



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

August 8, 2019
District Office Community Room

CLOSED SESSION

Board President Darshana Patel 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 6:03 p.m., and Board members reconvened in the Community Room to begin their regular meeting and relay any reportable action taken during closed session. The regular meeting was adjourned at 7:40 p.m., and Board members reconvened to closed session in the Board Conference Room to complete item 2.4(a), and adjourned at 8:21 p.m., with no reportable action.

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. (1) **Case No. 7022019**
 - (2) **Case No. 2019030612**
 - (3) **Case No. 2019050143**

- 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. **Appeal of Administrative Hearing Panel’s Decision**

- 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 – Negotiator: Ron Little; Andreas Chialtas, Legal Counsel; and Barry Blade, Consultant**

- 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. **Principal – Elementary School**

3.0 **RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

3.1 Board President Darshana Patel reconvened the meeting in Public Session at 6:10 p.m. and led the salute to the flag. She then asked for a Moment of Silence in honor and memory of the victims of the mass shootings in Gilroy, California; El Paso, Texas; and Dayton, Ohio.

3.2 Report Out of Closed Session

2.1-A-1: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, **Case No. 7022019**, on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve the final settlement. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

2.1-A-2: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, **Case No. 2019030612**, on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve the final settlement. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

2.1-A-3: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, **Case No. 2019050143**, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the final settlement. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

2.3-A: Clerk Couvrette reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, **Appeal of Administrative Hearing Panel's Decision**. On a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to approve and adopt the Findings of Fact, and Recommendations of the Administrative Hearing Panel's decision to administratively place the student based upon the Board's review of the Findings of Fact and Recommendations, and consideration of arguments regarding the appeal heard in Closed Session. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

2.6-A: Clerk Couvrette reported that in the matter of Public Employee Appointment/Employment, **Principal – Elementary School**. On a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Couvrette, the Board voted to appoint Michele Tsutagawa Ward as Principal of Tierra Bonita Elementary School. *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 Kimberley Beatty who was absent. Student Board Member Mariana Akins was present.

3.4 Welcome to Public

Student Board Member Mariana Akins 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 Mr. Zane, the agenda/sequence was approved as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives - None

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:

- Mike and Gina Jacobs spoke regarding Interdistrict Transfers.

4.3 Talia's Tolerance Tour Presentation

This item was a presentation and information only.

4.4 Discuss the Potential Preparation of a Request for Proposals (RFP) to Dispose of Surplus Real Properties 312-293-11-00, 306-250-27-00, 306-020-32-00 – Known as the Black Mountain Ranch Southern Site

This item was a presentation only.

As approved in Agenda item 3.4 Agenda/Sequence, item 5.3(f), was heard after agenda item 4.4.

5.3(f) Approval of Resolution No. 02-2020 Entitled "Authorization to Purchase Modular Buildings for the 2019-2020 School Year Using the Same Terms and Conditions as the Contract Awarded to Silver Creek Industries, Inc., By the Chula Vista Elementary School District"

Following discussion, on a motion by Mr. Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved Resolution No. 02-2020 with the amendment of adding: WHEREAS, Poway Unified School District requires the purchase of two modular buildings to be placed at Bernardo Heights Middle School. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

As approved in Agenda item 3.4 Agenda/Sequence, Consent Calendar item 5.3(f) was heard after agenda item 4.4.

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. 01-2020
- b. Approval of Classified Personnel Report No. 01-2020
- c. Approval of the Williams Settlement Quarterly Report for June 2019
- d. Approval of Variable Term Waiver Request – Shelby Bueno, Joseph Cousin, William Harwell, Monica Royal, Stacy Walker, Matthew Iske, Diane Lawrance, John Mortensen, Donald Sheffler

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 01-2020
- b. Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- c. Approval of Resolution No. 01-2020 Entitled “Authorization to Participate in the San Diego County Neighborhood Reinvestment Program” for Facilities at Abraxas Continuation High School
- d. Ratification and Approval of District Commercial Warrants for June and July 2019
- e. Acknowledgment of Enrollment Report No. 11/2018-2019
- f. Approval of Resolution No. 02-2020 Entitled “Authorization to Purchase Modular Buildings for the 2019-2020 School Year Using the Same Terms and Conditions as the Contract Awarded to Silver Creek Industries, Inc., By the Chula Vista Elementary School District”
- g. Approval of Updated California School Board Association (CSBA) Board Policies 3100 Budget, 3260 Fees and Charges, and 3290 Gifts, Grants and Bequests

5.4 Consent Calendar – Learning Support Services

- a. Adoption of High School French Textbooks
- b. Adoption of High School and Middle School Spanish Textbooks
- c. Approval of Agricultural Career Technical Education Incentive Grant Application
- d. Memorandum of Understanding Between Poway Unified School District and Jewish Family Service
- e. 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. Approval of Updated California School Board Association (CSBA) Board Policy 1112
- a. Approval of Updated California School Board Association (CSBA) Board Bylaw 9321 and Add Exhibits (1), and (2); Deletion of Board Bylaw 9321.1

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Consent Calendar was approved as presented with the exception of agenda item 5.3(f) pulled from agenda by Mr. Zane for further discussion. *Ayes: Patel, O’Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

6.0 PERSONNEL SUPPORT SERVICES

6.1 Maintain the District's Current Carriers, Aetna, Kaiser, Dental and Vision, for 2019 Coverage

This item was presented as information only.

6.2 Approval of Title Change and Salary Reallocation for Chief Communications Officer On a motion by Mr. Zane, and a second by Ms. O'Connor-Ratcliff, the Board approved the Title Change and Salary Reallocation for Chief Communications Officer as presented. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

Public Comment: David Little stated the Commission was not for or against the range change for this item.

7.0 BUSINESS SUPPORT SERVICES

7.1 Approval of 2019-2020 Poway Unified School District Revised Budget

Following discussion, on a motion by Student Board Member Mariana Akins, and a second by Ms. O'Connor-Ratcliff, the Board approved the 2019-2020 Poway Unified School District Revised Budget as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent Beatty. Motion carried, 4-0.*

8.0 LEARNING SUPPORT SERVICES

9.0 STUDENT SUPPORT SERVICES

10.0 TECHNOLOGY AND INNOVATION

11.0 SUPERINTENDENT

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 Personnel, Facilities and Maintenance, ESS and Preschool, Special Education, Business Support Services, and Technology & Innovation all working hard throughout the summer to accomplish great things for our students.

(a) Student Recognition

Accomplishments and awards earned by students were recognized.

(b) School Recognition

Accomplishments and awards earned by schools were recognized.

(c) Staff Recognition

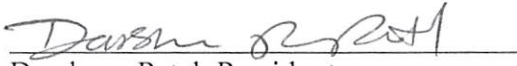
Accomplishments and awards earned by staff were recognized.

13.0 **CLOSED SESSION**

Board members reconvened to closed session in the Board Conference Room to complete item 2.4(a) at 7:50 p.m., and adjourned at 8:21 p.m., with no reportable action.

14.0 **ADJOURNMENT**

The meeting was adjourned at 7:40 p.m.


Darshana Patel, President


Ginger Couvrette, Clerk


Marian Kim Phelps, Secretary

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