



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

December 19, 2019
District Office Community Room

CLOSED SESSION

Board President Darshana Patel called the meeting to order at 4:09 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 5:58 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. PA12042019**
 - (2) Case No. 2019101068**
 - (3) Case No. 2019101069**
 - (4) Case No. 2019101071**
 - (5) Case No. 19CV00780-GPCRBB**
- 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. Case No. 2019-2020.03 – Stipulated Agreement**
 - b. Case No. 2019-2020.07 – Stipulated Agreement**
 - c. Case No. 2019-2020.09 – Stipulated Agreement**
- 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**

a. **Classified Employee**

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 6:05 p.m. and led the salute to the flag.

3.2 **Report Out of Closed Session**

2.1-A-1: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, on a motion by Ms. O'Connor-Ratcliff and a second by Mrs. Couvrette, the Board voted to approve the final settlement for Case No. PA12042019. *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, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the final settlement for Case No. 2019101068. *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, on a motion by Ms. O'Connor-Ratcliff and a second by Board President Darshana Patel, the Board voted to approve the final settlement for Case No. 2019101069. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.1-A-4: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the final settlement for Case No. 2019101071. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.1-A-5: Clerk Couvrette reported that in the matter of Pending/Existing Litigation, on a motion by Mrs. Couvrette and a second by Mr. Zane, the Board voted to approve the final settlement for Case No. 19CV00780-GPCRBB. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

2.3-A through C: Clerk Couvrette reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, A. Case No. 2019-2020.03 – Stipulated Agreement, B. Case No. 2019-2020.07 – Stipulated Agreement, and C. Case No. 2019-2020.09 – Stipulated Agreement. No reportable action from closed session. The Board will take action in open session, agenda item 8.1.

2.6-A: Clerk Couvrette reported that in the matter of Public Employee Appointment/Employment, Principal Elementary School, on a motion by Mr. Zane and a second by Ms. O'Connor-Ratcliff, the Board voted to take action in closed session to appoint Adam Carlin as Principal of Turtleback 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 Mrs. Beatty who was absent. Student Board Member Mariana Akins was in attendance.

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.*

3.6 Organizational Meeting of the Board – Election of Officers, Appointment of Board Representatives to Committees, and Confirmation of 2020 Regular Board Meeting Dates

Superintendent Kim Phelps presented Dr. Patel with a plaque in special recognition for her service as President of the Poway Unified School District Board of Education, December 2018 to December 2019.

Board President Darshana Patel called for the election of a new president and requested nominations. Mrs. Couvrette nominated Ms. O'Connor-Ratcliff, and a second by Mr. Zane. There were no other nominations, Michelle O'Connor-Ratcliff accepted the nomination and the position as Board President. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: Patel, O'Connor-Ratcliff, Couvrette, and Zane. Absent: Beatty. Motion carried, 4-0.*

Board President Michelle O'Connor-Ratcliff called for the election of a new vice president and requested nominations. Mr. Zane nominated Mrs. Couvrette, and a second by Dr. Patel. There were no other nominations, Mrs. Couvrette accepted the nomination and the position as Board Vice President. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

Board President Michelle O'Connor-Ratcliff called for the election of a new clerk and requested nominations. Mrs. Couvrette nominated T.J. Zane, and a second by Dr. Patel. There were no other nominations, T.J. Zane accepted the nomination and the position as Board Clerk. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

3.6 (continued) Appointments by the President:

- County Board of Education Representative: Michelle O'Connor-Ratcliff*
- California Association of Suburban School Districts (CALSSD) Representatives: T.J. Zane, Ginger Couvrette, Dr. Patel*
- California School Boards Association (CSBA) Delegate Assembly: Dr. Patel*
- Palomar Health: Ginger Couvrette*
- City of Poway Subcommittee Liaisons: Ginger Couvrette, T.J. Zane*
- City of San Diego Subcommittee Liaisons: T.J. Zane, Dr. Patel*
- Poway Chamber of Commerce Liaison: Ginger Couvrette*
- San Diego North Chamber of Commerce Liaison: Ginger Couvrette*
- Palomar Council PTA Board Representative: Rotating*
- San Diego County Board of Supervisors Representative: T.J. Zane*

3.6(a) A Short Recess was called for reorganization of the dais at 6:17 p.m. Board President Michelle O'Connor-Ratcliff reconvened the meeting at 6:22 p.m.

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Luis Arellano from Abraxas High School, Sage Brant from Mt. Carmel High School, Makella Madsen and Berkley Wright from Stone Ranch Elementary School, and Devin Martinez and Sloane Plonka from Sunset Hills Elementary 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:

- Madalyn Nguyen spoke about robotics and Poway High School society of women in engineering.
- Emma Litoff spoke regarding the performing arts.
- Janet Lettang spoke regarding visual and performing arts.
- Toby Batley spoke regarding future rent for the Poway Community Performing Arts building.

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. 05-2020
- b. Approval of Classified Personnel Report No. 05-2020
- c. Approval of Student Teaching Agreement with Brandman University
- d. Approval of the Revised Intern Contract Agreement (Multiple Subject, Single Subject, and Education Specialist Internship Credential) with Brandman University
- e. Approval of Intern Contract Agreement for College of Natural and Health Sciences with the University of Northern Colorado
- f. Approval of Clinical Facilities Use Agreement for Occupational Therapy Assistant with Grossmont-Cuyamaca Community College District
- g. Approval of Intern Contract Agreement for Clinical Affiliation and Instructional Programs with Loma Linda University

- h. Adoption of the Revised 2020-2021 Student Attendance Calendar

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 05-2020
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures, and Purchase Card Transactions for November 2019
- d. Acknowledgment of Enrollment Report No. 3/2019-2020
- e. Adoption of the 2020-2021 Budget Development Calendar
- f. Approval of Resolution No. 29-2020 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”
- g. Award a Contract for Bid No. 2020-01B Purchase of School Buses to A-Z Bus Sales, Inc.
- h. Award a Contract for Bid No. 2020-15B Bernardo Heights Portable Project to Gem Industrial Electric, Inc.
- i. Approval of Resolution No. 27-2020 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 December 19, 2019, through October 15, 2020, through the Glendale Unified School District Bid No. P-13 18/19”

5.4 Consent Calendar – Learning Support Services

- a. Approval of New California School Board Association (CSBA) Board Policies 0520 Intervention for Underperforming Schools and 0520.1 Comprehensive and Targeted Support and Improvement
- b. Approval of Updated California School Board Association (CSBA) Board Policy 5131.2 Bullying
- c. Approval/Ratification of Out-of-State Field Trips

5.5 Consent Calendar – Student Support Services

5.6 Consent Calendar – Technology and Innovation

- a. Approval of New Board Policy 5131.8 – Mobile Communication Devices
- b. Approval of Updated Board Policy 5131 – Conduct

5.7 Consent Calendar – Superintendent

On a motion by Dr. Patel, and a second by Mr. Zane, the Consent Calendar was approved as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Revisions to Board Policy 4.318, "Exempt Positions – Salary Schedule"
Following discussion, on a motion by Dr. Patel, and a second by Mrs. Couvrette, the Board approved Board Policy 4.318 as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

6.2 Approval of New Classification – Budget Technician
Following discussion, on a motion by Mr. Zane, and a second by Dr. Patel, the Board approved the Budget Technician classification as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

6.3 Compensation on the Salary Schedule for the Association of Poway School Managers (APSM), Commensurate to the Poway Federation of Teachers (PFT) Bargaining Unit
Following discussion, on a motion by Dr. Patel, and a second by Mr. Zane, the Board approved the APSM Salary Schedule as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

6.4 2018-2019 Annual Report of the Personnel Commission
This item was a presentation and information only.

6.5 Initial Proposal from the Board of Education to Poway Federation of Teachers (PFT) 2019-2020 – First Reading
This item was a first reading only.

6.6 Proposed 2020-2021 Year-Round Student Attendance Calendar for Valley Elementary School – First Reading
This item was a first reading only.

7.0 BUSINESS SUPPORT SERVICES

7.1 Approval and Certification of First Interim Financial Report and Approval of Resolution No. 28-2020 Entitled "Authorization to Revise the 2019-2020 Budget as Reflected in the First Interim Financial Report"
Following discussion, on a motion by Dr. Patel, and a second by Mr. Zane, the Board approved Resolution No. 28-2020 as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

8.0 LEARNING SUPPORT SERVICES

8.1 Ratification of Stipulated Agreements for Student Expulsion
On a motion by Mrs. Couvrette, and a second by Dr. Patel, the Board approved the Ratification of case number 2019-2020.03. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

On a motion by Mr. Zane, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.07. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

On a motion by Mr. Zane, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.09. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

8.2 Proposed Adoption of New and Revised High School Courses – First Reading
This item was a first reading only.

8.3 Proposed Adoption High School Science Textbooks – First Reading
This item was a first reading only.

8.4 Proposed Adoption of Middle School Supplemental Text – First Reading
This item was a first reading only.

8.5 California School Dashboard – State Indicators
This item was presented as information only.

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 the wonderful PTA Reflections Art Show, hosted by Palomar Council here at the District Office last week.
- Dr. Kim Phelps spoke about attending the California School Board Association Conference last week, along with several Board Members.

(a) Staff Recognition

Accomplishments and awards earned by staff were recognized.

(b) Student Recognition

Accomplishments and awards earned by students were recognized.

(c) School Recognition

Accomplishments and awards earned by schools were recognized.

(d) District Recognition

Accomplishments and awards earned by the District were recognized.

13.0 CLOSED SESSION

Board President Michelle O'Connor-Ratcliff adjourned the regular meeting at 8:22 p.m., and all Board members reconvened to closed session in the Board Conference Room at 8:32 p.m. The


closed session was adjourned at 8:50 p.m., and Board members reconvened in the Community Room for the Report Out of Closed Session as follows:

2.5-A: Clerk Zane reported that in the matter of Public Employee Discipline/ Dismissal/ Release/ Reassignment/ Resignation/ Nonreelection, Classified Employee, on a motion by Board President Michelle O'Connor-Ratcliff and a second by Mrs. Couvrette, the Board voted to impose a demotion for a classified employee. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, and Patel. Absent: Beatty. Motion carried, 4-0.*

There was no other reportable action taken in closed session.

14.0 ADJOURNMENT

The meeting was adjourned at 8:54 p.m.


Michelle O'Connor-Ratcliff, President


T.J. Zane, Clerk


Marian Kim Phelps, Secretary

am