Governing Board of Trustees Regular Meeting
Wednesday, August 29, 2018

Members present
Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Meeting called to order at 4:48 PM

1. CALL TO ORDER OPEN SESSION

Procedural: 1.1 CALL TO ORDER OPEN SESSION
Governing Board of Trustees President Gibson called the meeting to order at 4:48pm.

Procedural: 1.2 PUBLIC INPUT CONCERNING ITEMS ON THE CLOSED SESSION AGENDA
No public input.

Procedural: 1.3 ADJOURNMENT INTO CLOSED SESSION
Governing Board of Trustees President Gibson adjourned to Closed Session at 4:49pm.

2. CLOSED SESSION
Discussion: 2.1 CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (Government Code § 54956.9(d)(2)): Special Education Matters, OAH Case No. 2018020023 & 2018070786.

Discussion: 2.2 EXISTING LITIGATION(Government Code § 54956.9(d)(1)): Special Education Settlement Agreement (1), Student No. 11005658

Discussion: 2.3 EXISTING LITIGATION(Government Code § 54956.9(d)(1)): Special Education Settlement Agreement (1), OAH Case No. 20118070081

Discussion: 2.4 EVALUATION OF EMPLOYEE: Evaluation of performance of a public employee – 54957(b)(1). Evaluation of performance of Holly McClurg, Ph.D., Superintendent, in accordance with the contractual obligation for evaluation

Discussion: 2.5 CONFERENCE WITH NEGOTIATORS per Gov. Code section 54957.6 Agency Designated Representative: Kristin Gibson, Board President and Daniel Shinoff, Esq., Unrepresented Employees: Assistant Superintendent, Business Services - Catherine Birks; Assistant Superintendent, Human Resources - Jason Romero; Assistant Superintendent, Instructional Services - Shelley Petersen; Superintendent - Holly McClurg, Ph.D.

3. RECONVENE OPEN SESSION
Procedural: 3.1 CALL TO ORDER OPEN SESSION
Governing Board of Trustees President Gibson reconvened Open Session at 5:55pm.

Procedural, Report: 3.2 WELCOME AND REPORT OF ACTION TAKEN IN CLOSED SESSION
Governing Board of Trustees President Gibson reported the following action taken in Closed Session:

The Governing Board met in Closed Session and due to time limitations, the Board unanimously agreed to reconvene to Closed Session following Open Session Board Item 12.3.

Report of Action Taken in Closed Session at this time:

2.1 CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (Government Code § 54956.9(d)(2)): Special Education Matters, OAH Case No. 2018020023 & 2018070786.
No action taken.

2.2 EXISTING LITIGATION (Government Code § 54956.9(d)(1)): Special Education Settlement Agreement (1), Student No. 11005658
Board unanimously moved to approve Special Education settlement agreement related to Student ID No. 11005658.
2.3 EXISTING LITIGATION (Government Code § 54956.9(d)(1)): Special Education Settlement Agreement (1), OAH Case No. 20118070081

Board unanimously moved to approve Special Education settlement agreement related to OAH Case No. 20118070081.

Board President Gibson will report on action any taken on remaining items in Closed Session after reconvening Open Session.

Procedural: 3.3 PLEDGE OF ALLEGIANCE/ROLL CALL

Action: 3.4 APPROVAL OF THE AGENDA

The Governing Board will amend the agenda to move Items 8.3 and 8.4 (Superintendent's Employment Agreement and Assistant Superintendents' Employment Agreements), to be addressed following return to Closed Session. The Board will address Items 8.3 and 8.4 when Open Session reconvenes.

Approve agenda for the Regular Meeting of the Governing Board of Trustees, with amendment to move Items 8.3 and 8.4 to be addressed following return to Closed Session. The Board will address Items 8.3 and 8.4 when Open Session reconvenes.

Motion by Erica Halpern, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

4. CORRESPONDENCE/COMMUNICATIONS

Report: 4.1 CORRESPONDENCE

Superintendent McClurg reported on correspondence/communication received from the community, including:
- (2) community member regarding the Facilities Master Plan and bond measure.
- (3) parents regarding transfer requests.
- Several from community members thanking the District and Governing Board for the decision to move forward with a General Obligation Bond on the ballot.
- Several regarding enrollment in the After School Program.
- (1) regarding field condition at one school site.

Procedural: 4.2 HEARING OF THE PUBLIC REGARDING NON-AGENDA ITEMS

No public input.

5. REPORTS, RECOGNITIONS AND HEARINGS

Report: 5.1 BOARD REPORT: DEL MAR CALIFORNIA TEACHERS ASSOCIATION (DMCTA)

2018-2019 DMCTA President, Erik Bienke, provided a DMCTA report to the Board, including:
- Teachers spent summer planning for their classrooms and taking advantage of professional development opportunities.
- Monday was the first day back, and Tuesday was the annual staff back to school event at Ocean Air School.
- Positive feedback from teachers about the professional learning day.
- Thanked District staff for a very inspirational Welcome Back day.
- Announced the 2018-2019 DMCTA Leadership Team, Erik Bienke, President; Kathryn Zachary, Vice President; Cindy Monaghan, Secretary; and Alaina Symes, Treasurer.
- The Executive Board welcomed 18 new staff members to DMUSD.
- First DMCTA general meeting was held on August 21st and first DMCTA Site Rep Council Orientation meeting was held on August 23rd.
- DMCTA voted unanimously in favor of the Political Action Committee (PAC) to support the General Obligation Bond on the November ballot.
- The PAC also voted to endorse candidates for the DMUSD Governing Board of Trustees election, in which there are three open seats. They will be inviting all candidates to a meeting to participate in the endorsement process.
- At the September Governing Board Meeting DMCTA site representatives will begin sharing reports on what is happening at the school sites to make learning special.

Report: 5.2 BOARD REPORT: DEL MAR SCHOOLS EDUCATION FOUNDATION (DMSEF)

Board President Gibson introduced the new 2018-2019 DMSEF President, Samantha Madhosingh.

2018-2019 DMSEF President, Samantha Madhosingh, provided a report on DMSEF activities to date, including:
- Board members are planning their goals for the year.
- Will share the DMSEF contribution goals at the September Governing Board Meeting.
- DMSEF continues to look for members to fill the director positions at Ashley Falls School, Del Mar Hills Academy, and Sage Canyon School.
9/21/2018

Report: 5.3 REPORT: BOARD MEMBERS
Board President Gibson reported on events including multiple Governing Board Members:
- Board held an August 6, 2018 Special Governing Board of Trustees Meeting regarding a General Obligation Bond.
- Member Cochrane attended and spoke at the Welcome Back Staff event and President Gibson attended a portion of the Welcome Back Staff event.

Member Gibson:
- Thanked teachers for exceptional engagement in deep instructional ideas during that week of professional learning.
- Attended SDUHSD Board Meeting where Tim Makris, founding Board Director of Sandy Hook Promise, shared how the program will look in San Dieguito.
- Thanked Dr. McClurg for spearheading the the Sandy Hook Promise program with feeder districts and SDUHSD.

Member Halpern
- Welcomed new principals, Jason Soileau at Del Mar Heights Academy, and Alison Fieberg at Sage Canyon School.

Member Cochrane:
- Attended the All Staff Welcome Back event.

Report: 5.4 REPORT: SUPERINTENDENT
Superintendent McClurg provided a report on current District activities.
- The District held four Welcome Back Staff events:
  - Early Childhood Development Program
  - After School Program
  - Instructional Aides
  - All Staff
- The strength of our staff is that they make the work joyful and meaningful here in our district.
- Teachers returned Monday, August 20th and spent the week preparing for students’ return and in professional learning.
- Students returned Monday, August 27th, and it was a joy to see them excited to return. DMUSD welcomed:
  - 467 new kindergartners
  - 194 new 1st - 6th graders
  - 44 new employees
  - 539 returning employees
- Welcomed to DMUSD:
  - Del Mar Heights School Principal, Jason Soileau
  - Sage Canyon Assistant Principal, Alison Fieberg
  - Assistant Principal, Casey Doose (Carmel Del Mar/Sage Canyon)
  - Coordinator of Special Education, Jennifer Huh
  - ECDC Director, Brigitte Blazys

Procedural: 5.5 HEARING OF THE PUBLIC REGARDING AGENDA ITEMS
Governing Board President Gibson accepted speaker slips from the public requesting to address the Governing Board:

Public requests to address the Governing Board regarding Item 8.1 Board Discussion, School Safety Resolution (reference Item 8.1)

Action, Minutes, Procedural: 5.6 BOARD APPROVAL OF MINUTES
Approve Minutes:
July 25, 2018
August 6, 2018

Motion by Steve Cochrane, second by Scott Wooden.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Procedural: 5.7 PUBLIC HEARING REGARDING INCREASE STATUTORY SCHOOL FACILITY FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL CONSTRUCTION PURSUANT TO EDUCATION CODE SECTION 17620 AND GOVERNMENT CODE SECTION 85995
Notice is hereby given that the Del Mar Union School District will hold a public hearing at its regular meeting to be held on 8/29/2018 to allow for public comment prior to consideration of its report titled "School Fee Justification Study" (Fee Study). The Fee Study justifies increases to Statutory School Facility Fees.

The Fee Study is available for review at the Del Mar Union School District Office located at 11232 El Camino Real, San Diego CA 92130 from August 16th to August 29th between the hours of 8:00 AM and 4:00 PM.

https://www.boarddocs.com/ca/dmusd/Board.nsf/Private?open&login#
Public Hearing Procedure:

Hearing opened at 6:14pm by Board President Gibson
No public comments.
Hearing closed at 6:15pm by Board President Gibson

6. CONSENT
Action (Consent): 6.1 BOARD APPROVAL, REVISION TO DATE OF THE NOVEMBER 2018 REGULAR GOVERNING BOARD OF TRUSTEES MEETING
Resolution: Approve revision to date of the November 2018 Regular Governing Board of Trustees Meeting.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.2 BOARD APPROVAL AND ACCEPTANCE OF DONATIONS TO THE DEL MAR UNION SCHOOL DISTRICT
Resolution: Approve and accept donations to the Del Mar Union School District.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.3 BOARD APPROVAL, ACTION TO DECLARE DISTRICT PERSONAL PROPERTY AS OBsolete AND SURPLUS AND TO DISPOSE PER EDUCATION CODE 17540 and 17546(a)(b)(c).
Resolution: Approve action to declare district personal property as obsolete and surplus to be disposed of per Education Code 17540 and 17546(a)(b)(c).

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.4 BOARD APPROVAL, PURCHASE ORDERS AND RATIFICATION OF COMMERCIAL WARRANT PAYMENTS, REVOLVING CASH DISBURSEMENTS AND PURCHASE CARD TRANSACTIONS
Resolution: Approve the purchase orders, ratify the commercial warrant payments, revolving cash disbursements and purchase card transactions as listed.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.5 BOARD APPROVAL AND RATIFICATION, DEL MAR UNION SCHOOL DISTRICT AGREEMENTS AND AMENDMENTS
Resolution: Approve and ratify Del Mar Union School District agreements and amendments.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane
Action (Consent): 6.6 BOARD APPROVAL, RESOLUTION NO. 2018-12 ADOPTING THE "GANN LIMIT" PURSUANT TO GOVERNMENT CODE 7902.1
Resolution: Approve Resolution No. 2018-12 adopting the "Gann Limit" pursuant to Government Code 7902.1.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.7 BOARD APPROVAL, AUTHORIZATION TO SIGN LICENSING APPLICATIONS FOR EARLY CHILDHOOD DEVELOPMENT CENTER PROGRAMS (ECDC)
Resolution: Approve authorization to sign licensing applications for Early Childhood Development Center Programs (ECDC).

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.8 BOARD APPROVAL, INTERDISTRICT ATTENDANCE AGREEMENT WITH CAJON VALLEY UNION SCHOOL DISTRICT
Resolution: Approve Interdistrict Attendance Agreement

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.9 BOARD APPROVAL, ATTENDANCE AT 2018-2019 F3 SPECIAL EDUCATION SYMPOSIUM
Resolution: Approve attendance at 2018-2019 F3 Special Education Symposium.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.10 BOARD APPROVAL, ATTENDANCE AT COURAGEOUS PRINCIPALS LEADERSHIP INSTITUTE
Resolution: Approve Attendance at Courageous Principals Leadership Institute.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpem, Scott Wooden, Steve Cochrane

Action (Consent): 6.11 BOARD APPROVAL, ATTENDANCE AT CALIFORNIA'S COALITION FOR ADEQUATE SCHOOL HOUSING 2018 FALL CONFERENCE ON SCHOOL FACILITIES
Resolution: Approve attendance at California's Coalition for Adequate School Housing 2018 Fall Conference.
Motion by Scott Wooden, second by Steve Cochrane.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action (Consent): 6.12 BOARD APPROVAL, NEW JOB DESCRIPTION: MAINTENANCE WORKER I  
Resolution: Approve new job description: Maintenance Worker I.


Motion by Scott Wooden, second by Steve Cochrane.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action (Consent): 6.13 BOARD APPROVAL, UPDATED JOB DESCRIPTION: LICENSED VOCATIONAL NURSE  
Resolution: Approve updated job description: Licensed Vocational Nurse.


Motion by Scott Wooden, second by Steve Cochrane.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action (Consent): 6.14 BOARD APPROVAL, RECOMMENDED PERSONNEL ACTIONS: EMPLOYMENT, RESIGNATIONS, DISMISSALS, LEAVES OF ABSENCE, AND CHANGE OF STATUS  
Resolution: Approve recommended Personnel actions: employment, resignations, dismissals, leaves of absence, and change of status.


Motion by Scott Wooden, second by Steve Cochrane.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action (Consent): 6.15 BOARD APPROVAL, CONSENT CALENDAR  


Motion by Scott Wooden, second by Steve Cochrane.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

7. CURRICULUM AND INSTRUCTION

8. ADMINISTRATION AND POLICY  
Discussion: 8.1 BOARD DISCUSSION, SCHCOL SAFETY RESOLUTION  
Public requests to address the Governing Board regarding Item 8.1 Board Discussion, School Safety Resolution:  
Michael Schwartz  
Jimm Lin  
Paul Hynes  
Morgan Ballis  
Kara Chine  
Kristen Panebianco  
Lauren Hiller  
Helene Citeau
Governing Board discussion of School Safety Resolution, previously approved on April 25, 2018. Governing Board discussed amending language in School Safety Resolution 2018-02 in paragraph #28, as follows:

BE IT FURTHER RESOLVED, that Del Mar Union School District will work with a broad spectrum of local community stakeholders, and local law enforcement, and gun owner organizations, to develop and provide educational opportunities as described by the CA attorney general, law enforcement and other organizations on firearm safety including but not limited to the rules for children and proper firearm storage.

Board requested that dialogue with the community continues and that community engagement continues to focus on school safety and perhaps include a parent education component. Board stated that the School Safety Resolution may be brought back to a future Board Meeting.

Action: 8.2 BOARD APPROVAL. NEW BOARD POLICY 3230 FEDERAL GRANT FUNDS
Cathy Birks, Assistant Superintendent of Business Services, presented new Board Policy: 3230 Federal Grant Funds, for approval.

Approve New Board Policy 3230 Federal Grant Funds.

Motion by Scott Wooden, second by Steve Cochrane.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action: 8.3 BOARD APPROVAL, SUPERINTENDENT’S EMPLOYMENT AGREEMENT
(Reference Item 8.3 at Reconvening of Open Session, following Reconvening of Closed Session)

Action: 8.4 BOARD APPROVAL, ASSISTANT SUPERINTENDENTS’ EMPLOYMENT AGREEMENTS
(Reference Item 8.4 at Reconvening of Open Session, following Reconvening of Closed Session)

9. MAINTENANCE, OPERATIONS AND FACILITIES
Report: 9.1 BOARD REPORT, SUMMER PROJECTS UPDATE
Mike Galls, Director of Maintenance, Operations and Facilities, presented the 2018 summer projects update. The Maintenance, Operations and Facilities Department continues to make improvements throughout the District. This summer, in addition to annual summer maintenance and school site cleaning, several additional projects were covered in the presentation. Staff continues to address general maintenance projects such as plumbing, HVAC and electrical.

10. BUSINESS AND FINANCE
Action: 10.1 BOARD APPROVAL, RESOLUTION 2018-13 TO INCREASE STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL DEVELOPMENT PROJECTS

Motion by Doug Rafner, second by Scott Wooden.
Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Cathy Birks, Assistant Superintendent Business Services, presented the 2017-2018 Unaudited Actuals for all district funds, including:

General Fund Summary:
- Revenues and Expenditures
- General Fund Projects
- Special Education
- Components of Ending Fund Balance

Historical Data:
- Revenue and Expenditures
- Property Tax Revenue
- General Fund Reserve

Looking towards 2018-2019 First Interim
Summary of Other Funds

Ms. Birks responded to clarifying questions from the Board.

Motion by Scott Wooden, second by Erica Halperrn.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halperrn, Scott Wooden, Steve Cochrane

11. PERSONNEL
Report: 11.1 BOARD INFORMATION, STAFFING/ENROLLMENT UPDATE
Jason Romero, Assistant Superintendent of Human Resources, presented the staffing/enrollment update and responded to clarifying questions from the Board.

12. CLOSING ITEMS
Information: 12.1 BOARD REVIEW, REMINDER OF UPCOMING DMUSD EVENTS

Information: 12.2 BOARD REVIEW, REMINDER OF UPCOMING DMSEF AND PTA EVENTS

Information: 12.3 PRELIMINARY ITEMS FOR THE SEPTEMBER REGULAR BOARD MEETING
Preliminary items for the September Regular Governing Board Meeting:
Board Approval, Minutes of Regular Board Meeting, August 29, 2018.
Board Approval, Resolution Regarding the Sufficiency of Instructional Materials for the 2018-2019 School Year, as required by Education Code Section 60118.

FOLLOWING ITEM 12.3

RECONVENE CLOSED SESSION

The Governing Board reconvened to Closed Session at 8:27pm to discuss:


Item 2.5 CONFERENCE WITH NEGOTIATORS per Gov. Code section 54957.6 Agency Designated Representatives: Kristin Gibson, Board President and Daniel Shinoff, Esq., Unrepresented Employees: Assistant Superintendent, Business Services - Catherine Birks; Assistant Superintendent, Human Resources - Jason Romero; Assistant Superintendent, Instructional Services - Shelby Petersen; Superintendent - Holly McClurg, Ph.D.

Governing Board President called to extend the meeting beyond 10:30pm, which was unanimously approved.

RECONVENE TO OPEN SESSION

The Governing Board reconvened Open Session at 11:55pm.

Governing Board President Gibson reported no action taken during this portion of Closed Session.

ITEM 8.3 BOARD APPROVAL, SUPERINTENDENT’S EMPLOYMENT AGREEMENT
Board agreed on Superintendent's contact in the amount of $245,000 and longevity at year eight, and contract extended one year, with no other changes in provisions.

Approve Superintendent's Employment Agreement.

Motion by Steve Cochrane, second by Scott Wooden.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halperrn, Scott Wooden, Steve Cochrane
ITEM 8.4 BOARD APPROVAL, ASSISTANT SUPERINTENDENTS' EMPLOYMENT AGREEMENTS
Board agreed on Assistant Superintendent Shelley Petersen's contact in the amount of $193,000, longevity at year eight, and contract extended one year.
Board agreed on Assistant Superintendent Jason Romero's contact in the amount of $193,000, longevity at year eight, and contract extended one year.
Board agreed on Assistant Superintendent Cathy Birk's contact in the amount of $193,000, longevity at year eight, and contract extended one year.

Approve Assistant Superintendents' Employment Agreements.

Motion by Steve Cochrane, second by Kristin Gibson.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Action: 12.4 ADJOURNMENT OF MEETING
Governing Board President Gibson adjourned the meeting at 11:57pm.

Motion to Adjourn meeting.

Motion by Scott Wooden, second by Doug Rafner.
Final Resolution: Motion Carries
Aye: Doug Rafner, Kristin Gibson, Erica Halpern, Scott Wooden, Steve Cochrane

Minutes of August 29, 2018 Adopted:

Signature of Governing Board Clerk:

[Signature]

Erica Halpern
9/26/2018

Date

Signature of Superintendent:

[Signature]

Holly McClung, Ph.D.
9/27/2018

Date

Generated by Holly Palmer, Executive Assistant to the Superintendent