



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

August 12, 2021
District Office Community Room

CLOSED SESSION

Board President Ginger Couvrette 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 5:25 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. TC-20-12
Legal Counsel: Christina Cameron**
 - b. Case No. ADR 07132021**
 - c. Case No. ADR 07262021**
 - d. Case No. OAH 2021040023**
 - e. Case No. OAH 2021040459**
- 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. 2020-2021.04 – Stipulated Agreement**
 - b. Case No. 2020-2021.05 – Stipulated Agreement**
- 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/Non-election Pursuant to Government Codes 54954.5(e), and 54957**

2.6 Public Employee Appointment/Employment Pursuant to Government Code 54957

2.7 Conference with Real Property Negotiator Pursuant to Government Code 54956.8

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

3.1 Board President Ginger Couvrette reconvened the meeting in Public Session at 6:03 p.m. and invited everyone to join as she led the salute to the flag.

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. ADR 07132021**, on a motion by Ms. O'Connor-Ratcliff and a second by Dr. Patel, the Board voted to approve the final settlement.

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

2.1-c: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. ADR 07262021**, on a motion by Ms. O'Connor-Ratcliff and a second by Mr. Zane, the Board voted to approve the final settlement.

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

2.1-d: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. OAH 2021040023**, on a motion by Ms. O'Connor-Ratcliff and a second by Board President Ginger Couvrette, the Board voted to approve the final settlement.

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

2.1-e: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. OAH 2021040459**, on a motion by Ms. O'Connor-Ratcliff and a second by Dr. Sytsma, 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 and b: Clerk Patel reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters. **a. Case No. 2020-2021.04 – Stipulated Agreement and b. Case No. 2020-2021.05 – Stipulated Agreement. No Reportable action from closed session. The Board will take action in open session, agenda item 8.1.**

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

On a motion by Mr. Zane, and a second by Ms. O'Connor-Ratcliff, the agenda/sequence was approved as presented. Preferential vote Aye by Student Board Member Winnie Xu.

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

4.0 ORAL PRESENTATIONS

4.1 Student Board Representatives - None

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 72-hours 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:

- Joe Nalven and Lisa Kei spoke about ethnic studies.
- Gaaya Iyer spoke about ethnic studies, equity and inclusion.
- Vishnu Sharma spoke about history, diversity, equity and inclusion.
- Tina Bartholomew and Gavin Raichart spoke about ethnic studies and literature.

4.3 District Summer Programs

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. 01-2022

- b. Approval of Classified Personnel Report No. 01-2022
- c. Approval of the Williams Settlement Quarterly Report for June 2021
- d. Approval of Teacher Internship Agreement with Point Loma Nazarene University
- e. Approval of Intern Agreement with the University of California, San Diego
- f. Approval of Resolution No. 02-2022 Entitled “Authorization to Teach Out Major or Minor Fields”

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 01-2022
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for June and July 2021
- d. Acknowledgment of Enrollment Report Nos. 10 and 11/2020-2021
- e. Authorization to Utilize Individual Piggyback Contracts for 2021-22
- f. Surplus of Technology Equipment

5.4 Consent Calendar – Learning Support Services

- a. Repeal of California School Boards Association (CSBA) Board Policy 6157 – Distance Learning
- b. Approval of 2021-2022 Application for Funding Under Consolidated Categorical Aid Programs (CCAP)
- c. Memorandum of Understanding between Poway Unified School District and Jewish Family Service
- d. Approval of the Memorandum of Agreement for Participation in the Education to Career Network (ETCN) and Designation of a Representative and Alternate to the Leadership Council
- e. Approval of the Memorandum of Understanding for Data Sharing Services between Poway Unified School District and the Education to Career Network (ETCN)
- f. Approval of the Memorandum of Agreement to Participate in the Workforce Innovation and Opportunity Act Grant with the Education to Career Network

5.5 Consent Calendar – Student Support Services

5.6 Consent Calendar – Technology and Innovation

5.7 Consent Calendar – Superintendent

a. Acceptance of Gift(s)

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

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

6.0 PERSONNEL SUPPORT SERVICES

6.1 Approval of Resolution No. 01-2022 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. 01-2022 as presented.

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

6.2 Approval of Salary Allocations for Attendance Accounting Analyst, Budget and Reporting Analyst, and Senior Accountant

On a motion by Dr. Patel, and a second by Mr. Zane, the Board approved the salary allocations for Attendance Accounting Analyst, Budget and Reporting Analyst, and Senior Accountant as presented.

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

6.3 Approval of California School Boards Association (CSBA) Board Policies 4000 Series – First Reading

This item was presented as a first reading only.

7.0 BUSINESS SUPPORT SERVICES

7.1 Award Request for Proposal (RFP) 2021-10 Digital Copier and Equipment Service

On a motion by Dr. Patel, and a second by Mr. Zane, the Board approved the Request for Proposal (RFP) 2021-10 Digital Copier and Equipment Service as presented. Preferential vote Aye by Student Board Member Winnie Xu.

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

8.0 LEARNING SUPPORT SERVICES

8.1 Ratification of Stipulated Agreements for Student Expulsion

On a motion by Mr. Zane, and a second by Board President Ginger Couvrette, the Board approved the stipulated agreement for Case No. 2020-2021.04.

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

On a motion by Dr. Sytsma, and a second by Dr. Patel, the Board approved the stipulated agreement for Case No. 2020-2021.05.

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

8.2 The California Department of Public Health (CDPH) School Opening Guidance 2021-2022

On a motion by Ms. O'Connor-Ratcliff, and a second by Dr. Patel, the Board approved the California Department of Public Health (CDPH) School Opening Guidance 2021-2022 as presented with the following recommendation from presentation slide number 16: Essential volunteers include PTO/PTA/Foundation for necessary programs.

- a. Volunteers provide support in workrooms, non-classroom spaces, or from home
- b. No direct contact with students
- c. No in-classroom volunteers at this time
- d. Masks required indoors while on campus
- e. Must show proof of vaccination or negative test within the week

Preferential vote Aye by Student Board Member Winnie Xu.

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

Public Speakers: Danielle Allphin, Jessie Reimer, Cheryl Giustiniano, Rebecca Oakley, Hilary Dietmeyer, Kristen Beer, and Dra Morgan spoke regarding the California Department of Public Health (CDPH) school opening guidance, specifically masking.

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 thanked all of the ESS and Preschool staff who have been working to care for our students all summer long.
- Dr. Kim Phelps shared an inspirational story about a photo taken at the finish line of a long distance race of Abel Mutai from Kenya and Ivan Fernandez of Spain.

(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 8:23 p.m.



Ginger Couvrette, President



Dr. Darshana Patel, Clerk



Dr. Marian Kim Phelps, Secretary

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