

**MINUTES OF THE SPECIAL MEETING
OF THE GOVERNING BOARD
SCOTTSDALE UNIFIED SCHOOL DISTRICT NO. 48**

August 26, 2008

A Special Meeting of the Governing Board of the Scottsdale Unified School District, #48, Maricopa County, was called to order at 6:02 PM, at the Scottsdale Unified School District Education Center Board Room, 3811 North 44th Street, Phoenix, Arizona.

Board Members in attendance were Karen Beckvar, President; Dr. Eric Meyer, Clerk; Molly Holzer; Jennifer Petersen; and Dieter Schaefer. Superintendent John M. Baracy was also present. A quorum was present.

Ms. Beckvar moved to convene in executive Session for:

- A. Discussion and consideration of the dismissal of Dr. Barbara Valencia-Ortega, and including discussion and consultation for legal advice with Board Attorneys on the same subjects, pursuant to A.R.S. §38-431.03(A)(1) and (3). (The employee has been notified in writing in accordance with the statutory provision.)

Mr. Schaefer seconded the motion.

The motion was approved with a vote of 5 – 0.

Ms. Beckvar noted that the Board will conduct the legal advice portion of the Executive Session with a separate Board attorney in the Superintendent's Conference Room.

At 6:47 PM, Board Members returned to the Education Center Boardroom to continue the Executive Session.

At 7:00 PM, the Executive Session was recessed and the Special Meeting reconvened.

Ms. Beckvar stated that the interpretation the Board received from separate counsel in terms of the Board's ability to appoint an advisory panel is being interpreted to mean that the Board can appoint a hearing officer to do a finding of fact in this matter.

Ms. Beckvar stated that the Board was looking for a motion to appoint a Hearing Officer from the approved list that is maintained by the American Arbitration Association as well as a list that the Trust maintains with respect to these issues, to have a finding of fact done by a mutually agreed upon Hearing Officer between the District and Dr. Valencia-Ortega for the Board.

Ms. Beckvar moved that Administration and Dr. Valencia-Ortega agree upon a Hearing Officer to provide a fact finding and present those findings of fact to the Board at a later date. Dr. Meyer seconded the motion.

The motion was approved with a vote of 5 – 0.

Ms. Beckvar stated to Dr. Valencia-Ortega that because most of the current Board Members have served with her counsel as Board Members, they felt it would be the

Motion #36

Convene in Executive Session

Executive Session
Recessed and
Special Meeting
Reconvenes

Motion #37

Appoint a Mutually
Agreed Upon Hearing
Officer

fairest approach to not have themselves do the fact finding in this case but have it done by an independent party to be presented to the Board.

At 7:04, Mrs. Holzer moved to adjourn the Executive Session. Mr. Schaefer seconded the motion.

The motion was approved with a vote of 5 – 0.

Mr. Schaefer moved to adjourn the Special Meeting. Mrs. Petersen seconded the motion.

The motion was approved with a vote of 5 – 0.

Dated this 26th day of August 2008.

The Governing Board of the Scottsdale Unified School District #48

Karen Beckvar, President

Eric Meyer, Clerk

Molly Holzer

Jennifer Petersen

Dieter Schaefer

Motion #38
Adjourn Executive
Session

Motion #39
Adjourn Special
Meeting