

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, NOVEMBER 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 was held on Thursday, November 10, 2022, and conducted its business meeting at **Willow School - Auditorium, 226 Willow 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 held from 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 R. Lopez Time: 5:00 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

Mrs. Irene Lopez, Board Clerk - *Arrived at 5:02 p.m.*

Mr. Antonio Martinez, Member - *Arrived at 5:05 p.m.*

Mrs. Zenaida Rosario, Member

3. AGENDA

The Board approved the agenda with the following correction:

- 1) Changed the funding source for agenda item **13.7 - AWARD BID NO. 22/23-001 AND AGREEMENT FOR ROOFING PROJECT TO CHAMBERS INC. DBA ROOF CONSTRUCTION** from General Obligation Bonds to State School Facilities Program (SFP) Modernization Reimbursement.

Motion: Pallasigue Second: Rosario Vote: 3-0

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 Vice President Pallasigue made a motion to recess to Closed Session, seconded by Board Member Rosario. The vote was 3-0.

5. GOVERNING BOARD – RECESSED to CLOSED SESSION at 5:02 p.m. in accordance with section 54954.5 regarding:

5.1 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (Gonzalez)

Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Student v. San Ysidro School District
OAH Case No. 2022100323

**5.2 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

**5.3 GOVERNMENT CODE SECTION 54957 (Olea)
PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE/REASSIGNMENT**

5.4 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: 1

RECONVENED into OPEN SESSION at 6:04 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 took the following action in Closed Session:

- 1) Item 5.1 - The Board approved a settlement agreement in Office of Administrative Hearings Case No. 2022100323. The motion was made by Board Member Martinez and seconded by Board Vice President Pallasigue with 5 votes in favor.

6. CALL TO ORDER Who: President R. Lopez Time: 6:04 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

Mrs. Irene Lopez, Board Clerk

Mr. Antonio Martinez, Member

Mrs. Zenaida Rosario, Member

8. FLAG SALUTE by Elena Quintanilla, Willow Elementary School 6th grade student

9. BOARD RECOGNITION/DISTINGUISHED CHAMPIONS (Mata)

9.1 Willow Student Perfect Attendance - Presented by Willow School Principal Maria Connie Rodriguez

- Ashly Lopez, 6th grade student being recognized for Perfect Attendance and TRRFCC
- Elena Quintanilla Garcia, 6th grade student being recognized for Perfect Attendance since she was a Kindergarten student and TRRFCC

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.

There were no public comments.

11. ITEMS FROM THE BOARD & SUPERINTENDENT

Board Member Rosario, Commented: 1) Congratulated the students and their parents for perfect attendance. 2) Attended the Mini CABA Conference. It was a wonderful opportunity for parents to have information and resources to help them support their children's education. Encouraged parents to attend. 3) Thanked the district for sending teachers, administrators and parents. 4) Thanked Principal Rodriguez for hosting the meeting and everyone that is involved setting up the meeting.

Board Member Martinez, Commented: 1) Thanked Principal Rodriguez for hosting the meeting. 2) Thanked Ashly and Elena for perfect attendance. Congratulated their families 3) Would like a presentation on the transitionally homeless students and the resources we offer them. We have an obligation to offer them a safe learning environment, complement the resources and get them connected.

Board Clerk I. Lopez, Commented: 1) Thanked Principal Rodriguez for hosting the meeting. 2) Mentioned that she first began to work at Willow School as a health clerk. 3) Commended Ashly and Elena and their parents for perfect attendance. 4) Thanked Principal Bojorquez for bringing many resources to Willow School. 5) Visited Ocean View Hills School with Dr. Potter. It was nice to see the Pathways after school program. 6) Thanked Principal Burciaga for everything he does for students and staff. 7) Attended the Mini CABA Conference. 8) Thanked the Special Education Department for their services. We can bring more help and resources to our community.

Board Vice President Pallasigue, Commented: 1) Thanked Principal Rodriguez for hosting the meeting. 2) Congratulated the students for perfect attendance. 3) We are looking at all of our safety procedures. We need to keep our students and staff safe. 4) It's exciting to see the Pathways program. We will see mental and emotional health begin to stabilize. 5) She is appreciative of the safe environment that kids can have.

Board President R. Lopez, Commented: 1) Looks forward to the Christmas Programs. 2) He will focus on long term goals, one of them is bond projects and will be responsive to the community. Thanked Dr. Iniguez for taking care of the fence at Willow School which was a community concern. 3) He is a member of the CSBA Delegate Assembly and was appointed to the committee that will develop a fair funding initiative for the 2024 ballot. He hopes to bring more funding to San Ysidro. 4) Wished veterans a Happy Veteran's Day and recognized any marines in the audience.

Superintendent Potter, Commented: 1) Thanked Principal Rodriguez for hosting the meeting and everyone who worked hard to put the meeting together. 2) Congratulated Ashly Lopez and Elena Garcia for perfect attendance. 3) Thanked veterans for their service and wished them a Happy Veteran's Day. 4) A flier will go out to all of the voters regarding the GO Bond Measures to provide them with an update on

construction projects. 5) She is thankful for having stability and the great leadership of our Governing Board Members. Thanked them for their loyalty and commitment to our district and our community.

12. CONFERENCE SESSION

Reports/Presentations

- 12.1** Government Accounting Standards Board (GASB) 75 and Other Post-Employment Benefits (OPEB) - Presented by Sandy DeKalb ASA, EA, MAAA, Nyhart

13. GENERAL ADMINISTRATION

13.1 MINUTES (Potter)

The Board approved the minutes of the Regular Board Meeting of October 20, 2022.

Motion: I. Lopez Second: Pallasigue Vote: 5-0

13.2 ORGANIZATIONAL MEETING (Potter)

The Board approved Monday, December 12, 2022, at 5:00 p.m. in the Multicultural Complex at San Ysidro Middle School as the date, time and place for the annual Organizational Meeting of the Governing Board per Education Code section 35143.

Motion: Pallasigue Second: Martinez Vote: 5-0

13.3 RESOLUTION NO. 22/23-0028 - CONTINUING GOVERNING BOARD AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361 (Potter)

The Board approved Resolution No. 22/23-0028 - Continuing Governing Board Authority to hold Virtual Meetings Pursuant to AB 361.

Motion: I. Lopez Second: Rosario Vote: 5-0

13.4 FIRST READING AND ADOPTION OF NEW AND REVISED BOARD POLICIES, ADMINISTRATIVE REGULATIONS AND EXHIBIT - 3000 SERIES (Adrianzen)

The Board approved the First Reading and Adoption of New and Revised Board Policies, Administrative Regulations and Exhibit - 3000 series: Revised Board Policy 3110 - Transfer of Funds, Revised Administrative Regulation 3517 - Facilities Inspection, New Exhibit(1) 3517 - Facilities Inspection, New Board Policy 3523 - Electronic Signatures, New Administrative Regulation 3523 - Electronic Signatures, Revised Board Policy 3550 - Food Service/Child Nutrition Program, Revised Administrative Regulation 3550 - Food Service/Child Nutrition Program, Revised Board Policy 3551 - Food Service Operations/Cafeteria Fund, Revised Administrative Regulation 3551 - Food Service Operations/Cafeteria Fund, Revised Board Policy 3553 - Free and Reduced Price Meals and Revised Administrative Regulation 3553 - Free and Reduced Price Meals.

Motion: Martinez Second: I. Lopez Vote: 5-0

13.5 GASB 75 STATEMENT AND OPEB REPORT FOR FISCAL YEAR 2021-22 (Adrianzen)

Information Only. *(A representative from Nyhart Company was present to answer questions from the Governing Board.)*

13.6 CHANGE ORDER NO. 1 TO THE AGREEMENT WITH RGC GENERAL ENGINEERING, INC. (Adrianzen/Iniguez)

The Board approved Change Order No. 1 to the agreement with RGC General Engineering, Inc. to include additional services and materials to complete the playground project at Vista Del Mar Middle School. The cost implications for this Change Order is \$5,289.00. The new contract total is \$173,661.12 from the General Obligation Bonds.

Motion: I. Lopez Second: Pallasigue Vote: 5-0

13.7 AWARD BID NO. 22/23-001 AND AGREEMENT FOR ROOFING PROJECT TO CHAMBERS INC. DBA ROOF CONSTRUCTION (Adrianzen/Iniguez)

The Board approved Award Bid No. 22/23-001 and Agreement for Roofing Project to Roofing Construction in an estimated amount of \$1,809,915.00 from the State School Facilities Program (SFP) Modernization Reimbursement.

Motion: Pallasigue Second: I. Lopez Vote: 5-0

13.8 AGREEMENT WITH JMR ENVIRONMENTAL SERVICES (Adrianzen/Iniguez)

The Board approved the agreement with JMR Environmental Services to provide a hazardous materials assessment for the roofing projects at various district locations at an estimated amount of \$5,045.64 from the General Obligation Bond funds.

Motion: Pallasigue Second: Rosario Vote: 5-0

13.9 AMENDMENT NO. 1 TO THE PBK MASTER AGREEMENT FOR GENERAL OBLIGATION BOND PROJECTS (Adrianzen/Iniguez)

The Board approved Amendment No. 1 to PBK's Master Contract to provide architectural services for the Site Fencing and Point of Entry Project at Willow Elementary School at a cost not to exceed \$150,000.00 from the General Obligation Bond funds.

Motion: Pallasigue Second: R. Lopez Vote: 5-0

13.10 AMENDMENT NO. 1 TO THE LORD ARCHITECTURE, INC. MASTER AGREEMENT FOR GENERAL OBLIGATION BOND PROJECTS (Adrianzen/Iniguez)

The Board approved Amendment No. 1 to the Lord Architecture, Inc. Master Contract to provide architectural services for La Mirada Elementary School – Child Development Center – Modernization, La Mirada Elementary School – Administration Additions, La Mirada Elementary School – New UTK Classroom Building, Willow Elementary School - New UTK Classroom Building and Ocean View Hills Elementary School - New UTK Classroom Building in an amount not to exceed \$1,451,000.00 from the General Obligation Bond funds.

Motion: Pallasigue Second: Rosario Vote: 5-0

13.11 OPEN PUBLIC HEARING – CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION'S INITIAL CONTRACT PROPOSAL TO SAN YSIDRO SCHOOL DISTRICT FOR SUCCESSOR AGREEMENT (Olea)

The Board opened the Public Hearing - California School Employees Association's Initial Contract Proposal to the San Ysidro School District for Successor Agreement.

There were no public comments.

Motion: Martinez Second: Rosario Vote: 5-0

13.12 CLOSE PUBLIC HEARING – CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION’S INITIAL CONTRACT PROPOSAL TO SAN YSIDRO SCHOOL DISTRICT FOR SUCCESSOR AGREEMENT (Olea)

The Board closed the Public Hearing - California School Employees Association’s Initial Contract Proposal to the San Ysidro School District for Successor Agreement.

Motion: I. Lopez Second: Pallasigue Vote: 5-0

13.13 OPEN PUBLIC HEARING – SAN YSIDRO SCHOOL DISTRICT’S INITIAL CONTRACT PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION FOR SUCCESSOR AGREEMENT (Olea)

The Board opened the Public Hearing - San Ysidro School District’s Initial Contract Proposal to California School Employees Association for Successor Agreement.

There were no public comments.

Motion: Pallasigue Second: I. Lopez Vote: 5-0

13.14 CLOSE PUBLIC HEARING – SAN YSIDRO SCHOOL DISTRICT’S INITIAL CONTRACT PROPOSAL TO CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION FOR SUCCESSOR AGREEMENT (Olea)

The Board closed the Public Hearing - San Ysidro School District’s Initial Contract Proposal to California School Employees Association for Successor Agreement.

Motion: I. Lopez Second: Rosario Vote: 5-0

13.15 MEMORANDUM OF UNDERSTANDING BY AND BETWEEN SAN YSIDRO DISTRICT AND CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION REGARDING THE REASSIGNMENT FOR ADMINISTRATIVE SECRETARY III (Olea)

The Board approved the Memorandum of Understanding by and between the San Ysidro School District and California School Employees Association regarding the Reassignment for Administrative Secretary III.

Motion: Pallasigue Second: I. Lopez Vote: 5-0

14. CONSENT CALENDAR

The Board approved the Consent Calendar.

Motion: Pallasigue Second: Rosario Vote: 5-0

14A. PERSONNEL – CLASSIFIED

RESIGNATION (Olea)

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

- 14A.1** Maintenance/Electrician Person

EMPLOYMENT (Olea)

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

- 14A.2** Custodian – Veronica Alvarez, Smythe
- 14A.3** Instructional Aide Special Education – Laisha Gastelum, Child Development Center

- 14A.4** Substitute Campus Aide – Hiram Roque Ziehl Galvan, All Sites
- 14A.5** Substitute Campus Security – Hiram Roque Ziehl Galvan, All Sites
- 14A.6** Substitute Clerks
 - a. Larissa Flores, All Sites
 - b. Marlyn Fores, All Sites
- 14A.7** Substitute Custodians
 - a. Veronica Alvarez, All Sites
 - b. Alfonso Barcenas, All Sites
 - c. Rafael Herrera Naranjo, All Sites
 - d. Hiram Roque Ziehl Galvan, All Sites
- 14A.8** Substitute Instructional Aides
 - a. Lizeth Martinez-Castro, All Sites
 - b. Yahilyn Segura, All Sites

14B. PERSONNEL – CERTIFICATED

RECRUITMENT (Olea)

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

- 14B.1** Special Day Class Teachers
- 14B.2** Temporary School Psychologist

EMPLOYMENT (Olea)

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

- 14B.3** Substitute Teachers
 - a. Iris Almodovar, All Sites
 - b. Mariana Barrera Guerrero, All Sites
 - c. Oliver Barry, All Sites
 - d. David Bean, All Sites
 - e. Leonela Benson, All Sites
 - f. Byron Blue, All Sites
 - g. Martha Chavez, All Sites
 - h. Justin Cooper, All Sites
 - i. Larissa Flores, All Sites
 - j. Kelcey Kral, All Sites
 - k. Andy McDonald, All Sites
 - l. Kristi Patterson Smith Worley, All Sites
 - m. Alba Poqui, All Sites
 - n. Mary Rodriguez, All Sites
- 14B.4** Temporary Classroom Teacher K-6 – Jonatan Lopez, Willow

14C. PERSONNEL - OTHER

SALARY SCHEDULE PLACEMENT (Olea)

The Board approved/ratified the Salary Schedule Placement for the following as recommended by Staff:

- 14C.1** Director of Special Education

14D. PERSONNEL - OTHER

REVISED JOB DESCRIPTION (Olea)

The Board approved the revised job description for the following as recommended by staff:

14D.1 AVID Tutor**14E. CURRICULUM & INSTRUCTION****14E.1 LICENSE RENEWAL OF THE IXL MATH AND LANGUAGE ARTS PROGRAMS FROM IXL LEARNING (González)**

The Board approved/ratified the license renewal of the IXL Math and Language Arts programs from IXL Learning for Ocean View Hills School at the total cost of \$3,363.00 from the Title I fund.

14E.2 PROFESSIONAL DEVELOPMENTS (González)

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

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

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

14F.2 EXPENDITURE REPORT (Adrianzen)

The Board approved/ratified the expenditures incurred by the District during the period of October 1, 2022 through October 31, 2022 for a total expenditure of \$1,303,281.69. 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.

14F.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.

14F.4 ACCEPTANCE OF DONATIONS (Adrianzen)

The Board accepted donations valued at \$500.00 to help support and enrich our educational programs.

14F.5 AMENDMENT NO. 3 TO THE SAN DIEGO COUNTY SUPERINTENDENT OF SCHOOLS AGREEMENT FOR THE SAN DIEGO QUALITY PRESCHOOL INITIATIVE PROGRAM FOR FY 2022-2023 (Gonzalez/Reed)

The Board approved/ratified Amendment No. 3 to the San Diego County Superintendent of Schools agreement for the San Diego Quality Preschool Initiative Program which increases the CSPP Quality Block Grant for fiscal year 2022-2023 to \$73,939.13.

14F.6 PURCHASE OF TWO UTILITY TRUCKS (Adrianzen/Iniguez)

The Board approved the purchase of two utility trucks in an estimated amount of \$97,500.00 from the Restricted Routine Maintenance Account.

14F.7 AGREEMENT WITH THE HAZEL HEALTH INC. AND TELEHEALTH SERVICES USA (Little)

The Board approved the agreement with Hazel Health Inc. and Telehealth Services USA to provide services for students at all District schools at no cost for the 2022-2023 School Year.

Board Vice President Pallasigie made a motion to adjourn, seconded by Board Member Rosario. The vote was 5-0.

15. ADJOURNMENT Time: 6:56 p.m.

Respectfully Submitted,

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