



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

May 13, 2021
District Office Community Room

CLOSED SESSION

Board President Ginger Couvrette 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 5:57 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. ***A.A., et al. v. Gavin Newsom, et al.; San Diego Superior Court Case No. 37-2021-00007536***
Legal Counsel: Mark R. Bresee
 - b. **Case No. OAH 2020120223 / 2021030807 (Consolidated)**
- 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. 2019-2020.17 – Readmission**
- 2.4 Negotiations – PFT, PSEA Unit I and Unit II, Management/Confidential Pursuant to Government Code 54957.6
 - a. **District Agent: James Jimenez**
- 2.5 Public Employee Discipline/Dismissal/Release/Reassignment/Resignation/Nonreelection Pursuant to Government Codes 54954.5(e), and 54957
- 2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957
 - a. **Director of Human Resources**
 - b. **Superintendent’s Evaluation and Contract**
- 2.7 Conference with Real Property Negotiator Pursuant to Government Code 54956.8
 - a. **Real Property: Four Gee Property.**

Approximately 11.23 Acres of land located at Four Gee Road; APN 678-070-25 (“Property”)

District Agent: Ron Little, Associate Superintendent, Business Support Services.

- b. **Real Property:** Black Mountain Ranch Southern Surplus Property. Approximately 27.22 acres of vacant land located at the intersection of Carmel Valley Road and Camino Del Sur; APNs 306-020-32, 306-250-27 and 312-293-11 (“Property”).

District Agent: Ron Little, Associate Superintendent, Business Support Services.

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

- 3.1 Board President Ginger Couvrette reconvened the meeting in Public Session at 6:05 p.m. and invited everyone to join as she led the salute to the flag. Board President Ginger Couvrette asked for a moment of silence for Poway High School Student, Daniel Zaragoza who passed away in April.

3.2 **Report Out of Closed Session**

2.1-b: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. OAH 2020120223 / 2021030807 (Consolidated)**, on a motion by Mr. Zane and a second by Ms. O’Connor-Ratcliff, the Board voted to approve the final settlement.

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

2.3-a: Clerk Patel reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, **Case No. 2019-2020.17 – Readmission. No Reportable action from closed session. The Board will take action in open session, agenda item 8.1.**

2.6-a: Clerk Patel reported that in the matter of Public Employee Appointment / Employment, **Director of Human Resources**, 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 Charan Kirpalani as Director of Human Resources.

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

2.6-a2: Clerk Patel reported that in the matter of Public Employee Appointment / Employment, **Director of Human Resources**, on a motion by Ms. O’Connor-Ratcliff and a second by Mr. Zane, the Board voted to take action in closed session to appoint Mark Atkins as Director of Human Resources.

Ayes: Couvrette, Zane, Patel, O’Connor-Ratcliff, and Sytsma. 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, including Student Board Member Emily Bylsma.

3.4 Welcome to Public

Student Board Member Emily Bylsma 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 Mr. Zane, and a second by Dr. Patel, the agenda/sequence was approved as presented with 9.0 agenda items to be heard prior to 6.0 items on the agenda. Preferential vote Aye by Student Board Member Emily Bylsma.

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

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives

Student Board representatives Riandra Turner from Abraxas High School, Jessie Ackerman from Rancho Bernardo High School, Alana Gunderson from Midland Elementary School, and Aurora Leoffelholz from Monterey Ridge Elementary School reported on events and activities at their respective schools.

4.2 Public Comments

PUSD has moved to live public comments (via Zoom) and is no longer accepting written comments to be read aloud at the meeting. If you wish to address the Board directly during the meeting, fill out a public speaker request form: bit.ly/PUSDSpeakerRequestForm.

The speaker request form must be submitted during the following times on the day of the Board Meeting:

- Closed Session Public Speaker Requests: 1:00 p.m. - 3:30 p.m.
- Open Session Public Speaker Requests: 1:00 p.m. – 5:00 p.m.

Upon submission of the form, you will receive instructions on how to join via Zoom or by telephone. **Individual speakers are limited to 3-minutes, and there is a 15-minute time limit per topic.** When time is up, your microphone will be muted.

To Submit Written Comments:

If you wish to provide written comments as part of the record, you may submit your comments to bit.ly/PUSDWrittenComments. **Written comments will not be read aloud during the meeting, but will be provided to the Board Members.** Once the Board Agenda is posted on the Monday prior to the Board Meeting, written comments will be accepted until 5:00 p.m. on the day of the Board Meeting. Written comments are limited to 400 words. Please be advised that any communications directed to the Poway Unified School District, including Board members and District staff, are subject to disclosure pursuant to the California Public Records Act. Communications will not be edited for redactions, except in compliance with State law.

Public Comments:

- Lily Hutloff spoke about PUSD teachers returning to classrooms and supports teachers with medical waivers teaching virtual.
- Jessica Xu requested printed math assessments instead of computer assessments.
- Cheryl Giustiniano spoke against students wearing masks and social distancing.
- Janice Lwin spoke regarding 6th grade academy at Meadowbrook.

- Sharlene O'Keefe spoke about Poway OnStage Arts in Education Initiative.

4.3 Master Bell Schedule Options Related to Later School Start Mandate (SB 328)
This item was presented as information 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. 11-2021
- b. Approval of Classified Personnel Report No. 11-2021
- c. Approval of the Salary Reallocation for Sign Language Interpreter

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 10-2021
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for April 2021
- d. Acknowledgment of Enrollment Report No. 7/2020-2021
- e. Approval of Resolution No. 51-2021 Entitled “Authorization to Make Temporary Transfers of Special or Restricted Monies Between District Funds for Fiscal Year 2021-2022”
- f. Award of Bid 2021-01 Carpet Cleaning
- g. Award of Bid 2021-15 Districtwide Tree Maintenance Support
- h. Award of Bid 2021-18 Sealcoating and Striping Project
- i. Award of Request for Proposal (RFP) 2021-14 Food Safety and Sanitation Systems
- j. Award of Request for Proposal (RFP) 2021-11 Fresh Bread Products
- k. Award of Request for Proposal (RFP) 2021-12 Milk, Dairy, Juice, and Ice Cream
- l. Award of Request for Proposal (RFP) 2021-13 Fresh Fruits and Vegetables
- m. Award of Bid 2021-17 Parking Lot Repairs at Canyon View and Los Penasquitos Elementary Schools
- n. Award Bid 2021-16 Poway High School Pool Plastering

- o. Award of Bid 2021-19 Labor to Install Roofs at Twin Peaks Center
- p. Approval of Resolution No. 54-2021 Entitled “Authorization to Purchase Roofing Material under the California Multiple Award Schedule (CMAS) Contract No. 4-20-56-0006B”
- q. Acknowledgment of Quarterly Disclosure of Local Agency Investments for Poway Unified School District
- r. Acknowledgment of Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos.1 Through 16
- s. Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- t. Authorization to Piggyback on a Bid Awarded by National Cooperative Purchasing Alliance

5.4 Consent Calendar – Learning Support Services

- a. Adoption of Middle School Supplemental Texts
- b. Adoption of Elementary K-5 History/Social Science (H/SS) Instructional Program
- c. Approval of the Strengthening Career and Technical Education (Perkins V) Grant Application for 2021-2022

5.5 Consent Calendar – Student Support Services

5.6 Consent Calendar – Technology and Innovation

- a. Authorization to Piggyback on a Bid Awarded by Torrance Unified School District

5.7 Consent Calendar – Superintendent

- a. Acceptance of Gift(s)

On a motion by Ms. O’Connor-Ratcliff, and a second by Mr. Zane, the Consent Calendar was approved as presented with correction to item 5.3(a) number 17 removed from the Contractual Services Report No. 10-2021 and 5.4(a) was pulled from the agenda by staff.

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

As approved in Agenda item 3.5 Agenda/Sequence, 9.0 items were heard prior to agenda item 6.0.

9.0 STUDENT SUPPORT SERVICES

9.1 Approval of Resolution No. 53-2021 Entitled “National Mental Health Awareness Month 2021”

On a motion by Dr. Patel, and a second by Ms. O’Connor-Ratcliff, the Board approved Resolution No. 53-2021 as presented. Preferential vote Aye by Student Board Member Emily Bylsma.

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

9.2 SSAC Week of Wellness Presentation

This item was presented as information only.

Student Board Member Emily Bylsma left the Board Meeting at 7:42 p.m.

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Resolution No. 49-2021 Entitled “Resolution Regarding the Elimination or Reduction in Hours of Classified Positions as Contained within Exhibit ‘A’ and Corresponding Layoff of Classified Employees”

On a motion by Mr. Zane, and a second by Dr. Sytsma, the Board approved Resolution No. 49-2021 as presented.

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

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

7.0 BUSINESS SUPPORT SERVICES

7.1 Approval of Resolution No. 52-2021 Entitled “Exercising Right of First Refusal and Purchase and Sale Agreement with the YMCA of San Diego County for the Acquisition of Real Property; Making CEQA-Related Findings and Authorizing Staff to File Notice of Exemption”

On a motion by Mr. Zane, and a second by Ms. O’Connor-Ratcliff, the Board approved Resolution No. 52-2021 as presented.

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

7.2 Black Mountain Ranch Southern Site Surplus Property – Community Feedback
This item was presented as information only.

7.3 Approval of Resolution No. 48-2021 Entitled “Authorizing an Advance and Reimbursement Agreement in Connection with the Formation of Poway Unified School District Community Facilities Distance No. 17”

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved Resolution No. 48-2021 as presented.

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

Board President Ginger Couvrette, called for a brief recess at 8:04 p.m., reconvening at 8:15 p.m.

7.4 Digital Schools Update

This item was presented as information only.

8.0 LEARNING SUPPORT SERVICES

8.1 Readmission of Student on Expulsion

On a motion by Dr. Patel, and a second by Ms. O'Connor-Ratcliff, the Board approved the readmission to Poway Unified School District for Case No. 2019-2020.17 - Readmission.
Ayes: Couvrette, Zane, Patel, O'Connor-Ratcliff, and Sytsma. Motion carried unanimously, 5-0.

8.2 Approval of the Expanded Learning Opportunities Grant Plan for Poway Unified School District

On a motion by Board President Ginger Couvrette, and a second by Dr. Patel, the Board approved the Expanded Learning Opportunities Grant Plan for Poway Unified School District as presented.

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

8.3 Proposed Adoption of High School Supplemental Texts – First Reading

This item was presented as first reading only.

8.4 Poway Unified School District 2021 Summer Program

This item was presented as information only.

As approved in Agenda item 3.5 Agenda/Sequence, 9.0 items were heard prior to agenda item 6.0.

9.0 STUDENT SUPPORT SERVICES

9.1 Approval of Resolution No. 53-2021 Entitled “National Mental Health Awareness Month 2021”

9.2 SSAC Week of Wellness Presentation

10.0 TECHNOLOGY AND INNOVATION

11.0 SUPERINTENDENT

11.1 Approval of Rescheduling the June 24, 2021, Regular Board Meeting to Tuesday, June 22, 2021

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved rescheduling the June 24, 2021, Regular Board Meeting to Tuesday, June 22, 2021.

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

11.2 Approval of Regular Board Meeting Dates for Calendar Year 2022 – First Reading

This item was presented as first reading only.

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 37 PUSD schools earning their No Place for Hate Designation, out of the 38 schools that registered.
- Dr. Kim Phelps spoke about classified employee appreciation and employee recognitions.

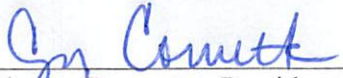
- (a) **Student Recognition**
Accomplishments and awards earned by students were recognized.
- (b) **Staff Recognition**
Accomplishments and awards earned by staff were recognized.
- (c) **School Recognition**
Accomplishments and awards earned by schools were recognized.

13.0 **CLOSED SESSION**

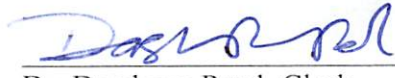
There were no additional items discussed in Closed Session.

14.0 **ADJOURNMENT**

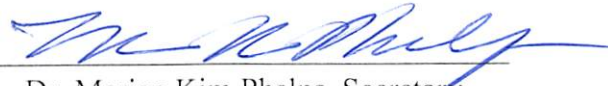
The meeting was adjourned at 9:40 p.m.



Ginger Couvrette, President



Dr. Darshana Patel, Clerk



Dr. Marian Kim Phelps, Secretary

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