



**POWAY UNIFIED SCHOOL DISTRICT
MINUTES OF THE BOARD OF EDUCATION
AT A REGULAR MEETING**

May 23, 2005
Morning Creek Elementary School

CLOSED SESSION

President Andy Patapow called the meeting to order at 4:30 p.m. to receive public comment on the closed session agenda items. There were no public comments, and the Board convened to closed session in the staff lounge. The closed session was adjourned at 6:50 p.m., and Board members reconvened in the Morning Creek multipurpose room to begin their regular meeting and report action taken during closed session.

REGULAR MEETING

A. PRELIMINARY FUNCTIONS

A-1 Reconvene / Call to Order

The regular meeting of the Board of Education was called to order at 7:12 p.m. by President Andy Patapow.

A-2 Report Out of Closed Session

CLOSED SESSION: STUDENT DISCIPLINE

Consideration and/or deliberation of student discipline matters
Case No. 2004-2005.44

CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)
Case No. LS-0404

PUBLIC EMPLOYEE APPOINTMENT / EMPLOYMENT

Titles: Superintendent, Deputy Superintendent

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

(Subdivision (b)(1) of Section 54956.9)
Case No. TC-05-30

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

(Subdivision (b)(1) of Section 54956.9)

On a motion by Mrs. Vanderveen, and a second by Mr. Mangum, the Board took action to unanimously reject a claim, Case No. TC-05-30.

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Meadowbrook student Charles Biernacki led the salute to the flag.

A-4 Invocation/Inspirational Comments

Inspirational comments for the evening were made by Mrs. Ranftle.

A-5 Members in Attendance

All Board members were in attendance.

A-6 Welcome to Public

Mr. Mangum welcomed the public and offered instructions on the procedure for addressing the Board during the Public Comments segment of the meeting.

A-7 Approval of Minutes

It was moved by Mr. Mangum, seconded by Mr. McMillan, that the minutes of the April 11, 2005, Regular Board Meeting and May 4, 2005, Special Board Meeting be approved as presented. ***Motion carried unanimously, 5-0.***

A-8 Approval of Agenda Sequence

- F-118 Proposed New Board Policy Section 3.42 – Advanced Placement Courses and Grades, and Administrative Procedure Section 3.42.1 – First Reading
- D-101 Approval to Increase Fees for the Extended Student Services (ESS) Program
- D-102 Approval to Increase Fees for All Preschools and Child Care Programs
- G-318 Proposed New Administrative Procedure Section 6.90.4 – Districtwide Computer Replacement
- D-301 Authorization to Award Contract Under Bid No. 20B-2005 for Lease-Purchase or Purchase of Capital Equipment
- F-117 Proposed Revision of Board Policy Section 3.24 – Homework, and Administrative Procedure Section 3.24.1 – First Reading
- G-119 Proposed Revision of Administrative Procedure Section 3.40.1 – Guidelines for Academic Honesty
- G-317 Proposed Changes to School Facility Use Fees
- F-313 Proposed Increase in School Meal Prices
- D-201 Ratification of Collective Bargaining Agreement with Poway Federation of Teachers
- D-202 Ratification of Collective Bargaining Agreement with the California School Employees Association, Chapter 313
- D-203 Ratification of Collective Bargaining Agreement with the Service Employees International Union, Local 2028
- D-204 Ratification of Compensation for Association of Poway School Manager-Represented Employees

It was moved by Mrs. Vanderveen, seconded by Mr. McMillan, that agenda items F-118, D-101, D-102, G-318, D-301, F-117, G-119, G-317, F-313, D-201, D-202, D-203, and D-204 be considered prior to routine agenda items. ***Motion carried unanimously, 5-0.***

A-9 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 107 Approval of Representatives to California Interscholastic Federation (CIF) Leagues for 2005-2006 School Year
- 108 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 109 Approval of Poway Unified School District Membership in San Diego County Special Education Legal Alliance
- 110 Approval of Gifted and Talented Education (GATE) Program Application
- 111 Approval of Out-of-State Field Trip
- 112 Adoption of New High School Course
- 113 Adoption of High School Supplemental Textbook
- 114 Implementation of the Community-Based English Tutoring Program
- 115 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 208 Approval of Revised Position Description for Chief Technology Officer

- 209 Approval of Student Teaching Agreement with University of Phoenix
- 210 Approval of Student Teaching Agreement with Azusa Pacific University
- 211 Approval of Declaration of Need for Fully Qualified Educators
- 212 (a) Approval of Certificated Personnel Report No. 11-2005
- (b) Approval of Classified Personnel Report No. 11-2005

300 – BUSINESS SUPPORT SERVICES

- 302 Approval/Ratification of Professional Services Report No. 10-2005
- 303 Approval of Monthly Budget Revisions
- 304 Approval of Resolution Nos. 46-2005, 47-2005, 48-2005, 49-2005, 50-2005, and 51-2005 Designating Persons Authorized to Act on Behalf of Poway Unified School District
- 305 Approval of Resolution No. 52-2005 Requesting Temporary Transfer of Funds
- 306 Award of Bid No. 14B-2005 for Vertebrate Pest Control
- 307 Award of Bid No. 15B-2005 for Diesel Emergency Generator at Shoal Creek Elementary School
- 308 Award of Bid No. 16B-2005 for Annual Unit-Price Contract for Paving and Striping
- 309 Award of Bid No. 18B-2005 for Replacement of Roofing on Portable Classrooms
- 310 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports, District Revolving Cash Fund Checks, and Purchasing Card Transactions; Ratification of ASB and District Purchase Orders and Professional Services Contracts
- 311 Ratification of Award of Contract Under Proposal No. 2P-2005 for Infrastructure Security Services

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 402 Award of Bid No. 584-05-001 for Installation of LCD Projection Equipment, Including Control Panels and Powered Speakers, at Various School Sites
- 403 Ratification of Bid Packages 1 and 2, 4 through 7, and 9 through 24, for Poway High School Modernization, Phase 2
- 404 Ratification of Change Orders to Contracts with Southland Electric, Inc., and Iron Horse Grading, Inc., for Additional Services at Westwood Elementary School
- 405 Ratification of Change Orders to Contracts with T.B. Penick & Sons, Inc., International Iron Co., Moonlight Glass Co., Inc., Brady Company, Advance Plumbing Company, Inc., Gould Electric, Whillock Contracting, Inc., and Interpipe Contracting, Inc., for Additional Services at Midland Elementary School
- 406 Ratification of Change Orders to Contracts with Maximum Demolition, Inc., Conundrum Construction, Inc., South Bay Welding, Inc., Rocky Coast Framers, Inc., Spooner’s Building Products, Advanced Systems, Simmons & Wood, Inc., Davis Mechanical Systems, Able Heating & Air Conditioning, Inc., Baker Electric, Inc., Casper Concrete Cutting, Inc., and Tri City Glass of San Diego, Inc., for Additional Services Relating to Mt. Carmel High School Modernization, Phase 2
- 407 Ratification of Change Orders to Contracts with Whillock Contracting, Inc., PK Mechanical Systems, Inc., Precision Concrete Construction, Inc., and Neal Electric for Additional Services at Poway High School
- 408 Authorization to Award Contract No. 586-05-001 for Separation, Demolition, Transport, Utility Preparation, and Installation of Temporary Classrooms/Portable Buildings at Various School Sites

500 – COMMUNITY FACILITIES DISTRICT

- 501 Approval of Resolution No. 53-2005 entitled “Authorizing and Providing for the Issuance of Separate Series of Special Tax Bonds of Community Facilities District No. 11 (StoneBridge Estates) for Improvement Area ‘B’ and Improvement Area ‘C’ Thereof, Approving the Forms of Bond Indentures, Bond Purchase Agreement, Preliminary Official Statement, Continuing

Disclosure Agreements, and Other Documents, and Authorizing Certain Actions in Connection with the Issuance of Such Bonds”

502 Authorization to Execute Two First Amendments to the Construction Services and Sublease Agreements with NTD/Edge Design Builders, and Authorization to Issue a Notice to Proceed for Monterey Ridge Elementary School

600 – SUPERINTENDENT’S OFFICE

A revised agenda item E-212(b) was distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that the items on the consent calendar be approved as presented. *Motion carried unanimously, 5-0.*

B. REPORTS AND PRESENTATIONS

B-1 Student Board Member Reports

Student Board members Jonathan Wong from Mt. Carmel High School, Chloe Sweig from Poway High School, and Michelle Kim from Rancho Bernardo High School reported on events and activities at their respective schools. Laura Clark from Abraxas High School and Ashley Sacknoff from Westview High School were not in attendance.

B-2 Poway Unified School District Classified Employees of the Year 2005-2006: Edna Mailey and Joseph Dunne

President Patapow and Dr. Phillips presented plaques to Edna Mailey, Student Services Specialist at Mt. Carmel High School, and Joseph Dunne, Bus Transportation Aide - Special Education.

B-3 (a) Superintendent’s Briefing

Dr. Phillips presented a brief update on current issues and events:

- He reaffirmed the importance of classified staff in supporting teachers in our mission of all students learning.
- The San Diego Taxpayers Association awarded Poway Unified the Golden Watchdog award for the Bridge Financing Program allowing the *Building for Success* construction timeline to move up. This saved an estimated \$9 million for the Prop U bond program. Dr. Phillips recognized COC members Andy Berg (who is also a member of the San Diego Taxpayers Association) and Tony Heinrichs; COC Chair Kathy Frost; Doug Mann, Executive Director of Facilities; Sandi Burgoyne, Assistant Director of Planning; Randie Murrell, Director of Finance; John Collins, Deputy Superintendent; Mark Claussen of PinnacleOne; and Benjamin Dolinka and Steve Gald of David Taussig & Associates for their contributions to the innovative Bridge Financing Program.
- Dr. Phillips introduced Dr. Tom McCoy, new principal of Mt. Carmel High School and announced Mt. Carmel received a California Distinguished School Award in Anaheim on May 20.
- The May revise of the Governor’s budget proposes less-than-full Prop 98 funding for K-12 education and lowers the base for Prop 98 funding. The per-student allocation is continuing to slide in national comparison. If the initiatives pass in November, education in California will remain in the low decile of funding. Deputy Superintendent John Collins said the additional costs to PUSD of Proposition 98 not being fully funded is \$15 million, shifting the cost of STRS to school is \$2.5 million, and repealing the county mental health mandate is \$350,000.

(b) Student Recognition

Student accomplishments and awards received were recognized.

(c) **Staff Recognition**

Accomplishments and awards earned by staff members were recognized.

(d) **District Recognition**

School awards and honors received were recognized.

B-4 Board Member Reports

Board members reported on their activities and events attended in the previous month.

C. PUBLIC COMMENTS

There were no public comments.

EARLY DISCUSSION ITEMS – *As approved in agenda item A-8, these items were considered prior to routine agenda items.*

F-118 Proposed New Board Policy Section 3.42 – Advanced Placement Courses and Grades, and Administrative Procedure Section 3.42.1– First Reading

Lakshmi Chilukuri shared that AP courses prepare students for college challenges, and that students are working hard in AP courses and not relying on the score for a higher grade.

This was presented as a first reading, to be presented for action on June 27, 2005.

D-101 Approval to Increase Fee for the Extended Student Services (ESS) Program

Aaron Barish asked for clarification of the registration fee, and Mr. Collins said that registration was increasing by \$25.

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the Board of Education approve the proposed eleven percent fee increase in the Extended Student Services (ESS) Program. *Motion carried unanimously, 5-0.*

D-102 Approval to Increase Fees for all Preschools and Child Care Programs

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the Board of Education approve the proposed fifteen percent fee increase in all preschool classes. *Motion carried unanimously, 5-0.*

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the Board reconsider item D-101. *Motion carried unanimously, 5-0.*

D-101 Approval to Increase Fee for the Extended Student Services (ESS) Program

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, to amend the recommendation to include approving the increase of the \$25 registration fee to a \$50 per family annual registration fee. *Motion carried unanimously, 5-0.*

G-318 Proposed New Administrative Procedure Section 6.90.4 – Districtwide Computer Replacement

This was presented as information.

At 9:05 p.m., Mrs. Vanderveen left the meeting.

D-301 Authorization to Award Contract Under Bid No. 20B-2005 for Lease-Purchase or Purchase of Capital Equipment

It was moved by Mrs. Ranftle, seconded by Mr. McMillan, that the Deputy Superintendent, or his designee, be authorized to sign the contract on behalf of the Board for lease-purchase or purchase of capital equipment, with ratification by the Board to follow at the June Board meeting. *Motion carried, 4-0.*

F-117 Proposed Revision of Board Policy Section 3.24 – Homework, and Administrative Procedure Section 3.24.1– First Reading

This was presented as a first reading, to be presented for action on June 27, 2005.

G-119 Proposed Revision of Administrative Procedure Section 3.40.1 – Guidelines for Academic Honesty

This was presented as information only.

G-317 Proposed Changes to School Facility Use Fees

This was presented as information. The proposed facility use fee schedule was distributed to the Board and Cabinet prior to the meeting.

F-313 Proposed Increase in School Meal Prices

This was presented as a first reading, to be presented for action on June 27, 2005.

D-201 Ratification of Collective Bargaining Agreement with Poway Federation of Teachers

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the Board ratify the Collective Bargaining Agreement between the Poway Unified School District and the Poway Federation of Teachers. *Motion carried, 4-0.*

D-202 Ratification of Collective Bargaining Agreement with the California School Employees Association, Chapter 313

A revised attachment to item D-202 was distributed to the Board and Cabinet prior to the meeting. It was moved by Mr. McMillan, seconded by Mrs. Ranftle, that the Board ratify the Collective Bargaining Agreement with the California School Employees Association, Chapter 313. *Motion carried, 4-0.*

D-203 Ratification of Collective Bargaining Agreement with the Service Employees International Union, Local 2028

A revised item D-203 was distributed to the Board and Cabinet prior to the meeting. It was moved by Mr. Mangum, seconded by Mr. McMillan, that the Board ratify the Collective Bargaining Agreement with the Service Employees International Union, Local 2028. *Motion carried, 4-0.*

D-204 Ratification of Compensation for Association of Poway School Manager-Represented Employees

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the Board ratify the compensation agreement with employees represented by the Association of Poway School Managers. *Motion carried, 4-0.*

D. ACTION ITEMS

As approved in agenda item A-8, items D-101 and D-102 were considered prior to routine agenda items.

D-103 Ratification of Student Discipline

It was moved by Mr. McMillan, seconded by Mr. Mangum, that, based upon the Board's review of the Findings of Fact and Recommendations submitted by administrative hearing panels, the action on the recommendations presented regarding Case Nos. 2004-2005.45, 2004-2005.46, 2004-2005.47, 2004-2005.48, 2004-2005.49, 2004-2005.50, 2004-2005.51, 2004-2005.52, 2004-2005.53, and 2004-2005.55 be ratified. *Motion carried, 4-0.*

D-104 Ratification of Stipulated Agreement for Student Expulsion

It was moved by Mr. Mangum, seconded by Mr. McMillan, that the Board of Education approve and ratify the stipulated agreement for expulsion regarding Case No. 2004-2005.54. *Motion carried, 4-0.*

D-105 Readmission of Students on Expulsion

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the students represented by Case Nos. 2003-2004.57 and 2003-2004.58 be readmitted to the Poway Unified School District. *Motion carried, 4-0.*

D-106 Board Decision Regarding Appeal of the Administrative Hearing Panel's Findings of Fact and Recommendations: Case No. 2004-2005.44

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that, based upon the review of the Findings of Fact and Recommendations of the Administrative Hearing Panel and consideration of the arguments regarding the appeal heard in closed session, the Board uphold the Findings of Fact and Recommendations of that panel. *Motion carried, 4-0.*

As approved in agenda item A-8, items D-201, D-202, D-203, and D-204 were considered prior to routine agenda items.

D-205 Approval of Increase in Substitute Teacher Daily Compensation Rates

It was moved by Mr. Mangum, seconded by Mr. McMillan, that the Board approve the substitute teacher compensation rates contained in the attached schedule. *Motion carried, 4-0.*

D-206 Ratification of Compensation for Non-Represented Employees

It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that the Board ratify the compensation increase for non-represented employees (Noon Duty Supervisors, student workers, Crossing Guards) effective July 1, 2005. *Motion carried, 4-0.*

D-207 Approval of Resolution No. 54-2005 entitled "Resolution Regarding the Elimination or Reduction in Hours of the Following Classified Positions: Education Specialist, Food Service Assistant I, Health Services Technician, Instructional Assistant, Instructional Assistant - ELL, Library Media Technician, Music Assistant, Music Assistant/Accompanist, Office Assistant II, Science Laboratory Technician, Sign Language Interpreter, Student Services Assistant, Student Services Specialist, Volunteer Coordinator; Corresponding Layoff of Classified Employees"

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that Resolution 54-2005 be approved as presented. *Motion carried, 4-0.*

As approved in agenda item A-8, item D-301 was considered prior to routine agenda items.

D-401 Approval of Joint Use Agreements Between Poway Unified School District and the State of California for Midland Elementary School

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the Joint Use Agreements between Poway Unified School District and the State of California be approved, and that the Deputy Superintendent of the Poway Unified School District, or his designee, be authorized to sign the agreements for the Board. *Motion carried, 4-0.*

D-601 Approval of Resolution No. 45-2005 entitled "Support of Senate Constitutional Amendment (SCA) 8"

It was moved by Mr. Mangum, seconded by Mr. McMillan, that Resolution 45-2005, support of Senate Constitutional Amendment (SCA) 8, be approved. *Motion carried, 4-0.*

F. FIRST READING ITEMS

F-116 Proposed Adoption of High School Math Textbook – First Reading

This was presented as a first reading, to be presented for action on June 27, 2005.

As approved in agenda item A-8, items F-117 and F-118 were considered prior to routine agenda items.

F-312 Proposed Revision of Board Policy Section 6.90 – Technology Standards, New Administrative Procedure 6.90.3, and Revision of Administrative Procedure Section 7.6.1 – First Reading

This was presented as a first reading, to be presented for action on June 27, 2005.

As approved in agenda item A-8, item F-313 was were considered prior to routine agenda items.

G. INFORMATION ITEMS

As approved in agenda item A-8, item G-119 was were considered prior to routine agenda items.

G-213 Approval to Offer Student Accident Insurance for 2005-2006

This was presented as information to the Board.

G-314 Enrollment and Average Daily Attendance (ADA) Report No. 8/2004-05

This report was presented as information only.

G-315 Quarterly School Bus Inspection Report

This report was presented as information. Mrs. Ranftle requested a congratulatory letter be sent to the Transportation Department staff commending their bus inspection record.

G-316 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

This report was presented as information only.

As approved in agenda item A-8, items G-317 and G-318 were considered prior to routine agenda items.

G-503 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 Through 13

This report was presented as information.

H. NEW BUSINESS – BOARD MEMBERS

Due to additional job responsibilities which may create a conflict, Mr. McMillan requested to be replaced as a Board Representative to the City of San Diego Council. Mrs. Ranftle was appointed as his replacement.

I. CORRESPONDENCE

There was no correspondence presented.

J. CLOSED SESSION

There were no additional items discussed in Closed Session.

K. ADJOURNMENT

The meeting was adjourned at 9:59 p.m.

Andy Patapow, President

Steve McMillan, Clerk