



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

June 27, 2005
Morning Creek Elementary School

CLOSED SESSION

President Andy Patapow called the meeting to order at 5:00 p.m. to receive public comment on the closed session agenda items.

Public Comment: Ed Carboneau expressed concerns regarding the District's response to his request for public records and asked that the District consider using the form for request of public records that is used by the City of Poway.

The Board convened to closed session in the staff lounge at 5:03 p.m. 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 7:09 p.m. by President Andy Patapow.

A-3 Salute to Flag

Casey Young, a Mesa Verde Middle School student, led the salute to the flag.

A-4 Invocation/Inspirational Comments

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

A-5 Members in Attendance

All Board members were in attendance.

A-6 Welcome to Public

Mr. Patapow 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 Mrs. Vanderveen, that the minutes of the May 23, 2005, Regular Meeting and June 20, 2005, Special Board Meeting be approved as presented. ***Motion carried unanimously, 5-0.***

A-8 Approval of Agenda Sequence

D-102 Approval of Revised Board Policy Section 3.24 – Homework, and Administrative Procedure Section 3.24.1

D-103 Approval of New Board Policy Section 3.42 – Advanced Placement Courses and Grades, and Administrative Procedure Section 3.42.1

D-301 Public Hearing and Adoption of 2005-2006 Proposed Budget and Approval of Related Criteria and Standards

It was moved by Mrs. Ranftle, seconded by Mr. McMillan, that agenda items D-102, D-103, and D-301 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-9 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 106 Approval of the Regional Occupational Program (ROP) Master Contract
- 107 Approval of Community Advisory Committee Members
- 108 Approval of English Language Acquisition Program (ELAP) Grant Application
- 109 Approval of 2005-2006 Application for Funding Consolidated Categorical Aid Programs (CCAP)
- 110 Approval of Master Contracts for the 2005-2006 School Year
- 111 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 112 Approval of Resolution No. 82-2005 entitled “Authorization of a Continuing Contract with the California State Department of Education to Provide Child Development Preschool Services”
- 113 Adoption of High School Textbook
- 114 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 202 Approval of Resolution No. 80-2005 entitled “Resolution of the Board of Education of the Poway Unified School District Declaring Membership in the Protected Insurance Program for Schools (JPA)”
- 203 Approval of Reclassification of Planning Analyst from Range 40 to Range 44
- 204 Approval of Reclassification of Director of Finance and Position Description of Chief Financial Officer
- 205 Approval of Reclassification of Payroll Technician from Range 29 to Range 33
- 206 Approval of New Classified Position Description and Placement on Operations Support Services Salary Schedule -Vehicle Maintenance Coordinator, Range 45
- 207 Extension and Modification of the Deputy Superintendent’s Employment Contract
- 208 Extension and Modification of the Superintendent’s Employment Contract
- 209 Approval of Personnel Agreement with the San Diego County Office of Education – Karen Harkins Slocomb
- 210 Approval of Personnel Agreement with the San Diego County Office of Education – Mary Pam McGregor
- 211 Approval of Personnel Agreement with the San Diego County Office of Education – Kimberlie Rens
- 212 (a) Approval of Certificated Personnel Report No. 12-2005
(b) Approval of Classified Personnel Report No. 12-2005

300 – BUSINESS SUPPORT SERVICES

- 302 Approval of Resolution No. 56-2005 entitled “Authorization to Increase School Meal Prices”
- 303 Approval of Resolution No. 57-2005 entitled “Ratification of Budget Transfers at Close of 2004-2005 School Year”
- 304 Approval of Resolution No. 58-2005 entitled “Authorization to Make Temporary Transfers of Special or Restricted Moneys Between District Funds”
- 305 Approval of Resolution No. 81-2005 entitled "Authorization to Purchase One or More Modular Facilities and Related Items Under the Bid Awarded by the Columbine Elementary School District"

- 306 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 307 Approval/Ratification of Professional Services Report No. 11-2005
- 308 Authorization to Award Contract for Mitigation of Rodent Contamination at the Administration Center and Bernardo Heights Middle School
- 309 Award of Bid No. 17B-2005 for Nutritious Snacks and Beverages
- 310 Award of Bid No. 19B-2005 for Lighting Retrofit for Portable Classrooms
- 311 Approval of 2005-2006 Marine Science Floating Laboratory Field Trip Agreement
- 312 Approval of 2005-2006 Outdoor Education Program Agreement
- 313 Approval of Revised Board Policy Section 6.90 – Technology Standards

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Approval of Correction to Award of Contract No. 515-05-095, Bid Package 11, for Westwood Elementary School
- 402 Ratification of Award of Contract No. 586-05-001 for Separation, Demolition, Transport, Utility Preparation, and Installation of Temporary Classrooms/Portable Buildings at Various School Sites
- 403 Ratification of Bid Packages 3 and 8 for Poway High School Modernization, Phase 2
- 404 Ratification of Change Orders to Contracts with Whillock Contracting, Inc., PK Mechanical Systems, Inc., Blazing Industrial Steel, Inc., Inland Acoustics, Inc., and Neal Electric for Additional Services at Poway High School
- 405 Ratification of Change Orders to Contracts with T.B. Penick & Sons, Inc., The McIntyre Company, Brady Company, Prime Tile, Inc., and Interpipe Contracting, Inc., for Additional Services at Midland Elementary School
- 406 Ratification of Change Orders to Contracts with South Bay Welding, Inc., Brady Company, Advanced Systems, Astra Coatings, Inc., A.O. Reed, Southland Electric, Inc., and Metropolitan Construction for Additional Services at Westwood Elementary School
- 407 Ratification of Change Orders to Contracts with Ahrens Corporation, Maximum Demolition, Inc., Conundrum Construction, Inc., Rocky Coast Framers, Inc., Dow Diversified, Inc., Insulcom Contractors, Inc., Spooner’s Building Products, Advanced Systems, JJJ Floor Covering, Inc., Davis Mechanical Systems, and Baker Electric, Inc., for Additional Services Relating to Mt. Carmel High School Modernization, Phase 2
- 408 Approval of Notices of Exemption for Minor Additions at Tierra Bonita Elementary School and Twin Peaks Middle School
- 409 Assignment of Contractual Assets and Rights Regarding Insulcom Contractors, Inc., to Alcal Arcade Contracting, Inc., for Insulation at Mt. Carmel and Poway High Schools and Westwood Elementary School

500 – COMMUNITY FACILITIES DISTRICT

- 502 Approval of Resolution Nos. 59-2005 through 78-2005 entitled “Establishment of Annual Special Taxes for Community Facilities District Nos. 1, 2, 3, 4, 5, 6, 6 IA-A, 6 IA-B, 7, 8 IA-B, 9, 10, 10 IA-A, 10 IA-B, 10 IA-C, 10 IA-D, 10 IA-E, 11, 11 IA-A, and 12”
- 503 Authorization to Execute First Amendment to the Site Lease Agreement with NTD/Edge Design Builders for Monterey Ridge Elementary School
- 504 Authorization to Proceed with Lease-Build Construction Methodology; and Authorization to Negotiate Lease-Build Contracts with Qualified Entities

600 – SUPERINTENDENT’S OFFICE

Revised agenda item E-212(b) and revised attachments to agenda item E-313 (Administrative Procedure Sections 6.90.3 and 6.90.4) were distributed to the Board and Cabinet prior to the meeting.

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, 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 member Jonathan Wong from Mt. Carmel High School reported on events and activities at his school. Due to summer recess, other Student Board Members were not in attendance. Dr. Phillips and Mr. Patapow presented Jonathan with a certificate and small gift in appreciation of his service on the Board during the 2004-2005 school year.

B-2 Recognition and Appreciation of Outstanding Volunteers for 2004-2005

Dr. Jeff Pearson and Kevin Young were recognized for their volunteer efforts during the 2004-2005 school year. Robert Ferguson, Dana Feuling, and Bette Keena were unable to attend.

B-3 (a) Superintendent's Briefing

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

- Agenda item E-212(a), the Certificated Personnel Report, contained the appointment of three new elementary school principals: Ricardo Ceceña at Park Village, Patti Jones at Sunset Hills, and Robin Robinson at Creekside. Rebecca Wardlow has been assigned as the principal of Monterey Ridge. Ricardo Ceceña and Rebecca Wardlow were introduced.
- Last week's graduation of more than 2300 students is a symbol of our college readiness initiative, even if all students are not going to college.
- In a banner year of recognition and grants, seniors earned more than \$8.6 million in scholarships. This includes ten military appointments totaling \$2.2 million.
- Agenda item E-107 was the appointment of parents as Community Advisory Committee members in the area of Special Education.
- At the June 17 Midland "groundbreaking" ceremony, two beams which had been signed by all current Midland students were put into place onsite. Midland should be ready for occupancy Winter 2005-2006.
- Mr. Collins gave a brief update on Prop U/*Building for Success* construction at Midland and Westwood Elementary schools. He said that Mt. Carmel and Poway High schools will be closed for the summer due to major infrastructure work on the sites. For summer school this year, Poway High students will attend Rancho Bernardo High, and Mt. Carmel students will attend Westview High School.
- Mr. Collins discussed the reaction to the increase in Facility Use Fees announced in May. Given the concerns expressed by the community, the implementation of the field use fees will be delayed until January 2006. Beginning January 2006, reduced rates of \$5 per hour will apply, which will increase to \$8.25 per hour for 2007. The field use fees will impact all users, including those using these fields covered by the joint agreement with the City of Poway. Another possibility, which could be considered, is the establishment of a Recreational Facilities Maintenance and Improvement District, which would eliminate the need to charge community groups for the use of facilities and fields.

(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.

(e) Student Awards for Academic Achievement

This was presented as information.

B-4 Presentation of Esquisse Planning for Elementary School #24 Located in the Black Mountain Ranch Development

Jon Baker of NTDSchler presented the architectural plan of the new elementary school.

Agenda item A-2 was not presented earlier in the meeting.

A-2 Report Out of Closed Session

CLOSED SESSION: PUBLIC EMPLOYMENT

Modifications to Employment Contract for Superintendent Don Phillips

CLOSED SESSION: PUBLIC EMPLOYMENT

Modifications to Employment Contract for Deputy Superintendent John Collins

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Case No. GIC823157

Case No. LS-04-02

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION

Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9

Case No. 09-05-1070

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

On motion of Mr. Mangum and second by Mrs. Ranftle, the Board unanimously gave counsel direction to appeal the verdict on Case No. GIC823157.

On motion of Mrs. Ranftle and second by Mrs. Vanderveen, and in accordance with California Education Code Sections 35146, 60850, 60851 and PUSD Board Policy 3.6, the Board reviewed twenty-five California High School Exit Exam waiver requests. These requests are for Special Education students who passed the California High School Exit Exam with modifications as specified in their Individual Education Plans. The Board approved by unanimous vote all twenty-five of these waiver requests.

B-5 Board Member Reports

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

C. PUBLIC COMMENTS

Lynne Baker shared that she is leading an effort for a Cal Trans “Safe Routes to School” grant for the Green Valley area, where there are currently no sidewalks.

Sharon Crawford, Linda Valenzuela, Cathy Jones, Susan Pennington, and Bob Bush voiced their opposition to the increase in classroom and field use fees for scouting and youth sports organizations.

Ed Carboneau expressed concerns regarding the District's response to his request for public records and asked that the District consider using the form for request of public records that is used by the City of Poway.

The Board directed staff to do additional research regarding other alternatives to facilities use fees for presentation to the Board in the fall.

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

D-102 Approval of Revised Board Policy Section 3.24 – Homework, and Administrative Procedure Section 3.24.1

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that revised Board Policy Section 3.24 - Homework, and Administrative Procedure Section 3.24.1, be approved. *Motion carried unanimously, 5-0.*

D-103 Approval of New Board Policy Section 3.42 – Advanced Placement Courses and Grades, and Administrative Procedure Section 3.42.1

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the last paragraph of the policy be amended to read “Any addition or subtraction will be no more than one letter grade. Any consideration of Advanced Placement scores in determining a student’s grade will be limited to that particular Advanced Placement course.” *Motion carried, 4-1.* It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that this amended version of the new Board Policy Section 3.42 – Advanced Placement Courses and Grades, and Administrative Procedure Section 3.42.1, be approved. *Motion carried, 4-1.*

D-301 Public Hearing and Adoption of 2005-2006 Proposed Budget and Approval of Related Criteria and Standards

President Patapow opened a public hearing at 9:07 p.m. to receive comments on this item. Hearing no comments, the public hearing was closed. It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that the 2005-2006 Proposed Budget and Related Criteria and Standards be approved. *Motion carried 4-0. [Mr. McMillan was temporarily absent at the time of the vote.]*

D. ACTION ITEMS

D-101 Public Hearing and Approval of Resolution No. 55-2005 entitled “Sufficiency of Instructional Materials for 2004-2005”

President Patapow opened a public hearing at 9:09 p.m. to receive comments on this item. Hearing no comments, the public hearing was closed. It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that Resolution No. 55-2005, determining the school district has sufficient instructional materials for 2004-2005, be adopted. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, items D-102 and D-103 were considered prior to routine agenda items.

D-104 Ratification of Student Discipline

It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that the action on the recommendations presented regarding Case Nos. 2004-2005.56, 2004-2005.58, 2004-2005.60, 2004-2005.61, 2004-2005.62, 2004-2005.63, 2004-2005.64, and 2004-2005.67 be ratified. *Motion carried unanimously, 5-0.*

D-105 Readmission of Students on Expulsion

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the action on the recommendations presented regarding Case Nos. 2004-2005.24 and 2004-2005.45 be ratified. *Motion carried unanimously, 5-0.*

D-201 Approval of Resolution No. 79-2005 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Following Classified Positions: Instructional Assistant, Music Assistant, Science Laboratory Technician, Student Services Assistant, Student Services Specialist; Corresponding Layoff of Classified Employees”

It was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that Resolution No. 79-2005 be approved as presented. *Motion carried unanimously, 5-0.*

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

D-501 Approval of Name for New Elementary School Located in the Black Mountain Ranch Development

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the Board approve the name Del Sur Elementary School for the new school to be located in the Black Mountain Ranch development. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-115 Proposed Adoption of High School Textbooks – First Reading

This was presented as a first reading, to be presented for action on August 15, 2005.

F-116 Proposed Adoption of Middle School Supplemental Textbooks – First Reading

This was presented as a first reading, to be presented for action on August 15, 2005.

F-117 Proposed Revision of Board Policy Section 3.3 – School Programs, and Administrative Procedure 3.3.3 – Sex Education, Personal Hygiene, Family Life, and Sexually Transmitted Disease Prevention Program – First Reading

This was presented as a first reading, to be presented for action on August 15, 2005.

F-213 Initial Proposal from Service Employees International Union, Local 2028 to the Board of Education

This item was presented for information.

G. INFORMATION ITEMS

G-118 Proposed Revision of Administrative Procedure Section 3.6.1 – High School Graduation Requirements

This was presented as information.

G-214 Participation in United States Department of State, Fulbright Teacher Exchange Program

This item was presented for information.

G-313 Enrollment and Average Daily Attendance (ADA) Report No. 10/2004-05

This report was presented as information only.

H. NEW BUSINESS – BOARD MEMBERS

Mr. Mangum submitted a local newspaper article concerning ‘high tech cheaters’ to Dr. Phillips.

Mr. Mangum asked Dr. Phillips to clarify policy and procedures regarding the role of the Board when hearing various types of appeals.

The placement of the Early Discussion Items within the agenda was clarified, with the sequence being: (A) Preliminary Functions, (B) Reports and Presentations, Early Discussion Items, (C) Public Comments, (D) Action Items, then the remainder of the agenda.

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 9:30 p.m.

Andy Patapow, President

Steve McMillan, Clerk

Donald Phillips, Secretary

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