



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

June 23, 2014
District Office Community Room

CLOSED SESSION

President Todd Gutschow called the meeting to order at 4:35 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 6:07 p.m. by President Todd Gutschow.

A-2 Report Out of Closed Session

CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION:
(Subdivision (a) of Section 54956.9)
Case No. 37-2012-00084470-CU-PO-CTL
Legal Counsel: Dan Shinoff

CLOSED SESSION: CONFERENCE LEGAL COUNSEL – ANITICPATED LITIGATION:
Significant exposure to litigation pursuant to paragraph (2) or (3) of Subdivision (d) of Section 54956.9: (1 case)
Legal Counsel: Dan Shinoff

CLOSED SESSION: PUBLIC EMPLOYEE EMPLOYMENT
Title: Associate Superintendent
Legal Counsel: Dan Shinoff

CLOSED SESSION: PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: Superintendent

There was no reportable action taken in closed session.

A-3 Salute to Flag

President Gutschow led the salute to the flag. He asked for a moment of silence to honor the memory of Abraxas High School student Alberto Sablaon and Mt. Carmel Instructional Aide Lori Hughes.

A-4 Members in Attendance

All Board members were present.

A-5 Welcome to Public

Mrs. Beatty 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 Mrs. Ranftle and seconded by Mr. Patapow that the minutes of the May 19, 2014 Regular Board Meeting, the May 19, 2014 Special Board Meeting, the two June 9, 2014 Special Board Meetings and the June 19, 2014 Special Board Meetings be approved as presented. *Motion carried unanimously, 5-0.*

A-7 Approval of Agenda Sequence

President Gutschow recommended that agenda items G-507 be moved forward in the agenda. It was moved by Mr. Patapow and seconded by Mr. Davis that agenda items G-507 be considered prior to routine agenda items. *Motion carried unanimously, 5-0.*

A-8 Approval of Consent Calendar

100 – LEARNING SUPPORT SERVICES

- 106 Approval of 2014-2015 Application for Funding Consolidated Categorical Aid Programs (CCAP), Spring Release
- 107 Adoption of New High School Science Courses
- 108 Adoption of Middle School Mathematics Textbooks
- 109 Approval of Resolution No. 122-2014 Entitled “Resolution to Claim Lost Days for Child Development Programs”
- 110 Approval/Ratification of Out-of-State Field Trip
- 111 Acceptance of Gifts

200 – PERSONNEL SUPPORT SERVICES

- 202 Approval of Resolution No. 121-2014 Entitled “Participation in a Joint Powers Authority for Fringe Benefits Program through San Diego County Schools Fringe Benefits Consortium”
- 203 (a) Approval of Certificated Personnel Report No. 11-2014
(b) Approval of Classified Personnel Report No. 11-2014

300 – BUSINESS SUPPORT SERVICES

- 303 Approval of 2014-2015 Marine Science Floating Laboratory Field Trip Agreement
- 304 Approval of 2014-2015 Outdoor Education Program Agreement
- 305 Approval of 2014-2015 Science Outreach Program
- 306 Authorization to Find NuCO2 in Contract Default and Restrict from Bidding for Three Years, and Authorization to Award a Contract for Bid No. 2014-11B Pool Chemicals
- 307 Authorization to Award a Contract for Bid No. 2014-13B Data Center Infrastructure Storage
- 308 Authorization to Award a Contract for Bid No., 2014-15B Financing for School Buses and Data Center Infrastructure and Approval of Resolution No. 124-2014 Entitled “Authorization to Execute Documents for Lease/Purchase Financing for School Buses and Data Center Infrastructure”
- 309 Approval of Resolution No. 125-2014 Entitled “Authorization to Purchase Technology Products for the 2014-2015 School Year through the Fast Open Contracts Utilization Services (FOCUS) Contract”
- 310 Authorization to Award a Contract for Bid No. 2014-16B Wireless Access Points Districtwide
- 311 Authorization to Sell and/or Dispose of Obsolete and Surplus Items for the 2014-2015 School Year

- 312 Award Contracts for Bid No. 2014-06B Processing USDA Foods to Advance Pierre Foods, Inc., Don Lee Farms, Jennie O' Turkey Store, LLC, Land O' Lakes, Inc., Pilgrim's Pride Corporation, and Tyson Foods, Inc., and find JTM Provisions Company, Inc., Non-Responsive to Bid Requirements
- 313 Award a Contract for Bid No. 2014-12B Carpet and Upholstery Cleaning to J&M Keystone, Inc.
- 314 Award Contracts for Bid No. 2014-14B Beverages and Snacks to A&R Wholesale Distributors, Inc., and Sysco Food Services of San Diego, Inc.
- 315 Approval of Resolution No. 123-2014 Entitled "Authorization for Poway Unified School District to Reimburse Itself from the Proceeds of one or more Tax-Exempt Financings for Expenditures to be Made in Connection with the 2014-2015 Computer and Copier Replacement Program and the Replacement of the District Postage Meter"
- 316 Approval/Ratification of Contractual Services Report No. 11-2014
- 317 Ratification of District Purchase Orders, Revolving Cash Fund Expenditures, and Purchase Card Transactions

400 – SCHOOL FACILITIES IMPROVEMENT DISTRICT

500 – COMMUNITY FACILITIES DISTRICT

- 506 Approval of Resolution Nos. 75-2014 through 109-2014 Entitled "Establishment of Annual Special Taxes for 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, 10 IA-F Supplemental, 11 Zone 1, 11 Zone 2, 11 Zone 3, 11 IA-A, 11 IA-B, 11 IA-C, 12, 13, 14, 14 IA-A, 15, 15 IA-A, and 15 IA-B and 15 IA-C"

600 – SUPERINTENDENT'S OFFICE

Revised agenda item E-305 was distributed to the Board and Cabinet prior to the beginning of the meeting. Mrs. Beatty asked that items E-308, E-316, and E-506 be pulled for discussion. It was moved by Mr. Patapow, and seconded by Mrs. Beatty, that, with the exception of items E-308, E-316, and E-506, 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 were not in attendance due to summer vacation.

B-2 (a) Superintendent's Briefing

Dr. Collins introduced the placement of three new principals for the 2014-2015 school year: Megan Battle at Canyon View Elementary, Mary Jo Thomas at Painted Rock Elementary, and Rhiannon Burke at Chaparral Elementary. He also introduced Sal Embry who will be moving to Monterey Ridge Elementary as principal and Lisa Wilkins who will a new assistant principal at Chaparral Elementary.

The San Diego City Council designated May 11- May 17 as "Heather Smith Week" in recognition of her outstanding performance and dedication to teaching. Heather, a preschool teacher at Willow Grove Elementary School, was one of three PUSD Teachers of the Year for 2013-2014.

PUSD was honored by SDG&E as an Energy Champion for its outstanding results in energy efficiency and conservation at the 9th Annual SDG&E Energy Showcase event on May 13th. Dr. Collins thanked Director of Facilities, Mike Tarantino for all of the work that has been done in this area.

Dr. Collins noted that every Board and Cabinet member attended two or more promotion and/or graduation ceremonies at various PUSD schools and that they all had a great end to the school year.

(b) Staff Recognition

Staff were recognized for awards and accomplishments.

(c) School Recognition

Schools were recognized for awards and accomplishments.

(d) District Recognition

District awards and honors were recognized.

(e) Student Academic Achievement Scholarships

Graduating seniors from all PUSD high schools self-reported that they were offered \$66,834,747 million in military, academic, and athletic scholarships and accepted \$24,828,577.

B-3 Board Member Reports

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

B-4 D39C Update – Malliga Tholandi

Maintenance and Operations Director Mike Tarantino presented a summary of the construction progress at Design 39 Campus.

C. PUBLIC COMMENTS

Frank Xu, Melissa Fuerte, Mingcheng Zhu, Michael Ma, Erin Cole, Charina Schmitigal, Daniel Schmitigal, Jun Yin, and Austin Duncan voiced their concerns with the 1 toWorld iPad program in PUSD elementary schools.

Steve Dow, Gabrielle Dow, and Evan Dow spoke about their opposition to school field trips to Sea World.

Steve Sarivel expressed his opinion that the District website needs an update to make it more mobile friendly.

EARLY AGENDA ITEMS

G-507 Facilities Needs Assessment

In response to a request from the Board, District staff presented results from a Facilities Needs Assessment. Malliga Tholandi introduced Sandi Burgoyne and Mike Tarantino along with architect John Baker from Baker Nowicki Design Studio, who presented a summary of PUSD schools' facilities needs.

D. ACTION ITEMS

D-101 Ratification of Stipulated Agreements for Student Discipline

It was moved by Mr. Davis, seconded by Mrs. Ranftle, that the Board approve and ratify the Stipulated Agreement for expulsion in the cases presented. *Motion carried unanimously, 5-0.*

D-102 Readmission of Students on Expulsion

It was moved by Mrs. Ranftle, seconded by Mr. Patapow, that the students represented by case numbers 2013-2014.09 and 2013-2014.15 be readmitted to the Poway Unified School District. *Motion carried unanimously, 5-0.*

D-103 Public Hearing and Approval of the 2014-2015 Annual Service Plan and annual Budget Plan for the Special Education Local Plan Area (SELPA)

President Gutschow opened a public hearing at 7:57 p.m. to hear any public comments. Hearing none, the public hearing was closed. It was moved by Mrs. Beatty, and seconded by Mr. Davis, that the Annual Service Plan and Annual Budget Plan be approved. *Motion carried unanimously, 5-0.*

D-104 Adoption of the PUSD Local Control and Accountability Plan (LCAP)

It was moved by Mr. Patapow and seconded by Mr. Davis that the Board approve the adoption of the 2014-2015 PUSD Local Control and Accountability Plan (LCAP). *Motion carried unanimously, 5-0.*

D-105 Adoption of 2013-2015 Common Core State Standards Plan

Steve Sarivel expressed his dissatisfaction with the adoption of the Common Core State Standards Plan.

Following a presentation by Learning Support Services staff, it was moved by Mr. Patapow and seconded by Mrs. Ranftle, that the 2013-2015 Common Core Funding Plan be adopted. *Motion carried unanimously, 5-0.*

D-201 Approval of Resolution No. 120-2014 entitled “Resolution Regarding the Elimination or Reduction in Hours of the Classified Positions as Contained within Exhibit ‘A’; Corresponding Layoff of Classified Employees”

On a motion by Mr. Davis, and a second by Mrs. Beatty, the Board voted to approve Resolution Number 120-2014 as presented. *Motion carried unanimously, 5-0.*

D-301 Adoption of 2014-2015 Proposed Budget and Approval of Related Criteria and Standards

On a motion by Mr. Patapow and a second by Mrs. Beatty, the Board voted to approve the 2014-2015 proposed budget and related criteria and standards. *Motion carried unanimously, 5-0.*

D-302 Approval of Resolution No. 119-2014 Entitled “Authorization to Identify the Amount of Budget Reductions Needed in 2015-2016 and 2016-2017 and to Require that a List of Budget Reductions for 2015-2016 be Included in the 2014-2015 First Interim Report”

It was motioned by Mrs. Ranftle and seconded by Mr. Patapow that the Board approve Resolution No. 119-2014 authorizing the identification of the amount of budget reductions needed in 2015-2016 and 2016-2017 and requiring that a list of budget reduction for 2015-2016 be included in the 2014-2015 first interim report. *Motion carried unanimously, 5-0.*

Agenda items E-308 and E-316 were pulled from the Consent Calendar for discussion and action.

E-308 Authorization to Award a Contract for Bid No. 2014-15B Financing for School Buses and Data Center Infrastructure and Approval of Resolution No. 124-2014 Entitled,

“Authorization to Execute Documents for Lease/Purchase Financing for School Buses and Data Center Infrastructure”

On a motion by Mrs. Beatty and a second by Mr. Davis, the Board voted to authorize award of a contract for Bid No. 2014-15B and to approve Resolution No. 124-2014. *Motion carried unanimously, 5-0.*

E-316 Approval/Ratification of Contractual Services Report No. 11-2014

It was moved by Mrs. Beatty and seconded by Mr. Patapow that the Board approve Contractual Services Report No. 11-2014. *Motion carried unanimously, 5-0.*

D-401 Approval of Resolution No. 112-2014 Entitled “Authorizing and Providing for the Issuance of not to Exceed \$115,000,000 of 2014 General Obligation Refunding Bonds of School Facilities Improvement District No. 2002-1 of the Poway Unified School District, Prescribing the Terms of Sale for Such Bonds, Authorizing Execution and Delivery of an Official Statement for Such Bonds, Approving a Bond Purchase Agreement and Authorizing Execution and Delivery Thereof, Approving Certain Documents and Agreements, Making Certain Findings and Determinations and Taking Related Actions”

It was moved by Mr. Davis and seconded by Mrs. Beatty that the Board approve Resolution 112-2014 as presented. *Motion carried unanimously, 5-0.*

D-501 Public Hearing and Approval of Resolution No. 111-2014 Entitled “Approving Use of Grants Request for Design 39 Campus (D39C)”

President Gutschow opened a public hearing at 9:10 p.m. to hear any public comments. Hearing none, the public hearing was closed. It was moved by Mrs. Ranftle and seconded by Mr. Patapow that the Board approve Resolution 111-2014, directing staff to submit the application for funding. *Motion carried unanimously, 5-0.*

Revised agenda item D-502 and accompanying Resolution No.113-2014 were distributed to the Board prior to the beginning of the meeting.

D-502 Approval of Resolution No. 113-201 Entitled “Authorizing and Providing for the Issuance of the Zone 2 and the Zone 3 2014 Special Tax Bonds, Series 2014, of Poway Unified School District Community Facilities District No. 11, Approving the Forms of Bond Indentures, Special Tax Bond Purchase Contract, Bond Purchase Agreement, Preliminary Official Statement, Continuing Disclosure Agreement, Funding Allocation Agreement and Other Documents and Authorizing Certain Actions in Connection with the Issuance of Such Bonds”

On a motion by Mr. Davis and a second by Mrs. Ranftle, the Board voted to approve Resolution 113-2014 as presented. *Motion carried unanimously, 5-0.*

D-503 Approval of Resolution No. 115-2014 Entitled “Appointing and Employing Certain Consultants in Connection with the Sale of Community Facilities District No. 11 (StoneBridge Estates) Improvement Area ‘B’ and Improvement Area ‘C’ Special Tax Refunding Bonds”

Mrs. Beatty recused herself from the vote. On a motion by Mrs. Ranftle, and a second by Mr. Patapow, the Board voted to approve Resolution No. 115-2014 as presented. *Motion carried, 4-0.*

D-504 Approval of Resolution No. 116-2014 Entitled “Authorizing and Providing for the Issuance of Special Tax Refunding Bonds of Poway Unified School District No. 11 (StoneBridge Estates), Approving the Form of a Separate Bond Indenture for each Series of Such Special Tax Refunding Bonds, an Escrow Deposit and Trust Agreement for each Series of Special Tax Bonds to be Refunded, Special Tax Refunding Bond Purchase Agreement, Bond Purchase Agreement, Preliminary Official Statement, Continuing Disclosure Agreement, Funding

Allocation Agreement, and other Documents and Authorizing Certain Actions in Connection with the Issuance of Such Bond”

Mrs. Beatty recused herself from the vote. On a motion by Mr. Davis and a second by Mr. Patapow the Board approved Resolution No. 116-2014 as presented. *Motion carried, 4-0.*

D-505 Approval of Resolution No. 118-2014 Entitled “Approval of Resolution No. 118-2014 Entitled “Authorizing and Providing for the Issuance of Special Tax Bonds of Community Facilities District No. 15 (Del Sur East) for Improvement Area ‘A’, Approving the Form of Bond Indenture, Bond Purchase Agreement, Preliminary Official Statement, Continuing Disclosure Agreement, and Other Documents and Authorizing Certain Actions in Connection with the Issuance of Bonds”

It was moved by Mr. Davis, seconded by Mrs. Ranftle, that the Board approve Resolution No. 118-2014, as presented. *Motion carried unanimously, 5-0.*

Agenda items E-506 was pulled from the Consent Calendar for discussion and action.

E-506 Approval of Resolution Nos. 75-2014 through 109-2014 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, 10 IA-F Supplemental, 11 Zone 1, 11 Zone 2, 11 Zone 3, 11 IA-A, 11 IA-B, 11 IA-C, 12, 13, 14, 14 IA-A, 15, 15 IA-A, 15 IA-B and 15 IA-C”

Mrs. Beatty recused herself from voting on Resolution No. 101-2014. It was moved by Mr. Davis and seconded by Mr. Patapow that the Board approve Resolutions No. 75- 2014 through 109-2014. *Motion carried 4-1 with Mrs. Beatty voting nay on Resolutions No. 75-2014 through 100-2014 and 102-2014 through 109-2014. Motion carried 4-0 on Resolution No. 101-2014, with Mrs. Beatty recusing herself from voting.*

F. FIRST READING ITEMS

F-112 Adoption of Houghton Mifflin Math Expressions in Elementary Grades – First Reading

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

G. INFORMATION ITEMS

G-318 Enrollment Report No. 9/2013-2014 and 10/2013-2014

This report was presented as information only.

G-319 Notify the Board that Sprint has Submitted a Request to Assume the Prior Leased Space of the Decommission Nextel Cell Site at Mesa Verde Middle School

This was presented as information only.

H. NEW BUSINESS – BOARD MEMBERS

1. Board members will review Board Policy 3.38 and Administrative Procedure 3.38.1 related to governing field trips, and discuss the issue of conscientious objection – John Collins
2. Board committees – Todd Gutschow suggested Board members consider if a need exists to create Board committees, such as a technology committee. The conversation was tabled until a future meeting after Board members have reviewed committee guidelines as outlined in the Brown Act.

I. CORRESPONDENCE

Letter to Superintendent and Board members from Mr. Steve Dow regarding conscientious objections to field trips.

J. CLOSED SESSION

There were no additional items discussed in Closed Session.

K. ADJOURNMENT

The meeting of the PUSD Board of Education was adjourned at 10:27 p.m.

L. Poway Unified School District Public Financing Authority

The meeting of the PUSD Public Financing Authority was called to order by Chairperson Todd Gutschow at 10:27 p.m.

L-1 Approval of Resolution No. 114-2014 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 Mrs. Tholandi, seconded by Dr. Collins, that Resolution No. 114-2014 be approved by the Directors of the Public Financing Authority as presented. *Motion carried unanimously, 5-0.*

L-2 Approval of Resolution No. 117-2014 Entitled “Authorizing and Providing for the Issuance of Special Tax Refunding Revenue Bonds; Approving the Form of an Indenture of Trust, Bond Purchase Agreement, Special Tax Refunding 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 Dr. Collins, seconded by Mrs. Tholandi, that the Directors of the Public Financing Authority approve Resolution No 117-2014 as presented. *Motion carried unanimously, 5-0.*

The meeting of the PUSD Public Financing Authority was adjourned at 10:31 p.m.

Todd Gutschow, President

Andy Patapow, Clerk

John P. Collins, Secretary

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