

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

June 22, 2009



**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 items, followed immediately by a closed session in the Morning Creek staff lounge.

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN# 274-840-06-00

Agency negotiator: John P. Collins

Negotiating parties: PUSD, CB Richard Ellis, Inc., and Will Gustafson

Under negotiations: Potential Real Property Exchange

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

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.

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
 - (e) Student Awards for Academic Achievement
3. Board Member Reports

EARLY AGENDA ITEMS

- D-403 Review and Receive the Proposition U Bond Building Fund of the Poway Unified School District Financial Audit for the Seven Months Ending January 31, 2009
- D-404 Receipt of the Final Proposition U Citizens' Oversight Committee Report and Dissolution of the Committee
- D-302 Public Hearing and Approval of Flexibility Transfers from Tier III Categorical Programs to the Unrestricted General Fund
- D-301 Public Hearing and Adoption of 2009-2010 Proposed Budget and Approval of Related Criteria and Standards

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. David Brown – "High School Transcript" (3 minutes)

D. ACTION ITEMS

100 – LEARNING SUPPORT SERVICES

- 101 Public Hearing and Approval of Submission of a Petition Request for the Adoption of Alternative Instructional Materials in Special Education Using Lottery Funds
- 102 Approval of 2009-2010 Revision of Local Education Agency Plan (LEAP)
- 103 Ratification of Student Discipline
- 104 Ratification of Stipulated Agreements for Student Expulsions
- 105 Readmission of Students on Expulsion

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of Resolution No. 97-2009 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained Within Exhibit “A”; Corresponding Layoff of Classified Employees”

300 – BUSINESS SUPPORT SERVICES

- 301* Public Hearing and Adoption of 2009-2010 Proposed Budget and Approval of Related Criteria and Standards
- 302* Public Hearing and Approval of Flexibility Transfers from Tier III Categorical Programs to the Unrestricted General Fund

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Approval of Resolution No. 101-2009 entitled “Directing and Authorizing Actions to Provide for Levy and Collection of *Ad Valorem* Taxes for General Obligation Bonds of School Facilities Improvement District No. 2002-1 of the Poway Unified School District, 2002 Election, Series A, General Obligation Bonds of School Facilities Improvement District No. 2002-1 of the Poway Unified School District, 2002 Election, Series B, General Obligation Bonds of School Facilities Improvement District No. 2002-1 of the Poway Unified School District, 2002 Election, Series C, and General Obligation Bonds of School Facilities Improvement District No. 2007-1 of the Poway Unified School District, 2008 Election, Series A, in Fiscal Year 2009-2010, and Taking Related Actions”
- 402 Approval of Resolution No. 94-2009 entitled “Authorizing the Execution and Delivery by the District of a First Supplemental Indenture and a First Amendment to Lease Agreement in Connection with the Substitution of a Reserve Surety for the Poway Unified School District Public Financing Authority Lease Revenue Bonds, Series 2008, and Authorizing Related Actions”
- 403* Review and Receive the Proposition U Bond Building Fund of the Poway Unified School District Financial Audit for the Seven Months Ending January 31, 2009
- 404* Receipt of the Final Proposition U Citizens’ Oversight Committee Report and Dissolution of the Committee

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

E. ACTION/CONSENT ITEMS

100 – LEARNING SUPPORT SERVICES

- 106 Approval of Resolution No. 93-2009 entitled “Transition Partnership Program Agreement with the California Department of Rehabilitation”
- 107 Approval to Submit a Waiver to Increase a Special Education Resource Specialist Caseload
- 108 Approval of 2009-2010 Application for Funding Consolidated Categorical Aid Programs (CCAP), Part I
- 109 Approval of Nonpublic Schools/Nonpublic Agencies Master Contracts for the 2009-2010 School Year
- 110 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 111 Approval/Ratification of Out-of-State Field Trip
- 112 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 202 Approval of Resolution No. 96-2009 entitled “Authorization to Teach Out of Major or Minor Fields”
- 203 Approval of the Reestablishment of Classification – District Testing Specialist
- 204 Approval of New Classification Description – Educational Transcriber
- 205 Approval of Revised Classified Position Descriptions – Food and Nutrition Supervisor II
- 206 (a) Approval of Certificated Personnel Report No. 13-2009
(b) Approval of Classified Personnel Report No. 13-2009

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of Resolution No. 98-2009 entitled “Ratification of Budget Transfers at Close of 2008-2009 School Year”
- 304 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 305 Approval/Ratification of Contractual Services Report No. 11-2009
- 306 Approval of Resolution Nos. 86-2009, 87-2009, 88-2009, 89-2009, 90-2009, 91-2009, and 92-2009 Designating Persons Authorized to Act on Behalf of Poway Unified School District
- 307 Authorization to Award a Contract for Bid No. 8B-2010 District Network Storage Solution
- 308 Ratification of Award of Bid No. 7B-2009 for Purchase of Athletic Equipment
- 309 Authorization to Award Bid No. 12B-2009 Uniforms
- 310 Authorization to Award Bid No. 3B-2010 Replacement of Restroom Partitions at Park Village Elementary School
- 311 Authorization to Award Bid Nos. 1B-2010 Fresh Bread Products, 4B-2010 Beverages and Snacks, 6B-2010 Fresh Fruits and Vegetables, and 7B-2010 Food Staples and Groceries for the Food and Nutrition Department
- 312 Authorization for Sale or Disposal of Obsolete and/or Surplus Equipment for the 2009-2010 School Year
- 313 Approval of Resolution No. 99-2009 entitled “Determining that the Synthetic Turf Project is of Benefit to the Paguay Redevelopment Project Area and that no Other Reasonable Means of Financing this Project are Available”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 405 Authorization to Purchase One Relocatable Building at Sunset Hills Elementary School Without Competitive Bidding Process
- 406 Ratification of Award of Bid No. 501-09-005 to Replace Rooftop Air Conditioning Units in the Training and Gym Locker Rooms and Wrestling Gym HVAC Remodel at Poway High School
- 407 Ratification of Change Orders to Contracts with Peltzer Plumbing, Inc., and Southwest General Contractors, Inc., for Services Rendered in the Modernization of Black Mountain Middle School
- 408 Ratification of Change Orders to Contracts with Miller Environmental, Inc., and Team C Construction, Acceptance of Project as Complete with Respect to Contract with Team C Construction, and Authorization to File a Notice of Completion on Contract No. 502-08-055 with Team C Construction for the Modernization of Rolling Hills Elementary School
- 409 Approval to Reduce Retention to 5 Percent for the Modernization of Sundance Elementary School
- 410 Authorization to Execute Three Seventh Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Poway High School

- 411 Authorization to Execute Three First and Second Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Sunset Hills Elementary School and Mt. Carmel High School

500 – COMMUNITY FACILITIES DISTRICT

- 501 Approval of Resolution Nos. 59-2009 through 85-2009 and 100-2009 entitled “Establishment of Annual Special Taxes for Community Facilities District Nos. 1, 2, 3, 4, 5, 6, 6 IA-A, 6 IA-B, 6 IA-C, 7, 8 IA-B, 9, 10, 10 IA-A, 10 IA-B, 10 IA-C, 10 IA-D, 10 IA-E, 11 Zone 1, 11 Zone 2, 11 Zone 3, 11 IA-A, 11 IA-B, 11 IA-C, 12, 13, 14, and 14 IA-A”
- 502 Acceptance of Project as Complete and Authorization to File a Notice of Completion on the Construction of Del Norte High School
- 503 Approval of First Amended and Restated Loan Agreement by and Between Poway Unified School District and Community Facilities District No. 6

600 – SUPERINTENDENT’S OFFICE

F. FIRST READING ITEMS

100 – LEARNING SUPPORT SERVICES

- 113 Proposed Adoption of New High School Course – First Reading
- 114 Proposed Adoption of High School English Language Development (ELD) Support Course – First Reading
- 115 Proposed Adoption of Middle 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

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

- 314 Enrollment Report Nos. 9/2008-2009 and 10/2008-2009

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES 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

There will be a **special** Board Meeting to conduct regular quarterly Superintendent's performance review on **Monday, June 29**, 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, August 17**, at **6:00 p.m.** at Morning Creek Elementary School, 10925 Morning Creek Drive South, San Diego.

L. PUSD PUBLIC FINANCING AUTHORITY

Call to Order

1. Approval of Resolution No. 95-2009 entitled "Authorizing the Execution and Delivery by the Authority of a First Supplemental Indenture and a First Amendment to Lease Agreement in Connection with the Substitution of a Reserve Surety for the Poway Unified School District Public Financing Authority Lease Revenue Bonds, Series 2008, and Authorizing Related Actions"

Adjournment

M. PUSD CAPITAL FACILITIES FINANCING CORPORATION

Call to Order

1. Poway Unified School District Capital Facilities Financing Corporation - Annual Meeting and Approval of Officers

Adjournment