

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

**October 19, 2009**



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

**REGULAR MEETING BEGINS AT 6:00 P.M.**

**NOTE:** At 3:45 p.m., there will be an open session to allow for public comment on the closed session agenda items, followed immediately by a closed session in the Morning Creek staff lounge.

**CLOSED SESSION: STUDENT DISCIPLINE**

Consideration and/or deliberation of student discipline matters  
Case No. 2009-2010.05

**CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE EVALUATIONS**  
(Position(s): permanent classroom teacher)

**CLOSED SESSION: PUBLIC EMPLOYEES: Discipline / Dismissal / Release / Non-  
Reelection / Resignation**

**CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR**

Agent Negotiator: Bill Chiment  
PFT, CSEA, SEIU

**CLOSED SESSION: CAHSEE WAIVER FOR GRADUATION FOR STUDENTS  
WITH DISABILITIES - CONSIDERATION (EC 56101, 60851)**

*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 [13626 Twin Peaks Road, Poway]. 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.*

*Written materials relating to an item on this agenda that are distributed to the Poway Unified School District Board of Education within 72 hours before it is to consider the item at its regularly scheduled meeting will be available for public inspection at 13626 Twin Peaks Road, Poway, during normal business hours. Such written materials will also be made available on the district website [www.powayusd.com], subject to staff's ability to post the documents before the regularly scheduled meeting.*

## **A. PRELIMINARY FUNCTIONS**

1. Call to Order 6:00 p.m.
2. Report Out of Closed Session
3. Salute to Flag
4. Members in Attendance
5. Welcome to Public – **Penny Ranftle**
6. Approval of Minutes
7. Approval of Agenda Sequence
8. Approval of Consent Calendar

## **B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS**

1. Student Board Member Reports
2. Superintendent's Reports
  - (a) Superintendent's Briefing
  - (b) Student Recognition
  - (c) Staff Recognition
  - (d) District Recognition
3. Board Member Reports

## **EARLY AGENDA ITEMS**

- D-302 Review and Acceptance of the 2008-2009 Financial Audit
- D-202 Approval of Resolution No. 19-2010 entitled "Adoption of Supplemental Early Retirement Plan for Poway Federation of Teachers-Represented Employees" and Review of Enabling Documents
- G-601 Public Hearing Regarding Charter Petition from Global Tides

## **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.

## **D. ACTION ITEMS**

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

- 101 Approval of Resolution No. 20-2010 entitled "Character Counts! and Red Ribbon Week for Alcohol, Tobacco, and Other Drugs Prevention"
- 102 Approval of Updated 2009-2010 Special Education Community Advisory Committee Members
- 103 Board Decision Regarding Appeal of the Administrative Hearing Panel's Findings of Fact and Recommendations: Case Number 2009-2010.05

- 104 Ratification of Student Discipline
- 105 Ratification of Stipulated Agreement for Student Expulsion

**200 – PERSONNEL SUPPORT SERVICES**

- 201 Approval of Resolution No. 17-2010 entitled “Resolution Regarding the Elimination or Reduction in Hours and Changes to the Elimination or Reduction in Hours of the Classified Positions as Contained Within Exhibit “A”; Corresponding Layoff and Layoff Rescission of Classified Employees”
- 202\* Approval of Resolution No. 19-2010 entitled “Adoption of Supplemental Early Retirement Plan for Poway Federation of Teachers-Represented Employees” and Review of Enabling Documents

**300 – BUSINESS SUPPORT SERVICES**

- 301 Public Hearing and Approval of Resolution No. 16-2010 entitled “Adoption of a Mitigated Negative Declaration (MND) for Proposed Meadowbrook Middle School Athletic Field Renovation”
- 302\* Review and Acceptance of the 2008-2009 Financial Audit

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

**E. ACTION/CONSENT ITEMS**

**100 – LEARNING SUPPORT SERVICES**

- 106 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 107 Approval/Ratification of Out-of-State Field Trips
- 108 Adoption of New High School Advanced Placement Courses
- 109 Acceptance of Gifts

**200 – PERSONNEL SUPPORT SERVICES**

- 203 Approval of Resolution No. 18-2010 entitled “Authorization to Teach Out of Major or Minor Fields”
- 204 Approval of Revised Certificated Position Description – Counselor
- 205 Approval of Variable Term Waiver Request – Ricky Jordan
- 206 (a) Approval of Certificated Personnel Report No. 04-2010  
(b) Approval of Classified Personnel Report No. 04-2010

**300 – BUSINESS SUPPORT SERVICES**

- 303 Authorization to Award a Contract for Bid No 14B-2010 to Purchase Spring Athletic Apparel
- 304 Authorization to Award a Contract for Bid No 15B-2010 to Purchase Track and Field Athletic Equipment
- 305 Approval/Ratification of Contractual Services Report No. 03-2010
- 306 Ratification of Award of Bid No. 5B-2009 Purchase of Custodial Equipment
- 307 Ratification of Award of Bid No. 9B-2009 Purchase of Fitness Room Equipment
- 308 Ratification of Award of Bid No. 11B-2010 Purchase of Winter Athletic Apparel
- 309 Ratification of Award of Bid No. 12B-2010 Purchase of Athletic Equipment
- 310 Ratification of Award of Bid No. 13B-2010 Purchase of Musical Instruments
- 311 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders

\* Early Agenda Item

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

401 Ratification of Change Orders to Contracts with C&C Glass, Inc., DFS Flooring, Inc., F.S.E., Inc., Grani Installation, Inc., K&Z Cabinet Co., Inc., Peltzer Plumbing, Inc., and Solpac, Inc., dba Soltek Pacific; Acceptance of Project as Complete; and Authorization to File Notices of Completion with C&C Glass, Inc., DFS Flooring, Inc., F.S.E., Inc., Grani Installation, Inc., K&Z Cabinet Co., Inc., Peltzer Plumbing, Inc., and Solpac, Inc., dba Soltek Pacific, for the Modernization of Black Mountain Middle School

**500 – COMMUNITY FACILITIES DISTRICT**

501 Approval of Resolution No. 21-2010 entitled “Intention to Designate an Improvement Area in Community Facilities District No. 2 and to Authorize the Levy of Special Taxes Within Such Improvement Area”

502 Approval of Resolution No. 22-2010 entitled “Declaring Necessity to Incur Bonded Indebtedness for a Proposed Improvement Area of Community Facilities District No. 2”

**600 – SUPERINTENDENT’S OFFICE**

**F. FIRST READING ITEMS**

**100 – LEARNING SUPPORT SERVICES**

110 Proposed Adoption of High School 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**

**200 – PERSONNEL SUPPORT SERVICES**

**300 – BUSINESS SUPPORT SERVICES**

312 Enrollment Report No. 1/2009-2010

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

601\* Public Hearing Regarding Charter Petition from Global Tides

**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 – PENDING 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**

The next **regularly** scheduled Board Meeting will be held on **Monday, November 16**, at **6:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.