

Regular Meeting of the Governing Board

Tuesday, April 11, 2006

Time: 5:30 p.m.
Place: Fine Arts Center, Multi-Purpose Room 2
33606 N 60th St., Cave Creek, AZ 85331

Members of the Board

Javier Ledesma, President
Stephanie Reese, Clerk
Marvin Christensen, member
Lisa Doche, member
Mark Warren, member

APPROVED MEETING MINUTES – APPROVED AT THE 4/25/06 MEETING

1. OPENING

Meeting was called to order at 5:37 p.m. Board members present: Mr. Javier Ledesma, Board President, Ms. Stephanie Reese, Clerk, Board Members Dr. Marvin Christensen, Ms. Lisa Doche, and Mr. Mark Warren. Cabinet Members present Dr. Tacy Ashby, Superintendent, Dr. Debbi Burdick, Associate Superintendent of Teaching and Learning, Dr. Kent Frison, Associate Superintendent of Operations and Finance and Ms. Patti Tussey, Executive Director of Human Resources. Pledge of Allegiance was said. Call to fill out forms for Unscheduled Public Appearances/Address Agenda Items was made. Call for Formal Adoption of the Agenda was made. Mr. Warren moved and Ms. Reese seconded, Discussion: Item 6.5 was moved to after item 3.2, item 6.2 moved to after item 6.5 and item 5.1 was moved to after 6.2. Motion passed unanimously as amended.

1.6 President's Report - Mr. Ledesma distributed a letter to Board Members from a community member. Mr. Ledesma presented Dr. Ashby with a gift certificate for her birthday. He attended the *Student Focus On Education*. It was good to hear kids and would love to have more students at these events.

A. Board Comments - Mr. Warren updated Board regarding agreements between Deer Valley School District and Cave Creek. The plan regarding tuition students is no longer viable. HB 1040 is probably going through the legislature and if it does, the residents will have to get the required amount of signatures. Mr. Warren has received calls from other parents in the area.

Dr. Christensen attended the National School Board Association conference in Chicago along with Dr. Ashby and Dr. Burdick. Excellent conference – very large even with three attending they were not able to cover each session that was important to our district. More information will be shared at a later date.

B. Wellness Committee – Mr. Warren reported this committee is going great. Discussed the new standards and definitions of what we can do and what we can feed students during day. Will be doing wellness forums monthly next year and hope to have a wellness newsletter; training for staff, parents and students. July 1 we must have the standards in place.

C. Calendar Review Committee - A series of 4 meetings (3 left) are scheduled. The Calendar Review Committee functions are to brainstorm ideas for the calendar committee who will meet next year for the 2007-2008 calendar; discuss and review the two recommendations regarding Job Embedded Professional Development and place a 2007 High School Graduation date on the calendar.

1.7 Superintendent's Report – NSBA was an excellent trip with many ideas to share with Board and community. There were many sessions on wellness due to the federal mandate. Thanked Board for the ability to attend. Recognized Alexandra Goodspeed, sophomore from CSHS, who is a featured writer, monthly for *101 Magazine*. Thanked students who participated at the *Focus On Education* for students. Several outstanding ideas came forward. Commented that there has been a significant focus on safety this year with some items being brought forward tonight. The *Courier* contained a message to community on safety, a message to all staff members about importance of safety on all campuses was sent and the first message on the messaging system was sent. Training with Administrators on the Community Message System occurred last week. Next Safety Forum is April 19 on Sex, Drugs and Rock N Roll. An Internet Safety Forum is scheduled for April 26 for the middle school students.

2. PUBLIC COMMENTS - none

3. PRESENTATIONS/INFORMATION/REPORTS

- 3.1 Odyssey of the Mind, Lone Mountain Elementary School Students – Dr. Burdick welcomed the LMES championship team from *Odyssey Of The Mind*. They are going to the World Championships in Iowa. Ms. Horn, Principal of LMES is proud of the students who won both the regional and state competitions and thanked the Board for celebrating this incredible achievement. It will cost about \$10,000 to send the team. Ms. Horn thanked all those who will be helping to fund. Students were introduced. This is Cheryl Woodward's and the students' first year to enter this competition. It is a student driven program and the ideas are the students. It is a program that challenges your mind. Students outlined the various areas of the competition then demonstrated their project. GLO team from Desert Willow Elementary came in second.
- 3.2 Summer Reading Program – Librarians and assistants were introduced. Summer reading program is up and running on the web. PowerPoint entitled *Library = The Heart of the School* was presented. Librarians were thanked for creating an outstanding program and were asked if there could be anything tied in where extra credit can be added. Librarians wanted to keep it a minimum when it concerns teacher paperwork. Goal was to keep simple enough to get high school to participate. No extra credit is being offered and the program will be on the honor system. Students participating in the honors reading program will get credit. There are three ways to earn time – 50 pages, 30 minutes or a book. There is a possibility that the Desert Willow Elementary library will be open for the summer. Public libraries have all of the selected books and some may be available on audio. AR tests are not available to be taken at home due to Renaissance Learning having its own summer program and charging \$10.00. Board asked that this information on Renaissance Learning subscription be forwarded to parents so they can subscribe for test taking if desired. Each library has a link to the AR test. CCUSD reading program information will be available at the public library and Cold Stone Creamery, who is sponsoring the program. There is transition literature from 8th grade to high school as a part of the reading program. Mr. Trapani thanked the Board for the library management program that can be accessed from home.

Mr. Warren motioned and Ms. Doche seconded to move agenda item 5.1 to before 6.2. Motion passed unanimously.

4. **CONSENT AGENDA** - Motion to approve consent agenda as presented was made. Mr. Warren moved and Ms. Reese seconded to accept agenda as presented. Motion passed unanimously.

5. OLD BUSINESS

- 5.1 3rd & Final Reading of the Grievance Policy – This is a revision of Policy GBK – third reading. Jill Osborne, attorney at Udall Shumway presented the revised grievance policy. She brought to the attention of the Board the grievance procedure on pages 6 and 7. If the grievant doesn't satisfy the Superintendent, it will then go to the Board. A third party can hear and send recommendation to Board. The difference in this one and the second one (pg 7) is that the decision of the mutual party is final. Both options are legal and will not pose problems. Ms. Osborne suggested a motion to accept as stated or accept with alternative level. Ms. Reese moved and Mr. Warren seconded motion to accept policy with alternative level. Discussion: Third party decision is final (mutual third party). Board can refer grievance out to a third party but doesn't have to. Board members discussed the pros and cons of having a grievance policy with a third party for decision and each member gave their opinion. Motion to accept the grievance policy which includes alternative level 4 was made. Motion passed 3-2.

6. NEW BUSINESS

- 6.1 AD) Donations - Dr. Ashby read an extensive list of donations. Mr. Warren moved and Ms. Reese seconded the acceptance of these donations. Motion passed unanimously.
- 6.2 AD) Resolution for Sale of Bonds – Dr. Frison provided the funding source for all the moves that will occur with the opening of the flex school along with some logistical concerns associated with the move. This information doesn't include any additional usage for BMES. June 5 is the date for the initial move for STMS. With payments due to contractor and all others, it is a little under \$5M. Unsure how much we will need to finish the middle school, build new high school and possibly another elementary. Administration recommends the Governing Board adopt a resolution to sell \$5M in bonds. Mr. Warren moved and Ms. Reese seconded. Bryan Lundberg, of Peacock, Hyslip was introduced. Voters approved \$41.6M. District has up to 6 years to issue bonds. There is \$20.6M that hasn't been sold yet. Of that, the District cannot sell \$5.75M because that was designated for an elementary school. Key to deciding to sell bonds or not is a federal tax law which states that the amount of bonds the district would issue has to be reasonably expected to be used within 3 years. Mr. Lundberg has had experience with bonds left over and the tax challenges associated with that are extremely expensive. Since the District will be going through a planning process in the next few months and cannot at this time determine how much they need to spend, Mr. Lundberg feels it is reasonable to go with \$5M. For every sale of bonds there is a cost of \$40K. If the District determines in June that more money is needed, there is plenty of

time to be within the November deadline. Mr. Rosenfeld added there are federal tax certificates and there are penalties associated with them if you don't spend within a 3 year period. This resolution being presented is an overview and authorizes the sale of up to \$20M in one or more series. This resolution wouldn't require additional Board approval, although they may need to see how much more they will need. Board asked if they should just issue the \$20M. Mr. Lundberg responded that it doesn't sound like the District could reasonably spend it and has to stay within the pamphlet from 2000. Mr. Rosenfeld added that there is 10% on wiggle room on the actual spending. It hasn't been determined with certainty that a new high school will be built. Dr. Frison is concerned that if we don't build a new high school, we wouldn't be able to spend that entire amount. The Long Range Planning Committee will receive parameters from the Governing Board regarding the determination of building a new high school. A question was raised about waiving the issuance fee of \$40K, if we came back with a resolution to use another \$11M. Yes, however, it is an estimate and several costs cannot be avoided such as the official statement, credit rating and mailing across the country. If the determination for the high school was made at first sale, Mr. Rosenfeld has no problem adding it. If we decided not to build it, the SEC will take a very harsh position. To get audited would cost a minimum of \$.5M. If the District begins the process and decides to issue bonds prior to November 7, is there a penalty if it isn't complete within 3 years. If you are unable to spend money in 3 years due to a problem created by a third party (earthquake or SFB can't fund) those challenges are different. A change of determination by the Board is not sufficient to prevent the fines. If material costs goes up or you have a high estimate and cost comes in lower, those are different and outside our control. It is when it is within our control that IRS gets upset. Also the people who received tax exemption on the bonds would then have to pay taxes and those people could sue us if we did something to cause the funds not to be expended. Board members were educated as to the possible penalties due to changing their minds and not expending the full bond component. Bond money can be used for improving school grounds (not renovating), to build new buildings on an existing campus, or to build new schools. It can be used to improve the new middle school site by potentially moving the power lines. The 10% flex money can be used on other items such as a pool, auditorium or putting more buildings on existing sites. IRS has a rule that it is illegal to borrow money from another account with intent to repay within 60 days of bonds being issued. He suggested that we add to the resolution a paragraph directing Dr. Frison to note the fact that we may move money to pay. If money is expended other than bond proceeds Dr. Frison is directed to note it on his official entry to that effect that it will be reimbursed under the authority of this resolution. Mr. Warren moved and Dr. Christensen seconded to amend the motion to reflect the amended resolution. Motion passed unanimously.

Recessed at 7:20 p.m. – 7:29 pm

6.2 AD) Authorization to Issue RFPs – This item is normally brought forward as part of the normal purchasing operations. There are a number of contracts expiring as a result of the 5 year expiration timeframe. Benefits consultant, auditor, financial advisor, and architect all are due to expire. Background information was provided. Administration moves that Governing Board allow for issuance of RFPs. Mr. Warren moved and Ms. Doche seconded. Motion passed unanimously

6.3 AD) Surveillance Cameras at Cactus Shadows High Parking Lots – This item is for a surveillance and recording system in the CSHS parking lots. Because of the potential move of some classes to BMES, surveillance would need to be covered there too. Cameras will be placed in the faculty parking lot, student parking lot and expanded to student parking lot at BMES. Administration is asking the Governing Board to approve the item as presented. Mr. Warren moved and Ms. Reese seconded: Discussion: This is a state contract so it doesn't have to go out to bid. Initially there is a \$58K expenditure then maintenance fees. There is a two year warranty and the tapes can be used as evidence. System is web based and can be watched from anywhere. The lens is 25X can zoom, span and tilt. Higher instances of infractions occur after the lights are off at 10:00 p.m. Has Administration considered manning this on the 3rd shift? Administration hasn't discussed yet. As far as confidentiality issues, authority would have to be given to users to access. Motion sensors are not a part of this system. When kids know cameras are there during day, there is some apprehension to do something at night. These are color cameras and shapes and sizes of cars will be available. City code requires parking lot lights to go off at 10:00 but building lights will be on. Motion passed unanimously

6.4 AD) Canine Searches – Dr. Burdick introduced the police officers from Scottsdale Police Department K-9 Unit. If Board approves, the canine unit will come on site, be greeted and accompanied by Administration. If a scent of drugs is found, Administration will identify the student and Administration will ask student to open the locker. If items are in backpack or purse, those items will be taken to office for search. If drugs are found, Governing Board Policy will be used. The police are not involved with any punishment. Administration recommends Governing Board approve the searches. Ms. Reese moved and Mr. Warren seconded. Discussion: Dr. Christensen asked to amend the action to be in effect the remainder of this school year and next with a report provided before the

Board would vote to continue practice. Dr. Christensen moved and Ms. Doche seconded to amend the original motion. Sgt. J.R. Parrow reported that the dogs are able to detect marijuana, cocaine, meth or any derivatives and sometimes Ecstasy. Whether students are there or not, the dogs will likely find it and those drugs would be removed. The canine unit and police are sensitive to the learning process for students and have been instructed not to disturb it. The students are attracted to the dogs and they are often there longer if the students are there. Would the dogs be able to detect an area in the wash where we have had problems? It could be done but normally they cover a presentation area. This is a service the police department provides. This is to identify the drugs only and Administration takes over. They will try to get a search in this year, but may not be able to handle this request due to internal changes. Motion passed unanimously.

6.5 AD) Award of Contract for Employee Medical Benefits – In December an RFP was issued to find new medical insurance for all employees. Ms. Tussey read the list of names of those who served on this committee and thanked them for their participation. Administration recommends that the Governing Board give the medical contract to Blue Cross/Blue Shield. Mr. Warren moved and Ms. Reese seconded. It would cost \$18.00 a month for the employee to upgrade to the high PPO. Last year only single coverage was offered. All vendors came back with an employee +1 and employee + family. Motion passed unanimously.

6.6 AD) Renewal of Contracts for Employee Benefits – The attachment to this item is noted. We are not changing vendors for any of these benefits. Administration recommends the Governing Board approve the item as presented. Mr. Warren moved and Ms. Doche seconded. Motion passed unanimously.

6.7 AD) Western Feasibility Study – Western is proposing a feasibility study and has come up with a potential solution that would mitigate the problem at the sight. The feasibility study will cost about \$20K. They indicated that based on the drawings they will install 3 monopoles. One pole will be on our property and would allow us not to have to obtain easements. They are proposing installation of monopoles and realignment across our property. The 69 kV line will remain as is. Estimate is \$1.1M to \$1.5M to accomplish. Administration recommends the Governing Board approved the feasibility study not to exceed \$20K. Ms. Reese moved and Mr. Warren seconded. Are we going to be able to reduce the strength of the magnetic fields over the building with this move and what strength? EMF levels will decrease but can't tell how much at this time. Western's feasibility study will not cover EMF output, just whether they will be able to move it. APS line is not a part of the Western discussion but APS said that if Western will make a move, they will too. They are currently conducting a feasibility study on their own. APS is concerned that they won't be earning the money from the utilities if we don't open the school. APS may not pass down any cost. The existing towers will be dismantled. As part of their study, Western will let us know if this is a good thing for us, but no guarantee. The lines will be moved about 200 feet. Bond money would be able to be used to facilitate this and Western is able to do this by December 2006. Administration will bring back a proposal for going forward after the feasibility study and whether or not the 10% flex money will be used to accomplish this. We haven't received information regarding using adjacent ways funding. Height of monopoles – Utility companies have very few restrictions in that respect. Motion passed unanimously

7. UPCOMING CALENDAR EVENTS – Governing Board Work Study Retreat is April 27 and 28. April 26 is the Safety Forum on Internet Safety. Would love to have Members in attendance for the New Teacher Orientation and HUG Awards which are both scheduled on May 11, 2006. Kiwanis is donating money to the new teachers. Will add to the 2006-2007 calendar, evaluation of K-9 searches in May-June timeframe. Long Range Planning Committee will start once parameters come from the Governing Board Retreat. Process to be used by the Long Range Planning Committee should have Board engagement in that process. Strategic planning agenda is a district foundation. Future agenda item is Debriefing of NSBA. CSHS graduation date will be added to the calendar. CSHS Principal selection process will have Dr. Christensen on the screening committee and Ms. Reese on the interview committee.

8. EXECUTIVE SESSION - Motion to move into Executive Session was made by Mr. Warren and seconded by Ms. Doche. Motion passed unanimously at 8:35

9. ADJOURNMENT

Dated this 11th day of April 2006

By Linda Schaner

Ms. Linda Schaner
Executive Assistant to the Superintendent and Governing Board
Cave Creek Unified School District