

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

December 14, 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 AND/OR RECEIPT OF ADVICE FROM
LEGAL COUNSEL – PENDING LITIGATION (Subdivision (b)(1) of Section 54956.9)
Case No: 07cv783BEN

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 – **Jeff Mangum**
6. Organizational Meeting of the Board – Election of Officers and Appointment of Representatives
7. Nominations for California School Boards Association Delegate Assembly
8. Approval of Minutes

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.

9. Approval of Agenda Sequence
10. 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-501 Public Hearing and Approval of Resolution No. 27-2010 entitled "Designating an Improvement Area in Community Facilities District No. 2 and Authorizing the Submittal of the Levy of Special Taxes Within Such Improvement Area to the Qualified Electors Thereof"
- D-502 Public Hearing and Approval of Resolution No. 28-2010 entitled "Determining the Necessity to Incur Bonded Indebtedness of Improvement Area No. 1 of Community Facilities District No. 2, Submitting to the Qualified Electors of Such Improvement Area Propositions to Authorize the Levy of Special Taxes Within Such Improvement Area, to Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to Pay for Certain School Facilities, and to Establish an Appropriations Limit for Such Improvement Area"
- D-503 Approval of Resolution No. 29-2010 entitled "Declaring the Results of a Special Election in Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West)"
- F-506 First Reading of Ordinance No. 2010-01 entitled "Authorizing the Levy of Special Taxes in Improvement Area No. 1 of Community Facilities District No. 2"
- D-301 Approval and Certification of First Interim Financial Report and Approval of Resolution No. 25-2010 entitled "Authorization to Revise the 2009-2010 Budget as Reflected in the First Interim Financial Report"

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. Kraig White – Boundary Expansion Request for Del Norte High School (3 minutes)
2. Don Sharp – Facilities Use Permit and Insurance Requirements (3 minutes)

D. ACTION ITEMS

100 – LEARNING SUPPORT SERVICES

- 101 Ratification of Student Discipline
- 102 Ratification of Stipulated Agreements for Student Expulsions
- 103 Approval and Ratification of Student Discipline Enforced Expulsion
- 104 Readmission of Student on Expulsion

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

- 301* Approval and Certification of First Interim Financial Report and Approval of Resolution No. 25-2010 entitled “Authorization to Revise the 2009-2010 Budget as Reflected in the First Interim Financial Report”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

- 501* Public Hearing and Approval of Resolution No. 27-2010 entitled “Designating an Improvement Area in Community Facilities District No. 2 and Authorizing the Submittal of the Levy of Special Taxes Within Such Improvement Area to the Qualified Electors Thereof”
- 502* Public Hearing and Approval of Resolution No. 28-2010 entitled “Determining the Necessity to Incur Bonded Indebtedness of Improvement Area No. 1 of Community Facilities District No. 2, Submitting to the Qualified Electors of Such Improvement Area Propositions to Authorize the Levy of Special Taxes Within Such Improvement Area, to Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to Pay for Certain School Facilities, and to Establish an Appropriations Limit for Such Improvement Area”
- 503* Approval of Resolution No. 29-2010 entitled “Declaring the Results of a Special Election in Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West)”

600 – SUPERINTENDENT’S OFFICE

E. ACTION/CONSENT ITEMS

100 – LEARNING SUPPORT SERVICES

- 105 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 106 Adoption of High School Chinese Textbook and Student Workbook
- 107 Approval of New Board Policy Section 3.43 – After School Education and Safety (ASES) Before/After School Programs
- 108 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of Salary Schedule for New Classified Hourly Position of Artist in Residence
- 202 Approval of On-Loan Personnel Agreement with the San Diego County Office of Education – Paige Metz
- 203 (a) Approval of Certificated Personnel Report No. 06-2010
(b) Approval of Classified Personnel Report No. 06-2010

300 – BUSINESS SUPPORT SERVICES

- 302 Approval of Resolution No. 26-2010 entitled “Authorization to Purchase According to Public Contract Code Sections 20118 and 20652 through U.S. Communities (Government Purchasing Alliance)”
- 303 Ratification of Award of Bid No. 14B-2010 Purchase of Spring Athletic Apparel
- 304 Ratification of Award of Bid No. 15B-2010 Purchase of Track and Field Athletic Equipment and Rejection of Non-Responsive Bids from Aluminum Athletic Equipment and VS Athletics
- 305 Ratification of Award of Bid No. 16B-2010 Purchase of Athletic Equipment for Spring Sports
- 306 Ratification of Award of Bid No. 3B-2010 Replacement of Restroom Partitions at Park Village Elementary School
- 307 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 308 Approval/Ratification of Contractual Services Report No. 05-2010

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Orders to Contracts with Gould Electric, Inc., RND Contractors, Inc., and Spooners Building Products; Acceptance of Project as Complete; and Authorization to File Notices of Completion with Brady Company, Gould Electric, Inc., J.P. Witherow Roofing Company, RND Contractors, Inc., Spooners Building Products, and Southcoast Heating & Air Conditioning, L.P., for the Modernization of Black Mountain Middle School

500 – COMMUNITY FACILITIES DISTRICT

- 504 Approval of Supplement to Subarea IV Torrey Highlands School Impact Mitigation Agreement (Community Facilities No. 2)
- 505 Approval of a License Agreement By and Between Poway Unified School District and D.R. Horton Pertaining to the Interim Use of the Elementary School Site in Torrey Highlands

600 – SUPERINTENDENT’S OFFICE

F. FIRST READING ITEMS

100 – LEARNING SUPPORT SERVICES

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

- 506* First Reading of Ordinance No. 2010-01 entitled “Authorizing the Levy of Special Taxes in Improvement Area No. 1 of Community Facilities District No. 2”

600 – SUPERINTENDENT’S OFFICE

G. INFORMATION ITEMS

100 – LEARNING SUPPORT SERVICES

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

309 Enrollment Report No. 3/2009-2010

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

507 Annual and Five-Year Report for Poway Unified School District

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 **Tuesday, January 19, 2010**, at **6:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.