

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

**February 9, 2009**



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

**NOTE:** At 4:45 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: PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
(Position: Permanent Classroom Teacher)

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

CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR  
Agent Negotiator: Bill Chiment  
PFT, CSEA, SEIU

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN# 274-840-06-00  
Agency negotiator: John P. Collins

**A. PRELIMINARY FUNCTIONS**

1. Call to Order 6:00 p.m.
2. Report Out of Closed Session

---

*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.*

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) Student Recognition
  - (c) Staff Recognition
3. Board Member Reports

**EARLY AGENDA ITEMS**

- D-601 Approval of Resolution No. 32-2009 entitled “Opposition to Further State Cuts to Education Funding and Support of District Flexibility in Use of Funds”

**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. Kirsten Ferrer – “Seat Belts on School Buses” (3 minutes)

**D. ACTION ITEMS**

**100 – LEARNING SUPPORT SERVICES**

- 101 Public Hearing and Approval of Resolution No. 28-2009 entitled “Approval of Behavioral Intervention Plans (Hughes Bill) Mandated Cost Claim Settlement to Waive Future Claims”
- 102 Public Hearing and Approval of Submission of a Specific Waiver for the Continued Use of Instructional Materials in Science for Grades K-5, Using Instructional Materials Funding Realignment Program Funds
- 103 Approval of Single Plan for Student Achievement (SPSA) for Each Elementary, Middle, and High School
- 104 Ratification of Student Discipline
- 105 Ratification of Stipulated Agreements for Student Expulsions
- 106 Readmission of Students on Expulsion

**200 – PERSONNEL SUPPORT SERVICES**

**300 – BUSINESS SUPPORT SERVICES**

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

- 601\* Approval of Resolution No. 32-2009 entitled “Opposition to Further State Cuts to Education Funding and Support of District Flexibility in Use of Funds”

**E. ACTION/CONSENT ITEMS**

**100 – LEARNING SUPPORT SERVICES**

- 107 Acceptance of California Department of Education Safe and Healthy Kids Program Office Tobacco Use Prevention Education (Grades 6-8) Grant for Oak Valley Middle School
- 108 Approval of Revised Career, Technical, and Adult Education Courses
- 109 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 110 Approval of Out-of-State Field Trip
- 111 Acceptance of Gifts

**200 – PERSONNEL SUPPORT SERVICES**

- 201 Approval of Resolution No. 31-2009 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Following Classified Position: Instructional Assistant - PE; Corresponding Layoff of Classified Employee”
- 202 (a) Approval of Certificated Personnel Report No. 08-2009  
(b) Approval of Classified Personnel Report No. 08-2009

**300 – BUSINESS SUPPORT SERVICES**

- 301 Receive and Accept a Statement of the Final Costs of Issuing the Poway Unified School District, 2002 Election, Series C Bonds
- 302 Receive and Accept a Statement of the Final Costs of Issuing the Poway Unified School District, 2008 Election, Series A Bonds
- 303 Approval of Resolution No. 27-2009 entitled “Authorization to Make Temporary Transfers of Special or Restricted Moneys Between District Funds”
- 304 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 305 Approval/Ratification of Contractual Services Report No. 07-2009
- 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 December 2008
- 308 Approval of Van Purchase and Authorization to Award Contract for Purchase of Passenger Vans

**400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT**

- 401 Ratification of Change Orders to Contracts with K & Z Cabinet Co., Inc., and Miller Environmental, Inc., for Additional Services in the Modernization of Rolling Hills Elementary School
- 402 Ratification of Change Orders to Contracts with Brady Company and K & Z Cabinet Co., Inc.; Authorization to Reduce Retention to 5 Percent on Contracts with Brady Company, C & C Glass, DFS Flooring, F.S.E., Inc., Gould Electric, Grani Installation, Inc., RND Contractors, Inc., Sierra Landscape Co., Soltek Pacific, Southcoast Heating and Air Conditioning, LP, Southwest General Contractors, Spooners Building Products, and J. P.

Wetherow Roofing Company for Services Rendered in the Modernization of Black Mountain Middle School

403 Ratification of Change Order; Authorization to Reduce Retention to 5 Percent; Acceptance of Project as Complete; and Authorization to File a Notice of Completion on Contract No. 501-08-080 with Delta Builders General Contracting & Engineering for Additional Services in Connection with the ADA Ramp at Pomerado Elementary School

404 Approval of Resolution No. 33-2009 entitled “Authorizing the Execution of Pre-Construction Services, Site Lease, Sublease, and Construction Services Agreements for the Modernization of Morning Creek, Turtleback, Deer Canyon, and Canyon View Elementary Schools”

**500 – COMMUNITY FACILITIES DISTRICT**

**600 – SUPERINTENDENT’S OFFICE**

**F. FIRST READING ITEMS**

**100 – LEARNING SUPPORT SERVICES**

112 Proposed Adoption of New Courses Offered by the Career, Technical, and Adult Education Department – First Reading

113 Proposed Adoption of High School Supplemental Textbook – First Reading

114 Proposed Revision of Board Policies and Administrative Procedures of Article 3.0 - Educational Program – 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**

115 Summary Report for Arts and Music Block Grant Funds

**200 – PERSONNEL SUPPORT SERVICES**

**300 – BUSINESS SUPPORT SERVICES**

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

310 Enrollment Report No. 5/2008-2009

**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, March 9, at 6:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.