



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

**February 10, 2022**  
District Office Community Room

**CLOSED SESSION**

Board President T.J. Zane called the meeting to order at 4:05 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 4:51 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** Conference with Legal Counsel Pending/Existing Litigation Pursuant to Government Codes 54954.5, 54956.9, 54956.9(a), 54956.9(d)(2) or (3), 54956.9(d)(1) or (4), and 54956.9(e)(3)

**a. Case No. ADR 01192022**

**b. Case No. ADR 01252022**

**c. Case No. ADR 01262022**

**d. Case No. OAH 2021090321**

**2.2** Conference with Legal Counsel Anticipated Litigation Pursuant to Government Codes 54954.5, 54956.9, 54956.9(d)(2) or (3), and 54956.9(d)(4), 54956.9(e)(2)-(5), 54957, and 54957.1

**2.3** Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters Pursuant to Education Codes 35146, 48900(c), 48912, 49070, and 54957

**a. Case No. 2021-2022.14 – Stipulated Agreement**

**b. Case No. 2021-2022.15 – Stipulated Agreement**

**c. Case No. 2021-2022.13 – Enforced Expulsion**

**2.4** Negotiations – PFT, PSEA Unit I and Unit II, Management/Confidential Pursuant to Government Code 54957.6

**2.5** Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Non-reelection Pursuant to Government Codes 54954.5(e), and 54957

**a. Classified Employee**

2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957

2.7 Conference with Real Property Negotiator Pursuant to Government Code 54956.8

a. **Real Property:** Poway Center for the Performing Arts (PCPA) Parcel Number 278-450-27-00 (“Property”).

**Negotiating Parties:** Poway Unified School District, real property negotiators Ron Little, Associate Superintendent, Business Support Services (Lessee), and City of Poway (Lessor).

**Under Negotiation:** Negotiations will concern the District’s facilities use and terms, and potential capital improvement projects.

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

3.1 Board President T.J. Zane reconvened the meeting in Public Session at 6:03 p.m. and invited everyone to join as he led the salute to the flag.

**3.2 Report Out of Closed Session**

2.1-a: Clerk O’Connor-Ratcliff reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, Case No. ADR 01192022, on a motion by Dr. Patel and a second by Ms. Couvrette, the Board voted to approve the settlement agreement.

***Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.***

2.1-b: Clerk O’Connor-Ratcliff reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, Case No. ADR 01252022, on a motion by Ms. O’Connor-Ratcliff and a second by Dr. Patel, the Board voted to approve the settlement agreement.

***Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.***

2.1-c: Clerk O’Connor-Ratcliff reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, Case No. ADR 01262022, on a motion by Mr. Zane and a second by Ms. Couvrette, the Board voted to approve the settlement agreement.

***Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.***

2.1-d: Clerk O’Connor-Ratcliff reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, Case No. OAH 2021090321, on a motion by Mr. Zane and a second by Ms. Couvrette, the Board voted to approve the settlement agreement.

***Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.***

2.3-a: Clerk O’Connor-Ratcliff reported that in the matter of Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, Case No. 2021-2022.14 – Stipulated Agreement, there was no reportable action in closed session. **The Board took action in open session on agenda item 8.1.**

2.3-b: Clerk O’Connor-Ratcliff reported that in the matter of Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, Case No. 2021-2022.15 – Readmission, there was no reportable action in closed session. **The Board took action in open session on agenda item 8.1.**

2.3-c: Clerk O'Connor-Ratcliff reported that in the matter of Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, Case No. 2021-2022.13 – Enforced Expulsion, there was no reportable action taken in closed session. **The Board took action in open session on agenda item 8.2.**

2.5-a: Clerk O'Connor-Ratcliff reported that in the matter of Public Employee Discipline, Dismissal, Release, Reassignment, Resignation, Nonreelection, Classified Employee, on a motion by Ms. Couvrette and a second by Dr. Sytsma, the Board voted to terminate the employment of a classified employee, identification number 533289.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.*

2.7-a: Clerk O'Connor-Ratcliff reported that in the matter of Conference with Real Property Negotiator Pursuant to Government Code 54956.8, there was no reportable action taken.

There was no other reportable action taken in closed session.

### **3.3 Members in Attendance**

All Board members were in attendance, including Student Board Member Winnie Xu.

### **3.4 Welcome to Public**

Student Board Member Winnie Xu 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**

At staff's request, item 9.1 was moved to item 4.5. Dr. Kim Phelps stated that agenda item 4.3 should be an information/presentation item as noted on the agenda item and not an action/presentation item as noted on the agenda. On a motion by Ms. O'Connor-Ratcliff, and a second by Dr. Patel, the agenda/sequence was approved as presented. Preferential vote Aye by Student Board Member Winnie Xu.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

## **4.0 ORAL PRESENTATIONS**

### **4.1 Student Board Representatives**

Student Board representatives Mia Whitman from Rancho Bernardo High School, Andrew Mendoza from Abraxas High School, Sophia Simon from Twin Peaks Middle School, and Aspen Martinez from Sunset Hills Elementary School reported on events and activities at their respective schools.

### **4.2 Public Comments**

Public Comments:

Cheryl Giustiniano, Jessica Reimer, Matt Ruggiero, Byron Yafuso, and Lenice Sechrist spoke about mask mandates.

Charlotte Jones spoke about moving sports practices to Period 4 at Rancho Bernardo High School.

### **4.3 Universal Transitional Kindergarten (UTK) and Early Education Master Plan Progress**

Public Comments:

Karen Boebel and Eve Lanham spoke about the proposed rollout of Universal Transitional Kindergarten.

This item was presented as information only.

**4.4 2022-2023 Master Bell Schedule Update**

This item was presented as information only.

**4.5 Mental Health and Student Wellness Update**

Agenda item 9.1, Mental Health and Student Wellness Updated was moved to item 4.5 as approved by the Board in item 3.5, Approval of Agenda/Sequence.

This item was presented as information only.

*Board President T.J. Zane called for a brief recess at 7:58 p.m., reconvening at 8:11 p.m.*

**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. 07-2022
- b. Approval of Classified Personnel Report No. 07-2022
- c. Report on Annual Training for Mandated Reporters
- d. Approval of Teacher Internship Agreement with California State University, East Bay and the College of Education and Allied Studies

**5.3 Consent Calendar – Business Support Services**

- a. Approval/Ratification of Contractual Services Report No. 07-2022
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for January 2022
- d. Acknowledgment of Enrollment Report No. 5/2021-2022
- e. Approval of Resolution No. 26-2022 Entitled “National Nutrition Month® and National School Breakfast Week”
- f. Approval of Resolution 27-2022 Entitled “School Breakfast Programs at All Schools”
- g. Acknowledgement of Quarterly Disclosure of Local Agency Investments for Poway Unified School District
- h. Acknowledgement of Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 16
- i. Approval of Quarterly Associated Student Body (ASB) and Student

Council Financial Reports and Ratifications of ASB Purchase Orders

- j. Award Request for Proposal (RFP) 2022-15 Pest Control Services
- k. Acknowledgement of Continuing Disclosure Annual Reports

**5.4 Consent Calendar – Learning Support Services**

- a. Adoption of New High School Course
- b. Approval of 2020-2021 School Accountability Report Cards (SARC) for Elementary, Middle, and High Schools
- c. Approval/Ratification of Out-of-State Field Trips

**5.5 Consent Calendar – Student Support Services**

- a. Approval of Comprehensive School Site Safety Plans
- b. Approval of Updated California School Boards Association (CSBA) Board Policy 6164.4 – Identification and Evaluation of Individuals for Special Education
- c. Approval of Updated California School Boards Association (CSBA) Board Policy 6164.41 – Children with Disabilities Enrolled by their Parents in Private School
- d. Approval of Updated California School Boards Association (CSBA) Board Policy 6164.5 – Student Success Teams/Student Success Strategies (S<sup>3</sup>)

**5.6 Consent Calendar – Technology and Innovation**

- a. Award Request for Proposal (RFP) 2022-13 Wireless Network Management and Equipment Refresh

**5.7 Consent Calendar – Superintendent**

- a. Approval to Conduct Next Month’s Regular Board of Education Meeting Entirely Online, Via Virtual/Video Teleconferencing

On a motion by Dr. Patel and a second by Ms. Couvrette, the Consent Calendar was approved as presented.

*Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

**6.0 PERSONNEL SUPPORT SERVICES**

**6.1 Adoption of the 2022-2023 Year-Round Student Attendance Calendar for Valley Elementary**

On a motion by Ms. Couvrette, and a second by Dr. Sytsma, the Board voted to approve the 2022-2023 Student Attendance Calendar for Valley Elementary School as presented. Preferential vote Aye by Student Board Member Winnie Xu.

*Ayes: Zane, Patel, O’Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

**6.2 Adoption of the 2022-2023 Year-Round Student Attendance Calendar for Abraxas High School**

On a motion by Ms. Couvrette and a second by Ms. O'Connor-Ratcliff, the Board voted to approve the 2022-2023 Student Attendance Calendar for Abraxas High School as presented. Preferential vote Aye by Student Board Member Winnie Xu. *Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

**6.3 Initial Proposal for Contract Negotiations from the Board of Education to the Poway School Employees Association (PSEA) Unit I – 2022-2023 – First Reading**

This item was presented as information only.

**6.4 Initial Proposal for Contract Negotiations from the Board of Education to the Poway School Employees Association (PSEA) Unit II – 2022-2023 – First Reading**

This item was presented as information only.

**6.5 Initial Proposal for Contract Negotiations from Poway School Employees Association (PSEA) Unit I to the Board of Education – 2022-2023**

On a motion by Dr. Patel and a second by Ms. O'Connor-Ratcliff, the Board voted to receive the initial proposal for contract negotiations from PSEA Unit I.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

**6.6 Initial Proposal for Contract Negotiations from Poway School Employees Association (PSEA) Unit II to the Board of Education – 2022-2023**

On a motion by Dr. Sytsma and a second by Dr. Patel, the Board voted to receive the initial proposal for contract negotiations from PSEA Unit II.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

**6.7 Initial Proposal for Contract Negotiations from the Board of Education to the Poway Federation of Teachers (PFT) 2022-2023 – First Reading**

This item was presented as information only.

**6.8 Initial Proposal for Contract Negotiations from the Poway Federation of Teachers (PFT) to the Board of Education 2022-2023 – First Reading**

This item was presented as information only.

**7.0 BUSINESS SUPPORT SERVICES**

**7.1 2022 Summer Projects and Facilities Update**

This item was presented as information only.

**7.2 Approve Resolution No. 28-2022 Entitled “Appointing and Employing Financial Consultants in Connection with the Issuance of Community Facilities District and Public Financing Authority Special Tax Refunding Bonds”**

On a motion by Dr. Patel and a second by Ms. Couvrette, the Board voted to approve Resolution No. 28-2022 with respect to the refunding of those Special Tax Bonds meeting the requirements of Board Policy 7210. Preferential vote Aye by Student Board Member

Winnie Xu.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

## **8.0 LEARNING SUPPORT SERVICES**

### **8.1 Ratification of Stipulated Agreement for Student Expulsion**

On a motion by Ms. Couvrette and a second by Dr. Sytsma, the Board voted to approve the Stipulated Agreement for Case No. 2021-2022.14

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.*

### **Ratification of Stipulated Agreement for Student Expulsion**

On a motion by Ms. Couvrette and a second by Dr. Sytsma, the Board voted to approve the Stipulated Agreement for Case No. 2020-2022.15

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.*

### **8.2 Ratification of Enforced Student Expulsion**

On a motion by Ms. Couvrette and a second by Dr. Sytsma, the Board voted to approve the Enforced Student Expulsion.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma, and Couvrette. Motion carried unanimously, 5-0.*

### **8.3 Presentation of Local Control Accountability Plan (LCAP) 2022 Supplement**

This item was presented as information only.

### **8.4 Approval of Resolution No. 29-2022 Entitled "Poway Unified School District Women in STEM Day 2022"**

Public Comments:

Todd Parr, Avery Donaldson, and Isabel Vargas spoke in support of the proposed resolution. On a motion by Dr. Patel and a second by Ms. Couvrette, the Board voted to approve Resolution No. 29-2022 proclaiming March 15, 2022, as PUSD Women in STEM Day 2022. Preferential vote Aye by Student Board Member Winnie Xu.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

### **8.5 Approval of Resolution No. 30-2022 Entitled "Poway Unified School District Robotics Day 2022"**

Public Comments:

Todd Parr, Avery Donaldson, and Isabel Vargas spoke in support of the proposed resolution. On a motion by Ms. O'Connor-Ratcliff, and a second by Dr. Patel, the Board voted to approve Resolution No. 30-2022 proclaiming March 15, 2022, as PUSD Robotics Day 2022. Preferential vote Aye by Student Board Member Winnie Xu.

*Ayes: Zane, Patel, O'Connor-Ratcliff, Sytsma and Couvrette. Motion carried unanimously, 5-0.*

## **9.0 STUDENT SUPPORT SERVICES**

### **9.1 Mental Health and Student Wellness Update**

This item was moved to item 4.5 as approved by the Board in agenda item 3.5, Approval of Agenda/Sequence.

**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 recognized the 29 PUSD middle and high school students who were selected for the 2022 All-State Honor Bands and Orchestras.
- Dr. Kim Phelps introduced a new video by Studio 701 student interns highlighting the internship program and how other students can become part of Studio 701.
- Dr. Kim Phelps spoke about PUSD's participation in Black History Month and National School Counselors Week.
- Dr. Kim Phelps congratulated the three PUSD ACSA Administrators of the Year: Valley Elementary School Principal Ricardo Cecena, Rancho Bernardo High School Assistant Principal Yael Bozzay, and Director of Educational Technology, Lana Nguyen.

**(a) Student Recognition**

Accomplishments and awards earned by students were recognized.

**13.0 CLOSED SESSION**

There were no additional items discussed in Closed Session.

**14.0 ADJOURNMENT**

The meeting was adjourned at 9:47 p.m.

  
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T.J. Zane, President

  
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Michelle O'Connor-Ratcliff, Clerk

  
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Dr. Marian Kim Phelps, Secretary

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