



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

February 14, 2019
District Office Community Room

CLOSED SESSION

Board President Darshana Patel called the meeting to order at 4:00 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 5:52 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), 54956.9(d)(1), and 54956.9(e)(3)**
 - a. Case No. 2018090822**
 - b. Case No. 208100485**
- 2.2 Conference with Legal Counsel Anticipated Litigation Pursuant to Government Code 54956.9, 54956.9(d)(2), and 54956.9(d)(4)**
 - a. Name of Case: TC-18-12**
Legal Counsel: William Pate
 - b. Name of Case: TC-17-05**
Legal Counsel: Aaron Hanes
- 2.3 Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters Pursuant to Education Code 48900(c)**
 - a. Case No. 2018-2019.06**
 - b. Case No. 2018-2019.07**
 - c. Case No. 2018-2019.08**
 - d. Case No. 2018-2019.09**
- 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 312-293-1100, 293-**

11-00, 306-250-27-00 and 306-020-32-00
Agency Negotiator: Ron Little

- 2.5 Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Nonelection Pursuant to Government Codes 54954.5(e), and 54957
 - a. **Classified Employee**
- 2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957
 - a. **Superintendent Mid-Year Evaluation**

3.0 RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE

- 3.1 Board President Darshana Patel reconvened the meeting in Public Session at 6:02 p.m. and led the salute to the flag.

3.2 Report Out of Closed Session

2.1-A: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, Case No. 2018090822, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the settlement. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.1-B-1: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, Case No. 208100485, on a motion by Ms. O'Connor-Ratcliff and a second by Board President Patel, the Board voted to approve the settlement. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.2-A: Clerk Couvrette reported that in the matter of Conference with Legal Counsel Anticipated Litigation, Case TC-18-12, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the settlement agreement to resolve a tort claim and release the District from all claims and liability pertaining to the matter. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.2-B: Clerk Couvrette reported that in the matter of Conference with Legal Counsel Anticipated Litigation, Case TC-17-05, on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve the settlement agreement to resolve a tort claim and release the District from all claims and liability pertaining to the matter. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.3: Clerk Couvrette reported that in the matter of Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, Case No. 2018-2019.06, Case No. 2018-2019.07, Case No. 2018-2019.08, and Case No. 2018-2019.09. The Board will take action in open session, agenda item 8.1.

2.5: Clerk Couvrette reported that in the matter of Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Non-reelection, Classified Employee 2018-2019(1), on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to impose a 3-day suspension without pay for a classified employee. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. 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 Mrs. Beatty. Student Board Member Jake Schwartz was present.

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

Following Discussion, on a motion by Ms. O'Connor-Ratcliff, and a second by Mr. Zane, the agenda/sequence was approved with item 8.3 pulled from the agenda by staff. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

Following Discussion, on a motion by Mr. Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved the corrections to agenda items 6.4, 6.5, and 6.6 as information items. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representative Delaney Anderson from Del Norte High School reported on events and activities and introduced student Alexis Long who will be taking her role as student representative for Del Norte High School.

Student Board representative Alec Cito from Abraxas High School and Tyler Vanderberg from Mt. Carmel High School were not present.

Board Member Kimberley Beatty arrived during Public Comments.

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:

- Frida Brunzell thanked the District for the opportunity of participating on the Safety Committee and praised the work that has been accomplished.
- Janet Lettang spoke about all the Visual and Performing Arts going on throughout the District.
- Michael Orosco spoke on his hopes to form a joint use venture with the District for soccer fields at Del Norte High School. He introduced Gontran Alex a representative of the Midsoccer Foundation.
- Ryan Lowe, a campus security at Black Mountain Middle School, shared his request to have greater access to the security cameras at his site.

4.3 Facilities Condition Assessment Report

This item was presented as information/presentation only.

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. 07-2019
- b. Approval of Classified Personnel Report No. 07-2019
- c. Approval of Student Teaching Agreement with National University
- d. Report on Annual Training for Mandated Reporters

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 07-2019
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants for January 2019
- d. Approval of Monthly Budget Revisions
- e. Approval of Resolution No. 36-2019 Entitled “National School Breakfast Week”
- f. Acknowledgment of Annual Continuing Disclosure Reports
- g. Approval of Resolution No. 38-2019 Designating an Additional Person Authorized to Act on Behalf of Poway Unified School District and Amending Resolution No. 64-2018
- h. Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- i. Acknowledgment of Quarterly Disclosure of Local Agency Investments for Poway Unified School District
- j. Acknowledgment of Quarterly Disclosure of Local Investments for Community Facilities Districts Nos. 1 Through 16
- k. Acknowledgment of Enrollment Report No. 5/2018-2019
- l. Award Bid No. 2019-18B Audio Visual Equipment to Adaroma Inc., B & H Foto & Electronics Corp., Filmtools, Hot Rod Cameras, LLC, Musson Theatrical, Inc. Pathway Communications, LTD., Trew Audio, Troxell Communications, Inc.
- m. Award Contracts for Bid No. 2019-06B Student Charter Bus Transportation Services to Multiple Vendors

- n. Approval of Resolution No. 40-2019 Entitled “Approving a Seventh Supplemental Bond Indenture Pertaining to the Poway Unified School District Community Facilities District No. 6 (4S Ranch) Special Tax Refunding Bonds, Series 2016”

5.4 Consent Calendar – Learning Support Services

- a. Adoption of New High School Course
- b. Approval of the Agreement for Participation in San Diego County’s Career Technical Education (CTE)
- c. Approval of Revised California School Board Association (CSBA) Board Policies 5000 and 6000 Series
- d. Approval of School Plan for Student Achievement (SPSA) for Elementary, Middle, and High Schools for 2018-2019
- e. Approval of Interdistrict Attendance Permit Contracts
- f. Approval of Poway Unified School District English Language Learner Master Plan
- g. Approval/Ratification of Out-of-State Field Trip

5.5 Consent Calendar – Student Support Services

- a. Approval of Comprehensive School Site Safety Plans

5.6 Consent Calendar – Technology and Innovation

5.7 Consent Calendar – Superintendent

Following discussion, on a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Consent Calendar was approved as presented. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Resolution No. 41-2019 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 Mr. Zane, the Board voted to approve Resolution No. 41-2019 as presented. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

6.2 Approval of Salary Reallocation for Lead Payroll Technician

On a motion by Mr. Zane and a second by Ms. O’Connor-Ratcliff, the Board voted to approve the salary reallocation for Lead Payroll Technician. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

- 6.3 Approval of Salary Reallocation for Payroll Technician**
Following discussion, on a motion by Mrs. Beatty and a second by Mr. Zane, the Board voted to approve the salary reallocation for Payroll Technician. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*
- 6.4 Initial Proposal from Board of Education to Poway School Employees Association (PSEA) Unit I 2019-2020 – First Reading**
This item was presented as information only.
- 6.5 Initial Proposal from Board of Education to Poway School Employees Association (PSEA) Unit II 2019-2020 – First Reading**
This item was presented as information only.
- 6.6 Proposal of 2019-2020 Year-Round Student Attendance Calendar for Valley Elementary School – First Reading**
This item was presented as information only.

7.0 BUSINESS SUPPORT SERVICES

- 7.1 Approval of Resolution No. 42-2019 entitled “Authorization to Adopt the Public Agencies Post-Employment Benefit Irrevocable Trust Administered by Public Agency Retirement Services (PARS)”**
On a motion by Mr. Zane and a second by Mrs. Beatty, the Board voted to approve Resolution No. 42-2019 as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

Public Speaker: Janet Lettang praised the District for taking this important step safeguarding post-employment benefits.

- 7.2 Approve Resolution No. 43-2019 Entitled “Authorization to Purchase Digital Schools Suite Plus – A Position Control System, as a Sole Source Provider Without Soliciting Competitive Bids”**
On a motion by Mr. Zane and a second by Mrs. Beatty, the Board voted to approve Resolution No. 43-2019 as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*
- 7.3 Public Hearing and Approval of Resolution No. 37-2019 “Dedication of Easement to San Diego Gas & Electric Along Midland Road”**
Board President Darshana Patel opened the Public Hearing at 7:04 p.m. for public comments, hearing none she closed the Public Hearing at 7:04 p.m. On a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve Resolution No. 37-2019 as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*
- 7.4 Approval of Resolution No. 35-2019 Entitled “Ordering Judicial Foreclosure Pursuant to the Mello-Roos Community Facilities Act of 1982 of Certain Properties for Which the Payment of Special Taxes are Delinquent, Approving and Ratifying Certain**

Actions of Special Counsel, and Ordering that the Tax Collector be Credited with those Special Taxes”

On a motion by Ms. O’Connor-Ratcliff and a second by Mrs. Beatty, the Board voted to approve Resolution No. 35-2019 as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

As approved in Agenda item 3.5 Agenda/Sequence, item 8.3 was pulled from the agenda by staff.

8.0 LEARNING SUPPORT SERVICES

8.1 Ratification of Stipulated Agreements for Student Expulsions

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Board approved the Ratification of case number 2018-2019.06. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Board approved the Ratification of case number 2018-2019.07. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Board approved the Ratification of case number 2018-2019.08. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Board approved the Ratification of case number 2018-2019.09. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

8.2 Readmission of Students on Expulsion

On a motion by Ms. O’Connor-Ratcliff, and a second by Board President Patel, the Board approved the readmission to Poway Unified School District for case number 2017-2018.20. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Ms. O’Connor-Ratcliff, and a second by Mr. Zane, the Board approved the readmission to Poway Unified School District for case number 2017-2018.26. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Ms. O’Connor-Ratcliff, and a second by Mr. Zane, the Board approved the readmission to Poway Unified School District for case number 2017-2018.36. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

On a motion by Ms. O’Connor-Ratcliff, and a second by Mr. Zane, the Board approved the readmission to Poway Unified School District for case number 2017-2018.40. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

8.3 Approval of Resolution No. 31-2019 Entitled “Support for Civic Learning”

Pulled from the agenda by staff.

8.4 Low Performing Students Block Grant Plan

Following discussion, on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve Low Performing Students Block Grant Plan as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

8.5 Fee Increase for the Extended Student Services (ESS) Summer, Spring, and Presidents' Break Programs

This item was presented as information only.

9.0 STUDENT SUPPORT SERVICES

10.0 TECHNOLOGY AND INNOVATION

11.0 SUPERINTENDENT

11.1 Approval of Revisions to Board Bylaw 9323

Following discussion, on a motion by Ms. O'Connor-Ratcliff, and a second by Mr. Zane, the Board approved the revised CSBA Board Bylaw 9323 as presented. Preferential vote Aye by Student Board Member Jake Schwartz. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

11.2 Cast Votes for Candidates to the California School Board Association (CSBA) Delegate Assembly for Region 17

Following discussion, on a motion by Mr. Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved the CSBA Delegate Assemble Candidates as follows: Leslie Ray Bunker, Stephen Cochran, Al Guerra, Andrew Hayes, Beth Hergesheimer, Dawn Perfect, and Barbara Ryan. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, Beatty, and Zane. Motion carried unanimously, 5-0.*

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 spoke about PUSD celebrating African American History Month.
- Dr. Kim Phelps spoke about our community providing feedback for our Local Control Accountability Plan over the past two weeks.

(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.

13.0 CLOSED SESSION


There were no additional items discussed in Closed Session.

14.0 ADJOURNMENT

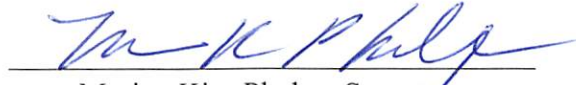
The meeting was adjourned at 7:46 p.m.



Darshana Patel, President



Ginger Couvrette, Clerk



Marian Kim Phelps, Secretary

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