



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

May 18, 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 items. There were no public comments, and the Board convened to closed session in the staff lounge. The closed session was adjourned at 5:50 p.m., and Board members reconvened in the Morning Creek multipurpose room to conduct the meeting of the Board of Directors of the PUSD Public Financing Authority prior to beginning the Board of Education's regular meeting and to relay any reportable action taken during closed session.

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

President Patapow called the meeting of the Board of Directors of the Poway Unified School District Public Financing Authority to order at 5:56 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. Members Collins and Mangum were absent.

A. PUBLIC COMMENT

There were no public comments.

B. ACTION ITEM

B-1 Approval of Resolution No. 56-2009 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"

It was moved by Mr. Gutschow, seconded by Mrs. Vanderveen, that Resolution No. 56-2009, with respect to the proposed issuance of revenue bonds by the Poway Unified School District Public Financing Authority (Authority), be approved. *Motion carried, 5-0; 2 absent.*

C. ADJOURNMENT

The meeting of the Board of Directors of the PUSD Public Financing Authority adjourned at 6:04 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 6:04 p.m. by President Andy Patapow.

A-2 Report Out of Closed Session

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

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: (Subdivision (a) of Government Code Section 54956.9)
Case No. 07 CV 00783 BEN

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 23 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 all 23 waiver requests.

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Rancho Bernardo High School student Alyssa Villegas led the salute to the flag.

A-4 Members in Attendance

Four Board members were in attendance. Mr. Mangum was absent due to a prior commitment.

A-5 Welcome to Public

Mrs. Ranftle 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. Gutschow, seconded by Mrs. Vanderveen, that the minutes of the April 20, 2009, Regular Board Meeting and May 11, 2009, Special Board Meeting be approved as presented. *Motion carried, 4-0.*

A-7 Approval of Agenda Sequence

D-501 Approval of Resolution No. 57-2009 entitled “Authorizing and Providing for the Issuance of the Zone 2 and the Zone 3 2009 Special Tax Bonds of Poway Unified School District Community Facilities District No. 11, Approving the Form of Bond Indentures, 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 Bonds”

G-601 Results of Parent Focus Group Meetings

D-202 Approval of Resolution No. 50-2009 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained within Exhibit “A”; Corresponding Layoff of Classified Employees”

It was moved by Mrs. Vanderveen, seconded by Mr. Gutschow, that agenda items D-501, G-601, and D-202 be considered prior to routine agenda items. *Motion carried, 4-0.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

104 Approval of Addendum for Single Plan for Student Achievement (SPSA) for each Elementary, Middle, and High School

105 Adoption of New Middle and High School Course

106 Adoption of High School Supplemental Textbook

- 107 Approval of California Interscholastic Federation Leagues (CIF) Representatives for 2009-2010 School Year
- 108 Approval of Agreement for Nonpublic School/Nonpublic Agency Services
- 109 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 203 Approval of Declaration of Need for Fully Qualified Educators
- 204 Ratification of Offer of Student Accident Insurance for 2009/2010
- 205 Approval of Resolution No. 58-2009 entitled “Authorization to Teach Out of Major or Minor Fields”
- 206 (a) Approval of Certificated Personnel Report No. 12-2009
(b) Approval of Classified Personnel Report No. 12-2009

300 – BUSINESS SUPPORT SERVICES

- 304 Approval of Quarterly Associated Student Body (ASB) and Student Council Financial Reports and Ratification of ASB Purchase Orders
- 305 Approval of the Williams Settlement Quarterly Report for April 2009
- 306 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders
- 307 Approval/Ratification of Contractual Services Report No. 10-2009
- 308 Authorization to Award Bid No. 8B-2009 Delivery Trucks to Dion International Trucks, LLC
- 309 Approval of Resolution No. 53-2009 entitled “Authorization to Purchase Goods and Services for the 2009-2010 School Year Through the National Intergovernmental Purchasing Alliance Company (National IPA) Contract for the Purchase of Landscape Equipment for Del Norte High School”
- 310 Authorization to Award Bid No. 2B-2010 for Computers
- 311 Authorization to Award Bid No. 2B-2009 Pool Chemicals to Abcana Industries

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Acceptance of Project as Complete and Authorization to File a Notice of Completion on the Scope of Work Performed by DFS Flooring, Inc., for the Installation of Flooring in Buildings 1, 2, 4, and 5 at Rolling Hills Elementary School
- 402 Authorization to Issue Notices to Proceed for the Modernization of Canyon View, Deer Canyon and Turtleback Elementary Schools
- 403 Authorization to Purchase Relocatable Buildings Without Competitive Bidding Process
- 404 Authorization to Award Bid No. 501-09-005 and Sign a Contract to Replace Rooftop Air Conditioning Units in the Training and Gym Locker Rooms and Wrestling Gym HVAC Remodel at Poway High School
- 405 Acceptance of Project as Complete and Authorization to File a Notice of Completion on Contract with Whitehead Construction, Inc., for the Modernization of Rolling Hills Elementary School
- 406 Authorization to Reduce Retention to 5 Percent on Contract with Echo Pacific Construction, Inc., for the Modernization of Sunset Hills Elementary School
- 407 Ratification of Change Orders to Contracts with DFS Flooring, J.P. Witherow Roofing Company, Sierra Landscape Co., and Soltek Pacific for Services Rendered in the Modernization of Black Mountain Middle School
- 408 Approval of Change Order Corrections on Contract with Miller Environmental, Inc., in Connection with the Modernization of Rolling Hills Elementary School

500 – COMMUNITY FACILITIES DISTRICT

600 – SUPERINTENDENT’S OFFICE

Revised agenda items E-108 and E-206(a) were distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the items on the consent calendar be approved as presented. *Motion carried, 4-0.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Member Reports

Student Board members Heather Rogers from Poway High School, Sana Marzouq from Rancho Bernardo High School, and Cameron Mitchell from Westview High School reported on events and activities at their respective schools. The Student Board members from Abraxas High School and Mt. Carmel High School were not present.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- Dr. Phillips announced that Del Norte High School would open in August 2009 with freshman and sophomore classes. Although the sophomore class was going to be less than the 275 target needed, additional revenue generated from those coming to the District specifically to Del Norte from private school, home school, and charter schools would offset the lower enrollment without impacting funding at our other schools.
- Dr. Phillips and Dr. Collins shared an update on the District budget. The federal stimulus dollars are one-time money. The District is being careful about bringing back programs because next year’s dollars are uncertain. Some of the stimulus IDEA dollars can be used to offset Special Ed’s encroachment on the general fund. The proposed 2009-2010 PUSD budget will be presented to the Board at their June meeting.
- Dr. Collins introduced Ramon Ruelas, who is a member of the Proposition C Citizens’ Oversight Committee. At the May 11, 2009, COC meeting, the Citizens’ Oversight Committee for Proposition U was disbanded since all Prop U funds have been expended. An agenda item regarding the Prop U COC will be brought to the Board at their June meeting.

(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.

(e) Poway Academy for Classified Employees (PACE)

Accomplishments by classified 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-501 Approval of Resolution No. 57-2009 entitled “Authorizing and Providing for the Issuance of the Zone 2 and the Zone 3 2009 Special Tax Bonds of Poway Unified School District Community Facilities District No. 11, Approving the Form of Bond Indentures, 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 Bonds”

It was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that Resolution No. 57-2009, with respect to the proposed issuance of two series of bonds by Community Facilities District No. 11, be approved. *Motion carried, 4-0.*

G-601 Results of Parent Focus Group Meetings

Dr. Phillips and Director of Communications Sharon Raffer presented the results of the 2009 Parent Focus Group meetings as information.

D-202 Approval of Resolution No. 50-2009 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained within Exhibit “A”; Corresponding Layoff of Classified Employees”

Richard Mason, Matt Johnson, Jonathan Smith, Edward Brann, Laura Slusser, Gerald O’Brien, Emma Berg, Shirley Williams, and Laura Taylor voiced their concerns about the impact of the elimination or reduction in hours of classified library positions at the comprehensive high schools.

Revised agenda item D-202 was distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that the Board approve Resolution No. 50-2009 with its revised exhibit as presented. *Motion carried, 4-0.*

C. PUBLIC COMMENTS

Lucas Brown and David Brown requested that Lucas’ transcript reflect the out-of-district math and physics classes which he is taking and that they are weighted the same as the District’s AP courses.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

It was moved by Mrs. Vanderveen, 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 2008-2009.40, 2008-2009.41, 2008-2009.42, 2008-2009.43, 2008-2009.44, 2008-2009.45, and 2008-2009.46 be ratified. *Motion carried, 4-0.*

D-102 Ratification of Stipulated Agreements for Student Expulsions

It was moved by Mr. Gutschow, seconded by Mrs. Vanderveen, that the Board of Education approve and ratify the stipulated agreements for expulsions in Case Numbers 2008-2009.47, 2008-2009.48, 2008-2009.49, and 2008-2009.50. *Motion carried, 4-0.*

D-103 Readmission of Student on Expulsion

It was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that the student represented by Case Number 2008-2009.20 be readmitted to the Poway Unified School District. *Motion carried, 4-0.*

D-201 Approval of Revised 2009/2010 Valley and Abraxas School Calendars

It was moved by Mr. Gutschow, seconded by Mrs. Vanderveen, that the Board approve and ratify the revised 2009/2010 Valley and Abraxas School Calendars. *Motion carried, 4-0.*

As approved in agenda item A-7, D-202 was considered prior to routine agenda items.

D-301 Public Hearing and Approval of Flexibility Transfers From Tier III Categorical Programs to the Unrestricted General Fund

President Patapow opened a public hearing at 8:04 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the Board approve the transfers in 2008-2009 Tier III Categorical funds to the unrestricted general fund. *Motion carried, 4-0.*

D-302 Approval of Resolution No. 52-2009 entitled “Authorization for Governing Board of Poway Unified School District to Request Temporary Transfer of Funds”

With Fiscal Impact changed to reflect “To be determined,” it was moved by Mrs. Ranftle, seconded by Mr. Gutschow, that the Board approve Resolution No. 52-2009, requesting a temporary transfer of funds from the County Treasurer to meet District cash flow needs in 2009-2010, be approved. *Motion carried, 4-0.*

D-303 Approval of Resolution No. 51-2009 entitled “Authorization to Make Temporary Transfers of Special or Restricted Moneys Between District Funds for Fiscal Year 2009-2010”

It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that the Board approve Resolution No. 51-2009, authorizing the temporary interfund transfer of special or restricted fund moneys to cover cash flow needs, be approved. *Motion carried, 4-0.*

As approved in agenda item A-7, D-501 was considered prior to routine agenda items.

F. FIRST READING ITEMS

There were no First Reading items.

G. INFORMATION ITEMS

G-110 2009-2010 Fee-Based Increase for All Preschools

This was presented as information.

G-111 2009-2010 Extended Student Services (ESS) Enrollment and Fee Options

This was presented as information only.

G-312 Enrollment Report No. 8/2008-2009

This report was presented as information only.

G-313 Annual Increase in Transportation Fees for 2009-2010 School Year

This was presented as information only.

G-314 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

This report was presented as information only.

G-502 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 only.

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

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 8:12 p.m.

Andy Patapow, President

Penny Ranftle, Clerk

Donald Phillips, Secretary

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