



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

February 11, 2013
District Office Community Room

CLOSED SESSION

President Marc Davis called the meeting to order at 3:05 p.m. to receive public comment on the closed session agenda items. There were no public comments, and four Board members convened to closed session in the Board conference room. Kimberley Beatty joined closed session at 3:12 p.m. The closed session was adjourned at 5:50 p.m., and Board members reconvened in the Community 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 6:02 p.m. by President Marc Davis.

A-2 Report Out of Closed Session

CLOSED SESSION: CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Property: APN 274-840-06-00

Agency Negotiator: John P. Collins

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, PSEA, SEIU

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION:

(Subdivision (b)(1) of Section 54956.9)

(Two cases)

Clerk Ranftle reported that in closed session in conference with real property negotiators regarding APN 274-840-06-00, “the water tower site,” the Board gave direction to extend the bid date for the sale of the property from March 11, 2013, to May 20, 2013, and directed staff to re-publish and re-post an amended notice reflecting the extension.

On motion of Mrs. Ranftle and second by Mr. Patapow, and in accordance with California Education Code Sections 35146, 60850, 60851 and PUSD Board Policy 3.6, the Board reviewed 36 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 36 waiver requests.

There was no other reportable action taken in closed session.

A-3 Salute to Flag

President Davis led the salute to the flag.

A-4 Members in Attendance

All Board members were in attendance. Associate Superintendent Mel Robertson is in Sacramento with Martin Reisert, Oak Valley Middle School teacher, who is the California Teacher of the Year.

A-5 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.

President Davis called for a moment of silence in memory of Corazon Pavilando, a Food and Nutrition Assistant at Poway High School.

A-6 Approval of Minutes

It was moved by Mr. Patapow, seconded by Mr. Gutschow, that the minutes of the January 22, 2013, Regular Board Meeting and January 23, 2013, Special Board Meeting be approved as presented. *Motion carried, 4-0; Member Ranftle abstained.*

It was moved by Mrs. Ranftle, seconded by Mr. Patapow, that the minutes of the February 4, 2013, Special Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-7 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

104 Approval of Single Plan for Student Achievement (SPSA) for Elementary, Middle, and High Schools for 2012-2013

105 Approval/Ratification of Out-of-State Field Trip

200 – PERSONNEL SUPPORT SERVICES

202 Approval of New Classification – Director of Communications and Community Engagement

203 Approval of Resolution No. 37-2013 entitled “Authorization to Teach Out of Major or Minor Fields”

204 (a) Approval of Certificated Personnel Report No. 07-2013

(b) Approval of Classified Personnel Report No. 07-2013

300 – BUSINESS SUPPORT SERVICES

301 Approval of Resolution No. 36-2013 entitled “National School Breakfast Week 2013”

302 Authorization to Award a Contract for Bid No. 2013-06B Concrete Installation at Rancho Bernardo High School and Concrete Installation and Repair Services at Various District Sites as Needed

303 Approval/Ratification of Contractual Services Report No. 07-2013

304 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions

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

306 Approval of the Williams Settlement Quarterly Report for December 2012

307 Approval of Resolution No. 38-2013 entitled “Emergency Waiver - Public Project to Reprogram or Replace Radios”

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

401 Acceptance of Project as Complete and Authorization to File a Notice of Completion for the Rancho Bernardo High School Modernization Project for Buildings 700, 800, 900, and Kiosk

500 – COMMUNITY FACILITIES DISTRICT

501 Authorization to Approval the Final Guaranteed Maximum Price (GMP) for School No. 39
502 Authorization and Approval of Request for Proposal No. 2013-11P for Materials Testing and Special Inspection Services for Construction of School No. 39

503 Authorization and Approval of Request for Proposal No. 2013-12P for Quality Assurance Management Services, DSA Project Inspection Program, and Plans and Specifications Compliance Inspection Services for Construction of School No. 39

504 Authorization and Approval of Request for Proposal No. 2013-13P for Geotechnical Engineering and Soils Testing/Inspection Services for Construction of School No. 39

505 Approval of License Agreement By and Between Poway Unified School District and Black Mountain Ranch Pertaining to the Interim Use of Middle School Site Located at Camino Del Sur and Carmel Valley Road

600 – SUPERINTENDENT’S OFFICE

A revised contractual services report for agenda item E-303 and an attachment to agenda item E-307 were distributed to the Board and Cabinet prior to the beginning of the meeting. Mrs. Beatty requested that items E-202, E-302, E-303, E-304, E-307, E-502, E-503, E-504, and E-505 be pulled for discussion. Dr. Collins removed E-501 from the Consent Calendar because it should have been agendized as an Action Item. It was moved by Mrs. Ranftle, seconded by Mrs. Beatty, that, with the exception of items E-202, E-302, E-303, E-304, E-307, E-501, E-502, E-503, E-504, and E-505, 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 Representative Reports

Student Board representatives Jonathan Race and Tolik Roach from Abraxas High School, Sophie Heston from Del Norte High School, Kenny Pyle from Mt. Carmel High School, McKenna Rayburn from Rancho Bernardo High School, and Elizabeth Landau from Westview High School reported on events and activities at their respective schools. The Student Board representative from Poway High School was not present.

B-2 (a) Superintendent’s Briefing

The following updates on current issues and events were presented:

- As follow-up to the threatened violence at Twin Peaks Middle School, Dr. Collins reported that he had been on campus and met with staff this morning, and it was a very normal day with the focus on student learning. Counseling will continue to be offered, and the law enforcement presence will probably lessen. Principal Dr. Burke did an excellent job communicating with the school community. The full investigation by the Sheriff’s Department is not yet complete.
- Last Wednesday, February 6, was the annual PUSD Recognition Dinner honoring Teachers of the Year, National Board Certified Teachers, Classified Employees of the Year, Volunteers of the Year, and PTA and Foundation Presidents. It provided an opportunity to celebrate the valuable work of our staff and community.
- There was a Special Board Meeting on February 4, and the investigator’s report of the Proposition C, Series B Bond Sale was presented, plus a report from a community group.

We are not prepared to offer recommendations this evening, but there will be a Special Board Meeting on Monday, February 25, to discuss best practices, determine next steps, determine if policies need to be changed or created. There will also be a facilities financing item presented for discussion and action.

- Dr. Collins highlighted various achievements and honors listed in subsequent agenda items.

(b) Student Recognition

Student accomplishments and awards received were recognized.

(c) Staff Recognition

Dr. Collins shared that Tom Martin, teacher and coach at Rancho Bernardo High School, was named 2013 National High School Pole Vault Coach of the Year. Tom has been a pole vault coach for 30 years, the last 22 at Rancho Bernardo High School.

(d) District Recognition

On February 6, Valley Elementary School hosted County Superintendent Ward, plus other VIPs from the educational and business communities for the SDCOE annual Red Carpet Dual-Language Tour. Westview High School Theatre Department was one of only four Southern California high schools to be invited to perform at the California Educational Theatre Association's annual high school festival. They performed their rendition of Neil Simon's classic comedy, "The Odd Couple."

(e) Everyday Heroes Classified Employees Recognition Program

Classified employees Kevin Ashwell, Rebecca Boggan, Scott Clark, Jan Colon, Susan Cooper, Charlene Ellington, Donnie Kirchmeier, Cathy Kosich, Cindy Long, Julia Longstaff, Fredz Madriaga, Shelly Marty, Shevaun Teegarden, and Janice Williams were recognized. President Davis, Dr. Collins, and Personnel Commission Chairman David Foster congratulated them. The employees also received certificates and lapel pins.

(f) Team PUSD Recognition Program

Information Systems Team members were recognized for volunteering their time and expertise to prepare 101 desktop computers for giveaway to qualified PUSD students. Creekside Elementary Special Education Team members were also acknowledged for executing a plan to ensure Creekside students continued to receive services without interruption in the unexpected absence of their resource teacher. President Davis, Dr. Collins, and Personnel Commission Chairman David Foster congratulated them. The employees also received certificates and lapel pins.

B-3 Board Member Reports

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

C. PUBLIC COMMENTS

Matt Stockton apologized if any of his comments shared at the January 22 Board meeting regarding the sale and/or rezoning of the "water tower site" caused confusion.

D. ACTION ITEMS

D-101 Ratification of Student Discipline

It was moved by Mrs. Ranftle, 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 No. 2012-2013.24 be ratified. *Motion carried unanimously, 5-0.*

D-102 Ratification of Stipulated Agreements for Student Expulsions

It was moved by Mr. Patapow, seconded by Mr. Gutschow, that the Board of Education approve and ratify the Stipulated Agreements for expulsion in Case Nos. 2012-2013.15 and 2012-2013.23. *Motion carried unanimously, 5-0.*

D-103 Readmission of Students on Expulsion

It was moved by Mr. Gutschow, seconded by Mr. Patapow, that the students represented by Case Nos. 2011-2012.43, 2011-2012.44, 2011-2012.50, 2011-2012.57, 2011-2012.58, 2011-2012.60, 2011-2012.66, 2011-2012.67, 2011-2012.68, and 2011-2012.75 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

D-201 Public Hearing and Adoption of Initial Proposal from Poway Unified School District to Poway School Employees Association (PSEA)

President Davis opened a public hearing at 6:56 p.m. to receive public comment on the Poway Unified School District's Initial Proposal to the Poway School Employees Association. Hearing none, the public hearing was closed. It was moved by Mr. Patapow, seconded by Mrs. Ranftle, that the Board adopt the initial proposal. *Motion carried unanimously, 5-0.*

Agenda items E-202, E-302, E-303, E-304, E-307, E-501, E-502, E-503, E-504, and E-505, were pulled from the Consent Calendar for discussion and action.

E-202 Approval of New Classification - Director of Communications and Community Engagement

It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that a new classification of Director of Communications and Community Engagement be approved and allocated to Range 18 of the Management Salary Schedule. *Motion carried unanimously, 5-0.*

E-302 Authorization to Award a Contract for Bid No. 2013-06B Concrete Installation at Rancho Bernardo High School and Concrete Installation and Repair Services at Various District Sites as Needed

It was moved by Mrs. Beatty, seconded by Mrs. Ranftle, that the Superintendent, or his designee, be authorized to award a contract for Bid No. 2013-06B for concrete installation at Rancho Bernardo High School and concrete installation and repair services at various District sites as needed. *Motion carried unanimously, 5-0.*

E-303 Approval/Ratification of Contractual Services Report No. 07-2013

A revised contractual services report was distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that Contractual Services Report No. 07-2013 be approved and/or ratified. *Motion carried unanimously, 5-0.*

E-304 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions

It was moved by Mrs. Beatty, seconded by Mr. Patapow, that the District purchase orders, revolving cash fund expenditures, and purchase card transactions be ratified. *Motion carried unanimously, 5-0.*

E-307 Approval of Resolution No. 38-2013 entitled "Emergency Waiver - Public Project to Reprogram or Replace Radios"

An attachment to the agenda item was distributed to the Board and Cabinet prior to the beginning of the meeting. It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that Resolution No. 38-

2013, an emergency waiver of Public Contract Code to reprogram or replace radios at several school sites, be approved. *Motion carried unanimously, 5-0.*

E-501 Authorization to Approve the Final Guaranteed Maximum Price (GMP) for School No. 39

It was moved by President Davis, seconded by Mrs. Ranftle, that the Board of Education postpone action approving the final Guaranteed Maximum Price (GMP) with Echo Pacific Construction, Inc., for School No. 39 until the February 25, 2013, Special Board Meeting. *Motion carried unanimously, 5-0.*

E-502 Authorization and Approval of Request for Proposal No. 2013-11P for Materials Testing and Special Inspection Services for Construction of School No. 39

It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that the Superintendent, or his designee, be authorized to select and approve a responsive and qualified Request for Proposal for materials testing and special inspection services for construction of School No. 39, with ratification by the Board to follow at a future Board meeting. *Motion carried unanimously, 5-0.*

E-503 Authorization and Approval of Request for Proposal No. 2013-12P for Quality Assurance Management Services, DSA Project Inspection Program, and Plans and Specifications Compliance Inspection Services for Construction of School No. 39

It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that the Superintendent, or his designee, be authorized to select and approve a responsive and qualified Request for Proposal for Quality Assurance Management Services, DSA Project Inspection Program, and Plans and Specifications Compliance Inspection Services for construction of School No. 39, with ratification by the Board to follow at a future Board meeting. *Motion carried unanimously, 5-0.*

E-504 Authorization and Approval of Request for Proposal No. 2013-13P for Geotechnical Engineering and Soils Testing/Inspection Services for Construction of School No. 39

It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that the Superintendent, or his designee, be authorized to select and approve a responsive and qualified Request for Proposal for Geotechnical Engineering and Soils Testing/Inspection Services for construction of School No. 39, with ratification by the Board to follow at a future Board meeting. *Motion carried unanimously, 5-0.*

E-505 Approval of License Agreement By and Between Poway Unified School District and Black Mountain Ranch Pertaining to the Interim Use of Middle School Site Located at Camino Del Sur and Carmel Valley Road

It was moved by Mrs. Beatty, seconded by Mr. Gutschow, that the Board approve a License Agreement by and between Poway Unified School District and Black Mountain Ranch, and that the Superintendent, or his designee, be authorized to sign the License Agreement. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-106 Proposed Adoption of New High School Courses – First Reading

This was presented as a first reading, to be presented for action on March 11, 2013.

G. INFORMATION ITEMS

G-308 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Poway Unified School District

This report was presented as information only.

G-309 Enrollment Report No. 5/2012-2013

This report was presented as information only.

G-506 Annual Investment Policy Review and Quarterly Disclosure of Local Agency Investments for Community Facilities District Nos. 1 through 15

This report was 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

At 7:44 p.m., President Davis announced that the Board was returning to Closed Session to continue the agenda items listed for the 3:00 p.m. closed session and stated that no reportable action was going to be taken.

K. ADJOURNMENT

The Board reconvened in open session at 9:30 p.m. session. There was no reportable action taken in Closed Session.

The meeting was adjourned at 9:30 p.m.

Marc Davis, President

Penny Ranftle, Clerk

John P. Collins, Secretary

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