



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

April 23, 2014
District Office Community Room

CLOSED SESSION

President Todd Gutschow called the meeting to order at 3:00 p.m. to receive public comment on the closed session agenda items. There were no public comments, and all Board members convened to closed session in the Board conference room. The closed session was adjourned at 5:45 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 6:12 p.m. by President Todd Gutschow.

A-2 Report Out of Closed Session

CLOSED SESSION: CONFERENCE WITH LABOR NEGOTIATOR

Agent Negotiator: Tracy Hogarth
PFT, PSEA, SEIU

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED

LITIGATION: Significant exposure to litigation pursuant to paragraph (3) of Subdivision (d) of California Government Code Section 54956.9: (7 cases)
Legal Counsel: Warren Diven

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED

LITIGATION: Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of California Government Code Section 54956.9: (7 cases)
Legal Counsel: Warren Diven

CLOSED SESSION: STUDENT DISCIPLINE

Consideration and/or deliberation of student discipline matters.
Case Number 2013-2014.12

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:

(Government Code Section 54956.9 (a))
Case Number 37-2012-83730-CU-PO-CTL
Case Number 37-2012-00084470-CU-PO-CTL
Legal Counsel: Dan Shinoff

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED
LITIGATION: Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of California Government Code Section 54956.9
1 case
Legal Counsel: Dan Shinoff

CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE REVIEW
Title: Superintendent
Legal Counsel: Dan Shinoff

CLOSED SESSION: NEGOTIATIONS UNREPRESENTED
Title: Superintendent

There was no reportable action taken in closed session.

A-3 Salute to Flag

President Gutschow led the salute to the flag.

A-4 Members in Attendance

All Board members were present.

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.

President Gutschow asked for a moment of silence in memory of Mesa Verde Middle School teacher LaRie DiPaolo, who passed away earlier this month due to complications from a brain aneurysm.

A-6 Approval of Minutes

It was moved by Mrs. Ranftle and seconded by Mr. Patapow that the minutes of the March 17, 2014, Regular Board Meeting be approved as presented. *Motion carried unanimously, 5-0.*

It was moved by Mr. Davis and seconded by Mr. Patapow that the minutes of the March 24, 2014 Special Board meeting be approved as presented. *Motion carried unanimously, 5-0.*

A-7 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 106 Approval of 2013-2014 Title III Year 2 Local Educational Agency Improvement Plan
- 107 Approval of Title III Year 2 LEAP Improvement Plan
- 108 Adoption of Revised Board Policy Section 5.15, Use of Tobacco
- 109 Adoption of High School Automotive Technology Textbook
- 110 Adoption of Supplemental Second Step: Skills for Social and Academic Success in K-5 Curriculum
- 111 Approval/Ratification of Out-of-State Field Trips

200 – PERSONNEL SUPPORT SERVICES

- 205 Approval of Resolution No. 58-2014 Entitled “Resolution Regarding the Elimination or Reduction in Hours of Classified Positions as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees”
- 206 Approval of New Classification – Literacy Media Resources Technician

- 207 Approval of University Community Partnership Agreement with California State University, San Marcos
- 208 Approval of Resolution No. 55-2014 Entitled “Acknowledgement of National PTA Teacher Appreciation Week – May 5-9, 2014”
- 209 Approval of Resolution 56-2014 Entitled “Acknowledgement of California Classified School Employee Week – May 18-24, 2014”
- 210 (a) Approval of Certificated Personnel Report No. 9-2014
(b) Approval of Classified Personnel Report No. 9-2014

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of Resolution No. 51-2014 Entitled “Acknowledgement of School Lunch Hero Day on May 2, 2014, and School Nutrition Employee Week – May 5-9, 2014”
- 304 Approval/Ratification of Contractual Services Report No. 09-2014
- 305 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions
- 306 Authorization to Award a Contract for RFP 2013-19P Energy Engineering and Expenditure Planning Services
- 307 Approval of Resolution No. 57-2014 Entitled “Authorization to Execute Documents for Lease Financing for the Computer and Copier Replacement Program and District Mailing Equipment”
- 308 Ratification of Award of a Contract for Bid No. 2013-53B Stadium Seating Renovation at Poway High School to Tomark Sports
- 309 Acceptance of Projects as Complete and Authorization to File a Notice of Completion for Exterior Painting Project at Highland Ranch Elementary School

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

- 501 Approval of Resolution No. 52-2014 Entitled “Declaration of Intention to Dedicate an Easement to San Diego Gas & Electric (SDG&E) at the Mitigation Land, Commonly Known as the East Elliott Property”

600 – SUPERINTENDENT’S OFFICE

Revised agenda items A-7, A-8 and attachments to agenda items E-207 and E-210(a) were distributed to the Board and Cabinet prior to the beginning of the meeting. Agenda item D-103 was pulled from the agenda and postponed until the June 19, 2014 Board meeting. Mrs. Beatty asked that item E-307 and E-501 be pulled for discussion. It was moved by Mr. Patapow, and seconded by Mrs. Beatty, that, with the exception of items E-307 and E-501, the items on the consent calendar be approved as presented. *Motion carried unanimously, 5-0.*

A-8 Approval of Agenda Sequence

President Gutschow recommended that due to the large number of speakers for agenda item D-201, it be moved up in the agenda. It was moved by Mr. Davis and seconded Mrs. Ranftle that agenda item D-201 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

B. REPORTS / PRESENTATIONS / EARLY AGENDA ITEMS

B-1 Student Board Representative Reports

Student Board representatives Dakota Chandler from Abraxas High School, Ammar Alsaied from Del Norte High School, Stephanie Nguyen from Mt. Carmel High School, Brianna Macasa from

Poway High School, Ann Gatlin from Rancho Bernardo High School, and Nathan Glovinsky from Westview High School reported on events and activities at their respective schools.

B-2 (a) Superintendent's Briefing

Dr. Collins noted the upcoming Special Board Meeting on April 28, 2014 to review the District's Local Control Accountability Plan (LCAP), the first in a series of meetings designed to receive public input on drafting this plan.

Dr. Collins introduced Director Johneen Gregg and BJ Brose who presented an overview of the Extended Student Services (ESS) program.

(b) Student Recognition

Student accomplishments and awards were received and recognized.

(c) School Recognition

Schools were recognized for awards and accomplishments.

(d) District Recognition

Within the Consent Calendar, the Board approved resolutions recognizing National PTA Teacher Appreciation Week, California Classified School Employee Week, School Lunch Hero Day, and School Nutrition Employee Week. Thirty PUSD schools were announced honor roll schools by California Business for Education Excellence.

B-3 College and Career Readiness Program Update – Mel Robertson

Dr. Robertson, Associate Superintendent of Learning Support Services, introduced Kathleen Porter, Director of Career Technical Education who provided a presentation and update on CTE (Career & Technical Education) programs in PUSD.

B-4 Board Member Reports

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

C. PUBLIC COMMENTS

Pam Logemann voiced her concerns about the loss of Title I funding.

Steve Sarivel, Wayne Rounsavell, Fred Yerrick, Janeth Bartlett, Jeannie Foulkrod, and Dan Wiberg spoke about their concerns with implementation of Common Core standards. Marc Davis invited the Citizens for a Quality Education group to visit PUSD classrooms to observe and meet with teachers.

PUSD teachers Kay McHeffy, Kerry Araiza, Anthony Bayro, and Heather Smith spoke about how their students have benefitted from the implementation of Common Core.

Tom Greaves spoke about how PUSD was chosen as the only District in California to be selected as a Project Red Signature District.

Tom Moore claimed that the Board has violated the Brown Act.

Paul Lery voiced his concern with the overcrowding of 4S Ranch Schools and enrollment at D39C.

D. ACTION ITEMS

D-101 Ratification of Stipulated Agreement for Student Expulsions

It was moved by Mr. Davis, seconded by Mr. Patapow, that, that the Board approve and ratify the Stipulated Agreement for expulsion in Case Number 2013-2014.15. *Motion carried unanimously, 5-0.*

D-102 Readmission of Students on Expulsion

It was moved by Mr. Patapow, seconded by Mrs. Ranftle, that the students represented by case numbers 2012-2013.3 and 2012-2013.47 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

Agenda Item D-103 was pulled from the agenda prior to the start of the meeting and postponed until the Board of Education meeting on May 19, 2014.

D-103 Board Decision Regarding Appeal of the Administrative Hearing Panel's Findings of Fact and Recommendations; Case Number 2013-2014.12

D-104 Public Hearing and Approval of General Education Waiver to Waive Penalty and Allow Increase of Maximum Class Size at Grades 4-8

President Gutschow opened a public hearing at 9:52 p.m. to receive public comment. Hearing none, the public hearing was closed. It was moved by Mr. Patapow, seconded by Mrs. Beatty, that the Board approve a general education waiver requesting to increase maximum class size at Grades 4-8 and that associated penalties be waived. *Motion carried unanimously, 5-0.*

D-105 Public Hearing and Approval of General Education Waiver to Waive Equity of Time Requirement for Transitional Kindergarten Instructional Minutes

President Gutschow opened a public hearing at 9:54 p.m. to receive public comment. Hearing none, the public hearing was closed. On a motion by Mr. Davis and a second by Mr. Patapow, the Board approved a general education waiver to allow the maintenance of the current number of instructional minutes for Transitional Kindergarten. *Motion carried unanimously, 5-0.*

As approved in Agenda item A-8, item D-201 was considered prior to other routine agenda items.

D-201 Extension of Superintendent's Employment Contract Through June 30, 2017

President Gutschow and Member Davis presented a summary of the proposed contract extension details.

The following people spoke out in support of extending the Superintendent's contract: Linda Cialeo, Jim Moreno, Rashmi Pujar, Carl & Kim Bronson, Mary Andrews, Monica Kelly, Peter Stark, Dianne Kodadek, and Dr. Jeffrey Carr. Candy Smiley spoke on behalf of herself and the following people in support of extending the Superintendent's contract: Kerry Araiza, Heather Smith, Anthony Bayro, Bret Fitzpatrick, Joe McEachron, Kelly Logan, Megan Power, Karen O'Connor, Dena Glynn, Tracy Liu, Kriscia Cabral, Deanne McLaughlin, Jan Van Horne, Greg Strachan, Stephanie Martin, Naomi Lukaszowski, Stacy Lamb, Yvette Nolasco, Kathy Oxford, JoAnne Hudson, Tiffany Castillo, Efren Panteleon, Lisa Collins, Diane Cottrell, Peter Califano, Kelly Eveleth, Tom Downs, Barbara Chiment, Anita Bhakta, Matt Caddell, John Campillo, Arlene Yamane, Michele Wilson-Manos, Kyle Asmus, Fran Hjalmarson, Christie Schmit, Elba Ozakcay, Anga Biel, Lisa Jones, Larry Richards, Dorothy Carlson, Tiffany Kasner, Joe O Quinn, Kay McHeffy, Patricia Keogh, Teri Rogelstad, and Tracy Stowe.

Tony Manly, Juana Molina, and Pilar Gross submitted speaker slips in support of extending the Superintendent's contract but opted to not speak at the meeting.

Steve Sarviel and Fred Yerrick spoke out against extending the Superintendent's contract.

It was moved by Mr. Patapow, and seconded by Mrs. Ranftle that the Superintendent's employment contract be extended through June 30, 2017. *Motion carried 4-1 with Mrs. Beatty voting no.*

D-202 Additional Compensation on the Salary Schedule for Association of Poway School Managers (APSM) Commensurate to all other Bargaining Units

On a motion by Mr. Patapow, and a second by Mrs. Beatty, the Board approved an increase in compensation commensurate to all other bargaining units. *Motion carried unanimously, 5-0.*

D-203 Additional Compensation Beyond the 1% Increase to the Salary Schedule for Service Employees International Union, Local 221 (SEIU) Based upon Contract Negotiations

On a motion by Mrs. Ranftle, and a second by Mr. Patapow, the Board approved the Memorandum of Understanding (MOU) regarding Article 18 – Wages, which updates compensation. *Motion carried unanimously, 5-0.*

D-204 Approval of Declaration of Need for Fully Qualified Educators

It was moved by Mr. Patapow, seconded by Mr. Davis, that the Declaration of Need for Fully Qualified Educators be approved as presented. *Motion carried unanimously, 5-0.*

D-301 Approval of Monthly Budget Revisions

On a motion by Mr. Patapow and a second by Mr. Davis, the Board approved the monthly budget revisions for the month of March, Fiscal Year, 2013-2014. *Motion carried unanimously, 5-0.*

D-302 Approval to Increase School Meal Prices

It was motioned by Mrs. Beatty and seconded by Mr. Patapow that the Board approve meal price increases beginning July 1, 2014 as presented. *Motion carried unanimously, 5-0.*

Agenda items E-307 and E-501 were pulled from the Consent Calendar for discussion and action.

E-307 Approval of Resolution No. 57-2014 Entitled “Authorization to Execute Documents for Lease Financing for the Computer and Copier Replacement Program and District Mailing Equipment”

On a motion by Mrs. Beatty and a second by Mr. Davis, the Board approved Resolution No. 57-2014, to authorize the execution of documents for lease financing for the computer and copier replacement program and District mailing program. *Motion carried unanimously, 5-0.*

E-501 Approval of Resolution No. 52-2014, Entitled “Declaration of Intention to Dedicate an Easement to San Diego Gas & Electric (SDG&E) at the Mitigation Land, Commonly Known as the East Elliott Property”

It was motioned by Mrs. Beatty, seconded by Mr. Patapow, that the Board approve Resolution No. 52-2014, declaring the District's intention to dedicate an easement to SDG&E at the mitigation land commonly known as the East Elliott Property site and that a public hearing be scheduled for the May 19, 2014, Board meeting for consideration of this item. *Motion carried unanimously, 5-0.*

F. FIRST READING ITEMS

F-211 Proposed Revision of Board Policy 4.122 Tobacco Free Workplace – First Reading

This was presented as a first reading, to be presented for action on May 19, 2014.

G. INFORMATION ITEMS

G-310 Enrollment Report No. 7/2013-2014

This report was presented as information only.

H. NEW BUSINESS – BOARD MEMBERS

There was no new business presented.

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 10:18 p.m.

Todd Gutschow, President

Andy Patapow, Clerk

John P. Collins, Secretary

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