



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

February 13, 2020
District Office Community Room

CLOSED SESSION

Board President Michelle O'Connor-Ratcliff 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 5:55 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. NaviStar/Creative Bus Litigation**
 - b. Case No. 2019110272**
 - c. Case No. 19CV0689-JM-MSB**
- 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. 2019-2020.10 – Stipulated Agreement**
 - b. Case No. 2019-2020.11 – Stipulated Agreement**
 - c. Case No. 2019-2020.12 – Stipulated Agreement**
 - d. Case No. 2019-2020.13 – Stipulated Agreement**
 - e. Case No. 2019-2020.14 – Stipulated Agreement**
 - f. Case No. 2019-2020.15 – Stipulated Agreement**
 - g. Case No. 2019-2020.16 – Stipulated Agreement**
 - h. Case No. 2019-2020.17 – Stipulated Agreement**

- i. **Case No. 2018-2019.11 – Readmission**
 - j. **Case No. 2018-2019.17 – Readmission**
 - k. **Case No. 2018-2019.19 – Readmission**
 - l. **Case No. 2018-2019.27 – Readmission**
- 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 and Legal Counsel: Andreas Chialtas**
- 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 Michelle O'Connor-Ratcliff 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-B: Acting Clerk Ginger Couvrette reported that in the matter of Pending/Existing Litigation, **Case No. 2019110272**, on a motion by Mrs. Couvrette and a second by Dr. Patel, the Board voted to approve the final settlement. *Ayes: O'Connor-Ratcliff, Couvrette, and Patel. Absent: Beatty and Zane. Motion carried, 3-0.*

2.1-C: Acting Clerk Ginger Couvrette reported that in the matter of Pending/Existing Litigation, **Case No. 19CV0689-JM-MSB**, on a motion by Dr. Patel and a second by Mrs. Couvrette, the Board voted to authorize the District's legal counsel in this matter to implement Rule 68 in attempts to settle this case for what the District's legal counsel is recommending. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

2.3-A through L: Acting Clerk Ginger Couvrette reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, A. Case No. **2019-2020.10** – Stipulated Agreement, B. Case No. **2019-2020.11** – Stipulated Agreement, C. Case No. **2019-2020.12** – Stipulated Agreement, D. Case No. **2019-2020.13** – Stipulated Agreement, E. Case No. **2019-2020.14** – Stipulated Agreement, F. Case No. **2019-2020.15** – Stipulated Agreement, G. Case No. **2019-2020.16** – Stipulated Agreement, H. Case No. **2019-2020.17** – Stipulated Agreement, I. Case No. **2018-2019.11** – Readmission, J. Case No. **2018-2019.17** – Readmission, K. Case No. **2018-2019.19** – Readmission, and L. Case No. **2018-2019.27** – Readmission. No reportable action from closed session. The Board will take action in open session, agenda items 8.1 and 8.2.

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 Mr. Zane who is absent. Student Board Member Mariana Akins is 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 Dr. Patel, and a second by Mrs. Beatty, the agenda/sequence was approved as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Jeremiah Convery from Abraxas High School, Alexis Long and Jose Torres from Del Norte High School, Sage Brant from Mt. Carmel High School, and Ethan Chen from Creekside 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:

- A Student from Adobe Bluffs Elementary School spoke about school activities and then shared a Lunar New Year Performance.
- Janet Lettang spoke regarding the Poway Community Performing Arts Center, LCAP support, and upcoming events.
- Tovah Terranova spoke regarding a Palomar Council PTA event.
- Katherine Hirsh spoke regarding the purchase of the Performing Arts Center.

4.3 Approval of Poway Unified School District Long Range Facilities Master Plan (LRFMP) 2020

Following discussion, on a motion by Dr. Patel, and a second by Mrs. Couvrette, the Board approved the Poway Unified School Districts Long Range Facilities Master Plan (LRFMP) 2020 as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

Public Speaker: Janet Lettang spoke regarding the Performing Arts Center.

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. 07-2020
- b. Approval of Classified Personnel Report No. 07-2020
- c. Approval of Intern Contract Agreement with the San Diego County Office of Education (SDCOE)
- d. Report on Annual Training for Mandated Reporters

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 07-2020
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for January 2020
- d. Acknowledgment of Enrollment Report No. 5/2019-2020
- e. Approval of Resolution No. 35-2020 Entitled “National School Breakfast Week”
- f. Acknowledgment of Quarterly Disclosure of Local Agency Investments for Poway Unified School District
- g. Acknowledgement of Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 Through 16
- h. Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- i. Acknowledgment of Continuing Disclosure Annual Reports
- j. Authorization to Award the Architectural Services Contract to Studio WC for Services Related to the Modernization of “N” Classrooms at Rancho Bernardo High School
- k. Approval of Resolution No. 36-2020 Entitled “Resolution on Board Compensation for Missed Meeting”

5.4 Consent Calendar – Learning Support Services

- a. Adoption of New High School Courses
- b. Approval of Updated California School Boards Association (CSBA) Board Policy 5116.1 Intradistrict Open Enrollment
- c. Approval of Updated California School Boards Association (CSBA) Board Policy 5117 Interdistrict Attendance
- d. Approval and Updated California School Boards Association (CSBA) Board Policy 5131.2 Bullying

- e. Approval/Ratification of Memorandum of Agreement with the San Diego County Superintendent of Schools Relating to the 2019-2020 After School Education and Safety (ASES) Grant
- f. Approval of ArbiterPay Subscription and ArbiterPay User Agreement
- g. Approval/Ratification of Out-Of-State Field Trips

5.5 Consent Calendar – Student Support Services

- a. Approval of Comprehensive School Site Safety Plans

5.6 Consent Calendar – Technology and Innovation

- a. Waive Competitive Bidding Requirement for Purchase and Installation of Equipment for Five School Sites

5.7 Consent Calendar – Superintendent

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

6.0 PERSONNEL SUPPORT SERVICES

6.1 Ratification of the Poway School Employees Association (PSEA) Unit I and Unit II Three-Year Successor Agreement 2019-2022 and Revisions to Salary Schedules

On a motion by Dr. Patel, and a second by Mrs. Couvrette, the Board approved the PSEA Unit I and Unit II Three-Year Successor Agreement 2019-2022 and Revisions to Salary Schedules as presented. *Ayes: O’Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

7.0 BUSINESS SUPPORT SERVICES

8.0 LEARNING SUPPORT SERVICES

8.1 Ratification of Stipulated Agreements for Student Expulsion

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.10. *Ayes: O’Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.11. *Ayes: O’Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.12. *Ayes: O’Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.13. *Ayes: O’Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the

Ratification of case number 2019-2020.14. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.15. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.16. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Mrs. Couvrette, the Board approved the Ratification of case number 2019-2020.17. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

8.2 Readmission of Students on Expulsion

On a motion by Mrs. Beatty, and a second by Dr. Patel, the Board approved the Readmission to the Poway Unified School District for case number 2018-2019.11. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Dr. Patel, the Board approved the Readmission to the Poway Unified School District for case number 2018-2019.17. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Dr. Patel, the Board approved the Readmission to the Poway Unified School District for case number 2018-2019.19. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Mrs. Beatty, and a second by Dr. Patel, the Board approved the Readmission to the Poway Unified School District for case number 2018-2019.19. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

On a motion by Dr. Patel, and a second by Mrs. Beatty, the Board approved the Readmission to the Poway Unified School District for case number 2018-2019.27. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

8.3 Approval of College and Career Access Pathways (CCAP) a Dual Enrollment Partnership Agreement Between Palomar Community College District and Poway Unified School District

Following discussion, on a motion by Dr. Patel, and a second by Mrs. Couvrette, the Board approved the Dual Enrollment Partnership Agreement between Palomar Community College District and Poway Unified School District as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Beatty, and Patel. Absent: Zane. Motion carried, 4-0.*

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 Black History Month, National School Counselors Week, and completion of the long-range facilities master plan.
- Dr. Kim Phelps spoke about our community providing feedback for our Local Control Accountability Plan, through Thoughtexchange.
- Dr. Kim Phelps congratulated Dr. Jennifer Burks, Associate Superintendent of Technology and Innovation, named Technology Administrator of the Year and Scott Corso, Principal, Black Mountain Middle School, named Middle Grades Principal of the Year; selected by the Association of California School Administrators (ACSA).

(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

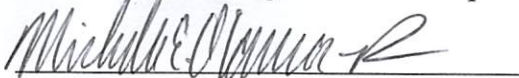
Accomplishments and awards earned by schools were recognized.

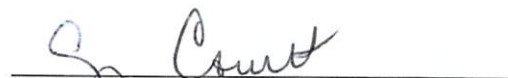
13.0 CLOSED SESSION

There were no additional items discussed in Closed Session.

14.0 ADJOURNMENT

The meeting was adjourned at 7:50 p.m.


Michelle O'Connor-Ratcliff, President


Ginger Couvrette, Acting Clerk


Marian Kim Phelps, Secretary

am