

Governing Board of Trustees Regular Meeting Wednesday, July 24, 2024

Members present

Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Meeting called to order at 5:46 PM

1. CALL TO ORDER OPEN SESSION

Procedural: 1.1 CALL TO ORDER OPEN SESSION

Governing Board President Mok called the Governing Board of Trustees Regular Meeting to order at 5:46pm.

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

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

2. CLOSED SESSION

3. OPEN SESSION / MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1 AND CFD NO. 99-1

Procedural: 3.1 PLEDGE OF ALLEGIANCE & WELCOME

Action: 3.2 APPROVAL OF THE AGENDA

Agenda item 10.1 will be brought back to another meeting. Approval of the agenda without Agenda Item 10.1.

Approve agenda for the July 26, 2023 Regular Meeting of the Governing Board of Trustees.

Motion by Doug Rafner, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Gee Wah Mok, Alan Kholos

Not Present at Vote: Katherine Fitzpatrick

Procedural: 3.3 CALL TO ORDER, MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1

Governing Board President Mok called the Legislative Body of CFD No. 95-1 to order at 5:49pm.

Action, Procedural: 3.4 BOARD APPROVAL, AGENDA FOR MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1

Approve agenda for meeting of the Legislative Body of CFD No. 95-1.

Approve agenda for meeting of the Legislative Body of CFD No. 95-1.

Motion by Doug Rafner, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action, Minutes, Procedural: 3.5 BOARD APPROVAL, MINUTES OF JULY 26, 2023 CFD NO. 95-1 MEETING

Action: 3.6 BOARD APPROVAL, RESOLUTION NO. CFD 95-101: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 95-1 DETERMINING ADJUSTMENTS IN SPECIAL TAX RATES FOR SUCH COMMUNITY FACILITIES DISTRICT FOR FISCAL YEAR 2024-2025

Doug Floyd from Koppel and Gruber explained item 3.6 and responded to clarifying questions from the Board.

Approve Resolution No. CFD 95-101.

Motion by Katherine Fitzpatrick, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 3.7 BOARD APPROVAL OF RESOLUTION NO. CFD 95-102: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 95-1 ESTABLISHING A BUDGET FOR FISCAL YEAR 2024-2025; DIRECTING THE LEVY OF THE SPECIAL TAX AND TAKING RELATED ACTIONS

Approve Resolution No. CFD 95-102.

Motion by Erica Halpern, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action, Procedural: 3.8 BOARD APPROVAL, ADJOURNMENT OF MEETING OF THE LEGISLATIVE BODY OF CFD NO. 95-1
Adjourn Meeting of the Legislative Body of CFD No. 95-1.

Motion by Katherine Fitzpatrick, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Procedural: 3.9 CALL TO ORDER, MEETING OF THE LEGISLATIVE BODY OF CFD NO. 99-1
Governing Board President Mok called the Legislative Body of CFD No. 99-1 at 5:56pm.

Action, Procedural: 3.10 BOARD APPROVAL, AGENDA FOR MEETING OF THE LEGISLATIVE BODY OF CFD NO. 99-1

Action, Minutes, Procedural: 3.11 BOARD APPROVAL, MINUTES OF JULY 26, 2023 CFD NO. 99-1 MEETING
Approve Minutes of July 26, 2023 CFD No. 99-1 Meeting.

Motion by Erica Halpern, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 3.12 BOARD APPROVAL OF RESOLUTION NO. CFD 99-67: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT 99-1 DETERMINING ADJUSTMENTS IN SPECIAL TAX RATES FOR SUCH COMMUNITY FACILITIES DISTRICT FOR FISCAL YEAR 2024-2025

Approve Resolution No. CFD 99-67.

Motion by Erica Halpern, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action, Procedural: 3.13 BOARD APPROVAL OF RESOLUTION NO. CFD 99-68: RESOLUTION OF THE BOARD OF TRUSTEES OF THE DEL MAR UNION SCHOOL DISTRICT, ACTING AS THE LEGISLATIVE BODY OF THE COMMUNITY FACILITIES DISTRICT NO. 99-1 ESTABLISHING A BUDGET FOR FISCAL YEAR 2024-2025; DIRECTING THE LEVY OF THE SPECIAL TAX AND TAKING RELATED ACTIONS

Approve Resolution No. CFD 99-68.

Motion by Erica Halpern, second by Doug Rafner.

Action, Procedural: 3.14 ADJOURNMENT OF MEETING OF THE LEGISLATIVE BODY OF CFD NO 99-1
Governing Board President Mok adjourned the meeting of the Legislative Body of CFD No. 99-1 at 5:59pm.

Adjourn Meeting of the Legislative Body of CFD No 99-1.

Motion by Erica Halpern, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

4. CORRESPONDENCE/COMMUNICATIONS

Report: 4.1 CORRESPONDENCE

Superintendent's Office received the following correspondence regarding District business:
Del Mar Heights School Rebuild Project

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

Lauren Suh - Regarding Project Clean Teen

Evan Sorem - Regarding Special Education Litigation

Concerned Parent - Regarding Fire Safety

5. REPORTS, RECOGNITIONS AND HEARINGS

Report: 5.1 REPORT: BOARD MEMBERS

Board Member Kholos: No Report

Board Member Rafner: Looking forward to the future as we open Del Mar Heights School and continue work on Del Mar Hills Academy.

Board Member Halpern: No Report

Board Member Fitzpatrick: No Report

Board Member Mok: No Report

Report: 5.2 REPORT: SUPERINTENDENT

Superintendent McClurg reported on current District activities, including:

DMUSD is getting ready to welcome students to the 24-25 school year.

DMUSD is excited to welcome back teachers and eager to see students.

Acknowledged our Special Education department for teaching and planning a great ESY program.

Summer Camp is concluding. Students experienced enriching and fun activities all summer.

Procedural: 5.3 HEARING OF THE PUBLIC REGARDING AGENDA ITEMS

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

Action, Minutes, Procedural: 5.4 BOARD APPROVAL, MINUTES

Approve minutes, June 26, 2024 Governing Board of Trustees Meeting.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

6. CONSENT

Action (Consent): 6.1 BOARD APPROVAL, DEL MAR UNION SCHOOL DISTRICT'S UNIFORM COMPLAINT QUARTERLY REPORT FROM APRIL 1, 2024 TO JUNE 30, 2024

Resolution: Approve Del Mar Union School District's Uniform Complaint 4th Quarterly Report From April 1, 2024 to June 30, 2024.

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 6.2 BOARD APPROVAL AND RATIFICATION OF PURCHASE ORDERS, COMMERCIAL WARRANT PAYMENTS, REVOLVING CASH DISBURSEMENTS AND PURCHASE CARD TRANSACTIONS
APPROVE PURCHASE ORDERS AND RATIFICATION OF COMMERCIAL WARRANT PAYMENTS, REVOLVING CASH DISBURSEMENTS AND PURCHASE CARD TRANSACTIONS

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Gee Wah Mok, Alan Kholos

Nay: Katherine Fitzpatrick

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 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.4 BOARD APPROVAL, RESOLUTION NO. 2024-15 CALIFORNIA SCHOOLS HEALTHY AIR, PLUMBING, AND EFFICIENCY PROGRAM GOVERNING BODY RESOLUTION

Resolution: Approve Resolution No. 2024-15 California Schools Healthy Air, Plumbing, and Efficiency Program Governing Body Resolution

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.5 BOARD APPROVAL TO "PIGGYBACK" FROM DOWNEY UNIFIED SCHOOL DISTRICT'S APPLE DIRECT CUSTOMER AGREEMENT (BID NO 23/24-11) EXTENSION FOR 2024-25

Resolution: Approve the use of Downey Unified School District's Apple Direct Customer Agreement (BID No. 23/24-11) Extension for 2024-25

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.6 BOARD APPROVAL TO "PIGGYBACK" THE ARVIN UNION SCHOOL DISTRICT BID NO 2022-23-001 CAMPUS MODERNIZATION

Resolution: Approve the use of "piggyback" terms in the Arvin Union School District Bid No. 2022-23-001 Campus Modernization

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.7 BOARD APPROVAL OF A SHORT-TERM AGREEMENT FOR PRINTERS, PRINTER SUPPLY AND SERVICE, AND MANAGED PRINT SERVICES WITH SIGNA DIGITAL SOLUTIONS

Resolution: Approve a short-term agreement for printers, printer supply and service, and managed print services with Signa Digital Services

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 6.8 BOARD APPROVAL, ATTENDANCE AT 2024 CALIFORNIA INFORMATION TECHNOLOGY IN EDUCATION(CITE) ANNUAL CONFERENCE

Approve attendance at the 2024 CITE Annual Conference.

Motion by Erica Halpern, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Information: 6.9 BOARD APPROVAL, MUNICIPAL STORM WATER MANAGEMENT PLAN ANNUAL IMPLEMENTATION

Action (Consent): 6.10 BOARD RATIFICATION, AWARD OF CONTRACT, RFP 2324-06 DEL MAR HILLS ACADEMY MODERNIZATION LAB OF RECORD (LOR) AND SPECIAL INSPECTION SERVICES

Resolution: Ratify award of contract for RFP 2324-06 Del Mar Hills Academy Modernization Lab of Record (LOR) and Special Inspection Services

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 6.11 BOARD APPROVAL, ATTENDANCE AT 2024 LEARNINGSAPES CONFERENCE

Approve attendance at the 2024 LearningScapes Conference.

Motion by Gee Wah Mok, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Gee Wah Mok, Alan Kholos

Nay: Katherine Fitzpatrick

Action (Consent): 6.12 BOARD APPROVAL, REVISION OF BOARD POLICY 1312.1: COMPLAINTS CONCERNING DISTRICT EMPLOYEES

Resolution: Approve revision of Board Policy 1312.1: Complaints Concerning District Employees.

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.13 BOARD APPROVAL, REVISIONS TO BOARD POLICY 6000: CONCEPTS AND ROLES

Resolution: Approve revisions to Board Policy 6000: Concepts and Roles.

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.14 BOARD APPROVAL, REVISIONS TO BOARD POLICY 6112: SCHOOL DAY

Resolution: Approve revisions to Board Policy 6112: School Day.

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.15 BOARD APPROVAL, REVISION OF BOARD POLICY 4121: TEMPORARY/SUBSTITUTE PERSONNEL

Resolution: Approve revisions to Board Policy 4121: Temporary/Substitute Personnel

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.16 BOARD APPROVAL, REVISION OF BOARD POLICY 4161/4261/4361: LEAVES

Resolution: Approve revisions to Board Policy: 4161/4261/4361: Leaves

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.17 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 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action (Consent): 6.18 BOARD APPROVAL, CONSENT CALENDAR

Board Member Fitzpatrick requested items 6.2, 6.8, and 6.11 to be voted on separately and not with the consent agenda. Staff responded to clarifying questions about these items.

Resolution: Approve Consent Items 6.1 - 6.19.

Approve Consent Items 6.1 - 6.19.

Motion by Alan Kholos, second by Doug Rafner.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

7. CURRICULUM AND INSTRUCTION

8. ADMINISTRATION AND POLICY

9. MAINTENANCE, OPERATIONS AND FACILITIES

Report: 9.1 BOARD REPORT, FACILITIES UPDATE

Chris Delehanty, Assistant Superintendent of Business Services, shared a report with board regarding Facilities, including:

Del Mar Hills Modernization

Del Mar Heights School Rebuild

Staff responded to clarifying questions from the Board.

10. BUSINESS AND FINANCE

Action: 10.1 BOARD APPROVAL RESOLUTION 2024-12 TO INCREASE STATUTORY SCHOOL FEES IMPOSED ON NEW RESIDENTIAL AND COMMERCIAL/INDUSTRIAL DEVELOPMENT PROJECTS

*This item will be brought back to a later meeting.

Action: 10.2 GOVERNING BOARD OF TRUSTEES APPROVAL OF AMENDMENT NO. 4 TO LEASE-LEASEBACK AGREEMENTS FOR THE DEL MAR HEIGHTS SCHOOL REBUILD PROJECT

Approve Amendment No. 4 to Lease-Leaseback Agreements for the Del Mar Heights School Rebuild Project

Motion by Alan Kholos, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Action: 10.3 BOARD APPROVAL, PARTIAL RELEASE AND REDUCTION OF RETENTION FOR THE DEL MAR HEIGHTS SCHOOL REBUILD PROJECT

Approve the partial release and reduction of retention for the Del Mar Heights School Rebuild Project.

Motion by Alan Kholos, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

11. PERSONNEL

12. CLOSING ITEMS

Information: 12.1 PRELIMINARY ITEMS FOR THE AUGUST REGULAR BOARD MEETING

Procedural: 12.2 ADJOURNMENT INTO CLOSED SESSION

Governing Board President Mok adjourned into Closed Session at 6:33pm.

13. CLOSED SESSION

Discussion: 13.1 EVALUATION OF EMPLOYEE: Evaluation of performance of a public employee – 54957(b)(1). Evaluation of performance of Holly McClurg, Ph.D., Superintendent, in accordance with the contractual obligation for evaluation

14. RECONVENE OPEN SESSION

Procedural: 14.1 RECONVENE OPEN SESSION

Governing Board President Mok reconvened Open Session at 9:32pm.

Procedural, Report: 14.2 REPORT OF ACTION TAKEN IN CLOSED SESSION

The Governing Board met in Closed Session and no action was taken.

15. ADJOURNMENT OF MEETING

Action, Procedural: 15.1 ADJOURNMENT OF MEETING

Governing Board President Mok adjourned the meeting at 9:33pm.

Motion by Doug Rafner, second by Erica Halpern.

Final Resolution: Motion Carries

Aye: Doug Rafner, Erica Halpern, Katherine Fitzpatrick, Gee Wah Mok, Alan Kholos

Signature of Governing Board Clerk:

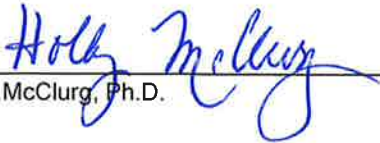


Alan Kholos, Esq.

08/14/24

Date

Signature of Superintendent:



Holly McClurg, Ph.D.

08/14/24

Date

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