

Governing Board of Trustees Regular Meeting Wednesday, October 27, 2021

Members present

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

Meeting called to order at 4:03 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 4:03pm.

Governing Board Halpern took roll call:

Member Mok - Present

Member Wooden - Present via telephone

Member Rafner - Present

Member Fitzpatrick - Present

Member Halpern - Present

Procedural: 1.2 PUBLIC INPUT CONCERNING ITEMS ON THE CLOSED SESSION AGENDA

Requests to address the Governing Board of Trustees regarding items on the Closed Session agenda:

Parent of DMUSD Student at Ashley Falls School regarding Closed Session item 2.2

Amy Hellenkamp regarding Closed Session item 2.2

2. CLOSED SESSION

2.1 CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (§ 54956.9): Laurel Zitko v. Del Mar Union School District, et al; Case NO.:37-2019-00053129-CU-NP-CTL

2.2 CONFERENCE WITH LEGAL COUNSEL – Anticipated Litigation Liability Claims (§ 54956.9(e)(3)): Claimants: Natalie Rajic and her minor child Doe.

2.3 CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (Gov. Code § 54956.9(a))Student v. Del Mar Union School District, OAH Case No. 2021060649

2.4 CONFERENCE WITH LEGAL COUNSEL – Existing Litigation (Gov. Code § 54956.9(a))Student v. Del Mar Union School District, OAH Case No. 2021070585

2.5 CONFERENCE WITH LEGAL COUNSEL—PENDING LITIGATION Government Code Section 54956.9 (d)(1): One case - Save the Field v. Del Mar Union School District, Case No. 37-2020-00020207-CU-TT-CTL.

3. RECONVENE OPEN SESSION

Procedural, Report: 3.1 CALL TO ORDER OPEN SESSION

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

Procedural: 3.2 REPORT OF ACTION TAKEN IN CLOSED SESSION

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

In Closed Session, by unanimous vote, the Governing Board voted to deny Claimants' Application to present a late claim. (Reference Closed Session Item 2.2)

In Closed Session by unanimous vote, the Board voted to approve a compromise agreement and release with Student in OAH Case No. 2021060649. The agreement includes special education services and attorneys' fees in the amount of \$8,500.00 in exchange for a waiver of claims against the District. (Reference Closed Session Item 2.3)

In Closed Session, by unanimous vote, the Board voted to approve a compromise agreement and release Student in OAH Case No. 2021070585. The agreement includes special education services and attorneys' fees in the amount of \$10,200.00 in exchange for a waiver of claims against the District.

Procedural: 3.3 PLEDGE OF ALLEGIANCE

Superintendent McClurg led the Pledge of Allegiance.

Action, Procedural: 3.4 BOARD APPROVAL, AGENDA

Approve agenda for the October 27, 2021 Regular Meeting of the Governing Board of Trustees.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve agenda for the October 27, 2021 Regular Meeting of the Governing Board of Trustees.

Motion by Doug Rafner, second by Katherine Fitzpatrick.

Final Resolution: Motion Carries

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

4. CORRESPONDENCE/COMMUNICATIONS

Report: 4.1 CORRESPONDENCE REGARDING DISTRICT BUSINESS

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

DMUSD Health & Safety Plan, Protocols, Guidelines, and Practices

Transportation

Del Mar Hills Modernization

STEAM+

Special Education

Curriculum

Safety

Excitement around having events, including family events, at school sites

Board Meeting Agenda

Children in Masks

Vaccinations

School Lunch Program

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

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

Del Mar Hills Parent regarding Brown Act and agenda items on the board meeting agenda.

5. REPORTS, RECOGNITIONS AND HEARINGS

**Recognition: 5.1 BOARD RECOGNITION: DMUSD EMPLOYEES OF THE MONTH, OCTOBER 2021
CONGRATULATIONS TO THE DMUSD EMPLOYEES OF THE MONTH, OCTOBER 2021:**

Ashley Falls School: Vicky Beauchane, Health Aide Technician
Carmel Del Mar School: Jesica Gonzalez, Instructional Aide
Del Mar Heights School: Shelley Healy, Office Assistant
Del Mar Hills Academy: Jenna Ellis, Administrative Assistant
Ocean Air School: Yvonne Rons, Office Assistant
Sage Canyon School: Steven Teran, Instructional Aide
Sycamore Ridge School: Juan Rios, Plant Manager
Torrey Hills School: Bina Anjaria, Instructional Aide
District Office: Stellie Quinn, Interim Substitute Consortium Coordinator

**Report: 5.2 BOARD REPORT: DEL MAR CALIFORNIA TEACHERS ASSOCIATION (DMCTA)
DMCTA President, Kevin Cunha, shared a report with the Board, including:**

DMCTA bargaining team training was completed and it was very successful. DMCTA and the District were able to work together and learn the process together.

Report: 5.3 BOARD REPORT: DEL MAR SCHOOLS EDUCATION FOUNDATION (DMSEF)

DMSEF President, Phoebe Katsell, provided a DMSEF report to the Board, including:

Thanked the community for raising over \$500,000.00 during the fall campaign.

DMSEF Spring Jogathon is coming up!

January 20th - STEAM+ Event

January 30th - February 18th - DMSEF Jogathon

Report: 5.4 BOARD REPORT: DEL MAR PARENT TEACHERS ASSOCIATION (PTA)

Del Mar Hills Academy PTA President, Libby Hellmann, will provide a report to the Board regarding positive community building.

Report: 5.5 BOARD REPORT: GOVERNING BOARD MEMBERS

Governing Board of Trustees reported on current activities.

Member Mok:

Attended two webinars about school board meetings: navigating ethnic studies, valuing every voice & managing an orderly board meeting put on by SDCOE and an attorney - I know we are following the rules and doing everything the right way.

Member Wooden:

SF2 Fall Regional Meeting that was hosted at DMUSD. State budget, special education funding, 120 million fund for infrastructure upgrades, real estate and economic updates, job openings, resignations have been high in education, inflation has been raising, TK - no funding mechanism for community funded districts at this point. Currently, programs will suffer if we don't get funded and must add a 14th grade.

Member Rafner:

Attended a meeting regarding the planning board meeting.

Member Fitzpatrick:

Attended Edsource UTK round table and was able to listen to what is in the works for how it will be implemented. Attended the School Board book club and connected with other trustees from neighboring districts. Attended SF2 - takeaway about UTK is to use our voices to get funding for UTK. Attended Masters in Governance on HR & collective bargaining. Attended Del Mar Hills modernization meeting.

We need to raise awareness about UTK with the community. TK is something we could have if we get funding and advocate to state

legislators.

Member Halpern:

Attended meeting to plan for planning commission. Attended webinar on Managing Orderly Board Meetings and it is great to know we are doing things the right way.

Also, received a letter from City Attorney, Mara Elliot about school board meetings.

Report: 5.6 REPORT: SUPERINTENDENT

Superintendent McClurg reported on current District activities, including:

Met with PTA Presidents - great discussion about bringing people in the community together.

Thanked Phoebe and DMSEF for all of their hard work during the Fall Campaign.

Thanked Kevin for attending the bargaining training.

Attended the Del Mar Hills Academy Modernization Community Input Meeting #3.

Weekly Meeting with SDCOE and Superintendents.

Attended the SF2 Fall Regional Meeting.

Attended the Planning Commission Meeting.

We are advocating very intentionally and meeting with Superintendents about next steps to advocate for funding TK. Currently no funding for comm funded districts. Adding a 14th grade would be a large cost and with no funding would be a huge impact to our current programs. Staff has shown that we look at every aspect of what we offer and how we educate our children.

We value our role with parents as partners.

Our schools are very safe.

In person family events are back and we are very excited.

We are thrilled to be able to offer assemblies and other events this year and we will make adjustments to what we can do as guidelines and mandates change.

Action, Procedural: 5.7 BOARD INFORMATION AND APPROVAL, CLOSE THE PUBLIC HEARING FOR THE OPENING OF 2022-2025 DMUSD AND DMCTA LABOR AGREEMENT, FULL CONTRACT RENEGOTIATION

No Public requests to address the Governing Board of Trustees regarding the 2022-2025 DMUSD and DMCTA Labor Agreement, Full Contract Negotiation.

Governing Board President Halpern closed the Public Hearing for the Opening of the 2022-2025 DMUSD and DMCTA Labor Agreement, Full Contract Negotiation at 6:17pm.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve closing of the Public Hearing for the opening of 2022-2025 DMUSD and DMCTA Labor Agreement, full contract renegotiation.

Motion by Gee Wah Mok, second by Doug Rafner.

Motion Carries

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

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Procedural: 5.8 HEARING OF THE PUBLIC REGARDING AGENDA ITEMS

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

Action, Minutes, Procedural: 5.9 BOARD APPROVAL, MINUTES

Approve Minutes:

September 22, 2021

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern.

Approve Minutes:

September 22, 2021 Regular Meeting

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

6. CONSENT**Action (Consent): 6.1 BOARD APPROVAL, DEL MAR UNION SCHOOL DISTRICT'S UNIFORM COMPLAINT QUARTERLY REPORT FOR JULY 1, 2021 - SEPTEMBER 30, 2021**

Resolution: Approve Del Mar Union School District's Uniform Complaint Quarterly Report for July 1, 2021 - September 30, 2021.

Approve Consent Items 6.1 - 6.16.

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

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.

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.3 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 - 6.16.

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

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 - 6.16.

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

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.

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.6 BOARD APPROVAL, ATTENDANCE AT NATIONAL BLUE RIBBON SCHOOLS PROGRAM AWARD CEREMONY

Resolution: Approve Attendance at the National Blue Ribbon Schools Program Award Ceremony.

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.7 BOARD APPROVAL, ATTENDANCE AT 2022 EDSPACES CONFERENCE

Resolution: Approve attendance at the 2022 EdSpaces Conference.

Approve Consent Items 6.1 - 6.16.

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

Action: 6.8 BOARD APPROVAL, RETIRE BOARD POLICY 6172: GIFTED AND TALENTED STUDENT PROGRAM

Action (Consent): 6.9 BOARD REVIEW OF EXISTING GOVERNING BOARD POLICIES, BOARD POLICY 1260: EDUCATIONAL FOUNDATION

Resolution: Approve review of existing Governing Board Policy 1260: Educational Foundation

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.10 BOARD APPROVAL, ATTENDANCE AT THE CURRICULUM AND INSTRUCTION STEERING COMMITTEE (CISC) 2022 LEADERSHIP SYMPOSIUM

Resolution: Approve attendance at the Curriculum and Instruction Steering Committee (CISC) 2022 Leadership Symposium.

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.11 BOARD REVIEW AND APPROVAL, REVISED EXPANDED LEARNING OPPORTUNITIES GRANT PLAN

Resolution: Approve the Expanded Learning Opportunities Grant Plan revision

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.12 BOARD APPROVAL, REVISIONS TO BOARD POLICY 4144/4244/4344: COMPLAINTS

Resolution: Approve revisions to Board Policy 4144/4244/4344: Complaints

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.13 BOARD APPROVAL, REVISIONS TO BOARD POLICY 4151/4251/4351: EMPLOYEE COMPENSATION

Resolution: Approve revisions to Board Policy 4151/4251/4351: Employee Compensation

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.14 BOARD APPROVAL, REVISIONS TO BOARD POLICY 4157/4257/4357: EMPLOYEE SAFETY

Resolution: Approve revisions to Board Policy 4157/4257/4357: Employee Safety

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.15 BOARD APPROVAL, CHANGES TO SALARY SCHEDULES: GROUP 1, 5 AND 17

Resolution: Approve changes to salary schedules: Group 1, 5 and 17.

Approve Consent Items 6.1 - 6.16.

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

Action (Consent): 6.16 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 - 6.16.

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

Action (Consent): 6.17 BOARD APPROVAL, CONSENT CALENDAR

Member Mok addressed item 6.8 regarding the GATE Program. Although this program is not a good fit in the District, he would like to see a program like this in the future in DMUSD.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Resolution: Approve Consent Items 6.1 - 6.16.

Approve Consent Items 6.1 - 6.16.

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

7. CURRICULUM AND INSTRUCTION

Report: 7.1 BOARD REPORT, I-READY LOCALLY SELECTED STUDENT ASSESSMENT

Vivian Firestone, Coordinator of Assessment, Data, and Integrated Technology, provided a report to the Board regarding i-Ready Locally Selected Student Assessment, including:

Spring 2021 Was A Little Different

Requirements

i-Ready

Reading - All Students: 87% Met & Exceeded

Reading - Student Groups

Math - All Students: 83% Met & Exceeded

Math - Student Groups

National, California, DMUSD Comparison - At and Above

Intervention

Multi-Tiered Systems of Support

Assessment Driven

Reading and Math Intervention Specialist

Counselors

Co-Teaching

Ignite Genus and Empower Students to Advance the World

Cultures of Thinking

STEAM+ Structures

Learning Environments

Essential Elements of Instruction

CGI - Mathematics

Amplify Science

Staff responded to clarifying questions from the Board.

8. ADMINISTRATION AND POLICY**9. MAINTENANCE, OPERATIONS AND FACILITIES****Report: 9.1 BOARD REPORT, FACILITIES UPDATE**

Chris Delehanty, Executive Director, Capital Programs & Technology provided a facilities update, including:

Pacific Sky School

Del Mar Heights School Rebuild

Sycamore Ridge School Playgrounds

Del Mar Hills Academy Modernization

Staff responded to clarifying questions from the Board.

Action: 9.2 BOARD APPROVAL, SELECTION OF CONSULTANT FOR SITE SURVEYS FOR DEL MAR HILLS ACADEMY MODERNIZATION PROJECT

Staff responded to clarifying questions from the Board.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve selection consultant for site surveys for the Del Mar Hills Academy Modernization Project.

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

Action: 9.3 BOARD APPROVAL, SELECTION OF ENVIRONMENTAL CONSULTANT FOR DEL MAR HILLS MODERNIZATION PROJECT

Staff responded to clarifying questions from the Board.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve selection of environmental consultant for environmental analysis of Del Mar Hills Academy Modernization Project.

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: 9.4 BOARD APPROVAL, SELECTION OF CONSULTANT FOR GEOTECHNICAL INVESTIGATION FOR DEL MAR HILLS MODERNIZATION PROJECT

Staff responded to clarifying questions from the Board.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve selection of consultant for geotechnical investigation of Del Mar Hills Academy Modernization Project.

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

10. BUSINESS AND FINANCE

11. PERSONNEL

12. CLOSING ITEMS

Information: 12.1 BOARD REVIEW, REMINDER OF UPCOMING DMUSD EVENTS

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

Information: 12.3 BOARD REVIEW, PRELIMINARY ITEMS FOR THE NOVEMBER REGULAR BOARD MEETING

Action: 12.4 ADJOURNMENT OF MEETING

Governing Board President Halpern adjourned the meeting at 6:45pm.

Governing Board President Halpern took roll call vote:

- Member Mok
- Member Wooden
- Member Rafner
- Member Fitzpatrick
- Member Halpern

Motion to Adjourn meeting.

Motion by Gee Wah Mok, second by Doug Rafner.

Final Resolution: Motion Carries

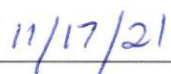
Aye: Doug Rafner, Erica Halpern, Scott Wooden, Katherine Fitzpatrick, Gee Wah Mok

Minutes of October 27, 2021 Adopted:

Signature of Governing Board Clerk:



 Gee Wah Mok, Esq.

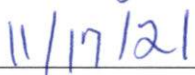


 Date

Signature of Superintendent:



 Holly McClurg, Ph.D.



 Date