



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

February 9, 2009
Morning Creek Elementary School

CLOSED SESSION

President Andy Patapow 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. Member Linda Vanderveen joined the closed session at 4:50 p.m. The closed session was adjourned at 6:04 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 6:11 p.m. by President Andy Patapow.

A-2 Report Out of Closed Session

CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE EVALUATION
(Position: Permanent Classroom Teacher)

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

CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR
Agent Negotiator: Bill Chiment
PFT, CSEA, SEIU

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS
Property: APN# 274-840-06-00
Agency negotiator: John P. Collins

On motion of Mrs. Vanderveen and second by Mr. Gutschow, and in accordance with California Education Code Sections 35146, 60850, 60851 and PUSD Board Policy 3.6, the Board reviewed 41 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 all 41 waiver requests.

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Westview High School junior Youngkun Weiss led the salute to the flag.

A-4 Members in Attendance

All Board members were in attendance.

A-5 Welcome to Public

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

A-6 Approval of Minutes

It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that the minutes of the January 20, 2009, Regular Board Meeting and January 27, 2009, Special Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-7 Approval of Agenda Sequence

D-601 Approval of Resolution No. 32-2009 entitled "Opposition to Further State Cuts to Education Funding and Support of District Flexibility in Use of Funds"

It was moved by Mr. Gutschow, seconded by Mrs. Vanderveen, that agenda item D-601 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 107 Acceptance of California Department of Education Safe and Healthy Kids Program Office Tobacco Use Prevention Education (Grades 6-8) Grant for Oak Valley Middle School
- 108 Approval of Revised Career, Technical, and Adult Education Courses
- 109 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 110 Approval of Out-of-State Field Trip
- 111 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 201 Approval of Resolution No. 31-2009 entitled "Resolution Regarding the Elimination or Reduction in Hours of the Following Classified Position: Instructional Assistant - PE; Corresponding Layoff of Classified Employee"
- 202 (a) Approval of Certificated Personnel Report No. 08-2009
(b) Approval of Classified Personnel Report No. 08-2009

300 – BUSINESS SUPPORT SERVICES

- 301 Receive and Accept a Statement of the Final Costs of Issuing the Poway Unified School District, 2002 Election, Series C Bonds
- 302 Receive and Accept a Statement of the Final Costs of Issuing the Poway Unified School District, 2008 Election, Series A Bonds
- 303 Approval of Resolution No. 27-2009 entitled "Authorization to Make Temporary Transfers of Special or Restricted Moneys Between District Funds"
- 304 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 305 Approval/Ratification of Contractual Services Report No. 07-2009
- 306 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- 307 Approval of the Williams Settlement Quarterly Report for December 2008
- 308 Approval of Van Purchase and Authorization to Award Contract for Purchase of Passenger Vans

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Ratification of Change Orders to Contracts with K & Z Cabinet Co., Inc., and Miller Environmental, Inc., for Additional Services in the Modernization of Rolling Hills Elementary School

- 402 Ratification of Change Orders to Contracts with Brady Company and K & Z Cabinet Co., Inc.; Authorization to Reduce Retention to 5 Percent on Contracts with Brady Company, C & C Glass, DFS Flooring, F.S.E., Inc., Gould Electric, Grani Installation, Inc., RND Contractors, Inc., Sierra Landscape Co., Soltek Pacific, Southcoast Heating and Air Conditioning, LP, Southwest General Contractors, Spooners Building Products, and J. P. Witherow Roofing Company for Services Rendered in the Modernization of Black Mountain Middle School
- 403 Ratification of Change Order; Authorization to Reduce Retention to 5 Percent; Acceptance of Project as Complete; and Authorization to File a Notice of Completion on Contract No. 501-08-080 with Delta Builders General Contracting & Engineering for Additional Services in Connection with the ADA Ramp at Pomerado Elementary School
- 404 Approval of Resolution No. 33-2009 entitled “Authorizing the Execution of Pre-Construction Services, Site Lease, Sublease, and Construction Services Agreements for the Modernization of Morning Creek, Turtleback, Deer Canyon, and Canyon View Elementary Schools”

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

Mrs. Vanderveen asked that item E-108 be pulled for discussion. Mrs. Ranftle asked that item E-306 be pulled for discussion. It was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that, with the exception of items E-108 and E-306, 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 Cameron Mitchell from Westview High School, Sana Marzouq from Rancho Bernardo High School, Heather Rogers from Poway High School, and Tina Nguyen from Mt. Carmel 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:

- President Patapow and Dr. Phillips presented Poway Deputy Mayor Don Higginson and Poway City Councilman Jim Cunningham a Certificate of Appreciation recognizing the City of Poway’s continuing commitment to being an exemplary community partner.
- Along with Dr. Phillips and Dr. Collins, Chief Financial Officer Malliga Tholandi highlighted the process of refining budgets, working through scenarios and options, which is complicated by the final federal and state dollars being uncertain.
- Deputy Superintendent John Collins gave a brief update on construction at Pomerado, Rolling Hills, and Valley Elementary Schools, Black Mountain and Meadowbrook Middle Schools, and Del Norte High School.

(b) Student Recognition

Student accomplishments and awards received were recognized.

(c) Staff Recognition

Accomplishments and awards earned by staff members 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-7, these items were considered prior to routine agenda items.*

D-601 Approval of Resolution No. 32-2009 entitled “Opposition to Further State Cuts to Education Funding and Support of District Flexibility in Use of Funds”

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that Resolution No. 32-2009, “Opposition to Further State Cuts to Education Funding and Support of District Flexibility in Use of Funds,” be approved. *Motion carried unanimously, 5-0.*

C. PUBLIC COMMENTS

Kirsten Ferrer shared her concern about school buses not being retrofitted with seat belts.

Judy Thompson stated there was a rumor that Mt. Carmel High School was going to become a junior college in three years. Dr. Phillips responded that such a plan is not now under consideration, nor would it be in the future.

Lance Martini and Youngkun Weiss requested continued support of the ROTC program at Westview High School.

D. ACTION ITEMS

D-101 Approval of Resolution No. 28-2009 entitled “Approval of Behavioral Intervention Plans (Hughes Bill) Mandated Cost Claim Settlement and Agreement to Waive Future Claims”

Revised agenda item D-101 indicating this item would not have a public hearing was distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that Resolution No. 28-2009, Approval of Behavioral Intervention Plans (Hughes Bill) Mandated Cost Claim Settlement and Agreement to Waive Future Claims, be approved. *Motion carried unanimously, 5-0.*

D-102 Public Hearing and Approval of Submission of a Specific Waiver for the Continued Use of Instructional Materials in Science for Grades K-5, Using Instructional Materials Funding Realignment Program Funds

President Patapow opened a public hearing at 7:25 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mr. Mangum, seconded by Mrs. Vanderveen, that a specific waiver for submission to the State Board of Education requesting that the District be allowed to delay the adoption of a new science textbook by an additional 12 months at Grades K-5 be approved. *Motion carried unanimously, 5-0.*

D-103 Approval of Single Plan for Student Achievement (SPSA) for each Elementary, Middle, and High School

It was moved by Mr. Mangum, seconded by Mr. Gutschow, that each school’s 2008-2009 Single Plan for Student Achievement (SPSA) be approved. *Motion carried unanimously, 5-0.*

D-104 Ratification of Student Discipline

It was moved by Mr. Gutschow, 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 on the recommendations presented regarding Case Number 2008-2009.17 be ratified. *Motion carried unanimously, 5-0.*

D-105 Ratification of Stipulated Agreements for Student Expulsion

It was moved by Mr. Mangum, seconded by Mrs. Ranftle, that the Board of Education approve and ratify the stipulated agreements for expulsions in Case Numbers 2008-2009.22 and 2008-2009.24. *Motion carried unanimously, 5-0.*

D-106 Readmission of Students on Expulsion

It was moved by Mr. Gutschow, seconded by Mr. Mangum, that students represented by Case Numbers 2006-2007.64, 2007-2008.07, 2007-2008.34, 2007-2008.45, 2007-2008.51, 2007-2008.52, 2007-2008.54, 2007-2008.56, 2007-2008.60, 2007-2008.64, 2007-2008.65, 2007-2008.68, 2007-2008.69, 2007-2008.71, 2007-2008.74, 2007-2008.76, 2007-2008.77, 2007-2008.78, 2007-2008.79, 2007-2008.80, 2007-2008.85, 2007-2008.86, 2007-2008.89, 2007-2008.91, 2008-2009.25, and 2008-2009.28 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

As approved in agenda item A-7, D-601 was considered prior to routine agenda items.

Agenda items E-108 and E-306 were pulled from the Consent Calendar for discussion and action.

E-108 Adoption of Revised Career, Technical, and Adult Education (CTAE) Courses

Rodger Dohm shared his concern about the “Art and History of Floral Design 1-2” course satisfying the UC “f” requirement. Mr. Dohm added that he had the same concern for “Architectural Design and Civil Engineering 1-2” being submitted for its First Reading in agenda item F-112. Mr. Dohm gave Board members copies of his proposed revisions to Administrative Procedure 3.1.2, Curriculum Development and Articulation, being presented in agenda item F-114.

After further discussion, the “Art and History of Floral Design 1-2” course was pulled from the agenda item for further review.

It was moved by Mrs. Vanderveen, seconded by Mr. Mangum, that, with the exception of “Art and History of Floral Design 1-2,” the listed courses be adopted. *Motion carried unanimously, 5-0.*

E-306 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders

Mrs. Ranftle stated her opinion that ASB funds should be used for the students raising those funds rather than increasing the balances of site ASB accounts.

It was moved by Mrs. Ranftle, seconded by Mr. Mangum, that the quarterly ASB and Student Council Financial Reports and ASB purchase orders be ratified. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-112 Proposed Adoption of New Courses Offered by the Career, Technical, and Adult Education Department – First Reading

This was presented as a first reading, to be presented for action on March 9, 2009.

F-113 Proposed Adoption of High School Supplemental Textbook – First Reading

This was presented as a first reading, to be presented for action on March 9, 2009.

F-114 Proposed Revision of Board Policies and Administrative Procedures of Article 3.0 – Educational Program – First Reading

This was presented as a first reading, to be presented for action on March 9, 2009.

G. INFORMATION ITEMS

G-115 Summary Report for Arts and Music Block Grant Funds

This report was presented as information only.

G-309 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

This report was presented as information.

G-313 Enrollment Report No. 5/2008-2009

This report was presented as information only.

G-501 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 14

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 8:54 p.m.

Andy Patapow, President

Penny Ranftle, Clerk

Donald Phillips, Secretary

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