



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

March 12, 2007
Morning Creek Elementary School

CLOSED SESSION

President Jeff Mangum called the meeting to order at 6:03 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 6:46 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 7:02 p.m. by President Jeff Mangum.

A-2 Report Out of Closed Session

CLOSED SESSION: PUBLIC EMPLOYEES: Discipline / Dismissal / Release / Non-Reelection / Resignation

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Subdivision (a)(1) of Section 54956.9)

Case No. GIC 826335

Case No. LS-0410

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

Clerk Andy Patapow reported that “This evening in closed session the Board voted unanimously to release three elementary assistant principals from their administrative positions as Elementary School Assistant Principal effective June 30, 2007. This action is necessary based upon uncertain enrollments at the elementary level. Also in closed session, the Board voted unanimously to approve the mutual release of all claims and settlement of GIC 826335.”

“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 36 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 each of the 36 waiver requests.”

There was no other reportable action taken in closed session.

A-3 Salute to Flag

James Vipatapat, a ninth grader from Westview High School, led the salute to the flag.

A-4 Invocation/Inspirational Comments

Inspirational comments for the evening were made by Mr. Mangum.

A-5 Members in Attendance

All Board members were in attendance.

A-6 Welcome to Public

Mr. Gutschow 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 Mr. Gutschow, that the minutes of the February 12, 2007, Regular Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-8 Approval of Agenda Sequence

D-501 Public Hearing and Approval of Resolution No. 51-2007 entitled “Forming and Establishing the Poway Unified School District Community Facilities District No. 13 (The Lakes) and Authorizing Submittal of the Levy of Special Taxes Within Such Community Facilities District to the Qualified Electors of Such Community Facilities District”

D-502 Public Hearing and Approval of Resolution No. 52-2007 entitled “Declaring the Necessity to Incur Bonded Indebtedness, Submitting to the Qualified Electors of the Poway Unified School District Community Facilities District No. 13 (The Lakes) Propositions to Authorize the Levy of Special Taxes Within Such Community Facilities District, To Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to Pay for Certain School Facilities in Such Community Facilities District, and a Proposition to Establish an Appropriations Limit for Such Community Facilities District, and Giving Notice Thereof”

D-503 Approval of Resolution No. 53-2007 entitled “Declaring the Results of a Special Election in Community Facilities District No. 13 (The Lakes)”

F-111 Proposed Adoption of New High School Courses – First Reading

D-301 Approval and Certification of Second Interim Financial Report and Approval of Resolution No. 50-2007 entitled “Authorization to Revise the 2006-2007 Budget as Reflected in the Second Interim Financial Report”

F-602 Ongoing Board/Community Communication

Deputy Superintendent John Collins requested that agenda item F-505 be brought forward to follow item D-503 to accommodate the time of counsel who was present at the meeting. It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that agenda items D-501, D-502, D-503, F-505, F-111, D-301, and F-602 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-9 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

104 Adoption of Elementary Textbook

105 Adoption of High School Textbook

106 Adoption of New High School Courses

107 Adoption of Supplemental Textbooks

108 Approval of Agreement for Nonpublic School/Nonpublic Agency Services

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

110 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

201 Approval of Resolution No. 48-2207 entitled “Authorization to Teach Out of Major or Minor Fields”

- 202 Approval of Substitute Teacher Rates of Pay for Long-Term Assignments
- 203 (a) Approval of Certificated Personnel Report No. 08-2007
- (b) Approval of Classified Personnel Report No. 08-2007

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 304 Approval/Ratification of Professional Services Report No. 08-2007
- 305 Authorization to Award RFP 2P-2007 Contract for Independent Audit Services for Fiscal Years 2007 and 2008
- 306 Authorization to Award Contract for Heating, Ventilation, and Air Conditioning (HVAC) System Replacement at Rancho Bernardo High School
- 307 Authorization to Sign Contract with InterSchola to Electronically Sell Surplus Equipment

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Orders to Contracts with Hugo Alonso, Inc., PK Mechanical, Inc., Spooner Woodworks, Inc., and J.P. Witherow Roofing Co. for Additional Services in Phase 2 of the Modernization of Poway High School
- 402 Acceptance of Project as Complete and Authorization to File a Notice of Completion for Contract No. 504-07-001 with Built Pacific, Inc., for Separation, Demolition, Transport, Utility and Site Preparation, and Installation of Temporary Classrooms/Portable Buildings at Various School Sites
- 403 Rejection of Bid No. 500-07-020.001 Associated with the Award of Contract No. 500-07-020 for the Purchase and Installation of Twelve (12) Permanent Modular Classrooms at Meadowbrook Middle School
- 404 Award of Bid No. 503-07-001 for Installation of Concrete Paving, Shade Shelter, and Playground Equipment at Twin Peaks Middle School and Tierra Bonita Elementary School
- 405 Acceptance of Project as Complete and Authorization to File a Notice of Completion on the Contract with The Augustine Company for Construction of the Rancho Bernardo High School Music Building
- 406 Approval to Reduce Retention to 5 Percent for Peltzer Plumbing, Inc., and Southwest General Contractors, Inc.; and Ratification of Change Orders to Contracts with Baker Electric, Inc., Casper Concrete Cutting, Inc., ISEC, Inc., Rocky Coast Framers, Inc., Southwest General Contractors, Inc., and Western Bay Sheet Metal & Marine, Inc., for Additional Services in Phase 3 of the Modernization of Mt. Carmel High School
- 407 Ratification of Change Orders to Contracts with Brady Company San Diego, Inc., Echo Pacific Construction, Inc., Lozano Caseworks, Inc., Service Electrical Systems, Inc., Solpac, Inc., dba Soltek Pacific, and Spooner's Building Products for Additional Services at Twin Peaks Middle School
- 408 Authorization to Award Bid No. 505-07-006 to Install Operable Wall Partitions at the Performing Arts Building at Mt. Carmel High School
- 409 Ratification of Change Orders to Contract No. 555-06-001 with The Augustine Company for Relocation of Modular Buildings, Utility Services, Site Preparation Work, and Paving at Chaparral and Painted Rock Elementary Schools

500 – COMMUNITY FACILITIES DISTRICT

- 504 Approval of Resolution No. 54-2007 entitled “Approving the Form of a School Impact Mitigation Agreement By and Between the Poway Unified School District and LaSalle Bank, N.A. (Community Facilities District No. 13 – The Lakes)”

600 – SUPERINTENDENT’S OFFICE

Revised agenda item E-204(a) was distributed to the Board and Cabinet prior to the beginning of the meeting. Mrs. Vanderveen declared her intent to abstain from the vote on item E-407. It was moved by Mr. Gutschow, seconded by Mrs. Ranftle, that the items on the consent calendar be approved with the intent to abstain noted for item E-407. *Motion carried unanimously, 5-0.* Item E-407 was approved *4-0, Member Vanderveen abstained.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Member Reports

Student Board members Marie Shimansky from Westview High School, Theresa Gallego from Rancho Bernardo High School, Matt Roberts from Poway High School, Annie Ling from Mt. Carmel High School, and Kiersten Bibel from Abraxas 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:

- Poway High School students received 22 Gold Medals in the Region 6 Vocational Industrial Clubs of America Skills USA competition and will continue on to the State competition in April.
- Twenty-five PUSD high school seniors are 2006-2007 National Merit Scholarship Finalists.
- On March 8, the PUSD Board of Education was honored at the California Middle Grades Alliance Appreciation and Recognition luncheon because of its leadership in providing policy, resources, and support, and fostering positive and productive middle grades learning environments for students and staff.
- NTD/Stichler and PUSD were recognized in Sacramento for the 2007 Leroy F. Green Design Award, and received the Award of Honor for Modernization/Reconstruction for Westwood Elementary School.
- Deputy Superintendent John Collins gave a brief update on construction at Mt. Carmel, Poway and Del Norte high schools.

(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-3 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-501 Public Hearing and Approval of Resolution No. 51-2007 entitled “Forming and Establishing the Poway Unified School District Community Facilities District No. 13 (The Lakes) and Authorizing Submittal of the Levy of Special Taxes Within Such Community Facilities District to the Qualified Electors of Such Community Facilities District”

D-502 Public Hearing and Approval of Resolution No. 52-2007 entitled “Declaring the Necessity to Incur Bonded Indebtedness, Submitting to the Qualified Electors of the Poway Unified School District Community Facilities District No. 13 (The Lakes) Propositions to Authorize the Levy of Special Taxes Within Such Community Facilities District, To Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to Pay for Certain School Facilities in Such Community Facilities District, and a Proposition to Establish an Appropriations Limit for Such Community Facilities District, and Giving Notice Thereof”

President Mangum opened a public hearing at 7:44 p.m. to receive public comment on agenda items D-501 and D-502. Hearing none, the public hearing was closed. It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that Resolution No. 51-2007, with respect to the proposed Community Facilities District No. 13 (The Lakes), be approved. *Motion carried unanimously, 5-0.* It was moved by Mr. Patapow, seconded by Mr. Gutschow, that Resolution No. 52-2007, with respect to the proposed Community Facilities District No. 13 (The Lakes), be approved. *Motion carried unanimously, 5-0.*

D-503 Approval of Resolution No. 53-2007 entitled “Declaring the Results of a Special Election in Community Facilities District No. 13 (The Lakes)”

It was moved by Mrs. Ranftle, seconded by Mr. Patapow, that Resolution No. 53-2007, with respect to Community Facilities District No. 13 (The Lakes), be approved. *Motion carried unanimously, 5-0.*

F-505 First Reading of Ordinance No. 2007-01 entitled “Authorizing the Levy of Special Taxes in Community Facilities District No. 13 (The Lakes)”

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, to introduce and waive the first reading of Ordinance No. 2007-01, with respect to Community Facilities District No. 13 (The Lakes), prior to final consideration at the Board’s regular April 10, 2007, meeting. *Motion carried unanimously, 5-0.*

F-111 Proposed Adoption of New High School Courses – First Reading

Assistant Superintendent Mel Robertson presented additional information about how the proposed Expository Reading and Writing course strengthens the college readiness efforts. This was presented as a first reading, to be presented for action on April 10, 2007.

D-301 Approval and Certification of Second Interim Financial Report and Approval of Resolution No. 50-2007 entitled “Authorization to Revise the 2006-2007 Budget as Reflected in the Second Interim Financial Report”

It was moved by Mrs. Ranftle, seconded by Mr. Patapow, that Resolution No. 50-2007 be approved, revising the 2006-2007 interim budget for the General Fund as represented on the Second Interim Report, and certifying to the County Superintendent of Schools that the District will meet its fiscal obligations in the 2006-2007 fiscal year and the two subsequent fiscal years. *Motion carried unanimously, 5-0.*

F-602 Ongoing Board/Community Communication

The Board discussed improving and expanding avenues of communication with students, parents, staff, and community. Existing forms of communication will be continued. Suggestions included developing a web-based districtwide master calendar of events and a letter from the Board at the beginning of the school year informing the principals, PTAs, and site foundations that Board members are available to attend meetings when invited. The Board would like to receive copies of student newspapers.

C. PUBLIC COMMENTS

There were no public comments.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

It was moved by Mr. Patapow, seconded by Mr. Gutschow, 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. 2006-2007.30 and 2006-2007.31 be ratified. *Motion carried unanimously, 5-0.*

D-102 Ratification of Stipulated Agreement for Student Expulsion

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that the Board of Education approve and ratify the stipulated agreement for expulsion in Case Number 2006-2007.29. *Motion carried unanimously, 5-0.*

D-103 Readmission of Student on Expulsion

It was moved by Mr. Gutschow, seconded by Mr. Patapow, that the student represented by Case Number 2005-2006.15 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

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

D-302 Ratification of Award of Bid No. 1B-2007 for a District Wide Area Network Upgrade

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the award of Bid No. 1B-2007 to AT&T Global Service for a District wide area network infrastructure upgrade and high speed network service, be ratified. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, D-501, D-502, and D-503 were considered prior to routine agenda items.

D-601 Approval of Resolution No. 42-2007 entitled "Opposition to SB 806 (Hollingsworth), San Diego County School Property Tax Shift for Regional Fire Protection"

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that Resolution No. 42-2007, opposing the proposal to shift San Diego County school property tax revenues to fund regional fire protection, be approved. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

As approved in agenda item A-8, F-111 was considered prior to routine agenda items.

F-112 Proposed Adoption of Middle School Textbooks – First Reading

This was presented as a first reading, to be presented for action on April 10, 2007.

As approved in agenda item A-8, F-505 and F-602 were considered prior to routine agenda items.

G. INFORMATION ITEMS

G-308 Enrollment Report No. 6/2006-2007

This report was presented as information only.

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 8:53 p.m.

Jeff Mangum, President

Andy Patapow, Clerk

Donald Phillips, Secretary

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