



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

June 29, 2017
District Office Community Room

CLOSED SESSION

Board President O'Connor-Ratcliff called the meeting to order at 4:04 p.m. to receive public comment on the closed session agenda items. There were no public comments, and all Board members convened to closed session in the Board Conference Room. The closed session was adjourned at 6:02 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 6:10 p.m. by Board President O'Connor-Ratcliff.

A-2 Report Out of Closed Session

1. CLOSED SESSION: PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT

Pursuant to Government Code Section 54957

1. Associate Superintendent of Technology and Innovation
2. Executive Director II Learning Support Services
3. Executive Director II Learning Support Services
4. Director of Attendance/Student Discipline
5. Continuation/Alternative School Principal
6. Elementary School Principal

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

Pursuant to Government Code Section 54956.9(d)(1); Case No. OAH2016110496; Case No. OAH 2017010342; Case OAH2017050009; Case ADR 2017-1.

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

Pursuant to Government Code Section 54956.9(d)(1); Case No. 37-2016-14963-CU-PO-CTL
Legal Counsel: Randall Winet

4. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION

Pursuant to Government Code Section 54956.9(d)(1); One Potential case – Receipt of demand under the California Voting Rights Act
Legal Counsel: Mark Bresee

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

Pursuant to Government Code Section 54956.9(d)(1); Case No. 37-2017-00015136-CU-MC-CTL
Legal Counsel: Mark Bresee

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Mr. Zane, and a second by Dr. Patel; the Board voted to employ Jennifer Burks for the position of Associate Superintendent of Technology and Innovation. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Board President O'Connor-Ratcliff, and a second by Dr. Patel; the Board voted to employ Todd Cassen for the position of Executive Director II Learning Support Services. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Dr. Patel, and a second by Board President O'Connor-Ratcliff; the Board voted to employ Doug Johnson for the position of Executive Director II Learning Support Services. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0*

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Mr. Sellers, and a second by Mr. Zane; the Board voted to employ James Dayhoff for the position of Director of Attendance/Student Discipline. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0*

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Mrs. Beatty, and a second by Mr. Zane; the Board voted to employ Alain Henry for the position of Continuation/Alternative School Principal. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0*

Clerk Patel reported that in the matter of item No. 1, Public Employment Appointment: On a motion by Mrs. Beatty, and a second by Board President O'Connor-Ratcliff; the Board voted to employ Eric Takeshita as Elementary School Principal. *Ayes: O'Connor-Ratcliff, Zane, Patel, and Beatty. Abstain: Sellers. Motion carried, 4-0.*

Clerk Patel reported that in the matter of item No. 2, Conference with Legal Counsel, on a motion by Mrs. Beatty, and a second by Mr. Zane, the Board voted to settle Case No. OAH2016110496 for \$8,500. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 2, Conference with Legal Counsel, on a motion by Mrs. Beatty, and a second by Board President O'Connor-Ratcliff, the Board voted to settle Case No. OAH2017010342 for \$40,000. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 2, Conference with Legal Counsel, on a motion by Board President O'Connor-Ratcliff, and a second by Mr. Zane, the Board voted to settle Case No. OAH2017050009 for \$13,500. This case number was missing a '0' on the agenda. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 2, Conference with Legal Counsel, on a motion by Mrs. Beatty, and a second by Mr. Zane, the Board voted to settle Case No. ADR 2017-1 for \$3,400. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Clerk Patel reported that in the matter of item No. 3, Conference with Legal Counsel, on a motion by Mr. Zane, and a second by Mrs. Beatty, the Board voted to settle Case No. 37-2016-14963-CU-

PO-CTL for \$15,000. *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.

A-5 Welcome to Public

Mr. Sellers 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 May 30, 2017, Regular Board Meeting were approved as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

A-7 Approval of Agenda Sequence

Staff recommended that agenda item E-112 be heard prior to other agenda items. On a motion by Mr. Zane, and a second by Dr. Patel, the agenda sequence was amended as suggested. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 105 Adoption of Resolution No. 142-2017 Entitled “Authorization of a Contract with the California Department of Education to Provide Child Development Services” and Accept the Annual Program Self-Evaluation
- 106 Approval of 2017-2018 Application for Funding Consolidated Categorical Aid Programs (CCAP), Spring Release
- 107 Approval of Re-designation of Title I Elementary School from Targeted Assistance to Schoolwide Title I for Midland Elementary School
- 108 Approval of Agricultural Career Technical Education Incentive Grant Application
- 109 Adoption of English Language Arts/English Language Development (ELA/ELD) Elementary Instructional Program
- 110 Adoption of Elementary Supplemental On-Line Science Materials
- 111 Adoption of Elementary Supplemental Early Literacy Materials (SIPPS)
- 112 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 203 Approval of Variable Waiver Request – William Harwell, Marcia Klaiber, Jesus Martinez, Vanessa Olson, and Robert Townsend
- 204 Approval of Resolution No. 147-2017 Entitled “Resolution Regarding Non-Reelection and Release of Temporary Certificated Employees”
- 205 Approval of Resolution 149-2017 Entitled “Authorization to Teach Out of Major or Minor Fields”
- 206(a) Approval of Certificated Personnel Report No. 11-2017
- 206(b) Approval of Classified Personnel Report No. 11-2017

300 – BUSINESS SUPPORT SERVICES

- 305 Approval of 2017-2018 Balances in Excess of Minimum Reserve Requirements
- 306 Approval/Ratification of Contractual Services Report No. 11-2017
- 307 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- 308 Approval of Resolution No. 146-2017 Entitled “Authorization to Purchase Portable Buildings for the 2017-2018 School Year Using the Same Terms and Conditions as the Contract Awarded to Silver Creek Industries, Inc., by the Chula Vista Elementary School District”
- 309 Award a Contract for Bid No. 2017-02B Site Preparation for Relocatable Classroom Buildings at Del Sur Elementary School to GEM Industrial Electric, Inc.
- 310 Award a Contract for Bid No. 2017-06B Provide and Install Irrigation Controllers to Valley Soil, Inc.
- 311 Authorization to Sell and/or Dispose of Obsolete and Surplus Items for the 2017-2018 School Year
- 312 Approval of Resolution Nos. 89-2017, 90-2017, 91-2017, 92-2017, 93-2017, 94-2017, and 95-2017, Designating Persons Authorized to Act on Behalf of the Poway Unified School District

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

Mr. Zane asked that item E-306 be pulled for discussion. On a motion by Mr. Zane, and a second by Mr. Beatty, with the exception of item E-306, 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 Board Representatives present.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- Dr. Phelps recognized student and staff accomplishments at school sites and congratulated PUSD graduates and promoting students.
- Dr. Phelps spoke about student award-winning works at the San Diego County Fair.
- Dr. Phelps recognized six new members of the PUSD Leadership Team.

(b) Student Recognition

Accomplishments and awards earned by students were recognized

(c) Student Awards for Academic Achievement – Scholarships 2016-2017

Student Awards and Scholarships were recognized.

B-3 Board Member Reports

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

C. PUBLIC COMMENTS

Jessica Xu spoke about Electronic Screen Syndrome and requested paper curriculums.

Yan Yang, Ying Su, and Cindy Zhang spoke about the importance of bilingual programs in elementary schools.

Janet Lettang spoke regarding Visual and Performing Arts task force.

Dr. Darlene V. Willis spoke regarding equal representation for African American students in PUSD photos and videos.

EARLY AGENDA ITEMS – *As approved in agenda item A-7: item E-112 was considered prior to routine agenda items.*

E-112 Acceptance of Gifts

The Board of Education accepted the gift for the Youth in Transition Program from Keller Williams Realty.

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. 2016-2017.22. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-102 Ratification of Stipulated Agreements for Student Expulsions

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education ratified stipulated agreements for student discipline Case Nos. 2016-2017.24, 2016-2017.25, 2016-2017.26, 2016-2017.27, 2016-2017.28, 2016-2017.31, and 2016-2017.32. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-103 Readmission of Student on Expulsion

On a motion by Mr. Sellers, and a second by Mr. Zane, the Board of Education voted to have the student represented by Case No. 2016-2017.09, readmitted to the Poway Unified School District. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-104 Adoption of PUSD Local Control and Accountability Plan (LCAP) for 2017-2018

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education approved the 2017-2018 Local Control and Accountability Plan as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-201 Approval of the Associate Superintendent, Technology and Innovation Employment Agreement

On a motion by Mrs. Beatty, and a second by Mr. Zane, the Board of Education approved the employment agreement of Jennifer Burks as the Associate Superintendent of Technology and Innovation. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-202 Approval of Resolution 102-2017 Entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Position as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees”

On a motion by Mr. Zane, and a second by Mrs. Beatty, the Board of Education voted to approve Resolution No. 102-2017. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-301 Adoption of 2017-2018 Proposed Budget and Approval of Related Criteria and Standards

Following discussion, on a motion by Mr. Zane, and a second by Mr. Sellers, the Board of Education approved the 2017-2018 Proposed Budget and Related Criteria and Standards as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-302 Approval of Resolution No. 148-2017 Entitled "Authorization of the Transfer of 2016-2017 District Budgetary Funds Between Expenditure Classifications After June 30, 2017"

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education approved Resolution No. 148-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-303 Approval of Resolution No. 143-2017 Entitled "Authorization to Allocate the Monies Received from the Education Protection Act (EPA)"

On a motion by Mrs. Beatty, and a second by Mr. Zane, the Board of Education approved Resolution No. 143-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-304 Approval of Resolution No. 144-2017 Entitled "Authorization to Identify the Amount of Budget Reductions needed in 2018-2019 and 2019-2020 and to Require that a List of Budget Reductions for 2018-2019 be Included in the 2017-2018 First Interim Report"

Following discussion, on a motion by Mr. Zane, and a second by Mrs. Beatty, the Board of Education approved Resolution No. 144-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Agenda item E-306 was pulled from the Consent Calendar for discussion and action.

E-306 Approval/Ratification of Contractual Services Report No. 11-2017

Following discussion, on a motion by Mr. Zane, and a second by Board President O'Connor-Ratcliff, the Board of Education approved/ratified Contractual Services Report No. 11-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

Public Speakers:

Jeremiah S. and John Mokili spoke in favor of the College Bound Program.

D-501 Approval of Resolution Nos. 104-2017, through 141-2017 Entitled "Establishment of Annual Special Taxes for Community Facilities Districts Nos. 1 through 16"

Following a presentation, on a motion by Dr. Patel, and a second by Mrs. Beatty, the Board of Education approved Resolution Nos. 104-2017 through 141-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-502 Approval of Resolution No. 98-2017 Entitled "Application of State Allocation Board for Capital Facilities Funding for Stone Ranch Elementary School Expansion when Bond Authority is Unavailable as Required by Title 2, Code of California Regulations, Section 1859.95.1"

Following Discussion, on a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education approved Resolution No. 98-2017 as presented. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-601 Approval of Regular Board Meeting Dates for 2018

Following discussion, on a motion by Mrs. Beatty, and a second by Mr. Zane, the Board of Education approved the following 2018 Board Meeting dates: January 18, 2018, February 8, 2018, March 8, 2018, April 19, 2018, May 10, 2018, June 28, 2018, August 9, 2018, September 13, 2018, October 11, 2018, November 8, 2018, and December 13, 2018. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

D-602 Approval to Cancel the July 13, 2017, Regular Board Meeting

On a motion by Mr. Zane, and a second by Dr. Patel, the Board of Education approved the cancelation of the July 13, 2017, Regular Board Meeting. The next Regular Board Meeting will be Thursday, August 10, 2017. *Ayes: O'Connor-Ratcliff, Zane, Patel, Beatty, and Sellers. Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-113 Proposed Adoption of High School Textbooks – First Reading

This was presented as a first reading, and will be presented for action on August 10, 2017.

G. INFORMATION ITEMS

G-313 Enrollment Report No. 10/2016-2017

This was presented as Information only.

H. NEW BUSINESS – BOARD MEMBERS

There was no new business presented.

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 8:30 p.m.


Michelle O'Connor-Ratcliff, President


Dr. Darshana Patel, Clerk


Marian Kim-Phelps, Secretary

am