

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

ORGANIZATIONAL MEETING OF THE GOVERNING BOARD
MONDAY, DECEMBER 12, 2022
5:00 p.m.

Pursuant to Government Code Section 54954 and 54954.2 and Education Code Section 35143, the Organizational Meeting of the Governing Board was held on Monday, December 12, 2022, at 5:00 p.m. to conduct its business meeting at the **San Ysidro Middle School - Multicultural Complex, 4345 Otay Mesa Road, 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 was conducted in accordance with applicable sections of California Law.

MINUTES

1. CALL TO ORDER Who: President Rudy Lopez Time: 5:10 p.m.

2. FLAG SALUTE by Manuel Bojorquez, Principal

3. ADMINISTRATION OF OATH OF OFFICE:

Rudy Lopez - Administered by Dr. Shirley Weber, California Secretary of State, and Dr. Gina Potter, Superintendent

Irene Lopez - *Absent*

Zenaida Rosario - Administered by Dr. Shirley Weber, California Secretary of State, and Dr. Gina Potter, Superintendent

4. 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

Mrs. Irene Lopez, Board Clerk - *Absent due to illness*

Mr. Antonio Martinez, Board Member

Mrs. Zenaida Rosario, Board Member

5. PUBLIC COMMENT/COMMUNICATIONS ON BOARD ORGANIZATION

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 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.

There were no public comments.

The Governing Board temporarily relinquished chairmanship of the meeting to the Superintendent until the Board elected its President.

6. ANNUAL BOARD ORGANIZATION -

A. The Board elected Rosaleah Pallasigue, Board President.

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

B. The Board elected Irene Lopez, Board Vice President.

Motion: Martinez Second: Rosario Vote: 4-0

C. The Board elected Zenaida Rosario, Board Clerk.

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

D. The Board appointed Dr. Gina Potter, Board Secretary.

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

7. RECOGNITION OF FORMER BOARD PRESIDENT - The Board recognized Rudy Lopez.

8. AGENDA

The Board approved the agenda for the meeting with the following correction:

- 1) Pulled Closed Session Agenda Item 16.4 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION.

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

9. BOARD RECOGNITIONS - DISTINGUISHED CHAMPIONS (Mata)

9.1 Vista Del Mar Middle School Boys & Girls Cross Country Teams

- **Coach:** Vista Del Mar Teacher/Coach Nikole Scarlett
- **Boys Track & Field Team:** Andrew Apatiga, Sebastian Alvarez, Damian Barnes, Christian Castro, Justice Dominguez, Luis Espinoza, Joshua Jiles, Dario Licon, Ezekiel Rodriguez, Jordan Taylor, Dylan Uribe, Ali Yusuf, Brian Iverson, Isaac Bankhead, Vincent Canapi, Andre Figueroa, Aleksander Gonzalez, Esteban Hernandez, Jaime Licon, Julian Martinez and Luis Palacios
- **Girls Track & Field Team:** Camila Bravo, Sofia Frias, Anahi Gonzalez, Angelina Lopez, Elena Martinez, Nathalia Mendoza, Gianni Meza, Sofia Millan, Amaiha Millard, Daniella Picos, Abril Ponce, Aneesah Roberts, Nevaeh Thammakhotvongxay, Itzel Tirado, Nathalia Vallarde, Eva Quinonez, Kamilah Cone, Christina Gonzalez and Isabella Larson

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.**

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There were no public comments.

11. ITEMS FROM THE BOARD & SUPERINTENDENT

Board Member R. Lopez, Commented: 1) Thanked the community for their trust in reelecting him. 2) Wished everyone "Happy Holidays."

Board Member Martinez, Commented: 1) Wished everyone a "Happy Holiday Season and to stay safe." 2) Would like presentations regarding safety protocols for the school district and the Long Range Master Facilities Plan. 3) Thanked Principal Bojorquez for his leadership and for hosting the meeting. 4) It's his tenth year anniversary on the board.

Board Clerk Rosario, Commented: 1) It's an honor to serve as a board member. 2) We are here for the students and community and value the leadership, teachers, support staff and parents. 3) We can make this a model community. 4) Our students are the greatest gift we have. 5) Attended the CSBA Annual Education Conference and the overwhelming theme was equity. As Dr. Weber said, "we need to be advocates for our students. All students should have the opportunity for the best academic experience." 6) Would like a presentation on the master plan for our programs, especially dual language and bilingual programs. 7) She will always be a teacher at heart. 8) Thanked Dr. Potter for her leadership. 9) Wished everyone "Happy Holidays and to stay safe and healthy."

Board President Pallasigue, Commented: 1) She is grateful to serve on this board. We want to be fair and equitable to one another. 2) She is grateful to Principal Bojorquez and all the principals. 3) She would like a presentation on how we are using our bond funds and projects. 4) Thanked Dr. Iniguez and Mr. Little for joining our team.

Superintendent Potter, Commented: 1) Thanked the San Ysidro Middle School team for hosting the board meeting. 2) The San Ysidro Women's Club held an amazing Teddy Bear event. They distributed one-thousand teddy bears and blankets. Thanked everyone that helped. 3) Wished everyone a joyous holiday season.

12. CONFERENCE SESSION

Reports/Presentations

12.1 2022-2023 First Interim Financial Report - Chief Business Official, Marilyn Adrianzen

13. GENERAL ADMINISTRATION

13.1 MINUTES

The Board approved the minutes of the Regular Board Meeting of November 10, 2022.

Motion: Martinez Second: Rosario Vote: 4-0

13.2 DATE, TIME AND PLACE OF GOVERNING BOARD MEETINGS (Potter)

The Board approved the regular Governing Board meetings from January through December 2023 at 5:00

p.m., at the District Office and at each school at least once a year.

Motion: Pallasigue Second: Martinez Vote: 4-0

13.3 RESOLUTION NO. 22/23-0031 - CONTINUING GOVERNING BOARD AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361 (Potter)

The Board approved Resolution No. 22/23-0031 - Continuing Governing Board Authority to hold Virtual Meetings Pursuant to AB 361.

Motion: Martinez Second: Rosario Vote: 4-0

13.4 2023 CSBA DELEGATE ASSEMBLY NOMINATIONS (Potter)

The Board nominated, in accordance with CSBA Bylaws, the following Board members in Region 17 as candidates for election to the CSBA Delegate Assembly 2023-2025: Kate Bishop (Chula Vista ESD), Andrew Hayes (Lakeside Union SD), Melissa Krogh (Warner USD), Dawn Perfect (Ramona USD), Barbara Ryan (Santee SD) and Katrina Young (San Dieguito Union HSD).

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

13.5 RESOLUTION NO. 22/23-0029 ANNUAL & FIVE YEAR REPORTABLE FEES REPORT (Adrianzen)

The Board approved Resolution No. 22/23-0029 for the 2021-22 Annual & Five Year Reportable Fees Report in compliance with Government Code Sections 66006 and 66001. *California Financial Services KeyAnalytics representatives were available to answer questions.*

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

13.6 FIRST INTERIM FINANCIAL REPORT 2022-23 (Adrianzen)

The Board approved the 2022-23 First Interim Financial Report.

Motion: Martinez Second: Rosario Vote: 4-0

13.7 RESOLUTION NO. 22/23-0032 DESIGNATING STAFF TO SIGN 2023-2024 CONTRACT DOCUMENTS AND CONTINUED FUNDING APPLICATION FOR THE PRESCHOOL AND CHILD DEVELOPMENT PROGRAM (Potter/Reed)

The Board adopted Resolution No. 22/23-0032.

Motion: Pallasigue Second: Martinez Vote: 4-0

13.8 RESOLUTION NO. 22/23-0033 DESIGNATING AUTHORIZED AGENTS TO SIGN BANK ACCOUNT CHECKS AND SCHOOL ORDERS FOR FISCAL YEAR 2022-23 (Adrianzen)

The Board adopted Resolution No. 22/23-0033 Designating authorized agents to sign checks and school orders for fiscal year 2022-23 and to approve the Purchase Card Account limit from \$20,000 to \$40,000 to conduct District payment obligations.

Motion: Pallasigue Second: Rosario Vote: 4-0

14. CONSENT CALENDAR

The Board approved the Consent Calendar.

Motion: Pallasigue Second: Martinez Vote: 4-0

14A. PERSONNEL – CLASSIFIED

RECRUITMENT (Olea)

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

- 14A.1** Instructional Health Care Assistants

RESIGNATION (Olea)

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

- 14A.2** Administrative Clerk I
- 14A.3** Campus Aide

EMPLOYMENT (Olea)

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

- 14A.4** Substitute Custodian - Ernesto Pichardo, All Sites
- 14A.5** **THE BOARD APPROVED THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN YSIDRO SCHOOL DISTRICT AND CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION REGARDING THE OUT OF CLASS WORK PERFORMED BY EMPLOYEE #143839 (Olea)**
- 14A.6** **THE BOARD APPROVED THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN YSIDRO SCHOOL DISTRICT AND CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION REGARDING THE TRANSPORTATION PLAN UNDER CALIFORNIA EDUCATION CODE 39800.1 (Olea)**
- 14A.7** **THE BOARD APPROVED THE MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN YSIDRO SCHOOL DISTRICT AND CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION REGARDING THE SUPPLEMENTAL RETIREMENT PLAN (SRP) (Olea)**

14B. PERSONNEL – CERTIFICATED

RESIGNATION (Olea)

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

- 14B.1** Temporary Intervention Support Teacher

EMPLOYMENT (Olea)

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

- 14B.2** Resource Specialist – Marcos Mendoza, La Mirada
- 14B.3** Substitute Permit Teachers
 - a. Almadelia Meza, Child Development Center
 - b. Irene Ramirez-Leal, Child Development Center
 - c. Ana Sepulveda-Nunez, Child Development Center

14C. CURRICULUM & INSTRUCTION

- 14C.1** **LICENSE SUBSCRIPTION WITH RENAISSANCE LEARNING, INC. FOR THE FRECKLE MATH PROGRAM (Potter/Ramos)**

The Board approved the license subscription from Renaissance Learning, Inc. for the Freckle Math Student program for Smythe Elementary at the total cost of \$8,100.00 from the ESSER III Funds.

14C.2 EXTENDED TERM OF THE LICENSE AGREEMENT WITH FLASHLIGHT LEARNING, LLC. (Potter/Ramos)

The Board approved the extended term of the license agreement with Flashlight Learning, LLC for the Flashlight360 Program at no additional cost to the District.

14C.3 EDUCATIONAL FIELD TRIP TO THE SDCOE'S LINDA VISTA INNOVATION CENTER (Potter/Ramos)

The Board approved the educational field trips to the SDCOE's Linda Vista Innovation Center for sixth grade students from Vista Del Mar Middle at the total cost of \$6,000.00 for transportation fees from Supplemental & Concentration Fund.

14C.4 PROFESSIONAL DEVELOPMENTS (Potter/Ramos)

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

14D. BUSINESS**14D.1 PURCHASING REPORT** (Adrianzen)

The Board approved/ratified the following purchase orders incurred by the District during the period November 1, 2022 through November 30, 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.

14D.2 EXPENDITURE REPORT (Adrianzen)

The Board approved/ratified the expenditures incurred by the District during the period of November 1, 2022 through November 30, 2022 for a total expenditure of \$1,802,924.80. 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.

14D.3 ACCEPTANCE OF DONATIONS (Adrianzen)

The Board accepted donations valued at \$17,114.41 to help support and enrich our educational programs.

14D.4 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.

14D.5 CALIFORNIA STATE PRESCHOOL PROGRAM (CSPP) CONTRACT – AMENDMENT 01 (Potter/Ramos/Reed)

The Board approved Amendment 01 to the California State Department of Education Contract No. CSPP-2455 for the Preschool & Child Development Programs for fiscal year 2022-2023.

14D.6 CONTINUED FUNDING APPLICATION FOR FISCAL YEAR 2023-2024 (Potter/Ramos/Reed)

The Board approved application for continued funding for the District's State Preschool and Child Development Programs for fiscal year 2023-2024.

14D.7 SAN DIEGO COUNTY NONPUBLIC MASTER CONTRACT WITH AYA HEALTHCARE,

INC. FOR 2022-2023 SCHOOL YEAR (Potter/Ramos/Madera)

The Board approved the San Diego County Nonpublic Master Contract with Aya Healthcare, Inc. for the 2022-2023 school year. Cost implications will be paid from the Special Education Fund.

14D.8 SAN DIEGO COUNTY NONPUBLIC MASTER CONTRACT WITH STEIN EDUCATION CENTER FOR 2022-2023 SCHOOL YEAR (AMENDMENT) (Potter/Ramos/Madera)

The Board approved/ratified the Amendment to the San Diego County Nonpublic Master Contract with Stein Education Center for the 2022-2023 school year to include the additional services and correction on related services costs to Appendix A (Individual Service Agreement) at an amended total of \$185,366.52 from the Special Education fund.

14D.9 LICENSE AGREEMENT WITH IMAGINE LEARNING FOR THE IMAGINE MATH FACTS SOFTWARE FOR ALL SCHOOLS (Potter/Ramos)

The Board approved the license agreement with Imagine Learning for the renewal of the Imagine Math Facts Software for all schools at the total cost of \$35,000.00 from the Learning Recovery Emergency Block Grant.

14D.10 CALIFORNIA MULTIPLE AWARD SCHEDULES (CMAS) AGREEMENT WITH KYA SERVICES LLC FOR CLASSROOM FLOOR REPAIRS AT SAN YSIDRO MIDDLE SCHOOL (Adrianzen/Iniguez)

The Board approved the California Multiple Award Schedules (CMAS) agreement with KYA Services LLC to provide services and materials to repair flooring and replace carpeting at the San Ysidro Middle School at an estimated cost of \$41,645.45 to be paid with Refunding Certificates of Participation and/or the State Schools Facilities Program Modernization Reimbursement funds.

14D.11 CALIFORNIA MULTIPLE AWARD SCHEDULES (CMAS) AGREEMENT WITH KYA SERVICES LLC FOR REPAIRS AT THE SAN YSIDRO MIDDLE SCHOOL LOCKER ROOMS (Adrianzen/Iniguez)

The Board approved the California Multiple Award Schedules (CMAS) agreement with KYA Services LLC to provide materials and services for epoxy repairs at the San Ysidro Middle School locker rooms at an estimated cost of \$209,567.36 from the Refunding Certificates of Participation and/or the State Schools Facilities Program Modernization Reimbursement funds.

14D.12 AMENDMENT NO. 2 TO THE RGC GENERAL ENGINEERING INC. AGREEMENT (Adrianzen/Iniguez)

The Board approved/ratified Amendment No. 2 to the RGC General Engineering Inc. agreement to extend the term of the agreement for the playground modifications at the Vista Del Mar Middle School.

14D.13 MEMBERSHIP TO THE CALIFORNIA ASSOCIATION OF LATINO SUPERINTENDENTS AND ADMINISTRATORS (CALSA) FOR 2022-2023 (Adrianzen)

The Board approved the Membership for Cabinet to the California Association of Latino Superintendents and Administrators (CALSA) for 2022-2023 at an approximate cost of \$1,400.00 from the General fund.

14D.14 MEMBERSHIP TO THE CALIFORNIA LATINO SCHOOL BOARDS ASSOCIATION (CLSBA) 2022-2023 (Adrianzen)

The Board approved the Membership for the Superintendent & Board Members to the California Latino School Boards Association (CLSBA) for 2022-2023 at an approximate cost of \$400.00 from the General fund.

14D.15 MEMBERSHIP TO THE CALIFORNIA ASSOCIATION FOR BILINGUAL EDUCATION

(CABE) 2022-2023 (Adrianzen)

The Board approved the Membership for the Superintendent & Board Members to the California Association for Bilingual Education (CABE) for 2022-2023 at an approximate cost of \$190.00 from the General fund.

14D.16 AGREEMENT WITH PRESTIGE WINDOW SOLUTIONS (Adrianzen/Iniguez)

The Board approved the agreement with Prestige Window Solutions to provide labor and materials for the installation of window privacy film at La Mirada, Smythe, and the Child Development Center for an estimated cost of \$31,213.34 from the General Obligation Bond funds.

14D.17 AGREEMENT WITH NINYO & MOORE CONSULTANTS FOR AN EVALUATION OF GEOLOGICAL STABILITY OF VARIOUS BUILDINGS AT SAN YSIDRO MIDDLE SCHOOL (Adrianzen/Iniguez)

The Board approved the agreement with Ninyo & Moore Geotechnical and Environmental Sciences Consultants for an estimated cost of \$22,300.00 to be paid with General Obligation Bond funds.

14D.18 DISPOSAL OF OBSOLETE DOCUMENTS BEYOND LEGAL RETENTION PERIOD - BUSINESS SERVICES (Adrianzen)

The Board approved the disposal and destruction of documents that have been retained for the legal period of time as per Article 2, Sections 16023-16028 of Title 5, California Code of Regulations.

15. 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 the meeting if necessary.)

There were no public comments.

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

16. GOVERNING BOARD – RECESSED to CLOSED SESSION at 6:27 p.m. in accordance with section 54954.5 regarding:

**16.1 GOVERNMENT CODE SECTION 54957.6 (Olea)
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

16.2 GOVERNMENT CODE SECTION 54957 (Olea)

PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT

16.3 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Legal Counsel)

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9:

No. of cases: 3

16.4 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Potter/Madera) - PULLED

Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Student v. San Ysidro School District
OAH Case No. 202210032

16.5 RESOLUTION BETWEEN STUDENT VS SAN YSIDRO SCHOOL DISTRICT (Potter/Madera)
Pursuant to Government Code Section 54956.9(d)(1)

RECONVENED into OPEN SESSION at 7:44 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.

The Board voted unanimously on agenda item 16.5 to approve the compromise and release agreement with a student. The motion was made by Board Member Antonio Martinez, seconded by Board President Rosaleah Pallasigue with a 4-0 vote.

Board President Pallasigue made a motion to adjourn, seconded by Board Member Martinez. The vote was 4-0.

17. ADJOURNMENT Time: 7:45 p.m.

Respectfully Submitted,

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