



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

June 26, 2006

Morning Creek Elementary School

CLOSED SESSION

President Penny Ranftle called the meeting to order at 3:37 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 6:45 p.m., and Board members reconvened in the Morning Creek multipurpose room to begin their regular meeting and relay any reportable 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 7:05 p.m. by President Penny Ranftle.

A-2 Report Out of Closed Session

CLOSED SESSION – PUBLIC EMPLOYEE QUARTERLY PERFORMANCE REVIEW

Title: Superintendent

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN# 313-421-06-00

Agency negotiator: John P. Collins

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

Under negotiating: Potential Real Property Exchange

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - THREATENED LITIGATION:
(EC 54956.9(b)(1))

Name of Case: Williams v. Poway Unified School District - Claim

Name of Case: Bedard v. Poway Unified School District - Claim

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

The Clerk reported the following action taken in Closed Session:

On a motion by Mr. McMillan, and a second from Mr. Mangum, the Board voted unanimously to approve a settlement agreement in the sum of \$215,000 in the matter of Williams v. PUSD.

On the motion of Mr. Mangum, and second by Mr. Patapow, and in accordance with the California Ed Code Sections 35146, 60850, and 60851 and PUSD Board Policy 3.6, the Board reviewed 45 California High School 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 Plan. The Board approved all 45 of these waiver requests.

A-3 Salute to Flag

Students Melissa Segil of Poway High School and Patrick Collins of Adobe Bluffs Elementary School led the salute to the flag.

A-4 Invocation/Inspirational Comments

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

Mrs. Ranftle called for a moment of silence in memory Rancho Bernardo High School senior Vladislava Bendetskaya and Mt. Carmel High School freshman Wesley Schick.

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. Patapow, seconded by Mrs. Vanderveen, that the minutes of the May 15, 2006, Regular Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-8 Approval of Agenda Sequence

F-114 Proposed New Board Policy Section 5.31 – School Wellness Policy – First Reading

D-105 Acceptance of Office of Safe and Drug Free Schools Elementary School Counseling Program Grant

D-301 Public Hearing and Adoption of 2006-2007 Proposed Budget and Approval of Related Criteria and Standards

D-302 Selection and Approval of Name for New Elementary School to be Located in the Santaluz Community

It was moved by Mr. Mangum, seconded by Mr. Patapow, that agenda items F-114, D-105, D-301, and D-302 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-9 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

106 Adoption of New High School Textbooks

107 Approval of Agricultural Vocational Education Incentive Grant Application

108 Approval of 2006-2007 Application for Funding Consolidated Categorical Aid Programs (CCAP)

109 Approval of Nonpublic School/Nonpublic Agency Master Contracts for the 2006-2007 School Year

110 Approval of Agreement for Nonpublic School/Nonpublic Agency Services

111 Approval of Regional Occupational Program (ROP) Master Contract

112 Approval of Representatives to California Interscholastic Federation (CIF) Leagues for 2006-2007 School Year

113 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

204 Approval to Contract with Claim Retention Services for Management of Property and Liability Claims Within the District's Self-Insured Retention Levels

205 Approval of Student Teaching Agreement with Azusa Pacific University

206 Approval of Student Teaching Agreement with the University of Phoenix

- 207 Approval of Position Title and Description for Director I and II of Learning Support Services and Corresponding Salary Schedule Placements
- 208 Approval of Salary Schedule Reallocation of Director of Human Resources
- 209 Approval of Personnel Agreement with San Diego County Office of Education - Claire Norwood
- 210 (a) Approval of Certificated Personnel Report No. 11-2006
- (b) Approval of Classified Personnel Report No. 11-2006

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 304 Approval of Resolution No. 107-2006 entitled “Authorization to Make Temporary Transfers of Special or Restricted Moneys Between District Funds”
- 305 Approval of Resolution No. 103-2006 entitled “Authorization to Complete Flexibility Transfers Pursuant to Assembly Bill 825”
- 306 Approval of Resolution No. 104-2006 entitled “Ratification of Budget Transfers at Close of 2005-2006 School Year”
- 307 Approval/Ratification of Professional Services Report No. 11-2006
- 308 Authorization to Award Bid No. 25B-2006 for Rancho Bernardo High School 2006-2007 Yearbook
- 309 Authorization to Award Bid No. 15B-2006 for Pest Control Services Districtwide
- 310 Authorization to Award Bid No. 16B-2006 for Rancho Bernardo High School Heating, Ventilating, and Air Conditioning (HVAC)
- 311 Ratification of Award of Bid No. 17B-2006 for Roofing at Garden Road Elementary School
- 312 Ratification of Award of Bid No. 18B-2006 for Lighting Repair/Replacement at Rancho Bernardo High and Bernardo Heights Middle Schools
- 313 Award of Bid No. 20B-2006 for Districtwide Carpet/Upholstery Cleaning – Unit Price
- 314 Rejection of Bid No. 11B-2006 for Floor Covering Replacement at Highland Ranch Elementary School
- 315 Authorization to Award Bid No. 26B-2006 for Floor Covering Replacement at Highland Ranch Elementary School
- 316 Authorization to Award Bid No. 27B-2006 for Paving at Administrative Bus Parking Lot
- 317 Award of Bid Nos. 22B-2006 and 23B-2006 for the Purchase of School Buses
- 318 Authorization to Award Bid No. 24B-2006 for the Purchase of Maintenance and Operations Vehicles
- 319 Approval of Resolution No. 105-2006 entitled “Authorization to Purchase Goods and Services for 2006-2007 School Year Through the California Multiple Award Schedule (CMAS) Contract”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Authorization to Award Contract for Bid No. 555-06-001 for Relocation of Modular Buildings, Utility Services, Site Preparation Work, and Paving at Chaparral and Painted Rock Elementary Schools
- 402 Ratification of Award of Contract No. 525-06-006 under Bid No. 500-006-SPR-001 for Swimming Pool Renovation Project at Mt. Carmel High School
- 403 Approval to Reduce Retention to 5 Percent for Able Heating and Air Conditioning, Inc., Advanced Partitions, Inc., dba Advanced Systems, Ahrens Corporation, Alcal Arcade Contracting, Inc., dba Insulcom, Baker Electric, Inc., Casper Concrete Cutting, Inc., Challenger Sheet Metal, Inc., Chambers, Inc., dba Roof Construction, Commercial Furnishings, Inc., Conundrum Construction, Inc., Hudson P. Davis, Inc., dba Davis Mechanical Systems, Dow Diversified, Inc. (Bid Package Nos. 10 and 30), F.S.E., Inc., Grani Installation, Inc., ISEC, Inc., JJJ Floor Covering, Inc., Maximum Demolition, Inc., Pro

- Installations, Inc., dba Spectra Contract Flooring, Rocky Coast Framers, Inc., M.W. Reid, Inc., dba South Bay Welding, Simmons & Wood, Inc., Steven Smith Landscape, Inc., Spooner's Building Products, Standard Drywall, Inc., and Tri City Glass of San Diego, Inc.; and Ratification of Change Orders to Contracts with Able Heating and Air Conditioning, Inc., Advanced Partitions, Inc., dba Advanced Systems, Ahrens Corporation, Baker Electric, Inc., Casper Concrete Cutting, Inc., Challenger Sheet Metal, Inc., Conundrum Construction, Inc., F.S.E., Inc., Hudson P. Davis, dba Davis Mechanical Systems, ISEC, Inc., Rocky Coast Framers, Inc., Romero General Construction Corp., Standard Drywall, Inc., and Tri City Glass of San Diego, Inc., for Additional Services in Phase 2 at Mt. Carmel High School
- 404 Ratification of Change Orders to Contracts with Blazing Industrial Steel, Inc., The Brady Company, Inland Acoustics, Inc., J.G. Tate Fire Protection System, Inc., JJJ Floor Covering, Inc., The McIntyre Company, Neal Electric, Inc., PK Mechanical Systems, Inc., Precision Concrete Construction, Inc., R.J. Lanthier, Inc., Rocky Coast Framers, Inc., Schultz Gephart, Inc., Spooner's Woodworks, Inc., and Whillock Contracting, Inc., for Additional Services in Phase 2 of the Modernization of Poway High School
- 405 Ratification of Changes to Contract No. 517-06-007 with The Augustine Company for Construction of a Music Building at Rancho Bernardo High School due to Unforeseen Conditions
- 406 Ratification of Change Order to Contracts with Solpak, Inc., dba Soltek Pacific, for Additional Services at Tierra Bonita Elementary School
- 407 Ratification of Change Orders to Contracts with Able Heating and Air Conditioning, Inc., Casper Concrete Cutting, Inc., Solpak, Inc., dba Soltek Pacific, for Additional Services at Twin Peaks Middle School
- 408 Ratification of Change Orders to Contracts with Advanced Partitions, Inc., dba Advanced Systems, Astra Coatings, Inc., Filmex, Inc., dba Metropolitan Construction, The McIntyre Company, Rocky Coast Framers, Inc., Romero General Construction Corp., and South Bay Welding, Inc., for Additional Services at Westwood Elementary School
- 409 Acceptance of Projects as Complete and Authorization to File Notices of Completion for Multiple Contracts at Westwood Elementary School
- 410 Ratification of Change Order to Contract with Fordyce Construction for Additional Services at Abraxas High School due to Unforeseen Conditions
- 411 Approval of Increase in Contract Amount with Global Modular, Inc., for Project Costs at Chaparral and Garden Road Elementary Schools
- 412 Authorization to Execute Three First Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Poway High School Buildings B, C, H, Portions of Building K, and Lunch Shelter
- 413 Ratification of Change Orders to Contracts with Advance Plumbing Company, ASR Constructors, The Brady Company, Davis Mechanical, Gould Electric, Inc., International Iron, Interpipe Contracting, Inc., J.G. Tate Fire Protection System, Inc., JJJ Floor Covering, Inc., Murray Cabinet & Fixture, Inc., Nick Pecoraro Painting & Decorating, Inc., Park West Landscape, Inc., Prime Tile, Rocky Coast Framers, Inc., Roof Construction, T.B. Penick & Sons, Inc., The McIntyre Co., Western Bay Sheet Metal & Marine, Inc., and Whillock Contracting, Inc., for Additional Services at Midland Elementary School
- 414 Acceptance of Projects as Complete and Authorization to File Notices of Completion for Multiple Contracts at Midland Elementary School
- 415 Ratification of Award of Bid No. 502-06-040 for General Contractor Complete Modernization of Garden Road Elementary School
- 416 Authorization to Award Contract No. 505-06-040 for Fire Alarm System and All Low Voltage Systems in New Classrooms at Garden Road Elementary School

500 – COMMUNITY FACILITIES DISTRICT

- 503 Approval of Resolution Nos. 77-2006 through 100-2006 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, 11 IA-B, 11 IA-C, 12, 14, and 14 IA-A”
- 504 Authorization to Sign an Agreement with Black Mountain Ranch, LLC, for Grading of the Del Norte High School Site

600 – SUPERINTENDENT’S OFFICE

- 601 Approval of Boundaries for Del Sur Elementary School

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that the items on the consent calendar be approved as presented. *Motion carried unanimously, 5-0.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Member Reports

Student Board member Melissa Segil from Poway High School reported on events and activities at her school. Due to summer recess, other Student Board Members were not in attendance.

B-2 Recognition and Appreciation of Outstanding Volunteers for 2005-2006

Revised agenda item B-2 was distributed to the Board and Cabinet prior to the meeting. President Ranftle and Superintendent Phillips presented crystal apples to Mary Andrews, Kathy Frost, Karen Peterson, and Dick Mason, who were recognized for their volunteer efforts during the 2005-2006 school year.

B-3 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- A recent issue of *San Diego* magazine surveyed San Diego County high schools and all four of PUSD comprehensive high schools are included in the eight top schools of the county.
- President Ranftle and Dr. Phillips recognized Adobe Bluffs and Morning Creek Elementary Schools as 2006 California Distinguished Schools.
- Governor Schwarzenegger visited Westview High School June 16. His budget proposal acknowledges education is more than just test scores and he would like to increase funding for arts, music, well being, and grade 7-12 counseling. Hopefully the Governor’s proposals will come forward in the state budget.
- Deputy Superintendent John Collins gave a brief update on construction at Midland, Garden Road, Monterey Ridge, and Tierra Bonita elementary schools; Twin Peaks Middle School; and Mt. Carmel, Poway, and Rancho Bernardo high schools.
- Mr. Collins introduced John Sturla, recent appointee to the *Building for Success* Citizens’ Oversight Committee.
- Dr. Phillips acknowledged Assistant Superintendent Ann Guinn, who is retiring June 30, and Mrs. Ranftle and Dr. Phillips presented her with roses.

(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 Board Member Reports

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

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

F-114 Proposed New Board Policy Section 5.31 – School Wellness Policy – First Reading

This was presented as a first reading, to be presented for action on August 14, 2006.

D-105 Acceptance of Office of Safe and Drug Free Schools Elementary School Counseling Program Grant

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the Office of Safe and Drug Free Schools Elementary Counseling Program grant be accepted. *Motion carried unanimously, 5-0.*

D-301 Public Hearing and Adoption of 2006-2007 Proposed Budget and Approval of Related Criteria and Standards

President Ranftle opened a public hearing at 8:14 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mrs. Vanderveen, seconded by Mr. McMillan, that the 2006-2007 Proposed Budget and Related Criteria and Standards be approved. *Motion carried unanimously, 5-0.*

D-302 Selection and Approval of Name for New Elementary School to be Located in the Santaluz Community

It was moved by Mr. Patapow that the new elementary school to be located in Santaluz community be named Village Green. There was no second of the motion. After additional discussion, it was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that, after considering the proposed names, the new elementary school to be located in the Santaluz community be named Willow Grove. *Student Board Members voted to approve, 1-0; 4 absent. Motion carried unanimously, 5-0.*

C. PUBLIC COMMENTS

Lindsey Stewart shared her concern about Special Education issues and submitted a newspaper article and letter for distribution to the Board.

Although not wishing to address the Board, Lisa LaMere submitted a letter about renewing teacher contracts to be distributed to the Board.

D. ACTION ITEMS

D-101 Public Hearing and Approval of the Annual Service Plan and Annual Budget Plan for the Special Education Local Plan Area

President Ranftle opened a public hearing at 8:29 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mr. Patapow, seconded by Mr. Mangum, that the Annual Service Plan and Annual Budget Plan be approved. *Motion carried unanimously, 5-0.*

D-102 Ratification of Student Discipline

It was moved by Mr. Mangum, seconded by Mr. Patapow, 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 Number 2005-2006.41, 2005-2006.46, 2005-2006.48, 2005-2006.49, and 2005-2006.50 be ratified. *Motion carried unanimously, 5-0.*

D-103 Ratification of Stipulated Agreements for Student Expulsion

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that the Board of Education approve and ratify the stipulated agreements for expulsion in Case Nos. 2005-2006.35, 2005-2006.42, 2005-2006.43, 2005-2006.44, 2005-2006.47, and 2005-2006.51. *Motion carried unanimously, 5-0.*

D-104 Readmission of Students on Expulsion

It was moved by Mr. McMillan, seconded by Mr. Patapow, that students represented by Case Nos. 2005-2006.03, 2005-2006.12, 2005-2006.21, and an expulsion from a private school be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, D-105 was considered prior to routine agenda items.

D-201 Approval of Resolution No. 106-2006 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Following Classified Position: Student Services Assistant; Corresponding Layoff of Classified Employees”

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that Resolution No. 106-2006 be approved as presented. *Motion carried unanimously, 5-0.*

D-202 Ratification of Collective Bargaining Agreement with Poway Federation of Teachers

It was moved by Mr. Mangum, seconded by Mr. Patapow, that the Board ratify the Collective Bargaining Agreement between the Poway Unified School District and the Poway Federation of Teachers effective July 1, 2006, through June 30, 2008. *Motion carried unanimously, 5-0.*

D-203 Ratification of Compensation and Other Terms of Employment for Association of Poway School Managers-Represented Employees

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the Board ratify the agreement with employees represented by the Association of Poway School Managers. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, D-301 and D-302 were considered prior to routine agenda items.

D-501 Public Hearing and Adoption of Resolution No. 101-2006 entitled “Approval of a Preliminary Environmental Assessment (PEA) for Del Norte High School”

President Ranftle opened a public hearing at 8:38 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that Resolution No. 101-2006, approving the PEA for the high school site, be adopted. *Motion carried unanimously, 5-0.*

D-502 Public Hearing and Adoption of Resolution No. 102-2006 entitled “Approval of a Environmental Impact Report (EIR) for Del Norte High School”

President Ranftle opened a public hearing at 8:42 p.m. to receive public comment. Hearing none, the public hearing was closed. Deputy Superintendent John Collins reported that the EIR was made available to the public from April 10 through May 24, 2006. Subsequently, a joint letter from the U.S. Fish and Wildlife Services and California Department of Fish & Game dated June 16, 2006, was received in Planning on June 20, 2006, 27 days after the close of the Public Review. There was no faxed copy or electronic version of the document received by the District prior to June 20. The District feels that the comments made by the two agencies have been addressed in the Final EIR and within the Environmental Impact Reports for both Black Mountain Ranch and 4S Ranch. The District site is within the boundaries of the Multiple Species Conservation Program for the City (BMR) and the Multiple Species Conservation Program for the County (4S), and both the City and County have approved Subarea Plans and Implementing Agreements under this Natural Community

Conservation Planning program. The biological impacts of the site have, therefore, been mitigated. It was moved by Mr. McMillan, seconded by Mr. Patapow, that Resolution No. 102-2006, adopting the EIR for the construction of Del Norte High School, be adopted. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

As approved in agenda item A-8, F-114 was considered prior to routine agenda items.

F-115 Proposed Adoption of New High School Course – First Reading

This was presented as a first reading, to be presented for action on August 14, 2006.

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

This was presented as a first reading, to be presented for action on August 14, 2006.

F-117 Proposed Adoption of Special Education Supplemental Textbooks – First Reading

This was presented as a first reading, to be presented for action on August 14, 2006.

F-211 Proposed Revision to Board Policy Section 4.402 – Salary Policy – Certificated Management – First Reading

This was presented as a first reading, to be presented for action on August 14, 2006.

F-320 Proposed New Board Policy Section 6.27 and Administrative Procedure Section 6.27.1 – Storm Water Management Plan – First Reading

This was presented as a first reading, to be presented for action on August 14, 2006.

G. INFORMATION ITEMS

G-321 Enrollment Report Nos. 9/2005-06 and 10/2005-06

These reports were presented as information only.

H. NEW BUSINESS – BOARD MEMBERS

Mr. Mangum stated that he had received an email from John McIver, Chair of Poway Family Focus Night for next year, inquiring if the District will support scheduling the next family focus night on the third Monday of May 2007. Mr. Mangum requested staff look at the prospective date as it relates to the testing schedule.

I. CORRESPONDENCE

There was no business discussed under this item.

J. CLOSED SESSION

There were no additional items discussed in Closed Session.

K. ADJOURNMENT

The meeting was adjourned at 8:54 p.m.

Penny Ranftle, President

Linda Vanderveen, Clerk