

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

December 16, 2013



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

REGULAR MEETING BEGINS AT 6:00 P.M.

NOTE: At 4:30 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: PUBLIC EMPLOYEE PERFORMANCE REVIEW

Title: Superintendent

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING

LITIGATION: (Government Code Section 54956.9(a))

(2 cases)

TC-13-25

Legal Counsel: Dan Shinoff

Case # 37-2013-00043396-CU-WT-CTL

Legal Counsel: Stutz, Artiano, Shinoff & Holz, APC

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 – **Penny Ranftle**
6. Organizational Meeting of the Board – Election of Officers and Appointment of Representatives
7. Nominations for California School Boards Association Delegation Assembly
8. Approval of Minutes
9. Approval of Consent Calendar

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

1. Student Board Representative Reports
2. Superintendent’s Reports
 - (a) Superintendent’s Briefing
 - (b) Student Recognition
 - (c) Staff Recognition
 - (d) School Recognition
3. Board Member Reports

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
- 103 Readmission of Students on Expulsion

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

- 301 Approval of Resolution No. 32-2014 Entitled “Approving the Purchase and Sale Agreement

and Joint Escrow Instructions By and Between the Poway Unified School District and Americare Health and Retirement, Inc. for the Purchase of the Water Tower Site, APN #274-840-06-00; Authorizing the Superintendent to Finalize and Execute the Agreement and All Other Documents Necessary to Complete the Sale; and File a Notice of Exemption From the California Environmental Quality Act (CEQA)

302 Options for Sale or Lease of Surplus Real Properties, APN No. 678-070-25-00 – 4Gee Road Site; 306-411-02-00 – Torrey Highlands Site; 312-293-11-00, 306-250-27-00, and 306-020-32-00 – Black Mountain Ranch Southern Site

303 Review and Acceptance of the 2012-2013 Financial Compliance and Program Audit

304 Approval and Certification of First Interim Financial Report and Approval of Resolution No. 23-2014 Entitled “Authorization to Revise the 2013-2014 Budget as Reflected in the First Interim Financial Report”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

501 Approval of Resolution No. 28-2014 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

502 Approval of Resolution No. 26-2014 Entitled “Authorizing the Execution and Delivery of a Joint Acquisition Agreement and a Bond Purchase Agreement in Connection with the Issuance of the Poway Unified School District Public Financing Authority Special Tax revenue Bonds, Series 2014, in an Aggregate Principal Amount of Not to Exceed \$40,000,000, Authorizing the Preparation and Distribution of a Preliminary Official Statement and a Final Official Statement, and Authorizing the Execution of Necessary Document and Certificate and Related Actions”

600 – SUPERINTENDENT’S OFFICE

E. ACTION/CONSENT ITEMS

100 – LEARNING SUPPORT SERVICES

104 Approval/Ratification of Out-of-State Field Trip

200 – PERSONNEL SUPPORT SERVICES

201 Approval of Resolution No. 30-2014 Entitled “Authorization to Teach Out of Major or Minor Fields”

202 Adoption of the 2014-2015 Student Attendance Calendar

203 Approval of 2014-2015 Year-Round Student Attendance Calendars for Abraxas High School and Valley Elementary School

204 Approval of Resolution No. 31-2014 Entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees

205 (a) Approval of Certificated Personnel Report No. 05-2014

(b) Approval of Classified Personnel Report No. 05-2014

300 – BUSINESS SUPPORT SERVICES

- 305 Approval/Ratification of Contractual Services Report No. 05-2014
- 306 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- 307 Approval of Resolution No. 22-2014 Entitled “Authorization to Purchase Apple Computer Products, Services, and Related Items for the 2013-2014 School Year Through the Glendale Unified School District Contract”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

F. FIRST READING ITEMS

100 – LEARNING SUPPORT SERVICES

- 105 Proposed Adoption of AP Spanish Language Textbooks – First Reading
- 106 Proposed Adoption of K-12 Supplemental Science/Social Studies and Environmental Education Materials – First Reading

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

- 601 Proposed New Board Policy Section 1.14 – Legislation, Legislative Advocacy and Action – First Reading
- 602 Proposed Revision to Board Policies 1.3 and 1.5 – First Reading

G. INFORMATION ITEMS

100 – LEARNING SUPPORT SERVICES

200 – PERSONNEL SUPPORT SERVICES

300 – BUSINESS SUPPORT SERVICES

- 308 Enrollment Report No. 3/2013-2014
- 309 Notify the Board that Mt. Carmel High School has Been Identified as a Potential Cellular Site by Verizon Wireless

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: Tracy Hogarth
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, January 21, 2014** at **6:00 p.m.** at the Poway Unified School District Office, 15250 Avenue of Science, San Diego.

L. PUSD PUBLIC FINANCING AUTHORITY

Call to Order

- 1 Approval of Resolution No. 27-2014 entitled “Authorizing the Issuance of Poway Unified School District Public Financing Authority Special Tax Revenue Bonds, Series 2014, in an

Aggregate Principal Amount of Not to Exceed \$40,000,000, Authorizing the Execution and Delivery of an Indenture, a Joint Acquisition Agreement, a Bond Purchase Agreement, a Continuing Disclosure Agreement, Authorizing the Preparation and Distribution of a Preliminary Official Statement and a Final Official Statement, and Authorizing the Execution of Necessary Documents and Certificates and 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