



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

September 11, 2006
Morning Creek Elementary School

CLOSED SESSION

President Penny Ranftle called the meeting to order at 4:46 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. Steve McMillan joined closed session at 4:55 p.m. The closed session was adjourned at 6:17 p.m., and Board members reconvened in the Morning Creek multipurpose room for the presentation prior to the regular meeting and to relay any reportable action taken during closed session.

PUBLIC PRESENTATION AND DISCUSSION WITH THE BOARD OF EDUCATION

At 6:26 p.m., Bill Chiment introduced Bob Guerrero, Director of Personnel Commission, and Todd Gutschow, Personnel Commissioner, who presented the Strategic Plan of the Personnel Commission and its plan to improve meeting the needs of the District community. The presentation concluded at 6:50 p.m.

REGULAR MEETING

A. PRELIMINARY FUNCTIONS

A-1 Reconvene / Call to Order

The regular meeting of the Board of Education was called to order at 7:02 p.m. by President Penny Ranftle.

A-2 Report Out of Closed Session

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 negotiations: Potential Real Property Exchange

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

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

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION

(Subdivision (a) of Government Code Section 54956.9)

Name of Case: Silva v. Poway Unified School District

Case No. GIC 826335

There was no reportable action taken in closed session.

A-3 Salute to Flag

Mt. Carmel High School junior Erica Duncan led the salute to the flag.

A-4 Invocation/Inspirational Comments

Inspirational comments for the evening were made by Mr. Patapow, who called for a moment of silence in memory of the victims of 9/11.

A-5 Members in Attendance

All Board members were in attendance.

A-6 Welcome to Public

Mr. McMillan 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 August 14, 2006, Regular Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-8 Approval of Agenda Sequence

- D-301 Certification of the 2005-2006 Unaudited Actual Financial Report Fund Balances
- D-601 Approval of Resolution No. 16-2007 entitled "Support of Proposition 1D, the Kindergarten-University Public Education Facilities Bond Act of 2006"

It was moved by Mr. Patapow, seconded by Mr. McMillan, that agenda items D-301 and D-601 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-9 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 103 Adoption of New High School Course
- 104 Adoption of High School Textbooks
- 105 Renewal of Contract with Northwest Evaluation Association (NWEA) in Conjunction with the Use of Measuring Academic Progress (MAPs)
- 106 Approval of Educational Services for Expelled Students
- 107 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 108 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 203 Approval of Extension of the Superintendent's Employment Agreement
- 204 Approval of Extension and Modification of the Deputy Superintendent's Employment Agreement
- 205 Approval of Personnel Agreement with the San Diego County Office of Education – Charmaine Lawson
- 206 Approval of Revised Class Description and Reallocation – Human Resource Technician (Confidential)
- 207 Approval of Revised Class Description – Program Aide – ESS/ASES
- 208 Approval of Revised Class Description and Reallocation – Planning Technician
- 209 Approval of Revised Board Policy Section 4.407 – Sick Leave - Management
- 210 Approval of Resolution No. 15-2007 entitled "Notice of Withdrawal from Schools Excess Liability Fund JPA"
- 211 (a) Approval of Certificated Personnel Report No. 02-2007
- (b) Approval of Classified Personnel Report No. 02-2007

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of Resolution No. 11-2007 entitled "Authorization to Establish a District Standard for a Wireless LAN System with Aruba Networks, Inc."

- 304 Approval of Resolution No. 12-2007 entitled “Authorization to Purchase Office and Classroom Supplies Awarded by Oakland Unified School District Bid. No. 06-07/01”
- 305 Approval of Resolution No. 13-2007 entitled “Authorization to Purchase Office and Classroom Supplies Awarded by San Diego Unified School District Bid. No. 56-82-13”
- 306 Approval of Resolution No. 14-2007 entitled “Certification of the Actual Appropriation Limit for 2005-2006 and Adoption of the 2006-2007 Gann Limit”
- 307 Award of Bid No. 3B-2007 for Purchase of Delivery Truck Vehicles
- 308 Approval/Ratification of 2006-2007 Operations Application for K-3 Class Size Reduction Program
- 309 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- 310 Approval/Ratification of Professional Services Report No. 02-2007
- 311 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Order to Contract with Solpac, Inc., dba Soltek Pacific, for Additional Services at Garden Road Elementary School
- 402 Ratification of Change Orders to Contracts with Able Heating & Air Conditioning, Inc., Casper Concrete Cutting, Inc., Echo Pacific Construction, Inc., Fordyce Construction, Inc., Hugo Alonso, Inc., Service Electrical Systems, Inc., Solpak, Inc., dba Soltek Pacific, and Spooner’s Building Products for Additional Services at Twin Peaks Middle School
- 403 Ratification of Change Orders to Contracts with Baker Electric, Inc., Casper Concrete Cutting, Inc., JJJ Floor Covering, Inc., Magnesite Specialties, Inc., Simmons & Wood, Inc., Southwest General Contractors, Inc., and Steven Smith Landscape, Inc., for Additional Services in the Modernization of Mt. Carmel High School
- 404 Ratification of Change Orders to Contracts with A and B Landscaping, Blazing Industrial Steel, Inc., The Brady Company, Hugo Alonso, Inc., Inland Acoustics, Inc., JJJ Floor Covering, Inc., R.J. Lanthier, Inc., The McIntyre Company, Mirstone Plastering, Inc., Neal Electric, Inc., New Dimension Masonry, Inc., Perfection Glass, Inc., Precision Concrete Construction, Inc., Schultz Gephart, Inc., Spooner’s Woodworks, Inc., Whillock Contracting, Inc., and J.P. Witherow Roofing Company for Additional Services in Phase 2 of the Modernization of Poway High School
- 405 Ratification of Change Order to Contract No. 503-06-005 with Echo Pacific Construction, Inc., for Demotion of Phase 3B Buildings at Poway High School
- 406 Ratification of Change Orders to Contracts with Able Heating and Air Conditioning, Inc., Strelic Plumbing, Inc., dba Advanced Plumbing Company, Baker Electric, Inc., and Solpac, Inc., dba Soltek Pacific, for Additional Services at Tierra Bonita Elementary School

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

- 602 Approval of Resolution No. 17-2007 entitled “Resolution Excusing Member Vanderveen”

Mr. McMillan declared his intent to abstain from the vote on E-211. Mrs. Vanderveen declared her intent to abstain from the vote on items E-404 and E-602. Mr. Mangum asked that item E-210 be pulled for discussion. It was moved by Mr. McMillan, seconded by Mr. Mangum, that, with the exception of item E-210, the items on the consent calendar be approved with the intents to abstain noted. *Motion carried unanimously, 5-0.* Item E-211 was approved *4-0, Member McMillan abstained.* Items E-404 and E-602 were approved *4-0, Member Vanderveen abstained.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Member Reports

Student Board members Michelle Kim from Rancho Bernardo High School, Melissa Segil from Poway High School, Alyssa Council from Abraxas High School, Annie Ling from Mt. Carmel High School, and Marie Shimansky from Westview High School reported on events and activities at their respective schools.

B-2 (a) Superintendent's Briefing

The following updates on current issues and events were presented:

- Dr. Rick Beach, Board Member of Classroom of the Future Foundation, and Todd Gutschow, Chair of the Classroom of the Future Foundation, presented a check to Lynne Harvey for the Innovation in Education Award, specifically the Inspire Award for Falcon Watch submitted by Rolling Hills Elementary School.
- Irene Frank, Director of Partners in Education, presented a check to Deputy Superintendent John Collins from the PUSD Education Foundation for \$168,000 which represents funds raised during the 2005-2006 school year.
- Deputy Superintendent John Collins introduced Fred Sanford, member of the Citizens' Oversight Committee, who was present at the meeting.
- Mr. Collins gave a brief update on construction at Poway, Mt. Carmel, and Rancho Bernardo high schools, Twin Peaks Middle School, and Tierra Bonita, Garden Road, Chaparral, Painted Rock, and Monterey Ridge elementary schools.
- Mr. Collins and Dr. Phillips discussed the *Building for Success* budget, which has been impacted by soaring construction costs and unforeseen conditions at the older school sites. To ensure that the 24 campuses listed in Proposition U bond have significant renovations, the District is reviewing the current plans for each school in the program. Additionally, the District is exploring possible additional funding sources to support the overall program.

(b) Student Recognition

Student accomplishments and awards received were recognized.

(c) Staff Recognition

Accomplishments and awards earned by staff members were recognized.

Agenda item B-3 was included as the third item under B-2(a).

B-3 Year-End Report of College Bound San Diego

Martha Parham, Director of Alternative Programs, introduced Marsha Dodson and Dr. Darlene Willis, who reported on the achievements of College Bound San Diego during the past year.

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.*

D-301 Certification of the 2005-2006 Unaudited Actual Financial Report Fund Balance

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the Board certify the 2005-2006 unaudited actual fund balances. *Motion carried unanimously, 5-0.*

D-601 Approval of Resolution No. 16-2007 entitled “Support of Proposition 1D, the Kindergarten-University Public Education Facilities Bond Act of 2006”

It was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that Resolution No. 16-2007, supporting Proposition 1D on the November ballot, be approved. *Motion carried unanimously, 5-0.*

C. PUBLIC COMMENTS

Karen Hermesen shared her concern about the landscaping on the hillside behind Monterey Ridge Elementary School.

Connie Messina voiced her objection to more affordable housing projects being built within the enrollment boundaries of Valley Elementary School.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, 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. 2005-2006.56 and 2006-2007.01 be ratified. *Motion carried unanimously, 5-0.*

D-102 Readmission of Students on Expulsion

It was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that students represented by Case Nos. 2004-2005.37, 2004-2005.40 2004-2005.58, 2004-2005.81, 2005-2006.08, 2005-2006.09, 2005-2006.19, 2005-2006.24, and 2005-2006.37 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

D-201 Ratification of Compensation for Non-Represented Employees – Board Policy 4.318

It was moved by Mr. Patapow, seconded by Mr. McMillan, that the Board ratify the compensation increase for non-represented employees (Noon Duty Supervisors, student workers, Crossing Guards) effective September 1, 2006. *Motion carried unanimously, 5-0.*

D-202 Ratification of Collective Bargaining Agreement with Service Employees International Union, Local 2028

Mr. Chiment introduced Tom Farrell, SEIU President, and Greg Franzen, Director of Human Resources, who were enormously involved in the negotiations process. It was moved by Mr. McMillan, seconded by Mr. Mangum, that the Board ratify the Collective Bargaining Agreement between the Poway Unified School District and the Service Employees International Union, Local 2028, effective July 1, 2006, through June 30, 2008. *Motion carried unanimously, 5-0.*

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

D-302 Public Hearing and Adoption of Resolution No. 10-2007 entitled “Dedication of an Easement to the City of San Diego at Del Norte High School”

President Ranftle opened a public hearing at 8:45 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. 10-2007, dedicating an electrical easement and a right-of-way easement to the City of San Diego at Del Norte High School, be approved. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, D-601 was considered prior to routine agenda items.

As noted in agenda item A-9, E-210 was pulled for discussion.

E. CONSENT ITEMS

E-210 Approval of Resolution No. 15-2007 entitled “Notice of Withdrawal from Schools Excess Liability Fund”

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the Board approve Resolution No. 15-2007 entitled “Notice of Withdrawal from Schools Excess Liability Fund JPA.” *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

There were no First Reading items.

G. INFORMATION ITEMS

G-109 Annual Mandated Screening Report

This report was presented as information.

H. NEW BUSINESS – BOARD MEMBERS

There was no business discussed under this item.

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 8:50 p.m.

Penny Ranftle, President

Linda Vanderveen, Clerk

Donald Phillips, Secretary

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