

**Governing Board of Trustees Regular Meeting  
Wednesday, August 25, 2021**

**Members present**

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

**Meeting called to order at 4:46 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 4:46pm.

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**

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 4:47pm.

**2. CLOSED SESSION**

**2.1 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION** Government Code 54956.9(d)(1) OAH Case No.: 2021060832

**2.2 CONFERENCE WITH LEGAL COUNSEL—EXISTING LITIGATION** — Government Code Section 54956.9 (d)(1) - Case No. 37-2020-00020207-CU-TT-CTL - Save the Field v. Del Mar Union School District

**3. RECONVENE OPEN SESSION**

**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:

In a unanimous vote, the board voted to approve a compromise agreement and release OAH Case 2021060832. The agreement includes Special Education Services and attorney's fees in exchange for a waiver of claims against the District.

**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.

Item 11.1 not needed. Approval of the agenda without item 11.1.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve agenda for the August 25, 2021 Regular Meeting of the Governing Board of Trustees.

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

**4. CORRESPONDENCE/COMMUNICATIONS****Report: 4.1 CORRESPONDENCE**

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

COVID-19 Testing

Del Mar Heights Rebuild

Learning Programs for the 2021-2022 School Year

OAH Cases

Health and Safety for the 2021-2022 School Year

Virtual Options for Board Meetings

School Lunch Program

Pacific Sky School Build

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

No Public Requests to address the Governing Board of Trustees regarding non-agenda items.

**5. REPORTS, RECOGNITIONS AND HEARINGS****Report: 5.1 BOARD REPORT: DEL MAR CALIFORNIA TEACHERS ASSOCIATION (DMCTA)**

DMCTA President, Kevin Cunha, shared a report with the Board, including:

Thankful that teachers had a restful summer from what was a big year.

This year we are operating under a normal bargaining agreement and agreements on class size and independent study teachers.

Working with Ryan along with CTA to coordinate a bargaining training for new members.

Starting in September and October sites will come in to do presentations and we will have students attend meetings.

**Report: 5.2 BOARD REPORT: DEL MAR SCHOOLS EDUCATION FOUNDATION (DMSEF)**

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

DMSEF is excited to welcome everyone back to school and back on campus

Students are excited to be in their STEAM+ environments

STEAM+ Staff Highlights - 29 STEAM+ Teachers

15 Master Degrees

12 Awards and Recognitions

377 Years Teaching

3 Division 1 Athletes

DMSEF Historical Contributions and STEAM+ Funding

Why Give to DMSEF & Why Your Contribution is Valuable

Fall Giving Campaign has begun and runs through September 19, 2021

#### Report: 5.3 BOARD REPORT: GOVERNING BOARD OF TRUSTEES MEMBERS

Governing Board of Trustees reported on current activities.

##### Member Mok:

Attended the welcome back staff event and it was nice to see how excited everyone was.

##### Member Wooden:

Attended a zoom webinar about COVID with doctors from Rady's Children's Hospital regarding health and safety in schools and why mask wearing is important.

Attended the welcome back and it was nice to see them all back on campus.

##### Member Rafner:

Attended the welcome back meeting.

School is off to a great start and thanked everyone for getting the school year started.

##### Member Fitzpatrick:

Attended the CSBA Meeting regarding health and safety in schools.

Back to School Night was fantastic and was able to go into the classroom and it was wonderful.

##### Member Halpern

It was great to be back in the classroom for Back to School Night and see teachers in person.

#### Report: 5.4 BOARD REPORT: SUPERINTENDENT

Superintendent McClurg reported on current District activities, including:

Appreciation for the DMSEF President and the work DMSEF is doing.

Appreciation for the DMCTA President and the work of all teachers.

We held our Welcome Back and the learning sessions were wonderful and very collaborative. Teachers attended four sessions. We have very skilled teachers who presented and attended.

Back To School Night was great - for parents, teachers and principals. It was wonderful to have parents and teachers back together

Analyzing options for Board Meetings and anticipating guidelines from the State and will keep apprised of Board Meeting formats.

August 16 was a great day because kids were back on campus - there was so much joy and everyone was so excited to see friends they hadn't seen in so long.

DMUSD teachers are exceptional and it is so nice to have them all back.

We will always look out for the health and safety of our staff and students.

We continually look forward to the future and do the things we can do.

District Design 2022 - we will soon be and planning for now entering 2022 - how will we go through that process to involve stakeholders in what happens next.

We stay child focused and make sure every decision is made regarding what is best for children

We appreciate the support and gratitude from the community for the great work being done in the district.

#### Procedural: 5.5 HEARING OF THE PUBLIC REGARDING AGENDA ITEMS

Public requests to address the Governing Board of Trustees regarding agenda items:

Reference agenda item: 8.1

Action, Minutes, Procedural: 5.6 BOARD APPROVAL OF MINUTES

Approve Minutes:

July 28, 2021 - Regular Meeting

August 5, 2021 - Special Meeting

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve Minutes:

July 28, 2021

August 5, 2021

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

6. CONSENT

Action (Consent): 6.1 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 - 6.11.

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, 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 - 6.11.

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 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 - 6.11.

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, RESOLUTION NO. 2021-12 ADOPTING THE "GANN LIMIT" PURSUANT TO GOVERNMENT CODE 7902.1

Resolution: Approve Resolution No. 2021-22 Adopting the "Gann Limit" pursuant to government code 7902.1

Approve Consent Items 6.1 - 6.11.

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

Information: 6.5 BOARD INFORMATION, REVISIONS TO THE 2021-2024 LOCAL CONTROL ACCOUNTABILITY PLAN

Action (Consent): 6.6 BOARD APPROVAL, STUDENT TEACHER AGREEMENT

Resolution: Approve Student Teacher Agreement.

Approve Consent Items 6.1 - 6.11.

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, NEW JOB DESCRIPTION, HUMAN RESOURCES TECHNICIAN

Resolution: Approve new job description: Human Resources Technician.

Approve Consent Items 6.1 - 6.11.

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): 6.8 BOARD APPROVAL, NEW JOB DESCRIPTION, DIRECTOR OF AFTER SCHOOL PROGRAM AND THE EARLY CHILDHOOD DEVELOPMENT CENTER

Resolution: Approve new job description: Director of After School Program and the Early Childhood Development Center.

Approve Consent Items 6.1 - 6.11.

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): 6.9 BOARD APPROVAL, REVISED JOB DESCRIPTION, BENEFITS & RISK MANAGEMENT COORDINATOR

Resolution: Approve revised Benefits & Risk Management Coordinator job description.

Approve Consent Items 6.1 - 6.11.

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, CHANGES TO SALARY SCHEDULES: GROUP 1 AND 13

Resolution: Approve changes to salary schedules: Group 1 and 13.

Approve Consent Items 6.1 - 6.11.

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 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 - 6.11.

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, CONSENT CALENDAR

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Resolution: Approve Consent Items 6.1 - 6.11.

Approve Consent Items 6.1 - 6.11.

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

## 8. ADMINISTRATION AND POLICY

Report: 8.1 BOARD REPORT, 2021-2022 SCHOOL YEAR UPDATES

Holly McClurg, Superintendent; Shelley Petersen, Assistant Superintendent, Instructional Services; Ryan Stanley, Assistant Superintendent, Human Resources; and Jenni Huh, Executive Director, Student Services, provided information to the Board regarding 2021-2022 School Year Updates, including:

School Operations

Layered Mitigation

Masking, Stable Groups, Ventilation, Hand Hygiene

Testing

Quarantine Protocols

Counselors and Social Emotional Support

Staffing and Enrollment

K-6 Enrollment

Site Enrollment

Staffing

Vaccine Verification for School Workers

Great Beginnings and Districtwide Welcome Back Day

ASP and ECDC

Request to address the Governing Board regarding item 8.1: 2021-2022 School Year Updates:

Ruby Evans

J Liu

Staff responded to clarifying questions from Board Members.

Action: 8.2 BOARD APPROVAL, ESSER III EXPENDITURE PLAN

Mark Pong, Director of Finance, presented the ESSER III Expenditure Plan for Board Approval, including:

Overview of ESSR III Funds

Allocation and Expenditure Plan

Addressing Learning Interventions

Staff responded to clarifying questions from Board Members.

Governing Board President Halpern took roll call vote:

Member Mok

Member Wooden

Member Rafner

Member Fitzpatrick

Member Halpern

Approve the ESSER III Expenditure Plan

Motion by Gee Wah Mok, second by Katherine Fitzpatrick.

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 provided a facilities update, including:

Pacific Sky School Construction

Del Mar Heights School Rebuild

Del Mar Hills Academy Modernization

Summer Projects

Classroom Modernizations

Amplify Science Room

Sycamore Ridge Courtyard and Play Structure

Ball Walls

Slurry Seals and Striping

## 10. BUSINESS AND FINANCE

Information: 10.1 BOARD REPORT, LEGISLATIVE UPDATE: SCHOOL LUNCH PROGRAM

Cathy Birks, Assistant Superintendent, Business Services, presented a legislative update to the board regarding the school lunch program, including:

Universal School Meals Program: Assembly Bill (AB) 130 Education Finance: education omnibus budget trailer bill

Fiscal Year 2021-2022

Seamless Summer Option

Legislative Update AB 130

Fiscal Year 2022-2023

Historical - DMUSD School Lunch

Choicelunch

Choicelunch Capacity - DMUSD School Lunch  
 District Obstacles and Challenges  
 Overcoming the Obstacles and Meeting Future Needs  
 Build a Central Kitchen  
 Expand Child Nutrition Services and Operations  
 Evaluate Capital Outlay Needs  
 District Cost at 75% Participation  
 Conclusion

Staff responded to clarifying questions from Board Members.

Action, Presentation, Report: 10.2 BOARD REVIEW AND APPROVAL OF THE 2020-2021 UNAUDITED ACTUALS FOR ALL DISTRICT FUNDS

Cathy Birks, Assistant Superintendent, Business Services and Mark Pong, Director of Finance, presented the 2020-2021 Unaudited Actuals for all District Funds for review and Board approval, including:

General Fund Summary  
 Revenues  
 Variance from Estimated Actuals  
 Expenditures  
 Variance from Estimated Actuals  
 2020-2021 Unaudited Actuals  
 Components of Ending Fund Balance  
 2020-2021 Revenue Summary  
 2020-2021 Expenditure Summary  
 Additional General Fund Highlights  
 Summary of Supplemental Funds  
 Historical Data Summary  
 Revenues  
 Expenditures  
 Property Tax Revenue  
 Looking Towards 2021-2022 First Interim  
 Summary of Other Funds  
 Fund 13 Cafeteria Fund  
 Fund 14 Deferred Maintenance  
 Fund 17 Special Reserve  
 Fund 21 Measure MM, 2019 Series A  
 Measure Mm Projects  
 Fund 25 Capital Facilities  
 Fund 40 Special Reserve for Capital Outlay  
 Fund 49-01 CFD 95-1  
 Fund 49-02 CFD 99-1  
 Fund 63 Enterprise Fund  
 Fund 73 Trust Fund

Staff responded to clarifying questions from Board Members.

Governing Board President Halpern took roll call vote:

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

Approve the 2020-2021 Unaudited Actuals for all District Funds.

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



## 11. PERSONNEL

**Action: 11.1 BOARD APPROVAL TO UTILIZE VARIABLE TERM WAIVER FOR MULTIPLE SUBJECT, WITH BILINGUAL AUTHORIZATION: SPANISH**

This item was removed from the agenda by Board President Halpern as it was no longer needed. The removal of this item was approved in a roll call vote during the approval of the agenda, item 3.4.

## 12. CLOSING ITEMS

**Information: 12.1 BOARD REVIEW, REMINDER OF UPCOMING DMUSD EVENTS**

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

**Information: 12.3 PRELIMINARY ITEMS FOR THE SEPTEMBER REGULAR BOARD MEETING**

Action: 12.4 ADJOURNMENT OF MEETING

Governing Board President Halpern adjourned the meeting at 7:48pm.

Governing Board President Halpern took roll call vote:

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

Motion to Adjourn meeting.

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

Minutes of August 25, 2021 Adopted:

Signature of Governing Board Clerk:

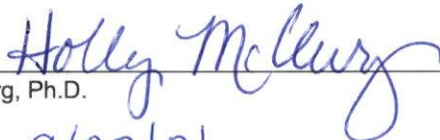


\_\_\_\_\_  
Gee Wah Mok, Esq.

9/22/21

\_\_\_\_\_  
Date

Signature of Superintendent:



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

9/22/21

\_\_\_\_\_  
Date

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