

**POWAY UNIFIED SCHOOL DISTRICT  
BOARD OF EDUCATION  
REGULAR BOARD MEETING  
AGENDA**

**February 14, 2005**



**Morning Creek Elementary School  
Multipurpose Room  
10925 Morning Creek Drive South – San Diego, CA 92128**

**NOTE:** At 5:00 p.m., there will be an open session to allow for public comment on the closed session agenda, followed immediately by a closed session in the Morning Creek staff lounge.

**CLOSED SESSION:** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)  
Case Nos.: GIC809387 and GIC823157

**CLOSED SESSION:** CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

(Subdivision (b)(1) of Government Code Section 54956.9)  
Case: Beerman v. Poway Unified School District – Claim

**CLOSED SESSION:** CONFERENCE WITH AND/OR RECEIPT OF ADVICE FROM LEGAL COUNSEL – ANTICIPATED LITIGATION: Significant exposure to litigation pursuant to subdivision (a) of Government Code Section 54956.9 (2 cases)

**CLOSED SESSION:** CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN# 313-421-06-00  
Agency negotiator: John P. Collins  
Negotiating parties: PUSD, CB Richard Ellis, Inc., and Will Gustafson  
Under negotiating: Potential Real Property Exchange

**CLOSED SESSION:** PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS

(Position(s): administrative employee)

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*In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications, or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's Governing Board, please contact the office of the District Superintendent at (858) 679-2550. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with the meeting in appropriate alternative formats for persons with a disability.*

## **A. PRELIMINARY FUNCTIONS**

1. Call to Order 7:00 p.m.
2. Report Out of Closed Session
3. Salute to Flag
4. Invocation/Inspirational Comments – **Steve McMillan**
5. Members in Attendance
6. Welcome to Public – **Penny Ranftle**
7. Approval of Minutes
8. Approval of Agenda Sequence
  - D-401 Re-appointment of Citizens’ Oversight Committee Members for a Two-Year Term Effective March 2005
  - D-402 Acceptance of Resignation From a Member of the Citizens’ Oversight Committee and Direction to Staff to Solicit Applications to Fill the Vacancy
  - D-201 Public Hearing and Approval of Governing Board Appointee to the Personnel Commission
  - D-301 Approval of New Board Policy Section 6.26 – Energy Conservation
  - G-309 Enrollment Report No. 5/2004-05
9. Approval of Consent Calendar

## **B. REPORTS AND PRESENTATIONS**

1. Student Board Member Reports
2. Superintendent’s Reports
  - (a) Superintendent’s Briefing
  - (b) Student Recognition
  - (c) Staff Recognition
  - (d) District Recognition
3. 2005 CSBA Delegate Assembly Election
4. Board Member Reports

## **C. PUBLIC COMMENTS**

The public is cordially invited to participate in this meeting of the Board of Education. Item “C” is placed on the agenda for the purpose of providing visitors with an opportunity to address the Board. If there are concerns regarding specific individuals, it is preferred that the speaker refrain from naming them publicly in order to respect their privacy. The Board will accept and review any written material that would provide more specific information.

The Brown Act (Government Code) states that Board members may not engage in a discussion of non-agenda items or issues raised during public comments except to ask clarifying questions, make a brief announcement, make a brief report on his or her own activities, or to refer the matter to staff. The law does not permit Board action or extended discussion of any item not on the agenda.

Requests to speak during Agenda Item C will be granted only if a Speaker Slip is given to the Clerk of the Board of Education before Item C comes up in the agenda.

1. Linda Cialeo / Lorene Joosten – “PUSD Legislative Group” (5 minutes)

## **D. ACTION ITEMS**

### **100 – LEARNING SUPPORT SERVICES**

- 101 Public Hearing and Approval of Submission of a Specific Waiver for the Continued Use of Instructional Materials in Mathematics for Grades 6-8, Adopted Under AB 2519 in 1999, Using Instructional Materials Funding Realignment Program Funds
- 102 Public Hearing and Approval of Submission of Waiver to Purchase Non-Adopted Instructional Materials Using Instructional Materials Funding Realignment Program Funds
- 103 Approval of Interdistrict Attendance Agreements
- 104 Readmission of Students on Expulsion
- 105 Ratification of Student Discipline

### **200 – PERSONNEL SUPPORT SERVICES**

- 201 Public Hearing and Approval of Governing Board Appointee to the Personnel Commission
- 202 Approval of Resolution No. 30-2005 entitled “Authorization to Teach Out of Major or Minor Fields”

### **300 – BUSINESS SUPPORT SERVICES**

- 301 Approval of New Board Policy Section 6.26 – Energy Conservation

### **400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

- 401 Re-appointment of Citizens’ Oversight Committee Members for a Two-Year Term Effective March 2005
- 402 Acceptance of Resignation From a Member of the Citizens’ Oversight Committee and Direction to Staff to Solicit Applications to Fill the Vacancy

### **500 – COMMUNITY FACILITIES DISTRICT**

- 501 Public Hearing and Approval of Resolution No. 27-2005 entitled “Dedication of an Easement to the Olivenhain Municipal Water District at Oak Valley Middle School”

### **600 – SUPERINTENDENT’S OFFICE**

- 601 Approval of Resolution No. 26-2005 entitled “Support of Fully Funding Education According to the Requirements of Proposition 98”

## **E. ACTION/CONSENT ITEMS**

### **100 – LEARNING SUPPORT SERVICES**

- 106 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 107 Approval of Resolution No. 28-2005 entitled “Authorization of Grant Agreement with the First 5 Commission of San Diego to Provide Comprehensive Community-Based Parent Education and Support Services”
- 108 Approval of Out-of-State Field Trips
- 109 Acceptance of Gifts

### **200 – PERSONNEL SUPPORT SERVICES**

- 203 Approval of Valley Elementary 2005/2006 Modified School Calendar
- 204 Approval of 2005/2006 and 2006/2007 Year-Round Calendars for Abraxas High School
- 205 (a) Approval of Certificated Personnel Report No. 8-2005
- (b) Approval of Classified Personnel Report No. 8-2005

**300 – BUSINESS SUPPORT SERVICES**

- 302 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports, District Revolving Cash Fund Checks, and Purchasing Card Transactions; Ratification of ASB and District Purchase Orders and Professional Services Contracts
- 303 Approval/Ratification of Professional Services Report No. 07-2005
- 304 Approval of Monthly Budget Revisions
- 305 Award of Bid Number 7B-2005 Gymnasium Bleacher Replacement at Poway High School and Mt. Carmel High School
- 306 Award of Bid Number 8B-2005 for Heating, Ventilating, and Air Conditioning (HVAC) Replacement at Meadowbrook Middle School, Building 10
- 307 Approval of Resolution No. 29-2005 entitled “Authorization to Purchase School Furnishings, Office Furnishings, and Accessories Awarded by Glendale Unified School District Bid No. P-16 04/05”
- 308 Authorization to Renegotiate Electric Energy Service Contract with Strategic Energy

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

- 403 Ratification of Change Orders to Contracts with Maximum Demolition, Inc., and Casper Concrete Cutters, Inc., for Additional Services for Mt. Carmel High School Modernization, Phase 2
- 404 Ratification of Award of Contract No. 502-05-006, Bid Package 3, to Steven Smith Landscaping for Mt. Carmel High School Modernization, Phase 2
- 405 Ratification of Award of Contract No. 577-05-095, Bid Package 33, with SOLPAC, Inc., dba Soltek Pacific, for Westwood Elementary School, Building Addition E
- 406 Ratification of Change Order No. 4 to Contract No. 579-04-001 with Current Enterprises for Interim Housing at School Facilities Improvement District (SFID) Sites
- 407 Ratification of Change Orders to Contracts with Southland Electric, Inc., Rocky Coast Framers, Inc., Metropolitan Construction, and Iron Horse Grading, Inc., for Additional Services at Westwood Elementary School

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

**F. FIRST READING ITEMS**

**100 – LEARNING SUPPORT SERVICES**

- 110 Proposed Adoption of New and Revised High School Courses – First Reading
- 111 Proposed Adoption of High School Supplemental Textbook – First Reading

**200 – PERSONNEL SUPPORT SERVICES**

**300 – BUSINESS SUPPORT SERVICES**

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

**G. INFORMATION ITEMS**

**100 – LEARNING SUPPORT SERVICES**

112 Proposed Deletion of Administrative Procedure Section 3.3.4 – Physical Performance Testing

**200 – PERSONNEL SUPPORT SERVICES**

**300 – BUSINESS SUPPORT SERVICES**

309 Enrollment Report No. 5/2004-05

310 Report on 2003-2004 Attendance Rates

311 Quarterly School Bus Inspection Report

312 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

**500 – COMMUNITY FACILITIES DISTRICT**

502 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 13

**600 – SUPERINTENDENT’S OFFICE**

602 Revision of Administrative Procedure Section 1.11.1 – Conflict of Interest Procedures

**H. NEW BUSINESS – BOARD MEMBERS**

**I. CORRESPONDENCE**

**J. CLOSED SESSION**

**Closed Session: STUDENT DISCIPLINE**

Consideration and/or deliberation of student discipline matters

**Closed Session: CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION**  
(Subdivision (b)(1) of Section 54956.9)

**Closed Session: PUBLIC EMPLOYEES: Discipline / Dismissal / Release / Non-Reelection / Resignation**

**Closed Session: CONFERENCE WITH AND/OR RECEIPT OF ADVICE FROM LEGAL COUNSEL – ANTICIPATED LITIGATION:** Significant exposure to litigation pursuant to subdivision (a) of Government Code Section 54956.9

**Closed Session: CONFERENCE WITH LABOR NEGOTIATOR**

Agent Negotiator: Bill Chiment

PFT, CSEA, SEIU

**Closed Session: DISCUSSION(S) / ACTION(S) PURSUANT TO** Government Code Section 54956.95

**Closed Session: PUBLIC EMPLOYEE APPOINTMENT / EMPLOYMENT**

**Closed Session: PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS**

(Position(s): classroom teacher / program specialist / probationary-temporary certificated employee / administrative employee)

**Closed Session: PUBLIC EMPLOYEE COMPLAINT(S)**

**Closed Session: PUBLIC EMPLOYEE GRIEVANCE(S)**

**K. ADJOURNMENT / NEXT MEETING**

There will be a **special** Board Meeting to conduct regular quarterly Superintendent's performance review on **Monday, February 28**, at **5:00 p.m.**, in Conference Room B-1 at the Administration Center, 13626 Twin Peaks Road, Poway.

The next **regularly** scheduled Board Meeting will be held on **Monday, March 14**, at **7:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.