

MINUTES OF THE KYRENE SCHOOL DISTRICT REGULAR MEETING OF THE  
GOVERNING BOARD

July 14, 2009

Governing Board Room, Ben Furlong Education Center  
8700 South Kyrene Road, Tempe

Board Members Present

Ross Robb, President  
Michelle Hirsch, Vice President  
Patrick McGill, Member  
Ellen Shamah, Member  
Rae Waters, Member

Administration Present

David Schauer, Superintendent  
Mark Knight, Executive Director  
Terry Tatterfield, Ass't. Supt.  
Patricia Weegar, Executive Director

Kyrene School District staff and other interested parties were also in attendance.

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| 1.01 Call to Order, Public Hearing on Proposed 2009-10 Budget and Identification of Insurance and Condemnation Proceeds | Mr. Robb called the Public Hearing to order at 7:08 p.m.  |
| 1.02 Roll Call for Public Hearing   | All Governing Board members were Present.   |
| 1.03 Presentation of Proposed 2009/10 Budget and Identification of Insurance and Condemnation Proceeds                  | Karin Smith presented the 2009/10 Budget and Identification of Insurance and Condemnation Proceeds. (See attached.)                       |
| 1.04 Adjournment of Public Hearing  | At 7:17 p.m. Mrs. Hirsch moved and Mr. McGill seconded that the Governing Board adjourn this evening's Public Hearing. <b>Passed 5-0.</b> |
| 1.05 Call to Order, Regular Meeting   | Mr. Robb called the Regular meeting to order at 7:17 p.m.   |
| 1.06 Moment of Silence  | A moment of silence was held.   |
| 1.07 Pledge of Allegiance   | Mrs. Hirsch led the group in the Pledge of Allegiance.  |
| 2.0 Roll Call   | All Governing Board members were present.   |
| 3.0 Approval of the Regular Minutes of June 23,   | Mrs. Hirsch moved, Mrs. Shamah  |

2009

#### 4.0 Preview and Approval of Agenda

#### 5.0 Requests to Speak to the Governing Board, A.R.S. 38-431.02G&H

seconded that the Governing Board approve the minutes of the Regular Meeting of June 23, 2009. (See attached.)

Mrs. Hirsch moved, Mr. McGill seconded that the Governing Board preview and approve this evening's agenda. **Passed 5-0.**

Sandra Miller addressed the Governing Board. She stated she and several members of the Visiting Team appeared May 12 to address a letter sent to the Board 6 weeks earlier and received no reply. She stated a week later, she received a letter from the Board saying that the comments Mrs. Waters made in her letter to the editor last October were not those the Board could be responsible for because she wasn't speaking with the Board's authority. She stated that might end the matter for 4 Board members but it doesn't end the matter for the Visiting Team members or Mrs. Waters because Mrs. Waters was a public elected official and her comments should be held accountable. She stated she thought the Board should be held accountable too because it took it 8 months to disavow the comments. She stated members of the Visiting Team are here this evening to let Mrs. Waters know that 2 questions we had regarding her comments last October are still waiting. Ms. Miller stated Mrs. Waters claimed that federal law prohibits a school from asking a student's immigration status. She stated she would like to know what federal law it is, what number, etc. so that law can be reviewed. She stated she knows there is no such law, statutory or case

law. She stated Mrs. Waters' claim was the reason for opposing Proposition 200 was that it would require teachers to violate federal law. She stated she would also like to see the language where it says teachers would violate federal law. She stated the Board said it is not responsible, however, Mrs. Waters is. She distributed a letter to the Governing Board. She stated Mrs. Waters has had nearly 3 months to look at the questions. She stated they were simple questions and they are nothing more than holding a public elected official accountable for what she wrote in writing published in a newspaper and signed. She stated she wants an answer from Mrs. Waters.

Mrs. Waters stated the comments she made were when she was running for a different elected office and it is inappropriate and illegal according to state statute 15-511 to use her office to political purposes. She stated she would not violate that statute.

Mr. Robert Sanchez read a letter to the Governing Board. See attached.

#### 6.0 Board/Staff/Committee Presentations

There were no presentations this evening.

#### 7.0 Consent Agenda Items

Mrs. Hirsch moved, Mr. McGill seconded that the Governing Board approve those items on the consent agenda as follows: **Passed 5-0.**

#### 7.01 Personnel Action Items

Approve the personnel action items. See attached.

#### 7.02 Gift Acceptance

Accept the following donations. See attached.

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| 7.03 KEBT – SunLife Stop Loss Renewal 2009/2010  | Approve the Sun-Life Stop Loss Renewal for the 2009-10 school year.  |
| 7.04 United Health Care Financial Renewal Agreement                                      | Approve the United Health Care Financial Renewal and Terms Amendment for 2009-10 school year.  |
| 7.05 City of Tempe – Snacks IGA for Kid Zone   | Approve the renewal of an IGA with the City of Tempe for the provision of snacks for the Kid Zone program.   |
| 7.06 Purchasing Authorization – Contract Award, Food Service Equipment, IFB #K10-04-10   | Award a contract for Food Service Equipment, IFB #K10-04-10, to the low responsive, responsible bidders:   |
|  | American Energy Restaurant<br>Equipment  |
|  | TriMark ERF dba Big Tray<br>Taylor Freezer<br>R. W. Smith<br>Standard Restaurant<br>L&M Foodservice  |
| 7.07 Purchasing Authorization, Contract Award, IFB K10-10-10, Computer Storage Equipment | Award a contract, IFB #K10-10-10 for the purchase of computer storage equipment to the lowest most responsive and responsible bidder; MicroAge Inc. in the amount of \$48,118.00 plus tax.   |
| 7.08 Initial 60 day Review for Supplemental K-8 Math Resources                           | Approve the initiation of a 60-day review on Supplemental K-8 Math Resources.  |
| 7.09 Purchasing Authorization for Job Order Contracting (JOC) Athletic Field Renovation  | Approve an increase for the previously approved construction project for Job Order Contracting (JOC) #K08-30-12, to Woodruff Construction for renovation of softball fields at Aprende Middle School for a total cost of \$224,556.44. |

- 7.10 Acceptance of Shade Foundation Grant  
Approve the Arizona Shade Foundation of America “Caleb’s Shade Cover Program” grant award. This grant will provide a shade structure valued at \$10,000 to Kyrene del Cielo Elementary School.
- 7.11 Purchasing Authorization, Contract Award, Security Systems, RFP K09-35-14  
Award a contract for security systems, RFP #K09-35-14, to the most responsive, responsible respondent, Amer-X Security.
- 7.12 Purchasing Authorization for Contract Award – RFP #K09-50-14 Online Reference Information Service  
Award a term contract for online reference information services RFP #K09-50-14, to the most responsive, responsible respondent, The Gate Group, Inc.
- 7.13 Ratification and Approval of Bills and Vouchers  
Ratify the action of the Administration regarding payment of bills and vouchers through June 29, 2009, and approve the payment of bills and vouchers for the period June 30, 2009 through August 11, 2009.
- 8.0 Action Items (Items for Consideration, Discussion, Direction and Possible Approval)
- 8.01 Adoption of the 2009/10 Budget and Identification of the Insurance and Condemnation Proceeds  
Mrs. Hirsch moved, Mrs. Shamah seconded that the Governing Board adopt the 2009/10 Budget and Utilities Plan and identify the 2009/10 Insurance and Condemnation Proceeds in the amount of \$500,000 and any other such proceeds as may be recovered during the year. **Passed 5-0.**
- 8.02 Fox Lawson Implementation Steps 1 and 2  
Mrs. Shamah moved, Mrs. Hirsch seconded that the Governing Board direct Human Resource Services to issue revised contracts to all Kyrene employees impacted by the Step 1 and 2 implementation steps based on the recommendations in the Fox

Lawson final report for the FY 2010 budget, retroactive to the first day of their FY experience (Step 2) as is normally done in Kyrene in reclassification situations.

## 9.0 Information Items

### 9.01 Grant Submission

Prevention Services in the Community Education and Outreach Services Department has submitted a grant to First Things First for up to \$370,000. If funded, the grant will allow the District to partner with Tempe Community Council, Child Crisis Center, Eight/ASSET, and Rio Salado to provide education classes to parents of zero to five year old children.

### 10.0 Items for Future Consideration

The Governing Board reviewed a list of upcoming topics for future consideration.

### 11.0 Meeting Dates

A list of upcoming meeting dates was provided to the Governing Board.

### 12.0 Governing Board Reflections and Development

Mrs. Shamah thanked all of those involved in this year's budget process.

Mrs. Hirsch stated she visited summer school sites and was impressed with what the students were learning.

### 13.0 Superintendent's Comments

Dr. Schauer stated the back to school event would be held at the Arizona Grand Resort on Tuesday, August 4, 8:45 a.m.

### 14.0 Adjournment

At 7:47 p.m. Mrs. Hirsch moved, Mrs. Shamah seconded that the Governing Board adjourn this evening's meeting. **Passed 5-0.**

Respectfully submitted,

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Ross Robb, President

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Michelle Hirsch, Vice President