



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

March 8, 2018
District Office Community Room

CLOSED SESSION

Board President T.J. Zane called the meeting to order at 4:05 p.m. to receive public comment on the closed session agenda items. There were no public comments, and Board members convened to closed session in the Board Conference Room. The closed session was adjourned at 6:10 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

1.0 CALL TO ORDER – PUBLIC SESSION

2.0 CLOSED SESSION

- 2.1 Pending/Existing Litigation Pursuant to Government Codes 54956.9(a), 54956.9(d)(2), and 4956.9(d)(1)**
- a. Name of Case: No. 37-2017-00041638-CL-PA-CTL**
Legal Counsel: Sam Sherman
 - b. Case No. OAH201801387, Case No. 2017120206, and Case No. CCSA4**
- 2.2 Conference with Legal Counsel Anticipated Litigation Pursuant to Government Code 54956.9, 54956.9(d)(2), and 54956.9(d)(4)**
- 2.3 Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters Pursuant to Education Code 48900(c)**
- 2.4 Negotiations – PFT, PSEA Unit I and Unit II, Management/Confidential, and Real Property Pursuant to Government Codes 54957.6, and 54956.8**
- a. Agent Negotiator: James Jimenez**
 - b. Real Property –Santaluz Surplus Property, Parcel Number 312-293-11-00, 306-250-27-00, and 306-020-32-00**
Negotiating Parties: Tyree Dorward, Paul Marra, and Ron Little
- 2.5 Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Nonelection Pursuant to Government Codes 54954.5(e), and 54957**
- a. Name of Case: Uniform Complaint Appeal**
Legal Counsel: Mark Bresee
- 2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957**

3.0 RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE

3.1 Board President T.J. Zane reconvened the meeting in Public Session at 6:15 p.m. and led the salute to the flag.

3.2 Report Out of Closed Session

2.1-A: Dr. Patel reported that in the matter of Pending/Existing Litigation, on a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Beatty, and by roll call vote, the Board voted 4-0 to approve the Compromised Settlement of Case No. 37-2017-00041638-CL-PA-CTL, in the amount of \$9,500 and authorized the Superintendent to execute the necessary agreements. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

2.1-B-1: Dr. Patel reported that in the matter of Pending/Existing Litigation. Case No. OAH201801387, on a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Beatty, the Board voted to ratify settlement agreement. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

2.1-B-2: Dr. Patel reported that in the matter of Pending/Existing Litigation. Case No. 2017120206, on a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Beatty, the Board voted to ratify the settlement agreement. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

2.1-B-3: Dr. Patel reported that in the matter of Pending/Existing Litigation. Case No. CCSA4, on a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Beatty, the Board voted to ratify the settlement agreement. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

There was no other reportable action taken in closed session.

3.3 Members in Attendance

All Board members were in attendance, with the exception of Charles Sellers. Student Board Member Shaina Mishra was not in attendance.

3.4 Welcome to Public

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

3.5 Approval of Agenda/Sequence

On a motion by Ms. O'Connor-Ratcliff, and a second by Mrs. Beatty, the agenda/sequence was approved as presented. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

3.6 2018 CSBA Delegate Assembly Election

Mr. Sellers put forth seven names as recommended representatives to the 2018 CSBA Delegate Assembly:

Brian Clapper (National School District)
Eleanor Juanita Evans (Oceanside Unified School District)
Armando Farias (Chula Vista Elementary School District)
Claudine Jones (Carlsbad Unified School District)
Debra H. Schade (Solana Beach School District)
Marla Strich (Encinitas Union Elementary School District)

Cipriano Vargas (Vista Unified School District)

On a motion by Ms. O'Connor-Ratcliff, and a second by Dr. Patel, the Board of Education voted for the above listed named as representatives to the 2018 CSBA Delegate Assembly. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Michael Sarmiento from Abraxas High School, Nicole Labrador from Del Norte High School, and Megan Vildibill from Mt. Carmel High School, reported on events and activities at their respective schools.

4.2 Public Comments

Individuals wishing to address the Board regarding an item on the agenda or items of specific concern, may do so at this time. Speakers are limited to (3) three minutes, (15) fifteen minutes per topic. Times may be shortened or extended at the direction of the Board. Speakers are requested to submit a speaker slip to the Clerk of the Board prior to the start of the meeting.

Public Comments:

- Steve DeMatteo spoke regarding safety of son at school.
- Kristine DeMatteo spoke regarding safety of son at school.
- Rebecca Cole spoke regarding concerns for safety and supervision.
- Janet Lettang spoke regarding the LCAP.
- Gabriele Dow spoke regarding updating the Safety and Assessment plans.
- Grant Price spoke against an increase in facility use fees.
- Mary Sundberg-Whealdon spoke against facility use fees for non-profit groups.
- Rosita Bagheri spoke against new facility use fees and requested group category's be clearly explained.
- Brian Deschle spoke against new facility use fees and requested group category's be clearly explained.

5.0 CONSENT CALENDAR

5.1 Approval of Consent Calendar

- a. Approval of Minutes

5.2 Consent Calendar - Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 08-2018
- b. Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- c. Approval of Resolution No. 40-2018 Entitled "National School Breakfast Week 2018"

- d. Ratification of Change Order Number 1 - 3 – Bid 2016-16B; Stone Ranch Elementary School Expansion Site Development
- e. Award A Contract for RFP No. 2017-17P Fee Justification Study and School Facilities Need Analysis Services to Koppel and Gruber Public Finance
- f. Acknowledgement of Annual Continuing Disclosure Reports
- g. Approval to Execute LED Lighting Retrofit and Pool Heater Replacement Project at Poway High School Utilizing San Diego Gas & Electric’s On-Bill Financing (OBF) Program

5.3 Consent Calendar - Learning Support Services

- a. Approval of Comprehensive School Site Safety Plans
- b. Approval of the 2017-2018 Local Education Agency Plan (LEAP)
- c. Adoption of New High School Courses
- d. Adoption of High School Core and Supplemental Instructional Resources
- e. Approval of Resolution No. 41-2018 PUSD Robotics Day
- f. Approval/Ratification of Out-of-State Field Trips

5.4 Consent Calendar - Personnel Support Services

- a. Approval of Certificated Personnel Report No. 08-2018
- b. Approval of Classified Personnel Report No. 08-2018
- c. Approval of Salary Allocation for Project Manager - Construction

5.5 Consent Calendar - Technology and Innovation

- a. Authorize Use of the Competitive Negotiation Process to Identify a Potential Supplier of an Internet Filtering Software System
- b. Authorize Use of the Competitive Negotiation Process to Identify a Potential Supplier of School Site Video Surveillance Systems

5.6 Consent Calendar – Superintendent

- a. Acceptance of Gifts

On a motion by Ms. O’Connor-Ratcliff, and a second by Dr. Patel, the Consent Calendar was approved as presented with the exception of items 5.2(e), 5.3(a), and 5.4(c) pulled by Mrs. Beatty for further discussion. *Ayes: Zane, Patel, Beatty, and O’Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

As approved in Agenda item 5.0 Consent Calendar, items 5.2(e), 5.3(a), and 5.4(c) were pulled for further discussion.

5.2(e) Award A Contract for RFP No. 2017-17P Fee Justification Study and School Facilities Need Analysis Services to Koppel and Gruber Public Finance
Following discussion, on a motion by Mrs. Beatty, and a second by Dr. Patel, the Board of Education voted to approve RFP No. 2017-17P. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

5.3(a) Approval of Comprehensive School Site Safety Plans
Following discussion, on a motion by Mrs. Beatty, and a second by Board President Zane, the Board of Education voted to approve the Comprehensive School Site Safety Plans. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

5.4(c) Approval of Salary Allocation for Project Manager - Construction
Following discussion, on a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board of Education voted to approve the salary allocation for Construction Project Manager. *Ayes: Zane, Patel, and O'Connor-Ratcliff. Noes: Beatty. Absent: Sellers. Motion carried, 3-1.*

6.0 BUSINESS SUPPORT SERVICES

6.1 Approval and Certification of Second Interim Financial Report and Approval of Resolution No. 42-2018 Entitled "Authorization to Revise the 2017-2018 Budget as Reflected in the Second Interim Financial Report"

On a motion by Ms. O'Connor-Ratcliff, and a second by Board President Zane, the Board approved Resolution No. 42-2018 as presented. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

6.2 Moss Adams Internal Controls Assessment Progress Update
This item was a presentation and information only.

6.3 Enrollment Report No. 6/2017-2018
This item was presented as information only.

7.0 LEARNING SUPPORT SERVICES

7.1 Ratification of Stipulated Agreements for Student Expulsion

On a motion by Mrs. Beatty, and a second by Ms. O'Connor-Ratcliff, the Board approved the Ratification of case number 2017-2018.13. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Ms. O'Connor-Ratcliff, the Board approved the Ratification of case number 2017-2018.14. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Ms. O'Connor-Ratcliff, the Board approved the Ratification of case number 2017-2018.16. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

7.2 Approval of California School Board Association (CSBA) Board Policies 6000 Series – Instruction - First Reading
This item was presented as first reading.

7.3 School Safety
This item was a presented as a presentation only.

8.0 PERSONNEL SUPPORT SERVICES

8.1 Initial Proposal from the Board of Education to Poway Federation of Teachers (PFT) 2018-2019 – First Reading

This item was presented as first reading.

9.0 TECHNOLOGY AND INNOVATION

9.1 Adoption of California School Board Association (CSBA) Board Policies 4040, 5131, 5131.2, 6163.4

Following discussion, on a motion by Board President Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved (CSBA) Policies 4040, 5131, 5131.2, and 6163.4 as presented. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

9.2 Strategic Planning Technology Committee Update

This item was presented as information only.

9.3 Video Surveillance Grant Update

This item was presented as information only.

9.4 Board Policy Website Update

This item was presented as information only.

10.0 SUPERINTENDENT

10.1 Approval of Resolution No. 44-2018 in the Matter of Support for Federal Gun Control Action

Following discussion, on a motion by Board President Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved Resolution No. 44-2018 with revisions by the Board of Education. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

Public Speakers:

- Jenny Baurassa spoke regarding safety plan.
- Lori VanOrden spoke regarding asking elected officials to support safety plan.

11.0 REPORTS AND COMMENTS

11.1 Board Member Reports

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

11.2 Superintendent's Report

The following updates on current issues and events were presented:

- Dr. Kim-Phelps spoke about our five Middle School Science Olympiad teams advancing to the state tournament next month: Oak Valley, Black Mountain, Mesa Verde, Meadowbrook, and Design39Campus.
- Dr. Kim-Phelps spoke about this year's Association of School Administrators Awards for Corrie Amador, Pam Garramone, Lynne McConville, Christine Paik, Katie Salo, and Education Partner Debra Schwarz from Mission Federal.

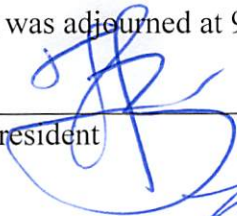
- (a) **Student Recognition**
Accomplishments and awards earned by students were recognized.
- (b) **Staff Recognition**
Accomplishments and awards earned by staff were recognized.
- (c) **School Recognition**
Accomplishments and awards earned by schools were recognized.

12.0 CLOSED SESSION

There were no additional items discussed in Closed Session.

13.0 ADJOURNMENT

Board President Zane held a moment of silence for the Florida victims.
The meeting was adjourned at 9:37 p.m.



T.J. Zane, President



Charles Sellers, Clerk



Marian Kim Phelps, Secretary

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