

THE BOARD OF EDUCATION OF SALT LAKE CITY SCHOOL DISTRICT

Board Business Meeting Session  
and Closed Executive Session

June 2, 2015

The Board of Education of Salt Lake City School District met in a Board Business Meeting and Closed Executive Session at 6:10 p.m. on Tuesday, June 2, 2015, in the Board Room of the Administration Building, 440 East 100 South, Salt Lake City, Utah.

ROLL CALL

Members Present: President Heather Bennett, Vice President Tiffany Sandberg, J. Michael Clára, Rosemary Emery, Melissa Ford, Katherine Kennedy, Kristi Swett, and Josh Whisenant, Student Member.

Also Present: Superintendent McKell Withers; Janet Roberts, Business Administrator; Patrick Garcia, Associate Superintendent School Support; Kristina Kindl, Director of Policy and Legal Services; Craig Ruesch, Interim Executive Director Human Resources; Alan Kearsley, Director of Finance; Kenneth Grover, Director Career & Technology Education and High School Support; Brian Conley, Lead Director, School Leadership Support; James Martin, Elementary School Leadership Support; Joann Price, ELP Supervisor and Elementary School Leadership Support; Janet Clark, representing the Child Nutrition Employees Association; Cindy Mills, representing the Salt Lake Educational Office Personnel Association; Florence Vincent, board legal counsel from Van Cott, Bagley, Cornwall & McCarthy; Representative Joel Briscoe, House District 25; Tyler Poulson, Salt Lake City Corporation, Office of Sustainability; Jason Olsen, Public Information Officer; Allison Sisam, Business Administration Office; and others in the audience.

In accordance with the agenda prepared for the Board Business Meeting of Tuesday, June 2, 2015, five motions were made, including a motion to approve the revised budget for the fiscal year 2014-15, the proposed budget for the fiscal year 2015-16, and the 2015-16 property tax rate. Items are reported as listed in the agenda and not necessarily in the order they were considered.

The meeting was called to order by President Bennett, who presided.

1. CLOSED EXECUTIVE SESSION

A. Litigation, Negotiations, and/or Property

At 6:10 p.m. a motion was made, after which members excused the audience and remained in the board room:

Exhibit:          A6  
Board Meeting: 08/04/2015

\*(1) That the board meet in Closed Executive Session to consider litigation, negotiations, and/or property.

\*\* (Sandberg and Swett)

Present for Closed Session for litigation, negotiations, and/or property were Heather Bennett, Tiffany Sandberg, J. Michael Clára, Rosemary Emery, Melissa Ford, Katherine Kennedy, Kristi Swett, McKell Withers, Janet Roberts, Patrick Garcia, Kristina Kindl, and Florence Vincent, board legal counsel from Van Cott, Bagley, Cornwall & McCarthy.

VOTE RECORD	AYE	NAY	ABSENT
BENNETT	X		
CLÁRA	1, 3 & 5	2	
EMERY	X		
FORD	X		
KENNEDY	X		
SANDBERG	X		
SWETT	X		
A Absent	Ab Abstention	F Failed	
N "No" Vote	NA No Action	T Tabled	
W Withdrawn	*Unanimous Approval		
**Members Making Motion			

Board members adjourned from the Closed Executive Session for litigation, negotiations, and/or property at 6:50 p.m. Board members returned to the Board Business Meeting at 6:50 p.m.

B. Character, Professional Competence, or Physical or Mental Health of an Individual

There was no closed session for Character, Professional Competence, or Physical or Mental Health of an Individual.

2. BOARD STUDY SESSION

- President Bennett welcomed everyone in the audience. She excused Susan McFarland, President, Salt Lake Teachers Association, and recognized the presence of Brian Conley, representing the Salt Lake Association of School Administrators, Janet Clark, representing the Child Nutrition Employees Association, Cindy Mills, representing the Salt Lake Educational Office Personnel Association, and Representative Joel Briscoe, House District 25 and former member of the Board of Education. She told the audience at precisely 7:00 p.m. the Public Hearing on the 2015-16 Annual Budget would begin.
- Representative Briscoe led the audience in reciting the Pledge of Allegiance to the Flag.
- President Bennett and Vice President Sandberg recognized Josh Whisenant for his service as the Student Board Member for 2014-15. They presented him with a plaque and his official board picture. On behalf of the board, they told him it has been an honor having him on the board. They thanked him for his thoughtful comments, and said he had always been an advocate for students and student ideas. He thanked the board for the opportunity, said he feels it has been an educational experience, and he has learned the importance of representation, compromise, and thoughtfulness. He told the board they have been examples for him and he plans to use what he has learned in his life.

- Tyler Poulson, Salt Lake City Corporation, Office of Sustainability, presented the Salt Lake City School District with a proclamation from Salt Lake City Mayor Ralph Becker for being an Energy Efficiency Leader. A copy has been added to the official minutes. Mr. Poulson acknowledged Greg Libecchi, Energy and Resource Manager for the district, for all his work and efforts in helping the district to become a leader in energy efficiency. He also noted the district has received the U.S. Environmental Protection Agency's Energy Star Certification, awarded to buildings in the top 25 percent of energy performance, for 26 of its schools. He said it is an honor to present the Proclamation from the Mayor's office and acknowledge the district's efforts of conserving energy, saving taxpayer resources, and being a great leader in Salt Lake City.

A. CONSENT AGENDA

\*(3) Approval was given to eleven items, including three policies, included in the Consent Agenda. These items are listed below.

\*\* (Kennedy and Ford)

1. The Purchasing/Accounting Report, included a breakdown of items costing over and under \$50,000, increases to existing purchase orders, a payment voucher report that includes travel and professional expenditures, and the Budget Report for April 2015.
2. The Human Resources Department Report, included new contract employment for one employee, changes for one, and releases for 82.
3. Minutes of the Board Business Meeting held May 5, 2015.
4. Minutes of the Board Study Session held May 19, 2015.
5. Trip request from East High School for the SkillsUSA students to attend the 2015 National Skills Championships, June 22-27, 2015, in Louisville, Kentucky, and the 2016 National Skills Championships, June 21-24, 2016, in Louisville, Kentucky.
6. Annual Review and Approval of the Rental Fee Schedule.
7. Annual Review of Approved Resources for Human Sexuality Education. Annual certification of the Salt Lake City School District's compliance with Utah Administrative Code R277-474, School Instruction and Human Sexuality.
8. Required Board Resolution for the Utah Retirement System. Required Board Resolution for 27 employees who are required to contribute to the Utah Retirement System.
9. Utah Consolidated Achievement Plan (UCA) for 2015-2016. Salt Lake City School District's 2015-16 Utah Consolidated Achievement Plan.
10. 2015-2016 School Improvement/LAND Trust Plans. A copy of the School Improvement and LAND Trust Plans have been added to the official minutes.
11. Board Policies:

- a. Policy P-8, Acceptable Employee Use of Internet, Computers, and Network Resources.
- b. Policy S-3, Student Conduct and Discipline.
- c. Policy S-9, Student Health Services and Requirements.

B. REQUESTS TO SPEAK

There were no Requests to Speak.

C. PUBLIC HEARING ON 2015-2016 BUDGET

At 7:00 p.m. President Bennett opened the Public Hearing on the 2015-16 Budget.

1. Requests to Speak on 2015-16 Budget.

- Representative Joel Briscoe addressed the board. He said a tax increase should not be an easy thing to do, nor should they be impossible to do, they should be done when they are prudent and necessary. He said he feels the increase is necessary due to actions of the Legislature. He said he is pleased the board is willing to seek revenue for the Peer Assistance and Review Program that supports new and struggling teachers in the classroom, and to expand professional development for teachers. He said it is good to be with friends and educators, and wanted to thank them for everything they do for the children, parents, and employees of the district.

There were no additional requests to speak on the 2015-16 Budget and President Bennett concluded the Public Hearing.

D. BOARD ACTION ON BUDGET

1. Approval of 2015-2016 Annual Budget.

- a. Revised Budget for 2014-2015
- b. Budget for Fiscal Year 2015-2016
- c. 2015-2016 Proposed Tax Rate

<sup>N</sup>(2) A motion was made that the Board approve the written resolution to adopt the 2015-16 Annual Budget, which resolution is as follows. Approval was given to the motion on a vote of 6 to 1 with Mr. Clára voting "No".

\*\* (Swett and Emery)

*A resolution approving the revised budget for the Fiscal Year 2014-15 as it has been presented to the Board of Education during this meeting on June 2, 2015. Also, approving the budget for the Fiscal Year 2015-16 as it has been presented to the board on this date. Also, approving an increase to the property tax rate necessary to generate \$1.5 million. This rate shall exceed the certified tax rate that will be set by the Salt Lake County Auditor. These funds will be used to: 1) pay a state mandated liability for state sponsored charter school students living in Salt Lake City (Charter School Local Replacement); 2) for the Peer Assistance & Review (PAR) program; and 3) for professional development for teachers.*

*In addition, authorizing any budget adjustments necessary to reflect funds received from the Tax Rate and committing the budgeted amount of the board local discretionary levy to the Special Programs Fund and Capital Reserve Fund.*

Prior to approval of the motion, Ms. Roberts clarified \$900,000 of the increase would be used for Charter School Replacement, with the balance used for the Peer Assistance & Review (PAR) program and professional development for teachers. Ms. Roberts also answered questions from board members on the Charter School Replacement. She said previously the board had authorized \$525,000 for Charter School Replacement and the additional \$900,000 will bring the total to \$1,425,000. She said Charter School Replacement will continue to increase each year. She noted the Charter School Replacement is in addition to the WPU given to charter schools, it is a payment in lieu of charter schools being able to levy taxes.

In closing, Ms. Roberts reminded the board the district would be required to hold a Truth in Taxation hearing in August. She said the date is tentatively scheduled for August 4, but Salt Lake County will tell the district which date the district can hold its hearing.

#### E. DISCUSSION AGENDA

##### 1. Board Policies:

- a. Policy G-14, Advertising. Kristina Kindl gave a brief report on the rationale for a new comprehensive policy on advertising. She said the high school principals would like to take advantage of the opportunity to raise revenue for their schools by selling outdoor advertising via signage. She said the policy subcommittee had met and discussed the proposed policy, as well as draft administrative procedures. She said the policy subcommittee was not opposed to a comprehensive advertising policy, but felt the broader issues of whether to permit schools to raise revenue by selling outdoor advertising, how much advertising space should be allowed, whether to allow advertising at middle and elementary schools, and where and how funds should be used should be placed on the Discussion Agenda at an upcoming board meeting.

Board members held a brief discussion on the proposed policy. They discussed whether the number of outside advertising signage should be equal at the high schools. Ms. Kindle said Highland has the smallest area and there are approximately 25 areas that could be utilized for signs. She noted East and West are willing to accept the number recommended by Highland, and asked if board members would be comfortable with that number. Board members discussed the role School Community Councils should play; the desire for the signs to be standardized and uniform in appearance, and said all would comply with any and all city and local zoning laws. Ms. Kindle told the board the Administrative Procedures could designate advertising should be designed for the public and not target students, placed on perimeter fencing, and facing outward and not towards the students. Board members also briefly discussed where revenue should be recorded and funds used. Some board members felt any revenue should be used to offset fee waivers. Ms. Kindle said the content restrictions for advertising would be the same for all advertising, including signage at the schools and electronic advertising on

school websites. It was noted a previous board did not want advertising except for district functions.

Superintendent Withers reminded board members a decision had been made previously not to advertise on district buses and asked them if they would like to revisit the question. Board members requested staff ask Jordan School District to share their experience including how much revenue it generated, and how much time had to be invested in getting advertising.

Board members requested the policy be brought back on the Action Agenda and that the Administrative Procedures for the policy be included. It was noted the Administrative Procedures will not include advertising on buses until the information that will be requested from Jordan School District has been received.

#### F. ACTION AGENDA

##### 1. Policy B-2, School Board Meetings Administrative Procedures.

<sup>W</sup>(4) A motion was made that the Board approve the Administrative Procedures for Policy B-2, School Board Meetings. The motion was withdrawn by the maker and second.

\*\* (Sandberg and Swett)

Board member Emery distributed a handout proposing some modification to the Administrative Procedures, Section II Public Participation at Board Meetings, relative to how individuals can sign up to address the board during board meetings. A copy has been added to the official minutes. Board members briefly discussed the changes being proposed. Board members also expressed their views about what should and should not be allowed during the public comment period. Board members also discussed reading a brief statement before the Requests to Speak and requested staff check how other school districts and the City begin their public comment period. The Administrative Procedures for Policy B-2 will be modified based on the discussion and will be brought back on the Consent Agenda.

##### 2. Other Action Items.

There were no other Action Items.

#### G. SUPERINTENDENT'S REPORT

##### 1. Miscellaneous Updates:

New Laws and Administrative Rules. Superintendent Withers reported the Utah State Board of Education and the Utah State Office of Education are considering changing their practice of allowing stakeholders to review and comment on Administrative Rules before they go to the State Board of Education. He said he hopes they decide against the change and will keep board members updated.

Utah Statewide Education Plan. Superintendent Withers distributed a handout from the Governor's office. He said the Governor's office is trying to regroup advocates to create a single, long range statewide plan. A copy of the handout has been added to the official minutes.

Superintendent Withers distributed a handout entitled "Prosperity Through Education." A copy has been added to the official minutes. He said the handout is a one page summary of the Prosperity 2020 document. He will send board members a link to the full Prosperity 2020 document in the Friday packet.

Superintendent Withers, in preparation for the June 16, 2015 Board Annual Planning Session, distributed a handout entitled Salt Lake City School District Draft 2016 Legislative Priorities." A copy has been added to the official minutes. He asked board members if they had any feedback prior to the Planning Session to let him know.

Superintendent Withers reported the Innovations Early College High School commencement ceremonies were very nice, and he noted Board Member Swett had accepted the graduating class on behalf of the board.

In response to whether the Board would like to weigh in on the proposed science standards, President Bennett will draft a letter of support. The draft will be sent to board members for comment.

#### H. ADJOURNMENT

Following a motion by Ms. Swett, seconded by Ms. Ford, the meeting was adjourned at 8:30 p.m.

Janet M. Roberts  
Business Administrator

aps

**Salt Lake City School District  
Addition to the Minutes of the Board Business Meeting 06/02/2015**

**OFFICIAL EXHIBITS OF BOARD MEETING**

Official exhibits provided to the board and made available to the public as part of the meeting agenda can be found [here](#).

**ADDITION TO THE MINUTES**

The Board of Education of Salt Lake City School District acts by vote of a majority of the board members in an open and public meeting. Statements by individual board members, in or out of board meetings, written, oral or in social media, do not necessarily represent the views of the majority of the board or any other board member. Nevertheless, out of respect to the elected office that each board member holds and consistent with state law and board policy, the board allows its members to attach to board meeting minutes any other information that any member requests. When the board votes to approve minutes, that vote signifies that the minutes are a correct record of what occurred and what was asked to be included in the minutes. It does not signify any individual board member's agreement with the substance of the content.

The following information was distributed in the public meeting of the board, and has been included in the minutes at the request of the board member(s):

Proclamation from Salt Lake City Mayor Ralph Becker for being an Energy Efficiency Leader – distributed as part of a recognition 2015-2016 School Improvement and LAND Trust Plans	<a href="#">Agenda Item 2</a>
Included as part of the Consent Agenda	<a href="#">Agenda Item A10</a>
Resolution approving the 2015-16 Annual Budget	
Distributed as part of the Board Action on Budget	<a href="#">Agenda Item D1</a>
Proposed Changes to Administrative Procedures for Policy B-2	
Distributed by Board Member Emery	<a href="#">Agenda Item F1</a>
Resolving Divisive Issues in Education	
Distributed as part of the Superintendent's Report	<a href="#">Agenda Item G1a</a>
Prosperity Through Education	
Distributed as part of the Superintendent's Report	<a href="#">Agenda Item G1b</a>
Salt Lake City School District Draft 2016 Legislative Priorities	
Distributed as part of the Superintendent's Report	<a href="#">Agenda Item G1c</a>