

GLENDALE ELEMENTARY SCHOOL DISTRICT NO. 40

Special Meeting of the Governing Board - *TELEPHONIC*

December 2, 2016, 8:00 a.m.

Public Notice - Meeting Agenda

Notice of this meeting has been posted consistent with the requirements of A.R.S. §38-431.02.

The meeting's location is the Executive Conference Room in the District Office, 7301 N. 58th Avenue, Glendale.

The Board reserves the right to change the order of items on the agenda, with the exception of public hearings, which are scheduled for a specific time. Governing Board members may participate via telephone conference call if necessary. The Governing Board reserves the right to convene to executive session for the purpose of obtaining legal advice from its attorney for any item listed on the agenda, in person or by telephone, pursuant to A.R.S. §38-431.03(A)(3).

GOVERNING BOARD PRIORITIES

- Student Achievement
- Quality Teachers and Staff
- Financial Stability
- Community Engagement

OUR GOALS

Increase Student Achievement Eliminate the Achievement Gap

1. Call to Order and Roll Call

2. Opening Exercises

- a. Offer of Spanish Interpretation
- b. Moment of Silence
- c. Pledge of Allegiance
- d. Adoption of Agenda
- e. Approval of Acting Clerk (if necessary)

3. Call to the Public

The public is invited to address the Board on any issue within its jurisdiction, subject to reasonable time, place and manner restrictions. Governing Board members are not permitted to discuss or take legal action on matters raised during open call to the public unless the matters are properly noticed for discussion and legal action. However, the law permits Board members to do the following at the conclusion of the open call to the public: (a) Respond to criticism made by those who have addressed the Board; (b) Ask staff to review a matter; or (c) Ask that a matter be put on a future agenda.

Those wishing to address the Board should complete a "Call to the Public" form and submit it to the Board Secretary prior to the start of the meeting. Each speaker will be provided three (3) minutes to address the Board, unless provided other direction by the Board. At the outset of the speaker's remarks, the speaker should state their name and the Board requests that the speaker provide his/her address.

4. Action Items

a. Arizona School Boards Association Proposed Bylaw Changes

The Governing Board will discuss the proposed changes to Arizona School Boards Association bylaws and take action to provide direction in casting the Board's vote associated with these changes.

5. Adjournment

GLENDALE ELEMENTARY SCHOOL DISTRICT

ACTION AGENDA ITEM

AGENDA NO: 4.A. TOPIC: Arizona School Boards Association Proposed Bylaw Changes

SUBMITTED BY: Mr. Joe Quintana, Superintendent

RECOMMENDED BY: Mr. Joe Quintana, Superintendent

DATE ASSIGNED FOR CONSIDERATION: December 2, 2016

RECOMMENDATION:

The Governing Board will discuss the proposed changes to Arizona School Boards Association bylaws and take action to provide direction in casting the Board's vote associated with these changes.

RATIONALE:

Arizona School Boards Association members are asked to cast their vote regarding proposed changes to two of its bylaws. Voting is being done electronically in accordance with the new voting procedure adopted by the membership two years ago. Voting on these items will remain open through 5 p.m. on Monday, December 5, 2016.

The following information was provided by ASBA to assist in following the new voting protocol:

1. Each ASBA member board collectively is entitled to one vote.
2. A 2/3 affirmative vote of the entire membership (not just of those voting) is required to pass a bylaw change.
3. Each member board is requested to calendar, debate and take action to direct its board secretary to vote on its behalf.
4. Once the board has taken action to direct its secretary regarding casting its vote, the board secretary will enter its vote electronically accordingly.

The proposed bylaw changes are attached for reference.



SUMMARY: Proposed Changes to ASBA Bylaws – 2016

- Proposal A** ASBA Governance Committee proposes that if any director or officer on the ASBA Board of Directors misses more than one meeting in a given year it will be deemed that they have vacated their office.
- Proposal B** Chino Valley USD recommends that a bylaw may be amended or repealed by 2/3 of the member boards that are VOTING instead of by 2/3 vote of the entire membership.
- Proposal C** The ASBA Hispanic Native American Indian Caucus (HNAIC) proposal will allow a seat on the ASBA Board of Directors for the President and Past President of the HNAIC and one for the President of the Black Caucus.
- Proposal D** ASBA Governance Committee proposes a change that would require a candidate wishing to run from the floor for an Executive Officer position must provide written notification to the Nominating Committee and Executive Director one week prior to the annual membership meeting.
- Proposal E** Maricopa USD proposes the elimination of running from the floor for candidates who seek a position on the Executive Committee. The Nominating Committee should provide two or more nominees for each open seat on the Executive Committee to be voted on at the annual membership meeting.
- Proposal F** Oracle ESD proposes the elimination of running from the floor for candidates who seek a position on the Executive Committee.

Bylaw Proposals

PROPOSED ASBA BYLAW CHANGE: ARTICLE V, SECTION 9

Rationale: The ASBA Governance Committee has recommended the proposed bylaw change to strengthen the commitment and responsibilities of the ASBA Board of Directors.

Changes are reflected by strikethrough and underlined text.

<p>Current language:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 9. Vacancies and Removal from Office A vacancy in any office or on the Board of Directors occurring between annual membership meetings shall be filled by a vote of the Board of Directors. Such person shall hold office until the next annual membership meeting of the Association. Any officer or director who <i>misses more than one meeting out of any four (4) consecutive meetings, unless he/she is excused</i> by the Board for a valid reason, may have his/her office vacated by action of the board.</p>	<p>Proposed change:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 9. Vacancies and Removal from office A vacancy in any office or on the Board of Directors occurring between annual membership meetings shall be filled by a vote of the Board of Directors. Such person shall hold office until the next annual membership meeting of the Association. Any officer or director who misses more than one meeting out of any four (4) <u>quarterly consecutive meetings in a given year (December through September)</u>, unless he/she is excused by the Board for a valid reason, may <u>will be deemed to have vacated</u> his/her office. vacated by action of the board.</p>
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PROPOSED ASBA BYLAW CHANGE: ARTICLE VIII, SECTION 1

Rationale: The Chino Valley USD Governing Board has recommended the proposed bylaw change because they feel the requirement that affirmative votes from two-thirds of all boards can become an insurmountable burden if there are boards that don't vote.

For example, if only 10% of the members don't submit a vote, for a proposed bylaw change to pass it requires over 74% of the voting members to vote in the affirmative in order to pass.

Hypothetical Examples (with current bylaw)

200 member boards
 200 boards vote (100% voting)
 134 boards vote in the affirmative for change to pass
 67% affirmative votes from voting members

200 member boards
 180 boards vote (90% voting)
 134 boards vote in the affirmative for change to pass
 74% affirmative votes from voting members

Hypothetical Examples (with proposed bylaw change)

200 member boards
 200 boards vote (100% voting)
 134 boards vote in the affirmative for change to pass
 67% affirmative votes from voting members

200 member boards
 180 boards vote (90% voting)
 120 boards vote in the affirmative for change to pass
 67% affirmative votes from voting members

Changes are reflected by underlined text.

<p>Current language:</p> <p>Article VIII - Amendment of Bylaws and Core Beliefs</p> <p>Section 1. These Bylaws or the Core Beliefs may be amended or repealed, or new ones adopted as follows:</p> <p>(a) By a vote of two-thirds of the member boards using an electronic vote of the membership using a procedure adopted by the Board of Directors.</p> <p>(b) Amendments may be submitted by action of a member board, the Board of Directors of this Association, or any committee appointed by it, and shall be transmitted to the executive director not later than September 15. Such amendments shall be forwarded to the membership at least thirty (30) days prior to the opening of electronic voting as approved by the ASBA Board of Directors.</p>	<p>Proposed change:</p> <p>Article VIII - Amendment of Bylaws and Core Beliefs</p> <p>Section 1. These Bylaws or the Core Beliefs may be amended or repealed, or new ones adopted as follows:</p> <p>(a) By a vote of two-thirds of the member boards <u>voting</u> using an electronic vote of the membership using a procedure adopted by the Board of Directors.</p> <p>(b) Amendments may be submitted by action of a member board, the Board of Directors of this Association, or any committee appointed by it, and shall be transmitted to the executive director not later than September 15. Such amendments shall be forwarded to the membership at least thirty (30) days prior to the opening of electronic voting as approved by the ASBA Board of Directors.</p>
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PROPOSED ASBA BYLAW CHANGE: ARTICLE V, SECTION 2

Rationale: Current ASBA Bylaws include a Board seat for the HNAIC President. HNAIC Bylaws dictate the president's seat alternate between a Native American and a Hispanic member annually. As a result, each year the president and the immediate past-president will represent each of the two distinct groups of board members. This proposal allows for the Caucus to have each group represented by individuals in their respective roles of president and immediate past-president to serve on the ASBA Board.

Changes are reflected by underlined text.

<p>Current language:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 2. Board of Directors The governing body of the Association shall be a Board of Directors consisting of the officers, one representative from each of the counties of the state, except Maricopa and Pima counties which are allotted two (2) representatives. County representatives shall serve for a period of two (2) years with no member serving more than three (3) consecutive two (2) year terms. However, at the first meeting of the Board of Directors after the adoption of the bylaws, county representatives shall determine by lot the one-half of their number who will serve for one (1) year and the one-half who will serve for two (2) years. Thereafter, members of the Board of Directors shall be elected by member boards of their counties at their annual County Workshop meetings. Ex-officio members of the Arizona School Boards Association Board of Directors shall be:</p> <ul style="list-style-type: none"> (a) Any person residing in Arizona who is either an officer or director of the National School Boards Association during his/her term of office in the national body, and (b) Any member of an ASBA active member Governing Board serving as President of the Arizona Hispanic Native American Indian Caucus and Black Caucus during his/her term of office in the Caucus. 	<p>Proposed change:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 2. Board of Directors The governing body of the Association shall be a Board of Directors consisting of the officers, one representative from each of the counties of the state, except Maricopa and Pima counties which are allotted two (2) representatives. County representatives shall serve for a period of two (2) years with no member serving more than three (3) consecutive two (2) year terms. However, at the first meeting of the Board of Directors after the adoption of the bylaws, county representatives shall determine by lot the one-half of their number who will serve for one (1) year and the one-half who will serve for two (2) years. Thereafter, members of the Board of Directors shall be elected by member boards of their counties at their annual County Workshop meetings. Ex-officio members of the Arizona School Boards Association Board of Directors shall be:</p> <ul style="list-style-type: none"> (a) Any person residing in Arizona who is either an officer or director of the National School Boards Association during his/her term of office in the national body, and (b) Any member of an ASBA active member Governing Board serving as President <u>and Past President</u> of the Arizona Hispanic Native American Indian Caucus <u>and the President of the Black Caucus</u> during his/her term of office in the Caucus.
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PROPOSED ASBA BYLAW CHANGE: ARTICLE V, SECTION 5

Rationale: The ASBA Governance Committee has recommended the proposed bylaw change to facilitate fairness in the voting process.

Changes are reflected by underlined text.

<p>Current language:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained.</p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>	<p>Proposed change:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained <u>and written notification was made to the Nominating Committee Chair and Executive Director one week prior to annual membership business meeting.</u></p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>
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PROPOSED ASBA BYLAW CHANGE: ARTICLE V, SECTION 5

Rationale: The Maricopa USD Governing Board has recommended the proposed bylaw change because they believe that in order for a true “election” the nominating committee must put forth two or more names for each executive board office to be voted on by the membership. The practice of the past, placing one name for election, was more of an appointment not an election. We also believe that individuals should not be able to run for office from the floor because it nullifies the nomination process and devalues the Nominating Committee, candidates and the election process.

Changes are reflected by strikethrough and underlined text.

<p>Current language:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained.</p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>	<p>Proposed change:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one <u>two</u> or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained.</p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>
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PROPOSED ASBA BYLAW CHANGE: ARTICLE V, SECTION 5

Rationale: The Oracle ESD Governing Board has recommended the proposed bylaw change to encourage the nominating committee to nominate more than one nominee for each office and that all nominees for an executive officer position be required to follow the same nomination process and be vetted, and those who meet those requirements be offered up for consideration to the general membership to vote on at the annual membership meeting.

Changes are reflected by strikethrough.

<p>Current language:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained.</p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>	<p>Proposed change:</p> <p><i>Article V – Officers and Board of Directors and Executive Committee</i></p> <p>Section 5. Nominations and Elections A nominating committee shall be constituted and selected as follows: the immediate past president of the Association shall serve as chairman of the committee and the remaining members shall be appointed by the president in consultation with the directors from those counties in which a county representative to the Board of Directors is elected for a two-year term. No two (2) members of the nominating committee shall be from the same county, and no more than three (3) members, in addition to the past president, shall be members of the Board of Directors. The committee shall submit a slate of officers consisting of one or more nominees for each office to the general membership at an annual membership meeting. Additional nominations may be made from the floor provided the consent of the nominee has been obtained.</p> <p>The election of officers of the Association shall take place at the annual membership meeting. The election shall be by written ballot when there is more than one nominee for any office and only designated delegates shall be allowed to vote. The officers, county representatives, and ex-officio members of the Board of Directors shall take office at the close of the annual membership meeting. County representatives to the Board of Directors shall be nominated and elected by the official delegates of the governing boards of school districts at the county workshop of each county.</p>
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