



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

April 23, 2020

Virtual/Video Conferencing due to COVID-19

Due to COVID-19 related social distancing measures, the April 23rd Board of Education Meeting was conducted entirely online, via virtual/video conferencing. Governor Newsom's executive order on March 12, 2020, waived the requirement for Board Members to physically participate in a public Board Meeting at the same location. The intent was not to limit public participation but to protect public health by following the Governor's Stay at Home order and San Diego County's order limiting attendance at public assemblies.

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 virtual conference for closed session. The closed session was adjourned at 5:14 p.m., and Board members reconvened via virtual/video conferencing 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. 2020011081**
 - b. Settlement No. PA-04062020**
- 2.2 Conference with Legal Counsel Anticipated Litigation Pursuant to Government Code 54956.9, 54956.9(d)(2), and 54956.9(d)(4)**
 - a. Consideration of Procedures Regarding Complaint Against Employee(s) Filed Under District Administrative Procedure 4.106.2 (Government Code 54957)**
- 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**
 - a. Certificated Management – Executive Director II, LSS**

3.0 RECONVENE / CALL TO ORDER AND PLEDGE OF ALLEGIANCE

3.1 Board President Michelle O'Connor-Ratcliff reconvened the meeting in Public Session via virtual/video conferencing at 6:12 p.m., and asked for a moment of silence in honor and memory of all the COVID-19 lives lost. Board President Michelle O'Connor-Ratcliff then led the salute to the flag.

3.2 Report Out of Closed Session

2.1-A: Clerk Zane reported that in the matter of Pending/Existing Litigation, **Case No. 2020011081**, on a motion by Dr. Patel and a second by Mrs. Couvrette, the Board voted to approve the final settlement. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

2.1-B: Clerk Zane reported that in the matter of Pending/Existing Litigation, **Settlement No. PA-04062020**, on a motion by Mr. Zane and a second by Dr. Patel, the Board voted to approve the final settlement. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

2.6-A: Clerk Zane reported that in the matter of Public Employee Appointment / Employment, **Certificated Management – Executive Director II, LSS**, on a motion by Dr. Patel and a second by Mr. Zane, the Board voted to take action in closed session to appoint Dave LeMaster as Executive Director II, Learning Support Services. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. 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 via virtual/video conferencing, including Student Board Member Mariana Akins.

3.4 Welcome to Public

Student Board Member Mariana Akins welcomed everyone and shared instruction changes on the procedure for the Public Comments segment of the meeting due to the COVID-19 crisis.

3.5 Approval of Agenda/Sequence

On a motion by Mr. Zane, and a second by Dr. Patel, the agenda/sequence was approved with item 11.1 to be heard after item 3.5 on the agenda. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

As approved in Agenda item 3.5 Agenda/Sequence, item 11.1 was heard after agenda item 3.5.

11.1 Appointment of Student Board Member to Serve During the 2020-2021 School Year
Following discussion, on a motion by Mrs. Couvrette, and a second by Dr. Patel, the Board approved Miss Emily Bylsma to serve as the 2020-2021 Student Board Member. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board Representatives reports are postponed during the COVID-19 crisis.

4.2 Public Comments

Public Speakers were requested to submit comments by the Public Comment Form Link <https://bit.ly/PUSDpubliccomments>, between 3:00 p.m. - 5:00 p.m., prior to the start of the 6:00 p.m. Open Session Regular Meeting. If indicated on the form, comments submitted via the online Public Comment Form will be read aloud by our Chief Communications Officer, Christine Paik, during Agenda Item 4.2 “Public Comments” or the corresponding agenda item.

Public Comments:

- Poway High and Westview High Model UN students shared a video and created a resolution on how to improve distance learning.
- Peter Thomas shared views regarding distance learning.
- Amber Smith asked questions regarding distance learning.
- Louise Firme asked questions regarding the Distance Learning Plan.
- Mark Looney shared views regarding distance learning.
- Marly Franke shared views regarding distance learning.
- Marianne Grosner shared views regarding Special Education and legal system.
- Dana Kizlaitis shared views regarding Special Education and legal system.

4.3 AVID 8th Grade and Senior Standouts

This item was presented as information only.

4.4 Distance Learning Grading

This item was presented as information and 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. 09-2020
- b. Approval of Classified Personnel Report No. 09-2020
- c. Approval of the Williams Settlement Quarterly Report for March 2020
- d. Approval of Resolution No. 44-2020 Entitled “Acknowledgment of National PTA Teacher Appreciation Week – May 4-8, 2020”
- e. Approval of Resolution No. 45-2020 Entitled “Acknowledgment of California Classified School Employee Week – May 17-23, 2020”

- f. Approval of the Student Teaching Agreement with San Diego State University
- g. Approval of Teacher Preparation Clinical Practice Agreement with California State University San Marcos
- h. Ratification of Offer to Voluntary Student Accident Insurance for 2020/2021 School Year

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 09-2020
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for March 2020
- d. Acknowledgment of Enrollment Report No. 7/2019-2020
- e. Approval of Resolution No. 43-2020 Entitled “Acknowledgment of School Bus Drivers’ Day – April 28, 2020”
- f. Award a Contract Resulting from Request for Proposal 2019-07P Independent Auditing Services to CWDL, Certified Public Accountants
- g. Approval of Resolution No. 50-2020 Entitled “Authorization to Purchase Microsoft Products and Software Services Using the Kings County Office of Education (“COE”) Project No. 061119 Microsoft Products – COE-WIDE”
- h. Approval of Resolution No. 51-2020 Entitled “Acknowledgment of School Lunch Hero Day on May 1, 2020”
- i. Award Architectural Services Contract to BakerNowicki Design Studio for Design and Related Services for a New Classroom Building and Field Improvements at Del Norte High School
- j. Approval of Resolution No. 40-2020 Entitled “Resolution on Board Compensation for Missed Meeting”

5.4 Consent Calendar – Learning Support Services

- a. Approval of Resolution No. 52-2020 Entitled “Authorization of Second Amended Contract CSPP-9465 with the California Department of Education to Provide Child Development Services”

5.5 Consent Calendar – Student Support Services

5.6 Consent Calendar – Technology and Innovation

5.7 Consent Calendar – Superintendent

- a. Approval for Update to CSBA Board Bylaws Appendix E 9270 Conflict of Interest for Designated Positions

b. Acceptance of Gift(s)

On a motion by Mr. Zane, and a second by Dr. Patel, the Consent Calendar was approved as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Declaration of Need for Fully Qualified Educators

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved the Declaration of Need for Fully Qualified Educators as presented. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

6.2 Initial Proposal from the Board of Education to the Poway School Employees Association (PSEA) Unit I

This item was presented as information only.

6.3 Initial Proposal from the Board of Education to the Poway School Employees Association (PSEA) Unit II

This item was presented as information only.

7.0 BUSINESS SUPPORT SERVICES

7.1 Approve Resolution No. 47-2020 Entitled "Authorizing and Providing for the Issuance of Two Series of Special Tax Bonds of Community Facilities District No. 16 (Del Sur East II), Approving the Form of a Separate Bond Indenture for each Series of Such Special Tax Bonds, Bond Purchase Agreement, Preliminary Official Statement, Continuing Disclosure Agreement, and Other Documents and Authorizing Certain Actions in Connection with the Issuance of Such Two Series of Special Tax Bonds"

On a motion by Mrs. Couvrette, and a second by Dr. Patel, the Board approved Resolution No. 47-2020 as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

7.2 Approve Resolution No. 49-2020 Entitled "Authorizing Poway Unified School District, Acting in its Capacity as the Legislative Body of Community Facilities District No. 16 (Del Sur East II) Declaring its Intent to Issue its Poway Unified School District Community Facilities District No. 16 (Del Sur East II) 2020 Special Tax Bonds to be used to Reimburse the Poway Unified School District for Expenditures made prior to the Issuance of such Bonds"

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved Resolution No. 49-2020 as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

7.3 Aquatics Program Updated

This item was presented as information and presentation only.

8.0 LEARNING SUPPORT SERVICES

8.1 Approval of Resolution No. 48-2020 Entitled "Declaration of Emergency Conditions and Modification of Graduation/Promotion Requirements for Currently Enrolled Students"

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved Resolution No. 48-2020 as presented. Preferential vote Aye by Student Board Member Mariana Akins. *Ayes: O'Connor-Ratcliff, Couvrette, Zane, Beatty, and Patel. Motion carried unanimously, 5-0.*

Public Comment:

- Amir Chambers shared views regarding the grading policy.

9.0 STUDENT SUPPORT SERVICES

10.0 TECHNOLOGY AND INNOVATION

As approved in Agenda item 3.5 Agenda/Sequence, item 11.1 was heard after agenda item 3.5.

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 Poway Unified School District named a "2020 National District of Distinction" by District Administration Magazine.
- Dr. Kim Phelps congratulated Dr. Jennifer Burks, named California Technology Administrator of the Year by the Association of California School Administrators.

(a) **Student Recognition**

Accomplishments and awards earned by students were recognized.

(b) **Staff Recognition**

Accomplishments and awards earned by staff were recognized.

(c) **District Recognition**


Accomplishments and awards earned by the District were recognized.

13.0 CLOSED SESSION


There were no additional items discussed in Closed Session.

14.0 ADJOURNMENT

The meeting was adjourned at 8:12 p.m.


Michelle O'Connor-Ratcliff, President


T.J. Zane, Clerk


Marian Kim Phelps, Secretary

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