

**DEL MAR UNION SCHOOL DISTRICT  
BOARD OF TRUSTEES**

***Minutes of Special Board Meeting***

February 24, 2010  
3:00 p.m.

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

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- 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  
                                 Holly McClurg, Assistant Superintendent, Instructional Services  
                                 Katie Shanahan
- Principals Present:        Shelley Petersen, Ashley Falls
- DMUSD Staff Present:      Jodi Neilson,
- Others Present:             Approximately 28+ community members.
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**BUSINESS TRANSACTED WAS LIMITED TO THE FOLLOWING:**

Board President Rodriguez called the meeting to order at 3:05 p.m.

**1. APPROVAL OF AGENDA**

Motion to Approve the Agenda

**Motion**    Easton

**Second**   Perkins

**Unanimous**

**2. PUBLIC INPUT CONCERNING ITEMS ON THE CLOSED SESSION AGENDA**

There was no input from the public

**3. BOARD MEETING EFFECTIVENESS WORKSHOP, 3:05-4:00 P.M.**

Board President Rodriguez and Superintendent McClain shared information on Board effectiveness, which they received at the CSBA Board President Workshop. Topics covered included the following:

### Role of the board

- Setting direction
- Essential document – believe,
- Success indicators

### Governance Clock:

- 12 o'clock – main view of district
- 6 o'clock – district staff and responsibility

### Governance Calendar:

- The Board reviewed a draft of the DMUSD Governance Calendar, showing month-by-month items for the Board to discuss and/or take action.

### Focused decision making – The Trifocal lens approach

- The big picture lens
- The issue lens
- Governance lens

### Use the ABC's of looking at an issue

- Acknowledge
- Bridge
- Clarify information
- Deliver the key message

### Meeting Norms

- Consistently support decisions in public
- Work together to achieve outcome of the Strategic Plan
- Assure superintendent provide timely, accurate & legally compliant documents
- Assure Board's values are considered prior to review of significant issues
- Board members communicate to staff through the superintendent
- Make a commitment to open communication
- Honor agreements

### Communication

- Refer community questions and ideas to superintendent
- Assure there is no conflict of interest
- Adhere to open meeting laws
- Submit agenda items according to the published calendar

### Process and Procedures

- Deliberate from a motion
- State ideas and thoughts concisely
- Value community input

Staff recommended they continue refining the Governance Calendar in a workshop format to be held on March 24, 2010, at the earliest, and that it be revisited in January of each year. Board President Rodriguez and Superintendent McClain presented a first draft of a governance calendar to the Board, which the Board discussed and requested that further refinements be taken off line, after Board members have had a chance to review the document.

4. **BOARD APPROVAL, ENGAGEMENT AGREEMENT WITH PROCOPIO, CORY, HARGREAVES & SAVITCH LLP**

Motion to approve, Engagement Agreement with Procopio, Cory, Hargreaves & Savitch LLP

**Motion** Perkins

**Second** White

**Unanimous**

**Adjournment into Closed Session**

Motion to adjourn into Closed Session at 3:55 p.m.

**Motion** Perkins

**Second** White

**Unanimous**

**RECONVENE OPEN SESSION AT 6:15 P.M.**

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

The Board met in Closed Session from 4:00-6:10 p.m. to discuss

- 1.1 **Public Employee Discipline/Dismissal/Release pursuant to Government Code 54957**
- 1.2 **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
- 1.3 **Conference with Legal Counsel – Potential Litigation** (Government Code Section 54956.9(c); Name of Case: Three cases
- 1.4 **Conference with Real Property Negotiator** (G.C. 54956.8)-Properties: 1302 Camino Del Mar, Del Mar, CA; 4106, 4110, 4116 and 4122 Sorrento Valley Blvd., San Diego, CA; 11189, 11199 Sorrento Valley Rd., San Diego, CA; 12625 High Bluff Dr., San Diego CA, 225 9<sup>th</sup> Street, Del Mar, CA —Agency Negotiator: Sharon McClain, Superintendent

5. **REPORT OF ACTION TAKEN IN CLOSED SESSION**

Board President Rodriguez reported that the Board approved the release of nineteen temporary teachers on one-year temporary contracts: Employee #'s 472-964, 478-762, 483-599, 103-342, 404-698, 101-972, 101-366, 483-433, 115-486, 405-382, 465-833, 375-142, 322-150, 331-073, 426-799, 324-425, 445-899, 263-428 and 413-280.

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Motion to add the Pledge of Allegiance between items 5 and 6 on the Agenda.

**Motion** White  
**Second** Rodriguez  
**Unanimous**

**PLEDGE OF ALLEGIANCE**

Board President Rodriguez led Board members and guests in the Pledge of Allegiance.

**6. PUBLIC INPUT FOR AN ITEM NOT ON THE AGENDA**

There was no input from the public.

**7. BOARD APPROVAL OF PROFESSIONAL SERVICE AGREEMENTS FOR THE DEL MAR UNION SCHOOL DISTRICT AFTER SCHOOL ENRICHMENT PROGRAM**

Director of After School Programs/Childcare, Charlene Komosinski, presented the following Professional Services Agreements for approval:

- Mahvash Ardakani – *Brain Busters*
- Wyatt Cameron DBA *Super Moverz, LLC*
- Peg Windisch DBA *We are Coaches*

Motion to approve of Professional Service Agreements for the Del Mar Union School District After School Enrichment Program

**Motion** White  
**Second** Easton  
**Carried (4-0-1)**  
Ayes 4  
Noes 0  
Abstain 1 (Member Perkins)

**8. UPDATE, POTENTIAL PROPERTIES FOR DISTRICT OFFICE, CHUCK WASKER, COLLIERS INTERNATIONAL, AND MARK KAGAN, MARKJEN CORPORATION**

Superintendent McClain, Board President Rodriguez, and Chuck Wasker and Mark Kagan, realtors, presented an overview of the properties currently available for a new District Office site.

Attorneys Jeff Stoke and Greg Mosier answer Board concerns regarding: 1) acquiring property outside of the District boundaries, 2) contiguous properties and 3) moving boundaries.

Board asked clarifying questions re 1) the distinction in locating administration vs another usage outside the district boundaries and the process for extending the district boundary. The Board will work with the realtors and attorneys to make a final decision within the next 30 days. The Board directed Superintendent McClain to work with the City of Del Mar regarding an extension of the existing lease at 225 9<sup>th</sup> Street, Del Mar CA.

9. **BOARD DISCUSSION/ACTION, 7/11 DISTRICT ADVISORY COMMITTEE PROPOSALS**

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

**Motion** Perkins

**Second** White

**Unanimous**

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The Board supports the staff continuing to explore boundary reconfiguration and all options using input from the 7/11 DAC and the Strategic Planning Financial Task Force.

**Public Input**

- *Amy Caterina*, DMUSD parent, spoke in support of eliminating co-location of the district office at a school site from consideration and making an offer on a property.
- *Heidi Neihart*, DMUSD parent, asked the Board to make a decision.
- *Troy Mitchell*, DMUSD parent, spoke in support of purchasing property for the District Office.
- *Noushin Bashi*, DMUSD parent, spoke in support of purchasing property for the District Office.
- *Richard Pascue*, DMUSD parent, spoke in support of purchasing property for the District Office.
- *Laurie Horton*, DMUSD parent, asked the Board to make a decision.
- *Kelli Politoske*, DMUSD parent, addressed the Board regarding rumors within the community and in support of eliminating co-location of the district office at a school site from consideration.
- *Cynthia Edgery*, DMUSD parent, spoke in support of purchasing property for the District Office.
- *Beth Westburg*, DMUSD parent, spoke in support of presenting the City of Del Mar with a lease extension and in support of eliminating co-location of the district office at a school site from consideration.
- *Joel Holliday*, spoke in support of eliminating co-location of the district office at a school site from consideration.
- *Victoria Cole*, DMUSD parent, spoke about the condition of the portables at Del Mar Heights School.
- *Estella de Llanos*, DMUSD parent, spoke in support of purchasing property for the District Office.
- *Arlene Dutchik*, DMUSD parent, spoke in support of studying a readjustment to the attendance boundaries.

**Board Discussion**

The Board discussed the readiness of eliminating certain proposals from consideration and agreed that until all the Board members have toured the available properties and received information on each, they were not prepared to vote.

Motion to conclude discussion on 7/11 District Advisory Committee's proposals.

**Motion** Easton  
**Second** McDowell  
**Unanimous**

The Board once again extended their appreciation to all members of the 7/11 DAC for their dedicated service to the District.

The Board agreed on the following priorities regarding relocating the District Office.

Priority #1: Purchase property

Priority #2: If property is not available, stay at 225 9<sup>th</sup> Street, Del Mar until suitable property is purchased.

Priority #3: If the City of Del Mar will not extend the existing lease, look at other options.

**10. BOARD DISCUSSION/APPROVAL, CONTRACT BETWEEN SHARON L. MCCLAIN, ED.D. AND THE DMUSD BOARD OF TRUSTEES**

The Board placed a discussion of Superintendent McClain's current contract on the agenda to determine what the issues are, and what Board action may be necessary.

Dena Whittington, Assistant Superintendent, Business Services, explained that the Business Services Department has not been able to implement a provision in the Superintendent's Contract reported revised on June 17, 2009.

The Board and Superintendent discussed the amendment to the Contract in June and that the revision must to be written in a manner that is acceptable to STRS.

Superintendent McClain will present a revised amendment, outlining the agreement made in June 2009, to the Board at the next Closed Session Board meeting.

**Public Input**

- *Melanie Carmosino for Doug Rafner*, DMUSD parent, spoke in support of living up to a commitment.

**RECONVENE TO CLOSED SESSION**

The Board reconvened to Closed Session at 8:50 p.m. to continue discussion on an item on the Closed Session Agenda.

**RECONVENE TO OPEN SESSION**

The Board reconvened to Open Session at 11:03 p.m.

**REPORT OF ACTION TAKEN IN CLOSED SESSION**

Board President Rodriguez reported that the Board took no action in Closed Session.


11. **ADJOURNMENT OF SPECIAL BOARD MEETING**

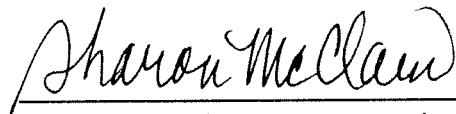
There being no further business to come before the Board, there was a Motion to Adjourn at 11:05 p.m.

**Motion** Easton

**Second** Rodriguez

**Unanimous**

  
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Steven McDowell, Clerk  
4/2/2010  
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Date

  
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Sharon L. McClain, Superintendent  
3-29-10  
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Date