

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

November 16, 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 5:00 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: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Subdivision (b)(1) of Section 54956.9)
Case No: TC-09-29

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION (Subdivision (b)(1) of Section 54956.9) (One case)

CLOSED SESSION: PUBLIC EMPLOYEE COMPLAINT(S)

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: 15250 Avenue of Science, San Diego, CA (APN# 313-381-14)
Agency negotiator: John P. Collins, Deputy Superintendent, PUSD
Negotiating Parties: PUSD and LBA Realty Fund - Holding Co., I, LLC
Under Negotiations: Finalize purchase agreement

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 – **Linda Vanderveen**
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) Staff Recognition
 - (c) District Recognition
3. Board Member Reports

EARLY AGENDA ITEMS

D-401 Review and Acceptance of the 2008-2009 Proposition C Financial and Performance Audit of the Poway Unified School District Bond Building Fund

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 Ratification of Student Discipline
- 102 Ratification of Stipulated Agreements for Student Expulsions

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401* Review and Acceptance of the 2008-2009 Proposition C Financial and Performance Audit of the Poway Unified School District Bond Building Fund

* Early Agenda Item

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

- 601 Approval of December 14, 2009, Board Meeting as the Annual Organizational Meeting of the Board
- 602 Approval of Resolution No. 24-2010 entitled “Resolution to Deny the Petition to Establish the Global Tides Charter School in Poway Unified School District”

E. ACTION/CONSENT ITEMS

100 – LEARNING SUPPORT SERVICES

- 103 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 104 Approval/Ratification of Out-of-State Field Trips
- 105 Adoption of High School Textbook
- 106 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of New Classified Hourly Position of Artist in Residence
- 202 Ratification of Memorandum of Agreement with the County of San Diego for H1N1 Flu Vaccination Clinics
- 203 Approval of Student Teaching Agreement with California State University, Fullerton
- 204 (a) Approval of Certificated Personnel Report No. 05-2010
(b) Approval of Classified Personnel Report No. 05-2010

300 – BUSINESS SUPPORT SERVICES

- 301 Approval/Ratification of Contractual Services Report No. 04-2010
- 302 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 303 Approval of Termination of Contract Awarded to Holsum Bakery, Inc., for Bid No. 1B-2010 and Award of Contract to Galasso’s Bakery
- 304 Authorization to Award a Contract for Bid No. 16B-2010 to Purchase Athletic Equipment for Spring Sports
- 305 Approval/Ratification of 2009-2010 Operations Application for K-3 Class Size Reduction Program
- 306 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- 307 Approval of the Williams Settlement Quarterly Report for September 2009
- 308 Ratification of Change Order No. 1 to Contract with Emcor Service, Mesa Energy Systems, Inc.; Acceptance of Project as Complete; and Authorization to File a Notice of Completion for Bid No. 501-09-005 for HVAC Work at Poway High School
- 309 Acceptance of Project as Complete and Authorization to File a Notice of Completion for Bid No. 9B-2010 for the Enhanced Vapor Recovery (EVR) Phase II Project at the Administration Center Transportation Dock
- 310 Acceptance of Project as Complete and Authorization to File a Notice of Completion for the Part of Bid No. 501-08-001 for Flooring at Mesa Verde Middle School

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

F. FIRST READING ITEMS

100 – LEARNING SUPPORT SERVICES

- 107 Proposed Adoption of High School Chinese Textbook and Student Workbook– First Reading
- 108 Proposed New Board Policy Section 3.43 and Administrative Procedure Section 3.43.1 – After School Education and Safety (ASES) Before/After School Programs – 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

- 311 Enrollment Report No. 2/2009-2010
- 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

- 501 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 14

600 – SUPERINTENDENT’S OFFICE

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, December 14**, at **6:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.