



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

December 14, 2009
Morning Creek Elementary School

CLOSED SESSION

President Andy Patapow called the meeting to order at 5:02 p.m. to receive public comment on the closed session agenda item.

Scot Sandstrom asked that the Board consider discontinuing pursuing the litigation being discussed in closed session.

The Board convened to closed session in the staff lounge at 5:07 p.m. The closed session was adjourned at 5:56 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 6:06 p.m. by President Andy Patapow.

A-2 Report Out of Closed Session

CLOSED SESSION: CONFERENCE WITH AND/OR RECEIPT OF ADVICE FROM LEGAL COUNSEL – PENDING LITIGATION (Subdivision (b)(1) of Section 54956.9)

Case No: 07cv783BEN

There was no reportable action taken in closed session.

A-3 Salute to Flag

Mt. Carmel High School students David Suh and Andy Mah led the salute to the flag.

President Patapow called for a moment of silence in memory of Poway High School senior Veronica Aguirre.

A-4 Members in Attendance

All Board members were in attendance.

A-5 Welcome to Public

Mr. Mangum welcomed the public and offered instructions on the procedure for addressing the Board during the Public Comments segment of the meeting.

A-6 Organizational Meeting of the Board – Election of Officers and Appointment of Representatives

Mrs. Vanderveen nominated Todd Gutschow to be elected as President, Penny Ranftle as Vice President, and Jeff Mangum as Clerk, and the nominations were seconded by Mrs. Ranftle. *Motion carried unanimously, 5-0.*

Outgoing Board President Andy Patapow was presented a plaque in recognition of his service in 2009. Incoming President Todd Gutschow facilitated the remainder of the meeting.

Appointments by the President:

County Board of Education Representative: Penny Ranftle

California Small Suburban School Districts (CALSSD) Representative: Linda Vanderveen

Palomar Pomerado Health Systems: Andy Patapow

City of Poway Subcommittee Liaisons: Jeff Mangum and Penny Ranftle

City of San Diego Subcommittee Liaisons: Jeff Mangum and Penny Ranftle

Poway Chamber of Commerce Liaison: Linda Vanderveen

San Diego North Chamber of Commerce Liaison: Todd Gutschow

San Diego North Chamber of Commerce Education Committee: Todd Gutschow

Palomar Council PTA Board Representative: members will continue to rotate

San Diego County Board of Supervisors Representative: Todd Gutschow

A-7 Nominations for California School Boards Association Delegate Assembly

No nominations were made to the California School Boards Association Delegate Assembly.

A-8 Approval of Minutes

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the minutes of the November 16, 2009, Regular Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-9 Approval of Agenda Sequence

D-501 Public Hearing and Approval of Resolution No. 27-2010 entitled “Designating an Improvement Area in Community Facilities District No. 2 and Authorizing Submittal of the Levy of Special Taxes Within Such Improvement Area to the Qualified Electors Thereof”

D-502 Public Hearing and Approval of Resolution No. 28-2010 entitled “Determining the Necessity to Incur Bonded Indebtedness of Improvement Area No. 1 of Community Facilities District No. 2, Submitting to the Qualified Electors of Such Improvement Area Propositions to Authorize the Levy of Special Taxes Within Such Improvement Area, to Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to Pay for Certain School Facilities, and to Establish an Appropriations Limit for Such Improvement Area”

D-503 Approval of Resolution No. 29-2010 entitled “Declaring the Results of a Special Election in Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West)”

F-506 First Reading of Ordinance No. 2010-01 entitled “Authorizing the Levy of Special Taxes in Improvement Area No. 1 of Community Facilities District No. 2”

D-301 Approval and Certification of First Interim Financial Report and Approval of Resolution No. 25-2010 entitled “Authorization to Revise the 2009-2010 Budget as Reflected in the First Interim Financial Report”

It was moved by Mr. Patapow, seconded by Mrs. Ranftle, that agenda items D-501, D-502, D-503, F-506, and D-301 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-10 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

105 Approval of Agreement for Nonpublic School/Nonpublic Agency Services

106 Adoption of High School Chinese Textbook and Student Workbook

107 Approval of New Board Policy Section 3.43 – After School Education and Safety (ASES) Before/After School Programs

108 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of Salary Schedule for New Classified Hourly Position of Artist in Residence
- 202 Approval of On-Loan Personnel Agreement with the San Diego County Office of Education – Paige Metz
- 203 (a) Approval of Certificated Personnel Report No. 06-2010
(b) Approval of Classified Personnel Report No. 06-2010

300 – BUSINESS SUPPORT SERVICES

- 302 Approval of Resolution No. 26-2010 entitled “Authorization to Purchase According to Public Contract Code Sections 20118 and 20652 through U.S. Communities (Government Purchasing Alliance)”
- 303 Ratification of Award of Bid No. 14B-2010 Purchase of Spring Athletic Apparel
- 304 Ratification of Award of Bid No. 15B-2010 Purchase of Track and Field Athletic Equipment and Rejection of Non-Responsive Bids from Aluminum Athletic Equipment and VS Athletics
- 305 Ratification of Award of Bid No. 16B-2010 Purchase of Athletic Equipment for Spring Sports
- 306 Ratification of Award of Bid No. 3B-2010 Replacement of Restroom Partitions at Park Village Elementary School
- 307 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 308 Approval/Ratification of Contractual Services Report No. 05-2010

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Orders to Contracts with Gould Electric, Inc., RND Contractors, Inc., and Spooners Building Products; Acceptance of Project as Complete; and Authorization to File Notices of Completion with Brady Company, Gould Electric, Inc., J.P. Witherow Roofing Company, RND Contractors, Inc., Spooners Building Products, and Southcoast Heating & Air Conditioning, L.P., for the Modernization of Black Mountain Middle School

500 – COMMUNITY FACILITIES DISTRICT

- 504 Approval of Supplement to Subarea IV Torrey Highlands School Impact Mitigation Agreement (Community Facilities No. 2)
- 505 Approval of a License Agreement By and Between Poway Unified School District and D.R. Horton Pertaining to the Interim Use of the Elementary School Site in Torrey Highlands

600 – SUPERINTENDENT’S OFFICE

It was moved by Mr. Mangum, 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 members Jasleen Ghumman from Del Norte High School, Tess Moore from Mt. Carmel High School, Erin Leonard from Poway High School, Sana Marzouq from Rancho Bernardo High School, and Raquel Mason from Westview High School reported on events and activities at their respective schools. The Student Board member from Abraxas High School was not present.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- Deputy Superintendent John Collins extended congratulations to PHS, which was selected as one of America’s Best High Schools in the *U.S. News & World Report* online.

- Five PUSD teachers earned National Board Certification for 2008-2009, plus three teachers earned re-certification.
- As noted in agenda item B-2(d), our schools and departments participated in numerous holiday projects to benefit those in our community.
- President Gutschow and Dr. Collins presented Certificates of Achievement to Lucy Chen, Scarlett Chen, Rose Hill and Albert Liang, students who earned perfect 2400 scores on their SATs.

(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-9, these items were considered prior to routine agenda items.*

D-501 Public Hearing and Approval of Resolution No. 27-2010 entitled “Designating an Improvement Area in Community Facilities District No. 2 and Authorizing Submittal of the Levy of Special Taxes Within Such Improvement Area to the Qualified Electors Thereof”

President Gutschow opened a public hearing at 6:43 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that Resolution No. 27-2010, with respect to the proposed Improvement Area in Community Facilities District No. 2 (Subarea IV Torrey Highlands), be approved. *Motion carried unanimously, 5-0.*

D-502 Public Hearing and Approval of Resolution No. 28-2010 entitled “Determining the Necessity to Incur Bonded Indebtedness of Improvement Area No. 1 of Community Facilities District No. 2, Submitting to the Qualified Electors of Such Improvement Area Propositions to Authorize the Levy of Special Taxes Within Such Improvement Area, to Authorize Incurring Bonded Indebtedness Secured by Such Special Taxes to pay for Certain School Facilities, and to Establish an Appropriations Limit for Such Improvement Area”

Revised agenda item D-502 was distributed to the Board and Cabinet prior to the beginning of the meeting. President Gutschow opened a public hearing at 6:51 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mr. Patapow, seconded by Mr. Mangum, that Resolution No. 28-2010, with respect to the proposed Improvement Area No. 1, Community Facilities No. 2 (Peñasquitos West), be approved. *Motion carried unanimously, 5-0.*

D-503 Approval of Resolution No. 29-2010 entitled “Declaring the Results of a Special Election in Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West)”

Warren Diven, Counsel for the District, stated that no public hearing was necessary on this item. It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that Resolution No. 29-2010, with respect to Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West), be approved. *Motion carried unanimously, 5-0.*

F-506 First Reading of Ordinance No. 2010-01 entitled “Authorizing the Levy of Special Taxes in Improvement Area No. 1 of Community Facilities District No. 2”

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, to introduce and waive the first reading of Ordinance No. 2010-01, with respect to Improvement Area No. 1 of Community Facilities District No. 2 (Peñasquitos West), prior to final consideration at the Board’s regular January 19, 2010, meeting. *Motion carried unanimously, 5-0.*

D-301 Approval and Certification of First Interim Financial Report and Approval of Resolution No. 25-2010 entitled “Authorization to Revise the 2009-2010 Budget as Reflected in the First Interim Financial Report”

It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that Resolution No. 25-2010 be approved, revising the 2009-2010 budget for the General Fund, as represented on the First Interim Report, and certifying to the County Superintendent of Schools that the District will meet its fiscal obligations in the 2009-2010 fiscal year and the two subsequent fiscal years. *Motion carried unanimously, 5-0.*

C. PUBLIC COMMENTS

Kraig White asked the Board to consider expanding the attendance area for Del Norte High School.

Don Sharp requested the Board waive the insurance requirement for Poway American Little League to provide a \$5000 Med Pay insurance policy.

John Gilbert supports the insurance waiver for local non-profit organizations.

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 the administrative hearing panel, the action of the recommendations presented regarding Case Nos. 2009-2010.21 and 2009-2010.22 be ratified. *Motion carried unanimously, 5-0.*

D-102 Ratification of Stipulated Agreements for Student Expulsions

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. 2009-2010.27 and 2009-2010.31. *Motion carried unanimously, 5-0.*

D-103 Approval and Ratification of Student Discipline Enforced Expulsion

It was moved by Mr. Patapow, seconded by Mr. Mangum, that the Board of Education approve and ratify the enforced expulsion in Case Number 2009-2010.01. *Motion carried unanimously, 5-0.*

D-104 Readmission of Student on Expulsion

It was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that the student represented by Case Number 2008-2009.69 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

As approved in agenda item A-9, D-301, D-501, D-502, and D-503 were considered prior to routine agenda items.

F. FIRST READING ITEMS

As approved in agenda item A-9, F-506 was considered prior to routine agenda items.

G. INFORMATION ITEMS

G-309 Enrollment Report No. 3/2009-2010

This report was presented as information only.

G-507 Annual and Five-Year Report for Poway Unified School District

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 7:49 p.m.

Todd Gutschow, President

Jeff Mangum, Clerk

Donald Phillips, Secretary

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