



**POWAY UNIFIED SCHOOL DISTRICT
MINUTES OF THE BOARD OF EDUCATION
AT A REGULAR MEETING
Amended**

February 14, 2017
District Office Community Room

Board President O'Connor-Ratcliff called the meeting to order at 2:46 p.m. to receive public comment and action on items A-7, D-208, D-209, and public comment on closed session items. There were no public comments.

Agenda items A-7, D-208, and D-209 were heard in open session prior to closed session.

CLOSED SESSION

Board members convened to closed session in the Board Conference Room at 3:02 p.m. The closed session was adjourned at 7:32 p.m., and Board members reconvened in the Community Room to begin their regular meeting and relay any reportable action taken during closed session.

REGULAR MEETING

A. PRELIMINARY FUNCTIONS

A-1 Reconvene / Call to Order

The regular meeting of the Board of Education was called to order at 7:35 p.m. by Board President O'Connor-Ratcliff.

A-2 Report Out of Closed Session

1. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a); Case No. CPF-15-514477

Legal Counsel: Randall Winet and Melisa San Angelo

2. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(a); Case No. 37-2015-00003285-CU-MC-CTL

Legal Counsel: Daniel Shinoff

3. CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8; Parcel Number 678-070-25-00; 312-293-11-00, 306-250-27-00, and 306-250-32-00

Legal Counsel: Best Best & Krieger, Tyree K. Dorward

4. CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Pursuant to Government Code Section 54956.8

Property: Poway Performing Arts Center, 15498 Espola Road, Poway, CA 92064

Agency Negotiator: Chad Koster and Kamran Azimzadeh

Negotiating Parties: Chad Koster and Kamran Azimzadeh

Under Negotiation: Price and Terms of Payment

5. CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR

Agent Negotiator: Sandra Huezo

PFT, PSEA Unit I and Unit II

6. CLOSED SESSION: PUBLIC EMPLOYEE
DISCIPLINE/DISSMISSAL/RELEASE/COMPLAINT
Pursuant to Government Code Section 54957; (1 Case)
Unrepresented Employees: Management

7. CLOSED SESSION: PUBLIC EMPLOYMENT: Superintendent
Pursuant of Government Code Section 54957

8. CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR
Agent Negotiator: Board Members T.J. Zane and Charles Sellers
Unrepresented Employee: Superintendent

9. CLOSED SESSION: PUBLIC EMPLOYMENT
Pursuant to Government Code Section 54957
Title: Superintendent

10. CLOSED SESSION: PUBLIC EMPLOYMENT: Interim Superintendent
Pursuant to Government Code Section 54957

11. CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR
Agent Negotiator: Board Members T.J. Zane and Charles Sellers
Unrepresented Employee: Interim Superintendent

12. CLOSED SESSION: PUBLIC EMPLOYEE APPOINTMENT
Pursuant to Government Code Section 54957
Title: Interim Superintendent

Clerk Patel reported that in the matter of item No 2, on a motion by Mr. Zane and a second by Dr. Patel, the Board voted unanimously to reject the settlement offer in Case No. 37-2015-00003285-CU-MC-CTL. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously: 5-0.*

Clerk Patel reported that in the matter of item No 7, on a motion by Mr. Zane and a second by Board President O'Connor-Ratcliff, the Board selected Dr. Marian Kim-Phelps as the finalist for the District's new Superintendent. *Ayes: O'Connor-Ratcliff, Zane, and Patel. Noes: Beatty and Sellers. Motion carried: 3-2.*

Clerk Patel reported that in the matter of item No 12, on a motion by Mr. Zane and a second by Board President O'Connor-Ratcliff, the Board appointed Dr. Mel Robertson as Acting Interim Superintendent, and will consider a contract in open session at our March 7th Regular Board Meeting. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously: 5-0.*

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Board President O'Connor-Ratcliff led the salute to the flag.

A-4 Members in Attendance

All Board members were in attendance, including Student Board Member Ella Smith.

A-5 Welcome to Public

Kimberley Beatty welcomed the public and offered instructions on the procedure for addressing the Board during the Public Comments segment of the meeting.

A-6 Approval of Minutes

On a motion by Mr. Zane, and a second by Dr. Patel, the minutes of the January 31, 2017, Regular Board Meeting were approved as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Mrs. Beatty, the minutes of the January 30, 2017, Special Board Meeting were approved as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Mrs. Beatty, the minutes of the February 6, 2017, Special Board Meeting were approved as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

A-7 was heard in open session prior to the start of closed session.

A-7 Approval of Agenda Sequence

Following discussion, the Board recommended that items D-208 and D-209 be heard prior to closed session agenda items. On a motion by Mr. Zane, and a second by Dr. Patel, the agenda sequence was approved. *Ayes: O'Connor-Ratcliff, Zane, and Patel. Noes: Beatty and Sellers. Motion carried, 3-2.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 104 Approval of Single Plan for Student Achievement (SPSA) for Elementary, Middle, and High Schools for 2016-2017
- 105 Approval of College Readiness Block Grant Funding Plan – Second Reading

200 – PERSONNEL SUPPORT SERVICES

- 203 Approval of 2017-2018 Year-Round Student Attendance Calendars for Abraxas High School and Valley Elementary School
- 204 Approval of Resolution No. 68-2017 Entitled “Authorization to Teach Out of Major or Minor Fields”
- 205 Approval of Student Teaching Agreements with Grand Canyon University and Brandman University
- 206 Approval of Clinical Facilities Agreement in Occupational Therapy Assistant with University of St. Augustine
- 207(a) Approval of Certificated Personnel Report No. 07-2017
- 207(b) Approval of Classified Personnel Report No. 07-2017

300 – BUSINESS SUPPORT SERVICES

- 303 Approval/Ratification of Contractual Services Report No. 07-2017
- 304 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- 305 Approval of Resolution No. 72-2017 Entitled “Authorization to Purchase Playground Equipment, Playground Surfacing, Outdoor Site Furnishings, and DSA-Approved Shade

Shelters through March 2018 through the Colton Joint Unified School District Bid No. 15-04”

- 306 Approval of Resolution No. 73-2017 Entitled “National School Breakfast Week 2017”
- 307 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- 308 Authorization to Enter into a Project Agreement Between the Poway Unified School District, and the K-12 Public Schools and Community Colleges Facility Authority, for development of a Storm Water Quality Improvement Project at the District Transportation Yard
- 309 Accept Proposals Submitted for Legal Services in Response to District’s Request for Proposals (RFP) No. 2017-01P

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

Mrs. Beatty asked that item E-303 be pulled for further discussion. On a motion by Mr. Zane, and a second by Mrs. Beatty, with the exception of item E-303, the items on the consent calendar were approved as presented. *Ayes: O’Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Representative Reports

There were no student reports for this Board Meeting.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- Dr. Apostle recognized Dr. Mel Robertson, Learning Support Services Associate Superintendent, and Kathleen Porter, Executive Director of Career, Technical, and Adult Education, for being selected as one of the Administrators of the Year for the Association of California School Administrators.
- Dr. Apostle spoke about the Local Control Accountability Plan (LCAP) forums being held at several school sites and encouraged feedback in person or online via the PUSD homepage link or our mobile app.
- Board President O’Connor-Ratcliff, recognized and thanked Dr. Tony Apostle for his work as Interim Superintendent.

(b) Student Recognition

Accomplishments and awards earned by students were recognized

(c) Staff Recognition

Accomplishments and awards earned by staff members were recognized.

(d) School Recognition

Accomplishments and awards earned by schools were recognized.

B-3 Board Member Reports

Board members reported on their activities and events attended since the previous meeting.

C. PUBLIC COMMENTS

Suhas Subramanya spoke about the need for a Districtwide recycling program.

Angie Robert spoke about hate crimes and vandalism, asking for PUSD to follow-up on security.

Joan Little spoke in favor of a Safe Haven letter and resolution.

David Little spoke in favor of a Safe Haven Letter and resolution.

Janet Lettang encourages LCAP survey participation either at sites or on-line.

Eleanor Patella requested a Safe Haven Resolution vote at PUSD's March 7th Board Meeting.

Terry Norwood spoke in favor of a March 7th Safe Haven Resolution vote.

Item D-302: Janet Lettang spoke in favor of solar at Poway Performing Arts Center, and requested work be done during the summer.

Item H-4: Alexia Clausen spoke in favor of updating our World Language text books.

Item H-4: Richard Mason spoke in favor of updating Spanish text books.

Item H-4: Holly Lecakes-Jones spoke in favor of updating Spanish/World Language text books.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education ratified student discipline Case No. 2016-2017.11. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-102 Public Hearing and Approval of Renewal of General Education Equity of Time Waiver for Transitional Kindergarten Instructional Minutes Requirement

Board President O'Connor-Ratcliff opened a public hearing at 8:24 p.m. to hear any public comments on this issue. Hearing none, the public hearing was closed. On a motion by Mr. Zane, and a second by Mrs. Beatty, the Board of Education voted to approve the renewal of General Education Equity of Time Waiver for Transitional Kindergarten Instructional Minutes Requirement. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-103 Approval of Redesignation of Title I Elementary School from Targeted Assistance to Schoolwide Title I for Pomerado Elementary School

On a motion by Dr. Patel, and a second by Mrs. Beatty, the Board of Education voted to approve the redesignation of Title I Elementary School from Targeted Assistance to Schoolwide Title I for Pomerado Elementary School. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-201 was removed on the revised agenda.

D-202 Amend the Employment Agreement for the Interim Superintendent

Associate Superintendent Sandra Huezo withdrew this item based on the Boards earlier Personnel actions.

As approved in item A-7, agenda items D-208 and D-209 were heard in open session prior to closed session items.

D-208 Discussion/Designation/Ratification of District Representative(s) for Contract Negotiations with Superintendent

Following discussion, on a motion by Mr. Sellers, and a second by Mr. Zane, the Board of Education voted to remove Charles Sellers as the District Representative for contract negotiations with the Superintendent. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Board President O'Connor-Ratcliff, the Board of Education ratified approval of T.J. Zane as the District Representative for contract negotiations with the Superintendent. *Ayes: O'Connor-Ratcliff, Zane, and Patel. Noes: Beatty and Sellers. Motion carried, 3-2.*

D-209 Discussion/Designation/Ratification of District Representative(s) for Contract Negotiations with Interim Superintendent

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education ratified approval of T.J. Zane and Charles Sellers as the District Representatives for contract negotiations with the Interim Superintendent. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-301 Approval of Monthly Budget Revisions

Following a presentation by Interim Superintendent Dr. Apostle, Interim Associate Superintendent, Business Support Services, Kamran Azimizadeh, and Director of Finance Joy Ramiro, on a motion by Mrs. Beatty, and a second by Dr. Patel, the Board of Education approved the Monthly Budget Revisions. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-302 Authorization to Proceed with Amending the Existing Joint Use Agreement Between Poway Unified School District and the City of Poway

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education authorized proceeding with Amending the Existing Joint Use Agreement Between Poway Unified School District and the City of Poway. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O'Connor-Ratcliff, Zane, Patel, and Beatty. Absent: Sellers. Motion carried, 4-0.*

Agenda item E-303 was pulled from the Consent Calendar for discussion and action.

E-303 Approval/Ratification of Contractual Services Report No. 07-2017

Following discussion, on a motion by Mrs. Beatty, and a second by Mr. Zane, the Board of Education approved/ratified Contractual Services Report No. 07-2017. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-106 Proposed Adoption of New High School Courses – First Reading

This was presented as a first reading, and will be presented for action on March 7, 2017.

F-107 Proposed Adoption of High School Supplemental Text – First Reading

This was presented as a first reading, and will be presented for action on March 7, 2017.

G. INFORMATION ITEMS

G-310 Enrollment Report No. 5/2016-2017

This report was presented as information only.

G-311 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

This item was presented as information only.

H. NEW BUSINESS – BOARD MEMBERS

H-1 Policy and Practice Regarding Board Member Reimbursements – Board Member Kimberley Beatty

Following discussion, the Board of Education will follow-up on this item in closed session.

H-2 Board Self Evaluation Goals – Board President Michelle O’Connor-Ratcliff

On a motion by Board President O’Connor-Ratcliff, and a second by Dr. Patel, the Board of Education voted to postpone item H-2 to the March 7, 2017, Board Meeting. Preferential vote Aye by Student Board Member Ella Smith. *Ayes: O’Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

H-3 Board Members Health Benefits – Board Member Kimberley Beatty

The Board of Education discussed Board Members Health Benefits, and requested public input.

H-4 World Languages Text Books – Board Member Kimberley Beatty

The Board of Education discussed further review of the budget for text book funding.

I. CORRESPONDENCE

There was no correspondence presented.

J. CLOSED SESSION

There were no additional items discussed in Closed Session.

K. ADJOURNMENT

The meeting was adjourned at 9:18 p.m.


Michelle O’Connor-Ratcliff, President


Dr. Darshana Patel, Clerk


Mel Robertson, Acting Secretary

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