

POWAY UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION  
**SPECIAL BOARD MEETING**  
September 29, 2021

The Board of Education Special Meeting will be conducted entirely online, via virtual/video conferencing. Governor Newsom’s Executive Order N-29-20 waived the requirement for Board Members to physically participate in a public Board Meeting at the same location. Members of the public can view the meeting via livestream and can participate in the meeting electronically via Zoom, by following the instructions for submitting a request to make public comments on agenda items only listed on the agenda below.



**POUSD VISION STATEMENT**  
*Creating Culture and Conditions to  
Empower World-Class Learners*

**POUSD MISSION STATEMENT**  
*Inspiring Passion and Preparing Every Student to Thrive  
in College, Career, and Life by Providing Personalized,  
Rich, and Rigorous Learning Experiences*

The Meeting will be livestreamed and can be viewed via the below link:  
[bit.ly/PUSDLiveBoardStream](https://bit.ly/PUSDLiveBoardStream)

**DATE:** September 29, 2021  
**TIME:** 6:00 p.m. – 7:00 p.m.  
**PLACE:** Via Virtual/Video Conferencing

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|---------------------------|-----------|
| <b>1.0 CALL TO ORDER</b>  | Couvrette |
| 1.1 Pledge of Allegiance  | Couvrette |
| 1.2 Members in Attendance | Couvrette |
| <b>2.0 PUBLIC COMMENT</b> | Couvrette |

The Board will hear public comment on agenda items only.

**To Speak or Comment Live:**

The Board of Education Special Meeting will be conducted entirely online, via virtual/video conferencing. If you wish to address the Board directly during the meeting, fill out a public speaker request form: [bit.ly/PUSDSpeakerRequestForm](https://bit.ly/PUSDSpeakerRequestForm).

The speaker request form must be submitted between 3:30 p.m. and 6:00 p.m. on the day of the Special Board Meeting. Upon submission of the form, you will receive instructions on how to join via Zoom or by telephone. **Individual speakers are limited to 3-minutes, and there is a 15-minute time limit per topic.** When time is up, your microphone will be muted.

**To Submit Written Comments:**

If you wish to provide written comments as part of the record, you may submit your comments to [bit.ly/PUSDWrittenComments](http://bit.ly/PUSDWrittenComments). **Written comments will not be read aloud during the meeting, but will be provided to the Board Members.** Once the Board Agenda is posted 24-hours prior to the Special Board Meeting, written comments will be accepted until 6:00 p.m. on the day of the Special Board Meeting. Written comments are limited to 400 words. Please be advised that any communications directed to the Poway Unified School District, including Board members and District staff, are subject to disclosure pursuant to the California Public Records Act. Communications will not be edited for redactions, except in compliance with State law.

### 3.0 ACTION ITEMS

Couvrette

- 3.1 Resolution No. 13-2022 Continuing Board Trustees Authority to Hold Virtual Meetings Pursuant to AB 361
  
- 3.2 Consideration of Virtual Meetings after September 30, 2021, for the Poway Unified School District Board of Education

### 4.0 ADJOURNMENT / NEXT MEETING

Couvrette

The next **regularly** scheduled Board Meeting will be held on **Thursday, October 14, 2021, at 6:00 p.m.** at the Poway Unified School District Office, 15250 Avenue of Science, San Diego.

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*In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications, or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's Governing Board, please contact the office of the District Superintendent at (858) 521.2700 [15250 Avenue of Science, San Diego]. Notification 24 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with the meeting in appropriate alternative formats for persons with a disability.*

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*Written materials relating to an item on this agenda that are distributed to the Poway Unified School District Board of Education within 24 hours before it is to consider the item at a special meeting will be available for public inspection at 15250 Avenue of Science, San Diego, during normal business hours. Such written materials will also be made available on the district website [www.powayusd.com], subject to staff's ability to post the documents before the regularly scheduled meeting.*

**Poway Unified School District**

**RESOLUTION NO. 13-2022  
RESOLUTION CONTINUING BOARD OF EDUCATION AUTHORITY TO HOLD  
VIRTUAL MEETINGS PURSUANT TO AB 361**

**ON MOTION of Member \_\_\_\_\_**, seconded by  
Member \_\_\_\_\_, the following resolution is adopted:

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from the coronavirus (COVID-19); and

**WHEREAS**, on March 17, 2020, Governor Newsom issued Executive Order N-29-20 suspending certain provisions of the Brown Act pertaining to teleconferenced meetings; and

**WHEREAS**, on June 11, 2021, Governor Newsom issued Executive Order N-08-21 which indicated that Executive Order N-29-20's authorization for holding virtual meetings would expire on September 30, 2021; and

**WHEREAS**, on September 16, 2021, Governor Newsom signed AB 361 (Rivas) as urgency legislation effective immediately, which provides that legislative bodies may continue to meet remotely during a declared State of Emergency subject to certain conditions; and

**WHEREAS**, AB 361 amends the Brown Act (Government Code section 54953) to add the following provision:

(e)(1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:

(B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

**WHEREAS**, AB 361 amends the Brown Act (Government Code section 54953) to add the following provision:

(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:

(A) The legislative body has reconsidered the circumstances of the state of emergency.

(B) Any of the following circumstances exist:

- (i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

**THEREFORE, BE IT RESOLVED** that the Board of Education of the Poway Unified School District finds that the Governor's March 4, 2020 declaration of a state of emergency due to the COVID-19 pandemic remains active.

**BE IT FURTHER RESOLVED**, the Board of Education of the Poway Unified School District finds that due to the state of emergency meeting in person would present imminent risks to the health or safety of attendees and/or the state of emergency continues to directly impact the ability of the members to meet safely in person due to the prevalence of the Delta variant of the COVID-19 virus, the indoor setting of meeting facilities, the potential presence of unvaccinated individuals attending meetings, the potential for noncompliance with mask wearing requirements, and desire to protect the health of immuno-compromised trustee(s), staff and the public.

**PASSED AND ADOPTED** on September 29, 2021, by the following

AYES:  
NOES:  
ABSENT:  
ABSTAIN:

STATE OF CALIFORNIA )  
COUNTY OF SAN DIEGO )

This is to certify that the foregoing document is a true copy of the Resolution of the Board of Education of the Poway Unified School District of San Diego County.

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Dr. Darshana Patel, Clerk of the Board of Education