



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

April 10, 2007
Morning Creek Elementary School

CLOSED SESSION

President Jeff Mangum called the meeting to order at 4:45 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. Mrs. Vanderveen joined closed session at 4:53 p.m. The closed session was adjourned at 6:04 p.m., and Board members reconvened in the Morning Creek multipurpose room for the presentation, meeting of the Board of Directors of the PUSD Public Financing Authority, and their regular meeting and relay any reportable action taken during closed session.

PUBLIC PRESENTATION AND DISCUSSION WITH THE BOARD OF EDUCATION

At 6:13 p.m. Ray Wilson, Executive Director of Assessment and Accountability, presented highlights from the 2006-2007 State of the District Report, primarily focusing on student achievement. The report will be available on the District website before the end of April. The presentation concluded at 6:50 p.m.

**MEETING OF THE BOARD OF DIRECTORS OF THE POWAY UNIFIED SCHOOL DISTRICT
PUBLIC FINANCING AUTHORITY**

President Mangum called the meeting of the Board of Directors of the Poway Unified School District Public Financing Authority to order at 6:50 p.m. In addition to the PUSD Board of Education, Superintendent Don Phillips and Deputy Superintendent John Collins are members of the Board of Directors.

A. PUBLIC COMMENT

There were no public comments.

B. ACTION ITEM

B-1 Approval of Resolution No. 64-2007 entitled “Authorizing and Providing for the Issuance of Revenue Bonds, Approving the Form of an Indenture of Trust, Bond Purchase Agreement, Special Tax Bonds Purchase Contract, Funding Allocation Agreement, Preliminary Official Statement, Continuing Disclosure Agreement, and Other Documents, and Authorizing Certain Actions in Connection with the Issuance of Such Revenue Bonds by the Poway Unified School District Public Financing Authority (Authority)”

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that Resolution No. 64-2007, with respect to the proposed issuance of revenue bonds by the Poway Unified School District Public Financing Authority (Authority), be approved. *Motion carried unanimously, 7-0.*

C. ADJOURNMENT

The meeting of the Board of Directors of the PUSD Public Financing Authority adjourned at 6:56 p.m.

REGULAR MEETING OF THE BOARD OF EDUCATION

A. PRELIMINARY FUNCTIONS

A-1 Reconvene / Call to Order

The regular meeting of the Board of Education was called to order at 7:03 p.m. by President Jeff Mangum.

A-2 Report Out of Closed Session

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - THREATENED 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:
Significant exposure to litigation pursuant to subdivision (a) of Government Code Section 54956.9
Case No. LS-06-03

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: APN# 274-840-06-00
Agency negotiator: John P. Collins
Negotiating parties: PUSD, CB Richard Ellis, Inc., and Will Gustafson
Under negotiations: Potential Real Property Exchange

CLOSED SESSION: PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE

Clerk Patapow reported that in closed session “the Board of Education voted unanimously to approve a claim filed pursuant to Government Code Section 900. The final approval of the claim will be determined by the Superior Court.”

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Five members of Boy Scout Troop 682 led the salute to the flag.

A-4 Invocation/Inspirational Comments

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

Mr. Mangum called for a moment of silence in memory of Jonathan Vassiliadis, Bernardo Heights eighth grader.

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

A-8 Approval of Agenda Sequence

D-501 Approval of Resolution No. 65-2007 entitled “Authorizing and Providing for the Issuance of Special Tax Bonds of Poway Unified School District Community Facilities District Nos. 2, 4, 8, 9, 10, and 12, Approving the Form of Bond Indentures, Bond Purchase Agreement, Special Tax Bond Purchase Contract, Preliminary Official Statement, Continuing Disclosure Agreement, Funding Allocation Agreement, and Other Documents, and Authorizing Certain Actions in Connection with the Issuance of Such Bonds”

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that agenda item D-501 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 New High School Courses
- 105 Adoption of Middle School Textbooks
- 106 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 107 Approval/Ratification of Out-of-State Field Trips
- 108 Approval of Renewal Request for Independent Study Waiver
- 109 Adoption of District Library Plan
- 110 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 202 Approval of Resolution No. 59-2007 entitled “Acknowledgement of National PTA Teacher Appreciation Week”
- 203 Approval of Personnel Agreement with the San Diego County Office of Education – Charmaine Lawson
- 204 Approval of Personnel Agreement with the San Diego County Office of Education – Kimberlie Rens
- 205 Approval of Resolution No. 55-2007 entitled “Authorization of Tax-Sheltered Annuities for Employees”
- 206 (a) Approval of Certificated Personnel Report No. 09-2007
(b) Approval of Classified Personnel Report No. 09-2007

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of Resolution No. 58-2007 entitled “Authorization to Increase the Revolving Cash Fund”
- 304 Approval/Ratification of Professional Services Report No. 09-2007
- 305 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 306 Approval of 2007-2008 Outdoor Education Program Agreement
- 307 Approval of 2007-2008 Marine Science Floating Laboratory Field Trip Agreement
- 308 Approval of Monthly Budget Revisions
- 309 Approval of Resolution No. 56-2007 entitled “Observance of Child Nutrition Employee Recognition Week”
- 310 Approval of Resolution No. 62-2007 entitled “Recognition of School Bus Drivers’ Day”
- 311 Approval of Resolution No. 61-2007 Entitled “Declaration of Intention to Dedicate An Easement to the City of San Diego at the Proposed Black Mountain Ranch Northern Middle School Site”
- 312 Approval of Resolution No. 63-2007 entitled “Support for the San Diego Air Pollution Control District 2006 Lower-Emission School Bus Program”
- 313 Authorization to Award Contract for Flooring at Various Sites

- 314 Authorization to Award Contract for Paving at Various Sites
- 315 Award of Bid No. 4B-2007 for Transportation Inspection and Global Positioning System (GPS)

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Order No. 5 to Contract with Solpac, Inc., dba Soltek Pacific, for Modernization of Garden Road Elementary School
- 402 Authorization to Issue a Notice to Proceed to Echo Pacific Construction for Modernization of Painted Rock Elementary School
- 403 Ratification of Change Orders to Contracts with Neal Electric Corp., dba Nealectric, Inc., PK Mechanical Systems, Inc., and Spooner’s Woodworks, Inc., for Additional Services in Phase 2 of the Modernization of Poway High School
- 404 Acceptance of Project as Complete and Authorization to File Notices of Completion on Contracts with J.P. Witherow Roofing Company and Hugo Alonso Painting, Inc., for Work at Poway High School
- 405 Ratification of Change Orders to Contracts with Able Heating & Air Conditioning, Inc., Baker Electric, Inc., Solpac, Inc., dba Soltek Pacific, and Strelic Plumbing, Inc., dba Advanced Plumbing Company, for Additional Services at Tierra Bonita Elementary School
- 406 Authorization to Award Bids for Modernization of Los Peñasquitos Elementary School
- 407 Ratification of Change Orders to Contracts with Able Heating & Air Conditioning, Inc., Brady Company San Diego, Inc., Casper Concrete Cutting, Inc., Fordyce Construction, Inc., Grani Installation, Inc., Hugo Alonso, Inc., Lozano Caseworks, Inc., Service Electrical Systems, Inc., Solpac, Inc., dba Soltek Pacific, Spooner's Building Products, Stratton Specialty Coatings, and Taylor Construction for Additional Services at Twin Peaks Middle School
- 408 Ratification of Change Orders to Contracts with AMS America, Inc., dba Southcoast Heating and Air, Brady Company San Diego, Inc., Rocky Coast Framers, Inc., South Bay Welding, Inc., Southwest General Contractors, Inc., Steven Smith Landscape, Inc., and Western Bay Sheet Metal & Marine, Inc., for Additional Services in Phase 3 of the Modernization of Mt. Carmel High School
- 409 Award of Bid No. 505-07-006 to Install Operable Wall Partitions in the Performing Arts Building at Mt. Carmel High School
- 410 Authorization to Award Bids for Upgrades to Playgrounds at Various Elementary Schools
- 411 Authorization to Award Bids for Upgrades to Technology Systems at Various Schools
- 412 Authorization to Award Contract for Air Conditioning Replacement at Twin Peaks Middle School

500 – COMMUNITY FACILITIES DISTRICT

- 502 Approval of Ordinance No. 2007-01 entitled “Authorizing the Levy of Special Taxes in Community Facilities District No. 13 (The Lakes)”
- 503 Approval of Resolution No. 66-2007 entitled “Adopting the Form of a Second Amendment to School Site Transfer Agreement and Escrow Instructions By and Between the Poway Unified School District and Black Mountain Ranch LLC”
- 504 Approval of Resolution No. 67-2007 entitled “Consenting to the Conveyance of Real Property to the Poway Unified School District (Black Mountain Ranch Northern Elementary School Site)”
- 505 Authorization to Issue a Notice to Proceed to Douglas E. Barnhart for Del Norte High School

600 – SUPERINTENDENT’S OFFICE

Revised agenda items E-107 and E-206(a) were distributed to the Board and Cabinet prior to the beginning of the meeting. Mrs. Vanderveen asked that item E-109 be pulled for discussion. Deputy

Superintendent John Collins asked that agenda item E-315 be removed from the consent calendar, to be brought back at a future meeting. It was moved by Mr. Gutschow, seconded by Mr. Patapow, that, with the exception of E-109 and E-315, items on the consent calendar be approved as presented. *Motion carried unanimously, 5-0.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEM

B-1 Student Board Member Reports

Student Board members Annie Ling from Mt. Carmel High School, Matt Roberts from Poway High School, Abby Harrington from Rancho Bernardo High School, and Marie Shimansky from Westview High School reported on events and activities at their respective schools. Kiersten Bibel from Abraxas High School was not in attendance because her school site is on break.

B-2 Poway Unified School District Teachers of the Year 2007-2008: Barbara Fletcher, Lynne Harvey, Sarah Woolley

President Mangum and Dr. Phillips introduced and presented plaques to District Teachers of the Year Lynne Harvey and Sarah Woolley. Teacher of the Year Barbara Fletcher was unable to attend the meeting.

B-3 (a) Superintendent's Briefing

The following updates on current issues and events were presented:

- Deer Canyon, Los Peñasquitos, Rolling Hills, and Sundance Elementary Schools received 10/10 Similar School rankings. Los Peñasquitos and Rolling Hills Elementary Schools were recognized for being consistent high-performing schools (five years of achieving scores of 8 to 10). Canyon View Elementary School and Black Mountain Middle School have scored 7 or better for the last five years.
- We are also recognizing School Bus Drivers' Day (April 24), National PTA Teachers Appreciation Week (May 6-12), and Child Nutrition Employee Recognition Week (May 7-11). Next month, Classified Employee Week (May 20-26) will be recognized.
- Deputy Superintendent John Collins gave a brief update on construction at Mt. Carmel, Poway, and Del Norte High Schools and Garden Road and Chaparral Elementary Schools.

(b) Student Recognition

Student accomplishments and awards received were recognized.

(c) Staff Recognition

Accomplishments and awards earned by staff members were recognized.

B-4 Poway Professional Assistance Program

Greg Franzen, Director of Human Resources, and Charlotte Kutzner, PPAP Coordinator, reviewed the program and introduced PPAP consultants Mary Ann Harper, Karen Lafferty, Bonnie Corduan, and Bev Wernli, plus Marc Houle, PFT Chapter President.

B-5 School Facilities Improvement District 2002-01, Bond Feasibility Study – Citizens' Oversight Committee

Chrissa Corday, Chair of the Citizens' Oversight Committee, reported that at their April 2 meeting, the COC voted unanimously to recommend the Board consider conducting a Due Diligence Bond Feasibility Study to determine the viability of a ballot measure to augment Proposition U funds. Dr. Phillips will bring an agenda item to the Board in May for consideration.

B-6 2007 CSBA Delegate Assembly Run-off Election

Mrs. Ranftle put forth two names as representatives to the 2007 CSBA Delegate Assembly:

Janet W. Mulder (Jamul-Dulzura Union School District)

Debra Schade (Solana Beach Elementary School District)

It was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that the Board vote for those named as representatives to the 2007 CSBA Delegate Assembly: *Motion carried unanimously, 5-0.*

B-7 Board Member Reports

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

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

D-501 Approval of Resolution No. 65-2007 entitled “Authorizing and Providing for the Issuance of Special Tax Bonds of Poway Unified School District Community Facilities District Nos. 2, 4, 8, 9, 10, and 12, Approving the Form of Bond Indentures, Bond Purchase Agreement, Special Tax Bond Purchase Contract, Preliminary Official Statement, Continuing Disclosure Agreement, Funding Allocation Agreement, and Other Documents, and Authorizing Certain Actions in Connection with the Issuance of Such Bonds”

It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that Resolution No. 65-2007, with respect to the proposed issuance of bonds by Community Facilities District Nos. 2, 4, 8, 9, 10, and 12, be approved. *Motion carried unanimously, 5-0.*

C. PUBLIC COMMENTS

David Brown requested a change to increase the maximum number of high school credits that a student may earn outside the District and apply towards graduation requirements. The Board directed Mr. Brown to work with Dr. Skelly.

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 Numbers 2006-2007.33, 2006-2007.35, and 2006-2007.39 be ratified. *Motion carried unanimously, 5-0.*

D-102 Ratification of Stipulated Agreements for Student Expulsions

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the Board of Education approve and ratify the stipulated agreements for expulsion in Case Numbers 2006-2007.36, 2006-2007.37, 2006-2007.40, 2006-2007.43, 2006-2007.49, 2006-2007.50, and 2006-2007.51. *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 2004-2005.77 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

This agenda item was pulled from the Consent Calendar for discussion and action.

E-109 Adoption of District Library Plan

After discussion, it was moved by Mrs. Vanderveen, seconded by Mr. Gutschow, that the District Library Plan be adopted. *Motion carried unanimously, 5-0.*

D-201 Approval of Valley Elementary 2007/2008 School Calendar

It was moved by Mr. Patapow, seconded by Mr. Gutschow, that the 2007/2008 modified school calendar for Valley Elementary School be approved as the schoolwide, single-track calendar. *Motion carried unanimously, 5-0.*

D-301 Public Hearing and Approval of Five-Year Deferred Maintenance Plan

President Mangum opened a public hearing at 8:43 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that the five-year plan of facilities maintenance be approved and that the Superintendent, or his designee, be authorized to sign the deferred maintenance application for submission to the state. *Motion carried unanimously, 5-0.*

D-302 Approval of Resolution No. 57-2007 entitled “Resolution of Poway Unified School District Authorizing the Borrowing of Funds for Fiscal Year 2007-2008 and the Issuance and Sale of One or More Series of 2007 Tax and Revenue Anticipation Notes Therefor in an Amount Not to Exceed \$10,000,000 and Participation in the San Diego County and School District Tax and Revenue Anticipation Note Program and Requesting the Board of Supervisors of the County to Issue and Sell Said Notes”

It was moved by Mr. Patapow, seconded by Mr. Gutschow, that Resolution No. 57-2007, requesting the Board of Supervisors of San Diego County to issue tax-exempt Tax and Revenue Anticipation Notes not to exceed \$10 million, and authorizing related actions on behalf of the Poway Unified School District, be approved. *Motion carried unanimously, 5-0.*

As approved in agenda item A-8, D-501 was considered prior to routine agenda items.

F. FIRST READING ITEMS

F-111 Proposed Adoption of High School Supplementary Textbooks – First Reading

This was presented as a first reading, to be presented for action on May 14, 2007.

F-316 Proposed Revision of Board Policy Section 6.13 – Revolving Cash Fund – First Reading

This was presented as a first reading, to be presented for action on May 14, 2007.

Although approved by the Board as part of the Consent Calendar in agenda item A-9, this item was re-visited to accommodate the Student Board Members’ desire to comment.

E-104 Adoption of New High School Courses

Student Board Members voted to approve, 3-0; 2 absent.

G. INFORMATION ITEMS

G-317 Enrollment Report No. 7/2006-2007

This report was presented as information only.

G-506 Annual Update on Enrollments in Community Facilities District No. 1

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 8:58 p.m.

Jeff Mangum, President

Andy Patapow, Clerk

Donald Phillips, Secretary

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