



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

October 14, 2021
Virtual/Video Conferencing

CLOSED SESSION

Board President Ginger Couvrette called the meeting to order at 4:18 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 5:04 p.m., and Board members reconvened 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. Claim TC20-05

Legal Counsel: Sam G. Sherman, Esq.

b. Case No. TC-20-12

Legal Counsel: Christina Cameron

c. Case No. OAH 2021040893

d. Case No. ADR 09082021

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. 2021-2022.01 – Stipulated Agreement

b. Case No. 2021-2022.02 – Stipulated Agreement

c. Case No. 2021-2022.03 – 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-reelection 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 6:07 p.m. and invited everyone to join as she led the salute to the flag. She then asked for a moment of silence for English Learner Coordinator, Christine Cloutier who passed away. Board President Ginger Couvrette asked for a moment of silence of a Rancho Bernardo High School Student who passed away.

3.2 **Report Out of Closed Session**

2.1-a: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Claim TC20-05**, 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-b: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. TC-20-12**, 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-c: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. OAH 2021040893**, on a motion by Board President Ginger Couvrette 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.

2.1-d: Clerk Patel reported that in the matter of Conference with Legal Counsel Pending/Existing Litigation, **Case No. ADR 09082021**, on a motion by Mr. Zane 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: Clerk Patel reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, **Case No. 2021-2022.01 – Stipulated Agreement. No Reportable action from closed session. The Board will take action in open session, agenda item 8.1.**

2.3-b: Clerk Patel reported that in the matter of Pupil Personnel – Student Expulsion(s), Disciplinary Matter(s), and Other Confidential Student Matters, **Case No. 2021-2022.02 – Stipulated Agreement. No Reportable action from closed session. The Board will take action in open session, agenda item 8.1.**

2.3-c: Clerk Patel reported that in the matter of Pupil Personnel – Student Expulsion(s),

Disciplinary Matter(s), and Other Confidential Student Matters, Case No. 2021-2022.03 – **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 Dr. Patel, and a second by Dr. Sytsma, 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

Student Board representatives Andrew Mendoza from Abraxas High School, Kody Mongold from Westview High School, Elsie Skelly from Black Mountain Middle School, and Amanda Kung from Rolling Hills Elementary School reported on events and activities at their respective schools.

4.2 Public Comments

Public Comments:

- Shayne McCool spoke about Ethnic Studies
- Ram Barat spoke regarding Teachers of the Year awards.
- Yuan Lie spoke about ethnic studies and Teachers of the Year awards.
- Jo Nalven spoke regarding anti-Semitism and ethnic studies.
- Frank Xu spoke regarding Teachers of the Year awards.
- Marty Redman spoke about racism.
- Jason Gage commented about the closing of schools and COVID-19 restrictions.

4.3 Trustee Area Boundaries – Redistricting

This item was presented as information only.

Public Comments:

Karen Podvin, Amit Asaravala, and Jana Johnson spoke regarding trustee area boundaries.

4.4 Community Facilities Districts Special Tax Reduction Plan

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. 03-2022
- b. Approval of Classified Personnel Report No. 03-2022
- c. Approval of the Williams Settlement Quarterly Report for September 2021
- d. Approval of Intern Agreement with the California State University Los Angeles
- e. Approval of Speech Pathology Field Placement Agreement with Baylor University
- f. Approval of Resolution No. 12-2022 Entitled “Authorization to Teach Out of Major or Minor Fields”
- g. Approval of Variable Term Waiver Request –
Michael Buxton
Suneela Naidu
Ann Kris Palouda
- h. Approval of Revised Classification – Director of Facilities, Maintenance, and Operations

5.3 Consent Calendar – Business Support Services

- a. Approval/Ratification of Contractual Services Report No. 3-2022
- b. Ratification of District Purchase Orders
- c. Ratification and Approval of District Commercial Warrants, Revolving Cash Fund Expenditures and Purchase Card Transactions for October 2021
- d. Acknowledgment of Enrollment Report No. 1/2021-2022
- e. Approval to Purchase Twenty Electric School Buses through the California Air Resources Board’s and Zero-Emission Truck and Bus Voucher Incentive Project (HVIP)
- f. Approval of Resolution No. 10-2022 Entitled “Authorization to Purchase Electric Vehicle Charging Stations, Installation and Related Software for Electric School Bus HVIP Vouchers through the Sourcewell Cooperative Purchasing Contract using Vender Chargepoint #051017-CPI”
- g. Approval of Resolution No. 11-2022 Entitled “Authorization to Purchase Synthetic Turf and Installation, as part of the Del Norte High School Expansion, Field and Lighting Project, under the California Multiple Award Schedule (CMAS) Contract No. 4-06-78-0331A”
- h. Approval of the Sale of Technology Surplus Equipment

5.4 Consent Calendar – Learning Support Services

- a. Approval of Contract with Community Action Partnership of San Luis Obispo County for the San Diego Head Start Program
- b. Approval of School Plan for Student Achievement (SPSA) for Abraxas High School for the 2021-2022 School Year

5.5 Consent Calendar – Student Support Services

- a. Approval of Resolution No. 14-2022 Entitled “School Psychology Awareness Week 2021”
- b. Approval of Resolution No. 15-2022 Entitled “Dyslexia Awareness Month October 2021”
- c. Approval of Resolution No. 16-2022 Entitled “Character Counts! and Red Ribbon Week for Alcohol, Tobacco, and Other Drugs Prevention”
- d. Approval of Updated California School Boards Association (CSBA) Board Policy 5141.52 Suicide Prevention
- e. Approval of Updated California School Boards Association (CSBA) Board Policy 6159.1 Procedural Safeguards and Complaints for Special Education

5.6 Consent Calendar – Technology and Innovation

- a. Approve Resolution No. 09-2022 Entitled “Purchase of Apple Computers through the Glendale Unified School District Bid Number P-13-18/19, Apple Computer Products, Services and Related Items”
- b. Award RFP 2022-03 Server, SAN and Backup Project

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 with the exception of 5.3(e) pulled by staff for further discussion prior to item 6.1.

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

Board President Ginger Couvrette, called for a brief recess at 7:31 p.m., reconvening at 7:47p.m.

5.3(e) Approval to Purchase Twenty Electric School Buses through the California Air Resources Board’s and Zero-Emission Truck and Bus Voucher Incentive Project (HVIP)

On a motion by Dr. Sytsma, and a second by Dr. Patel, the Board approved the purchase of twenty electric school bused from A-Z Bus Sales, through the California Air Resources Boards’ Zero-Emission Truck and bus voucher incentive project (HVIP). Preferential vote Aye by Student Board Member Winnie Xu.

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

Public Comment:
Shayne McCool spoke regarding electric school buses.

6.0 PERSONNEL SUPPORT SERVICES

6.1 Ratification of the Memorandum of Understanding (MOU) with Poway School Employees Association (PSEA) Unit I and Unit II Regarding Health and Welfare Benefits for Plan Year 2022

On a motion by Dr. Patel, and a second by Mr. Zane, the Board approved the Ratification of the Memorandum of Understanding (MOU) with Poway School Employees Association (PSEA) Unit 1 and Unit II Regarding Health and Welfare Benefits for Plan Year 2022 as presented.

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

6.2 Approval of Salary Reallocations for Classifications Identified as Part of Year Two of the Classification Review Cycle

On a motion by Mr. Zane, and a second by Dr. Patel, the Board approved the Salary Reallocations for Classification Identified as Part of Year Two of the Classification Review Cycle 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 Revised 2021-2022 General Fund Budget

On a motion by Mr. Zane, and a second by Board President Couvrette, the Board approved the Revised 2021-2022 General Fund Budget 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.

7.2 Net Metering Changes and Impacts to a Potential Districtwide Solar Project

This item was presented as information only.

8.0 LEARNING SUPPORT SERVICES

8.1 Ratification of Stipulated Agreements for Student Expulsion

On a motion by Mr. Zane, and a second by Dr. Sytsma, the Board approved the Stipulated Agreement for Case No. 2021-2022.01 as presented.

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

On a motion by Mr. Zane, and a second by Board President Couvrette, the Board approved the Stipulated Agreement for Case No. 2021-2022.02 as presented.

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

On a motion by Mr. Zane, and a second by Dr. Sytsma, the Board approved the Stipulated Agreement for Case No. 2021-2022.03 as presented.

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

8.2 Approval of the Poway Unified School District’s Elementary and Secondary School Emergency Relief (ESSER III) Expenditure Plan

On a motion by Dr. Patel, and a second by Mr. Zane, the Board approved the Poway Unified School District’s Elementary and Secondary School Emergency Relief (ESSER III) Expenditure Plan 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.*

8.3 California School Dashboard – Local Indicators

This item was presented as information only.

8.4 Update on California Vaccination Requirements

This item was presented as information only.

Public Comments:

Jessica Reimer, Byron Yafuso, Laura McCoy, Summer Felix-Mulder, Cheryl Giustiniano, and Nicole Asch spoke regarding vaccination requirements.

9.0 STUDENT SUPPORT SERVICES

9.1 Approval of 2021-2022 Special Education Community Advisory Committee (CAC) Members

On a motion by Ms. O’Connor-Ratcliff, and a second by Dr. Sytsma, the Board approved the 2021-2022 Special Education Community Advisory Committee (CAC) Members as presented: Heather Plotzke, Chairperson; Heather Marshall, Co-Chairperson; Tristie Graetz, Secretary/PUSD Staff; Rosebel Agbayani, Parent; Kate Whelan, Parent; David Choi, Parent; Jill Cooley, Parent; Anna Reyes; Nita Jha, Parent; Sam Trink, Parent; Deborah Williford, Parent/PUSD Staff; Alexandra Sparks, Parent/PUSD Staff; Jodi Payne, PUSD Special Education Director; and Janette Anderson, PUSD Special Education Director. Preferential vote Aye by Student Board Member Winnie Xu.

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

9.2 Update: Supporting Students with Dyslexia

This item was presented as information only.

Public Comment:

Kate Recore spoke regarding students with learning disabilities.

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 the start of ethnic studies and ethnic literature classes.
- Dr. Kim Phelps spoke about College and Career Virtual Showcase on October 20th.

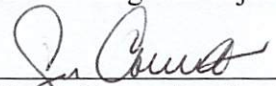
- a. **Student Recognition**
Accomplishments and awards earned by students were recognized.
- b. **Staff Recognition**
Accomplishments and awards earned by staff were recognized.
- c. **School & District Recognition**
Accomplishments and awards earned by Schools and District were recognized.

13.0 **CLOSED SESSION**

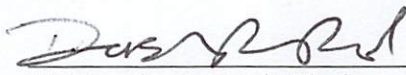
There were no additional items discussed in Closed Session.

14.0 **ADJOURNMENT**


The meeting was adjourned at 10:37 p.m.



Ginger Couvrette, President



Dr. Darshana Patel, Clerk



Dr. Marian Kim Phelps, Secretary

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