



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

November 8, 2018
District Office Community Room

CLOSED SESSION

Board President T.J. Zane called the meeting to order at 4:03 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 4:45 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), 4956.9(d)(1), and 54956.9(e)(3)

- a. (1) Case No. 2018060727,
(2) Case No. 2018070953, and
(3) Case No. 2018070963**

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**

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

3.0 RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE

3.1 Board President T.J. Zane reconvened the meeting in Public Session at 6:02 p.m. and asked for a moment of silence in honor and memory of the victims of the Tree of Life Synagogue shooting. He then led the salute to the flag.

3.2 Report Out of Closed Session

2.1-A-1: Clerk Sellers reported that in the matter of Pending/Existing Litigation, Case No. 2018060727, on a motion by Board President Zane and a second by Ms. O'Connor-Ratcliff,

the Board voted to approve a final settlement of \$18,000. *Ayes: Zane, Patel, Beatty, and O'Connor-Ratcliff. Absent: Sellers. Motion carried, 4-0.*

2.1-A-2: Clerk Sellers reported that in the matter of Pending/Existing Litigation, Case No. 2018070953, on a motion by Mrs. Beatty and a second by Ms. O'Connor-Ratcliff, the Board voted to approve a final settlement of \$11,500. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

2.1-A-3: Clerk Sellers reported that in the matter of Pending/Existing Litigation, Case No. 2018070963, on a motion by Dr. Patel and a second by Mrs. Beatty, the Board voted to approve a final settlement of \$8,500. *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 Jake Schwartz.

3.4 Welcome to Public

Student Board Member Jake Schwartz 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 Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the agenda/sequence was approved with item 7.1 pulled from agenda by staff for further review. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Sean Fallon from Poway High School and Sydney Roberts from Rancho Bernardo 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:

- Greg Strachan spoke against a Board Member.
- Stan Rodkin spoke against a Board Member.
- Janet Lettang spoke regarding the Irrevocable Trust.
- Eric Bruvold shared ideas regarding the Design 39 Campus and community.
- Tovah Terranova spoke regarding school safety.
- James Langley spoke against a Board Member.

- Kerry Wesson spoke against a Board Member.

4.3 Everyday Heroes Classified Employee Recognition Program

Classified employees Gerald “Jerry” Samsen, Instructional Assistant II – Special Education at Abraxas High School and Lisa Nakutin, School Administrative Assistant – Elementary at Creekside Elementary School, were recognized as Tier 2 Everyday Heroes. Board President Zane and Dr. Kim Phelps presented the honorees with awards.

4.4 Team PUSD Recognition Program

The following groups of employees were recognized with Team PUSD awards:

- PUBS Publications employees: David Fisher, Senior Publications Technician; Orlando Uribe, Publications Technician; and Philip DeFalco, Publications Technician.
- Abraxas High School Special Education employees: Gale Ching, Instructional Assistant II and Kathy Guiney, Instructional Assistant II.
- Del Norte High School Teachers: Nick Nevares and Gabriela Egan.

5.0 CONSENT CALENDAR

5.1 Approval of Consent Calendar

- a. Approval of Minutes

5.2 Consent Calendar – Personnel Support Services

- a. Approval of Certificated Personnel Report No. 04-2019
- b. Approval of Classified Personnel Report No. 04-2019
- c. Approval of Clinical Facilities Agreement in Occupational Therapy Assistant with University of St. Augustine

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 04-2019
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants for October 2018
- d. Approval of Monthly Budget Revisions
- e. Adoption of the 2019-2020 Budget Development Calendar
- f. Award Bid No. 2018-15B Provide, Replace, Install Projectors/Multiple Sites to Pathway Communications
- g. Award Bid No. 2018-16B Audio Visual Equipment & Supplies to B&H Foto & Electronics Corp., Filmtools, Troxell Communications Inc., Voice and Video Sales
- h. Approve Resolution No. 22-2019 Entitled “Authorization to Purchase Apple Computer Products, Services, and Related items to Apple Inc., and Approve Purchases, Lease-Purchases, or Leases as Needed from Apple Inc., for the Period of

October 16, 2018, through October 16, 2019, through the Glendale Unified School District Bid No. P-13 18/19”

- i. Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- j. Quarterly Disclosure of Local Agency Investments for Poway Unified School District
- k. Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 16
- l. Annual Report for Fiscal Year 2017-2018 Required for the Collection of Statutory (Level 1) and Alternative (Level 2/3) School Fees, Pursuant to Government Code Sections 66001 and 66006
- m. Accept this Project as Complete and Authorize to file a Notice of Completion

5.4 Consent Calendar – Learning Support Services

- a. Approval of Resolution No. 21-2019 Entitled “Authorization of Amended Contract with the California Department of Education to Provide Child Development Services”
- b. Approval/Ratification of Out-of-State Field Trips

5.5 Consent Calendar – Student Support Services

5.6 Consent Calendar – Technology and Innovation

5.7 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 items 5.3(a), 5.3(b), and 5.3(d) that were pulled by Mrs. Beatty for further review. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

As approved in Agenda item 3.4 Agenda/Sequence, items 5.3(a), 5.3(b), and 5.3(d) were heard prior to agenda item 6.0 and agenda item 9.0 was heard prior to item 6.0.

5.3(a) Approval/Ratification of Contractual Services Report No. 04-2019

Following discussion, on a motion by Mrs. Beatty, and a second by Board President Zane, the Board approved the ratification of Contractual Services Report No. 04-2019. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

5.3(b) Ratification of District Purchase Orders

Following discussion, on a motion by Mrs. Beatty, and a second by Board President Zane, the Board approved the ratification of District Purchase Orders. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

5.3(d) Approval of Monthly Budget Revisions

Following discussion, on a motion by Mrs. Beatty, and a second by Board President Zane, the Board approved the Monthly Budget Revisions. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

Public Speaker: Janet Lettang spoke regarding budget reserves.

9.0 STUDENT SUPPORT SERVICES

9.1 Safety and Security Assessment Review

This item was a presentation and information only.

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Resolution No. 23-2019 Entitled “Resolution Regarding the Elimination of Classified Positions as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees”

On a motion by Ms. O'Connor-Ratcliff, and a second by Dr. Patel, the Board approved Resolution No. 23-2019 as presented. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

6.2 Proposed 2019-2020 and 2020-2021 Student Attendance Calendars – First Reading

This item was presented as a First Reading only.

6.3 Appointment of Commissioners’ Appointee

This item was presented as information only.

6.4 2017-2018 Annual Report of the Personnel Commission

This item was presented as information only.

As approved in Agenda item 3.4 Agenda/Sequence, agenda item 7.1 was pulled from the agenda by staff for further review.

7.0 BUSINESS SUPPORT SERVICES

7.1 Approve Resolution No. 24-2019 Entitled “Allocation of Design 39 Campus State School Facilities Program Reimbursement Funds”

Pulled from agenda by staff for further review.

7.2 Approve Resolution No. 26-2019 Entitled “Authorize and Award the Execution of Lease-Leaseback Contract Documents and other Acts for the Oak Valley Middle School Classroom Addition Project”

Following discussion, on a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board approved Resolution No. 26-2019. *Ayes: Zane, Patel, Sellers, Beatty, and O'Connor-Ratcliff. Motion carried unanimously, 5-0.*

7.3 Enrollment Report No. 2/2018-2019

This item was presented as information only.

8.0 LEARNING SUPPORT SERVICES

8.1 Proposed Adoption of High School Supplemental Textbooks – First Reading

This item was presented as a First Reading only.

- 8.2 **Poway Unified School District English Learner Master Plan**
This item was presented as information only.
- 8.3 **California School Dashboard – Local Indicators**
This item was a presentation and information only.
- 8.4 **Report on the Progress of the Poway Unified School District Strategic Arts Plan**
This item was a presentation and information only.

Public Comment: Janet Lettang spoke regarding the District Strategic Arts Plan.

As approved in Agenda item 3.4 Agenda/Sequence, agenda item 9.0 was heard prior to item 6.0.

10.0 **TECHNOLOGY AND INNOVATION**

- 10.1 **Approval of Resolution No. 25-2019 Entitled “Authorizing the Submittal of a Grant Application for Funding from the San Diego County Neighborhood Reinvestment Program”**
Following discussion, on a motion by Dr. Patel, and a second by Ms. O’Connor-Ratcliff, the Board approved Resolution No. 25-2019. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*

11.0 **SUPERINTENDENT**

- 11.1 **Approval to Change the December 12, 2019, Regular Board Meeting to December 19, 2019**
On a motion by Ms. O’Connor-Ratcliff, and a second by Dr. Patel, the Board approved the change to December 19, 2019. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Zane, Patel, Sellers, Beatty, and O’Connor-Ratcliff. Motion carried unanimously, 5-0.*
- 11.2 **Approval of Revisions to Board Bylaws 9323**
No action was taken on this item.
- 11.3 **Approval of New California School Board Association (CSBA) Board Policy 0415 Equity – First Reading**
This item was presented as a First Reading only.
- 11.4 **Approval of California School Board Association (CSBA) Board Policy 2210 Administrative Discretion Regarding Board Policy – First Reading**
This item was presented as a First Reading only.

12.0 **REPORTS AND COMMENTS**

- 12.1 **Board Member Reports**
Board members reported on their activities and events attended since the previous meeting.
- 12.2 **Superintendent’s Report**
The following updates on current issues and events were presented:
 - Dr. Kim Phelps extended a warm congratulations to the recently elected Board Member Ginger Couvrette and two reelected Board Members T.J. Zane and Michelle O’Connor-Ratcliff.

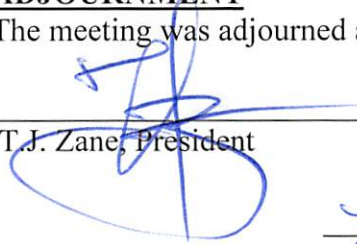
- Dr. Kim Phelps spoke about the start of Open Enrollment and applauded the Personnel Department for their efforts.
- (a) **Student Recognition**
Accomplishments and awards earned by students were recognized.
- (b) **School Recognition**
Accomplishments and awards earned by schools were recognized.

13.0 CLOSED SESSION

There were no additional items discussed in Closed Session.

14.0 ADJOURNMENT

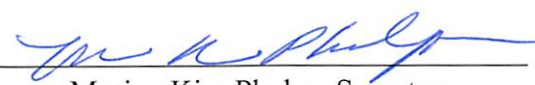
The meeting was adjourned at 8:57 p.m.



T.J. Zane, President



Charles Sellers, Clerk



Marian Kim Phelps, Secretary

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