

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

October 15, 2012



**District Office
Community Room
15250 Avenue of Science – San Diego, CA 92128**

REGULAR MEETING BEGINS AT 6:00 P.M.

NOTE: At 3:00 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 Board Conference Room.

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION (Subdivision (b)(1) of Section 54956.9) (Two cases)

CLOSED SESSION: PUBLIC EMPLOYEE DISCIPLINE / DISMISSAL / RELEASE / RESIGNATION

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – SIGNIFICANT EXPOSURE TO LITIGATION (Subdivision (b)(1) of Section 54956.9)
Case No. TC-13-08 Tort Claim Denial

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

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION (Initiation of Litigation Pursuant to Subdivision (c) of Section 54956.9) (11 cases)

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS (Government Code Section 54956.8)

Property: APN# 274-840-06-00

Agency negotiator: John P. Collins, Sandi Burgoyne

Negotiating party: City of San Diego

Under negotiation: Instruction to negotiator regarding both price and terms of payment

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

In re Municipal Derivatives Litigation

(Case No. MDL 1950, Master Docket No. 08-02516 (U.S.D.C. – S.D.N.Y.))

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) 521.2700 [15250 Avenue of Science, San Diego]. 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 15250 Avenue of Science, San Diego, 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 – **Todd Gutschow**
6. Approval of Minutes
7. Approval of Consent Calendar

B. REPORTS / PRESENTATIONS

1. Student Board Representative Reports
2. Superintendent's Reports
 - (a) Superintendent's Briefing
 - (b) Student Recognition
 - (c) Staff Recognition
 - (d) District Recognition
3. Board Member Reports
4. 2012 Academic Performance Index (API) and Adequate Yearly Progress (AYP) Data

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 Readmission of Students on Expulsion
- 102 Approval of Resolution No. 13-2013 entitled "Character Counts! and Red Ribbon Week for Alcohol, Tobacco, and Other Drugs Prevention"

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of Resolution No. 21-2013 entitled "Resolution Regarding the Elimination or Reduction in Hours of the Classified Position Contained Within Exhibit 'A'; Corresponding Layoff of Classified Employee"
- 202 Ratification of 2012-2015 Collective Bargaining Agreement with Services Employees International Union Local 221 (SEIU)

300 – BUSINESS SUPPORT SERVICES

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

- 501 Approval of Resolution No. 20-2013 entitled “Ordering Judicial Foreclosure Pursuant to the Mello-Roos Community Facilities Act of 1982 of Certain Properties for Which the Payment of Special Taxes are Delinquent, Approving and Ratifying Certain Actions of Special Counsel, and Ordering that the Tax Collector be Credited with those Special Taxes”

600 – SUPERINTENDENT’S OFFICE

E. ACTION/CONSENT ITEMS

100 – LEARNING SUPPORT SERVICES

- 103 Approval/Ratification of Out-of-State Field Trips
- 104 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 203 (a) Approval of Certificated Personnel Report No. 03-2013
- (b) Approval of Classified Personnel Report No. 30-2013

300 – BUSINESS SUPPORT SERVICES

- 301 Approval/Ratification of Contractual Services Report No. 03-2013
- 302 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- 303 Acceptance of Project as Complete and Authorization to File a Notice of Completion for the Deer Canyon Elementary School and Abraxas High School Relocatable Buildings
- 304 Authorization to Replace and Augment the District’s Compressed Natural Gas Fueling Station by Entering into a Contract with RY Rodriguez, Inc., Petroleum Equipment Maintenance as a Sole Source Provider without Soliciting Competitive Bids
- 305 Award a Contract for Bid No. 2013-02B Installation of Video Lab Equipment to KR Wolfe, Inc.
- 306 Award Contracts for Bid No. 2013-03B Video Lab Equipment to B&H Photo Video, CSG Visual Communication, Inc., Filmtools, Troxell Communications, Inc., and Videotape Products, Inc., and Reject and Relieve Specific Line Items from Various Bids
- 307 Authorization to Execute the Agreement for Student Transportation Support Services Between San Diego County School Districts and Poway Unified School District
- 308 Ratification of Third Amendment to the Sublicense Agreement Between the City of Poway and the Poway Unified School District Regarding SDG&E’s Substation Property Located at the Corner of Twin Peaks Road and Budwin Lane

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Authorization to Execute the Seventh Amendment to the Construction Services, Sublease, and Site Lease Agreements with Echo Pacific Construction, Inc., for the Modernization of Rancho Bernardo High School

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

F. FIRST READING ITEMS

100 – LEARNING SUPPORT SERVICES

- 105 Proposed Adoption of High School Supplemental Textbooks for Advanced Placement Chinese – First Reading

106 Proposed Adoption of High School Basic Textbook for Advanced Placement Spanish Literature – 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

309 Enrollment Report No. 1/2012-2013

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, PSEA, SEIU

Closed Session: DISCUSSION(S) / ACTION(S) PURSUANT TO Government Code Section 54956.8

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, November 13**, at **6:00 p.m.** at the Poway Unified School District Office, 15250 Avenue of Science, San Diego.