

San Ysidro School District Governing Board

AGENDA

Thursday
October 21, 2021
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.

Ocean View Hills School
Auditorium
4919 Del Sol Blvd
San Diego, CA 92154

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, OCTOBER 21, 2021
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, October 21, 2021, to conduct its business meeting at **Ocean View Hills School - Auditorium, 4919 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 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. Antonio Martinez, Board President

Mr. Rudy Lopez, Board Vice-President

Mrs. Rosaleah Pallasigue, Board Clerk

Mr. Humberto Gurmilan, Member

Mrs. Irene Lopez, 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 – PENDING LITIGATION (González/Madera)

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

Name of Case: Student v. San Ysidro School District

OAH Case No. 2021070742

5.2 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION (González/Madera)

Pursuant to Government Code Section 54956.9(d)(1)
Name of Case: Student v. San Ysidro School District
OAH Case No. 2021070743

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

8. FLAG SALUTE

9. BOARD RECOGNITION/DISTINGUISHED CHAMPIONS (Mata)

The Board Recognition/Distinguished Champions awardees will be joining the meeting via Zoom teleconference by 6:10 p.m. The public may watch the Board Recognition/Distinguished Champions on the YouTube District Channel: <https://www.youtube.com/channel/UCGyF01068pwbhe-B5xnyl-A/videos>.

- 9.1** Vista Del Mar Middle School Students Read Aloud - Introductions by Principal Irene Herrera-Cevallos & Vista Del Mar 8th Grade United States History Teacher Jerry Herrera
- Kristine Anne Fadriquele, Topic: Letter to a hero from the day the Twin Towers fell
 - Fernanda Hernandez, Topic: Letter from Virginia by a Colonist - 1600's
- 9.2** Covid Support Team - Presented by Assistant Superintendent Dr. David Farkas
- Health Clerks: Rosa Lopez (La Mirada), Germania Velez Bravo (Ocean View Hills), Maria Guerra (Smythe), Mary Tucker (Sunset), Isabella Savala (San Ysidro Middle), Ignacia Gonzalez (Vista Del Mar Middle) and Paola Little (Willow)
 - Licensed Vocational Nurses: Norma Lara (Willow), Grecia Agundez (Ocean View Hills), Ana Chavez (District Office)
 - School Nurse: Anita Gillchrest (District Office)

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** Elementary and Secondary School Emergency Relief (ESSER) III: Expenditure Plan - Chief Business Official, Marilyn Adrianzen and Executive Director of Educational Services, Cynthia Monreal González
- 12.2** COVID Safety Update - Assistant Superintendent, Dr. David Farkas and Director of Maintenance, Operation, Transportation and Facilities, Paulo Azevedo

13. GENERAL ADMINISTRATION

13.1 MINUTES

Approve the minutes of the Regular Board Meeting of September 9, 2021 and the minutes of the Special Board Meeting of September 13, 2021.

Motion: _____ Second: _____ Vote: _____

13.2 RESOLUTION NO. 21/22-0017 - CONTINUING GOVERNING BOARD AUTHORITY TO HOLD VIRTUAL MEETINGS PURSUANT TO AB 361 (Potter)

Approve Resolution No. 21/22-0017 - Continuing Governing Board Authority to hold Virtual Meetings Pursuant to AB 361.

Motion: _____ Second: _____ Vote: _____

13.3 FIRST READING AND ADOPTION OF REVISED BOARD POLICY AND ADMINISTRATIVE REGULATIONS - 1000 SERIES (Potter/Farkas)

Approve First Reading and Adoption of Revised Board Policy and Administrative Regulation - 1000 series: Revised BP 1313 - Civility and Revised AR 1312.3 - Uniform Complaint Procedures.

Motion: _____ Second: _____ Vote: _____

13.4 FIRST READING AND ADOPTION OF REVISED BOARD POLICIES AND ADMINISTRATIVE REGULATIONS AND EXHIBITS - 4000 SERIES (Heath)

Approve the First Reading and Adoption of Revised Board Policies and Administrative Regulations - 4000 series: Revised BP/AR 4112.42/4212.42/4312.42 - Drug and Alcohol Testing for School Bus Drivers, Revised BP 4141/4241 - Collective Bargaining Agreement and Revised BP/AR 4158/4258/4358 - Employee Security.

Motion: _____ Second: _____ Vote: _____

13.5 FIRST READING AND ADOPTION OF NEW AND REVISED BOARD POLICIES AND ADMINISTRATIVE REGULATIONS - 5000 SERIES (Farkas)

Approve First Reading and Adoption of New & Revised Board Policies and Administrative Regulations - 5000 series: Revised BP/AR 5141.4 - Child Abuse Prevention and Reporting, Revised BP/AR 5141.52 - Suicide Prevention, New BP/AR 5142.2 - Safe Routes to School Program, Revised BP 5145.12 - Search and Seizure, Revised BP 5145.9 - Hate-Motivated Behavior and Revised BP/AR 5148 - Child Care and Development.

Motion: _____ Second: _____ Vote: _____

13.6 FIRST READING AND ADOPTION OF REVISED BOARD POLICY AND ADMINISTRATIVE REGULATION - 6000 SERIES (González)

Approve First Reading and Adoption of Revised Board Policy and Administrative Regulation - 6000 series: Revised BP 6142.5 - Environmental Education and Revised AR 6162.51 - State Academic Achievement Tests.

Motion: _____ Second: _____ Vote: _____

13.7 ELEMENTARY & SECONDARY SCHOOL EMERGENCY RELIEF (ESSER III) - EXPENDITURE PLAN (Adrianzen/González)

Approve and adopt the ESSER III Expenditure Plan.

Motion: _____ Second: _____ Vote: _____

13.8 AUTHORIZE ENGAGEMENT IN NEGOTIATIONS FOR A PROJECT LABOR AGREEMENT (Adrianzen)

Authorize the Superintendent or designee to engage in negotiations with the San Diego County Building & Construction Trades Council for the potential development of project labor agreements for future bond construction projects greater than \$15 million.

Motion: _____ Second: _____ Vote: _____

13.9 MEMORANDUM OF UNDERSTANDING BETWEEN SAN YSIDRO SCHOOL DISTRICT AND THE CALIFORNIA SCHOOL EMPLOYEES ASSOCIATION (CSEA) REGARDING THE IMPLEMENTATION OF STATE HEALTH ORDER REQUIRING STAFF TO VACCINATE OR TEST (Heath)

Approve the Memorandum of Understanding between San Ysidro School District and the California Schools Employees Association in which the State of California issued a State Health Order on August 11, 2021, requiring that all schools identified in this Order must verify vaccine status of all paid and unpaid employees, including volunteers, must require mandated testing for all school staff that are not fully vaccinated, and shall be fully implemented by October 15, 2021.

Motion: _____ Second: _____ Vote: _____

13.10 MEMORANDUM OF UNDERSTANDING BETWEEN THE SAN YSIDRO SCHOOL DISTRICT AND THE SAN YSIDRO EDUCATION ASSOCIATION (SYEA) REGARDING THE IMPLEMENTATION OF STATE HEALTH ORDER REQUIRING STAFF TO VACCINATE OR TEST (Heath)

Approve the Memorandum of Understanding between San Ysidro School District and the San Ysidro Education Association in which the State of California issued a State Health Order on August 11, 2021, requiring that all schools identified in this Order must verify vaccine status of all paid and unpaid employees, including volunteers, must require mandated testing for all school staff that are not fully vaccinated, and shall be fully implemented by October 15, 2021.

Motion: _____ Second: _____ Vote: _____

13.11 OPEN PUBLIC HEARING – SAN YSIDRO SCHOOL DISTRICT’S INITIAL PROPOSAL TO SAN YSIDRO EDUCATION ASSOCIATION (SYEA) FOR SUCCESSOR CONTRACT NEGOTIATIONS (Heath)

Open Public Hearing - San Ysidro School District’s Initial Proposal to San Ysidro Education Association (SYEA) for Successor Contract Negotiations.

Motion: _____ Second: _____ Vote: _____

13.12 CLOSE PUBLIC HEARING – SAN YSIDRO SCHOOL DISTRICT’S INITIAL PROPOSAL TO SAN YSIDRO EDUCATION ASSOCIATION (SYEA) FOR SUCCESSOR CONTRACT NEGOTIATIONS (Heath)

Close Public Hearing - San Ysidro School District’s Initial Proposal to San Ysidro Education Association (SYEA) for Successor Contract Negotiations.

Motion: _____ Second: _____ Vote: _____

13.13 TEMPORARY CERTIFICATED MANAGEMENT CONTRACT/OFFER OF EMPLOYMENT FOR SUBSTITUTE PRINCIPAL (Heath)

Approve/Ratify the offer of employment for Manuela Colom as Substitute Principal, effective October 7, 2021.

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

APPROVE REVISED JOB DESCRIPTIONS (Heath)

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

- 14A.1 School Administrative Assistant
- 14A.2 Administrative Secretary I
- 14A.3 Administrative Secretary II
- 14A.4 Administrative Secretary III

EMPLOYMENT (Heath)

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

- 14A.5 Instructional Aides
- 14A.6 Instructional Aide Special Education
- 14A.7 Instructional Health Care Assistants
- 14A.8 Testing Assistants
- 14A.9 Substitute Campus Aide
- 14A.10 Substitute Child Nutrition Specialist
- 14A.11 Substitute Clerk

RESIGNATION (Heath)

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

- 14A.12 Campus Aide
- 14A.13 Instructional Aide

LEAVE OF ABSENCE (Heath)

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

- 14A.14 Campus Aide
- 14A.15 Health Clerk

14B. PERSONNEL – CERTIFICATED

EMPLOYMENT (Heath)

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

- 14B.1 Temporary Intervention Support Teacher
- 14B.2 Temporary Science/Physical Enrichment Teachers
- 14B.3 Temporary Classroom Teachers
- 14B.4 Resource Specialist
- 14B.5 Special Day Class Teacher
- 14B.6 Substitute Counselors
- 14B.7 Substitute Teachers

RECRUITMENT (Heath)

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

14B.8 Classroom Teacher K-6

14B.9 Temporary Science/Physical Education Enrichment Teachers

RESIGNATION (Heath)

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

14B.10 Substitute Teachers

14C. PERSONNEL – MANAGEMENT

RESIGNATION (Heath)

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

14C.1 Principal

14D. CURRICULUM & INSTRUCTION

14D.1 PROFESSIONAL DEVELOPMENTS (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 September 26, 2021 through October 1, 2021. 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 August 27, 2021 through September 30, 2021 for a total expenditure of \$1,179,622.11. 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 ACCEPTANCE OF DONATION (Adrianzen)

Accept donations valued at \$2,250.00 to help support and enrich our educational programs.

14E.4 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.5 FIRST QUARTERLY COMPLAINT REPORT FOR WILLIAMS SETTLEMENT RELATED ISSUES FOR SCHOOL YEAR 2021-22 (Adrianzen)

Accept the Report of William's Settlement related complaints for the first quarter from July 1, 2021 to September 30, 2022 of the 2021-22 school year for submission to the San Diego County Office of Education.

- 14E.6 AMERICAN RESCUE PLAN - HOMELESS I PROGRAM GRANT AWARD** (Farkas/Medina)
Accept the Grant Award in the amount of \$64,690.80 for the American Rescue Plan – Homeless I Program to supplement the education of homeless children and youth.
- 14E.7 EDUCATION FOR HOMELESS CHILDREN AND YOUTH PROGRAM GRANT AWARD FOR 2021-22 FISCAL YEAR** (Farkas/Medina)
Accept the Grant Award in the total amount of \$73,050.00 for the Education for Homeless Children and Youth Program to implement new provisions as it relates to homeless children and youth.
- 14E.8 GRANT AWARD AND AGREEMENT WITH SAN DIEGO AIR POLLUTION CONTROL DISTRICT** (Adrianzen/Farkas/Azevedo)
Approve the grant award agreement with the San Diego County Air Pollution Control District for the Community Air Protection Program On-Road Equipment Replacement Project to replace 4 diesel buses with new electric buses in an amount up to \$1,005,916.00.
- 14E.9 AGREEMENT WITH CLUB XCITE FOR 2021-2022 SCHOOL YEAR** (González/Madera)
Approve the Agreement with Club Xcite to provide one-on-one academic home/online tutoring and special education teaching staff for school year 2021-2021 from ESSER III fund.
- 14E.10 AGREEMENT WITH EDTHEORY, LLC FOR TEACHING POSITIONS FOR 2021-2022 SCHOOL YEAR** (González/Madera)
Approve the Professional Services Agreement with EdTheory, LLC to provide the district with teaching personnel specialized in special education curriculum for school year 2021-2022 at the amount up to \$85,000.00 from the Special Education Fund.
- 14E.11 SAN DIEGO COUNTY NONPUBLIC MASTER CONTRACT WITH EDTHEORY, LLC** (González/Madera)
Approve/Ratify the San Diego County Nonpublic Master Contract with EdTheory, LLC to provide Healthcare Personnel and Speech & Language Pathologists for school year 2021-2022 in an amount up to \$150,000.00 from the Special Education & ESSER III Funds.
- 14E.12 SAN DIEGO COUNTY NONPUBLIC MASTER CONTRACT WITH THE SPEECH PATHOLOGY GROUP, INC. FOR 2021-2022 SCHOOL YEAR** (González/Madera)
Approve the San Diego County Nonpublic Master Contract with The Speech Pathology Group, Inc. for school year 2021-2022 to provide services until positions are filled from the Special Education Fund.
- 14E.13 AGREEMENT WITH KONE INC.** (Adrianzen/Farkas/Azevedo)
Approve/Ratify the 4-year agreement with Kone Inc. to provide repair and maintenance services to elevators and wheelchair lifts installed at the school sites in an estimated annual amount of \$44,780.40 from the Routine Restricted Maintenance.
- 14E.14 AGREEMENT WITH AGUILAR ARCHITECTS FOR POST CONSTRUCTION SERVICES – AMENDMENT NO. 6** (Adrianzen/Azevedo)
Approve/Ratify Amendment No. 6 to the Aguilar Architects Agreement to extend the term of the agreement to include fiscal year 2021-22 for Post Construction items that require attention for DSA closeout of the La Mirada and Smythe Modernization Projects from the 2012 COPS Savings.

14E.15 AGREEMENT WITH SAN DIEGO STATE UNIVERSITY RESEARCH FOUNDATION FOR THE NATIONAL CENTER FOR URBAN SCHOOL TRANSFORMATION (NCUST) PROGRAM – EQUITY AND EXCELLENCE REVIEWS 2021-2024 (Farkas)

Approve/Ratify the agreement with San Diego State University Research Foundation for the National Center for Urban School Transformation (NCUST) Program to provide Equity and Excellence Reviews during 2021-2024 school years in a not to exceed cost of \$105,000.00 from Title I Fund.

14E.16 MEMORANDUM OF UNDERSTANDING WITH THE PARENT INSTITUTE FOR QUALITY EDUCATION (PIQE) (González)

Approve the Memorandum of Understanding with the Parent Institute for Quality Education for the 2021-2022 school year at a cost not to exceed \$42,000.00 from the Title I fund.

14E.17 AGREEMENT WITH EMCOR SERVICES MESA ENERGY SYSTEMS, INC. (Adrianzen/Farkas/Azevedo)

Approve the agreement with Emcor Services Mesa Energy Systems Inc. to provide preventive maintenance on an “as needed” basis.

14E.18 AGREEMENT WITH MAXIM HEALTHCARE STAFFING SERVICES, INC. (González/Madera)

Approve the Agreement with Maxim Healthcare Staffing Services, Inc. to provide the district with special education teaching staff for school year 2021-2022 to provide services until the positions are filled from the Special Education Fund.

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.