



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

May 10, 2018
District Office Community Room

CLOSED SESSION

Board President T.J. Zane called the meeting to order at 3:02 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 6:10 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. 37-2017-00040148-CU-MC-CTL**
Legal Counsel: Randall Winet
 - b. Liability Claims – Claimant K. Jones, Agency claimed against: Poway Unified School District – Pursuant to Government Code Section 54956.9(e)(3)**
 - c. Name of Case: Case No. OAH2017120648**
- 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)**
 - a. Challenge to Student Records/Grades Pursuant to Educational Code 49070**
- 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**
- 2.5 Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Nonelection Pursuant to Government Codes 54954.5(e), and 54957**
- 2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957**
 - a. Elementary School Principal - Pursuant to Government Code Section 54957**
 - b. Superintendent's Evaluation**

3.0 RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE

3.1 Board President T.J. Zane reconvened the meeting in Public Session at 6:17 p.m. and led the salute to the flag. He then asked for a moment of silence in honor and memory of Amaya Martiarena, a World Languages Teacher at Del Norte High School who passed away.

3.2 Report Out of Closed Session

2.1-B: Clerk Sellers reported that in the matter of Pending/Existing Litigation, Liability Claims – Claimant K. Jones, Agency claimed against: Poway Unified School District – Pursuant to Government Code Section 54956.9(e)(3), on a motion by Ms. O’Connor-Ratcliff and a second by Dr. Patel, and by roll call vote, the Board voted to deny applicant K. Jones leave to present a late claim and to return the claim presented with no action taken on it. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

2.1-C: Clerk Sellers reported that in the matter of Pending/Existing Litigation, Case No. OAH2017120648, on a motion by Dr. Patel and a second by Mrs. Beatty, the Board voted to approve the proposed settlement. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

2.6-A: Clerk Sellers reported that in the matter of Public Employee Appointment/Employment, Elementary School Principal, on a motion by Dr. Patel and a second by Ms. O’Connor-Ratcliff, the Board voted to approve the appointment of Mr. Andrew Gergurich to Principal of Painted Rock Elementary for the 2018-2019 school year. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

There was no other reportable action taken in closed session.

3.3 Members in Attendance

All Board members were in attendance, including Student Board Member Shaina Mishra.

3.4 Welcome to Public

Student Board Member Shaina Mishra 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

Following discussion, on a motion by Mr. Sellers, and a second by Mrs. Beatty, the Board voted to approve the agenda/sequence after the removal of item 8.1. *Ayes: Sellers and Beatty. Noes: Zane, Patel, and O’Connor-Ratcliff. Motion failed, 2-3.*

On a motion by Ms. O’Connor-Ratcliff, and a second by Dr. Patel, the agenda/sequence was approved with items 10.1 and 10.2 to be heard after item 4.5 on the agenda. *Ayes: Zane, Patel, and O’Connor-Ratcliff. Noes: Sellers and Beatty. Motion carried 3-2.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Alivia Hampton from Abraxas High School, Delaney Anderson from Del Norte High School, and Alliyah Gardia 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:

- Ryan Steed spoke in favor of more funding for Poway High School’s Agriculture Department for future years.
- Emily Bailey spoke about the Future Farmers of America (FFA) program.
- Kelsey Oliveri spoke on behalf of Future Farmers of America (FFA) students needing Agriculture classes.
- Karen Goodman spoke regarding Future Farmers of America (FFA) students needing Agriculture classes to be enrolled.
- Elizabeth Bodily-Williams spoke in favor of PUSD paying for Agriculture teachers.
- Terry Norwood spoke about budget concerns.
- Melissa Lazaro and Frida Brunzell spoke in favor of a new Dyslexia Committee.
- Nate Alcorn spoke about a food program.
- Tovah Terranova spoke about school safety concerns and asked for a task force.
- Claudia Ma requested a flat rate for school facility rentals.
- Janet Lettang spoke in support of the Performing Arts.
- Susan Wilson spoke regarding Transition Partnership Program (TPP) grant and position eliminations.

4.3 AVID Eighth Grade and Senior Standouts

Eighth Grade Standouts: Molly Silvernail, Kyndal Cloud-Winslow, Fernanda Fabian, Kira Patrick, Savonna “Savvy” Andrews, and Chelsea Vizcarra, were recognized.

Senior Standouts: Jessica Legault, John Sedrak, SaMya Griffin, Samuel Collins, and Camila De Hoyos were recognized.

4.4 Everyday Heroes Classified Employee Recognition Program

Classified employees Gale Ching, Instructional Assistant II – Special Education, Abraxas High School; Kathy Linch, Career/Life Skills Technician; David Oliva, Bus Transportation Aide, Transportation; Ray Strahan, Custodian, Mt. Carmel High School; and Kristine Song, Instructional Assistant II, Special Education, Del Sur Elementary School, were recognized as Tier 2 Everyday Heroes. Board President Zane and Dr. Kim Phelps presented the honorees with awards.

4.5 Team PUSD Recognition Program

The following groups of employees were recognized with Team PUSD awards presented by Board President Zane and Dr. Kim Phelps:

- The following Facilities and Maintenance staff, Rancho Bernardo High School staff, and District Administration were recognized: Romel Agbayani, Custodial Supervisor II; Derek Alschbach, Painter; Bob Cicero, Groundskeeper II; Justin Douglas, Electrician; Mike Hatch, Project Management Specialist; Chad Koster, Director of Facilities, Maintenance, and Operations; Dave LeMaster, Principal; Dave MacNeil, Locksmith; Mel Robertson, Associate Superintendent LSS; Barbie Shrier, Administrative Assistant II; and John Silveira, Maintenance Worker.
- The following Technology and Innovation staff were recognized: Gene Nelson, Programmer Analyst III; and Ken Wall, Program Manager – Information Technology.

As approved in Agenda item 3.4 Agenda/Sequence, items 10.1 and 10.2 were heard after agenda item 4.5.

10.1 Appointment of Student Board Member to Serve During the 2018-2019 School Year
On a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board approved the appointment of Jacob Schwartz to serve as the 2018-2019 Student Board Member. Preferential vote Aye by Student Board Member Shaina Mishra. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

10.2 Approval of the 2019 Regular Board of Education Meeting Dates – First Reading
This item was presented as a First Reading.

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. 10-2018
- b. Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- c. Approval of Resolution Nos. 58-2018, 59-2018, 60-2018, 61-2018, 62-2018, 63-2018, and 64-2018, Designating Persons Authorized to Act on Behalf of the Poway Unified School District
- d. Approval of 2018-2019 Marine Science Floating Laboratory Field Trip Agreement
- e. Approval of 2018-2019 Outdoor Education Program Agreement
- f. Approval of 2018-2019 Science Outreach Program
- g. Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders

- h. Award Contracts for Bid No. 2018-02B Summer Roofing Various Sites to Best Contracting Services, Inc., and Premier Roofing CA, Inc.
 - i. Award a Contract for Bid No. 2018-03B Upgrade HVAC System to Simco Mechanical, Inc.
 - j. Award a Contract for Bid No. 2018-04B Remove and Replace Play Surface at Creekside Elementary School to KYA Services, LLC
 - k. Award a Contract for 2018-14P Security Assessment Services Districtwide to Guidepost Solutions
 - l. Approval of Resolution No. 67-2018 Entitled “Authorization to Purchase Playground Rubber Surface Material for Chaparral, Highland Ranch, and Willow Grove Elementary Schools Through the California Multiple Award Schedule (CMAS) Contract”
 - m. 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, Award and Project Management for the Replacement of the Heating System at Midland Elementary School
 - n. Quarterly Disclosure of Local Agency Investments for Poway Unified School District
 - o. Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 Through 16
- 5.3 Consent Calendar - Learning Support Services**
- a. Approval/Ratification of Out-of-State Field Trips
- 5.4 Consent Calendar - Personnel Support Services**
- a. Approval of Certificated Personnel Report No. 10-2018
 - b. Approval of Classified Personnel Report No. 10-2018
 - c. Approval of Variable Term Waiver Request – Rendell Dolan
 - d. Approval of Salary Reallocation for Transportation Fee Coordinator
 - e. Ratification of Offer of Student Accident Insurance for 2018-2019 School Year
- 5.5 Consent Calendar - Technology and Innovation**
- a. Approval of Resolution No. 68-2018 Entitled “Authorization to Purchase Materials for Classroom and Facility Modernization Through the Wiseburn Unified School District Bids No. 1, No. 2, and No. 3”
- 5.6 Consent Calendar – Superintendent**
- a. Acceptance of Gifts

On a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Consent Calendar was approved as presented with the exception of the following items pulled for further discussion: 5.2(a) pulled by Mrs. Beatty, 5.2(g) pulled by Dr. Patel, and 5.2(k) pulled by Board President Zane. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

As approved in Agenda item 5.0 Consent Calendar, items 5.2(a), 5.2(g), and 5.2(k) were pulled from the Consent Calendar for further discussion.

5.2(a) Approval/Ratification of Contractual Services Report No. 10-2018

Following discussion, on a motion by Mrs. Beatty, and a second by Mr. Sellers, the Board voted to approve Resolution No. 10-2018 as presented with the exception of changing the amount for item #13 Concerned Parent's Alliance, Inc. to \$50,000 instead of \$75,000. *Ayes: Sellers and Beatty. Noes: Zane, Patel, and O'Connor-Ratcliff. Motion failed, 2-3.*

On a motion by Board President Zane, and a second by Ms. O'Connor-Ratcliff, the Board voted to approve Resolution No. 10-2018 as presented. *Ayes: Zane, Patel, and O'Connor-Ratcliff. Noes: Sellers and Beatty. Motion carried, 3-2.*

Public Speakers: Dr. Darlene Willis, Marsha Dodson, Sky Montgomery, Jeremiah Smith, and Ngefor Ndifor spoke in strong support of approving Concerned Parent's Alliance, Inc., in the Contractual Services Report No. 10-2018.

5.2(g) Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders

Following discussion, on a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board voted to approve the financial reports and ratify the ASB purchase orders as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

5.2(k) Award a Contract for 2018-14P Security Assessment Services Districtwide to Guidepost Solutions

Following discussion, on a motion by Board President Zane, and a second by Dr. Patel, the Board voted to approve the contract to Guidepost Solutions. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

6.0 BUSINESS SUPPORT SERVICES

6.1 Approval of Resolution No. 65-2018 Entitled "Authorization to Make Temporary Transfers of Special or Restricted Monies Between District Funds for Fiscal Year 2018-2019"

On a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board approved Resolution No. 65-2018 as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

6.2 Approval of Resolution No. 66-2018 Entitled "Authorization for the Board of Education of Poway Unified School District to Request Temporary Transfer of Funds from the County Treasurer"

On a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board approved Resolution No. 66-2018 as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

6.3 Approval of California School Board Association (CSBA) Board Policies 3000 Series – First Reading

This item was presented as First Reading.

6.4 Rate Mode Extension for 2012 Certificate of Participation (COPS) Restructuring Program

This item was presented as information only.

6.5 Enrollment Report No. 8/2017-2018

This item was presented as information only.

7.0 LEARNING SUPPORT SERVICES

7.1 Ratification of Student Discipline

On a motion by Ms. O'Connor-Ratcliff, and a second by Mrs. Beatty, the Board approved the Ratification of Student Discipline for case number 2017-2018.19. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Dr. Patel, and a second by Mr. Sellers, the Board approved the Ratification of Student Discipline for case number 2017-2018.20. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.2 Ratification of Stipulated Agreement for Student Expulsion

On a motion by Ms. O'Connor-Ratcliff, and a second by Mrs. Beatty, the Board approved the agreement for case number 2017-2018.21. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Dr. Patel, and a second by Mr. Sellers, the Board approved the agreement for case number 2017-2018.23. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Mr. Sellers, and a second by Ms. O'Connor-Ratcliff, the Board approved the agreement for case number 2017-2018.24. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Mr. Sellers, and a second by Mrs. Beatty, the Board approved the agreement for case number 2017-2018.26. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Dr. Patel, and a second by Mr. Sellers, the Board approved the agreement for case number 2017-2018.27. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

On a motion by Mr. Sellers, and a second by Dr. Patel, the Board approved the agreement for case number 2017-2018.28. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.3 Readmission of Student on Expulsion

On a motion by Ms. O'Connor-Ratcliff, and a second by Mr. Sellers, the Board approved the readmission to PUSD for case number 2016-2017.25. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.4 Discussion and Proposed Adoption of California School Board Association (CSBA) Board Policy 5127

Following discussion, on a motion by Board President Zane, and a second by Mr. Sellers, the Board approved the CSBA Board Policy 5127 as presented and with the additional wording as follows: “At the discretion of the Superintendent or designee, a student who will complete graduation requirements during the summer may participate in graduation exercises without receiving his/her diploma. When the requirements have been satisfied, a diploma shall be sent to the student.” *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.5 Approval of California School Board Association (CSBA) Board Policies 5000 Series – Second Reading

Following discussion, on a motion by Ms. O’Connor-Ratcliff, and a second by Dr. Patel, the Board approved the CSBA Board Policies 5000 Series as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.6 Proposed Adoption of Kindergarten and Grade 1 Dual Immersion Core Instructional Resource – First Reading

This item was presented as First Reading.

8.0 PERSONNEL SUPPORT SERVICES

8.1 Ratification of Poway Federation of Teachers (PFT) – Tentative Agreement 2017-2018

Following discussion, on a motion by Ms. O’Connor-Ratcliff, and a second by Board President Zane, the Board approved the Poway Federation of Teachers (PFT) – Tentative Agreement 2017-2018. *Ayes: Zane, Patel, and O’Connor-Ratcliff. Noes: Sellers and Beatty. Motion carried, 3-2.*

8.2 Approval of Resolution No. 49-2018 Entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees”

On a motion by Dr. Patel, and a second by Ms. O’Connor-Ratcliff, the Board approved Resolution No. 49-2018 as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

8.3 Establish Certificated Management Classification – Assistant Superintendent Student Support Services

Following discussion, on a motion by Ms. O’Connor-Ratcliff, and a second by Board President Zane, the Board approved Certificated Management Classification – Assistant Superintendent Student Support Services as presented. *Ayes: Zane, Patel, and O’Connor-Ratcliff. Noes: Sellers and Beatty. Motion carried, 3-2.*

9.0 TECHNOLOGY AND INNOVATION

9.1 PUSD Technology Plan 2018-2021

This item was presented as information only.

As approved in Agenda item 3.4 Agenda/Sequence, items 10.1 and 10.2 were heard after agenda item 4.5.

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 Oak Valley Middle School's cyber security team placing 1st and 2nd at the CyberPatriot National Finals in Baltimore, Maryland.
- Dr. Kim-Phelps spoke about participating in the 2nd Annual CTE Student Expo.

(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

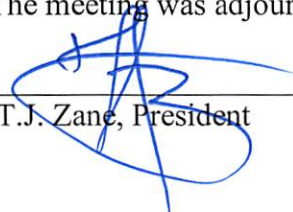
Accomplishments and awards earned by schools were recognized.

12.0 CLOSED SESSION

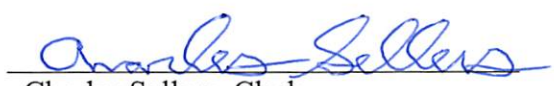
There were no additional items discussed in Closed Session.

13.0 ADJOURNMENT

The meeting was adjourned at 11:00 p.m.



T.J. Zane, President



Charles Sellers, Clerk



Marian Kim Phelps, Secretary

am