

**DEL MAR UNION SCHOOL DISTRICT
BOARD OF TRUSTEES
*Minutes of Regular Board Meeting***

February 10, 2010

Closed Session: 4:00 p.m.

Open Session: 5:45 p.m.

Del Mar Hills Academy
14085 Mango Drive, Del Mar, CA 92014

Board President Rodriguez called the Regular Board Meeting to order at 4:04 p.m.

PUBLIC INPUT CONCERNING ITEMS ON THE CLOSED SESSION AGENDA

There was no input from the public.

Adjourned to Closed Session at 4:05 p.m.

RECONVENE OPEN SESSION

Board President Rodriguez welcomed staff, parents and community members to the Regular Board Meeting of the Board of Trustees.

The Board met in Closed Session from 4:05-5:45 p.m. to discuss:

- 1.1 **Conference with Legal Counsel – Potential Litigation** (Government Code Section 54956.9(c); Name of Case: Two cases
- 1.2 **Conference with Real Property Negotiator** (G.C. 54956.8)-Property: 225 9th Street, Del Mar, CA —Agency Negotiator: Sharon McClain, Superintendent; 225 9th Street, Del Mar, CA, 92014 — Under Discussion: Sale/Lease Terms Between the City of Del Mar and the DMUSD.

REPORT OF ACTION TAKEN IN CLOSED SESSION:

Board President Rodriguez reported there was no action taken.

CALL TO ORDER

Board President Rodriguez called to order the Open Session of the Regular Board Meeting of the Del Mar Union School District, Board of Trustees, at 5:50 p.m.

1. PLEDGE OF ALLEGIANCE

Superintendent Sharon McClain led Board members and guests in the Pledge of Allegiance.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

ROLL CALL

Members Present (5): Comischell Rodriguez, President of the Board
Steven McDowell, Clerk of the Board
Annette Easton
Doug Perkins
Katherine White

Administrators Present: Dr. Sharon McClain, Superintendent
Dena Whittington, Assistant Superintendent, Business Services
Holly McClurg, Assistant Superintendent, Instructional Services
Sheila Weinberg, Director of Pupil Services
Mike Casey, Director of Technology
Randy Wheaton, Director of Maintenance & Operations
Charlene Komosinski, Director of Child Care/After School Programs
Katie Shanahan, Coordinator State & Federal Projects
Darlene Nadlonek, Human Resources Technician

Principals Present: Susan Fitzpatrick, Del Mar Hills Academy

DMUSD Staff Present: Jodi Neilson, Heather Kouriski, Mary Zobel, Nancy Swanberg,
Andrea Sleet, Lauren Kvalstad, Tanya Lubomudrov, Erik Bienke,
Katherine Weidmann

Others Present: Approximately 100+ community members.

2. **STUDENT RECOGNITION** – There was no student recognition.

3. **APPROVAL OF AGENDA**

Motion to Approve the Agenda

Motion White

Second McDowell

Unanimous

4. **CORRESPONDENCE/COMMUNICATION**

4.1 **Correspondence**

There was no correspondence.

4.2 **Public Comment (for items not on the Agenda)**

- *Amy Caterina*, DMUSD parent, submitted petitions from Del Mar Hills Academy and Del Mar Heights to keep all DMUSD schools opened. Spoke on behalf of the Hills/Heights community against closing a school or locating the district office at Del Mar Hills Academy.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

- *Ed Bertoca*, DMUSD Parent, spoke in favor of purchasing property for a district office and against closing a school.

5 REPORTS, RECOGNITIONS AND HEARINGS

5.1 Report – Board Reports/Comments

Member Perkins:

- Attended the Carmel Del Mar fundraising event.
- Announced that the Financial Task Force has had two meetings, which included a Brown Act training and the formation of five sub-committees. The FTF webpage allows the community to give input on budget issues.

Member Rodriguez:

- Attended CSBA Masters in Governance training on Student Learning & Achievement.
- Attended the Del Mar Hills Academy Art Show.
- Visited Sage Canyon.
- Visited with the Leadership Team.

Member Easton:

- Met with community members regarding their issues and concerns.
- Expressed appreciation for the emails being received.

Member McDowell:

- Attended CSBA Masters in Governance training on Student Learning & Achievement.
- Attended the Del Mar Hills Academy Art Show

Member White:

- Attended the Recycled Fashion Show put on by Del Mar Hills Academy.
- Attended CSBA Masters in Governance training on Student Learning & Achievement and heard a presentation on a preschool that is dispersed throughout a district.

5.2 Report – Superintendent’s Report

- Visited classrooms in several schools.
- Attended Strategic Plan Financial Task Force meeting.
- Attended the Del Mar Hills Academy Art Show.
- Attended CSBA Masters in Governance training on Student Learning & Achievement and heard a wonderful presentation on preschool.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

6 APPROVAL OF MINUTES

Motion to approve Minutes of the following Board Meeting:

- Minutes of Special Board Meeting of December 2, 2009
- Minutes of Regular Board Meeting of December 9, 2009
- Minutes of Board Visitation & Special Board Meeting of December 16, 2009

Motion White
Second McDowell
 Unanimous

6.1 APPROVAL OF CONSENT ITEMS

- *10.1 Board Approval and Acceptance of Donations to the Del Mar Union School District
- *10.2 Board Approval of Addendum to Agreement Between Dr. Elizabeth Christensen, Optometrist, POC and the Del Mar Union School District
- *11.1 Board Approval of Recommended Personnel Actions: Employment, Resignations, Retirements, Dismissals, Leaves of Absence, and Change of Status

Motion to approve Consent Items *

Motion White
Second Easton
 Unanimous

7 CURRICULUM & INSTRUCTION

7.1 Board Approval, Extended Studies Curriculum Program

Superintendent McClain presented the DMUSD Specialist Program Proposal for the 2010/2011 school year. The district administration and principals recommend that the 2010-2011 Extended Studies Curriculum (ESC) provided by the district continue to follow the criteria established and approved by the Board on 02/25/09 with one change. The proposal includes the principals' request to have the option of general music and/or visual art and/or physical education in the 4th, 5th and 6th grades.

The Board asked clarifying questions relative to physical education instruction in Kindergarten – 3rd grades and the instruction in 4th, 5th & 6th grades. The classroom teachers in K-3rd grade will provide physical education instruction. Physical education in 4th, 5th & 6th grades will be taught by either the classroom teacher or a physical education specialist depending on a principal's decision to have general music and/or visual art and/or physical education in the ESC program.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

Motion to approve the Extended Studies Curriculum Program, with the following amendment: K-3rd grade physical education instruction will be taught by the classroom teacher. Physical education in 4th, 5th & 6th grades will be taught by either the classroom teacher or a physical education specialist.

Motion White

Second McDowell

Unanimous

By approving this motion the Board has eliminated two physical education positions, which are over and above the positions required for prep time coverage.

8 ADMINISTRATION AND POLICY

8.1 First Reading, 2010/2011, 2011/2012 and 2012/2013 School Year Calendars

Superintendent McClain presented calendars for 2010-2013 school years for Board review. Supt. McClain confirmed that aside from aligning the calendars with the SDUHSD, input from the PTA Presidents, DMCTA, principals and staff was considered when making the calendars. The Board expressed appreciation in aligning the calendars with SDUHSD.

8.2 Board Discussion/Action, 7/11 District Advisory Committee Proposals

Superintendent McClain summarized the work of the 7/11 DAC and presented her recommendations for relocating the District Office. Supt. McClain informed the Board that the District Office must be moved from its present location by May 15, 2011. Supt. McClain outlined the first choice, which is to purchase property for the relocation of the District Office and Maintenance & Operations and to locate preschool and employee childcare at Sycamore Ridge. Supt. McClain presented two other options, which include, 1) a temporary location of the District Office at Del Mar Hills Academy, the preschool at Sycamore Ridge and Maintenance & Operations on leased or purchased land and 2) to lease office space and continue to investigate property for sale.

The Board asked clarifying questions regarding the recommendation and legal issues regarding the co-location of office space on a school site, etc.

Attorney Terry Tao was present to clarify that public schools fall under Government Code sections addressing the ability to have school buildings, which is defined as including all accessory uses including administrative offices, on a school site. Mr. Tao shared that a change in zoning would not be required. Additionally, he shared that the Environmental Quality Act has an exemption if remodeling less than 10 classrooms.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

The Board asked clarifying questions relative to relocating the District Office at a school site which were responded to by Mr. Terry Tao, attorney.

Public Input:

- *Suzanne Hall*, DMUSD parent, spoke of the budget issues facing the district and the need for a long-term solution.
- *Jay Boyd*, community member, spoke in support of not closing a school.

Motion to remove school closure from the 7/11 District Advisory Committee proposals.

Motion White

Second Perkins

Unanimous

Motion to extend the time limit for public input to allow all speakers the opportunity to address the Board.

Motion Perkins

Second Easton

Unanimous

Public Input

- *Becky Deller*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Robert Martindale*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Diane Jacobs-Baizer*, DMUSD parent, spoke against co-locating the District Office at a DMUSD school site.
- *Vicki Miranda*, DMUSD parent, spoke in favor of purchasing property to relocate the District Office.
- *Ruthie Kaminskuas*, DMUSD parent, spoke against the continuous use of portable classrooms at Del Mar Heights.
- *Obie Roy*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Liz Shopes*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Paul-Eric Paumard*, DMUSD parent, spoke against co-locating the District Office at Torrey Hills School.
- *Amy Caterina*, DMUSD parent, spoke against co-locating the District Office at a DMUSD school site.
- *Jay McGuerty*, DMUSD parent, spoke against co-locating the District Office at Torrey Hills School.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

- *Juli Oh*, DMUSD parent, spoke against co-locating the District Office at a DMUSD school site.
- *Patty O'Connor*, DMUSD parent, spoke against co-locating the District Office at Torrey Hills School.
- *Vanessa Black*, DMUSD parent, thanked the Board for taking school closure off the list of considerations.
- *John Spence*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Beth Westburg*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Joel Holliday*, DMUSD parent, spoke against co-locating the District Office at a DMUSD school site.
- *Estela de Llnos*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Tom Sohn*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Chris Wallace*, DMUSD parent, spoke against co-locating the District Office at Del Mar Hills Academy.
- *Lauren Essex*, DMUSD parent, presented a petition with 130+ signatures in support of not closing Del Mar Hills Academy, keeping the current configuration at Del Mar Hills Academy and Del Mar Heights, and not co-locating the District Office.

Board Discussion:

The Board asked clarifying questions relative to locating the District Office outside of the District boundaries, locating immediately adjacent to the District boundaries and potential litigation, co-location of administrative offices on a school site. Mr. Terry Tao responded to the Board's questions and confirmed that the funds generated from the sale of the Shores property must be used for capital outlay.

Mr. Tao responded to Board questions relative to deferred maintenance funds, portable classroom replacement, etc. The Board requested information to be provided on the amount of five-year deferred maintenance funds.

Motion to remove building the District Office and Maintenance & Operations at Torrey Hills School.

Motion Rodriguez
Second McDowell
Unanimous

Motion to move employee preschool and special education preschool to Del Mar Hills Academy.

Motion White

Second Easton

Board Discussion

The Board asked clarifying questions relative to the Superintendent's recommendation of moving preschool to Sycamore Ridge. Assistant Superintendent, Instructional Services, Holly McClurg clarified that ten classrooms are needed for the employee preschool and special education preschool before August 2010. Director of After School Programs, Charlene Komosinski, clarified that current facilities at Sycamore Ridge accommodate both preschools and moving them to Sycamore Ridge requires no new licensing and is the easiest and least expensive move in the District.

The Board requested more short term and long-term information on the options being discussed relative to moving both employee and special education preschools.

Motion died.

Motion to direct the realtors to expand the search for space for a District Office to 1) include a size of approximately 10,000 square feet, 2) expand the search for suitable property contiguous to the District boundaries, and 3) search neighboring areas for a separate space for Maintenance & Operations.

Motion Easton

Second White

Unanimous

Motion to remove from consideration the co-location of the District Office at Del Mar Hills Academy.

Motion White

Second Perkins

Board Discussion

Board members expressed the need for further information before voting on the motion.

Public Input:

- *Wayne Harris*, DMUSD parent, spoke in support of pursuing the opinion of the General Attorney regarding locating on property outside the boundary.
- *Ellen Thomas*, DMUSD parent and real estate broker, spoke in support of working with the current brokers to find the right property.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

- *Liz Shopes*, DMUSD parent, spoke in support of locating employee preschool and special education preschool at Sycamore Ridge.

Member White withdrew the motion.

8.3 Update, School-Located Vaccination (SLV) Clinic

Sheila Weinberg, Director of Pupil Services, presented an update on the feasibility of conducting a vaccination clinic within the DMUSD and the decrease in the number of clusters of SLV. The recommendation at this time is to not hold a vaccination clinic on school campuses.

8.4 Discussion, Resolution for Retiring Employee

Superintendent McClain, reported that staff is in support of continuing the practice of honoring retiring employees at the end of the year celebration.

8.5 Update, 7th Annual DMUSD Blood Drive – January 20, 2010

Executive Assistant to the Superintendent, Sherry Forte, reported the Blood Drive resulted in 32 pints of blood being donated, which was down from previous years due to the poor weather conditions. The Board thanked Mrs. Forte and “the team” for organizing the Blood Drive.

8.6 Board Ratification, Nexus

Director of Technology, Mike Casey, asked the Board to ratify the work of Nexus to migrate Call Manager, NEC 2400 Voice Mail, Voice PRI, and First Class Voice Mail services from the Ashley Falls network to the District’s core Metro Switch. The work was scheduled for February 1st and 2nd in order to minimized disruption to the district.

Motion to approve ratification of the services performed by Nexus.

Motion Perkins

Second McDowell

Unanimous

8.7 Approval of Interdistrict Attendance Agreement Between the Del Mar Union School District and Other School Districts

Superintendent McClain presented this routine countywide procedure in order for students residing in the Del Mar district to attend schools in other districts, and for students residing in other districts to attend Del Mar schools.

The Board requested that information on the Romero Bill be presented at a future meeting. The Board asked clarifying questions regarding interdistrict transfers, which were responded to by Director of Pupil Services, Sheila Weinberg.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmUSD.org, - Board of Trustees - Board Meetings.

Motion to approve Interdistrict Attendance Agreement Between the Del Mar Union School District and Other School Districts.

Motion McDowell

Second White

Unanimous

8.8 Board Direction, Request for Proposal, Space Planner

Superintendent McClain presented general information on space planners as requested by the Board. The Board directed staff to investigate whether another district is currently using a space planner and transferring their Request for Proposal (RFP) to the DMUSD.

Motion to extend the meeting to 11:00 p.m.

Motion Easton

Second Perkins

Unanimous

8.9 Reminder of Upcoming Events

(For information only.)

The Board requested that the meetings of the JPA be added to the list of Upcoming Events.

9 OPERATIONS AND FACILITIES

9.1 Facilities Report for December and January

(For information only.)

Superintendent McClain reported that staff is pursuing a bid to update the Long Term Facilities Master Plan.

10 BUSINESS AND FINANCE

10.3 Solar Energy

Public Input

- *Doug Rafner*, DMUSD parent, suggested the Financial Task Force study the possibility of Solar Energy.

The Board was in agreement in having the Financial Task Force research Solar Energy as a budget savings.

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.

10.4 **Update, Proposals for the 2010/2011 State Budget**

Tabled to the February 24, 2010 Board meeting.

10.5 **Update – Eric Hall & Associates**

The Board requested this item be brought back to the Board on a CFD agenda.

11 PERSONNEL

11.2 **First Read: Revision of Director, After School Programs/Child Care Services Job Description**

Human Resources Technician, Darlene Nadlonek, presented the revised job description for Director, After School Programs/Child Care Services for a first reading. The position is posted to attract both classified and certificated applicants.

The Board asked clarifying questions regarding the licensing for After School Child Care and the preschool program.

11.3 **Update of Process for Hiring Director, After School Programs/Child Care Services**

Human Resources Technician, Darlene Nadlonek, presented a timeline for the hiring of Director, After School Programs/Child Care Services. The Board had no questions.

11.4 **Board Approval, Revised Classified Management Salary Schedule**

Human Resources Technician, Darlene Nadlonek, clarified that approval of the revised schedule will put the Director, After School Programs/Child Care Services and the Director, Maintenance and Operations on the same range.

Motion to approve, Revised Classified Management Salary Schedule

Motion White

Second Easton

Unanimous

11.5 **Update of Process for Hiring Assistant Superintendent, Human Resources**

Human Resources Technician, Darlene Nadlonek, reported due to a low response to the first posting of this position, staff is reposting with a deadline of March 8, 2010.

11.6 **Board Approval, Resolution 2010-01, Determination of Seniority Among Certificated Employees with the Same Seniority Date (“Tie-Breaker Resolution”)**

Superintendent McClain presented Resolution 2010-01 as part of the process of conducting layoffs of certificated personnel. The Board is required to adopt a set of criteria that will be utilized if two or more employees who are subject to layoff have the same seniority date.

Motion to approve Resolution 2010-01, Determination of Seniority Among Certificated Employees with the Same Seniority Date (“Tie-Breaker Resolution”)

Motion White

Second Easton

Unanimous

11.7 **Selection of Board Members to Serve on Screening/Interview Panels**

Human Resources Technician, Darlene Nadlonek, requested the Board select members to serve on screening and interview panels for the Assistant Superintendent, Human Resources, Director of After School Programs/Childcare and Assistant Principal. All Board members volunteered to participate and will be notified of the panel to serve on.

12 ARTICLES OF INTEREST

None.

13 ITEMS FOR FEBRUARY 17, 2010 BOARD MEETING

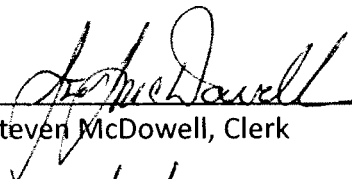
- Facilities Report
- Second Reading, 2010/2011, 2011/2012 & 2012/2013 School Year Calendar
- Library Materials Selection Policy
- Minutes of Special Board Meeting of January 7, 2010
- Minutes of Special Board Meeting of January 13, 2010
- Minutes of Special Board Meeting of January 20, 2010
- Minutes of Special Board Meeting/Visitation of January 20, 2010
- Minutes of Regular Board Meeting of January 27, 2010
- Update, Proposals for the 2010/2011 State Budget
- Posting correspondence/emails to the website.
- CSBA Delegate Election
- Contract between Sharon L. McClain and the DMUSD – February 24, 2010
- 7/11 DAC Proposal
- Other items requested by the Board

Official Minutes, Regular Board Meeting • February 10, 2010

An audio recording and a detailed description of all agenda items is available at www.dmusd.org, - Board of Trustees - Board Meetings.


There being no further business to come before the Board, there was a
Motion to Adjourn at 11:00 p.m.

Motion Perkins
Second Easton
 Unanimous



Steven McDowell, Clerk
4/2/2010

Date



Sharon McClain, Superintendent
3-29-10

Date