

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

***Minutes of Regular Board Meeting***

February 29, 2012

Closed Session: 4:45 p.m.

Open Session: 5:45 p.m.

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

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Board President Wooden called the Regular Board Meeting to order at 4:45 pm

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

- There was no public input.

**ADJOURN TO CLOSED SESSION**

The Board adjourned to Closed Session at 4:46 p.m.

**RECONVENE OPEN SESSION**

The Board reconvened to Open Session at 5:45 p.m.

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

1. The Board met in Closed Session from 4:46 to 5:37 p.m. to discuss:
  - 1.1 **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
    - Amend Superintendent's Contract
    - Release of Temporary Certificated Employees
  - 1.2 **Conference with Labor Negotiator** (G.C. 54957.6) Agency Designated Representatives: James Peabody, Superintendent and Tim Asfazadour, Assistant Superintendent, Human Resources; Employee Organization: Del Mar California Teachers Association
  - 1.3 **Conference with Real Property Negotiator** (G.C. 54956.8)- *Under Discussion: Lease Between the DMUSD and Andrews, Lagasse, Branch & Bell, LLP: 11232 El Camino Real, San Diego, CA, 92130* — Agency Negotiator: James Peabody, Superintendent

**REPORT OF ACTION TAKEN IN CLOSED SESSION:**

Board President Wooden reported: Regarding Item 1.1 the Board approved an *Amendment to the Agreement for Employment of Superintendent between the Del Mar Union School District*

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An audio recording and a detailed description of all agenda items is available at [www.dmusd.org](http://www.dmusd.org), - Board of Trustees - Board Meetings.

and James D. Peabody as follows: Delete Item 8g on page 5 of said Agreement, which reads:

**“Retirement Contribution:** During the term of this contract or any renewal or extension thereof, the Board shall make a monthly employer contribution of one thousand four hundred dollars (\$1,400) to the Superintendent’s Fringe Benefit Consortium with the San Diego County Office of Education 401(a) account with no cash option.”

The Board gave direction to staff to issue a “Notice of Release From Temporary Certificated Position” to all temporary certificated employees.

No action was taken on items 1.2 and 1.3.

## **CALL TO ORDER**

Board President Wooden called to order the Open Session of the Regular Board Meeting of the Del Mar Union School District, Board of Trustees, at 5:45 p.m.

## **2. PLEDGE OF ALLEGIANCE**

Superintendent Jim Peabody led Board members and guests in the Pledge of Allegiance.

## **ROLL CALL**

Members Present (5):

Scott Wooden, President of the Board  
Comischell Rodriguez, Clerk of the Board  
Kristin Gibson  
Doug Perkins  
Doug Rafner

Administrators Present:

James Peabody, Superintendent  
Tim Asfazadour, Assistant Superintendent, Human Resources  
Holly McClurg, Assistant Superintendent, Instructional Services  
Cathy Birks, Assistant Superintendent, Business Services  
Cara Schukoske, Director of Pupil Services  
Mike Casey, Director of Technology  
Julie Geisbauer, Director of Child Care/After School Programs  
Randy Wheaton, Director of Maintenance & Operations

DMUSD Staff Present:

Katrina Graupmann, Eileen Randall, Cathy Brizes, Emily Morris,  
Brenda Heskett, Lisa Martinez, Karen Holty, Jodi Lack

Others Present:

Janet England, Maia Starling, Julie Beacock, Kyle Beacock, Jennifer Marchese-Ernst, Robert Ernst, Jill Seidenverg, Kellie Church, Jeremy Church, Sandy Blackstoneo-Gardner, Lisa Vlazer, Jill Meiter, Shannon Cary, Velda Soltero and community members.

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### 3. **APPROVAL OF AGENDA**

Amendments: Pull item 10.2, 10.10 and 10.11 from Consent

Motion to Approve Agenda, as amended

**Motion** Rodriguez

**Second** Perkins

**Unanimous**

### 4. **CORRESPONDENCE/COMMUNICATION**

#### 4.1 **Correspondence**

- Superintendent Peabody received several emails regarding option areas and the placement of preschool/CDC program, which had been shared with the Board.

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

- *Julie Beacock*, Torrey Hills parent, requested the Board consider a policy allowing for early Kindergarten admittance.
- *Hirdey Bhathal*, Ocean Air parent requested the Board consider a policy allowing for early Kindergarten admittance.
- *Maia Starling*, Sycamore Ridge parent, spoke in favor of moving CDC/Preschool to a new location.
- *Josh Clorfeine*, Sycamore Ridge parent, asked the Board to institute a uniform policy for announcing when the Board is considering an important decision. He also spoke in favor of moving CDC/Preschool to a new location.
- *Tzer Hung*, Sycamore Ridge parent, spoke in favor of moving the CDC/Preschool to a new location.
- *Kellie Church*, Sycamore Ridge parent, spoke in favor of returning the CDC classrooms to their original intended use as Kindergarten classrooms.
- *Jeremy Church*, Sycamore Ridge parent, requested the Board assess the impact on the school before deciding to locate CDC/Preschool at Sycamore Ridge.
- *Jill Siidenverg*, Sycamore Ridge parent, expressed concern that a Mello Roos area is supporting a special program at a school where there is a lack of space for resident students.
- *Kamal Haddad*, Sycamore Ridge parent, spoke regarding a violation of the CFD due to lack of space for resident students.
- *Sandi Adam*, Sycamore Ridge parent, spoke of the impact of the CDC/Preschool on Sycamore Ridge and requested visibility of the decision making process.

### 5. **REPORTS, RECOGNITIONS AND HEARINGS**

#### 5.1 **Staff Recognition**

Superintendent Peabody thanked Jakes Del Mar and the Pacific Athletic Club for their support of the DMUSD Employees of the Month program by donating gift certificates and a one-month membership, respectively, for the honorees, as follows:

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<i>Ashley Falls</i>	Sierra Cruz, After School Programs Worker
<i>Carmel Del Mar</i>	Soco Santos, Assistant Director, After School Programs
<i>Del Mar Heights</i>	Tracy Graciano, After School Programs Team Leader
<i>Del Mar Hills Academy</i>	Roseann Reyes, After School Programs Team Leader
<i>Ocean Air</i>	Sam Wassman, After School Programs Worker
<i>Sage Canyon</i>	Ryan Torrecarion, After School Programs Worker
<i>Sycamore Ridge</i>	Leslie Yanagihara, After School Programs Team Leader
<i>Torrey Hills</i>	Eboni Harvey, After School Programs Team Leader
<i>CDC Preschool</i>	Tram Nguyen, Child Development Center Worker

**5.2 DMCTA Report: Katrina Graupmann, DMCTA President**

Katrina Graupmann reported that “things are going very well with the teachers.” The DMCTA appreciates the positive working relationship between the DMCTA and DMUSD, which allows them to work together on the difficult issues in a positive manner. The Notice of Release for temporary teachers on March 15 will add stress for temporary teachers but the DMCTA will provide support and remain optimistic they will be brought back in 2012/2013. Teachers appreciate the support of Mike Casey, Director of Technology, as they continue to work on report cards. The DMCTA will return to negotiations with the District in March for contract negotiations and hope that if cuts are necessary that they stay as far away from students as possible. The DMCTA will solicit the help of the PTA’s for community outreach to better address joint community issues such as bullying and helping children with homework. The goal is assure the parent community and students that teachers are there for students not for the contract.

**5.3 DMSEF Report: Drew Isaacman, DMSEF President**

In the absence of Drew Isaacman, the Board’s representative to the DMSEF, Kristin Gibson, presented the report. Ms. Gibson reiterated the DMSEF’s goal is \$2 million with a 100% participation rate. As of February 24<sup>th</sup>; the participation rate is 25% equating to 744 families for a total contribution of \$523,000 toward the goal. The DMSEF is currently \$1.5 million away from the goal. There is currently a gap of nine full time equivalent ESC teachers. A minimum of 11 ESC teachers would need to be funded to restore the program to what it was in 2009. The DMSEF’s message is “if you haven’t contributed to the annual DMSEF fall campaign please give what you can today so our kids can be assured of a complete ESC program.....”

**5.4 Report – Board Reports/Comments**

*Member Perkins:*

- Attend PTA Advisory Committee meeting for the first time and found it very interesting. Happy to see first hand the cooperation that goes on among the PTAs.

*Member Rafner:*

- Attended the Board’s visit to Carmel Del Mar
- Attended North City West planning Board meeting

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- Attended the CASH Conference on housing students on behalf of the NCW.

*Member Gibson:*

- Attended the Board’s visit to Carmel Del Mar
- Attended the Open House at the District Office

*Member Rodriguez:*

- Attended the Open House at the District Office
- Attended the open forum to share information on the proposed option areas; appreciated a format allowing one-on-one conversations.
- Attended the monthly San Diego County School Board’s Association meeting serving as a delegate for the California School Boards Association focusing on the superintendent evaluation process.
- Announced there will be a conference on Conflict of Interest Code at the Poway Unified School District Office.
- Working on a program “Who’s for kids and who’s kidding”
- Working on separating from CSBA permanently to obtain non-profit status.
- Gave shout out to Julianne Cunningham, parent of child with rare disease, who took time to celebrate Rare Disease Day.

*Member Wooden:*

- Attended the Board’s visit to Carmel Del Mar
- Attended the Open House at the District Office
- Attended public forum for information on option areas and CDC/preschool facility.

**5.5 Report – Superintendent’s Report**

- Superintendent Peabody congratulated Darlene Nadlonek on her retirement.

**6. APPROVAL OF MINUTES**

Motion to approve Minutes of the following Board Meetings:

- Minutes of Regular Board Meeting, January 18, 2012
- Minutes of Special Board Meeting/Visitation, February 1, 2012

**Motion**     Gibson  
**Second**    Rafner  
**Unanimous**

**6.1 APPROVAL OF CONSENT ITEMS**

- \*10.1 Board Approval of Purchase Orders and Ratification of Commercial Warrant Payments and Revolving Cash Disbursements
- \*10.2 *Pull from Consent*  
~~Board Approval and Acceptance of Donations to the Del Mar Union School District~~
- \*10.3 Board Approval of Performance Agreements

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- \*10.4 Board Approval of Petition for Issuance of New Warrant in Lieu of Void Warrants Payable to Jackie Tiffany
- \*10.5 Board Approval of Contract for Annual Audit of K-12 School District Pursuant to Education Code Section 41020
- \*10.6 Board Approval of Memorandum of Understanding Between Cardiff School District and the Del Mar Union School District for One-on-One Aide.
- \*10.7 Board Approval of Contracts and Contract Amendments for Special Education Services for the 2011-2012 School Year
- \*10.8 Board Approval of Agreement Between Vector Resources and the Del Mar Union School District for Hourly Production Technical Support
- \*10.9 Board Approval of Resolution 2012-01 Approving the Annual Reportable Fees Reports for Fiscal Year 2007-2008, 2008-2009, and 2009-2010 in Compliance with Government Code Section 66006
- \*10.10 *Pull from Consent*  
~~Board Approval of Resolution 2012-02 Approving the Annual and Five Year Reportable Fees Reports for Fiscal Year 2010-2011 in Compliance with Government Code Section 66006 and 66001~~
- \*10.11 *Pull from Consent*  
~~Board Approval of Resolution 2012-03 Authorizing the Necessary Changes to Add Additional Providers to the Districts 457(B) Plan and Establish a Financial Literacy Program for Employees~~
- \*10.12 Board Approval to Advertise for Bids for Summer Maintenance Work
- \*10.13 Board Approval to Change Verbiage On Request For Use Of School Facilities and/or Grounds To Reflect Current Storm Water Consortium Recommended Language
- \*11.1 Board Approval of Recommended Personnel Actions: Employment, Resignations, Retirements, Dismissals, Leaves of Absence, and Change of Status

Motion to approve Consent Items \*10.1, \*10.3 – \*10.9, \*10.12, \*10.13 & \*11.1

**Motion** Gibson

**Second** Perkins

**Unanimous**

## 7. CURRICULUM & INSTRUCTION

### 7.1 Board Approval, School-Sponsored Field Trip

Dr. Holly McClurg, Assistant Superintendent, Instructional Services, presented field trips for approval.

Motion to approve School-Sponsored Trip

**Motion** Rodriguez

**Second** Gibson

**Unanimous**

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## 8. ADMINISTRATION AND POLICY

### 8.1 Discussion and Board Approval, Flexible Option Areas and Designated Overflow Schools

#### **Public Input:**

- *Maia Starling*, Sycamore Ridge parent, spoke against the option areas between Sycamore Ridge and Ashley Fall.
- *Josh Clorfeien*, Sycamore Ridge parent, expressed that until the CDC/Preschool location is designated, a discussion on option areas needs to be delayed. He spoke in favor of conducting a comprehensive study.

#### **Discussion**

Superintendent Jim Peabody presented information on the Board's request to develop a method of for student placement allowing for enrollment and facility optimization without changing attendance boundaries. He explained the option areas and overflow schools are an outcome of meetings with staff, community members and the Dolinka Group. Additional public comment and concerns were shared at the community open house held on February 13, 2012. Staff intends to conduct further research on information presented. Superintendent Peabody clarified that once a student is enrolled at an "option school" the student becomes a resident of the school for the remainder of their enrollment in the DMUSD.

Superintendent Peabody recommended the Board give approval for the option areas with the ability to refine the areas based on public input.

Staff responded to clarifying questions from the Board regarding:

- Who the option areas are intended for
- Possible forums for discussion CDC/Preschool location
- Classroom caps
- Availability of classrooms at other schools
- Placement of siblings entering Kindergarten

Motion to approve Flexible Option Areas and Designated Overflow Schools, with the flexibility to make revisions as may be determined at a future date.

**Motion** Rodriguez

**Second** Gibson

**Carried (4-1-0)**

Ayes: Members Gibson, Rafner, Rodriguez, Wooden

Noes: Member Perkins

Abstain: -0-

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**8.2 Board Approval, 2012/2013 Early Childhood and After School Program Tuition Rates**

Julie Geisbauer, Director of Early Childhood/After School Programs, recommended an adjustment for the Early Childhood and After School Program tuition rates for the 2012/2013 school year. Ms. Geisbauer reported that tuition rates have not been reviewed and/or increased for three to six years and in order to prevent the programs from encroaching on the District's general fund, a rate increase is necessary. Ms. Geisbauer reminded the Board that the programs are self sufficient through the Enterprise Fund and that staff anticipates the 2012/2013 Enterprise Fund will be balanced.

Motion to approve 2012/2013 Early Childhood and After School Program Tuition Rates

**Motion** Perkins

**Second** Gibson

**Unanimous**

**8.3 Board Approval, 2012 CSBA Delegate Assembly Election**

The Board of Trustees selected nine San Diego County nominees to serve on the California School Board Association Delegate Assembly, as follows:

Comischell Rodriguez	Del Mar Union School District
Katie Dexter	Lemon Grove School District
James Grier, Jr.	National School District
Barbara Groth	San Dieguito Union High School District
Steve Lilly	Vista Unified School District
Dan Lope	Ramona Unified School District
Raqual Marquez Maden	San Ysidro Elementary School District
Dawn Perfect	Ramona Unified School District
Anne Renshaw	Fallbrook Union Elementary School District

Motion to approve the submission of nine nominees to serve on the 2012 CSBA Delegate Assembly Election

**Motion** Gibson

**Second** Rafner

**Unanimous**

**8.4 Discussion/Direction, Extended Studies Curriculum**

Superintendent Peabody requested expanding the flexibility of the District funded ESC programs and content for schools giving each the opportunity to create and/or strengthen meaningful 21st century learning environments aligned with the

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schools' site plans. The Board requested ESC content flexibility require prior written approval from the superintendent or superintendent's designee. The Board gave staff direction to pursue flexibility with the understanding it pertains to the District portion of ESC funding and not the DMSEF's portion of ESC funding.

**8.5 Reminder of Upcoming Events**

*(Presented for information only.)*

**9. OPERATIONS AND FACILITIES**

**9.1 Facilities Report, January**

Randy Wheaton, Director of Maintenance & Operations, reported on the management of disaster sheds through the District, the progress of on the Ocean Air relocateable classrooms and assessing summer projects.

**10. BUSINESS AND FINANCE**

**10.2 Board Approval and Acceptance of Donations to the Del Mar Union School District**

Motion to approve Acceptance of Donations to the Del Mar Union School District

**Motion** Rafner

**Second** Rodriguez

**Carried (4-0-1)**

Ayes Members Gibson, Perkins, Rafner, Rodriguez

Noes -0-

Abstain Member Wooden

**10.10 Board Approval of Resolution 2012-02 Approving the Annual and Five Year Reportable Fees Reports for Fiscal Year 2010-2011 in Compliance with Government Code Section 66006 and 66001**

Cathy Birks, Assistant Superintendent, Business Services, presented Resolution 2012-02 approving the annual and five year report which details the reportable fees that the District received, expended or to be expended in connection with school facilities for fiscal year 2010-2011. Staff responded to clarifying questions from the Board.

Motion to approve Resolution 2012-02 Approving the Annual and Five Year Reportable Fees Reports for Fiscal Year 2010-2011 in Compliance with Government Code Section 66006 and 66001

**Motion** Rodriguez

**Second** Rafner

**Unanimous**

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10.11 **Board Approval of Resolution 2012-03 Authorizing the Necessary Changes to Add Additional Providers to the Districts 457(B) Plan and Establish a Financial Literacy Program for Employees**

Superintendent Peabody presented Resolution 2012-03 to approve amending the 457 plan to allow for PlanMember Services as an investment provider in the plan and to implement a Financial Literacy and Financial Wellness program intended to increase participation in the program and to assist employees in better understanding their retirement.

Superintendent Peabody responded to clarifying questions from the Board.

Motion to approve Resolution 2012-03 Authorizing the Necessary Changes to Add Additional Providers to the Districts 457(B) Plan and Establish a Financial Literacy Program for Employees

**Motion** Perkins

**Second** Gibson

**Unanimous**

10.14 **San Diego County Office of Education Oversight Letter Regarding 2011-2012 First Interim Report**

Superintendent Jim Peabody presented the oversight letter from the San Diego County Office of Education, which states the District submitted a positive certification meaning that the district will meet its financial obligations for the current fiscal year and subsequent two years.

10.15 **Board Approval to Purchase the Ocean Air Portable Classrooms from Global Modular Inc.**

Randy Wheaton, Director of Maintenance & Operations, requested approval to purchase portable classrooms for Ocean Air School. Board Member Rafner shared information on purchasing vs. leasing classroom portables. Superintendent Peabody suggested the staff have additional time to research funding and the pros and cons of leasing vs. purchasing. Mr. Wheaton clarified the plan must be submitted to the Department of State Architect in mid March in order to have the portables ready for the 2012/2013 school year.

Motion to defer approval to purchase the Ocean Air portable classrooms from Global Modular Inc. to the March 14, 2012 Special Board Meeting/Visitation which will allow staff to gather additional information for Board discussion.

**Motion** Perkins

**Second** Wooden

**Unanimous**

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10.16 **Proposed 2012/2013 Budget Reductions and Possible Revenue Enhancements**

Cathy Birks, Assistant Superintendent, Business Services, stated that there have been no changes since the reductions and possible revenue enhancement were presented in January. Ms. Birks reported on the savings should employees opt out of insurance benefits. A savings of \$134,000 would result from a 5% opt out and approximately \$267,000 with a 10% opt out rate. Ms. Birks also reported approximately \$11,000 in savings would be experienced by reducing administrative expenditures, i.e. periodicals, dues and memberships, conferences, supplies.

Superintendent Peabody reported on possible revenue enhancement including: refinance the CFDs; redo bonds for a savings of \$180,000 per year equating to millions by the time the bonds term out. Supt. Peabody reported on the possibility of doing a General Obligation Bond, which could generate \$62 million to be used for school construction, an endowment for technology and maintenance.

The Board expressed interest in receiving more information on General Obligation Bonds.

10.17 **Board Review and Acceptance of the 2011-2012 Second Interim Report**

Superintendent Peabody presented a comparison of District revenue, expenditures, fund balances, etc. from the First to the Second Interim Report as follows: Revenue increased by \$386,511; expenditures increased by \$475,991; the ending General Fund balance has decreased by \$89,480. The District's fair share increased from 8.92% to 9.57%. The DMUSD's Basic Aid reduction is \$2,532.886. The district will lose approximately \$370/ADA per year in revenue of approximately \$1,574,942 if the November tax initiative fails.

Motion to approve Acceptance of the 2011-2012 Second Interim Report

**Motion** Gibson  
**Second** Rodriguez  
**Unanimous**

**11. PERSONNEL**

**12. ITEMS FOR MARCH 2012 BOARD MEETING**

- Minutes of Regular Board Meeting of February 29, 2012
- Minutes of Special Board Meeting/Visitation of March 14, 2012
- Discussion of CDC/Preschool
- Board policies re kindergarten admission
- Revisit policy of announcing community meeting/forum
- CFD refinancing

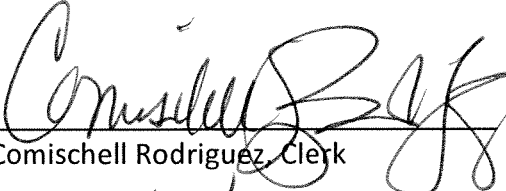
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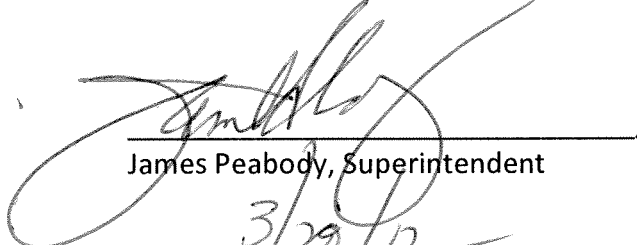
There being no further business to come before the Board, there was a  
Motion to Adjourn at 8:20 p.m.

**Motion** Rafner

**Second** Rodriguez

**Unanimous**

  
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Comischell Rodriguez, Clerk  
3/28/12  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
James Peabody, Superintendent  
3/29/12  
\_\_\_\_\_  
Date