

## **Governing Board of Trustees Regular Meeting Wednesday, July 28, 2021**

### **Members present**

Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

### **Meeting called to order at 4:15 PM**

#### **1. CALL TO ORDER OPEN SESSION**

##### **Procedural: 1.1 CALL TO ORDER OPEN SESSION**

Governing Board President Halpern called the Board of Trustees Meeting to order at 4:15pm.

##### **Information, Procedural: 1.2 PUBLIC INPUT CONCERNING ITEMS ON THE CLOSED SESSION AGENDA**

No public requests to address the Governing Board of Trustees regarding items on the Closed Session agenda.

##### **Procedural: 1.3 ADJOURNMENT INTO CLOSED SESSION**

Governing Board President Halpern adjourned into Closed Session at 4:16pm.

#### **2. CLOSED SESSION**

**2.1 CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION** Significant Exposure to Litigation Pursuant to Paragraph (2) of Subdivision (d) of Section 54956.9: one potential dispute regarding AT&T cell tower lease. Cell tower site located at 11232 El Camino Real, San Diego, CA 92130.

**2.2 CONFERENCE WITH LEGAL COUNSEL, EXISTING LITIGATION** (Government Code section 54956.9(d)(1)): Special Education Dispute, OAH Case No. 2021050590.

**2.3 STUDENT RECORDS CHALLENGE APPEAL** Education Code 49070 Case No.: 202100002100.00

**2.4 CONSIDER PERSONNEL ISSUES** (Government Code Sections 11126 and 54957); limited to consideration of the appointment, employment, evaluation of performance, discipline /release, dismissal of a public employee or to hear complaints or charges brought against such employee by another person or employee unless the employee requests a public session. Principal Appointment, Ashley Falls School.

#### **3. RECONVENE OPEN SESSION / MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1 AND CFD NO. 99-1**

##### **Procedural: 3.1 CALL TO ORDER OPEN SESSION**

Governing Board President Halpern reconvened Open Session at 5:45pm.

##### **Procedural, Report: 3.2 REPORT OF ACTION TAKEN IN CLOSED SESSION**

The Governing Board met in Closed Session and reported the following action taken:

No action taken.

##### **Procedural: 3.3 PLEDGE OF ALLEGIANCE**

Superintendent McClurg led the Pledge of Allegiance.

##### **Action: 3.4 APPROVAL OF THE AGENDA**

Approve the agenda for the Regular Meeting of the Governing Board of Trustees.

Approve agenda for the July 22, 2020 Regular Meeting of the Governing Board of Trustees.

Motion by Doug Rafner, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Procedural: 3.5 CALL TO ORDER, MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1  
Governing Board President Halpern called the Legislative Body of CFD No. 95-1 to order at 5:47pm.

Action, Procedural: 3.6 BOARD APPROVAL, AGENDA FOR MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1  
Approve the agenda for the Meeting of the Legislative Body of CFD No. 95-1.

Approve agenda for meeting of the Legislative Body of CFD No. 95-1.

Motion by Doug Rafner, second by Gee Wah Mok.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action, Minutes, Procedural: 3.7 BOARD APPROVAL, MINUTES OF JULY 22, 2020 CFD NO. 95-1 MEETING  
Approve the minutes for the July 22, 2020 CFD No. 95-1 Meeting.

Approve Minutes of July 22, 2020 CFD No. 95-1 Meeting.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action: 3.8 BOARD APPROVAL, RESOLUTION NO. CFD 95-96: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 95-1 DETERMINING ADJUSTMENTS IN SPECIAL TAX RATES FOR SUCH COMMUNITY FACILITIES DISTRICT FOR FISCAL YEAR 2021-2022  
Doug Floyd from Koppel and Gruber gave a presentation on Resolution No. 95-96.

Doug Floyd from Koppel and Gruber responded to clarifying questions from the Board.

Approve Resolution No. CFD 95-96.

Motion by Scott Wooden, second by Gee Wah Mok.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action: 3.9 BOARD APPROVAL OF RESOLUTION NO. CFD 95-97: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 95-1 ESTABLISHING A BUDGET FOR FISCAL YEAR 2021-2022; DIRECTING THE LEVY OF THE SPECIAL TAX AND TAKING RELATED ACTIONS  
Doug Floyd from Koppel and Gruber gave a presentation on Resolution No. 95-97.

Approve Resolution No. CFD 95-97.

Motion by Scott Wooden, second by Gee Wah Mok.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action, Procedural: 3.10 BOARD APPROVAL, ADJOURNMENT OF MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1  
Governing Board President Halpern adjourned the meeting of the Legislative Body of CFD No. 95-1 to order at 5:53pm.

Adjourn Meeting of the Legislative Body of CFD No. 95-1.

Motion by Gee Wah Mok, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Procedural: 3.11 CALL TO ORDER, MEETING OF THE LEGISLATIVE BODY OF CFD NO. 99-1  
Governing Board President Halpern called the Legislative Body of CFD No. 99-1 at 5:53pm.

Action, Procedural: 3.12 BOARD APPROVAL, AGENDA FOR MEETING OF THE LEGISLATIVE BODY OF CFD NO. 99-1  
Approve the agenda for the Meeting of the Legislative Body of CFD No. 99-1.

Approve agenda for meeting of the Legislative Body of CFD No. 99-1.

Motion by Doug Rafner, second by Gee Wah Mok.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action, Minutes, Procedural: 3.13 BOARD APPROVAL, MINUTES OF JULY 22, 2020 CFD NO. 99-1 MEETING  
Approve the minutes for the July 22, 2020 CFD No. 99-1 Meeting.

Approve Minutes of July 22, 2020 CFD No. 99-1 Meeting.

Motion by Scott Wooden, second by Gee Wah Mok.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action: 3.14 BOARD APPROVAL OF RESOLUTION NO. CFD 99-62: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 99-1 DETERMINING ADJUSTMENTS IN SPECIAL TAX RATES FOR SUCH COMMUNITY FACILITIES DISTRICT FOR FISCAL YEAR 2021-2022  
Approve Resolution No. CFD 99-62.

Motion by Doug Rafner, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action, Procedural: 3.15 BOARD APPROVAL OF RESOLUTION NO. CFD 99-63: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 99-1 ESTABLISHING A BUDGET FOR FISCAL YEAR 2021-2022; DIRECTING THE LEVY OF THE SPECIAL TAX AND TAKING RELATED ACTIONS

Approve Resolution No. CFD 99-63.

Motion by Scott Wooden, second by Gee Wah Mok.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action, Procedural: 3.16 ADJOURNMENT OF MEETING OF THE LEGISLATIVE BODY OF CFD NO 99-1  
Governing Board President Halpern adjourned the meeting of the Legislative Body of CFD No. 99-1 at 5:56pm.

Adjourn Meeting of the Legislative Body of CFD No 99-1.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

#### 4. CORRESPONDENCE/COMMUNICATIONS

##### Report: 4.1 CORRESPONDENCE

Superintendent's Office received the following correspondence regarding District business:

##### Wildfires

Torrey Hills Field Irrigation  
 Health & Safety for the 2021-2022 School Year  
 Requests to look into virtual options for meetings  
 Board Meeting Planning & Logistics  
 Board Meeting Agenda Items

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

Public Requests to address the Governing Board of Trustees regarding non-agenda items:

Anonymous, regarding Board presentations being available to the public.

#### 5. REPORTS, RECOGNITIONS AND HEARINGS

##### Report: 5.1 REPORT: BOARD MEMBERS

Governing Board of Trustees reported on current activities.

##### Member Fitzpatrick:

Attended a virtual series through CSBA for children's health and well being. Attended the Governance Workshop.

##### Member Wooden:

Nothing to report.

##### Member Rafner:

Appreciated everyone coming to the Governance Workshop to unify the Board and work together. Wished the District luck on getting the school year started.

##### Member Mok:

Attended the CSBA for children's behavioral health.

##### Member Halpern:

It was wonderful to have the Governance Workshop to collaborate and focus on the ongoing priority of being a great Governance Team.

##### Report: 5.2 REPORT: SUPERINTENDENT

Superintendent McClurg reported on current District activities, including:

Planning and Preparation for the 2021-2022 school year

State budget Updates

Introduction of Assistant Superintendent of Human Resources to introduce new Ashley Falls School Principal, Karly Pecorella.

##### Procedural: 5.3 HEARING OF THE PUBLIC REGARDING AGENDA ITEMS

No public requests to address the Governing Board of Trustees regarding agenda items.

##### Action, Minutes, Procedural: 5.4 BOARD APPROVAL, MINUTES

##### Approve Minutes:

June 30, 2021 - Regular Meeting

July 21, 2021 - Special Meeting

July 22, 2021 - Special Meeting

Approve minutes, June 30, 2021 Regular Meeting; July 21, 2021 Special Meeting; and July 22, 2021 Special Meeting.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**6. CONSENT**

**Action (Consent): 6.1 BOARD APPROVAL, DEL MAR UNION SCHOOL DISTRICT'S UNIFORM COMPLAINT QUARTERLY REPORT FROM APRIL 1, 2021 TO JUNE 30, 2021**

**Resolution: Approve Del Mar Union School District's Uniform Complaint 4th Quarterly Report From April 1, 2021 to June 30, 2021.**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.2 BOARD APPROVAL, PURCHASE ORDERS AND RATIFICATION OF COMMERCIAL WARRANT PAYMENTS, REVOLVING CASH DISBURSEMENTS AND PURCHASE CARD TRANSACTIONS**

**Resolution: Approve Purchase Orders and Ratification of Commercial Warrant Payments, Revolving Cash Disbursements and Purchase Card Transactions.**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.3 BOARD APPROVAL AND RATIFICATION, DEL MAR UNION SCHOOL DISTRICT AGREEMENTS AND AMENDMENTS**

**Resolution: Approve and ratify Del Mar Union School District agreements and amendments.**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.4 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 and to dispose per Education Code 17540 and 17546(a)(b)(c).**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.5 BOARD APPROVAL, REVISIONS TO BOARD POLICY 3513.3: TOBACCO-FREE SCHOOLS**

**Resolution: Approve revisions to Board Policy 3513.3: Tobacco-Free Schools.**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.6 BOARD APPROVAL, REVISIONS TO BOARD POLICY 3517: FACILITIES INSPECTION**

**Resolution: Approve revisions to Board Policy 3517: Facilities Inspection**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.7 BOARD REVIEW OF EXISTING BOARD POLICIES: BOARD POLICY 5141.24 SPECIALIZED HEALTH CARE SERVICES**

**Resolution: Approve review of existing Governing Board Policies**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.8 BOARD APPROVAL, REVISIONS TO BOARD POLICY 0430: COMPREHENSIVE LOCAL PLAN FOR SPECIAL EDUCATION**

**Resolution: Approve revisions to Board Policy 0430: Comprehensive Local Plan for Special Education**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.9 BOARD APPROVAL, REVISIONS TO BOARD POLICY 5141: HEALTH CARE AND EMERGENCIES**

**Resolution: Approve revisions to Board Policy 5141: Health Care and Emergencies**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.10 BOARD APPROVAL, REVISIONS TO BOARD POLICY 5131.6: ALCOHOL AND OTHER DRUGS**

**Resolution: Approve revisions to Board Policy 5131.6: Alcohol and Other Drugs**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.11 BOARD APPROVAL, REVISIONS TO BOARD POLICY 5141.4: CHILD ABUSE PREVENTION AND REPORTING**

**Resolution: Approve revisions to Board Policy 5141.4: Child Abuse Prevention and Reporting**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.12 BOARD APPROVAL, REVISIONS TO BOARD POLICY 5116: SCHOOL ATTENDANCE BOUNDARIES**

**Resolution: Approve revisions to Board Policy 5116: School Attendance Boundaries**

**Approve Consent Items 6.1 - 6.21.**

**Motion by Gee Wah Mok, second by Scott Wooden.**

**Final Resolution: Motion Carries**

**Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok**

**Action (Consent): 6.13 BOARD APPROVAL AND RATIFICATION OF AMENDMENT NO.2 TO THE LEASE-LEASEBACK AGREEMENTS FOR THE PACIFIC HIGHLANDS RANCH SCHOOL # 9**

**Resolution: Approve and ratify Amendment No.2 to the Lease-Leaseback Agreements for the Pacific Highlands Ranch School # 9**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**Action (Consent): 6.14 BOARD APPROVAL, REVISIONS TO BOARD POLICY 1113: DISTRICT AND SCHOOL WEB SITES**

**Resolution: Approve revisions to Board Policy 1113: District and School Web Sites**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**Action (Consent): 6.15 BOARD APPROVAL, ADDITIONAL SERVICES AMENDMENT TO THE AGREEMENT FOR ARCHITECTURAL SERVICES BETWEEN THE DEL MAR UNION SCHOOL DISTRICT AND OBR ARCHITECTURE REGARDING THE PACIFIC SKY SCHOOL #9 PROJECT**

**Resolution: Approve Additional Services Amendment to the Agreement for Architectural Services between the Del Mar Union School District and OBR Architecture regarding the Pacific Sky School #9 Project**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**Action (Consent): 6.16 BOARD APPROVAL, ADDITIONAL SERVICES AMENDMENT TO THE AGREEMENT FOR ARCHITECTURAL SERVICES BETWEEN THE DEL MAR UNION SCHOOL DISTRICT AND OBR ARCHITECTURE REGARDING THE PACIFIC HIGHLANDS RANCH SCHOOL #9 PROJECT**

**Resolution: Approve Additional Services Amendment to the Agreement for Architectural Services between the Del Mar Union School District and OBR Architecture regarding the Pacific Highlands Ranch School #9 Project**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**Action (Consent): 6.17 BOARD APPROVAL, MUNICIPAL STORM WATER MANAGEMENT PLAN ANNUAL IMPLEMENTATION UPDATE**

**Resolution: Approve Municipal Storm Water Management Plan Implementation**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

**Action (Consent): 6.18 BOARD APPROVAL, NEW JOB DESCRIPTION: DIGITAL MEDIA SPECIALIST**

**Resolution: Approve new Digital Media Specialist job description.**

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action (Consent): 6.19 BOARD APPROVAL, REVISED JOB DESCRIPTION: OFFICE ASSISTANT & REGISTRAR  
Resolution: Approve revised Office Assistant & Registrar job description.

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action (Consent): 6.20 BOARD APPROVAL, CHANGES TO SALARY SCHEDULE: GROUP 1  
Resolution: Approve changes to salary schedule; Group 1.

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action (Consent): 6.21 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.

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Action (Consent): 6.22 BOARD APPROVAL, CONSENT CALENDAR  
Staff responded to clarifying questions from the Governing Board.

Resolution: Approve Consent Items 6.1 - 6.21.

Approve Consent Items 6.1 - 6.21.

Motion by Gee Wah Mok, second by Scott Wooden.  
Final Resolution: Motion Carries  
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

## 7. CURRICULUM AND INSTRUCTION

## 8. ADMINISTRATION AND POLICY

Action: 8.2 BOARD APPOINTMENT, CITIZENS' OVERSIGHT COMMITTEE MEMBERS  
Chris Delehanty, Executive Director Capital Programs & Technology, shared facilities updates, including:

Requirements and Recommendations

DMUSD staff recommends for appointment the following representative:

Initial Term:

Marina Russo, senior citizen organization representative



Appoint Citizens' Oversight Committee members as recommended.

Motion by Gee Wah Mok, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

## 9. MAINTENANCE, OPERATIONS AND FACILITIES

### Report: 9.1 BOARD REPORT, FACILITIES UPDATE

Chris Delehanty, Executive Director Capital Programs & Technology, shared information about the Board Appointment of the Citizens' Oversight Committee Members, including:

Pacific Sky School  
Del Mar Heights School Rebuild  
Del Mar Hills Academy Modernization

Staff responded to clarifying questions from the Board.

## 10. BUSINESS AND FINANCE

## 11. PERSONNEL

## 12. CLOSING ITEMS

### Information: 12.1 PRELIMINARY ITEMS FOR THE AUGUST REGULAR BOARD MEETING

Preliminary items for the August Regular Governing Board of Trustees Meeting:

Board Approval, Minutes of the Regular Board meeting, July 28, 2021

### Procedural: 12.2 ADJOURNMENT INTO CLOSED SESSION

Governing Board President Halpern adjourned into Closed Session at 6:38pm.

## 13. CLOSED SESSION

Discussion: 13.1 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: 13.2 CONFERENCE WITH NEGOTIATORS per Gov. Code section 54957.6 Agency Designated Representatives: Erica Halpern, Board President and Peter Fagen, Unrepresented Employees: Assistant Superintendent, Business Services - Catherine Birks; Assistant Superintendent, Instructional Services - Shelley Petersen; Superintendent - Holly McClurg, Ph.D.

## 14. RECONVENE OPEN SESSION

### Procedural: 14.1 RECONVENE OPEN SESSION

Governing Board President Halpern reconvened Open Session at 8:56pm.

### Procedural, Report: 14.2 REPORT OF ACTION TAKEN IN CLOSED SESSION

The Governing Board met in closed session and no action was taken.

### Action: 14.3 BOARD APPROVAL, SUPERINTENDENT'S EMPLOYMENT AGREEMENT

The Brown Act was amended, effective January 1, 2017, to require the Governing Board, prior to taking final action on an employment agreement, to orally report a summary of a recommendation for the salaries, salary schedules, or compensation paid in the form of fringe benefits for local agency executives. The Superintendent is a local agency executive and a proposed contract amendment is before us this evening.

The proposed amendment will extend the term of the Superintendent's current amended agreement – which would have expired on June 30, 2024 – to June 30, 2025. The amendment also states that the Superintendent will earn an annual salary of \$261,620.00 for the 2021-

2022 school year. Additionally, a 4% increase based on salary and longevity will be added for the 2021-2022 school year and will expire on June 30, 2022. The Superintendent will remain eligible to receive a \$10,000 stipend for earning her Doctoral degree. The Superintendent also remains eligible for up to \$13,000 in performance benchmark merit payments and a longevity stipend. The Superintendent will continue to receive the health and welfare benefits which are provided to the District's certificated full-time employees. Other fringe benefits include 12 sick days per year, 25 vacation days per year, payment for membership dues in the Association of California School Administrators and other professional or community organizations as may be approved by the Board, and reimbursement for reasonable actual and necessary expenses while performing duties for the District.

Board Approval, Superintendent's Employment Agreement.

Approve Superintendent's Employment Agreement.

Motion by Doug Rafner, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

#### Action: 14.4 BOARD APPROVAL, ASSISTANT SUPERINTENDENTS' EMPLOYMENT AGREEMENTS

Board Approval, Assistant Superintendent of Business Services:

The Brown Act was amended, effective January 1, 2017, to require the Governing Board, prior to taking final action on an employment agreement, to orally report a summary of a recommendation for the salaries, salary schedules, or compensation paid in the form of fringe benefits for local agency executives. The Assistant Superintendent of Business Services is a local agency executive and a proposed contract amendment is before us this evening.

The proposed amendment will extend the term of the Assistant Superintendent of Business Services' current amended agreement – which would have expired on June 30, 2024 – to June 30, 2025. The amendment also states that the Assistant Superintendent of Business Services will earn an annual salary of \$204,970.00 for the 2021-2022 school year. Additionally, a 4% increase based on salary and longevity will be added for the 2021-2022 school year and will expire on June 30, 2022. The Assistant Superintendent shall remain eligible for up to \$7,000 in performance benchmark merit payments and a longevity stipend. In addition, the Assistant Superintendent of Business Services shall have the option to receive the health and welfare benefits which are provided to the District's classified full-time employees. Other fringe benefits include 12 sick days per year, 25 vacation days per year, payment for membership dues in the California Association of School Business Officials and other professional or community organizations as may be approved by the board, and reimbursement for reasonable actual and necessary expenses while performing duties for the District.

Motion by Scott Wooden, second by Gee Wah Mok.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Board Approval, Assistant Superintendent of Instructional Services:

The Brown Act was amended, effective January 1, 2017, to require the Governing Board, prior to taking final action on an employment agreement, to orally report a summary of a recommendation for the salaries, salary schedules, or compensation paid in the form of fringe benefits for local agency executives. The Assistant Superintendent of Instructional Services is a local agency executive and a proposed contract amendment is before us this evening.

The proposed amendment will extend the term of the Assistant Superintendent of Instructional Services' current amended agreement – which would have expired on June 30, 2024 – to June 30, 2025. The amendment also states that the Assistant Superintendent of Instructional Services will earn an annual salary of \$204,970.00 for the 2021-2022 school year. Additionally, a 4% increase based on salary and longevity will be added for the 2021-2022 school year and will expire on June 30, 2022. The Assistant Superintendent shall remain eligible for up to \$7,000 in performance benchmark merit payments and longevity stipends at the same rate as other District local agency executives. In addition, the Assistant Superintendent of Instructional Services shall have the option to receive the health and welfare benefits which are provided to the District's certificated full-time employees. Other fringe benefits include 12 sick days per year, 25 vacation days per year, payment for membership dues in the Association of California School Administrators, and other professional or community organizations as may be approved by the board, and reimbursement for reasonable actual and necessary expenses while performing duties for the District.

Motion by Scott Wooden, second by Katherine Fitzpatrick.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

#### 15. ADJOURNMENT OF MEETING

Action, Procedural: 15.1 ADJOURNMENT OF MEETING

Governing Board President Halpern adjourned the meeting at 9:02pm.

Motion by Doug Rafner, second by Scott Wooden.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Minutes of July 28, 2021 Adopted:

Signature of Governing Board Clerk:

*Gee Wah Mok*

\_\_\_\_\_  
Gee Wah Mok, Esq.

*8/25/21*

\_\_\_\_\_  
Date

Signature of Superintendent:

*Holly McClurg*

\_\_\_\_\_  
Holly McClurg, Ph.D.

*August 25, 2021*

\_\_\_\_\_  
Date

Generated by Megan Bennett on Tuesday, August 17, 2021