



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

June 21, 2010

Highland Ranch Elementary School

CLOSED SESSION

President Todd Gutschow called the meeting to order at 4:26 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. Jeff Mangum was not in attendance. The closed session was adjourned at 5:45 p.m., and Board members reconvened in the Highland Ranch 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 6:01 p.m. by President Todd Gutschow.

A-2 Report Out of Closed Session

CLOSED SESSION: STUDENT DISCIPLINE

Consideration and/or deliberation of student discipline matters
Case No. 2009-2010.71

CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR

Agent Negotiator: Bill Chiment
PFT, CSEA, SEIU

CLOSED SESSION: CONFERENCE WITH LEGAL COUNCIL – THREATENED LITIGATION
(Subdivision (b)(1) of Section 54956.9) Case No. TC-10-26

CLOSED SESSION: CONFERENCE WITH LEGAL COUNCIL – THREATENED LITIGATION
(Subdivision (b)(1) of Section 54956.9)

Case No. TC-10-26 Tort Claim Denial

Acting in Clerk Mangum's absence, Vice President Ranftle reported that in Closed Session it was moved by Mrs. Ranftle, seconded by Mr. Patapow, that Claim No. TC-10-26 be rejected. *The motion carried unanimously, 4-0.*

There was no other reportable action taken in closed session.

A-3 Salute to Flag

Victoria Wu, who will serve as the 2010-2011 Student Board Member, led the salute to the flag.

President Gutschow called for a moment of silence in memory of BreAnna Erickson, junior at Rancho Bernardo High School; Jan Towler, Special Education Instructional Assistant at Meadowbrook Middle School; and Larry Gagnon, ROP Digital Media teacher at Rancho Bernardo High School.

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. Patapow, seconded by Mrs. Vanderveen, that the minutes of the May 17, 2010, Regular Board Meeting be approved as presented. *Motion carried unanimously, 4-0.*

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that the minutes of the June 16, 2010, Special Board Meeting be approved as presented. *Motion carried unanimously, 4-0.*

A-7 Approval of Agenda Sequence

F-204 Proposed Board Policy Section 6.86 – Automatic External Defibrillator Program – First Reading

D-301 Public Hearing and Adoption of 2010-2011 Proposed Budget and Approval of Related Criteria and Standards

D-601 Approval of Resolution No. 104-2010 entitled “Resolution in Support of Robles-Wong v. California, Litigation Challenging the State’s School Finance System”

It was moved by Mrs. Vanderveen, seconded by Mrs. Ranftle, that agenda items F-204, D-301, and D-601 be considered prior to routine agenda items. *Motion carried unanimously, 4-0.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

106 Approval of 2010-2011 Application for Funding Consolidated Categorical Aid Programs (CCAP), Part I

107 Approval of Agreement for Nonpublic School/Nonpublic Agency Services

108 Approval of Nonpublic Schools/Nonpublic Agencies Master Contracts for the 2010-2011 School Year

109 Approval of Regional Occupational Program (ROP) Master Contract

110 Adoption of New Elective Course for Abraxas High School

111 Adoption of High School Elective Textbook

112 Adoption of High School Supplemental Advanced Placement Spanish Textbooks

113 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

203 (a) Approval of Certificated Personnel Report No. 15-2010

(b) Approval of Classified Personnel Report No. 14-2010

300 – BUSINESS SUPPORT SERVICES

303 Approval of Resolution Nos. 65-2010, 66-2010, 67-2010, 68-2010, 69-2010, 70-2010, and 71-2010, Designating Persons Authorized to Act on Behalf of Poway Unified School District

304 Approval of District Revolving Cash Fund and Purchase Card Transactions; Ratification of District Purchase Orders

305 Approval/Ratification of Contractual Services Report No. 11-2010

306 Approval of Resolution No. 103-2010 entitled “A Resolution of the Governing Board of the Poway Unified School District Approving and Authorizing Execution of a Joint Exercise of Powers Agreement with Respect to Energy Conservation Services and Projects”

307 Authorization for Sale or Disposal of Obsolete and/or Surplus Equipment for the 2010-2011 School Year

- 308 Approval of Resolution No. 102-2010 entitled “Authorization to Purchase Microsoft and Adobe Software and Licenses Through the CalSAVE Bid No. 523606 Awarded by the Monterey County Office of Education”
- 309 Approval of 2010-2011 Marine Science Floating Laboratory Field Trip Agreement
- 310 Approval of 2010-2011 Outdoor Education Program Agreement
- 311 Approval of 2010-2011 Science Outreach Program

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

- 401 Authorization to Execute Second Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Morning Creek Elementary School
- 402 Authorization to Execute Third Amendments to the Construction Services, Sublease, and Site Lease Agreements with Echo Pacific Construction, Inc., for the Renovation of the New District Administration Center and the Twin Peaks Center
- 403 Approval of Notice of Exemption for Minor Additions at Monterey Ridge Elementary School
- 404 Approval of Notice of Exemption for Minor Additions at Morning Creek Elementary School
- 405 Authorization to Execute Eighth Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Poway High School
- 406 Authorization to Execute Third Amendments to the Construction Services, Sublease, and Site Lease Agreements for the Modernization of Sunset Hills Elementary School and Mt. Carmel High School

500 – COMMUNITY FACILITIES DISTRICT

- 501 Approval of Resolution Nos. 72-2010 through 101-2010 entitled “Establishment of Annual Special Taxes for Community Facilities District Nos. 1, 2, 2 IA-1, 3, 4, 5, 6, 6 IA-A, 6 IA-B, 6 IA-C, 7, 8 IA-B, 9, 10, 10 IA-A, 10 IA-B, 10 IA-C, 10 IA-D, 10 IA-E, 10 IA-F, 11 Zone 1, 11 Zone 2, 11 Zone 3, 11 IA-A, 11 IA-B, 11 IA-C, 12, 13, 14, and 14 IA-A”

600 – SUPERINTENDENT’S OFFICE

Mrs. Vanderveen asked that item E-108 be pulled for discussion. Mr. Gutschow declared his intention to abstain on item E-113. It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that, with the exception of item E-108, the items on the consent calendar be approved as presented. *Motion carried, 4-0.* Item E-113 was **approved 3-0; Member Mangum absent, Member Gutschow abstained.**

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Member Reports

Due to summer recess, attendance by Student Board members was optional.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- Dr. Phillips introduced Tina Ziegler and Kimberlie Rens, who have been appointed as principals of Sunset Hills and Willow Grove Elementary Schools.
- *Newsweek Magazine* has named four of PUSD’s high schools in America’s Top Public High Schools list of the top 1600 U.S. high schools in June 2010.
- With the relocation of the District Office, future Board of Education meetings will be held in the Community Room of the District Office, which is located at 15250 Avenue of Science. The new District telephone number is 858.521.2800.
- As this was Dr. Phillips’ final Board meeting as PUSD Superintendent, he thanked the Board of Education members, the strong administrative team and Cabinet, the great group

of teachers, the parent support base, and the great group of high quality students for the opportunity to have led and served as Poway's superintendent.

(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) Student Awards for Academic Achievement-Scholarships 2009-2010

This was presented as information.

B-3 Board Member Reports

The Board members presented a plaque to Dr. Phillips in appreciation for his nine years of leadership as PUSD superintendent.

EARLY AGENDA ITEMS – *As approved in agenda item A-7, these items were considered prior to routine agenda items.*

F-204 Proposed Board Policy Section 6.86 – Automatic External Defibrillator Program – First Reading

Four Automatic External Defibrillator devices were presented to the District by Maureen O'Conner, Access Defibrillator Program Manager and the liaison with Project Heart Beat; Bob Roy from Travis R. Roy Sudden Cardiac Arrest Fund; Dr. John Rogers, Cardiologist for Scripps Clinic Cardiology Group and local chapter President of the San Diego County Sudden Cardiac Arrest Association; and Katherine Morris, the senior student who raised 100% of the funds to procure an AED for the pool at Poway High School.

The proposed Board Policy was presented as a first reading, to be submitted for action on August 16, 2010.

D-301 Public Hearing and Adoption of 2010-2011 Proposed Budget and Approval of Related Criteria and Standards

President Gutschow opened a public hearing at 7:15 p.m. to receive public comment. There were no public comments on the item. It was moved by Mr. Patapow, seconded by Mrs. Ranftle, that the 2010-2011 Proposed Budget and Related Criteria and Standards be approved. *Motion carried unanimously, 4-0.*

D-601 Approval of Resolution No. 104-2010 entitled "Resolution in Support of Robles-Wong v. California, Litigation Challenging the State's School Finance System"

It was moved by Mrs. Ranftle, seconded by Mrs. Vanderveen, that Resolution No. 104-2010, supporting the *Robles-Wong v. California* litigation challenging the State's school finance system, be approved. *Motion carried unanimously, 4-0.*

C. PUBLIC COMMENTS

Lucas and David Brown shared their request for Lucas' high school transcript to reflect all of his e-courses with weighted grades.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, 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. 2009-2010.72 and 2009-2010.73 be ratified. *Motion carried unanimously, 4-0.*

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 Nos. 2009-2010.60, 2009-2010.68, 2009-2010.69, 2009-2010.70, 2009-2010.74, 2009-2010.75, 2009-2010.76, 2009-2010.77, 2009-2010.78, 2009-2010.79, 2009-2010.80, and 2009-2010.81. *Motion carried unanimously, 4-0.*

D-103 Ratification of Enforced Student Expulsion

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the Board of Education approve and ratify the enforced expulsion in Case Number 2009-2010.38. *Motion carried unanimously, 4-0.*

D-104 Readmission of Students on Expulsion

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that students represented by Case Nos. 2008-2009.16, 2009-2010.03, and 2009-2010.13 be readmitted to the Poway Unified School District for 2010-2011. *Motion carried unanimously, 4-0.*

D-105 Board Decision Regarding Appeal of the Administrative Hearing Panel's Findings of Fact and Recommendations: Case Number 2009-2010.71

In consideration of a review of the record, the Administrative Hearing Panel's proposed findings of Fact and Recommendations, and all arguments regarding this appeal submitted in writing and as heard in Closed Session, Mrs. Vanderveen moved to uphold the Findings of Fact and Recommendations of the Administrative Hearing Panel in Case Number 2009-2010.71, resulting in the expulsion of that student based upon each violation and finding whether considered separately or cumulatively, and that notice of this decision be forwarded in accordance with law. Mrs. Ranftle seconded the motion.

Roll Call Vote Required

Vote: Ayes: *Gutschow, Patapow, Ranftle, Vanderveen*
 Noes: *None*
 Absent: *Mangum*
 Abstain: *None*
 Motion Passed 4-0

D-201 Ratification of Tentative Collective Bargaining Agreement with the Service Employees International Union Local 221

Chuck Lord expressed his appreciation for the work of the negotiators to reach a mutually beneficial agreement.

It was moved by Mr. Patapow, seconded by Mrs. Vanderveen, that the Board ratify the Tentative Collective Bargaining Agreement with the Service Employees International Union Local 221. *Motion carried unanimously, 4-0.*

D-202 Approval of Resolution No. 64-2010 entitled "Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained Within Exhibit "A"; Corresponding Layoff of Classified Employees"

Chuck Lord stated that bus passes already sold are ahead of the number usually sold by this time, and thanked the press for helping inform the parents of the need to purchase bus passes early.

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that the Board approve Resolution No. 64-2010 as presented. *Motion carried unanimously, 4-0.*

As approved in agenda item A-7, D-301 was considered prior to routine agenda items.

D-302 Public Hearing and Approval of Flexibility Transfers from Tier III Categorical Programs to the Unrestricted General Fund

President Gutschow opened a public hearing at 8:00 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 Board approve the transfers from the 2010-2011 Tier III Categorical funds per the attached list to the unrestricted general fund. *Motion carried unanimously, 4-0.*

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

Agenda item E-108 was pulled from the Consent Calendar for discussion and action.

E-108 Approval of Nonpublic Schools/Nonpublic Agencies Master Contracts for the 2010-2011 School Year

It was moved by Mrs. Vanderveen, seconded by Mr. Patapow, that the Master Contracts for Nonpublic Schools and Nonpublic Agencies be approved for the 2010-2011 school year. *Motion carried unanimously, 4-0.*

F. FIRST READING ITEMS

F-114 Proposed Adoption of New High School Foreign Language Course – First Reading

This was presented as a first reading, to be presented for action on August 16, 2010.

As approved in agenda item A-7, F-204 was considered prior to routine agenda items.

G. INFORMATION ITEMS

G-115 Revision of Administrative Procedure Section 5.8.1 – Grounds for Suspension, Expulsion, and Involuntary Transfer; Administrative Procedure Section 5.8.4 – Involuntary Transfers; and Administrative Procedure Section 5.14.1 – Alcohol and Controlled Substance Use/Abuse

The Administrative Procedures were presented as information.

G-312 Enrollment Report Nos. 9/2009-2010 and 10/2009-2010

The reports were 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 8:05 p.m.

Todd Gutschow, President

Penny Ranftle, Vice President

John P. Collins, Deputy Superintendent

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