



Central Consolidated School District #22

Shiprock Administration Office

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REGULAR SCHOOL BOARD MEETING

Shiprock Board Room, Shiprock, NM

May 17, 2011 - 7:00 p.m.

MINUTES

School Board Members

Matthew Tso, President
Bernice Benally, Vice-President
Lupita White, Secretary
Hoskie Benally, Jr., Member
Randy Manning, Member

Administrators

Gregg Epperson, Superintendent
Tim Kienitz, Asst. Superintendent
Sharon Jensen, Asst. Superintendent
Gary Martinez, Director of Accounting

I. ROUTINE MATTERS

- A. Board President, Matthew Tso called the meeting to order and verified that a quorum was present through a roll call at 7:08 p.m.
- B. Bernice Benally led the School Board and audience in the Pledge of Allegiance.
- C. Hoskie Benally, Jr. conducted a prayer.

II. COMMENTS FROM THE AUDIENCE

Kyle Haws, Kirtland community member commented hiring preference.

Scott Nicolay commented on the Open Meetings Act by submitting a letter to the Attorney General Office for violation by the Board.

Alvera Begaye, community member voiced her comment to have students at Shiprock High School walk with their graduation class.

Andrea Hartsfield, Kirtland community member voiced her concern on conflicts of consolidation of school district, fair representation, and cultural diversity.

Beverly Maxwell, Shiprock community member commented on Impact Aid, Bond, and tracking students after NMHSCE.

Andi Ballard, Kirtland community member voiced her support and opinion as a parent regarding the District offices.

Cordell Johnson, Shiprock community member voiced his support for Shiprock High School students to walk the Graduation commencement.

Alan Maxwell, Shiprock community member commented the Facility Master Plan, fire security alarms, and moving of Kirtland Business Office.

Barton Palmer, Kirtland community member commented Navajo preference on hiring process, also reconsider job classification, concern about technology in Shiprock area, and commented the nepotism policy. I cut the pay of Navajo people and that he didn't approve of Hoskie Benally, Jr.'s prayer because it was in English.

Ambrose Chee, Sr., Shiprock community member read a note from a parent regarding Shiprock High School Graduation ceremony.

Donovan Begay, Shiprock community member concerns regarding Kirtland Business Office issues.

Darryn Kamae, Kirtland community member requested from the Board to fully disclose the reason of moving the business office to Shiprock.

Samantha Charley, SHS student, commented that she would like to walk with her graduation class.

Angela Sloan, Kirtland community member commented the hiring process of highly qualified teachers, not minimum requirements.

Margene Purcella, representing Student Nutrition Office, requesting to stay in Kirtland due to food delivery and it would be inconvenience to move to Shiprock.

Dianna Signs, Kirtland community member commented the consolidation of both offices in Shiprock and Navajo preference. Ms. Signs would like to the best education for her children.

Debra Currier, CCSD employee commented in regards to the Kirtland Business Office. Ms. Currier had concerns for office space for 25 plus employees, technology, the participation of Graduation Ceremony, and lastly the Superintendent's evaluation.

Rick Foutz, representing all schools, commented the feasibility and cost analysis of moving the Kirtland Business Office with Shiprock Administration Office.

Kay Anderson, CCSD employee commented her concerns of the relocation of Kirtland Business Office and participation of Graduation Ceremony.

Kelly Bauer, Kirtland community member commented the relocation of Kirtland Business Office and is opposed of the participation of Graduation Ceremony.

Shane Purcella, CCSD employee commented the connection of technology through the Kirtland Business Office.

Rick Nussbaum, CCSD employee commented the technology information on moving technology from Kirtland Business Office to Shiprock Administration Office. The bandwidth is the same in Kirtland and Shiprock, all Frontier connections come from the Shiprock Administration Office and the Kirtland Business Office is the central connection to the Quest connections. If the Kirtland Business Office is shutdown, there are no connections and no internet.

George Francis, Shiprock community member, commented the consolidation of the business offices and participation of the Graduation Ceremony.

Alfreda Scott, Shiprock community member commented student voices and think about the children.

Susan Guillory, Kirtland community member commented the discussion of the business offices and allowing students to graduate that don't meet graduation requirements.

Dennis Fieldsted, CCSD employee explained the factors of the move of Kirtland Business Office, some thought and thinking need to be completed on a feasibility study.

Shannon Hawkins, Kirtland community member asked the Board how the improvement our quality of education based on race and minimum qualifications. Ms. Hawkins is opposed to Navajo preference.

James Randolph was not present at the time of community comments.

Leah Guillory, CCSD employee and Steering Committee member clarified the Facility Master Plan study on Nataani Nez Elementary School. The educational funds are most benefit for our students.

Michael Smart, student addressed the Board to have the students participate in Graduation Ceremony with a certificate.

Mark Duncan, Kirtland community member addressed his concerns on law suit with the district and hopes that the Board follows the law.

Eddie Mike, representing Newcomb schools, supports the move of Kirtland Business Office with Shiprock Administration Office.

Colleen Bowman, expressed that she cannot allow this opportunity to pass without speaking to the Board regarding action item to move the Kirtland Business Office to the Shiprock Administration Office without a feasibility study. Ms. Bowman would like to go on record with the rest of her comments. Ms. Bowman opposed Navajo Preference, yet said she is a "highly qualified Navajo".

III. STUDENT, STAFF, AND COMMUNITY RECOGNITION

Scott Nicolay, Enrichment Coordinator presented trophies to the 2011 CCSD Academic Competition Winners in Geography Bee, Spelling Bee, and Science Fair.

IV. CONSENT AGENDA

- A. Motion by Lupita White, second by Bernice Benally to approve the Consent Agenda with amended motion to remove the Minutes for April 19, 2011 Regular School Board and May 12, 2011 Work Session to the next meeting. *Motion carried, 5-0.*
- B. Motion by Lupita White, second by Hoskie Benally, Jr. to approve the Consent Agenda as amended with removal of Section V – Item G – 2011-2012 Budget for next meeting. *Motion carried, 5-0.*

V. REPORTS

- A. Abena McNeely, Newcomb Elementary School Principal presented the Newcomb Elementary School AYP Strategies. Ms. McNeely provided District Reading and Math Results for 2010 and AYP history from 2004 thru 2010. The PED position is that the “Progressing” designation stands, should Newcomb Elementary not meet AYP next year 2011-2012, they will be designated as SI-1 School and Newcomb Elementary will not receive School Improvement money for four years until they reach CA status.
- B. James Preminger, Media Program Specialist presented lease updates to the Board. Mr. Preminger explained the project review process. Letter of Application requires survey maps and legal description, archaeological survey and clear, environmental assessment and form, fee, and other. Chapter resolution requires for land withdrawal. Submitted to BIA Agency Realty Office, submitted to project review at Division of National Resources; Field clearance write resolution assign 164 review number; Project review section initializes 164 review process; Office of Legislative Services; Office of the President/VP; Submit documents to BIA Agency Realty Office; Start Construction. *Matthew Tso asked Navajo preference in the leases, Mr. Preminger commented that Navajo Nation preference is in both our recent leases as well as our expired leases. Bernice Benally commented that she never suggested that Navajo Nation Law would be imposed, Ms. Benally was misquoted and referring to Indian Preference Law as a state by the Supreme Court of the United States. Hoskie Benally, Jr. commented Navajo and Indian preference on leases and with our policies with CCSD. Randy Manning commented on Navajo law and State law, Mr. Manning also suggested having the Attorney General review the leases before approval by the Board. Matthew Tso asked Mr. Manning on Navajo preference, Mr. Manning commented as a Board member we want the most qualified person for the job. Matthew Tso asked Gregg Epperson what percentage of our teachers and administrators are Navajos? No comment was made, the Board continued to next report.*
- C. Gary Martinez, Director of Accounting, asked the Board for question on Payment of Bills. Randy Manning asked if we are in budget. Gary Martinez answered yes. Bernice Benally asked about check by vendor from Accounts Payable.
- D. Gary Martinez asked the Board for questions on Budget Adjustments and Increases. Matthew Tso asked why there was a carryover on Title II – Teacher/Principal Training

Recruiting for the FY 09-10; Mr. Martinez commented that the state does not carryover in a timely manner.

- E. Gary Martinez presented the Monthly Fiscal Report. Mr. Martinez explained the Year to Date Report.
- F. Gregg Epperson, Superintendent presented the 2010-11 Expenditures itemized in detail by Law Firms. Bond of \$23,000 for Newcomb High School. SPED cases with Cuddy and McCarthy LLP seeking dismissal. Stipend issues. The Board is requesting expenditures data for SPED. *Bernice Benally requested dates on the SPED cases. Matthew Tso asked who authorized purchase order for Management Associates, Gary Martinez will search the authorization of the purchase order. Randy Manning asked for the timeline of approval of the budget, Gregg Epperson commented that the deadline of approval by June 30, 2011.*
- G. Board Members Report

Randy Manning joined the 3rd Grader at the Kirtland Swimming Pool this month. Mr. Manning attended the Opportunities Leadership in Santa Fe, NM and learned the successful program about important of the students.

Bernice Benally attended the Parent As Teachers Award in Ojo Amarillo Elementary School and commended teachers and employees on educating our students. Ms. Benally also participated with Kirtland Elementary School first grade students on a fieldtrip to San Juan College West.

Lupita White – No report

Hoskie Benally, Jr. – No report

Matthew Tso – No report

- H. Superintendent Report
Gregg Epperson recognized the district staff at Board meetings and student awards recognition for accomplishment. Construction freeze projects clarification from the Board to move forward with the projects and the proposed projects in the amount over \$50,000. *Bernice Benally commented the construction freeze and would like to have the minutes reflect that Ms. Benally is not in favor of the construction freeze.* Board Orientation on Friday, May 20, 2011 from 8:00 a.m. to 3:30 p.m. The state in second round of School Improvement Grants of \$4 million allocation, Shiprock High School is one of the thirty schools who have been identified and eleven schools are applying. Mr. Epperson will provide three draft updated Organizational Charts with budget deductions. Also provide Graduation dates to the Board, May 19 Kirtland Central High School, May 20 Shiprock High School, May 21 Newcomb High School, and May 24 Career Prep High School.

VI. ACTION ITEMS

- A. Motion by Hoskie Benally, Jr., second by Lupita White to approve the Waiver of Board Policy I-7450 to allow Certificate of Completion Students to participate in Graduation Ceremony. *Discussion: Randy Manning asked the Board "what do we call it now?"*

First thing is how the principals are going to certify if they are participating for graduation requirements." Mr. Kienitz, Assistant Superintendent provided a brief update on Graduation Unit and Exit Exam Requirements and the policy that they not participate in the Graduation exercise unless they completed the High School Graduation requirements. Bernice Benally questioned the policy interpretation. Matthew Tso commented the participation of graduation ceremony and the policy from State law. Tim Kienitz commented the legal advisement that the Board would have to waive this policy for graduation requirements. Motion carried, 3-2.

(Recorder had low battery, replaced battery)

- B. Motion by Bernice Benally, second by Lupita White to approve the Board Policy I-7400 Board Authorization of Early Graduation. *Motion carried, 5-0.*
- C. Motion by Hoskie Benally, Jr., second by Bernice Benally to approve the Payment of Bills. *Motion carried, 5-0*
- D. Motion by Bernice Benally, second by Hoskie Benally, Jr. to approve the Budget Adjustments and Increases. *Motion carried, 5-0*
- E. Motion by Hoskie Benally, Jr., second by Bernice Benally to approve Nepotism Policy Revision – B-0800 and G-0700. *Discussion: Bernice Benally commented that Nancy Frazzini would review CCSD Nepotism Policy for alignment with recommended state policy language with proposed suggested edits as needed. Randy Manning commented non-compliance with State law by restricting the Superintendent from rehiring or re-employing an certain employee, no where in the State law states that. Hoskie Benally had concerned the nepotism policy if a Board member involved validating of the Superintendent and the Superintendent is supervising a Board member's and they also write evaluation of a particular employee, I see conflict and favoritism. Matthew Tso commented ethical challenges that are facing the districts who are family members who are closely related, circumstances many challenges with the Board. Bernice Benally motioned to ceased discussion, second by Lupita White. Motion carried, 4-1.*
- F. Motion by Hoskie Benally, Jr., second by Bernice Benally to approve Construction of Kirtland Business Office with Shiprock Administration Office without comprehensive Feasibility Study. *Discussion: Randy Manning asked Mr. Epperson for his recommendation on this item. Mr. Manning requested to have this recorded on the minutes that Board President Matthew Tso will not allow recommendation from a Superintendent. Administrative function of HB212 that puts all administration functions in the hands of the administration. This is still an administrative responsibility not the Board by law. Mr. Tso repeatedly told Mr. Manning that he should attend the Work Session. Mr. Manning commented how much money going to save, what is the cost, and how fast this going to happen?*

Bernice Benally requested a subsidiary motion to set time line for all department, Payroll and Technology to complete the transition by June 30, 2011 and secondly Technology department is exempted impact of technology program, Payroll will make transition by July 15, 2011, second by Hoskie Benally, Jr. Discussion: Gregg Epperson objected that there is no way this school district can be moved. Randy Manning commented that the Board is out of order in making this move and this is not the

responsibility of the Board. Matthew Tso commented the motion to have this transition occurred at a time frame, the administration portion is that the Board sets the policy and the items in place and the administration job to execute this consolidation. Motion carried, 4-1.

Randy Manning amended the question. If the building stays open, where is the savings? Bernice Benally commented of moving the Kirtland Early Childhood Center to Kirtland Business Office and sell the Kirtland Early Childhood Center to the Sheriff Office Department or whoever buys the other building, less expense on the District. Randy Manning commented what the cost of the District to move to Kirtland Early Childhood Center to Kirtland Business Office.

Motion by Bernice Benally to ceased discussion, second by Lupita White subsidiary motion to move Payroll by July 15 and all programs included the transition site by June 30, 2011 exemption of Technology. Motion carried, 4-1

VII. CONVENE IN EXECUTIVE SESSION

Motion by Bernice Benally, second by Hoskie Benally, Jr. to move the Executive Session to discuss Limited Personnel Matter [Section 10-15-1(H)(2), NMSA 1978] Superintendent Job Performance, Evaluation, Growth Plan, and Contract to Thursday, May 26, 2011 Special Board Meeting at 7:00 pm Shiprock Board Room, Shiprock, NM. *Motion carried, 4-1.*

VIII. RECONVENE IN OPEN SESSION

No motion taken.

IX. DISCUSSION / ACTION ITEM

No discussion or action item.

X. REQUESTED REPORTS FOR NEXT MEETING

Need timelines and dates – Administration Report.

XI. PLUS / DELTA

Strengths (+):

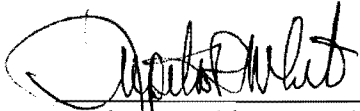
Changes (Δ):

Geography Bee, Spelling Bee, Science Fair Awards
Newcomb Elementary School Report
Community Members
Good Report discussion

XII. ADJOURN

Motion by Bernice Benally second by Hoskie Benally, Jr. to adjourn the Regular School Board meeting at 11:57 p.m. *Motion carried, 5-0.*

Respectfully Submitted,



Lupita R. White, Board Secretary