JICH and KFA Regarding Possession and Use of Drugs, Alcohol, and Medical Marijuana by Students and the Public, Respectively.

Board book information: *At its August 7, 2012 meeting, the Governing Board discussed the passage of Proposition 203, the Medical Marijuana Act (the Act) and its effect on the Board's Policies. The new policy GBECA and revised Policies JICH and KFA are attached for the Board's approval.*

The Governing Board approved proposed revisions to Governing Board Policy GBECA, Nonmedical use of Abuse of Drugs or Alcohol; JICH, Drug and Alcohol Use by Students; and, KFA, Public Conduct on School Property.

Q. Approval of Action to Cancel the November 6, 2012 Governing Board Election, Pursuant to A.R.S. §15-424(D)

Board book information: *At the end of the current calendar year, the four-year term of office will expire for three current Board members: President Diana L. Boros, and Board Members Dr. Linda Loomis and Dr. Kent Paul Barrabee.*

Arizona law requires potential candidates for vacant Board seats to file nomination petitions and affidavits with the Office of the Pima County School Superintendent. For the three seats to be open in

January, only three candidates filed the required nomination petitions and affidavits prior to the August 8, 2012 filing deadline. Because this leaves a lack of contest for the vacant seats, it is possible for the District's election (to be held at the same time as the General Election in November 2012) to be cancelled pursuant to A.R.S. §15-424(D), a provision of law that allows the very same. Cancellation of an unnecessary election would save the District election costs estimated at \$54,973.00.

The Pima County School Superintendent is permitted to request that the Pima County Board of Supervisors cancel the governing board election and appoint the three candidates who successfully filed their nomination petitions and affidavit by the deadline. Those individuals, Kent Paul Barrabee, Julie Cozad and Deanna Day, are then appointed to the Governing Board. Although appointed to the office, they will be fully vested with the powers and duties of the office as if elected.

Before initiating the election cancellation, the Pima County School Superintendent's Office solicits input from the District and has requested that Mr. Nelson advise the District's desire in this respect. [A sample form letter requesting cancellation of the election was provided to Board Book holders.]

The Governing Board approved the request to cancel the November 2012 Governing Board election pursuant to A.R.S. §15-424(D). [A letter prepared by Amphitheater Public Schools Superintendent, Patrick Nelson addressed to the Pima County Schools Superintendent, Dr. Linda Arzoumanian will be sent requesting that office cancel election proceedings. Since there are three (3) governing board openings and three (3) viable candidates, the District is requesting that the following 3 candidates be appointed by the Pima County Board of Supervisors: Dr. Kent Paul Barrabee (current Board member), Julie Cozad, and Deanna Day.]

R. Approval of Bond-Related Projects

1. Approval of a Guaranteed Maximum Price (GMP) for Amphitheater Middle School

- **New classrooms to replace portables**
- **Renovate Auditorium and locker Rooms**
- **Remove accordion walls**
- **Remodel Administration Building and Library**
- **Expand Nurse's Office**
- **Remodel Kitchen**
- **Renovate and build new restrooms**
- **New Inner-Campus Security Fencing**
- **Complete campus re-cabling**

Board book information: *District administration will present to the Governing Board a Guaranteed Maximum Price (GMP) from CORE Construction for the Amphitheater Middle School bond related projects listed above in the amount of \$7,297,042.00*

The Governing Board approved the (GMP) from *CORE Construction* for the Amphitheater Middle School bond-funded projects, as submitted (and listed above) in the amount of \$7,297,042.00.

2 EXECUTIVE SESSION

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

1 Consideration and Decision Upon Expulsion Hearing Officer's Recommendation, Pursuant to A.R.S. §15-843(F)(2), Regarding: a. Student # 30018544; b. Student # 30032429; c. Student # 30036798; d. Student # 30005252; e. Student # 30011100; f. Student # 30038062; g. Student # 30040242; h. Student # 30017117; i. Student # 30035375; j. Student # 30042047; k. Student # 30024945; l. Student # 30005981; and m. Student # 30041191.

A motion was made by Dr. Loomis that the Board recess into Executive Session pursuant to A.R.S. §15-843(F)(2), as presented. Dr. Barrabee seconded the motion and it passed unanimously, 5-0. Mrs. Boros called a recess at 5:03 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, Mr. Grant moved to reconvene the meeting into open session. Mrs. Boros seconded the motion and it passed, unanimously, 5-0. The time was 8:01 p.m. Mrs. Boros declared the meeting in open session.

BOARD MEMBER REQUESTS FOR FUTURE AGENDA ITEMS

There were no Board Member requests. Dr. Loomis did request a written report on the advanced placement scores for Amphitheater High School.

PUBLIC COMMENT

There were no public comments.

ADJOURNMENT

A motion was made by Mr. Grant, seconded by Mrs. Boros, and passed unanimously, 5-0 that the meeting be adjourned. Mrs. Boros declared the meeting adjourned at 8:02 p.m.

Respectfully submitted,
Margaret Harris

Mrs. Diana Boros, President

Date

Approved: 9.4.12