

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, SEPTEMBER 8, 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 was held on September 8, 2022, and conducted its business meeting at **Vista Del Mar Middle School - Auditorium, 4885 Del Sol Blvd, San Diego, CA 92154**. 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 was held at 5:00 p.m. to 6:00 p.m., and reconvened into Open Session at 6:00 p.m. Closed Session was conducted in accordance with applicable sections of California Law.

MINUTES

- 1. CALL TO ORDER** Who: President Lopez Time: 5:03 p.m.
- 2. ROLL CALL** by Gina A. Potter, Ed.D., Superintendent & Secretary to the Board
Board Members Present:
Mr. Rudy Lopez, Board President
Mrs. Rosaleah Pallasigue, Board Vice-President - *Absent due to illness*
Mrs. Irene Lopez, Board Clerk
Mr. Antonio Martinez, Member
Mrs. Zenaida Rosario, Member

3. AGENDA

The board approved the agenda with the following corrections:

- 1) Pulled Consent Calendar Agenda Items **14A.2** - New Job Description of Lead Campus Security and **14A.12** - Recruitment of Lead Campus Security
- 2) Pulled Consent Calendar Agenda Item **14C.1**- New Job Description of Fiscal Services Analyst and **14C.4** -Recruitment of Fiscal Services Analyst
- 3) Pulled Consent Calendar Agenda Item **14C.3** - Temporary Assistant Principal

Motion: Martinez Second: I. Lopez Vote: 4-0

Board Member Martinez amended his motion to include all Consent Calendar items listed: 14A.2, 14A.12, 14C.1, 14C.4 and 14C.3, seconded by Board Clerk I. Lopez. The vote was 4-0.

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.)

There were no public comments.

Board Member Martinez made a motion to recess to Closed Session, seconded by Board Clerk Irene Lopez. The vote was 4-0.

5. GOVERNING BOARD – RECESSED to CLOSED SESSION at 5:06 p.m. in accordance with section

54954.5 regarding:

**5.1 GOVERNMENT CODE SECTION 54957.6 (Sanchez/Potter)
CONFERENCE WITH LABOR NEGOTIATORS**

Agency Negotiators: Linda Olea, Executive Director of Human Resources

Employee Organizations:

San Ysidro Education Association/CTA

California School Employees Association, Chapter 154

Unrepresented:

Administrators, Classified Management, Confidential/Supervisory

**5.2 GOVERNMENT CODE SECTION 54957 (Sanchez/Potter)
PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT**

5.3 PUBLIC EMPLOYEE EMPLOYMENT PURSUANT TO GOVERNMENT CODE §54957 (Potter)

Title: Assistant Superintendent of Administrative Leadership, School Support & Safety

Assistant Superintendent of Educational Leadership & Pupil Services

5.4 PUBLIC EMPLOYEE EMPLOYMENT PURSUANT TO GOVERNMENT CODE §54957 (Potter)

Title: Maintenance, Operations, Transportation and Facilities Manager

5.5 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Sanchez/Potter)

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

Name of Case: Erika Meza v. San Ysidro School District; Case Number: 37-2019-00053602

RECONVENED into OPEN SESSION at 6:11 p.m. 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.

Closed Session Item 5.5 - The Board voted unanimously 4-0 to settle Case Number: 37-2019-00053602 in the amount of \$15,000. The motion was made by Board Member Antonio Martinez and seconded by Board Clerk Irene Lopez.

6. CALL TO ORDER Who: President R. Lopez Time: 6:11 p.m.

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

Board Members Present:

Mr. Rudy Lopez, Board President

Mrs. Rosaleah Pallasigue, Board Vice-President - *Absent due to illness*

Mrs. Irene Lopez, Board Clerk

Mr. Antonio Martinez, Member

Mrs. Zenaida Rosario, Member

8. FLAG SALUTE by Micheal Devos, Vista Del Mar Middle School 6th grade student

9. BOARD RECOGNITION/DISTINGUISHED CHAMPIONS (Mata)

9.1 Juanita Nuñez, 2022-2023 San Diego County Teacher of the Year - Presented by Superintendent Dr. Gina Potter, Executive Director of Educational Services, Cynthia Monreal González and Director of Educational Services, Luis Ramos and Lead Sci-Phy Teacher, Elva De Baca

9.2 Sci-Phy Team: Elva De Baca (Lead Sci-Phy Teacher), Patricia Burch, Rudy Constantino, Melissa Hasemyer, Veronica Hernandez, Leticia Lemos, Lorna Longmire Piggee, Vanesa Murphy, Thelma Sotelo,

Allison Reik, Janell Wright and Eugene Yelvis - Presented by Executive Director of Educational Services, Cynthia Monreal González and Director of Educational Services, Luis Ramos

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.

Alice De La Torre and the San Ysidro Women's Club, Commented: 1) Recognized Superintendent Gina Potter for being presented with the California Association for Supervision and Curriculum Development Instructional Leadership Award. 2) Recognized Zenaida Rosario, newly appointed board member and former California Teacher of the Year. 3) Recognized Juanita Nuñez, San Diego County Teacher of the Year. 4) Recognized the Sci-Phy teachers.

11. ITEMS FROM THE BOARD & SUPERINTENDENT

Board Member Martinez, Commented: 1) Thanked everyone for attending and thanked Principal Cevallos for hosting the meeting. 2) He is honored to be a part of this board knowing that we have fantastic educators. 3) Juanita Nuñez and the Sci-Phy team make us proud. He has no doubt that Juanita will be the educator of the year for the state of California. 4) Emphasized the Importance of the Long Range Master Facilities Implementation Plan. 5) He supports wholeheartedly and recommends that the board lower the threshold on the Project Labor Agreement in San Ysidro School District to \$1 million. This will guarantee that local community members are hired to work on those projects.

Board Member Rosario, Commented: 1) She was honored to be present when Juanita Nuñez was named San Diego County Teacher of the Year. 2) Juanita put our district back on the map. We celebrate Juanita and by celebrating her, we celebrate all the educators, parents and the children of this community. 3) Wished her the best.

Board Clerk I. Lopez, Commented: 1) Thanked Principal Cevallos for hosting the meeting. 2) Mentioned that Zenaida Rosario was Teacher of the Year, SD County Teacher of the Year and State Teacher of the Year and put our district back on the map. 3) Now we have Juanita. She has ideas that are good for our kids. We need to let our children know that we are here for them and that we can make a difference for their future. 4) Congratulated the Sci-Phy teachers. 5) Congratulated the San Ysidro Women's Club. Announced their wine and cheese event for student scholarships. 6) Thanked Dr. Potter and the board for working together and understanding our community.

Board President R. Lopez, Commented: 1) Congratulated Ms. Nuñez. 2) Asked his son what he does in school and all he talked about was science and art and no other subjects. 3) He knows how important STEM and the arts are. We will keep on supporting this.

Superintendent Potter, Commented: 1) Juanita will shine bright wherever she goes. We are proud that she represents our students and community as San Diego County Teacher of the Year. 2) Thanked the San Ysidro Women’s Club for decades of support. Every year the San Ysidro Women’s Club gives scholarships to our 6th and 8th graders. 3) Thanked Principal Cevallos and Assistant Principal Bandy for hosting the meeting.

12. CONFERENCE SESSION

Reports/Presentations

- 12.1 Long Range Master Facilities Implementation Plan - Update - Presented by Consultant, Tom Silva
- 12.2 2021-2022 Unaudited Actuals - Presented by Chief Business Official, Marilyn Adrianzen

13. GENERAL ADMINISTRATION

13.1 MINUTES (Potter)

The Board approved the minutes of the Regular Board Meeting of August 11, 2022.

Motion: Martinez Second: Rosario Vote: 4-0

13.2 RESOLUTION NO. 22/23-0017 - CONTINUING GOVERNING BOARD AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361 (Potter)

The Board approved Resolution No. 22/23-0017 - Continuing Governing Board Authority to hold Virtual Meetings Pursuant to AB 361.

Motion: I. Lopez Second: Martinez Vote: 4-0

13.3 NOMINATIONS - CSBA DIRECTORS-AT-LARGE ASIAN PACIFIC ISLANDER AND HISPANIC (Potter)

Accept nominations for the CSBA Director-at-Large Asian Pacific Islander and Hispanic.

Board President Rudy Lopez made a motion to nominate Amy Koo for Asian/Pacific Islander Director at Large and Joaquin Rivera for Hispanic Director at Large. Motion failed due to lack of a second.

Motion: R. Lopez Second: _____ Vote: _____

13.4 UNAUDITED ACTUALS FINANCIAL REPORT FOR FISCAL YEAR 2021-22 (Adrianzen)

The Board approved the Unaudited Actuals Financial Report for fiscal year 2021-22.

Motion: Martinez Second: I. Lopez Vote: 4-0

13.5 RESOLUTION NO. 22/23-0020 ADOPTING THE “GANN” LIMIT (Adrianzen)

The Board approved Resolution No. 22/23-0020 Adopting the Appropriation Limit (Gann Limit) for 2021-22 and 2022-23 Estimated Appropriations Limitation.

Motion: I. Lopez Second: Martinez Vote: 4-0

13.6 EDUCATION PROTECTION ACCOUNT EXPENDITURE REPORT FOR FISCAL YEAR 2021-22 (Adrianzen)

Information Only.

13.7 DISCUSSION AND POTENTIAL AMENDED DIRECTION REGARDING THE PROJECT LABOR AGREEMENT THRESHOLD (Adrianzen)

At the October 21, 2021 Governing Board meeting the Board gave direction to staff to enter into negotiations for a potential Project Labor Agreement with the San Diego County Building and Construction Trade Council for Measures T and U general obligation bond construction projects greater than \$15 million dollars. As the district's legal counsel and staff finalize negotiations they seek further guidance from the Board regarding the construction project threshold amount. The board gave guidance to lower the threshold from \$15 million to \$1 million.

Matthew Leyba-Gonzalez, SD Building & Construction Trades Council, Commented: 1) Shared his support to lower the Project Labor Agreement threshold from \$15 million to \$1 million.

Johnny Swanson, Iron Workers International, Commented: 1) Shared his support to lower the Project Labor Agreement threshold to \$1 million. 2) He welcomes our students who graduate from San Ysidro High School to their apprenticeship program.

Gretchen Newsom, IBEW Local 569, Commented: 1) Shared her support to lower the Project Labor Agreement threshold to \$1 million. 2) Commended the board in moving forward with adopting the gold standard of a Project Labor Agreement inclusive of equity. This agreement will have local hires. 3) Looks forward to continued partnership.

Adrian Lopez, Roofers & Waterproofers Local 45, Commented: 1) Shared his support to lower the Project Labor Agreement to \$1 million. 2) This will allow opportunities for local workers to work on district projects with good benefits and union protection.

Gabriel Waumann, Local Union 229 IronWorkers, Commented: 1) Shared his support to lower the Project Labor Agreement threshold to \$1 million. 2) This will increase opportunities for local workers to work on school district construction projects. 3) He went through the apprenticeship program.

Carol Kim, SD County Building Trades Council, Commented: 1) Shared her support to lower the Project Labor Agreement threshold from \$15 million to \$1 million.

Larry Singleton II, Cements Masons Local 500, Commented: 1) Shared his support to lower the Project Labor Agreement threshold from \$15 million to \$1 million.

Diego Espinoza, Local Union 1399, Commented: 1) He comes from the apprenticeship program. The Project Labor Agreement provides work for the community. 2) Supports bringing the Project Labor Agreement threshold down.

13.8 CONSOLIDATED APPLICATION FOR 2022-23 FUNDING (Adrianzen)

The Board approved the submission of the 2022-23 Consolidated Application for categorical funding of Title I, II, III and IV.

Motion: Martinez Second: R. Lopez Vote: 4-0

13.9 OPEN ANNUAL PUBLIC HEARING REGARDING INSUFFICIENCY OF INSTRUCTIONAL MATERIALS AND WILLIAMS SETTLEMENT LEGISLATION (González)

The Board opened the annual public hearing regarding Insufficiency of Instructional Materials and Williams Settlement Legislation Instructional Materials funds for the 2022-2023 fiscal year. The insufficient materials are for History-Social Science and the District is working with SDCOE for guidance in the pilot process of these materials to resolve the insufficiency.

There were no public comments.

Motion: Martinez Second: Rosario Vote: 4-0

13.10 CLOSE ANNUAL PUBLIC HEARING REGARDING INSUFFICIENCY OF INSTRUCTIONAL MATERIALS AND WILLIAMS SETTLEMENT LEGISLATION (González)

The Board closed the annual public hearing regarding Insufficiency of Instructional Materials and Williams Settlement Legislation Instructional Materials funds for the 2022-2023 fiscal year. The insufficient materials are for History-Social Science and the District is working with SDCOE for guidance in the pilot process of these materials to resolve the insufficiency.

Motion: Martinez Second: R. Lopez Vote: 4-0

13.11 RESOLUTION NO. 22/23-0018 - DETERMINING INSUFFICIENCY OF INSTRUCTIONAL MATERIALS FOR FISCAL YEAR 2022-2023 (González)

The Board adopted Resolution No. 22/23-0018 determining Insufficiency of Instructional Materials for fiscal year 2022-2023. The insufficient materials are for History-Social Science and the District is working with SDCOE for guidance in the pilot process of these materials to resolve the insufficiency.

Motion: I. Lopez Second: Martinez Vote: 4-0

13.12 RESOLUTION NO. 22/23-0019 TO SUPPORT RED RIBBON WEEK, OCTOBER 23 – 31, 2022: “CELEBRATE LIFE, LIVE DRUG FREE” (González)

The Board approved Resolution No. 22/23-0019 to support the activities during the Red Ribbon week on October 23-31, 2022, with expenditures at the cost of \$1,600.00 for bracelets from the General fund.

Motion: I. Lopez Second: Rosario Vote: 4-0

13.13 REVISED SUBSTITUTE SALARY SCHEDULE (Olea)

The Board approved the revised Substitute Salary Schedule for certain certificated and classified positions to support staffing shortages effective September 9, 2022.

Motion: I. Lopez Second: Martinez Vote: 4-0

14. CONSENT CALENDAR

The Board approved the Consent Calendar with the following changes:

- 1) Pulled Consent Calendar Item 14C.2 Assistant Principal for discussion and to be voted on separately.

Motion: R. Lopez Second: Martinez Vote: 4-0

14A. PERSONNEL – CLASSIFIED

LEAVE OF ABSENCE (Olea)

The Board denied the leave of absence without pay for the following as recommended by staff:

14A.1 Instructional Aide Special Education

APPROVE NEW JOB DESCRIPTIONS (Olea)

14A.2 Lead Campus Security - *Pulled*

RESIGNATION (Olea)

The Board approved/ratified the resignation for the following as recommended by staff:

- 14A.3 Campus Aide
- 14A.4 Campus Security
- 14A.5 Instructional Aide
- 14A.6 Outreach Consultant

EMPLOYMENT (Olea)

The Board approved/ratified the employment for the following as recommended by staff:

- 14A.7 Campus Aides
- 14A.8 Campus Security
- 14A.9 Child Nutrition Specialist
- 14A.10 Lead Child Nutrition Specialist

RECRUITMENT (Olea)

The Board approved/ratified to establish recruitment for the following as recommended by staff:

- 14A.11 Instructional Aides
- 14A.12 Lead Campus Security - *Pulled*

14B. PERSONNEL – CERTIFICATED

LEAVE OF ABSENCE (Olea)

The Board approved the leave of absence without pay for the following as recommended by staff:

- 14B.1 Classroom Teacher K-6

RESIGNATION (Olea)

The Board approved/ratified the resignation for the following as recommended by staff:

- 14B.2 Language, Speech and Hearing Specialist
- 14B.3 School Psychologist
- 14B.4 Temporary Classroom Teacher K-6
- 14B.5 Temporary Classroom Teacher K-8 (English)
- 14B.6 Temporary Virtual Learning Academy Special Day Class Teacher

EMPLOYMENT (Olea)

The Board approved/ratified the employment for the following as recommended by staff:

- 14B.7 Classroom Teachers K-6
- 14B.8 Temporary Preschool Permit Teacher

RECRUITMENT (Olea)

The Board approved to establish recruitment for the following as recommended by staff:

- 14B.9 Resource Specialist
- 14B.10 Substitute School Psychologist

14C. PERSONNEL – MANAGEMENT

APPROVE NEW JOB DESCRIPTIONS (Olea)

Approve the new job descriptions for the following as recommended by staff:

- 14C.1 Fiscal Services Analyst - *Pulled*

EMPLOYMENT (Olea)

The Board approved the employment for the following as recommended by staff:

- 14C.2** Assistant Principal - *Pulled for discussion and to be voted on separately,*

Motion: Martinez Second: R. Lopez Vote: 4-0

- 14C.3** Temporary Assistant Principal - *Pulled*

RECRUITMENT (Olea)

Approve to establish recruitment for the following as recommended by staff:

- 14C.4** Fiscal Services Analyst - *Pulled*

14D. CURRICULUM & INSTRUCTION

- 14D.1 EDUCATIONAL FIELD TRIPS FOR SCHOOL YEAR 2022-2023** (González)

The Board approved the educational field trips to different destinations for students in grades Transitional Kindergarten to Eighth from all schools for the 2022-2023 school year. Student fees and transportation services will be covered from Fundraising, Donations, Museum Grants and the Supplemental and Concentration Fund as needed.

- 14D.2 LICENSE SUBSCRIPTION WITH TECHNICALLY MAGGIE FOR THE TECHNICALLY DESMOS COURSE ACCESS FOR SAN YSIDRO MIDDLE SCHOOL** (González/Bojorquez)

The Board approved the license subscription with Technically Maggie for the Technically Desmos Course access for San Ysidro Middle School at a total cost of \$295.00 from the Title I fund.

- 14D.3 PROFESSIONAL DEVELOPMENTS** (González)

The Board approved/ratified the attendance and participation of District staff to the different professional developments as attached.

14E. BUSINESS

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

The Board approved/ratified the following purchase orders incurred by the District during the period August 1, 2022 through August 31, 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)

The Board approved/ratified the expenditures incurred by the District during the period of August 1, 2022 through August 31, 2022 for a total expenditure of \$936,588.79. 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)

The Board approved/ratified 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)

The Board accepted donations valued at \$50.00 to help support and enrich our educational programs.

14E.5 AGREEMENT WITH BLUE SHIELD OF CALIFORNIA PROMISE HEALTH PLAN (Colom/Medina)

The Board approved the Community Investment Agreement and accept the financial support from Blue Shield Promise to provide funds for the District's Homeless Project.

14E.6 AGREEMENT WITH ZSN SOLUTIONS (Colom)

The Board approved the agreement with ZSN Solutions to provide a temporary Licensed Vocational Nurse for 2022-2023 school year at a rate of \$65.00 per hour from the General fund.

14E.7 DISPOSAL OF OBSOLETE, DAMAGED AND OUTDATED TECHNOLOGY EQUIPMENT (Adrianzen/Lewis)

The Board approved the disposal of technology equipment that is obsolete, damaged, outdated and/or beyond economic repair.

14E.8 DISPOSAL OF RECORDS (Gonzalez/Rodriguez)

The Board approved the destruction of documents related to Willow School as listed above and dated prior to 2016.

Board Member Martinez made a motion to adjourn, seconded by Board Clerk Irene Lopez. The vote was 4-0.

15. ADJOURNMENT Time: 7:56 p.m.

Respectfully Submitted,

Gina A. Potter, Ed.D., Secretary
Governing Board