

# **San Ysidro School District Governing Board**

## **AGENDA**

Thursday  
March 10, 2022  
5:00 p.m.

### **WELCOME**

Welcome to the meeting of the San Ysidro School District Governing Board. As a courtesy to others, we ask that you turn the volume off on your cell phones and put them on vibrate during the Board meeting. Your cooperation is appreciated.

**Smythe School  
Auditorium  
1880 Smythe Ave  
San Ysidro, CA 92173**

**SAN YSIDRO SCHOOL DISTRICT**  
4350 Otay Mesa Road San Ysidro, CA 92173  
Phone Number: (619) 428-4476 Fax Number: (619) 428-1505

**REGULAR MEETING OF THE GOVERNING BOARD**  
**THURSDAY, MARCH 10, 2022**  
**5:00 p.m.**

Pursuant to Government Code Sections 54954 and 54954.2 and Education Code Section 35140, the Regular Meeting of the Governing Board will be held on Thursday, March 10, 2022, to conduct its business meeting at **Smythe School - Auditorium, 1880 Smythe Ave, San Ysidro, CA 92173**. Any meeting participant who engages in disorderly conduct which disturbs the peace and good order of the meeting, or refuses to comply with the lawful orders of the Board may be ordered removed from the meeting, and may be guilty of a misdemeanor (Cal. Penal Code Sec. 403). Closed Session to be held at 5:00 p.m. to 6:00 p.m., and will reconvene into Open Session at 6:00 p.m. Closed Session will be conducted in accordance with applicable sections of California Law.

**THIS MEETING WILL BE TAPE RECORDED**

**AGENDA**

**1. CALL TO ORDER** Who: \_\_\_\_\_ Time: \_\_\_\_\_

**2. ROLL CALL** by Gina A. Potter, Ed.D., Superintendent & Secretary to the Board

Mr. Rudy Lopez, Board President  
Mrs. Rosaleah Pallasigue, Board Vice-President  
Mrs. Irene Lopez, Board Clerk  
Mr. Humberto Gurmilan, Member  
Mr. Antonio Martinez, Member

**3. AGENDA**

Corrections and additions to the agenda.  
Approve the agenda for the meeting.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**4. PUBLIC COMMENT/COMMUNICATIONS ON CLOSED SESSION ITEMS**

Please submit public comment forms prior to start of meeting at 5:00 p.m. Per Board Policy #9323, three (3) minutes may be allotted to each speaker and five (5) minutes for organizations to address Closed Session Items Only. (Closed Session Items may be continued to the end of meeting if necessary.)

**5. GOVERNING BOARD – RECESS to CLOSED SESSION in accordance with section 54954.5 regarding:**

**5.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION** (Potter)

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9:  
No. of cases: 1

**5.2 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Potter)**

Pursuant to Government Code Section 54956.9(d)(1)

Case: San Diegans for Open Government vs. San Ysidro School District, et. al.

Case No. 37-2017-00048800-CU-MC-CTL

**5.3 GOVERNMENT CODE SECTION 54957 (Heath)**

**PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT**

**5.4 GOVERNMENT CODE SECTION 54957.6 (Heath)**

**CONFERENCE WITH LABOR NEGOTIATORS**

Agency Negotiators: Glenn Heath, Sub Executive Director of Human Resources

Employee Organizations:

San Ysidro Education Association/CTA

California School Employees Association, Chapter 154

Unrepresented:

Administrators, Classified Management, Confidential/Supervisory

**RECONVENE into OPEN SESSION** to take action on items discussed in closed session, or to make disclosures of action taken in closed session, if any, as required by Government Code section 54957.7 and section 54957.1.

**6. CALL TO ORDER** Who: \_\_\_\_\_ Time: \_\_\_\_\_

**7. ROLL CALL** by Gina A. Potter, Ed.D., Superintendent & Secretary to the Board

Mr. Rudy Lopez, Board President

Mrs. Rosaleah Pallasigue, Board Vice-President

Mrs. Irene Lopez, Board Clerk

Mr. Humberto Gurmilan, Member

Mr. Antonio Martinez, Member

**8. FLAG SALUTE**

**9. BOARD RECOGNITION/DISTINGUISHED CHAMPIONS (Farkas)**

**9.1** Willow Elementary 6th Grade Teacher Elizabeth Gomez - Presented by Willow School Principal Maria Connie Rodriguez

**9.2** Willow Elementary 6th Grade Student Esteban Servin (Top Achiever in the State of California Award for Achieve 3000) - Presented by Willow School Principal Maria Connie Rodriguez

**9.3** Temporary Certificated Management/Administrative Support, Manuela Colom - Presented by Assistant Superintendent of Educational Leadership, Pupil Services and Safety Dr. David Farkas

**9.4** Assistant Superintendent of Educational Leadership, Pupil Services and Safety Dr. David Farkas (COVID Leadership) - Presented by Superintendent Dr. Gina Potter

**10. PUBLIC COMMENT/COMMUNICATIONS ON OPEN SESSION ITEMS**

**PLEASE SUBMIT PUBLIC COMMENT FORMS PRIOR TO START OF MEETING**  
Per Board Policy #9323, three (3) minutes may be allotted to each speaker and five (5) minutes for organizations to address **all of their items**. If translation services are required, please state that, and an additional one (1) minute will be allotted. **Approach the lectern and give your name.**

The public has the opportunity to address the Board on any item appearing on the agenda or not on the agenda. Persons wishing to address the Board are asked to fill out a **Public Comment Form** located at the sign-in area, and submit the completed form to the administrative assistant prior to start of the meeting. Those who have a group concern are encouraged to select a spokesperson to address the Board. A copy of the full agenda is available for view at the Superintendent’s Office located at 4350 Otay Mesa Road, San Ysidro, California. Also, at the district website: www.sysdschools.org.

**11. ITEMS FROM THE BOARD & SUPERINTENDENT**

**12. CONFERENCE SESSION**

**Reports/Presentations**

- 12.1** 2021-22 Second Interim Financial Report - Presented by Chief Business Official, Marilyn Adrianzen
- 12.2** Long Range Master Facilities Implementation Plan Revisions - Presented by Director of Maintenance Operations, Transportation and Facilities, Paulo Azevedo and Construction Project Manager, Tom Silva

**13. GENERAL ADMINISTRATION**

**13.1 MINUTES (Potter)**

Approve the minutes of the Regular Board Meeting of February 10, 2022 and the minutes of the Special Board Meeting of February 24, 2022.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.2 RESOLUTION NO. 21/22-0026 - CONTINUING GOVERNING BOARD AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361 (Potter)**

Approve Resolution No. 21/22-0026 - Continuing Governing Board Authority to hold Virtual Meetings Pursuant to AB 361.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.3 RESOLUTION NO. 21/22-0027 - CESAR CHAVEZ DAY (Potter)**

Adopt Resolution No. 21/22-0027 celebrating the life, values and sacrifices of Cesar Chavez by honoring his birthday on March 31st as “Cesar Chavez Day.”

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.4 FIRST READING AND ADOPTION OF REVISED BOARD POLICIES - 0000 SERIES**

(Farkas)

Approve First Reading and Adoption of Revised Board Policies - 0000 series: Revised BP 0420.42 - Charter School Renewal and Revised BP 0470 - COVID-19 Mitigation Plan.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.5 FIRST READING AND ADOPTION OF REVISED ADMINISTRATIVE REGULATION AND EXHIBITS - 1000 SERIES (Farkas)**

Approve the First Reading and Adoption of Revised Administrative Regulation and Exhibits - 1000 series: Revised AR 1312.3 - Uniform Complaint Procedures, Revised Exhibit(1) 1312.3 - Uniform Complaint Procedures and Revised Exhibit(2) 1312.3 - Uniform Complaint Procedures.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.6 FIRST READING AND ADOPTION OF REVISED BOARD POLICY AND ADMINISTRATIVE REGULATION - 3000 SERIES (Adrianzen)**

Approve First Reading and Adoption of New & Revised Board Policies and Administrative Regulation - 3000 series: Revised BP 3516.5 - Emergency Schedules and Revised AR 3515.6 - Criminal Background Check for Contractors.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.7 FIRST READING AND ADOPTION OF REVISED BOARD POLICY AND ADMINISTRATIVE REGULATION - 4000 SERIES (Heath)**

Approve First Reading and Adoption of Revised Board Policy and Administrative Regulation - 4000 series: Revised BP 4131 - Staff Development and Revised AR 4217.3 - Layoff/Rehire.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.8 FIRST READING AND ADOPTION OF REVISED BOARD POLICIES AND ADMINISTRATIVE REGULATIONS - 5000 SERIES (Farkas/González)**

Approve First Reading and Adoption of Revised Board Policies and Administrative Regulations - 5000 series: Revised AR 5125 - Student Records, Revised AR 5145.3 - Nondiscrimination/Harassment, Revised BP/AR 5148 - Child Care and Development, Revised BP/AR 5148.2 - Before/After School Programs and Revised BP/AR 5148.3 - Preschool/Early Childhood Education.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.9 FIRST READING AND ADOPTION OF REVISED BOARD POLICIES AND ADMINISTRATIVE REGULATIONS - 6000 SERIES (González/Farkas)**

Approve First Reading and Adoption of Revised Board Policies and Administrative Regulations - 6000 series: Revised BP/AR 6112 - School Day, Revised BP 6120 - Response to Instruction and Intervention, Revised BP/AR 6143 - Courses of Study, Revised BP/AR 6158 - Independent Study, Revised BP/AR 6164.4 - Identification and Evaluation of Individuals for Special Education, Revised BP/AR 6164.41 - Children with Disabilities Enrolled by their Parents in Private School, Revised BP/AR 6164.5 - Student Success Teams and Revised BP 6170.1 - Transitional Kindergarten.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.10 FIRST READING AND ADOPTION OF REVISED BOARD BYLAW 9320 - MEETING AND NOTICES (Potter)**

Approve First Reading and Adoption of Revised Board Bylaw 9320 - Meeting and Notices.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.11 SECOND INTERIM FINANCIAL REPORT FOR 2021-22 FISCAL YEAR (Adrianzen)**

Approve the 2021-22 Second Interim Financial Report.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.12 AUTHORIZE AMENDMENT TO THE COVID PREVENTION PLAN (CPP) REGARDING OUTDOOR SCHOOL MASKS (Farkas)**

Authorize shift to optional masking outdoors for students and staff beginning March 14, 2022, unless required by the state or county public health department. The district will reevaluate the indoor mask requirement in April 2022.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.13 AB1200 AND TENTATIVE AGREEMENT WITH THE CLASSIFIED SCHOOL EMPLOYEES ASSOCIATION (CSEA) AND ITS SAN YSIDRO CHAPTER NO. 154 (Adrianzen)**

Approve/Ratify the submittal of AB1200 to the San Diego County Office of Education and approval of the Tentative Agreement with the Classified School Employees Association (CSEA) and its San Ysidro Chapter No. 154 related to Out-of-Class Compensation.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.14 MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN YSIDRO SCHOOL DISTRICT AND THE SAN YSIDRO EDUCATION ASSOCIATION REGARDING INDEPENDENT STUDY FOR THE 2021-2022 SCHOOL YEAR (Heath)**

Approve the Memorandum of Understanding between the San Ysidro School District and the San Ysidro Education Association regarding the issues related to independent study and the COVID-19 pandemic in which the California Legislature adopted Assembly Bill 130 to expand independent study through three types of programs for the 2021-2022 school year.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.15 RESOLUTION NO. 21/22-0028 – TEMPORARY CERTIFICATED EMPLOYEE RELEASE (Heath)**

Adopt Resolution No. 21/22-0028 authorizing the District to notice individual, temporary employees of the district’s intent to release at the close of the 2021-2022 school year.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.16 RESOLUTION NO. 21/22-0029 – LAYOFF OF CLASSIFIED STAFF (Heath)**

Approve Resolution No. 21/22-0029 authorizing the District to reduce and/or eliminate the following particular kinds of services of the District at the close of the 2021-2022 school year for fiscal and budgetary reasons

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**13.17 LONG RANGE MASTER FACILITIES IMPLEMENTATION PLAN - REVISED**

(Adrianzen/Azevedo)

Approve the revised District’s Long Range Master Facilities Implementation Plan to provide the District with a roadmap that will help guide facilities decisions over the next 15 to 20 years.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**14. CONSENT CALENDAR**

All items appearing are adopted by one single motion. There will be no discussion of these items prior to consideration of the motion, unless a member of the Board or the Superintendent requests that any such item be removed from the Consent Calendar and voted on separately.

Motion: \_\_\_\_\_ Second: \_\_\_\_\_ Vote: \_\_\_\_\_

**14A. PERSONNEL – CLASSIFIED**

**EMPLOYMENT (Heath)**

Approve/ratify the employment for the following as recommended by staff:

- 14A.1 Campus Aides
- 14A.2 Health Clerk
- 14A.3 Instructional Aide
- 14A.4 Instructional Aides, Special Education
- 14A.5 Substitute Campus Security
- 14A.6 Substitute Child Nutrition Specialist
- 14A.7 Substitute Clerks

**LEAVE OF ABSENCE (Heath)**

Approve/Ratify the leave of absence without pay for the following as recommended by staff:

- 14A.8 Instructional Aide

**14B. PERSONNEL – CERTIFICATED**

**RESIGNATION (Heath)**

Approve the resignation for the following as recommended by staff:

- 14B.1 Resource Specialists

**EMPLOYMENT (Heath)**

Approve/Ratify the employment for the following as recommended by staff:

- 14B.2 Substitute Teachers
- 14B.3 Substitute Permit Teacher

**14C. PERSONNEL – MANAGEMENT**

**EMPLOYMENT (Heath)**

Approve/Ratify the employment for the following as recommended by staff:

- 14C.1 Assistant Principal
- 14C.2 Coordinator of Pupil Services

**14D. CURRICULUM & INSTRUCTION**

**14D.1 RENEWAL OF FLOCABULARY LICENSES FROM NEARPOD, INC. (González/Madera)**

Approve the purchase/renewal of Flocabulary licenses from Nearpod, Inc. for 8 special education teachers at the total cost of \$1,104.00 from the Special Education fund.

**14D.2 PROFESSIONAL DEVELOPMENTS - MARCH (González)**

Approve/Ratify the attendance and participation of District staff to the different professional developments as attached.

**14E. BUSINESS**

**14E.1 PURCHASING REPORT (Adrianzen)**

Approve/Ratify the following purchase orders incurred by the District during the period February 3, 2022 through February 28, 2022. This includes all agreements along with those with cost implications that fall within the authorized delegation of authority limits of up to \$15,000 for public project contracts and up to \$30,000 for all other contracts from the various funding sources.

**14E.2 EXPENDITURE REPORT (Adrianzen)**

Approve/Ratify the expenditures incurred by the District during the period of February 1, 2022 through February 28, 2022 for a total expenditure of \$1,001,338.41. This includes all agreements along with those with cost implications that fall within the authorized delegation of authority limits of up to \$15,000 for public project contracts and up to \$30,000 for all other contracts from the various funding sources.

**14E.3 APPROVE/RATIFY AGREEMENTS WITHIN DELEGATION OF AUTHORITY LIMITS (Adrianzen)**

Approve/Ratify the agreements on the attached list with cost implications that fall within the authorized delegation of authority limits of up to \$15,000 for public project contracts and up to \$30,000 for all other contracts from the various funding sources or at no cost to the district.

**14E.4 ACCEPTANCE OF DONATIONS (Adrianzen)**

Accept donations valued at \$1,200.00 to help support and enrich our educational programs.

**14E.5 CALIFORNIA RELEAF 2021 TREECOVERY DONATION (Adrianzen/Azevedo)**

Approve/Ratify the acceptance of the California Releaf 2021 Treecoverly donation of trees and irrigation system with an estimated value of \$20,000.00.

**14E.6 AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH SBCS CORPORATION FOR MENTAL HEALTH SERVICES FOR THE 2021-22 SCHOOL YEAR (González/Madera/Herrera-Cevallos)**

Approve/Ratify the amendment of the Memorandum of Understanding with SBCS Corporation to extend the Mental Health Services for Vista Del Mar Middle School during school year 2021-22 at the additional cost of \$45,077.00 for a new grand total of \$270,077.00 from the Expanded Learning Opportunities Grant and the site Title I funds.

**14E.7 AGREEMENT WITH THERAPY TRAVELERS LLC & 3 CHORDS INC. (Farkas)**

Approve/Ratify the agreement with Therapy Travelers, LLC & 3 Chords Inc. to provide a Licensed Vocational Nurse for 2021-2022 School Year at a rate not to exceed \$70.00 per hour from the ESSER II fund.

**14E.8 RFQ NO. 21/22-004 FOR ARCHITECTURAL AND ENGINEERING SERVICES**

(Adrianzen/Azevedo)

Award RFQ No. 21/22-004 to PBK and to Lord Architecture Inc. for Architectural and Engineering Services.

**14E.9 RFP NO. 21/22-005 FOR E-RATE CATEGORY 2 EQUIPMENT** (Adrianzen/Lewis)

Approve to award RFP No. 21/22-005 and approve the agreement with GigaKOM to provide the 2021-22 E-Rate Category 2 Equipment in the amount of \$236,269.93 from E-rate funds.

**14E.10 RFP NO. 21/22-006 FOR STUDENT CHARTER BUS TRANSPORTATION SERVICES**

(Farkas/Azevedo)

Award RFP No. 21/22-006 and approve the agreements with Royal Lines Charters, LLC and Sureride Charter, Inc. dba Sun Diego Charter Co. to provide student charter bus transportation services for extracurricular field trips and transportation needs.

**14E.11 PURCHASE OF DELL OPTIPLEX 7490 AIO TECHNOLOGY EQUIPMENT** (Adrianzen/Lewis)

Approve the purchase of 62 Dell OptiPlex technology equipment in the amount of \$58,773.60 from the General Obligation Bond fund.

**14E.12 DISPOSAL OF RECORDS BEYOND LEGAL RETENTION PERIOD – EDUCATIONAL SERVICES** (González)

Approve the destruction of documents related to the Educational Services Department as listed above and dated from 2011 to 2017.

**15. ADJOURNMENT** Time:

Respectfully Submitted,

Gina A. Potter, Ed.D., Superintendent

In compliance with the Americans with Disabilities Act, if you need special assistance to access the Board meeting room or to otherwise participate at this meeting, including auxiliary aids or services, please contact the Superintendent's Office at (619) 428-4476, extension 3022. Notification at least 48 hours prior to the meeting will enable the District to make reasonable arrangements to ensure Accessibility to the Board meeting.